AUTHENTICATED
U.S. GOVERNMENT
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GPO

3-9-90
Vol. 55 No. 47

federal register

Friday
March 9, 1990

United States
Government
Printing Office
SUPERINTENDENT
OF DOCUMENTS
Washington, DC 20402

OFFICIAL BUSINESS
Penalty for private use, $300

SECOND CLASS NEWSPAPER
Postage and Fees Paid
U.S. Government Printing Office
(ISSN 0097-6326)

3-9-90
Vol. 55 No. 47
Pages 8897-9092

federal register

Friday
March 9, 1990

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FOR: Any person who uses the Federal Register and Code of Federal Regulations.

WHO: The Office of the Federal Register.

WHAT: Free public briefings (approximately 3 hours) to present:

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WHY: To provide the public with access to information necessary to research Federal agency regulations which directly affect them. There will be no discussion of specific agency regulations.

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WHERE: Duke University,
Von Cannon Hall, Bryan Center,
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RESERVATIONS: 919–684–3030.

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WHEN: March 29, at 9:00 a.m.
WHERE: State Office Building Auditorium,
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Salt Lake City, UT.
RESERVATIONS: Call the Utah Department of
Administrative Services, 801–538–3010.

WASHINGTON, DC

WHEN: March 29, at 9:00 a.m.
WHERE: Office of the Federal Register,
First Floor Conference Room,
1100 L Street NW., Washington, DC.
RESERVATIONS: 202–523–5240.

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Presidential Documents

Title 3—

The President

Proclamation 6105 of March 6, 1990

Twenty-First Decennial Census, 1990

By the President of the United States of America

A Proclamation

In 1790, barely a year after our Nation's government was established, the first Census of Population was taken by the United States Marshals under the direction of then-Secretary of State Thomas Jefferson. A total of 3.9 million residents were counted. This year, another census will be taken—the 21st in the history of the United States. Each decennial census has helped to chart the growth and change experienced by our vast country during the past 200 years.

The primary purpose for the census remains the same today as it was in 1790: to serve as the source of State population totals so that the number of seats in the House of Representatives can be properly apportioned among the States. Mandated by the Constitution, the use of census figures in guaranteeing representative government has been expanded over the years by the courts. It now includes the reshaping of voting district boundaries for State legislatures and local governments, as well.

Since our Nation's founding, the census has been a way of taking a "statistical snapshot" of our people and determining their number and location. Over the years, census information has become essential in the distribution of billions of dollars annually under Federal and State programs for such worthwhile purposes as education, health care, community development, transportation, and crime prevention. Government policymakers routinely use census data to make decisions on where to locate or expand public facilities and services, while business planners employ census numbers to devise strategies for the Nation's economic development.

Data from the 1990 census will serve as the basis for many of the Nation's official statistics during the coming decade. Leaders in government and the private sector will use the information it provides in making critical decisions as we prepare to enter the 21st century.

Abraham Lincoln once observed: "If we could just know where we are and whither we are tending, we could better judge what to do and how to do it." The census helps to provide us with such insight.

NOW, THEREFORE, I, GEORGE BUSH, President of the United States of America, by virtue of the authority vested in me by the Constitution and laws of the United States, do hereby declare and make known that under the law it is the responsibility and obligation of every person who usually resides in the United States to take part in the 1990 Census of Population and Housing by truthfully answering all questions on the census forms applying to him or her and to each member of the household to which he or she belongs, and to the residence being occupied.

Every resident of the United States is hereby assured that the information provided in the census will be used solely for the purposes allowed by law. Only combined statistical summaries of answers to census questions are published. By law, individual and household answers cannot be released in any way that will identify or harm any person or household. Individual information collected will not be used for purposes of taxation, investigation, or regulation, or in connection with military or jury service, the compulsion of

school attendance, the regulation of immigration, or the enforcement of any other Federal, State, or local law or ordinance.

IN WITNESS WHEREOF, I have hereunto set my hand this sixth day of March, in the year of our Lord nineteen hundred and ninety, and of the Independence of the United States of America the two hundred and fourteenth.

George Bush

[FR Doc. 90-5701
Filed 3-8-90; 11:02 am]
Billing code 3195-01-M

Presidential Documents

Presidential Determination No. 90–10 of February 20, 1990

Determination Under Section 402(c)(2)(A) of the Trade Act of 1974—Czechoslovakia

Memorandum for the Secretary of State

Pursuant to section 402(c)(2)(A) of the Trade Act of 1974 (the "Act") (19 U.S.C. 2432(c)(2)(A)) I determine that a waiver of the application of subsections (a) and (b) of section 402 of the Act with respect to Czechoslovakia will substantially promote the objectives of section 402.

You are authorized and directed to publish this determination in the **Federal Register.**

George Bush

THE WHITE HOUSE,
Washington, February 20, 1990.

[FR Doc. 90–5562
Filed 3–7–90; 12:52 pm]
Billing code 3195–01–M

Rules and Regulations

Federal Register
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This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.
The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each week.

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Part 907

[Navel Orange Reg. 710]

Navel Oranges Grown in Arizona and Designated Part of California

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: This regulation establishes the quantity of California-Arizona navel oranges that may be shipped to domestic markets during the period from March 9 through March 15, 1990. Consistent with program objectives, such action is needed to balance the supplies of fresh navel oranges with the demand for such oranges during the period specified. This action was recommended by the Navel Orange Administrative Committee (Committee), which is responsible for local administration of the navel orange marketing order.

DATES: Regulation 710 (7 CFR part 907) is effective for the period from March 9 through March 15, 1990.

FOR FURTHER INFORMATION CONTACT: Maureen T. Pello, Marketing Specialist, Marketing Order Administration Branch, Fruit and Vegetable Division, Agricultural Marketing Service, U.S. Department of Agriculture, Room 2523–S, P.O. Box 96456, Washington, DC 20090–6456; telephone: (202) 382–1754.

SUPPLEMENTARY INFORMATION: This final rule is issued under Marketing Order 907 (7 CFR part 907), as amended, regulating the handling of navel oranges grown in Arizona and designated part of California. This order is effective under the Agricultural Marketing Agreement Act of 1937, as amended, hereinafter referred to as the Act.

This final rule has been reviewed under Executive Order 12291 and Departmental Regulation 1512–1 and has been determined to be a "non-major" rule under criteria contained therein.

Pursuant to requirements set forth in the Regulatory Flexibility Act (RFA), the Administrator of the Agricultural Marketing Service (AMS) has considered the economic impact of the use of volume regulations on small entities as well as larger ones.

The purpose of the RFA is to fit regulatory actions to the scale of business subject to such actions in order that small businesses will not be unduly or disproportionately burdened. Marketing orders issued pursuant to the Act, and rules issued thereunder, are unique in that they are brought about through group action of essentially small entities acting on their own behalf. Thus, both statutes have small entity orientation and compatibility.

There are approximately 123 handlers of California-Arizona navel oranges subject to regulation under the navel orange marketing order and approximately 4,065 navel orange producers in California and Arizona. Small agricultural producers have been defined by the Small Business Administration (13 CFR 121.2) as those having annual receipts of less than $500,000, and small agricultural service firms are defined as those whose annual receipts are less than $3,500,000. The majority of handlers and producers of California-Arizona navel oranges may be classified as small entities.

The California-Arizona navel orange industry is characterized by a large number of growers located over a wide area. The production area is divided into four districts which span Arizona and part of California. The largest proportion of navel orange production is located in District 1, Central California, which represented 85 percent of the total production in 1988–89. District 2 is located in the southern coastal area of California and represented 13 percent of 1988–89 production; District 3 is the desert area of California and Arizona, and it represented approximately 1 percent; and District 4, which represented approximately 1 percent, is northern California. The Committee's estimate of 1989–90 production is 85,500 cars (one car equals 1,000 cartons at 37.5 pounds net weight each), as compared with 70,633 cars during the 1988–89 season.

The three basic outlets for California-Arizona navel oranges are the domestic fresh, export, and processing markets. The domestic (regulated) fresh market is a preferred market for California-Arizona navel oranges. The Committee estimates that about 59 percent of the 1989–90 crop of 85,000 cars will be utilized in fresh domestic channels (50,700 cars), with the remainder being exported fresh (9 percent), processed (30 percent), or designated for other uses (2 percent). This compares with the 1988–89 total of 45,581 cars shipped to fresh domestic markets, about 64 percent of that year's crop.

Volume regulations issued under the authority of the Act and Marketing Order No. 907 are intended to provide benefits to growers. Growers benefit from increased returns and improved market conditions. Reduced fluctuations in supplies and prices result from regulating shipping levels and contribute to a more stable market. The intent of regulation is to achieve a more even distribution of oranges in the market throughout the marketing season.

Based on the Committee's marketing policy, the crop and market information provided by the Committee, and other information available to the Department, the costs of implementing the regulations are expected to be more than offset by the potential benefits of regulation.

Reporting and recordkeeping requirements under the navel orange marketing order are required by the Committee from handlers of navel oranges. However, handlers in turn may require individual growers to utilize certain reporting and recordkeeping practices to enable handlers to carry out their functions. Costs incurred by handlers in connection with recordkeeping and reporting requirements may be passed on to growers.

Major reasons for the use of volume regulations under this marketing order are to foster market stability and enhance grower revenue. Prices for navel oranges tend to be relatively inelastic at the grower level. Thus, even a small variation in shipments can have a great impact on prices and grower revenue. Under these circumstances, strong arguments can be advanced as to

the benefits of regulation to growers, particularly smaller growers.

At the beginning of each marketing year, the Committee submits a marketing policy to the U.S. Department of Agriculture (Department) which discusses, among other things, the potential use of volume and size regulations for the ensuing season. The Committee, in its 1989–90 season marketing policy, considered the use of volume regulation for the season. This marketing policy is available from the Committee or Ms. Pello. The Department reviewed that policy with respect to administrative requirements and regulatory alternatives in order to determine if the use of volume regulations would be appropriate. A "Notice of Marketing Policy" (notice), which summarized the Committee's marketing policy, was prepared by the Department and published in the October 19, 1989, issue of the **Federal Register** (54 FR 42966). The purpose of the notice was to allow public comment on the Committee's marketing policy and the impact of any regulations on small business activities.

The notice provided a 30-day period for the receipt of comments from interested persons. That comment period ended on November 20, 1989. Three comments were received. The Department is continuing its analysis of the comments received, and the analysis will be made available to interested persons. That analysis is assisting the Department in evaluating recommendations for the issuance of weekly volume regulations.

The Committee met publicly on March 6, 1990, in Los Angeles, California, to consider the current and prospective conditions of supply and demand and recommended, with eight members voting in favor, two opposing, and one abstaining, that 1,850,000 cartons is the quantity of navel oranges deemed advisable to be shipped to fresh domestic markets during the specified week. The marketing information and data provided to the Committee and used in its deliberations was compiled by the Committee's staff or presented by Committee members at the meeting.

This information included, but was not limited to, price data for the previous week from Department market news reports and other sources, preceding week's shipments and shipments to date, crop conditions, weather and transportation conditions, and a reevaluation of the prior week's recommendation in view of the above.

The Department reviewed the Committee's recommendation in light of the Committee's projections as set forth in its 1989–90 marketing policy. This recommended amount is 50,000 cartons less than that estimate in the January 9, 1990, tentative shipping schedule. Of the 1,850,000 cartons, 1,610,000 are allotted for District 1 and 240,000 are allotted for District 2. Districts 3 and 4 are not regulated since approximately 86 percent of District 3's crop and nearly all of District 4's crop to date have been utilized and handlers would not be able to utilize their allotments.

During the week ending on March 1, 1990, shipments of navel oranges to fresh domestic markets, including Canada, totaled 1,923,000 cartons compared with 1,737,000 cartons shipped during the week ending on March 2, 1989. Export shipments totaled 377,000 cartons compared with 374,000 cartons shipped during the week ending on March 2, 1989. Processing and other uses accounted for 1,045,000 cartons compared with 1,043,000 cartons shipped during the week ending on March 2, 1989.

Fresh domestic shipments to date this season total 30,869,000 cartons compared with 25,736,000 cartons shipped by this time last season. Export shipments total 4,963,000 cartons compared with 4,093,000 cartons shipped by this time last season. Processing and other use shipments total 9,410,000 cartons compared with 9,033,000 cartons shipped by this time last season.

For the week ending on March 1, 1990, regulated shipments of navel oranges to the fresh domestic market were 1,889,000 cartons on an adjusted allotment of 1,868,000 cartons which resulted in net overshipments of 21,000 cartons. Regulated shipments for the current week (March 2 through March 8, 1990) are estimated at 1,890,000 cartons on an adjusted allotment of 1,836,000 cartons. Thus, overshipments of 54,000 cartons could be carried over into the week ending on March 15, 1990.

The average f.o.b. shipping point price for the week ending on March 1, 1990, was $7.17 per carton based on a reported sales volume of 1,622,000 cartons compared with last week's average of $7.34 per carton on a reported sales volume of 1,547,000 cartons. The season average f.o.b. shipping point price to date is $7.60 per carton. The average f.o.b. shipping point price for the week ending on March 2, 1989, was $6.30 per carton; the season average f.o.b. shipping point price at this time last season was $7.54 per carton.

According to a February 9 crop report issued by the National Agricultural Statistics Service, citrus production as of February 1 is forecast at 9.92 million tons, 3 percent greater than in January but 23 percent below last season. This reduction was due to the severe freezing temperatures in the Florida and Texas citrus belts during late December. Fruit droppage was heavy in most areas of Florida and the Texas harvest has ended. Orange production is up 17 percent from a January 1 forecast but 19 percent below last season. This decline was due mostly to Florida's 32 percent decrease from last season. The severe December freeze in Florida's citrus belt further reduced an already short Florida orange crop. The increase since January reflected better than expected salvage operations in Florida and increased production expectations in California. More information is expected to be available in a crop report that will be issued on March 9.

The Department's Market News Service reported that, as of March 6, overall demand for California-Arizona navel oranges was moderate and the market was "about steady" for both choice and first grade fruit. At the meeting, most Committee members characterized demand as weak and varying day to day with prices still declining. In addition, the condition of fruit arriving at the market was reported to be good. Committee members and observers discussed different levels of allotment as well as open movement. Two Committee members favored open movement while the majority of Committee members favored continuation of volume regulation at this time to maintain market stability. According to some Committee members, if the market stabilizes over the next few weeks, volume regulation could be terminated for the season.

The 1988–89 season average fresh equivalent on-tree price for California-Arizona navel oranges was $3.86 per carton, 65 percent of the season average parity equivalent price of $5.98 per carton.

Based upon fresh utilization levels indicated by the Committee and an econometric model developed by the Department, the 1989–90 season average fresh on-tree price is estimated to be between $4.59 and $4.84 per carton. This range is equivalent to 73 to 76 percent of the projected season average fresh on-tree parity equivalent price of $6.33 per carton. Thus, the 1989–90 season average fresh on-tree price is not expected to exceed the projected season average fresh on-tree parity equivalent price.

Limiting the quantity of navel oranges that may be shipped during the period from March 9 through March 15, 1990, would be consistent with the provisions of the marketing order by tending to establish and maintain, in the interest of

producers and consumers, an orderly flow of navel oranges to market.

Based on considerations of supply and market conditions, and the evaluation of alternatives to the implementation of this volume regulation, the Administrator of the AMS has determined that this final rule will not have a significant economic impact on a substantial number of small entities and that this action will tend to effectuate the declared policy of the Act.

Pursuant to 5 U.S.C. 553, it is further found and determined that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in further public procedure with respect to this action and that good cause exists for not postponing the effective date of this action until 30 days after publication in the **Federal Register**. This is because there is insufficient time between the date when information became available upon which this regulation is based and the effective date necessary to effectuate the declared policy of the Act.

In addition, market information needed for the formulation of the basis for this action was not available until March 6, 1990, and this action needs to be effective for the regulatory week which begins on March 9, 1990. Further, interested persons were given an opportunity to submit information and views on the regulation at an open meeting, and handlers were apprised of its provisions and effective time. It is necessary, therefore, in order to effectuate the declared purposes of the Act, to make this regulatory provision effective as specified.

List of Subjects in 7 CFR Part 907

Marketing agreements, Oranges, Reporting and recordkeeping requirements.

For the reasons set forth in the preamble, 7 CFR part 907 is amended as follows:

1. The authority citation for 7 CFR part 907 continues to read as follows:

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

2. Section 907.1010 is added to read as follows:

Note: This section will not appear in the annual Code of Federal Regulations.

§ 907.1010 Navel Oranges Regulation 710.

The quantity of navel oranges grown in California and Arizona which may be handled during the period from March 9 through March 15, 1990, is established as follows:

(a) District 1: 1,610,000 cartons;
(b) District 2: 240,000 cartons;
(c) District 3: unlimited cartons;
(d) District 4: unlimited cartons.

Dated: March 7, 1990.

Charles R. Brader,

Director, Fruit and Vegetable Division.

[FR Doc. 90–5608 Filed 3–8–90; 8:45 am]

BILLING CODE 3410–02–M

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7 CFR Part 910

[Lemon Reg. 708]

Lemons Grown in California and Arizona; Limitation of Handling

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: Regulation 708 establishes the quantity of fresh California-Arizona lemons that may be shipped to market at 320,380 cartons during the period from March 11 through March 17, 1990. Such action is needed to balance the supply of fresh lemons with market demand for the period specified, due to the marketing situation confronting the lemon industry.

DATES: Regulation 708 (7 CFR part 910) is effective for the period from March 11 through March 17, 1990.

FOR FURTHER INFORMATION CONTACT: Beatriz Rodriguez, Marketing Specialist, Marketing Order Administration Branch, F&V, AMS, USDA, Room 2523, South Building, P.O. Box 96456, Washington, DC 20090–6456; telephone: (202) 475–3861.

SUPPLEMENTARY INFORMATION: This final rule has been reviewed under Executive Order 12291 and Departmental Regulation 1512–1 and has been determined to be a "non-major" rule under criteria contained therein.

Pursuant to requirements set forth in the Regulatory Flexibility Act (RFA), the Administrator of the Agricultural Marketing Service has determined that this action will not have a significant economic impact on a substantial number of small entities.

The purpose of the RFA is to fit regulatory action to the scale of business subject to such actions in order that small businesses will not be unduly or disproportionately burdened. Marketing orders issued pursuant to the Agricultural Marketing Agreement Act, and rules issued thereunder, are unique in that they are brought about through group action of essentially small entities acting on their own behalf. Thus, both statutes have small entity orientation and compatibility.

There are approximately 85 handlers of lemons grown in California and Arizona subject to regulation under the lemon marketing order and approximately 2,500 producers in the regulated area. Small agricultural producers have been defined by the Small Business Administration (13 CFR 121.2) as those having annual receipts of less than $500,000, and small agricultural service firms are defined as those whose annual receipts are less than $3,500,000. The majority of handlers and producers of California-Arizona lemons may be classified as small entities.

This regulation 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 (the "Act," 7 U.S.C. 601–674), as amended. This action is based upon the recommendation and information submitted by the Lemon Administrative Committee (Committee) and upon other available information. It is found that this action will tend to effectuate the declared policy of the Act.

This regulation is consistent with the California-Arizona lemon marketing policy for 1989–90. The Committee met publicly on March 6, 1990, in Los Angeles, California, to consider the current and prospective conditions of supply and demand and unanimously recommended a quantity of lemons deemed advisable to the handled during the specified week. The Committee reports that overall demand for lemons is steady.

Pursuant to 5 U.S.C. 553, it is further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice and engage in further public procedure with respect to this action and that good cause exists for not postponing the effective date of this action until 30 days after publication in the **Federal Register** 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, in order 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

Lemons, Marketing agreements, and Reporting and recordkeeping requirements.

For the reasons set forth in the preamble, 7 CFR part 910 is amended as follows:

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

1. The authority citation for 7 CFR Part 910 continues to read as follows:

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

Note: This section will not appear in the Code of Federal Regulations.

2. Section 910.708 is added to read as follows:

§ 910.708 Lemon Regulation 708.

The quantity of lemons grown in California and Arizona which may be handled during the period from March 11, 1990 through March 17, 1990, is established at 320,380 cartons.

Dated: March 7, 1990.

Charles R. Brader,

Director, Fruit and Vegetable Division.

[FR Doc. 90–5607 Filed 3–8–90; 8:45 am]

BILLING CODE 3410–02–M

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7 CFR Part 982

[FV–90–105FR]

Filberts/Hazelnuts Grown in Oregon and Washington; Establishment of Final Free and Restricted Percentages for the 1989–90 Marketing Year

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: The Agricultural Marketing Service is adopting, without modification, as a final rule the provisions of an interim final rule which established final free and restricted percentages for domestic inshell filberts/hazelnuts for the 1989–90 marketing year under the Federal marketing order for filberts/hazelnuts grown in Oregon and Washington. The percentages indicate the amounts of domestically produced filberts/hazelnuts which may be marketed in domestic, export and other outlets. The percentages are intended to stabilize the supply of domestic inshell filberts/hazelnuts in order to meet the limited domestic demand for such filberts/hazelnuts and provide reasonable returns to producers. This action was recommended by the Filbert/Hazelnut Marketing Board (Board), which is the agency responsible for local administration of the order.

EFFECTIVE DATE: March 9, 1990.

FOR FURTHER INFORMATION CONTACT: Patricia A. Petrella, Marketing Specialist, Marketing Order Administration Branch, Fruit and Vegetable Division, AMS, USDA, room 2522–S, P.O. Box 96456, Washington, DC 20090–6456; telephone: (202) 475–3920.

SUPPLEMENTARY INFORMATION: This final rule is issued under Marketing Agreement and Order No. 982 (7 CFR part 982), as amended, regulating the handling of filberts/hazelnuts grown in Oregon and Washington. This order is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), hereinafter referred to as the Act.

This rule has been reviewed under Executive Order 12291 and Departmental Regulation 1512–1 and has been determined to be a "non-major" rule under criteria contained therein.

Pursuant to requirements set forth in the Regulatory Flexibility Act (RFA), the Administrator of the Agricultural Marketing Service (AMS) has considered the economic impact of this rule on small entities.

The purpose of the RFA is to fit regulatory actions to the scale of business subject to such actions in order that small businesses will not be unduly or disproportionately burdened. Marketing orders issued pursuant to the Act, and rules issued thereunder, are unique in that they are brought about through group action of essentially small entities acting on their own behalf. Thus, both statutes have small entity orientation and compatibility.

There are approximately 25 handlers of filberts/hazelnuts subject to regulation under the filbert/hazelnut marketing order and approximately 1,000 producers in the Oregon and Washington production area. Small agricultural producers have been defined by the Small Business Administration (13 CFR 121.2) as those having annual receipts of less than $500,000, and small agricultural service firms are defined as those whose annual receipts are less than $3,500,000. The majority of handlers and producers of filberts/hazelnuts may be classified as small entities.

The Board is required to meet prior to September 20 of each marketing year to compute an inshell trade demand and preliminary free and restricted percentages, if the use of volume regulation is recommended during the season. The order prescribes formulas for computing the inshell trade demand, as well as preliminary, interim final, and final percentages. The inshell trade demand establishes the amount of inshell filberts/hazelnuts the market can utilize throughout the season, and the percentages release the inshell trade demand. The preliminary percentages release 80 percent of the inshell trade demand in order to protect against underestimates of the crop. On or before November 15, the Board must meet to recommend to the Secretary final percentages which release 100 percent of the inshell trade demand and 15 percent of the three-year-average trade acquisitions. The additional 15 percent above the 100 percent of the inshell trade demand is released to provide for an adequate carryover into the following season. The Board's recommendation and this final rule are based on requirements specified in the order.

This final rule will restrict the amount of inshell filberts/hazelnuts that can be marketed in domestic markets. The domestic outlets for this commodity are characterized by limited demand, and the establishment of free and restricted percentages will benefit the industry by promoting stronger marketing conditions and stabilizing prices and supplies, thus improving grower returns.

As provided in section 982.40 of the order, the Board meets prior to September 20 of each marketing year for the purpose of formulating its marketing policy for that year and submitting its recommendations for regulation. If the Board recommends volume regulation, it must compute and announce an inshell trade demand for that year prior to September 20. The inshell trade demand, rounded to the nearest whole number, equals the average of the preceding three "normal" years' trade acquisitions of inshell filberts/hazelnuts, with the provision that the Board may increase such estimate by no more than 25 percent, if market conditions warrant such an increase.

The preliminary free and restricted percentages make available portions of the filbert/hazelnut crop which may be marketed in domestic inshell markets (free) and exported or shelled (restricted) early in the 1989–90 season. The preliminary free percentage is 80 percent of the established inshell trade demand, expressed as a percentage of the total supply subject to regulation, and is based on preliminary crop estimates. The Board computed and announced at its August 30, 1989, meeting preliminary free and restricted percentages of 26 and 74 percent, respectively, to release 80 percent of the inshell trade demand. The purpose of releasing only 80 percent of the inshell trade demand under the preliminary percentage is to guard against underestimates of the crop. The preliminary restricted percentage is 100 percent minus the free percentage.

The Board is required to meet prior to November 15 to formally review and approve its marketing policy and recommend to the Secretary for approval, the establishment of interim final and final free and restricted percentages. The Board uses current crop estimates to calculate the interim final and final percentages. The interim percentages are calculated in the same way as the preliminary percentages and release 100 percent of the inshell trade demand previously computed by the Board for the marketing year. Final free and restricted percentages release an additional 15 percent of the average of the preceding three years' trade acquisitions to ensure an adequate carryover into the following season. The final free and restricted percentages must be effective at least 30 days prior to the end of the marketing year (July 1 through June 30), or earlier, if recommended by the Board and approved by the Secretary. In addition, revisions in the marketing policy can be made until February 15 of each marketing year. However, the inshell trade demand can only be revised upward.

The Board met on November 7, 1989, reviewed and approved an amended marketing policy and recommended the establishment of final free and restricted percentages. The Board decided that market conditions were such that immediate release of the additonal free tonnage would not adversely affect the 1989–90 domestic inshell market. Accordingly, no interim final free and restricted percentages were recommended. The marketing percentages are based on the industry's final production estimates and released 4,807 tons to the domestic inshell market. The Oregon Agricultural Statistics Service provided an early estimate of 13,500 tons total production for the Oregon and Washington area. However, a handler survey conducted by the Board provided a more current estimate of 12,041 tons total production for the area. Therefore, the Board voted to unanimously accept the more current estimate of 12,041 tons.

In addition to complying with the provisions of the marketing order, the Board also considers the U.S. Department of Agriculture's 1982 "Guidelines for Fruit, Vegetable, and Specialty Crop Marketing Orders" (Guidelines) when making its computations in the marketing policy. This volume control regulation provides a method to collectively limit the supply of inshell filberts/hazelnuts available for sale in domestic markets. The Guidelines require this primary market to have available a quantity equal to 110 percent of recent years' sales in those outlets before secondary market allocations are approved. This is to provide for plentiful supplies for consumers and for market expansion while retaining the mechanism for dealing with oversupply situations. In order to meet expected needs of the trade and to comply with the Guidelines, an increase of 10 percent (430 tons) has been included in the calculations used in determining the inshell trade demand. The final percentages, which released 100 percent of the inshell trade demand and 15 percent of the three year average trade acquisitions, made available 112 percent of prior year's sales, thus exceeding the requirements of the Guidelines.

The final marketing percentages are based on the Board's production estimates and the following supply and demand information for the 1989–90 marketing year:

Inshell supply	Tons
(1) Total production (Filbert/Hazelnut Marketing Board Handler survey estimate)	12,041
(2) Less substandard, farm use (disappearance)	725
(3) Merchantable production (the Board's adjusted crop estimate)	11,316
(4) Plus undeclared carryin as of July 1, 1989, subject to regulation	268
(5) Supply subject to regulation (Item 3 plus Item 4)	11,584
(6) Average trade acquisition based on three prior years' domestic sales	4,303
(7) Increase to encourage increased sales (10 percent)	430
(8) Less declared carryin as of July 1, 1989, not subject to regulation	571
(9) Inshell Trade Demand	4,162
(10) 15 percent of the average trade acquisitions based on three years domestic sales	645
(11) Inshell Trade Demand plus 15 percent (Item 9 plus Item 10)	4,807

Percentages	Free	Restricted
(12) Final percentages (Item 11 divided by Item 5) x 100	41	59

An interim final rule establishing free and restricted percentages for the 1989–90 crop year was published in the **Federal Register** on January 9, 1990 (55 FR 724). That rule provided that interested persons could file written comments through February 8, 1990. No comments were received. Accordingly, free and restricted percentages as established by that interim final rule are adopted as a final rule without change.

Based on available information, the Administrator of the AMS has determined that the issuance of this rule will not have a significant economic impact on a substantial number of small entities.

After consideration of all available information, it is found that the establishment of final free and restricted percentages, as hereinafter set forth, will tend to effectuate the declared policy of the Act.

Pursuant to 5 U.S.C. 553, it is also found that good cause exists for not postponing the effective date of this action until 30 days after publication in the **Federal Register** because: (1) The 1989–90 marketing year began July 1, 1989, and the percentages established herein apply to all merchantable filberts/hazelnuts handled from the beginning of the crop year; (2) handlers are aware of this action, which was recommended at an open Board meeting, and need no additional time to comply with these percentages which release more filberts/hazelnuts than the preliminary percentages; and (3) this final rule is an adoption, without modification, of an interim final rule effective January 9, 1990, establishing free and restricted percentages for the 1989–90 crop year.

List of Subjects in 7 CFR Part 982

Filberts/hazelnuts, Marketing agreements, Nuts, Reporting and recordkeeping requirements.

For the reasons set forth in the preamble, 7 CFR part 982 is amended as follows:

Note: The following section will not be published in the annual Code of Federal Regulations.

1. The authority citation for 7 CFR part 982 continues to read as follows:

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

2. Accordingly, the interim final rule adding § 982.239, which was published at 55 FR 724 on January 9, 1990, is adopted as a final rule without change.

Dated: March 5, 1990.

Robert C. Keeney,

Deputy Director, Fruit and Vegetable Division.

[FR Doc. 90–5383 Filed 3–8–90; 8:45 am]

BILLING CODE 3410–02–M

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7 CFR Part 985

[FV–89–107 IFR]

Spearmint Oil Produced in the Far West; Salable Quantities and Allotment Percentages for the 1990–91 Marketing Year

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Interim final rule with request for comments.

SUMMARY: This interim final rule establishes the quantity of spearmint oil produced in the Far West, by class, that may be purchased from or handled for producers by handlers during the 1990–91 marketing year, which begins on June 1, 1990. This action is taken under the marketing order for spearmint oil produced in the Far West in order to avoid extreme fluctuations in supplies and prices and thus help to maintain stability in the spearmint oil market. This action was unanimously recommended by the Spearmint Oil Administrative Committee (Committee), which is responsible for local administration of the order.

EFFECTIVE DATE: March 9, 1990. Comments which are received by April 9, 1990 will be considered prior to the issuance of a final rule.

ADDRESSES: Interested persons are invited to submit written comments concerning this action. Comments must be sent in triplicate to the Docket Clerk, Fruit and Vegetable Division, AMS, USDA, room 2085, South Building, P.O. Box 96456, Washington, DC 20090–6456. Comments should reference the date and page number of this issue of the **Federal Register** and will be available for public inspection in the Office of the Docket Clerk during regular business hours.

FOR FURTHER INFORMATION CONTACT: Patricia A. Petrella, Marketing Specialist, Marketing Order Administration Branch, Fruit and Vegetable Division, AMS, USDA, Room 2525–S, P.O. Box 96456, Washington, DC 20090–6456; telephone: (202) 475–3920.

SUPPLEMENTARY INFORMATION: This interim final rule is issued under Marketing Order No. 985, as amended (7 CFR part 985), regulating the handling of spearmint oil produced in the Far West. The order is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), hereinafter referred to as the Act.

This rule has been reviewed under Executive Order 12291 and Departmental Regulation 1512–1 and has been determined to be a "non-major" rule under criteria contained therein.

Pursuant to requirements set forth in the Regulatory Flexibility Act (RFA), the Administrator of the Agricultural Marketing Service (AMS) has considered the economic impact of this action on small entities.

The purpose of the RFA is to fit regulatory actions to the scale of business subject to such actions in order that small businesses will not be unduly or disproportionately burdened. Marketing orders issued pursuant to the Act, and rules issued thereunder, are unique in that they are brought about through group action of essentially small entities acting on their own behalf. Thus, both statutes have small entity orientation and compatibility.

The Far West spearmint oil industry is characterized by primarily small producers whose farming operations generally involve more than one commodity and whose income from farming operations is not exclusively dependent on the production of spearmint oil. The production of spearmint oil is concentrated in the Far West, primarily Washington, Idaho, and Oregon (part of the area covered under the marketing order). Spearmint oil is also produced in the Midwest. The production area covered by the marketing order normally accounts for more than 75 percent of U.S. production of spearmint oil annually.

The Committee reports that there are approximately 9 handlers and 253 producers of spearmint oil under the marketing order for spearmint oil produced in the Far West. Of the 253 producers, 160 producers hold "Class 1" (Scotch) oil allotment base, and 136 producers hold "Class 3" (Native) oil allotment base. As of June 1, 1989, producers' allotment bases ranged from 667 to 181,902 pounds for Scotch oil and from 290 to 124,346 pounds for Native oil. The average total allotment base held is 10,413 pounds and 13,539 pounds for Scotch and Native oils, respectively.

Small agricultural producers have been defined by the Small Business Administration (13 CFR 121.1) as those having annual receipts for the last three years of less than $500,000, and small agricultural service firms are defined as those whose annual receipts are less than $3,500,000. The majority of Far West spearmint oil producers and handlers may be classified as small entities.

The initial salable quantities and allotment percentages for Scotch and Native spearmint oils for the 1990–91 marketing year were unanimously recommended by the Committee at its September 20, 1989, meeting. The salable quantity is the total quantity of each class of oil which handlers may purchase from or handle on behalf of producers during a marketing year. Each producer is allotted a share of the salable quantity by applying the allotment percentage to the producer's allotment base for the applicable class of spearmint oil. A proposed rule incorporating the Committee's recommendations was published in the November 14, 1989, issue of the **Federal Register** (54 FR 47366). Written comments were invited from interested persons until December 14, 1989. One comment was received in the form of a recommendation from the Committee.

This recommendation was submitted after a Committee meeting on November 28, 1989. At that meeting, the Committee unanimously recommended an increase in the salable quantity and allotment percentage for Scotch spearmint oil for the 1990–91 marketing year. The Committee indicated that continued strong contracting activity by buyers warranted such an increase. Thus, the Committee recommended that the allotment percentage for Scotch oil be increased from 40 to 52 percent and the salable quantity from 678,800 to 882,440 pounds. The Committee therefore unanimously requested the Secretary to revise its September 20 recommendation for Scotch spearmint oil to reflect this increase. Accordingly, based upon analysis of available information, the Committee's recommendation has been adopted in this interim final rule.

An additional recommendation was submitted to the Department after a teleconference meeting on January 8, 1990. During that meeting, the Committee unanimously recommended an increase in the salable quantity and allotment percentage for Native spearmint oil for the 1990–91 marketing year. The Committee indicated that unusually brisk marketing acitvity warranted such an increase. Thus, the Committee recommended that the allotment percentage for Native oil be increased from 43 to 50 percent and the salable quantity from 806,498 to 937,789 pounds. The Committee therefore unanimously requested the Secretary to revise its September 20 recommendation for Native spearmint oil to reflect this increase. Accordingly, based upon analysis of available information, this Committee recommendation has also been adopted in this interim final rule.

This interim final rule establishes salable quantities of 882,440 pounds and 937,789 pounds, respectively, for Scotch and Native spearmint oils produced in the Far West and allotment percentages of 52 percent and 50 percent, respectively, for Scotch and Native spearmint oils produced in the Far West. This action limits the amount of spearmint oil that may be purchased from or handled for producers by handlers, during the 1990–91 marketing year, which begins on June 1, 1990. Such salable quantities and allotment percentages have been placed into effect each season since the order's inception in 1980. The amounts recommended for sale exceed average sales levels over

the past nine years and are not expected to cause a shortage of spearmint oil supplies. Both Scotch and Native spearmint oil producers who produce more than their annual allotments during the 1990–91 season may transfer such excess spearmint oil to a producer with a deficiency in spearmint oil production, or such excess spearmint oil may be placed into reserve stocks.

This regulation is similar to those which have been issued in prior seasons. Costs to producers and handlers resulting from this action are expected to be offset by the benefits derived from improved returns.

The salable quantity and allotment percentage for each class of spearmint oil for the 1990–91 marketing year, which begins on June 1, 1990, are based upon recommendations of the Committee and the following data and estimates:

(1) "Class 1" (Scotch) Spearmint Oil
- (A) Estimated carryin on June 1, 1990—0 pounds.
- (B) Estimated trade demand (domestic and export) for the 1990–91 marketing year—882,440 pounds.
- (C) Recommended desirable carryout on May 31, 1991—0 pounds.
- (D) Salable quantity required from 1990 regulated production—882,440 pounds.
- (E) Total allotment base for Scotch oil—1,697,000 pounds.
- (F) Computed allotment percentage—52 percent.
- (G) Recommended allotment percentage—52 percent.
- (H) The Committee's recommended salable quantity—882,440 pounds.

(2) "Class 3" (Native) Spearmint Oil
- (A) Estimated carryin on June 1, 1990—20,000 pounds.
- (B) Estimated trade demand (domestic and export) for the 1990–91 marketing year—957,789 pounds.
- (C) Recommended desirable carryout on May 31, 1991—0 pounds.
- (D) Salable quantity required from 1990 production—937,789 pounds.
- (E) Total allotment base for Native oil—1,875,577 pounds.
- (F) Computed allotment percentage—50 percent.
- (G) Recommended allotment percentage—50 percent.
- (H) The Committee's recommended salable quantity—937,789 pounds.

The establishment of these salable quantities and allotment percentages will allow for anticipated market needs based on historical sales and provides spearmint oil producers with information on the amount of oil which should be produced for next season.

Based on available information, the Administrator of the AMS has determined that the issuance of this interim final rule will not have a significant economic impact on a substantial number of small entities.

After consideration of the information and recommendations submitted by the Committee and other available information, it is found that this interim final rule will tend to effectuate the declared policy of the Act.

Pursuant to 5 U.S.C. 553, it is also found and determined upon good cause that it is impracticable, unnecessary, and contrary to the public interest to give notice prior to putting this rule into effect and that good cause exists for not postponing the effective date of this action until 30 days after publication in the **Federal Register** because: (1) Based upon a September 20, 1989, Committee recommendation, a proposed rule requesting comments was published concerning salable quantities and allotment percentages for Scotch and Native oils for the 1990–91 marketing year; (2) one comment was received from the Committee in the form of a recommendation to increase the salable quantity and allotment percentage for Scotch oil; (3) on January 8, 1990, the Committee made an additional recommendation to increase the salable quantity and allotment percentage for Native oil; (4) based upon analysis of available information, this action adopts the subsequent recommendations and provides for a 30-day comment period concerning this action; and (5) handlers and producers should be apprised as soon as possible of the salable quantities and allotment percentages for the 1990–91 marketing year contained in this interim final rule.

List of Subjects in 7 CFR Part 985

Marketing agreements, Oils and fats, Reporting and recordkeeping requirements, and Spearmint oil.

For the reasons set forth in the preamble, 7 CFR part 985 is amended as follows:

PART 985—SPEARMINT OIL PRODUCED IN THE FAR WEST

1. The authority citation for 7 CFR part 985 continues to read as follows:

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

2. A new § 985.210 under subpart—Salable Quantities and Allotment Percentages is added to read as follows:

Note: This section will not appear in the annual Code of Federal Regulations.

Subpart—Salable Quantities and Allotment Percentages

§ 985.210 Salable quantities and allotment percentages—1990–91 marketing year.

The salable quantity and allotment percentage for each class of spearmint oil during the marketing year which begins on June 1, 1990, shall be as follows:

(a) "Class 1" (Scotch) oil—a salable quantity of 882,440 pounds and an allotment percentage of 52 percent.

(b) "Class 3" (Native) oil—a salable quantity of 937,789 pounds and an allotment percentage of 50 percent.

Dated: March 6, 1990.

Robert C. Keeney,

Deputy Director, Fruit and Vegetable Division.

[FR Doc. 90–5446 Filed 3–8–90; 8:45 am]

BILLING CODE 3410–02–M

Rural Electrification Administration

7 CFR Part 1736

RIN 0572–AA35

Electric Standards and Specifications

AGENCY: Rural Electrification Administration, USDA.

ACTION: Final rule.

SUMMARY: The Rural Electrification Administration (REA) hereby amends 7 CFR Chapter XVII, REA Regulations, part 1736, Electric Standards and Specifications, by revising REA Bulletin 50–6 (D–806), Specifications and Drawings for Underground Electric Distribution. This bulletin provides standard underground electric system construction drawings and specifications that REA electric borrowers may use without REA review of each specific project. The primary changes consist of: (1) Inclusion of standard drawings for the installation of jacketed cable; (2) inclusion of several guide drawings which provide "helpful hints" to accomplish various procedures; (3) elimination of such obsolete items as submersible and direct-buried transformers and sectionalizers; and (4) several changes to conform to the latest edition of the National Electrical Safety Code.

EFFECTIVE DATE: March 9, 1990.

FOR FURTHER INFORMATION CONTACT: Mr. James C. Oedman, Electrical Engineer, Electric Staff Division, Rural Electrification Administration, U.S. Department of Agriculture, Washington, DC 20250–1500, telephone (202) 382–9091.

SUPPLEMENTARY INFORMATION: Pursuant to the Rural Electrification Act of 1936, as amended (7 U.S.C. 901 et seq.), the Rural Electrification Administration (REA) is amending 7 CFR Chapter XVII, REA Regulations, Part 1736 Electric Standards and Specifications, by revising REA Bulletin 50–6 (D–806), Specifications and Drawings for Underground Electric Distribution.

This action has been reviewed in accordance with Executive Order 12291, Federal Regulation. The action will not (1) have a annual effect on the economy of $100 million or more; (2) result in a major increase in costs or prices for consumers, individual industries, Federal, state, or local government agencies; or (3) result in significant adverse effects on competition, employment, investment, or productivity, and, therefore, has been determined to be "not major."

REA has concluded that promulgation of this rule would not represent a major Federal action significantly affecting the quality of the human environment under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq. (1976)) and, therefore, does not require an environmental impact statement or an environmental assessment.

This regulation contains no information or recordkeeping requirements which require approval under the Paperwork Reduction Act of 1980 (44 U.S.C. 3507 et seq.) This action does not fall within the scope of the Regulatory Flexibility Act.

This program is listed in the Catalog of Federal Domestic Assistance as Number 10.850, Rural Electrification Loans and Loan Guarantees. For the reasons set forth in the final rule related Notice to 7 CFR Part 3015, Subpart V (50 FR 47034, November 14, 1985), this program is excluded from the scope of Executive Order 12372 which requires intergovernmental consultation with State and local officials.

Background

The Rural Electrification Administration (REA) maintains a system of bulletins that contain construction standards and specifications for material, equipment, and construction methods which are applicable to electric system facilities constructed by REA electric borrowers in accordance with the REA loan contract.

REA Bulletin 50–6 (D–806), Specifications and Drawings for Underground Electric Distribution, provides standard underground electric system construction drawings and specifications that REA electric borrowers may use without REA review of each specific project.

Bulletin 50–6 (D–806) was last revised in 1975. In the past 14 years many dramatic changes have been made in the material, equipment, and construction methods used in the underground electric distribution industry. There is a need in the rural electric industry for certain types of underground distribution facilities which did not exist or were not used by borrowers in 1975. A prime example of a product which borrowers did not use is jacketed underground cable. The severe corrosion of bare concentric neutral wires and the damage to cable insulation caused by contact of unjacketed cable with moist earth makes the use of jacketed cable necessary. The revision of Bulletin 50–6 (D–806) includes drawings for practical and effective techniques for installation and grounding of jacketed cable.

The changes are accomplished by adding several new construction drawings, revising some drawings included in the present edition of the bulletin, and deleting some present drawings. The resulting bulletin is a complete specification with which REA electric borrowers can construct their rural underground electric distribution systems using state-of-the-art materials, equipment, and construction methods.

The effect of the revision is a modernization of the drawings and specifications to include the material, equipment, and construction methods presently needed in the rural underground electric distribution industry. The long-term cost of owning and operating underground electric distribution facilities by the borrowers will decrease. The use of present-day material, equipment, and construction method will result in underground systems with longer service life and better reliability.

Comments

On December 31, 1987, at 53 FR 49417, REA published a proposed rule notice to revised 7 CFR Chapter XVII, Part 1736 by revising Bulletin 50–6 (D–806). In the proposed rule notice, REA invited interested parties to file comments on or before February 29, 1988.

Fourteen different organizations or groups commented on the Proposed Rule.

They are:

REA Electric Borrowers

1. Agralite Cooperative
2. Anoka Electric Cooperative
3. Dakota Electric Association
4. Jemez Mountains Electric Cooperative, Inc.
5. Kandiyohi Cooperative Electric Power Association
6. Mille Lacs Electric Cooperative
7. Wright-Hennepin Cooperative Electric Association

Consulting Engineering Firms

8. Dalager Engineering Company
9. Dunham Associates
10. KBM, Inc.
11. Martin and Associates, Inc.
12. Reed, Veach, Wurdeman & Associates, Inc.
13. Star Services Federation
14. Ulteig Engineers, Inc.

For the purpose of simplification, the negative comments of these organizations have been categorized.

Ground Rods—One commenter said that the use of copper-clad ground rods should not be mandatory with jacketed underground cable. The commenter wishes to retain the option of using copper-clad or galvanized ground rods. Another commenter said that copper-clad ground rods should be required. The second comment has been accepted. Achieving effective grounding is more difficult with jacketed cable than it was with bare concentric neutrals. The superior grounding effects of the copper-clad rods, therefore, will be beneficial. One advantageous side-effect of using galvanized ground rods with bare concentric neutrals was that the zinc in the galvanizing tended to cathodically protect the copper neutral wires. With jacketed cable, that side-effect is no longer necessary.

Ground Rod Depth—Four commenters said that the driven depth of ground rods installed *inside* enclosures should be shown as "7½ feet, minimum". The National Electrical Safety Code requires a driven ground rod depth of 8 feet unless the rod is located inside an enclosure, where 7½ feet is required. This allows sufficient space for connections to be made onto an 8 foot long ground rod above ground level. This comment was accepted.

Effective Grounding—Some of the grounding drawings state in a note that a minimum of four grounds are required per mile of line and that more are required with high ground resistance. One commenter said that the note should be clarified. It was stated that the term "high ground resistance" should be defined, that the number of ground rods to be installed in areas of high ground resistance should be specified, and that it is difficult for one to know when "effective grounding" is achieved. The National Electrical Safety Code states that effective grounding is achieved when intentional connections are made to earth, of sufficiently low

impedance and having sufficient current-carrying capacity to prevent the build-up of voltages which may result in undue hazard to connected equipment or to persons. REA believes that each system engineer has the responsibility to design the system so that it is effectively grounded. Therefore, REA believes that the note is sufficient, and the comment has been rejected.

Multiple Ground Rods—At least on pad-mounted transformer drawing showed two ground rods inside the enclosure. One commenter said that many enclosures are not large enough to contain two ground rods. It was suggested that the use of multiple rods should be made optional depending upon local grounding conditions. This comment was accepted by the addition of a note stating that the number and length of ground rods is to be specified by the engineer.

Anodes—Two commenters said that the size of sacrificial anodes should not be specified. Local system and soil conditions should govern the design of the cathodic protection system. This comment has been accepted. The size, type, and number of anodes is to be specified by the engineer.

Dimensions—Two commenters said that the minimum dimension from ground to the lowest accesible live part on terminal pole drawings should be shown to the lowest point on the cutout or jumper, not to the cutout bracket or the bottom of the cutout porcelain, both of which may be higher. This comment has been accepted.

Arrester Connection—Two commenters said that a better method is needed for connecting a surge arrester and terminator to an overhead line on a riser pole. This comment has been accepted. A revised drawing, UX–11, was developed to reduce the total neutral length in the connection, thus increasing the effectiveness of the arrester.

Warning Signs—Two commenters said that the suggested locations of the "Caution" and "Danger" signs on and in pad-mounted enclosures should be clarified. This comment has been accepted. The enclosure drawings now indicate that a "Caution" sign is to be placed on the outside of the enclosure and a "Danger" sign is to be placed inside the enclosure.

Pole Type Transformers—Two commenters said that the decision to no longer allow the installation of pole type transformers in pad-mounted enclosures should be reconsidered. Two common situations where this method of construction is useful were pointed out. First is the case where a small transformer is needed to serve one load, such as a lighted billboard. A small pad-mounted transformer may not be available. The second case occurs when a three-phase transformer is needed. If a three-phase pad-mounted transformer is larger than can be handled by the borrower's equipment, three single-phase pole type transformers may be more suitable. This comment was accepted.

Submersible Transformers—Drawing UM–26 shows the installation of an anode to protect a submersible transformer. One commenter said that, since submersible transformers are not allowed in this revised specification, the drawing should indicate that it is intended for addition of an anode to protect only existing submersible transformers. This comment has been accepted.

Concentric Neutral Wires—One commenter said that the concentric neutral wires, when gathered for attachment to a lead wire, as on Drawing UX–17, should not be excessively twisted or bent. This practice can lead to "hot spots" at which the neutral wires are more likely to fail. This comment has been accepted.

By-pass Jumper—One commenter suggested the addition of a drawing that would provide a method of installing a jumper between the neutral wires on both sides of a location where work, such as installing a mid-span splice, is occurring. This comment has been accepted by the addition of Drawing UX–26.

Additional Comments—Numerous other comments were received. Although most of the additional comments were more minor than those summarized above, every comment which was received was seriously considered. Some of the additional comments were accepted, and others were rejected. The additional comments were not summarized here only due to a desire for brevity.

List of Subjects in 7 CFR Part 1736

Electric utilities, Engineering standards, Incorporation by reference.

Therefore REA amends 7 CFR chapter XVII, part 1736 as follows:

PART 1736—[AMENDED]

1. The authority cited for part 1736 continues to read as follows:

Authority: 7 U.S.C. 901 et seq.; 7 U.S.C. 1921 et seq.

2. Section 1736.97, paragraph (b), is amended by revising the entry for Bulletin 50–6 (D–806) to read as follows:

§ 1736.97 Incorporation by reference of electric standards and specifications.

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(b) List of Bulletins.

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Bulletin 50–6 (D–806), Specifications and Drawings for Underground Electric Distribution March 1990.

* * * * *

Dated: February 27, 1990.

Jack Van Mark,

Acting Administrator.

[FR Doc. 90–5329 Filed 3–8–90; 8:45 am]

BILLING CODE 3410–15–M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 90–NM–23–AD; Amdt. 39–6537]

Airworthiness Directives; Boeing Model 747 Series Airplanes

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Rescission of a final rule.

SUMMARY: This amendment rescinds Airworthiness Directive (AD) 71–06–04, Amendment 39–1171, applicable to Boeing Model 747 series airplanes, which requires the wing center section cavity drainage at left buttock line (LBL) 57.5 to be sealed. Since issuance of that AD, the FAA issued a separate rule which requires that all drains in the wing center section cavity be opened. Since the requirements of the previously issued rule conflict with those of the recently issued rule, the FAA has determined that AD 71–06–04 must be rescinded.

EFFECTIVE DATE: March 9, 1990.

FOR FURTHER INFORMATION CONTACT: Mr. Steven C. Fox, Airframe Branch, ANM–120S; telephone (206) 431–1923. Mailing address: FAA Northwest Mountain Region, 17900 Pacific Highway South, C–68966, Seattle, Washington 98168.

SUPPLEMENTARY INFORMATION: In 1971, the FAA issued AD 71–06–04, Amendment 39–1171, which requires, among other things, the sealing of the drainage area in the floor beam at left buttock line (LBL) 57.50. The intent of the requirements of that AD was to prevent possible restriction of the aileron cables due to ice accumulation. Since issuance of that AD, there had been reports of inadequate drainage in the wing center section cavity, apparently caused by an inordinate quantity of debris and other foreign

material collecting in the cavity area. Therefore, on May 24, 1989, the FAA issued AD 89–12–07, Amendment 39–6232 (54 FR 24162; June 6, 1989), to require periodic inspections and cleaning of the cavity aft of the wing center section. The intent of that action was to prevent reduced lateral control caused by icing of the aileron control cables by removing all debris and foreign material, cleaning the cavity and opening all drains to allow water to drain from the airplane. The requirement of this later AD to open all drains contradicts the limited drain sealing requirement of AD 71–06–04. The FAA has determined that the comprehensive requirements of AD 89–12–07 provide a higher level of safety than the limited requirements of AD 71–06–04. The FAA has, therefore, determined that rescinding AD 71–06–04 will eliminate a conflict between the two rules.

Since this action rescinds a conflicting rule, it has no adverse economic impact and imposes no additional burden on any person. Therefore, notice and public procedures hereon are unnecessary and the amendment may be made effective upon publication in the **Federal Register.**

The Rescission

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration corrects 14 CFR part 39 of the Federal Aviation Regulations as follows:

PART 39—[AMENDED]

1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 1354(a), 1421 and 1423, 49 U.S.C. 106(g) (Revised Pub. L. 97–449, January 12, 1983); and 14 CFR 11.89.

§ 39.13 [Amended]

2. Section 39.13 is amended by rescinding AD 71–06–04, Amendment 39–1171. The rescission is effective March 9, 1990.

Issued in Seattle, Washington, on February 28, 1990.

Leroy A. Keith,

Manager, Transport Airplane Directorate, Aircraft Certification Service.

[FR Doc. 90–5434 Filed 3–8–90; 8:45 am]

BILLING CODE 4910–13–M

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14 CFR Part 39

[Docket No. 90–NM–28–AD; Amdt. 39–6538]

Airworthiness Directives; Honeywell Inc.

In the matter of Vertical Gyro Model VG–14A, as Installed in, but Not Limited to, Cessna Models 550/551, S550, 560, 650; Beech Models KA300, KA–1900, KA–200; Casa Model C–212–300; Grumman Model TC–4C; British Aerospace Model Jetstream 31; and de Havilland Models DHC–8–100 and –300 Series Airplanes.

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment supersedes an existing airworthiness directive (AD), applicable to Honeywell Inc. Model 14A vertical gyros, which currently requires replacement of certain vertical gyros employing a defective liquid level tilt switch with vertical gyros using an improved version liquid level tilt switch. This condition, if not corrected, could result in erroneous altitude display on the pilot's and copilot's side and cause erratic autopilot performance. This amendment revises the identification procedure which is employed to determine which Model VG–14A vertical gyros require inspection.

EFFECTIVE DATE: March 30, 1990.

ADDRESSES: The applicable service information may be obtained from Honeywell Inc., Business/Commuter Aviation Operation, Sperry Commercial Flight Systems Division, P.O. Box 29000, Phoenix, Arizona 85038. This information may be examined at the FAA, Northwest Mountain Region, Transport Airplane Directorate, 17900 Pacific Highway South, Seattle, Washington, or at the Los Angeles Aircraft Certification Office, 3229 East Spring Street, Long Beach, California.

FOR FURTHER INFORMATION CONTACT: Ward C. Mulby, Aerospace Engineer, Systems and Equipment Branch, ANM–132L, FAA, Northwest Mountain Region, Los Angeles Aircraft Certification Office, 3229 East Spring Street, Long Beach, California 90806–2425; telephone (213) 988–5352.

SUPPLEMENTARY INFORMATION: On January 8, 1990, the FAA issued AD 90–03–02, Amendment 39–6478 (55 FR 2055; January 22, 1990), to require that certain Honeywell Inc. Model VG–14A vertical gyros, which may employ defective liquid level tilt switches, be replaced with vertical gyros using improved version tilt switches. That action was prompted by an incident of failure of both vertical gyros installed in an airplane which caused erroneous altitude information to be supplied to the autopilot and to the pilot's and copilot's displays without any warning annunciation. This condition, if not corrected, could cause erroneous altitude display on the pilot's and copilot's displays and erratic autopilot performance.

Since issuance of that AD, it has been determined that the manufacturer had supplied erroneous identification means to determine which gyros need to be inspected and modified, and this erroneous information was specified in AD 90–03–02.

The FAA has reviewed and approved Honeywell Alert Service Bulletin 21–1989–191, Revision 1, dated November 20, 1989, which describes procedures for inspection and modification of Model VG–14A vertical gyros which may contain a defective liquid level tilt switch. The service bulletin contains a listing of all Model VG–14A gyros which require inspection and possible modification due to a defective liquid level tilt switch. The service bulletin also describes a functional test procedure to ensure proper installation and operation of a gyro with replaced liquid levels.

Since this condition is likely to exist or develop on other airplanes equipped with Honeywell Model VG–14A vertical gyros, this AD supersedes AD 90–03–02 to revise the identification procedure which is employed to determine which Model VG–14A vertical gyros require inspection and possible modification. The procedures to identify and modify the subject vertical gyros are specified in the Honeywell Alert Service Bulletin previously described. Only Model VG–14A vertical gyros whose serial numbers are listed in that service bulletin are subject to the inspection and modification requirements.

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

The regulations adopted herein will not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this final rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

The FAA has determined that this regulation is an emergency regulation and that it is not considered to be major under Executive Order 12291. It is impracticable for the agency to follow the procedures of Order 12291 with respect to this rule since the rule must be issued immediately to correct an unsafe condition. It has been further determined that this action involves an

emergency regulation under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979). If it is determined that this emergency regulation would be significant under DOT Regulatory Policies and Procedures, a final regulatory evaluation will be prepared and placed in the regulatory docket (otherwise, an evaluation is not required). A copy of it, if filed, may be obtained from the Rules Docket.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration amends 14 CFR part 39 of the Federal Aviation Regulations as follows:

PART 39—[AMENDED]

1.The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 1354(a), 1421 and 1423; 49 U.S.C. 106(g) (Revised Pub. L. 97–449, January 12, 1983); and 14 CFR 11.89.

§ 39.13 [Amended]

2. Section 39.13 is amended by superseding Amendment 39–6478 (55 FR 2055; January 22, 1990), AD 90–03–02, with the following new airworthiness directive:

Honeywell Inc., Sperry Commercial Flight Systems Division: Applies to Honeywell Model VG–14A vertical gyro, part number 7000622–901, with serial numbers listed in Honeywell Alert Service Bulletin 21–1989–191, Revision 1, dated November 20, 1989. Compliance required as indicated, unless previously accomplished.

Note.—These components are known to be installed in, but not limited to, Cessna Models 550/551, S550, 560, 650; Beech Models KA300, KA–1900, KA–200; Casa Model C–212–300; Grumman Model TC–4C; British Aerospace Model Jetstream 31; and de Havilland Models DHC–8–100 and –300 series airplanes.

To prevent erroneous attitude display and erratic function of the autopilot, accomplish the following:

A. Within 60 days after the effective date of this AD, inspect the Model VG–14A vertical gyros to determine the serial number.

1. If the vertical gyros have serial numbers listed in Table 1 of Honeywell Alert Service Bulletin 21–1989–191, Revision 1, dated November 20, 1989, and have the letter "D" marked out on the modification status plate, no further action is required, and the airplane may be returned to service.

2. If the vertical gyros have serial numbers listed in Table 1 of Honeywell Alert Service Bulletin 21–1989–191, Revision 1, dated November 20, 1989, and do not have the letter "D" marked out on the modification status plate, prior to further flight, remove the gyro, replace the liquid levels, test, and verify operation, in accordance with the procedures specified in paragraph 2., Accomplishment Instructions, of the service bulletin.

B. An alternate means of compliance or adjustment of the compliance time, which provides an acceptable level of safety, may be used when approved by the Manager, Los Angeles Aircraft Certification Office, FAA, Northwest Mountain Region.

Note.—The request should be forwarded through an FAA Principal Maintenance Inspector (PMI), who will either concur or comment, and then send it to the Manager, Los Angeles Aircraft Certification Office, FAA, Northwest Mountain Region.

C. Special flight permits may be issued in accordance with FAR 21.197 and 21.199 to operate airplanes to a base in order to comply with the requirements of this AD.

All persons affected by this directive who have not already received the appropriate service information from the manufacturer may obtain copies upon request to Honeywell Inc., Business/Commuter Aviation Operation, Sperry Commercial Flight Systems Division, P.O. Box 29000, Phoenix, Arizona 85038; Attn: Product Support. This information may be examined at the FAA, Northwest Mountain Region, Transport Airplane Directorate, 17900 Pacific Highway South, Seattle, Washington, or at the Los Angeles Aircraft Certification Office, FAA, Northwest Mountain Region, 3229 East Spring Street, Long Beach, California 90806–2425.

This amendment supersedes Amendment 39–6478, AD 90–03–02.

This amendment becomes effective March 30, 1990.

Issued in Seattle, Washington, on February 28, 1990.

Leroy A. Keith,

Manager, Transport Airplane Directorate, Aircraft Certification Service.

[FR Doc. 90–5433 Filed 3–8–90; 8:45 am]

BILLING CODE 4910–13–M

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14 CFR Part 71

[Airspace Docket No. 87–AEA–4]

Revocation of Transition Area; Spring Valley, NY

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This notice revokes the 700 foot Transition Area established for the Ramapo Valley Airport, Spring Valley, NY. The Ramapo Valley Airport has been closed as of January 1, 1987, and all Standard Instrument Approach Procedures (SIAPs) to this airport have been cancelled. These actions were the result of previous non-rulemaking airspace studies. This action returns that amount of controlled airspace which was previously required by the FAA to contain arriving and departing aircraft within controlled airspace at this airport, to the general aviation community.

EFFECTIVE DATE: 0901 U.T.C. May 3, 1990.

FOR FURTHER INFORMATION CONTACT: Mr. Curtis L. Brewington, Airspace Specialist, System Management Branch, AEA–530, Federal Aviation Administration, Fitzgerald Federal Building #111, John F. Kennedy International Airport, Jamaica, New York 11430; telephone: (718) 917–0857.

SUPPLEMENTARY INFORMATION:

The Rule

The purpose of this amendment to § 71.181.of part 71 of the Federal Aviation Regulations is to revoke the 700 foot Transition Area established for the Ramapo Valley Airport, Spring Valley, NY. The FAA concludes that this amount of controlled airspace is no longer required due to the closure of the airport and the cancellation of the SIAPs to this airport. Section 71.171 of part 71 of the Federal Aviation Regulations was republished in Handbook 7400.6F dated January 2, 1990. Since this regulation reduces the burden on the general aviation community, and the public would not be interested in commenting, I find that notice and public procedure under 5 U.S.C. 553(b) are unnecessary and contrary to the public interest.

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

List of Subjects in 14 CFR Part 71

Aviation safety, Transition Areas.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, part 71 of the Federal

Aviation Regulations (14 CFR part 71) is amended as follows:

PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. 1348(a), 1354(a), 1510; Executive Order 10854; 49 U.S.C. 106(g) (Revised Pub. L. 97–449, January 12, 1983); 14 CFR 11.69.

§ 71.181 [Amended]

2. Section 71.181 is amended as follows:

Spring Valley, NY [Remove]

Remove the description of the Spring Valley, NY, Transition Area in its entirety.

Issued in Jamaica, New York, on February 12, 1990.

Billy E. Commander,

Acting Manager, Air Traffic Division.

[FR Doc. 90–5435 Filed 3–8–90; 8:45 am]

BILLING CODE 4910–13–M

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14 CFR Part 71

[Airspace Docket No. 89–AEA–25]

Proposed Alteration of Transition Area

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This notice modifies the Wurtsboro, NY, 700 foot Transition Area to reduce the amount of controlled airspace to that which is deemed necessary to contain arriving and departing aircraft at the Wurtsboro-Sullivan County Airport, Wurtsboro, NY. In addition, a minor change to the geographic coordinates of the airport is being made to reflect the actual location. This action is necessary due to the reorganization of Air Traffic Control procedures provided to this airport.

EFFECTIVE DATE: 0901 U.T.C. May 3, 1990.

FOR FURTHER INFORMATION CONTACT: Mr. Curtis L. Brewington, Airspace Specialist, System Management Branch, AEA–530, Federal Aviation Administration, Fitzgerald Federal Building #111, John F. Kennedy International Airport, Jamaica, New York 11430; telephone: (718) 917–0857.

SUPPLEMENTARY INFORMATION:

History

On November 29, 1989, the FAA proposed to amend part 71 of the Federal Aviation Regulations (14 CFR part 71) to revise the 700 foot Transition Area at Wurtsboro, NY, to reflect that amount of controlled airspace which is actually required to contain arriving and departing aircraft within controlled airspace at the Wurtsboro-Sullivan County Airport, Wurtsboro, NY (54 FR 51897). Additionally, changes to the geographic coordinates of the airport were made to reflect the actual location of the airport. The proposed action would reduce the amount of controlled airspace which is deemed necessary by the FAA.

Interested parties were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA. No written comments on the proposal were received. Except for editorial changes, this amendment is the same as that proposed in the notice. Section 71.181 of part 71 of the Federal Aviation Regulations was republished in FAA Handbook 7400.6E, January 3, 1989.

The Rule

This amendment to part 71 of the Federal Aviation Regulations revises the 700 foot Transition Area at the Wurtsboro-Sullivan County Airport, Wurtsboro, NY.

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

List of Subjects in 14 CFR Part 71

Aviation safety, Transition areas.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, part 71 of the Federal Aviation Regulations (14 CFR part 71) is amended as follows:

PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. 1348(a), 1354(a), 1510; Executive Order 10854; 49 U.S.C. 106(g) (Revised Pub. L. 97–449, January 12, 1983); 14 CFR 11.69.

§ 71.181 [Amended]

2. Section 71.181 is amended as follows:

Wurtsboro, NY [Revised]

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the center, lat. 41°35'50" N., long. 74°27'32" W., of Wurtsboro-Sullivan County Airport, Wurtsboro, NY; within 3 miles each side of the 084°(T) 096°(M) bearing from the Wurtsboro-Sullivan County Airport extending from the 5-mile radius to 7 miles east of the airport; excluding the portions that coincide with the Newburgh, NY and Monticello, NY, transition areas. This transition area is effective from sunrise to sunset daily.

Issued in Jamaica, New York, on February 7, 1990.

Billy E. Commander,

Acting Manager, Air Traffic Division.

[FR Doc. 90–5436 Filed 3–8–90; 8:45 am]

BILLING CODE 4910–13–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 173

[Docket No. 87F–0417]

Secondary Direct Food Additives Permitted in Food for Human Consumption; Chlorofluorocarbon 113 and Perfluorohexane

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the food additive regulations to provide for the safe use of a mixture of chlorofluorocarbon 113 and perfluorohexane to quickly chill whole chickens sealed in plastic bags. This action is in response to a petition filed by Insta Cool, Inc., of North America.

DATES: Effective March 9, 1990; written objections and requests for a hearing by April 9, 1990.

ADDRESSES: 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: Eric L. Flamm, Center for Food Safety and Applied Nutrition (HFF–334), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202–426–8950.

SUPPLEMENTARY INFORMATION: In a notice published in the **Federal Register** of February 10, 1988 (53 FR 3942), FDA announced that a food additive petition (FAP 7A4039) had been filed by Insta Cool, Inc., of North America, 3235 Sunrise Blvd., Suite C, Rancho Cordova, CA 95670 (now 11,300 Sanders Dr., Suite 14, Rancho Cordova, CA 95742), proposing that the food additive regulations be amended to provide for the safe use of a mixture of chlorofluorocarbon 113 (CFC 113) and perfluorohexane as a secondary direct additive to quickly chill whole chickens sealed in poly-bags.

FDA has evaluated data in the petition and other relevant material. The agency concludes that the proposed food additive use is safe, and that the regulations should be amended by adding new § 173.342 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 Center for Food Safety and Applied Nutrition by appointment with the information contact person listed above. As provided in 21 CFR 171.1(h), the agency will delete from the documents any materials that are not available for public disclosure before making the documents available for inspection.

This action will permit a new use for CFC 113, one member of a class of chemicals that has been implicated in the destruction of the stratospheric ozone layer. During its review of the petition, FDA consulted with the Environmental Protection Agency (EPA) to determine whether FDA approval of this petition would be consistent with EPA's efforts to control CFC's. On March 3, 1989, EPA advised FDA that approval of the proposed new use of CFC 113 would not be in conflict with EPA's current regulations on stratospheric ozone protection which restrict allowable production in lieu of controls on particular uses (40 CFR part 82). EPA advised FDA that approval would not add to total CFC emissions to the atmosphere but would instead mean that less CFC's would be available for current uses. EPA noted that the projected use represents less than 0.1 percent of current levels of CFC 113, that the CFC 113 use described by the petitioner would have lower rates of emission than most current uses, that the opportunities for reclamation of the CFC 113 from this use are excellent, and that the use is suitable for conversion to alternative chemicals when these become available.

Based on full consideration of the potential environmental effects of this action, FDA 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, contained in an environmental assessment, may be seen in the Dockets Management Branch (address above) between 9 a.m. and 4 p.m., Monday through Friday.

Any person who will be adversely affected by this regulation may at any time on or before April 9, 1990 file with the Dockets Management Branch (address above) written objections thereto. Each objection shall be separately numbered, and each numbered objection shall specify with particularity the provisions of the regulation to which objection is made and the grounds for the objection. 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 document. Any objections received in response to the regulation may be seen in the Dockets Management Branch between 9 a.m. and 4 p.m., Monday through Friday.

List of Subjects in 21 CFR Part 173

Food additives.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs, 21 CFR part 173 is amended as follows:

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

1. The authority citation for 21 CFR part 173 continues to read as follows:

Authority: Secs. 201, 402, 409 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 342, 348).

2. New § 173.342 is added to subpart D to read as follows:

§ 173.342 Chlorofluorocarbon 113 and perfluorohexane.

A mixture of 99 percent chlorofluorocarbon 113 (1,1,2-trichloro-1,2,2-trifluoroethane) (CAS Reg. No. 76-13-1, also known as fluorocarbon 113, CFC 113 and FC 113) and 1 percent perfluorohexane (CAS Reg. No. 355-42-0) may be safely used in accordance with the following prescribed conditions:

(a) The additive chlorofluorocarbon 113 has a purity of not less than 99.99 percent.

(b) The additive mixture is intended for use to quickly cool or crust-freeze chickens sealed in intact bags composed of substances regulated in parts 174, 175, 177, 178, and § 179.45 of this chapter and conforming to any limitations or specifications in such regulations.

Dated: March 1, 1990.

Ronald G. Chesemore,

Associate Commissioner for Regulatory Affairs.

[FR Doc. 90-5432 Filed 3-8-90; 8:45 am]

BILLING CODE 4160-01-M

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21 CFR Part 178

[Docket No. 88F-0112]

Indirect Food Additives: Adjuvants, Production Aids, and Sanitizers

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the food additive regulations to provide for the safe use of castor oil, hydrogenated as a component of olefin polymers intended for use in contact with food. This action is in response to a petition filed by Riken Vitamin Co., Ltd.

DATES: Effective March 9, 1990; written objections and requests for a hearing by April 9, 1990.

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

FOR FURTHER INFORMATION CONTACT: Rudolph Harris, Center for Food Safety and Applied Nutrition (HFF-335), 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 May 24, 1988 (53 FR 18610), FDA announced that a food additive petition (FAP 8B4060) had been filed by Riken Vitamin Co., Ltd., c/o The Center for Regulatory Services, 2347 Paddock Lane,

Reston, VA 22091, proposing that § 178.3280 Castor oil, hydrogenated (21 CFR 178.3280) be amended to provide for the safe use of castor oil, hydrogenated as a component of olefin polymers intended for use in contact with food.

FDA has evaluated data in the petition and other relevant material. The agency concludes that the proposed food additive use is safe, and that 21 CFR 178.3280 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 Center for Food Safety and Applied Nutrition by appointment with the information contact person listed above. As provided in 21 CFR 171.1(h), 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. FDA 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, contained in an environmental assessment, may be seen in the Dockets Management Branch (address above) between 9 a.m. and 4 p.m., Monday through Friday.

Any person who will be adversely affected by this regulation may at any time on or before April 9, 1990 file with the Dockets Management Branch (address above) written objections thereto. Each objection shall be separately numbered, and each numbered objection shall specify with particularity the provisions of the regulation to which objection is made and the grounds for the objection. 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 document. Any objections received in response to the regulation may be seen in the Dockets Management Branch between 9 a.m. and 4 p.m., Monday through Friday.

List of Subjects in 21 CFR Part 178

Food additives, Food packaging.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to the Director, Center for Food Safety and Applied Nutrition, 21 CFR part 178 is amended as follows:

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

1. The authority citation for 21 CFR part 178 continues to read as follows:

Authority: Secs. 201, 402, 409, 706 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 343, 348, 376).

2. Section 178.3280 is amended in paragraph (b) by adding a new entry "7." in the table to read as follows:

§ 178.3280 Castor oil, hydrogenated.

* * * * *

(b) * * *

Use	Limitations
* *	* * *
7. As a component of olefin polymers complying with § 177.1520 of this chapter.	For use only at levels not to exceed 2 percent by weight of the polymer.

Dated: February 28, 1990.

Douglas L. Archer,

Acting Director, Center for Food Safety and Applied Nutrition.

[FR Doc. 90–5429 Filed 3–8–90; 8:45 am]

BILLING CODE 4160–01–M

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

21 CFR Part 1308

Exempt Chemical Preparations

AGENCY: Drug Enforcement Administration (DEA), Justice.

ACTION: Interim rule and request for comments.

SUMMARY: This interim rule amends § 1308.24 of title 21 of the Code of Federal Regulations. The below-listed chemical preparations and mixtures which contain controlled substances replace the list of exempt chemical preparations set forth in § 1308.24(i). This action is in response to DEA's periodic review of the exempt chemical preparation list and of applications for exemptions filed with DEA. Preparations included in the list are exempted from the application of specific provisions of the Comprehensive Drug Abuse Prevention and Control Act of 1970, and from certain Drug Enforcement Administration regulations.

DATES: Effective: April 9, 1990. Comments must be submitted on or before April 9, 1990.

ADDRESSES: Comments should be submitted to Howard McClain, Jr., Chief, Drug Control Section, Washington, DC 20537.

FOR FURTHER INFORMATION CONTACT: Howard McClain, Jr., Chief, Drug Control Section, Telephone (202) 307–7183.

SUPPLEMENTARY INFORMATION: The Controlled Substances Act as amended by the Dangerous Drug Diversion Control Act of 1984 authorizes the Attorney General in accordance with 21 U.S.C. 811(g)(3)(B) to exempt from specific provisions of the Act, a compound, mixture, or preparation which contains any controlled substance, which is not for administration to a human being or animal and which is packaged in such form or concentration, or with adulterants or denaturants, so that as packaged it does not present any significant potential for abuse.

The Deputy Assistant Administrator of the Drug Enforcement Administration's Office of Diversion Control has received applications pursuant to § 1308.23 of title 21 of the Code of Federal Regulations requesting approval of exempt status provided for in 21 CFR 1308.24. The Deputy Assistant Administrator hereby finds that each of the following preparations and mixtures is intended for laboratory, industrial, educational, or special research purposes, is not intended for general administration to man or animal, and either (a) contains no narcotic controlled substances and is packaged in such a form or concentration that the packaged quantity does not present any significant potential for abuse, (b) contains either a narcotic or non-narcotic controlled substance and one or more adulterating or denaturing agents in such a manner, combination, quantity, proportion, or concentration that the preparation or mixture does not present any potential for abuse, or (c) the formulation of such preparation or mixture incorporates methods of denaturing or other means so that the controlled substance cannot

in practice be removed, and therefore the preparation or mixture does not present any significant potential for abuse. The Deputy Assistant Administrator further finds that exemption of the following chemical preparations and mixtures is consistent with the public health and safety as well as the needs of the researchers, chemical analysts, and suppliers of these products.

The Deputy Assistant Administrator for the Office of Diversion Control hereby certifies that these matters will have no significant impact upon small businesses or other entities within the meaning and intent of the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.* The addition of preparations to the list of exempt chemical preparations has the effect of exempting them from certain sections of the Controlled Substances Act of 1970 and its regulations.

It has been determined that these changes are internal matters which do not require formal OMB review.

List of Subjects in 21 CFR Part 1308

Administrative practice and procedure, Drug traffic control, Narcotics, Prescription drugs.

Under the authority vested in the Attorney General by section 202(d) of the Act (21 U.S.C. 811(g)(3)(B)) and delegated to the Administrator of the Drug Enforcement Administration by regulations of the Department of Justice (28 CFR part 0.100), and redelegated to the Deputy Assistant Administrator of the Drug Enforcement Administration, Office of Diversion Control, pursuant to 47 FR 43370, the Deputy Assistant Administrator of the Office of Diversion Control hereby amends 21 CFR part 1308 as set forth below.

PART 1308—SCHEDULE OF CONTROLLED SUBSTANCES

1. The authority citation of 21 CFR part 1308 continues to read as follows:

Authority: 21 U.S.C. 811, 812, 871(b), unless otherwise noted.

2. In § 1308.24(i) the table is revised to read as follows:

§ 1308.24 Exempt chemical preparations.

(i) * * *

Exempt Chemical Preparations

Supplier	Product	Form of Product	Date
Abbott Laboratories	125I Cholylglycyltyrosine Reagent Solution, No. 7816.	Plastic Bottle: 20ml	04/07/78
Abbott Laboratories	ADx Benzoylecgonine Fluorescein Tracer Solution.	Bottle: 3.2 ml	12/02/86
Abbott Laboratories	ADx Cannabinoids Fluorescein Tracer Solution	Bottle: 3.2ml	12/02/86
Abbott Laboratories	ADx Cannabinoids Reagent Pack (No. 9671-55)	Reagent Pack: 50 tests	12/02/86
Abbott Laboratories	ADx Cocaine Metabolite Fluorescein Tracer Solution, No. 9670-T, No. 9670T0013.	Vial: 3.2ml, Kit: 100 vials	04/18/89
Abbott Laboratories	ADx Cocaine Metabolite Reagent Pack, No. 9670-55.	50 Test Unit	04/18/89
Abbott Laboratories	ADx Opiates Fluorescein Tracer Solution, No. 9673-T, No. 9673T0013.	Vial: 3.2ml, Kit: 100 vials	04/18/89
Abbott Laboratories	ADx Opiates Reagent Pack, No. 9673-55	50 Test Unit	04/18/89
Abbott Laboratories	Amphetamine Bulk Calibrators, B-F	Carboy: 20L, 10L, Flask: 6L, 4L, 2L, 1L, 250ml, 200ml.	10/09/85
Abbott Laboratories	Amphetamine Bulk Controls, L and H	Flask: 2 liter	12/09/85
Abbott Laboratories	Amphetamine Class Bulk Calibrator B-F	Carboy: 10 liters; Flask: 6 liters, 2 liters, 1 liter, 250 ml, 200 ml.	03/01/88
Abbott Laboratories	Amphetamine Class Bulk Control L and H	Carboy: 10 liters; Flask: 6 liters, 2 liters, 1 liter, 250 ml, 200 ml.	03/01/88
Abbott Laboratories	Amphetamine Class Bulk Tracer: No. 94699	Carboy: 10 liters; Flask: 6 liters, 2 liters	03/01/88
Abbott Laboratories	Amphetamine Class QC Primary B-F,L,M,H No. 9667 (B-F,L,M,H) QC.	Carboy: 10L Flask: 4L, 2L, 1L, 500 ml, 250 ml, 200 ml, 100 ml Bottle: 5ml.	11/22/88
Abbott Laboratories	Amphetamine Class Stock Tracer: No. 94700	Bottle: 30 ml	03/01/88
Abbott Laboratories	Amphetamine Stock Standard No. 97072, 97072 A-B.	Carboy: 20L, 10L Flask: 4L, 2L, 1L, 500 ml, 250 ml, 200 ml, 100 ml Bottle: 950ml, 500ml, 100ml, 5ml.	11/22/88
Abbott Laboratories	Amphetamine Stock Standard, No. 97072	Bottle: 125ml	09/30/85
Abbott Laboratories	Amphetamine/Methamphetamine QC Primary Bulk Control M, No. 9668-M.	Flasks: 1 liter, 250 ml, and 200 ml	11/10/87
Abbott Laboratories	Amphetamine/Methamphetamine (II) QC Primary B-F,L,M,H No. 1A99 (B-F,L,M,H) QC.	Carboy: 10L Flask: 4L, 2L, 1L, 500 ml, 250 ml, 200 ml, 100 ml Bottle: 5ml.	11/22/88
Abbott Laboratories	Amphetamine/Methamphetamine II Bulk Calibrators B-F Code No. 1A99 (B-F).	20 L, 10 L Carboy: 6 L, 2 L, 1 L, 250 ml, 200 ml Flask.	08/26/88
Abbott Laboratories	Amphetamine/Methamphetamine II Bulk Controls (L,M,H) Code No. 1A99 (L,M,H).	20 L, 10 L Carboy: 6 L, 2 L, 1 L, 250 ml, 200 ml Flask.	08/26/88
Abbott Laboratories	Amphetamine/Methamphetamine II Calibrators B-F No. 1A99 B-F.	5 ml Vial	08/26/88
Abbott Laboratories	Amphetamine/Methamphetamine II Calibrators No. 1A99-01.	Kit: 6 Vials	08/26/88
Abbott Laboratories	Amphetamine/Methamphetamine II Controls (L,M,H) No. 1A99-L,M,H.	5 mL Vial	08/26/88
Abbott Laboratories	Amphetamine/Methamphetamine II Controls No. 1A99-10.	Kit: 3 Vials	08/26/88
Abbott Laboratories	Amphetamine/Methamphetamine QC Primary B-F,L,M,H No. 9668 (B-F,L,M,H) QC.	Carboy: 10L Flask: 4L, 2L, 1L, 500 ml, 250 ml, 200 ml, 100 ml Bottle: 5ml.	11/22/88
Abbott Laboratories	Amphetamine/Methamphetamine QC Primary Standard Control M, No. 9668-M.	Bottle: 5 ml	11/10/87
Abbott Laboratories	Amphetamine/Methamphetamine II Bulk Controls, No. 1A99X,Y,Z.	Carboy: 20L, 10L, Flask: 6L, 2L, 1L, 250ml, 200ml.	01/19/89
Abbott Laboratories	Amphetamine/Methamphetamine II Control X,Y,Z; No. 1A99-02,03,04.	Kit: 100 vials	01/19/89
Abbott Laboratories	Amphetamine/Methamphetamine II Control X,Y,Z; No. 1A99X,Y,Z.	Vial: 5ml	01/19/89

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Abbott Laboratories	Amphetamine/Methamphetamine II Bulk Calibrator B,C,D,E,F; No. 01A99-B,C,D,E,F.	Carboy: 20L, 10L, 6L, 2L, 1L, 250ml, 200ml	07/14/89
Abbott Laboratories	Amphetamine/Methamphetamine II Bulk Control L,M,H,; No. 01A99-L,M,H.	Carboy: 20L, 10L, Flask: 6L, 2L, 1L, 250ml, 200ml.	07/14/89
Abbott Laboratories	Barbital Buffer, 0.06 M Reagent Solution No. 7824.	Plastic Bottle: 2.5ml	04/07/78
Abbott Laboratories	Barbiturate II U Control L,M,H; No. 9669 L,M,H-11.	Bottle: 5 ml	10/17/89
Abbott Laboratories	Barbiturates Bulk Calibrator B-F No. 9669 B-F	Carboy: 9.5, 19 L	07/01/88
Abbott Laboratories	Barbiturates Bulk Control L,H No. 9669 L,H	Carboy: 9.5, 19 L	07/01/88
Abbott Laboratories	Barbiturates Bulk Controls, No. 9669X,Y,Z	Carboy: 20L, 10L, Flask: 6L, 2L, 1L, 250ml, 200ml.	01/19/89
Abbott Laboratories	Barbiturates Control X,Y,Z; No. 9669X,Y,Z	Vial: 5 ml	01/19/89
Abbott Laboratories	Barbiturates II U Bulk Calibrators B-F; No. 9669 B-F-05.	Carboy: 20L, 19L, 10L, 9.5L, 6L, 4L, 2L, 1L, Flask: 250ml, 200ml.	10/17/89
Abbott Laboratories	Barbiturates II U Bulk Controls L,M,H; No. 9669 L,M,H-11.	Carboy: 20L, 19L, 10L, 9.5L, 6L, 4L, 2L, 1L, Flask: 250ml, 200ml.	10/17/89
Abbott Laboratories	Barbiturates II U Calibrators B-F; No. 9669 B-F-05.	Bottle: 5 ml	10/17/89
Abbott Laboratories	Barbiturates II U Calibrators B-F; No. 9669-05	Kit: 6 vials	10/17/89
Abbott Laboratories	Barbiturates II U Controls L,M,H; No. 9661-11	Kit: 3 vials	10/17/89
Abbott Laboratories	Barbiturates II U QC Primary B-F; No. 9669 B-F-05 QC.	Carboy: 10L, Flask: 4L, 2L, 1L, 500ml, 250ml, 200ml, 100ml, Bottle: 950ml, 500ml, 100ml, 5ml.	10/17/89
Abbott Laboratories	Barbiturates II U QC Primary L,M,H; No. 9669 L,M,H-11 QC.	Carboy: 10L, Flask: 4L, 2L, 1L, 500ml, 250ml, 200ml, 100ml, Bottle: 950ml, 500ml, 100ml, 5ml.	10/17/89
Abbott Laboratories	Barbiturates QC Primary B-F,L,M,H No. 9669 (B-F,L,M,H) QC.	Carboy: 10L Flask: 4L, 2L, 1L, 500 ml, 250 ml, 200 ml, 100 ml Bottle: 5 ml.	11/22/88
Abbott Laboratories	Barbiturates QC Primary Bulk Control M, No. 9669-M.	Flasks: 1 liter, 250 ml, and 200 ml	11/10/87
Abbott Laboratories	Barbiturates QC Primary Standard Control M, No. 9669-M.	Bottle: 5 ml	11/10/87
Abbott Laboratories	Barbiturates QC Primary X, No. 9669X-QC	Carboy: 10L, Flask: 4L, 2L, 1L, 500ml, 250ml, 200ml, 100ml, Bottle: 5ml.	06/05/89
Abbott Laboratories	Barbiturates Serum Bulk Calibrator B-F, No. 9679 B-F.	Carboy: 20L, 10L, Flask: 6L, 2L, 1L, 250ml, 200ml.	01/03/89
Abbott Laboratories	Barbiturates Serum Bulk Control L,M,H; No. 9676 L,M,H.	Carboy: 20L, 10L, Flask: 6L, 2L, 1L, 250ml, 200ml.	01/03/89
Abbott Laboratories	Barbiturates Serum Calibrators B-F, No. 9679-01	Kit: 5 vials	01/03/89
Abbott Laboratories	Barbiturates Serum Calibrators B-F, No. 9679 B-F.	Bottle: 5ml	01/03/89
Abbott Laboratories	Barbiturates Serum Controls L,M,H; No. 9679 L,M,H.	Bottle: 5ml	01/03/89
Abbott Laboratories	Barbiturates Serum Controls L,M,H; No. 9679-10	Kit: 3 vials	01/03/89
Abbott Laboratories	Barbiturates Serum QC Primary B-F,L,M,H; No. 9679 (B-F,L,M,H)-QC.	Carboy: 10L, Flask: 4L, 2L, 1L, 500ml, 250ml, 200ml, 100ml, Bottle: 5ml.	01/03/89
Abbott Laboratories	Benzodiazepine Serum QC Primary B-F,L,M,H No. 9682 (B-F,L,M,H)-QC.	Carboy: 10L Flask: 4L, 2L, 1L, 500 ml, 250 ml, 200 ml, 100 ml Bottle: 5 ml.	11/22/88
Abbott Laboratories	Benzodiazepines Bulk Calibrator No. 9674 B-F	Carboy: 9.5, 19 L	07/18/88
Abbott Laboratories	Benzodiazepines Bulk Calibrators, B-F No. 9674	Carboy: 20L, 10L, Flask: 6L, 4L, 2L, 1L, 250ml, 200ml.	04/21/86
Abbott Laboratories	Benzodiazepines Bulk Control L,H No. 9674 L,H	Carboy: 9.5, 19 L	07/18/88
Abbott Laboratories	Benzodiazepines Bulk Controls, L and H No. 9674.	Carboy: 20L, 10L, Flask: 6L, 4L, 2L, 1L, 250ml, 200ml.	04/21/86
Abbott Laboratories	Benzodiazepines QC Primary Bulk Control M, No. 9674-M.	Flasks: 1 liter, 250 ml, and 200 ml	11/10/87
Abbott Laboratories	Benzodiazepines QC Primary Bulk Control M, No. 9674-M.	Flasks: 1 liter, 250 ml, and 200 ml	11/10/87
Abbott Laboratories	Benzodiazepines QC Primary, B-F,L,M,H No. 9674 (B-F,L,M,H) QC.	Carboy: 10L Flask: 4L, 2L, 1L, 500 ml, 250 ml, 200 ml, 100 ml Bottle: 5ml.	11/22/88
Abbott Laboratories	Benzodiazepines Serum Bulk Calibrators B-F: Code No. 9682 B-F.	Carboy: 10 liter; Flask: 6 liter, 2 liter	12/07/87
Abbott Laboratories	Benzodiazepines Serum Bulk Calibrators: No. 9682 B-F.	Carboy: 20 liters, 10 liters; Flask: 6 liters, 2 liters, 1 liter.	05/02/88
Abbott Laboratories	Benzodiazepines Serum Bulk Controls L,M & H: Code No. 9682 L,M, & H.	Carboy: 10 liter; Flask: 6 liter, 2 liter	12/07/88
Abbott Laboratories	Benzodiazepines Serum Bulk Controls: No. 9682 L,M,H.	Carboy: 20 liters, 10 liters; Flask: 6 liters, 2 liters, 1 liter, 250 ml, 200 ml.	05/02/88
Abbott Laboratories	Benzoylecgonine Stock Standard No. 97182, 97182 A-B.	Carboy: 20L, 10L Flask: 4L, 2L, 1L, 500 ml, 250 ml, 200 ml, 100 ml, Bottle: 950ml, 500ml, 100ml, 5ml.	11/23/88
Abbott Laboratories	Benzoylecgonine Stock Standard, No. 97182	Bottle: 125ml	11/21/85
Abbott Laboratories	CG RIA Diagnostic Kit No. 7815	Kit: 100 tests	04/07/78
Abbott Laboratories	Cannabinoids—GS Bulk Controls, No. 3897X,Y,Z	Carboy: 20L, 10L, Flask: 6L, 2L, 1L, 250ml, 200ml.	01/19/89
Abbott Laboratories	Cannabinoids—GS Control X,Y,Z; No. 3897 - 02,03,04.	Kit: 100 vials	01/19/89
Abbott Laboratories	Cannabinoids—GS Control X,Y,Z; No. 3897X,Y,Z	Vial: 5ml	01/19/89

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Abbott Laboratories	Cannabinoids Bulk Calibrators B-F	Carboy: 20L, 10L, Flask: 6L, 4L, 2L, 1L, 250ml, 200ml.	10/24/86
Abbott Laboratories	Cannabinoids Bulk Controls L,M,H	Carboy: 20L, 10L, Flask: 6L, 4L, 2L, 1L, 250ml, 200ml.	10/24/86
Abbott Laboratories	Cannabinoids Bulk Tracer (No. 94192)	Carboy: 50L, 20L, 10L, Flask: 6L, 4L, 2L, 1L	10/27/86
Abbott Laboratories	Cannabinoids QC Primary NBS, B-F, L,M,H; No. 9671-02[NBS,B-F]-QC; No. 9671-11[L,M,H]-QC.	Carboy: 10L, Flask: 4L, 2L, 500ml, 250ml, 100ml, 200ml, Bottle: 5ml.	12/27/88
Abbott Laboratories	Cannabinoids QC Primary NBS, B-F,L,M,H; No. 9671 (NBS, B-F,L,M,H)-QC.	Carboy: 10L, Flask: 4L, 2L, 1L, 500ml, 250ml, 200ml, 100ml, Bottle: 5ml.	12/27/88
Abbott Laboratories	Cannabinoids Stock Standard (94568)	Bottle: 125 ml	06/19/87
Abbott Laboratories	Cannabinoids Stock Standard (No. 94193)	Bottle:125 ml	10/24/86
Abbott Laboratories	Cannabinoids Stock Standard 10mcg/ml-No. 94568, 5mcg/ml-No. 94568A, 1mcg/ml-No. 94568B.	Carboy: 20L, 10L, Flask: 4L, 2L, 1L, 500ml, 250ml, 200ml, 100ml, bottle: 950ml, 500ml, 100ml, 5ml.	12/27/89
Abbott Laboratories	Cannabinoids Stock Standard 10mcg/ml-No. 94193, 5mcg/ml-No. 94193A, 1mcg/ml-No. 94193B.	Carboy: 20L, 10L, Flask: 4L, 2L, 1L, 500ml, 250ml, 200ml, 100ml, bottle: 950ml, 500ml, 100ml, 5ml.	12/27/88
Abbott Laboratories	Cannabinoids Stock Tracer (No. 94194)	Flask: 5 ml	10/27/86
Abbott Laboratories	Cannabinoids-GS Bulk Calibrators B-F No. 3897 B-F.	20 L, 10 L Carboy; 6 L, 2 L, 1 L, 250 ml, 200 ml Flask.	07/28/88
Abbott Laboratories	Cannabinoids-GS Bulk Controls (L,M,H) Code No. 3897 (L,M,H).	20 L, 10 L Carboy; 6 L, 2 L, 1 L, 250 ml, 200 ml Flask.	07/28/88
Abbott Laboratories	Cannabinoids-GS Bulk Tracer Code No. 95826	10 L Carboy; 6 L, 2 L Flask	07/28/88
Abbott Laboratories	Cannabinoids-GS Calibrators B-F No. 3897 B-F	5 ml Vial	07/28/88
Abbott Laboratories	Cannabinoids-GS Calibrators No. 3897-01	Kit: 6 Vials	07/28/88
Abbott Laboratories	Cannabinoids-GS Controls (L,M,H) No. 3897-L,M,H.	5 ml Vial	07/28/88
Abbott Laboratories	Cannabinoids-GS Controls No. 3897-10	Kit: 3 Vials	07/28/88
Abbott Laboratories	Cannabinoids-GS QC Primary NBS, B-F, L,M,H; No. 3897 (NBS, B-F, L,M,H)-QC.	Carboy: 10L, Flask: 4L, 2L, 1L, 500ml, 250ml, 200ml, 100ml, Bottle: 5ml.	12/27/88
Abbott Laboratories	Cannabinoids-GS Reagent Pack 100 Test No. 3897-20.	Kit: 100 Tests	07/28/88
Abbott Laboratories	Cannabinoids-GS Reagent Pack 100 Test, No. 3897-19.	Kit: 100 Tests	09/22/89
Abbott Laboratories	Cannabinoids-GS Tracer Code No. 3897-T	5 ml Vial	07/28/88
Abbott Laboratories	Cholylglycine Antiserum (Rabbit) Reagent Solution No. 7817.	Plastic Bottle: 20ml	04/07/78
Abbott Laboratories	Cocaine Metabolite Bulk Calibrator B-F No. 9670 B-F.	Carboy: 9.5, 19 L	07/07/88
Abbott Laboratories	Cocaine Metabolite Bulk Calibrator, B-F No. 9670.	Carboy: 20L, 10L, Flask: 6L, 4L, 2L, 1L, 250ml, 200ml.	10/28/85
Abbott Laboratories	Cocaine Metabolite Bulk Controls L,H No. 9670-L,H.	Carboy: 9.5, 19 L	07/07/88
Abbott Laboratories	Cocaine Metabolite Bulk Controls, L and H No. 9670.	Carboy: 20L, 10L, Flask: 6L, 4L, 2L, 1L, 250ml, 200ml.	10/28/85
Abbott Laboratories	Cocaine Metabolite Bulk Controls, No. 9670X,Y,Z.	Carboy: 20L, 10L, Flask: 6L, 2L, 1L, 250ml, 200ml.	01/19/89
Abbott Laboratories	Cocaine Metabolite Bulk Tracer, No. 9670	Carboy: 50L, 20L, 10L, Flask: 6L, 4L, 2L, 1L	10/29/85
Abbott Laboratories	Cocaine Metabolite Control X,Y,Z; No. 9670X,Y,Z.	Vial: 5ml	01/19/89
Abbott Laboratories	Cocaine Metabolite QC Primary B-F, L, M, H, No. 9670 (B-F, L, M, H)-QC.	Carboy: 10L, Flask: 4L, 2L, 1L, 500 ml, 250 ml, 200 ml, 100 ml, Bottle: 5 ml.	11/23/88
Abbott Laboratories	Cocaine Metabolite QC Primary Bulk Control M, No. 9670-M.	Flasks: 1 liter, 250 ml, and 200 ml	11/10/87
Abbott Laboratories	Cocaine Metabolite QC Primary Standard Control M, No. 9670-M.	Bottle: 5 ml	11/10/87
Abbott Laboratories	Cocaine Metabolite QC Primary X, No. 9670X-QC; Primary Z, No. 9670Z-QC.	Carboy: 10L, Flask: 4L, 2L, 1L, 500ml, 250ml, 200ml, 100ml, Bottle: 5ml.	06/05/89
Abbott Laboratories	Cocaine Metabolite Stock Tracer, No. 9670	Vial: 5ml	10/29/85
Abbott Laboratories	Low, Medium, High Multiconstituent Stock Standards, No. 90967, 90968,90969.	Carboy: 10L, 20L, Flask: 4L, 2L, 1L, 500ml, 250ml, 200ml,100ml, Bottle: 950ml, 500ml, 100ml, 5ml.	10/06/89
Abbott Laboratories	Methadone Bulk Calibrators (B-F) Code No. 9676 (B-F).	20 L, 10 L Carboy; 6 L, 2 L, 1 L, 250 ml, 200 ml Flask.	09/02/88
Abbott Laboratories	Methadone Bulk Calibrators (L,M,H) Code No. 9676 (L,M,H).	20 L, 10 L Carboy; 6 L, 2 L, 1 L, 250 ml, 200 ml Flask.	09/02/88
Abbott Laboratories	Methadone Bulk Stock Standard Code No. 95952.	10 L Carboy; 6 L, 2 L, 1 L Flask	09/02/88
Abbott Laboratories	Methadone Calibrators No. 9676-01	Kit: 6 Vials	09/02/88
Abbott Laboratories	Methadone Calibrators B-F No. 9676 B-F	5 ml Vial	09/02/88
Abbott Laboratories	Methadone Controls L,M,H No. 9676-L,M,H	5 ml Vial	09/02/88
Abbott Laboratories	Methadone Controls No. 9676-10	Kit: 3 Vials	09/02/88
Abbott Laboratories	Methadone Stock Standard Code No. 95720	1 L, 500 ml, 100 ml Bottle	09/02/88
Abbott Laboratories	Morphine Stock Standard, No. 97291	Vial: 125ml	10/16/85
Abbott Laboratories	Morphine Stock Standard, No. 97291 A-B	Carboy: 20L, 10L; Flask: 4L, 2L, 1L, 500 ml, 250 ml, 200 ml, 100 ml; Bottle: 950ml, 500ml, 100ml, 5ml.	11/22/88
Abbott Laboratories	Multiconstituent Bulk Controls L,M,H (No. 9687-L,M,H).	Carboy: 20L, 10L, Flask: 10L, 6L, 4L, 2L, 1L, 250ml, 200ml.	09/03/87

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Abbott Laboratories	Multiconstituent Control for Abused Drug Assays Bulk L,M,H; No. 9687-L,M,H.	Carboy: 20L, 10L, 19L, 9.5L, 6L, 4L, 1L, Flask: 250ml, 200ml.	10/06/89
Abbott Laboratories	Multiconstituent Control for Abused Drug Assays L,M,H; No. 9687-L,M,H.	Vial: 5 ml	10/06/89
Abbott Laboratories	Multiconstituent Control for Abused Drug Assays QC Primaries L,M,H; No. 9687-L,H,H-QC.	Carboy: 10L, Flask: 4L, 2L, 1L, 500ml, 250ml, 200ml, 100ml, Bottle: 950ml, 500ml, 100ml, 5ml.	10/06/89
Abbott Laboratories	Multiconstituent Controls for Abused Drug Assays, No. 9687-10.	Kit: 6 vials	10/06/89
Abbott Laboratories	Nordiazepam Serum Bulk Stock Standard No. 94941.	Carboy: 10 liters; Flask: 6 liters, 2 liters, 1 liter	05/02/88
Abbott Laboratories	Nordiazepam Serum Bulk Stock Standard: Code No. 94941.	Carboy: 10 liter; Flask: 6 liter, 2 liter	12/07/87
Abbott Laboratories	Nordiazepam Serum Stock Standard No. 94941, 94941 A,B.	Carboy: 20L, 10L; Flask: 4L, 2L, 1L, 500 ml, 250 ml, 200 ml, 100 ml; Bottle: 950 ml, 500 ml, 100 ml, 5 ml.	11/22/88
Abbott Laboratories	Nordiazepam Serum Stock Standard: Code No. 94941.	Bottle: 125 ml	12/07/87
Abbott Laboratories	Nordiazepam Serum Stock Standard: No. 94941	Bottle: 125 ml	05/02/88
Abbott Laboratories	Nordiazepam Stock Standard No. 97757, 97757 A,B.	Carboy: 20L, 10L; Flask: 4L, 2L, 1L, 500 ml, 250 ml, 200 ml, 100 ml; Bottle: 950ml, 500ml, 100ml, 5ml.	11/22/88
Abbott Laboratories	Nordiazepam Stock Standard, No. 97757	Bottle: 125ml	04/21/86
Abbott Laboratories	Opiate Bulk Calibrators, B-F No. 9673	Carboy: 20L, 10L, Flask: 6L, 4L, 2L, 1L, 250ml, 200ml.	05/07/86
Abbott Laboratories	Opiate Bulk Controls, L and H No. 9673	Carboy: 20L, 10L, Flask: 6L, 4L, 2L, 1L, 250ml, 200ml.	05/07/86
Abbott Laboratories	Opiates Bulk Controls, No. 9673X,Y,Z	Carboy: 20L, 10L, Flask: 6L, 2L, 1L, 250ml, 200ml.	01/19/89
Abbott Laboratories	Opiates Bulk Tracer, No. 97458	Carboy: 50L, 20L, 10L, Flask: 6L, 4L, 2L, 1L	05/07/86
Abbott Laboratories	Opiates Control X,Y,Z; No. 9673X,Y,Z	Vial: 5ml	01/19/89
Abbott Laboratories	Opiates QC Primary (B-F,L,M,H) QC No. 9673 (B-F,L,M,H) QC.	Carboy: 10L; Flask: 4L, 2L, 1L, 500 ml, 250 ml, 200 ml, 100 ml; Bottle: 5ml.	11/22/88
Abbott Laboratories	Opiates QC Primary Bulk Control M, No. 9673-M	Flasks: 1 liter, 250 ml, and 200 ml	11/10/87
Abbott Laboratories	Opiates QC Primary Standard Control M, No. 9673-M.	Bottle: 5 ml	11/10/87
Abbott Laboratories	Opiates QC Primary X, No. 9673X-QC; Primary Y, No. 9673Y-QC; Primary Z, No. 9673Z-QC.	Carboy: 10L, Flask: 4L, 2L, 1L, 500ml, 250ml, 200ml, 100ml, Bottle: 5ml.	06/05/89
Abbott Laboratories	Opiates Stock Tracer, No. 98718	Bottle: 30ml	05/07/86
Abbott Laboratories	Phencyclidine Bulk Calibrator, B-F No. 9672	Carboy: 20L, 10L, Flask: 6L, 4L, 2L, 1L, 250ml, 200ml.	03/21/86
Abbott Laboratories	Phencyclidine Bulk Control M, No. 9672	Carboy: 20L, 10L, Flask: 6L, 4L, 2L, 1L, 250ml, 200ml.	09/26/86
Abbott Laboratories	Phencyclidine Bulk Controls, L and H No. 9672	Carboy: 20L, 10L, Flask: 6L, 4L, 2L, 1L, 250ml, 200ml.	03/21/86
Abbott Laboratories	Phencyclidine Bulk Controls, No. 9672X,Y,Z	Carboy: 20L, 10L, Flask: 6L, 2L, 1L, 250ml, 200ml.	01/19/89
Abbott Laboratories	Phencyclidine Control X,Y,Z; No. 9672X,Y,Z	Vial: 5ml	01/19/89
Abbott Laboratories	Phencyclidine QC Primary (B-F,L,M,H) QC No. 9672 (B-F,L,M,H) QC.	Carboy: 10L; Flask: 4L, 2L, 1L, 500 ml, 250 ml, 200 ml, 100 ml; Bottle: 5ml.	11/22/88
Abbott Laboratories	Phencyclidine QC Primary X, No. 9672X-QC; Primary Z, No. 9672Z-QC.	Carboy: 10L, Flask: 4L, 2L, 1L, 500ml, 250ml, 200ml, 100ml, Bottle: 5ml.	06/05/89
Abbott Laboratories	Phencyclidine Stock Standard No. 97158, 97158 A-B.	Carboy: 20L, 10L Flask: 4L, 2L, 1L, 500 ml, 250 ml, 200 ml, 100 ml, Bottle: 950ml, 500ml, 100ml, 5ml.	11/22/88
Abbott Laboratories	Phencyclidine Stock Standard, No. 95356	Flask: 100ml, 200ml, 250ml, 500ml, 1L, 2L, 4L, Bottle: 5ml, 100ml, 500ml, 950 ml, Carboys: 10L, 20L.	04/18/89
Abbott Laboratories	Phencyclidine Stock Standard, No. 97158	Bottle: 125ml	11/21/85
Abbott Laboratories	Phenobarbital Enzyme Inhibitor Stock	Vial: 2ml	01/20/84
Abbott Laboratories	Phenobarbital Stock Solution 1 mg/ml Code No. 94312.	Plastic Bottle: 125 ml	03/23/87
Abbott Laboratories	Phenobarbital Stock Solution 10 mg/ml Code No. 94313.	Plastic Bottle: 125 ml	03/23/87
Abbott Laboratories	Phenobarbital Stock Standard Solution	Bottle: 1 liter	08/12/82
Abbott Laboratories	Polyethylene Glycol 8000, 16% Solution in 0.09 M Barbital Buffer, No 7541.	Plastic Bottle: 300 ml, 150 ml	09/21/77
Abbott Laboratories	Polyethylene Glycol 8000, 18% Solution in 0.09M Barbital Buffer: No. 07602.	Stainless Steel Tank: 1000 liters	03/09/88
Abbott Laboratories	Secobarbital Bulk Calibrator, B-F No. 9669	Carboy: 20L, 10L, Flask: 6L, 4L, 2L, 1L, 250ml, 200ml.	03/21/86
Abbott Laboratories	Secobarbital Bulk Controls, L and H No. 9669	Carboy: 20L, 10L, Flask: 6L, 4L, 2L, 1L, 250ml, 200ml.	03/21/86
Abbott Laboratories	Secobarbital Stock Standard 1000mcg/ml-No. 90107, 500mcg/ml-No. 90107A, 200mcg/ml-No. 90107B.	Carboy: 20L, 10L, Flask: 4L, 2L, 1L, 500ml, 250ml, 200ml, 100ml, Bottle: 950ml, 500ml, 100ml, 5ml.	01/03/89
Abbott Laboratories	Secobarbital Stock Standard No. 97171, 97171 A,B.	Carboy: 20L,10L Flask: 4L, 2L, 1L, 500 ml, 250 ml, 200 ml, 100, ml Bottle: 950 ml, 500 ml, 100 ml, 5 ml.	11/22/88
Abbott Laboratories	Secobarbital Stock Standard, No. 97171	Bottle: 125ml	11/21/85

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Abbott Laboratories	Spectrum Phenobarbital Calibrator II-VI, Nos. 9755, 9757, 9759, 9761, 9763.	Bottle: 4ml	10/03/85
Abbott Laboratories	Spectrum Phenobarbital Control, Nos. 9876, 9878, 9880. (L,M,H).	Bottle: 4ml	10/03/85
Abbott Laboratories	TDx Amphetamine Class Calibrators 9667-01	Kit containing 6 vials	03/01/88
Abbott Laboratories	TDx Amphetamine Class Calibrators B-F	Bottle: 5 ml	03/01/88
Abbott Laboratories	TDx Amphetamine Class Control L and H	Bottle: 5 ml	03/01/88
Abbott Laboratories	TDx Amphetamine Class Controls 9667-10	Kit containing 2 vials	03/01/88
Abbott Laboratories	TDx, ADx Amphetamine Class Reagent Pack, No. 9667-20, No. 9667-55.	Kit: 100 tests	03/01/88
Abbott Laboratories	TDx Amphetamine Class Tracer Solution, No. 9667T.	Vial: 5ml, 3.2ml	03/01/88
Abbott Laboratories	TDx Amphetamine/Methamphetamine Calibrator, No. 9668-01.	Bottles: 4ml	08/23/85
Abbott Laboratories	TDx Amphetamine/Methamphetamine Controls, No. 9668-10.	Bottles: 4ml	08/23/85
Abbott Laboratories	TDx Barbiturates Calibrators No. 9669 B-F	5 ml Vial	07/01/88
Abbott Laboratories	TDx Barbiturates Calibrators No. 9669-01	Kit: 5 Vials, 5 ml each	07/01/88
Abbott Laboratories	TDx Barbiturates Calibrators, B-F No. 9669	Bottle: 4 ml	10/08/85
Abbott Laboratories	TDx Barbiturates Control L,H No. 9669 L,H	5 ml Vial	07/01/88
Abbott Laboratories	TDx Barbiturates Control, L and H No. 9669	Bottle: 4ml	10/08/85
Abbott Laboratories	TDx Barbiturates Controls No. 9669-10	Kit: 2 Vials, 5 ml each	07/01/88
Abbott Laboratories	TDx Benzodiazepines Calibrator No. 9674 B-F	5 ml Vial	07/18/88
Abbott Laboratories	TDx Benzodiazepines Calibrators No. 9674-01	Kit: 5 Vials, 5 ml each	07/18/88
Abbott Laboratories	TDx Benzodiazepines Calibrators, No. 9674-01	Bottles: 4ml	04/21/86
Abbott Laboratories	TDx Benzodiazepines Controls L,H No. 9674 L,H	5 ml Vial	07/18/88
Abbott Laboratories	TDx Benzodiazepines Controls L,H No. 9674-10	Kit: 2 Vials, 5 ml each	07/18/88
Abbott Laboratories	TDx Benzodiazepines Controls, No. 9674-10	Bottles: 4ml	04/21/86
Abbott Laboratories	TDx Benzodiazepines Serum Calibrator No. 9682 B-F.	Bottle: 4 ml	05/02/88
Abbott Laboratories	TDx Benzodiazepines Serum Calibrators B-F: Code No. 9682 B-F.	Bottle: 4 ml	12/07/88
Abbott Laboratories	TDx Benzodiazepines Serum Calibrators: Code No. 9682-01.	Kit	12/07/88
Abbott Laboratories	TDx Benzodiazepines Serum Calibrators: No. 9682-01.	Kit containing 6 vials	05/02/88
Abbott Laboratories	TDx Benzodiazepines Serum Controls L,M, & H: No. 9682 L,M,H.	Bottle: 4 ml	12/07/87
Abbott Laboratories	TDx Benzodiazepines Serum Controls L,M,H: No. 9682 L,M,H.	Bottle: 4 ml	05/02/88
Abbott Laboratories	TDx Benzodiazepines Serum Controls: Code No. 9682-10.	Kit	12/07/88
Abbott Laboratories	TDx Benzodiazepines Serum Controls: No. 9682-10.	Kit containing 3 vials	05/02/88
Abbott Laboratories	TDx Cannabinoids Calibrators B-F (9671-02)	Bottle: 5 ml	06/19/87
Abbott Laboratories	TDx Cannabinoids Calibrators B-F (No. 9671-01)	Bottles: 5 ml	10/24/86
Abbott Laboratories	TDx Cannabinoids Controls L,M, and H (9671-11).	Bottle: 5 ml	06/19/87
Abbott Laboratories	TDx Cannabinoids Controls L,M,H (No. 9671-10)	Bottles: 5 ml	10/24/86
Abbott Laboratories	TDx Cannabinoids Fluorescein Tracer Solution (No. 9671-T).	Bottle: 5 ml	10/27/86
Abbott Laboratories	TDx Cannabinoids Reagent Pack (No. 9671-20)	100 tests	10/27/86
Abbott Laboratories	TDx Cocaine Metabolite Calibrator B-F No. 9670 B-F.	5 ml Vial	07/07/88
Abbott Laboratories	TDx Cocaine Metabolite Calibrator, B-F No. 9670.	Bottle: 4ml	10/02/85
Abbott Laboratories	TDx Cocaine Metabolite Calibrators No. 9670-01	Kit: 5 Vials, 5 ml each	07/07/88
Abbott Laboratories	TDx Cocaine Metabolite Control L,H No. 9670 L,H.	5 ml Vial	07/07/88
Abbott Laboratories	TDx Cocaine Metabolite Control, L and H No. 9669.	Bottle: 4ml	10/02/85
Abbott Laboratories	TDx Cocaine Metabolite Controls No. 9670-10	Kit: 2 Vials, 5 ml each	07/07/88
Abbott Laboratories	TDx Cocaine Metabolite Fluorescein Tracer Solution No. 9670 T0001.	Kit: 100 Vials, 5 ml Each	07/07/88
Abbott Laboratories	TDx Cocaine Metabolite Fluorescein Tracer Solution No. 9670-T.	Box: 5 ml Vial	07/07/88
Abbott Laboratories	TDx Cocaine Metabolite Reagent Pack	Reagent well: 5ml	10/02/85
Abbott Laboratories	TDx Cocaine Metabolite Reagent Pack No. 9670-20.	Kit: 100 Tests	07/07/88
Abbott Laboratories	TDx Multiconstituent Controls L,M,H (No. 9687-L,M,H).	Bottle: 5 ml	09/03/87
Abbott Laboratories	TDx Opiates Calibrators B-F: No. 9673-01	Vial: 4 ml	02/29/88
Abbott Laboratories	TDx Opiates Calibrators, B-F No. 9673	5 ml Vial	05/07/86
Abbott Laboratories	TDx Opiates Controls L and H: No. 9673 L,H	Vial: 4 ml	02/29/88
Abbott Laboratories	TDx Opiates Controls, L and H No. 9673	Vials: 5ml	05/07/86
Abbott Laboratories	TDx Opiates Fluorescein Tracer Solution No. 9673 T0001.	Box: 10 Vials, 5 ml each	07/08/88
Abbott Laboratories	TDx Opiates Fluorescein Tracer Solution: No. 9673-T.	Reagent Well: 5 ml	02/29/88

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Abbott Laboratories	TDx Opiates Reagent, Pack No. 9673-20, 100 tests.	Reagent Well: 5ml, 100 tests	05/07/86
Abbott Laboratories	TDx Phencyclidine Bulk Calibrator B-F No. 9672 B-F.	Carboy: 9.5, 19 L	07/18/88
Abbott Laboratories	TDx Phencyclidine Bulk Calibrator B-F No. 9672 B-F.	5 ml Vial	07/18/88
Abbott Laboratories	TDx Phencyclidine Bulk Control L,M,H No. 9672 L,M,H.	Carboy: 9.5, 19 L	07/18/88
Abbott Laboratories	TDx Phencyclidine Calibrators B-F No. 9672-01	Kit: 5 Vials, 5 ml each	07/18/88
Abbott Laboratories	TDx Phencyclidine Calibrators, B-F No. 9672	Bottle: 4ml	10/09/85
Abbott Laboratories	TDx Phencyclidine Control M No. 9672	Bottle: 4ml	09/26/86
Abbott Laboratories	TDx Phencyclidine Controls L,M,H No. 9672 L,M,H.	5 ml Vial	07/18/88
Abbott Laboratories	TDx Phencyclidine Controls No. 9672-10	Kit: 3 Vials, 5 ml each	07/18/88
Abbott Laboratories	TDx Phencyclidine Controls, L and H No. 9672	Bottle: 4ml	10/09/85
Abbott Laboratories	TDx Phenobarbital Bulk Calibrators No. 9500 B-F.	Carboy: 10 L, 20 L	06/16/88
Abbott Laboratories	TDx Phenobarbital Bulk Calibrators No. 9500 L,M,H.	Carboy: 10 L, 20 L	06/16/88
Abbott Laboratories	TDx Phenobarbital Calibrator—0.0, 5.0, 10.0, 20.0, 40.0, and 80.0 mcg/ml.	Kit ctg: 6 vials	08/31/81
Abbott Laboratories	TDx Phenobarbital Calibrators B-F No. 9500 B-F	5 ml Vial	06/16/88
Abbott Laboratories	TDx Phenobarbital Calibrators No. 9500-01	5 Vials, 5 ml each	06/16/88
Abbott Laboratories	TDx Phenobarbital Controls No. 9500 L,M,H	5 ml Vial	06/16/88
Abbott Laboratories	TDx Phenobarbital Controls No. 9500-10	Kit: 3 Vials, 5 ml each	06/16/88
Abbott Laboratories	TDx Phenobarbital Controls— 15.0, 30.0, 50.0 mcg/ml.	Kit ctg: 3 vials	08/31/81
Abbott Laboratories	TDx Systems Multiconstituent Controls for Abused Drug (No. 9687-10).	Kit: 6 Bottles	09/03/87
Abbott Laboratories	Thyroxine Binding Globulin, Thyroxine I 125	Glass Bottle: 13ml. Plastic Bottle: 250ml	04/22/76
Abbott Laboratories	X Systems Amphetamine/Methamphetamine II Calibrator B,C,D,E,F; No. 01A99-B,C,D,E,F.	Vial: 5 ml	07/14/89
Abbott Laboratories	X Systems Amphetamine/Methamphetamine II Calibrators, No. 01A99-01.	Kit: 6 vials	07/14/89
Abbott Laboratories	X Systems Amphetamine/Methamphetamine II Control L,M,H; No. 01A99-L,M,H.	Vial: 5 ml	07/14/89
Abbott Laboratories	X Systems Amphetamine/Methamphetamine II Controls, No. 01A99-10.	Kit: 3 vials	07/14/89
Abbott Laboratories	d-Amphetamine (II) Bulk Stock Standard Code No. 95947.	10 L Carboy; 6 L, 2 L, 1 L Flask	08/26/88
Abbott Laboratories	d-Amphetamine (II) Stock Standard Code No. 95934.	1 L, 500 ml, 100 ml Bottle	08/26/88
Abbott Laboratories	d-Amphetamine (II) Stock Standard No. 95934, 95934 A-B.	Carboy: 20L, 10L Flask: 4L, 2L, 1L, 500 ml, 250 ml, 200 ml, 100 ml Bottle: 950ml, 500ml, 100ml, 5ml.	11/22/88
Adri/Technam	3-Ortho-Carboxymethylmorphine	Screw Cap Vial	05/03/73
Adri/Technam	5-Ethyl-5-(1-Carboxy-n-propyl) Barbituric Acid	Screw Cap Vial	05/03/73
Adri/Technam	5-Ethyl-5-(1-Carboxy-n-propyl) Barbituric Acid-Bovine Serum Albumin.	Vaccine Vial: 10ml	05/03/73
Adri/Technam	5-Ethyl-5-(1-Carboxy-n-propyl) Barbituric Acid-Rabbit Serum Albumin.	Vaccine Vial: 10ml	05/03/73
Adri/Technam	Barbiturate Standard	Screw-cap vial: 10ml	07/17/76
Adri/Technam	Barbituric Acid Sensitized Red Blood Cells	Vaccine Vial: 50ml	05/03/73
Adri/Technam	Benzoyl Ecgonine	Screw-cap vial: 10ml	04/18/74
Adri/Technam	Benzoyl Ecgonine Sensitized Red Blood Cells	Vaccine Vial: 50ml	05/03/73
Adri/Technam	Benzoyl Ecgonine Standard	Screw-cap vial: 10ml	07/17/76
Adri/Technam	Benzoyl Ecgonine-BSA	Vaccine Vial	07/21/75
Adri/Technam	Benzoyl Ecgonine-RSA	Vaccine Vial	07/21/75
Adri/Technam	CMM-BSA and CMM-RSA (Carboxymethylmorphine Bovine Serum Albumin or Carboxymethylmorphine Rabbit Serum Albumin).	Vaccine Vial: 10ml	05/03/73
Adri/Technam	Cannabuse Cannabidiol Standard	Disks: 25/package	05/03/85
Adri/Technam	Cannabuse Delta 8 THC Carboxylic Acid Standard.	Disks: 25/package	09/19/84
Adri/Technam	Cannabuse Delta 8 THC Carboxylic Acid Standard.	Vial: 6 ml	09/19/84
Adri/Technam	Cannabuse Delta 9 THC Carboxylic Acid Standard.	Vial: 6 ml	09/19/84
Adri/Technam	Cannabuse Delta 9 THC Carboxylic Acid Standard.	Disks: 25/package	09/19/84
Adri/Technam	Cannabuse Delta 9 THC Standard	Vial: 6 ml	09/19/84
Adri/Technam	Cannabuse Delta 9 THC Standard	Disks: 25/package	09/19/84
Adri/Technam	Drug Standards, Acid/ Neutral Mixture A and B	Disks: 25/package	11/15/85
Adri/Technam	Drug Standards, Basic Mixture A and B	Disks: 25/package	11/15/85
Adri/Technam	Methadone Standard	Screw-cap vial: 10ml	07/17/76
Adri/Technam	Morphine Sensitized Red Blood Cells	Vaccine Vial: 50ml	05/03/73
Adri/Technam	Morphine Standard (in distilled water)	Screw-cap vial: 10ml	07/17/77
Adri/Technam	Tropinecarboxylic Acid (ecgonine)	Screw-cap Bottle: 10ml	05/03/73
Alltech-Applied Science	4-Methylaminorex	Vial: 1 ml	06/16/89
Alltech-Applied Science	6-Acetylcodeine	Vial: 1 ml	06/16/89

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Alltech-Applied Science	Bromazepam	Vial: 1 ml	06/16/89
Alltech-Applied Science	Cyclopentobarbital	Vial: 1 ml	06/16/89
Alltech-Applied Science	L-Amphetamine HCl	Vial: 1 ml	06/16/89
Alltech-Applied Science	MDE HCl	Vial: 1 ml	06/16/89
Alltech-Applied Science	Medazepam	Vial: 1 ml	06/16/89
Alltech-Applied Science	Metharbital	Vial: 1 ml	06/16/89
Alltech-Applied Science	Normeperidine HCl	Vial: 1 ml	06/16/89
Alltech-Applied Science	Talbutal	Vial: 1 ml	06/16/89
Alltech-Applied Science	Thiopental	Vial: 1 ml	06/16/89
Alltech-Applied Science	l-Methamphetamine HCl	Vial: 1 ml	06/16/89
American Monitor Corporation	Qualify I	Glass Vial: 10ml	10/09/75
American Monitor Corporation	Qualify II	Glass Vial: 10ml	10/09/75
Amersham Corporation	Amerlex T-3 RIA Kit, IM 2000, IM 2001, IM 2004	Kit: 50 tests, 100 tests, 400 tests	02/18/80
Amersham Corporation	Amerlex T-4 RIA Kit, IM 2010, IM 2011, IM 2014	Kit: 50 tests, 100 tests, 400 tests	02/06/80
Amersham Corporation	Amerlex-M B-hCG Radioimmunoassay Kit IM 3091,IM 3094.	Kit: 100 tests, 400 tests	06/19/85
Amersham Corporation	Amerlex-M T3 RIA Kit, 1M.3001, 1M.3004	Kit: 100 Tests 400 Tests	08/27/86
Amersham Corporation	Amerlex-M T4 RIA Kit, 1M.3011, 1M.3014	Kit: 100 Tests 400 Tests	08/27/86
Amersham Corporation	Amerlite FSH Assay, Cat. Code LAN. 0077, Cat. Code LAN. 2077.	Glass vial: 5.8ml, 38.1ml, 240 tests, 144 tests	05/30/89
Amersham Corporation	Amerlite Rubella Antibody Assay, Cat. Code LAN. 0200, Cat. Code LAN. 2200.	Glass vial: 5.8ml, 38.1ml, 240 tests, 144 tests	05/30/89
Amersham Corporation	Amerlite TSH Assay, Cat. Code LAN. 0001, Cat. Code LAN. 2001.	Glass vial: 5.8ml, 240 tests, 144 tests	05/30/89
Amersham Corporation	Amerlite TT3 Assay: Catalog Code Lan. 0003, Lan. 1003, and Lan. 2003.	Kit: 144 tests, 240 tests, 480 tests	11/24/87
Amersham Corporation	Amerlite TT4 Assay: Catalog Code Lan. 0002, Lan. 1002, Lan. 2002.	Kit: 144 tests, 240 tests, 480 tests	11/24/87
Amersham Corporation	Codeine (N-methyl-C14) Hydrochloride	Custom Preparation	03/27/72
Amersham Corporation	Morphine (N-methyl-C14) Hydrocloride No. CFA-363.	Vial: 0.32 to 1.89mg	03/27/72
Amersham Corporation	Pheno [2-14C] barbital Catalog No. CFA 537	Vial: 0.39 to 5.85mg	11/05/74
Amersham Corporation	Prolactin RIA Kit, IM 1060, 1061	Kit: 50 tests, 100 tests	03/28/80
Amersham Corporation	T-3 Uptake (MAA) Kit-IM 1020, IM 1021, IM 1024.	Kit: 50 tests, 100 tests, 400 tests	02/05/79
Amersham Corporation	[1(N)-3H] Hydromorphone TRQ 4729	Vial: 47.5-95 micrograms	07/31/87
Amersham Corporation	[1(n)-3H] Codeine, No. TRK 448	Ampule: 0.002mg to 0.015mg	02/26/74
Amersham Corporation	[1(n)-3H]Morphine, No. TRK-447	Vial: 0.002 mg to 0.015 mg	02/26/74
Amersham Corporation	[1,7,8(n)-3H]Dihydromorphine, No. TRK-450	Vial: 0.0008 mg to 0.008 mg	02/26/74
Amersham Corporation	[15, 16(n)-3H] Etorphine, Catalog No. TRK 476	Vial: 3.45 to 6.9 micrograms	11/19/74
Amersham Corporation	[15,16(n)-3H] Etorphine Catalog No. TRK 476	Vial: 13.8 to 27.6 micrograms	02/17/75
Amersham Corporation	[2(n)-3H] Lysergic Acid Diethylamide, No. TRK. 461.	Vial: 0.003mg to 0.04mg	05/22/74
Amersham Corporation	[2-14C] Diazepam Catalog No. CFA.591	Multidose Glass Vial: 56mm x 25mm	09/28/77
Amersham Corporation	[N-methyl-3H] Diazepam Catalog Code: TRK.572.	Multidose Glass Vial: 56mm x 25mm	09/28/77
Applied Science Laboratories	6-Monoacetylmorphine HCl	Vial: 1 ml	03/30/88
Applied Science Laboratories	Cannabidiol	Vial: 1 ml	03/30/88
Applied Science Laboratories	Cannabinol	Vial: 1 ml	03/30/88
Applied Science Laboratories	Delta-8-Tetrahydro-cannabinol	Vial: 1 ml	03/30/88
Applied Science Laboratories	Ecgonine Methyl Ester HCl	Vial: 1 ml	03/30/88
Applied Science Laboratories	MDA HCl	Vial: 1 ml	03/30/88
Applied Science Laboratories	MDMA HCl	Vial: 1 ml	03/30/88
Applied Science Laboratories	Nitrazepam	Vial: 1 ml	03/30/88
Applied Science Laboratories	Nordiazepam	Vial: 1 ml	03/30/88
Applied Science Laboratories	Propylbenzoyl-ecgonine	Vial: 1 ml	03/30/88
Applied Science Laboratories	Toxi Clean Test Mix	Vial: 1 ml	03/30/88
Applied Sciences Laboratories	Allylisobutylbarbituric Acid	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Alphaprodine HCL	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Alphenal	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Alprazolam	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Amobarbital	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Amphetamine HCL	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Aprobarbital	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Barbital	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Barbiturates, Mixture 4	Vial: 10ml	10/04/72
Applied Sciences Laboratories	Benzoylecgonine Tetrahydrate	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Benzphetamine HCL	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Butabarbital	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Butethal	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Chloral Hydrate	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Chlordiazepoxide HCL	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Clonazepam	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Clorazepate Dipotassium	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Cocaine	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Codeine	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Delta-9-Tetrahydrocannabinol	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Depressants, Mixture 3	Vial: 10ml	10/04/72
Applied Sciences Laboratories	Dextropropoxyphene HCL	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Diacetylmorphine HCL	Vial: 1ml	04/16/85

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Applied Sciences Laboratories	Diallybarbituric acid	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Diazepam	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Diethylpropion HCL	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Dihydrocodeine	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Dimethyltryptamine	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Drug Mix Four	Ampoule: 1 ml	11/03/86
Applied Sciences Laboratories	Drug Mix One	Ampoule: 1 ml	10/21/86
Applied Sciences Laboratories	Drug Mix Three	Ampoule: 1 ml	11/03/86
Applied Sciences Laboratories	Drug Mix Two	Ampoule: 1 ml	10/21/86
Applied Sciences Laboratories	Ecgonine HCL	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Ethchlorvynol	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Ethinamate	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Ethylmorphine HCL	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Fenfluramine HCL	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Fentanyl	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Flurazepam HCL	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Glutethimide	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Halazepam	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Hexobarbital	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Hydrocodone Bitartrate	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Hydromorphone HCL	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Levorphanol Tartrate	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Lorazepam	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Lysergic Acid	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Lysergic Acid N-(methylpropyl) amide	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Lysergic Acid diethylamide	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Meperidine HCL	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Mephobarbital	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Meprobamate	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Mescaline	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Methadone HCL	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Methamphetamine HCL	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Methaqualone HCL	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Methohexital	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Methylphenidate	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Methyprylon	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Mixture 1-Opiates	Vial: 1ml	10/04/72
Applied Sciences Laboratories	Mixture 2-Stimulants	Vial: 1ml	10/04/72
Applied Sciences Laboratories	Mixture 3-Depressants	Vial: 1ml	10/04/72
Applied Sciences Laboratories	Mixture 4-Barbiturates	Vial: 1ml	10/04/72
Applied Sciences Laboratories	Mixture 5-Kit of Representatives	Vial: 1ml	10/04/72
Applied Sciences Laboratories	Morphine	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Nalorphine	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Norcodeine HCL	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Normorphine	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Opiates, Mixture 1	Vial: 10ml	10/04/72
Applied Sciences Laboratories	Oxazepam	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Oxycodone HCL	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Oxymorphone HCL	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Paraldehyde	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Pemoline	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Pentazocine	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Pentobarbital	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Phenazocine HBr	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Phencyclidine HCL	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Phendimetrazine Bitartrate	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Phenobarbital	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Phentermine	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Prazepam	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Psilocybin	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Psilocyn	Vial: 1 ml	11/06/87
Applied Sciences Laboratories	Secobarbital	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Stimulants, Mixture 2	Vial: 10ml	10/04/72
Applied Sciences Laboratories	Temazepam	Vial: 1ml	04/16/85
Applied Sciences Laboratories	Thebaine	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Thiamylal	Vial: 1ml	01/24/73
Applied Sciences Laboratories	Triazolam	Vial: 1ml	04/16/85
Armed Forces Institute of Pathology	11-nor-9-carboxy-delta 8-THC in Ethanol Ampules.	Glass Ampule: 1mg/ml, 1ml, 5ml, 10ml	01/25/82
Astral Medical Systems	Barbital Buffer	Plastic bag: 12.2g/bag	05/01/85
Astral Medical Systems	Barbital Lactate Buffer	Plastic bag: 18g/bag	05/01/85
Astral Medical Systems	Isoenzyme Buffer	Plastic bag: 14g/bag	05/01/85
Astral Medical Systems	Tris-Barbital Sodium Barbital Buffer	Plastic bag: 18g/bag	05/01/85
BHP Diagnostix, Inc.	Kallestad TDM Multi-Calibrator-Pilot Lot B-G	Kit: 7-3 ml Vials; 3 ml Vial	08/18/88
BHP Diagnostix, Inc.	Kallestad TDM Multi-Calibrator-Pilot-Lot Phenobarbital.	3ml, 6ml, 10ml, 30ml, 50ml Vial	08/18/88
BHP Diagnostix, Inc.	Kodak Ektachem-DT Calibrator	Bottle: 6ml	01/05/85
Baxter Healthcare Corporation	(125I) Human TSH Tracer, Cat. No. CA-2611	Vial: 15ml	12/07/89
Baxter Healthcare Corporation	(125I) Human Tracer, Cat. No. CA-2623	Vial: 15ml	12/07/89
Baxter Healthcare Corporation	Human hTSH Blank, Cat. No. CA-2885	Vial: 15ml	12/07/89

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Baxter Healthcare Corporation	Rabbit Anti-Human TSH Serum, Cat. No. CA-2109.	Vial: 15ml	12/07/89
Baxter Healthcare Corporation	Rabbit Anti-Human TSH Serum, Cat. No. CA-2145.	Vial: 15ml	12/07/89
Baxter Healthcare Corporation, Dade Division	(125I) Human TSH Tracer (Lyophilized), Catalog No. CA-2691.	Glass Vial: 10 ml	09/09/86
Baxter Healthcare Corporation, Dade Division	(125I) Human TSH Tracer, Catalog No. CA-2611	Glass Vial: 10 ml	09/09/86
Baxter Healthcare Corporation, Dade Division	Absorbed Plasma and Serum Reagents Kit (Catalog No. B4233-2).	Kit: 5 Vials	03/10/87
Baxter Healthcare Corporation, Dade Division	Absorbed Plasma and Serum Reagents Kit B4233-2.	Glass Vial: 5ml (Lyophilized Material)	08/16/71
Baxter Healthcare Corporation, Dade Division	Anticonvulsant Drug Controls, Levels I and II, Catalog No. CA-2419 and CA-2420.	Glass Vial: 3.5 ml	09/09/86
Baxter Healthcare Corporation, Dade Division	Bovine Chemistry Control I.X Special Order Request B5107-55XX.	Bottle: 18ml (Lyophilized Material)	01/29/86
Baxter Healthcare Corporation, Dade Division	Bovine Chemistry Control II.X Special Order Request B5107-65XX.	Bottle: 18 ml (Lyophilized Material)	01/29/86
Baxter Healthcare Corporation, Dade Division	Buffered Thrombin (Bovine) Catalog No. B4233-40.	Bottle: 5ml (Lyophilized Material)	01/24/86
Baxter Healthcare Corporation, Dade Division	Clinical Assays GammaCoat (125I) Phenobarbital Radioimmunoassay Kits Catalog No. CA-2545, CA-2565.	Kit: 50 Assays, 500 Assays	09/09/86
Baxter Healthcare Corporation, Dade Division	Clinical Assays GammaCoat (125I) Phenytoin Radioimmunoassay Kit Catalog No. CA-2537, CA-2557.	Kit: 50 Assays, 500 Assays	09/09/86
Baxter Healthcare Corporation, Dade Division	Clinical Assays GammaCoat (125I) T3 Uptake Radioimmunoassay Kit Catalog No. CA-2539, CA-2539J, CA-2559, CA-2559J.	Kit: 100 Assays, 100 Assays, 500 Assays, 500 Assays.	09/09/86
Baxter Healthcare Corporation, Dade Division	Clinical Assays GammaDab (125I) HS-hTSH Radioimmunoassay Kit Catalog No. CA-1573.	Kit: 125 Assays, Vial: 15ml	09/09/86
Baxter Healthcare Corporation, Dade Division	Clinical Assays GammaDab (125I) hTSH Radioimmunoassay Kit Catalog No. CA-591.	Kit: 125 Assays, Vial: 15ml	09/09/86
Baxter Healthcare Corporation, Dade Division	Dade Immunoassay Control, Level I-Low	Bottle: 9ml (Lyophilized Material)	04/25/86
Baxter Healthcare Corporation, Dade Division	Dade Immunoassay Control, Level II-Intermediate.	Bottle: 9ml (Lyophilized Material)	04/25/86
Baxter Healthcare Corporation, Dade Division	Dade Immunoassay Control, Level III-High	Bottle: 9ml (Lyophilized Material)	04/25/86
Baxter Healthcare Corporation, Dade Division	Dade TDM Control Level I-Low B5700-2	Glass Vial: 9ml (Lyophilized Material)	01/21/82
Baxter Healthcare Corporation, Dade Division	Dade TDM Control Level II-Intermediate B5700-3.	Glass Vial: 9ml (Lyophilized Material)	01/21/82
Baxter Healthcare Corporation, Dade Division	Dade TDM Control Level III-High B5700-4	Glass Vial: 9ml (Lyophilized Material)	01/21/82
Baxter Healthcare Corporation, Dade Division	Dade Therapeutic Drug Monitoring (TDM) Controls (Catalog No. B5700-1).	Kit: 9 Vials	03/10/87
Baxter Healthcare Corporation, Dade Division	Dade Tri-Rac R Tri Level Immunoassay Controls	Bottle: 9ml 6 bottles per kit (Lyophilized Material).	04/11/85
Baxter Healthcare Corporation, Dade Division	Data-Fi Fibrin Monomer Control Catalog Nos. B4233-30 & B4233-38.	Glass Vial: 5ml (Lyophilized Material)	01/24/86
Baxter Healthcare Corporation, Dade Division	Data-Fi Protamine Sulfate Reagents Kit (Catalog No. B4233-30).	Kit: 10 Vials	03/10/87
Baxter Healthcare Corporation, Dade Division	Data-Fi Thrombin Reagent	Bottle: 5ml (Lyophilized Material)	05/18/81
Baxter Healthcare Corporation, Dade Division	Data-Fi Thrombin Reagent	Bottle: 9 ml (Lyophilized Material)	07/20/83
Baxter Healthcare Corporation, Dade Division	HTSH Non-Specific Binding Reagent, Catalog No. CA-2752.	Glass Vial: 3.5 ml	09/09/86
Baxter Healthcare Corporation, Dade Division	HTSH Non-Specific Binding Reagent, Catalog No. CA-2780.	Glass Vial: 3.5 ml	09/09/86
Baxter Healthcare Corporation, Dade Division	Human TSH Controls Levels I and II, Catalog No. CA-2452 and CA-2453.	Glass Vial: 3.5 ml	09/09/86
Baxter Healthcare Corporation, Dade Division	Moni-Trol Level I Chemistry Control, Assayed, Special Order Request. B5103-XXX.	Bottle: 9ml (Lyophilzed Material)	01/20/84
Baxter Healthcare Corporation, Dade Division	Moni-Trol Level I.X Special Order Request B5106-5X.	Bottle: 18ml (Lyophilized Material)	06/30/83
Baxter Healthcare Corporation, Dade Division	Moni-Trol Level II Chemistry Control, Assayed, Special Order Request. B5103-XXX, B5113-XXX.	Bottle: 9ml (Lyophilized Material)	01/20/84
Baxter Healthcare Corporation, Dade Division	Moni-Trol Level II.X Special Order Request B5106-6X.	Bottle: 18ml (Lyophilized Material)	06/30/83
Baxter Healthcare Corporation, Dade Division	Moni-Trol. ES Level I Chemistry Control, Assayed.	Bottles: 9ml, 6.7ml (Lyophilized Material)	07/15/83
Baxter Healthcare Corporation, Dade Division	Moni-Trol. ES Level I.X Special Order Request Catalog No. B5106-75AAA Catalog No. B5106-1XAAA.	Bottle: 18ml, 9ml (Lyophilized Material)	06/27/86
Baxter Healthcare Corporation, Dade Division	Moni-Trol. ES Level II Chemistry Control, Assayed.	Bottle: 9ml, 6.7ml (Lyophilized Material)	07/15/83
Baxter Healthcare Corporation, Dade Division	Moni-Trol. ES Level II.X Special Order Request Catalog No. B5106-85AAA Catalog No. B5106-2XAAA.	Bottle: 18ml, 9ml (Lyophilized Material)	06/27/86
Baxter Healthcare Corporation, Dade Division	Owren's Veronal Buffer	Bottle: 18ml	08/16/71
Baxter Healthcare Corporation, Dade Division	Rabbit Anti-Human TSH Serum, Catalog No. CA-2109.	Glass Vial:20 ml	09/09/86
Baxter Healthcare Corporation, Dade Division	Stratus Phenobarbital Calibrators B, C, D, E, & F	Glass Vial: 3ml	06/27/83
Baxter Healthcare Corporation, Dade Division	Stratus Phenobarbital Conjugate	Glass Vial: 6ml	01/25/82

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Baxter Healthcare Corporation, Dade Division	Stratus Phenobarbital Fluorometric Enzyme Immunoassay Kit (Catalog No. B5700-22).	Kit:120 tests	03/10/87
Baxter Healthcare Corporation, Dade Division	Thrombin Reagent (Bovine)	Bottle: 5ml (Lyophilized Material)	08/16/71
Baxter Healthcare Corporation, Dade Division	Tri Rac R Immunoassay Control Level II Intermediate.	Bottle: 9 ml (Lyophilized Material)	04/11/85
Baxter Healthcare Corporation, Dade Division	Tri Rac R Immunoassay Control Level III High	Bottle: 9 ml (Lyophilized Material)	04/11/85
Baxter Healthcare Corporation, Dade Division	Tri-Rac R Immunoassay Control, Level I-Low	Bottle: 9ml (Lyophilized Material)	04/11/85
Beckman Instruments, Inc.	Beckman B-1 Buffer	Plastic Vial: 15 g.	05/22/79
Beckman Instruments, Inc.	Beckman Buffer B-2	Packet: 18.16 g.	04/24/71
Beckman Instruments, Inc.	Beckman ICS Drug Calibrators A, B, C, D, and E..	Vials: 5ml	10/29/80
Beckman Instruments, Inc.	Beckman ICS Drug Control Sera	Kit containing: 6-1ml bottles.	11/11/80
Beckman Instruments, Inc.	Beckman ICS Phenobarbital Conjugate	Vial: 5ml	10/29/80
Beckman Instruments, Inc.	Beckman LD Buffer	Bottle: 14.3 grams	07/31/86
Beckman Instruments, Inc.	Beckman LD Buffer	Bottle: 14.3 grams	07/31/86
Beckman Instruments, Inc.	Paragon Electrophoresis System: Alkaline Phosphatase Isoenzyme Electrophoresis (Isopal) Kit.	Plastic Tray: 3.5ml, Box: 10 trays, Kit: 10 trays	05/19/89
Beckman Instruments, Inc.	Paragon Electrophoresis System: High Resolution Electrophoresis (HRE) Kit.	Plastic Tray: 3.5ml, Box: 10 trays, Kit: 10 trays	05/19/89
Beckman Instruments, Inc.	Paragon Electrophoresis System: Immunoelectrophoresis (IEP) Kit.	Plastic Tray: 3.5ml, Box: 10 trays, Kit: 10 trays	05/19/89
Beckman Instruments, Inc.	Paragon Electrophoresis System: Immunofixation Electrophoresis (IFE) Kit.	Plastic Tray: 3.5ml	07/31/86
Beckman Instruments, Inc.	Paragon Electrophoresis System: Lactate Dehydrogenase Isoenzyme Electrophoresis (LD) Kit.	Plastic Tray: 3.5ml	07/31/86
Beckman Instruments, Inc.	Paragon Electrophoresis System: Lipoprotein Electrophoresis (LIPO) Kit.	Plastic Tray: 3.5 ml, Box: 10 trays, Kit: 10 trays	05/19/89
Beckman Instruments, Inc.	Paragon Electrophoresis System: Protein Electrophoresis (SPE-II) Kit.	Plastic Tray: 3.5ml	07/31/86
Beckman Instruments, Inc.	Paragon Electrophoresis System: Serum Protein Electrophoresis (SPE) Kit.	Plastic Tray: 3.5ml, Box: 10 trays, Kit: 10 trays	05/19/89
Becton Dickinson & Company	Antibody Coated Tubes	Metallized Plastic Bag: 50 Tubes/Bag	02/13/78
Becton Dickinson & Company	Barbital Buffer Solution, Catalog No. 246514	Bottle: 1 ounce	08/01/84
Becton Dickinson & Company	Euthyroid Reference Standard, Catalog No. 237418.	Vial: 4ml	09/27/78
Becton Dickinson & Company	Human Thyroid Stimulating Hormone (hTSH) Radioimmunoassay Kit [125I], Catalog No. 262994.	Kit: 200 tubes	09/04/86
Becton Dickinson & Company	Human Thyroid Stimulating Hormone (hTSH) Radioimmunoassay Kit (125I)Catalog No. 258423.	Kit: 250 tubes	08/01/84
Becton Dickinson & Company	IQ Immunochemistry System, Thyroid Stimulating Hormone Catalog No. 3010.	Kit: 25 tests	06/30/87
Becton Dickinson & Company	Neonatal TSH Antiserum, Catalog No. 244716	Vial: 50 ml	08/01/84
Becton Dickinson & Company	Precipitating Antiserum, Catalog No. 247618	Vial: 50 ml	08/01/84
Becton Dickinson & Company	Simul Trac Free T4/TSH Antiserum, No. 262641	Vial: 1 oz.	02/21/86
Becton Dickinson & Company	Simul Trac-Free T4[57 Co]/TSH[125I] Radioimmunoassay Kit, No. 262625.	Kit: 200 tubes	02/21/86
Becton Dickinson & Company	T3 Antibody Coated Tubes, Catalog No. 237213	Box containing 100 tubes	09/27/78
Becton Dickinson & Company	T3 Tracer Solution Catalog No. 237728	Bottle: 125ml	09/27/78
Becton Dickinson & Company	T4 Tracer Solution Catalog No. 232611	White NALGENE Polypropylene Bottle: 125 ml	02/13/78
Becton Dickinson & Company	TSH (125I) Tracer, Catalog No. 243621	Vial: 50 ml	08/01/84
Becton Dickinson & Company	TSH Antiserum Catalog No. 263001	Clear Vial: 10ml	09/04/86
Becton Dickinson & Company	TSH Antiserum, Catalog No. 258431	Vial: 50 ml	08/01/84
Becton Dickinson & Company	TSH Standard A, Catalog No. 259829	Amber Vial: 10ml	09/04/86
Becton Dickinson & Company	TSH Standard B, Catalog No. 259837	Amber Vial: 10ml	09/04/86
Becton Dickinson & Company	TSH Standard C, Catalog No. 259845	Amber Vial: 10ml	09/04/86
Becton Dickinson & Company	TSH Standard D, Catalog No. 259853	Amber Vial: 10ml	09/04/86
Becton Dickinson & Company	TSH Standard E, Catalog No. 263052	Amber Vial: 10ml	09/04/86
Becton Dickinson & Company	TSH Standard F, Catalog No. 263061	Amber Vial: 10ml	09/04/86
Becton Dickinson & Company	TSH [125I] Tracer, Catalog No. 259624	Clear vial: 10ml	09/04/86
Behring Diagnostics	IEP Buffer, 793001 pH 8.2	Foil Pouch: 6.5 g.	09/17/79
Behring Diagnostics	Immuno-tec II Agarose Plate, 839013, 850013	Foil Pouch: "5.35" x "5.25"	09/17/79
Bio-Rad Laboratories	Dade Urine Chemistry Control Levels I AND II	Vial: 20 ml, 50 ml	01/05/88
Bio-Rad Laboratories	Dade Urine Toxiology Control	Vial: 50 ml	01/05/88
Bio-Rad Laboratories	Lyphochek Therapeutic Drug Monitoring Control (TDM), Levels I, II, III.	Vial: 10ml	08/20/84
Bio-Rad Laboratories	Lypochek Immunoassay Control Levels I, II, III	Vial: 10 ml	09/24/87
Bio-Rad Laboratories	Lypochek Quantitative Urine Control Levels I and II.	Vial: 20 ml, 50 ml	09/24/87
Bio-Rad Laboratories	Lypochek Unassayed Chemistry Control (Bovine) Levels I, II.	Vial: 20 ml	09/24/87
Bio-Rad Laboratories	Lypochek Unassayed Chemistry Control (Human) Levels I, II.	Vial: 20 ml	09/24/87
Bio-Rad Laboratories	Quantaphase Thyroxine RIA-125I Tracer/Dissociating Reagent.	Plastic bottle: 60ml, 260ml	05/06/81
Bio-Rad Laboratories	Quantaphase Thyroxine RIA-Thyroxine Immunobeads.	Plastic bottle: 60ml, 260ml	05/06/81
Bio-Rad Laboratories	Quantimune Barbital Buffer	Plastic Bottle: 1000ml, 250ml, 200ml	05/31/78

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Bio-Rad Laboratories	Quantimune Radioimmunoassay T-4 Tracer, Iodine-125.	Vial: 10 ml	07/21/76
Bio-Rad Laboratories	Quantimune T-3 RIA Barbital Buffer	Bottle: 220ml	09/24/82
Bio-Rad Laboratories	Quantimune T-3 RIA Test Kit	Kit: 500 tests, 100 tests	05/31/78
Bio-Rad Laboratories	Quantimune T-4 RIA Kit	Kit: 500 tests	07/01/77
Bio-Rad Laboratories	Quantimune T-4 RIA Test Kit	Kit: 5000 tests, 100 tests	05/31/78
Bio-Rad Laboratories	Quantimune Thyroxine Radioimmunoassay Barbital Buffer.	Plastic Bottle with Screw cap: 1 liter	07/01/77
Bio-Rad Laboratories	Quantimune Thyroxine Radioimmunoassay T-4 125I Tracer/Dissociating Agent.	Glass Serum Vial: 10 ml	07/01/77
Bio-Rad Laboratories	T-4 Competitive Binding Reagent, Iodine-125	Bottle: 385 ml	07/21/76
Bio-Rad Laboratories	Urine Toxicology Control No. C-470-25	Amber Vial: 50ml	09/19/79
Bio-Rad Laboratories, (Chemical Division)	Barbital Buffer	Vial: 10ml	07/21/76
Bio-Rad Laboratories, (Chemical Division)	Barbital Buffer Powder	Plastic bottle: 250ml	07/21/76
Bio-Rad Laboratories, (Chemical Division)	Barbital Buffer Powder	Plastic bottle: 250 ml	09/09/77
Bio-Rad Laboratories, (Chemical Division)	Barbital Buffer-Dry Pack	Packages: 9.11 g., 18.21 g., 12.14 g.	05/09/74
Bio-Rad Laboratories, (Chemical Division)	Bio-Rad Electrophoresis Buffer	Bottle: 500ml	12/14/72
Bio-Rad Laboratories, (Chemical Division)	Electrophoresis Buffer, Dry-Pack	Package: 6.15 g.	12/14/72
Bio-Rad Laboratories, (Chemical Division)	Immunoelectrophoresis Barbital Buffer I, pH 8.6	Dry-pack: 25.6 g.	08/06/75
Bio-Rad Laboratories, (Chemical Division)	Immunoelectrophoresis Barbital Buffer II, pH 8.6	Dry-pack: 15.61 g.	08/06/75
Bio-Rad Laboratories, (Chemical Division)	Immunoelectrophoresis Barbital Buffer III, pH 8.6	Dry-pack: 6.82 g.	01/22/76
Bio-Rad Laboratories, (Chemical Division)	Immunoelectrophoresis Barbital Buffer III-a, pH 8.8.	Dry-pack: 15.07 g.	08/06/75
Bio-Rad Laboratories, (Chemical Division)	Reagent No. 3	Bottle: 165 ml	12/14/72
Bio-Rad Laboratories, ECS Division	LYPHOCHEK Assayed Chemistry Control Serum (Human) Levels I and II.	Vials: 10 ml. each	04/13/88
Bio-Rad Laboratories, ECS Division	LYPHOCHEK Urine Toxicology Control-Law	Vials: 20 ml. each	04/13/88
Biodiagnostic International	Liqui-Ura Toxic Control	Vial: 5ml	03/11/85
Biodiagnostic International	Urine - Tox Control	Vial: 5 ml	04/01/85
Bioscientific, Corporation	ECA Buffer, Catalog No. ECA 05805	Plastic Packet: 18.0 g., 10 packets per box	07/14/77
California Bionuclear Corporation	Amobarbital-2-C-14, Catalog No. 72077	Screw Cap Vial: 50 microcuries, 0.1, 0.5, and 1.0 millicuries.	01/08/75
California Bionuclear Corporation	Cocaine (methoxy-C-14) Catalog No. 72182	Screw Cap Vial: 50 microcuries, 0.1, 0.5, and 1.0 millicuries.	01/08/75
California Bionuclear Corporation	D-Amphetamine (propyl-1-C-14) Sulfate, Catalog No. 72078.	Screw Cap Vial: 50 microcuries, 0.1, 0.5, and 1.0 millicuries.	01/08/75
California Bionuclear Corporation	DL-Amphetamine (propyl-1-C-14) Sulfate, Catalog No. 72079.	Screw Cap Vial: 50 microcuries, 0.1, 0.5, and 1.0 millicuries.	01/08/75
California Bionuclear Corporation	Meperidine (N-methyl-C-14) Hydrochloride, Catalog No. 72508.	Screw Cap Vial: 50 microcuries, 0.1, 0.5, 1.0 millicuries.	01/08/75
California Bionuclear Corporation	Mescaline (aminomethylene-C-14) Hydrochloride, Catalog No. 72512.	Screw Cap Vial: 50 microcuries, 0.1, 0.5, 1.0 millicuries.	01/08/75
California Bionuclear Corporation	Methadone (heptanone-2-C-14) Hydrochloride, Catalog No. 72516.	Screw Cap Vial: 50 microcuries, 0.1, 0.5, 1.0 millicuries.	01/08/75
California Bionuclear Corporation	Methamphetamine (propyl-1-C-14) Sulfate, Catalog No. 72517.	Screw Cap Vial: 50 microcuries, 0.1, 0.5, 1.0 millicuries.	01/08/75
California Bionuclear Corporation	Methylphenidate (carbonyl-C-14) Hydrochloride, Catalog No. 72550.	Screw Cap Vial: 50 microcuries, 0.1, 0.5, 1.0 millicuries.	01/08/75
California Bionuclear Corporation	Morphine (n-methyl-C-14) Hydrochloride, Catalog No. 72560.	Screw Cap Vial: 50 microcuries, 0.1, 0.5, 1.0 millicuries.	01/08/75
California Bionuclear Corporation	Pentobarbital-2-C-14, Catalog No. 72618	Screw Cap Vial: 50 microcuries, 0.1, 0.5, 1.0 millicuries.	01/08/75
California Bionuclear Corporation	Secobarbital-2-C-14, Catalog No. 72675	Ampule: 50 microcuries, 0.1, 0.5, and 1.0 millicuries.	01/08/75
Cambridge Medical Diagnostics, Incorporated	125I Human Parathyroid Hormone 44-68	Vial: 5ml	03/29/85
Cambridge Medical Diagnostics, Incorporated	125I-Tetraiodothyronine	Vial: 11ml	03/29/85
Cambridge Medical Diagnostics, Incorporated	125I-Triiodothyronine	Vial: 11ml	03/29/85
Cambridge Medical Diagnostics, Incorporated	Donkey Anti Goat Gamma Globulin	Vial: 5ml	03/29/85
Cambridge Medical Diagnostics, Incorporated	Parathyroid Hormone (Human 1-84) Standard	6 Vials: 5ml each	03/29/85
Cambridge Medical Diagnostics, Incorporated	Parathyroid Hormone Assay Buffer	Vial: 10ml	03/29/85
Cambridge Medical Diagnostics, Incorporated	T3 AntiSerum (Rabbit)	Vial: 11ml	03/29/85
Cambridge Medical Diagnostics, Incorporated	T3 Standard	Vial: 1ml	03/29/85
Cambridge Medical Diagnostics, Incorporated	T4 Antiserum (Rabbit)	Vial: 11ml	03/29/85
Cambridge Medical Diagnostics, Incorporated	T4 Standard	Vial: 1ml	03/29/85
Ciba Corning Diagnostics	L-TDM I, II, III Kit	Kit: 15 Vials	05/23/89
Ciba Corning Diagnostics	L-TDM III	Glass Vial: 5ml, Box: 15 Vials	05/23/89
Ciba Corning Diagnostics Corp.	Ciba Corning TDM II	Vial: 5ml, 10 vials	10/22/85
Ciba Corning Diagnostics Corp.	Ciba Corning TDM III	Vial: 5ml, 10 vials	10/22/85
Ciba Corning Diagnostics Corp.	AACC Tox	Glass Vial: 30ml	01/20/86
Ciba Corning Diagnostics Corp.	Ciba Corning ANTICONV/ASTH I, II	Kit Contains: 10ml vial, 5 Vials each level	10/22/85
Ciba Corning Diagnostics Corp.	Ciba Corning TDM I	Vial: 5ml, 10 vials	10/22/85
Ciba Corning Diagnostics Corp.	Ciba Corning TDM I, II & III	Kit Contains: 5 Vials each level	10/22/85
Ciba Corning Diagnostics Corp.	Ciba Corning TOX I,II	Kit: Contains: 10ml vial, 5 Vials each level	12/16/85
Ciba Corning Diagnostics Corp.	Ciba Corning Urine II	Vial: 30ml	05/22/85
Ciba Corning Diagnostics Corp.	DAU I, No. 9076	Glass vial: 25ml, Box: 10 vials	05/23/89
Ciba Corning Diagnostics Corp.	DAU II No. 9077	Glass Vial: 25ml, Box: 10 vials	05/23/89
Ciba Corning Diagnostics Corp.	DAU III, No. 9078	Glass vial: 25ml, Box: 10 Vials	05/23/89
Ciba Corning Diagnostics Corp.	DAU IV, No. 9079	Glass Vial: 25ml, Box: 10 Vials	05/23/89
Ciba Corning Diagnostics Corp.	Immophase Ferritin Controls	Glass Vial: 3 ml	01/19/87
Ciba Corning Diagnostics Corp.	Immophase Ferritin Standards	Glass Vial: 5 ml	09/16/86

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Ciba Corning Diagnostics Corp	L-TDM I	Glass Vial: 5 ml, Box: 15 Vials	05/23/89
Ciba Corning Diagnostics Corp	L-TDM II	Glass Vial: 5ml, Box: 15 Vials	05/23/89
Ciba Corning Diagnostics Corp	MULTIQUAL ABN UNASY	Vial: 3ml, 10ml, Carton: 15 vials, 10 vials	04/09/89
Ciba Corning Diagnostics Corp	MULTIQUAL NOR UNASY	Vial: 3ml, 10ml, Carton: 15 vials, 10 vials	04/09/89
Ciba Corning Diagnostics Corp	Magic Ferritin 2000 Standard	Plastic Vial: 1 ml	01/19/87
Ciba Corning Diagnostics Corp	Magic Ferritin Controls	Plastic Vial: 5 ml	01/19/87
Ciba Corning Diagnostics Corp	Magic Ferritin Standards	Polypropylene Vial: 3 ml	09/16/86
Ciba Corning Diagnostics Corp	Magic Ferritin Zero Standard	Plastic Vial: 50 ml	01/19/87
Ciba Corning Diagnostics Corp	Magic Lite Ferritin Bulk Lite Reageant	Plastic Vial: 50 ml	02/16/88
Ciba Corning Diagnostics Corp	Magic Lite Ferritin Bulk Solid Phase	Plastic Vial: 200 ml	02/16/88
Ciba Corning Diagnostics Corp	Magic Lite Ferritin Lite Reageant	Plastic Vial: 10 ml	02/16/88
Ciba Corning Diagnostics Corp	Magic Lite Ferritin Solid Phase	Plastic Vial: 50 ml	02/16/88
Ciba Corning Diagnostics Corp	Magic Lite T3 Bulk Solid Phase	Plastic Vial: 200 ml	02/16/88
Ciba Corning Diagnostics Corp	Magic T4 Antibody	Plastic Vial: 50 ml and 200 ml	02/16/88
Ciba Corning Diagnostics Corp	QCS ABN ASY	Vial: 5ml, Kit: 5 vials	01/21/89
Ciba Corning Diagnostics Corp	QCS ABN ASY No. 9705/9705A	Box: 10 vials, Vial: 5 ml	12/15/89
Ciba Corning Diagnostics Corp	QCS ABN ASY No. 9707/9707A	Box: 10 vials, Vial: 5 ml	12/15/89
Ciba Corning Diagnostics Corp	QCS ABN UNASY No. 9691/9691A	Box: 40 vials, Vial: 25 ml	12/15/89
Ciba Corning Diagnostics Corp	QCS ABN UNASY No. 9717/9717A	Box: 10 vials, Vial: 10 ml	12/15/89
Ciba Corning Diagnostics Corp	QCS NOR ASY	Vial: 5 ml, Kit: 5 vials	01/21/89
Ciba Corning Diagnostics Corp	QCS NOR ASY No. 9702/9702A	Box: 10 vials, Vial: 5 ml	12/15/89
Ciba Corning Diagnostics Corp	QCS NOR ASY No. 9704/9704A	Box: 10 vials, Vial: 5 ml	12/15/89
Ciba Corning Diagnostics Corp	QCS Nor UNASY No. 9681/9681A	Box: 40 vials, Vial: 25 ml	12/15/89
Ciba Corning Diagnostics Corp	QCS Nor UNASY No. 9716/9716A	Box: 10 vials, Vial 10 ml	12/15/89
Ciba Corning Diagnostics Corp	Reagent A- Alt 14	Vial: 15 ml	03/24/79
Ciba Corning Diagnostics Corp	Reagent A- Alt 7	Vial: 15 ml	03/24/79
Ciba Corning Diagnostics Corp	Reagent A-Ammonia 10	Vial: 10 ml	03/24/79
Ciba Corning Diagnostics Corp	Special Barbital Buffer Set, Catalog No. 470182	Vial: 3 per kit	04/17/79
Ciba Corning Diagnostics Corp	Universal Electrophoresis Film Agarose, Catalog No. 470100.	Plates: 12 per kit	04/17/79
Ciba Corning Diagnostics Corp	Universal PHAB Buffer Set Catalog No. 470180	Kit: 3 vials per kit	09/26/79
Ciba Corning Diagnostics corp.	Magic Lite HCG Solid Phase	Plastic vial: 50ml, Kit: 100 tests	12/09/88
Cone Biotech, Inc	CAP/Cocaine Reference Material Levels II, III, and IV.	Vial: 20 ml	03/07/88
Cone Biotech, Inc	QCM-UTI	Vial: 20ml	03/07/85
Cone Biotech, Inc	RIATRAC-Three Level Ligand Assay Controls	Vials: 8ml	02/27/84
Cone Biotech, Inc	UDM-CAP/AACC Forensic Urine Drug Testing Survey (Initial Phase).	Bottle:60 ml	08/31/87
Cone Biotech, Inc	UDS and UDC CAP/AACC Forensic Urine Drug Testing.	Vial: 30 ml	01/06/88
Diagnostic Products Corp	Coat-A-Count LSD Qualitative Determination in Urine, Cat. No. TKLSY.	Kit: 8 vials	03/20/89
Diagnostic Products Corporation	125-I Barbiturate Isotope: Cat. No. TBA2, TBAY2	Vial: 110 ml, 550 ml	03/01/88
Diagnostic Products Corporation	125-I Benzolyecgonine Isotope: Cat. No. TCN2, TCNY2.	Vial: 100 ml, 550 ml	03/01/88
Diagnostic Products Corporation	125-I Benzoylecgonine Isotope (DA): Cat. No. CND2, YCND2.	Vial: 10 ml, 100 ml, 675 ml	03/01/88
Diagnostic Products Corporation	125-I Fentanyl Isotope: Cat. No. TFN2	Vial: 500 ml	03/01/88
Diagnostic Products Corporation	125-I Methadone Isotope: Cat. No. TMD2	Vial: 100 ml	03/01/88
Diagnostic Products Corporation	125-I Methaqualone Isotope: Cat. No. TMQ2	Vial: 100 ml	03/01/88
Diagnostic Products Corporation	125-I Morphine Isotope: Cat. No. TMP2, TMPY2	Vial: 110 ml, 550 ml	03/01/88
Diagnostic Products Corporation	125-I PCP Isotope: Cat. No. TPC2, TPCY2	Vial: 110 ml, 550 ml	03/01/88
Diagnostic Products Corporation	125-I Serum Morphine Isotope: Cat. No. TSM2	Vial: 110 ml	03/01/88
Diagnostic Products Corporation	125-I THC Isotope: Cat. No. THD2, YTHD2	Vial: 20 ml, 110 ml, 550 ml	03/01/88
Diagnostic Products Corporation	Amphetamine Calibrators B-F: Cat. No. APD4-8	Vial: 3.5 ml	03/01/88
Diagnostic Products Corporation	Amphetamine Controls: Cat. No. 5ACO1, 5ACO2	Vial: 100 ml	03/01/88
Diagnostic Products Corporation	Amphetamine Isotope: Cat. No. APD2, 5APD2, YAPD2.	Vial: 20 ml, 100 ml, 550 ml	03/01/88
Diagnostic Products Corporation	Amphetamine Reference Preparation: Cat. No. 5YAP7.	Vial: 120 ml	03/01/88
Diagnostic Products Corporation	Barbiturate Calibrators B-G: Cat. No. BAC4-9	Vial: 3.5 ml	03/01/88
Diagnostic Products Corporation	Barbiturate Reference Preparations: Cat. No. 5YBA5.	Vial: 120 ml	03/01/88
Diagnostic Products Corporation	Benzoylecgonine Calibrators (CAC) B-F: Cat. No. COC4-8.	Vial: 3.5 ml	03/01/88
Diagnostic Products Corporation	Benzoylecgonine Calibrators (DA) B-F: Cat. No. CND4-8.	Vial: 3.5 ml	03/01/88
Diagnostic Products Corporation	Benzoylecgonine Calibrators (DA): Cat. No. CNC4-8.	Vial: 3.5 ml	03/01/88
Diagnostic Products Corporation	Benzoylecgonine Reference Preparation (DA): Cat. No. 5YCN5.	Vial: 120 ml	03/01/88
Diagnostic Products Corporation	Benzoylecgonine Reference Preparation: Cat. No. 5YCN5.	Vial: 120 ml	03/01/88
Diagnostic Products Corporation	C-Terminal PTH Antiserum: Cat. No. PCD1	Vial: 10 ml	03/01/88
Diagnostic Products Corporation	Canine T3 Isotope: Cat. No. TC32	Vial: 120 ml	03/01/88
Diagnostic Products Corporation	Coat-A-Count Barbiturates In Urine: Cat. No. TKBA1,TKBA5.	Kit: 100 tests, 500 tests	03/01/88
Diagnostic Products Corporation	Coat-A-Count Barbiturates Qualitative Determination In Urine: Cat. No. TKBAY.	Kit: 2500 tests	03/01/88

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Diagnostic Products Corporation	Coat-A-Count Canine T3: Cat. No. TKC31, TKC35.	Kit: 100 tests, 500 tests	03/01/88
Diagnostic Products Corporation	Coat-A-Count Cocaine Metabolite: Cat. No. TKCN1, TKCN5.	Kit: 100 tests, 500 tests	03/01/88
Diagnostic Products Corporation	Coat-A-Count Fentanyl: Cat. No. TKFN1	Kit: 100 tests	03/01/88
Diagnostic Products Corporation	Coat-A-Count Metabolite Qualitative Determinants In Urine: Cat. No. TKCNY.	Kit: 2500 tests	03/01/88
Diagnostic Products Corporation	Coat-A-Count Methadone: Cat. No. TKMD1	Kit: 100 tests	03/01/88
Diagnostic Products Corporation	Coat-A-Count Methaqualone: Cat. No. TKMQ1	Kit: 100 tests	03/01/88
Diagnostic Products Corporation	Coat-A-Count Morphine Qualitative Determinations In Urine: Cat. No. TKMPY.	Kit: 2500 tests	03/01/88
Diagnostic Products Corporation	Coat-A-Count Morphine: Cat. No. TKMP1, TKMP5, TKMPX.	Kit: 100 tests, 500 tests, 1000 tests	03/01/88
Diagnostic Products Corporation	Coat-A-Count Opiates Screen Qualitative Determinations In Urine: Cat. No. TKOSY.	Kit: 2500 tests	03/01/88
Diagnostic Products Corporation	Coat-A-Count Opiates Screen: Cat. No. TKOS1, TKOS5.	Kit: 100 tests, 500 tests	03/01/88
Diagnostic Products Corporation	Coat-A-Count PCP (Phencyclidine) In Urine: Cat. No. TKCY1.	Kit: 100 tests	03/01/88
Diagnostic Products Corporation	Coat-A-Count PCP (Phencyclidine) Qualitative Determinations In Urine: Cat. No. TKPCY.	Kit: 2500 tests	03/01/88
Diagnostic Products Corporation	Coat-A-Count Serum Morphine: Cat. No. TKSM1	Kit: 100 tests	03/01/88
Diagnostic Products Corporation	Donkey Anti-Goat Gamma Globulin (PTH-Ultra): Cat. No. PTDG.	Vial: 10 ml	03/01/88
Diagnostic Products Corporation	Double Antibody Amphetamine, Qualitative Determinations In Urine: Cat. No. KAPDY.	Kit: 2500 tests	03/01/88
Diagnostic Products Corporation	Double Antibody Amphetamine: Cat. No. KAPD1, KAPD5.	Kit: 100 tests, 500 tests	03/01/88
Diagnostic Products Corporation	Double Antibody Cannabinoids (THC) In Urine: Cat. No. KTHD1, KTHD5.	Kit: 100 tests, 500 tests	03/01/88
Diagnostic Products Corporation	Double Antibody Cannabinoids (THC) Quanitative Determinations In Urine: Cat. No. KTHDY.	Kit: 2500 tests	03/01/88
Diagnostic Products Corporation	Double Antibody Cocaine Metabolite Qualitative Determination In Urine: Cat. No. KCNDY.	Kit: 2500 tests	03/01/88
Diagnostic Products Corporation	Double Antibody Cocaine Metabolite: Cat. No. KCND1, KCND5.	Kit: 100 tests, 500 tests	03/01/88
Diagnostic Products Corporation	Double Antibody PTH-C: KPCD1, KPCD2	Kit: 70 tests, 140 tests	03/01/88
Diagnostic Products Corporation	Double Antibody PTH-M: Cat. No. KPMD1	Kit: 70 tests	03/01/88
Diagnostic Products Corporation	Double Antibody Ultra-PTH: Cat. No. KPTD1, KPTD2.	Kit: 70 tests, 140 tests	03/01/88
Diagnostic Products Corporation	Fentanyl Calibrators: Cat. No. FNC4-9	Vial: 3.5 ml	03/01/88
Diagnostic Products Corporation	Goat Anti-Rabbit Gamma Globulin/4% PEG Saline: Cat. No. 5N6.	Vial: 110 ml, 320 ml	03/01/88
Diagnostic Products Corporation	Low and High Barbiturate Urinary Controls: Cat. No. 5BCO1, 5BCO2.	Vial: 100 ml	03/01/88
Diagnostic Products Corporation	Low and High Benzoylecgonine Urinary Controls (DA): Cat. No. 5COO1, 5COO2, CNCO2, CNCO3.	Vial: 3.5 ml, 100 ml	03/01/88
Diagnostic Products Corporation	Low and High Cannabinoid Urinary Controls: Cat. No. 5TCO1, 5TCO2.	Vial: 100 ml	03/01/88
Diagnostic Products Corporation	Low and High Morphine Urinary Controls: Cat. No. 5MCO1, 5MCO2.	Vial: 100 ml	03/01/88
Diagnostic Products Corporation	Low and High Opiate Urinary Controls: Cat. No. 5OCO1, 5OCO2.	Vial: 100 ml	03/01/88
Diagnostic Products Corporation	Low and High PCP Urinary Controls: Cat. No. 5PCO1, 5PCO2.	Vial: 100 ml	03/01/88
Diagnostic Products Corporation	Methadone Calibrators: Cat. No. MDC4-8	Vial: 3.5 ml	03/01/88
Diagnostic Products Corporation	Methaqualone Calibrators: Cat. No. MQC4-8	Vial: 3.5 ml	03/01/88
Diagnostic Products Corporation	Mid-Molecule PTH Antiserum: Cat. No. PMD1	Vial: 10 ml	03/01/88
Diagnostic Products Corporation	Morphine Calibrators: Cat. No. MPC4-8	Vial: 3.5 ml, 10 ml	03/01/88
Diagnostic Products Corporation	Morphine Reference Preparation: Cat. No. 5YMPY7.	Vial: 120 ml	03/01/88
Diagnostic Products Corporation	Opiate Calibrators: Cat. No. OSC4-8	Vial: 3.5 ml	03/01/88
Diagnostic Products Corporation	Opiates Reference Preparation: Cat. No. 5YOS7	Vial: 120 ml	03/01/88
Diagnostic Products Corporation	PCP Calibrators: Cat. No. PCC4-8	Vial: 3.5 ml	03/01/88
Diagnostic Products Corporation	PCP Reference Preparation: Cat. No. 5YPC6	Vial: 120 ml	03/01/88
Diagnostic Products Corporation	PTH (C-Terminal) Isotope: Cat. No. PCD2	Vial: 10 ml	03/01/88
Diagnostic Products Corporation	PTH (Ultra) Antiserum: Cat. No. PTD1	Vial: 5 ml	03/01/88
Diagnostic Products Corporation	PTH (Ultra) Isotope: Cat. No. PTD2	Vial 5 ml	03/01/88
Diagnostic Products Corporation	PTH-M Isotope: Cat. No. PMD2	Vial: 10 ml	03/01/88
Diagnostic Products Corporation	Serum Morphine Calibrators: Cat. No. SMC4-8	Vial: 3.5 ml	03/01/88
Diagnostic Products Corporation	Serum Morphine Controls: Cat. No. SMCO2, SMCO3.	Vail: 3.5 ml	03/01/88
Diagnostic Products Corporation	THC Calibrators B-F: Cat. No. THD4-8	Vial: 3.5 ml	03/01/88
Diagnostic Products Corporation	THC Reference Preparation: Cat. No. 5YTH7	Vial: 120 ml	03/01/88
Diagnostic Products Corporation	Triiodothyronine (T3) Isotope: Cat. No. TT32	Vial: 120 ml	03/01/88
Diagnostics Products Corp.	Amphetamine Controls, Cat. No. ACO1, ACO2	Vial: 5 ml	03/20/89
Diagnostics Products Corp.	Amphetamine Reference Preparations, Cat. No. APD5, APD9.	Vial: 5 ml	03/20/89

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Diagnostics Products Corp.	Coat-A-Count LSD 100, 500, Cat. No. TKLS1, TKLS5.	Kit: 8 vials, 19 vials	03/20/89
Diagnostics Products Corp.	Double Antibody Amphetamine, Cat. No. KAPD1, KAPD5.	Kit: 6 vials	03/20/89
Diagnostics Products Corp.	LSD Calibrators B-F, Cat. No. LSCH-8	Vial: 5 ml	03/20/89
Diagnostics Products Corp.	LSD Controls, Cat. No. 5LCO1, 5LCO2, LSCO1, LSCO2.	Vial: 120ml, 5ml	03/20/89
Diagnostics Products Corp.	LSD Isotope, Cat. No. TLSY2, TLS2	Vial: 105 ml, 550 ml	03/20/89
Diagnostics Products Corp.	LSD Reference Preparation, Cat. No. 5YLS6	Vial: 120ml	03/20/89
Diamedix Corporation	Barbital-Acetate Buffer, Powder 709-317	Package: 20 envelopes-10.65 g. per envelope	07/27/72
Diamedix Corporation	CEP Plate-Amebiasis Testing 40 Test No. 730-274.	Plate: 40mm x 80mm x 2.5mm	08/09/73
Diamedix Corporation	CEP VI No. 709-339	Plate: 40mm x 80mm x 2.5mm	08/09/73
Diamedix Corporation	Counterelectrophoresis (CEP) Plates for Trichinosis Testing.	Plastic plates: 40mm x 80mm x 2.5mm	06/16/75
Diamedix Corporation	EDTA (0.014M)-GVB Buffer, 753-034	Bottle: 5ml	08/09/73
Diamedix Corporation	EDTA (0.01M)-GVB Buffer, 753-031	Bottle: 5ml	08/09/73
Diamedix Corporation	GVB(3+) Buffer 753-037	Bottle: 50ml	08/09/73
Diamedix Corporation	Glucose-GVB 1 Buffer, 753-036	Bottle: 50ml	08/09/73
Duo Research, Inc.	Drug Testing Assessment Program Quality Control Samples.	Kit: 25 bottles	12/26/86
Duo Research, Inc.	Drug Testing Assessment Program-Quality Control Sample.	Bottle: 65ml	02/27/86
Duo Research, Inc.	Drug Testing Assessment Program-Quality Control Sample Kit.	Kit: 5-65ml bottles	02/27/86
E.I. DuPont DeNemours & Co., Inc., Medical Products.	Drug Discovery Kit, No. NED-002, NED-002A	Kit: 100 tests, 500 tests	08/08/89
E.I. DuPont DeNemours & Co., Inc., Medical Products.	Flunitrazepam (Methyl-3H)	Combi-Vial: 5 microcuries, 14 microcuries	08/08/89
E.I. DuPont DeNemours & Co., Inc., Medical Products.	Flunitrazepam 2.5 Micro M	Combi-Vial: 2.0 ml	08/08/89
E.I. du Pont de Nemours & Co., Inc.	DM/TU Saturating Reagent	Plastic Bottle: 1L, 10L, 20L	02/22/89
E.I. duPont de Nemours & Co., Incoroporated	DuPont U THC Enzyme Pack Reagent	Bottle: 1 Liter	01/04/88
E.I. duPont de Nemours & Co., Incorporated	(1) PREP Sample Preparation and Analysis Kit	Kit containing following:	09/25/78
E.I. duPont de Nemours & Co., Incorporated	(2) PREP Buffer/Internal Standard and Liquid Chromatography Verifier.	Box containing following:	09/25/78
E.I. duPont de Nemours & Co., Incorporated	(2a) PREP Liquid Chromatography Verifier	Vial: 10ml (1 vial/box)	09/25/78
E.I. duPont de Nemours & Co., Incorporated	(2b) PREP Buffer/Internal Standard	Vial: 100ml (3 vials/box)	09/25/78
E.I. duPont de Nemours & Co., Incorporated	(3) PREP Calibrators	Box containing following:	09/25/78
E.I. duPont de Nemours & Co., Incorporated	(3a) PREP Calibrator-Level 1	Vial: 10ml (1 vial/box)	09/25/78
E.I. duPont de Nemours & Co., Incorporated	(3b) PREP Calibrator-Level 2	Vial: 10ml (1 vial/box)	09/25/78
E.I. duPont de Nemours & Co., Incorporated	(3c) PREP Calibrator-Level 3	Vial: 10ml (1 vial/box)	09/25/78
E.I. duPont de Nemours & Co., Incorporated	(3d) PREP Calibrator-Level 4	Vial: 10ml (1 vial/box)	09/25/78
E.I. duPont de Nemours & Co., Incorporated	(4) PREP Controls	Box containing following:	09/25/78
E.I. duPont de Nemours & Co., Incorporated	(4a) PREP Control-Low Level	Vial: 10ml (2 vials/box)	09/25/78
E.I. duPont de Nemours & Co., Incorporated	(4b) PREP Control-High Level	Vial: 10ml (2 vials/box)	09/25/78
E.I. duPont de Nemours & Co., Incorporated	DuPont Drug Calibrators- Levels 1 through 5	Vial: 6ml (1 vial and 2 vials/box)	04/04/86
E.I. duPont de Nemours & Co., Incorporated	DuPont Phenobarbital Assay	Vial: 6 ml	10/13/86
E.I. duPont de Nemours & Co., Incorporated	DuPont U Amp Enzyme Pack Reagent	Bottle: 1 liter	10/19/87
E.I. duPont de Nemours & Co., Incorporated	DuPont U Barb Enzyme Pack Reagent	Bottle: 1 liter	10/19/87
E.I. duPont de Nemours & Co., Incorporated	DuPont U Benz Enzyme Pack Reagent	Bottle: 1 liter	10/19/87
E.I. duPont de Nemours & Co., Incorporated	DuPont U COC Enzyme Pack Reagent	Bottle: 1 liter	10/19/87
E.I. duPont de Nemours & Co., Incorporated	DuPont U OPI Enzyme Pack Reagent	Bottle: 1 liter	08/28/87
E.I. duPont de Nemours & Co., Incorporated	DuPont Urine Drugs-of-Abuse Calibrator (Levels 0,1,2).	Box: 6 Vials,6ml Vial	07/27/87
E.I. duPont de Nemours & Co., Incorporated	DuPont Urine Drugs-of-Abuse Control	Vial: 6 ml	08/03/87
E.I. duPont de Nemours & Co., Incorporated	DuPont aca Barbiturate Screen Analytical Test Pack.	Plastic Packs: 25 tests	12/23/84
E.I. duPont de Nemours & Co., Incorporated	DuPont aca Barbiturate Screen/Benzodiazepine Screen Calibrator.	6 Vials: 3ml	02/23/84
E.I. duPont de Nemours & Co., Incorporated	DuPont aca Benzodiazepine Screen Analytical Test Pack.	Plastic Packs: 25 tests	02/23/84
E.I. duPont de Nemours & Co., Incorporated	Phenobarbital Calibrator- Level 1	Vial: 6ml (1 vial/box)	04/02/86
E.I. duPont de Nemours & Co., Incorporated	Phenobarbital Calibrator- Level 2	Vial: 6ml (1 vial/box)	04/02/86
E.I. duPont de Nemours & Co., Incorporated	Phenobarbital Calibrator- Level 3	Vial: 6ml (1 vial/box)	04/02/86
E.I. duPont de Nemours & Co., Incorporated	Phenobarbital Calibrator- Level 4	Vial: 6ml (1 vial/box)	04/02/86
E.I. duPont de Nemours & Co., Incorporated	Phenobarbital Calibrator- Level 5	Vial: 6ml (1 vial/box)	04/02/86
E.I. duPont de Nemours & Co., Incorporated	Theophylline Calibrator Levels 1, 2 and 3	Vial: 6 ml. Box contains 2 vials each level	09/21/88
E.I. duPont de Nemours & Co., Incorporated	Thyroid Rotor	Foil Pouch: 1 Rotor Shelf Carton: 10 Rotors Box: 5 Shelf Cartons(50 Rotors).	10/25/88
E.I. duPont de Nemours & Co., Incorporated	Thyronine (TU) Uptake Flex(tm) Reagent Cartridge.	Plastic container: 2.3ml (20 tests)	04/28/86
E.I. duPont de Nemours & Co., Incorporated	Urine Amphetamine (U Amp) Test Pack	Carton: 50 tests	08/27/87
E.I. duPont de Nemours & Co., Incorporated	Urine Barbiturate (U Barb) Test Pack	Carton: 50 tests	08/27/87
E.I. duPont de Nemours & Co., Incorporated	Urine Benzodiazepine (U Benz) Test Pack	Carton: 50 tests	08/27/87
E.I. duPont de Nemours & Co., Incorporated	Urine Cannabinoid (U THC) Test Pack	Carton: 50 tests	11/09/87
E.I. duPont de Nemours & Co., Incorporated	Urine Cocaine (U COC) Test Pack	Carton: 50 tests	08/27/87
E.I. duPont de Nemours & Co., Incorporated	Urine Opiate (U OPI) Test Pack	Carton: 50 tests	07/08/87
E.I. duPont de Nemours & Co., Incorporated	aca PHNO Analytical Test Pack	Carton: 40 tests packs	08/25/77
E.I. duPont de Nemours & Co., Incorporated	aca Thryonine Uptake Analytical Test Pack	Plastic Pack: 1 test	08/25/83

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
E.I. duPont de Nemours & Co.,Inc., Medical Products.	5-Cyclohexenyl-3,5,-Dimethyl barbituric Acid (3H(G)), Catalog No. NET-426.	Combi-Vial: 250 microcuries , 1 millicurie, and 5 millicuries.	01/04/77
E.I. duPont de Nemours & Co.,Inc., Medical Products.	Acetaldehyde (1,2-14C) as Paraldehyde, Catalog No. NEC-158.	Pyrex Glass Breakseal Tube: 250 microcuries, 1 millicurie.	01/04/77
E.I. duPont de Nemours & Co.,Inc., Medical Products.	Cocaine, Levo-[Benzoyl] [3.4-3H(N)] Catalog No. NET-510.	Combi-Vial: 100 microcuries, 250 microcuries	01/04/77
E.I. duPont de Nemours & Co.,Inc., Medical Products.	Diazepam [Methyl-3H] Catalog No. NET-564	Combi-Vial: 0.250 millicuries, 1.0 millicurie	09/06/79
E.I. duPont de Nemours & Co.,Inc., Medical Products.	Dihydromorphine [7,8-3H(N)]	Combi-Vial: 250 microcuries, 1 millicurie	01/04/77
E.I. duPont de Nemours & Co.,Inc., Medical Products.	Dihydromorphine[N-Methyl-3H] NET-658	Combi-Vial: 0.250 millicuries, 1.0 millicurie	02/29/80
E.I. duPont de Nemours & Co.,Inc., Medical Products.	Flunitrazepam [Methyl-3H] NET 567	Combi-Vial: 0.250 millicuries, 1.0 millicurie	04/29/87
E.I. duPont de Nemours & Co.,Inc., Medical Products.	LSD [N-Methyl-3H] NET-638	Combi-Vial: 0.250 millicuries, 1.0 millicurie	11/06/79
E.I. duPont de Nemours & Co.,Inc., Medical Products.	Mazindol (4'-3H) Catalog No.NET-816	Combi-Vial: 0.250 millicuries, 1.0 millicurie	05/17/84
E.I. duPont de Nemours & Co.,Inc., Medical Products.	Methylenedioxymethamphetamine, (+)3,4-[N-methyl-3H] NET 957.	Combi-Vial: 0.0250 millicuries, 0.25 millicuries, 1.0 millicuries.	08/25/75
E.I. duPont de Nemours & Co.,Inc., Medical Products.	Methylphenidate, +/- threo[methyl-3H]NET-857	Combi-Vial: 0.250 millicuries, 1.0 millicurie	06/11/84
E.I. duPont de Nemours & Co.,Inc., Medical Products.	Morphine [N-methyl-3H] NET-653	Combi-Vial: 0.250 millicuries, 1.0 millicurie	02/29/80
E.I. duPont de Nemours & Co.,Inc., Medical Products.	N-[1-(2-Thienyl) Cyclohexyl]-3,4-Piperidine (Piperidyl-3,4-3H)NET-886.	Combi-Vial: 0.250 millicuries, 1.0 millicurie	06/11/84
E.I. duPont de Nemours & Co.,Inc., Medical Products.	Phencyclidine [Piperidyl-3,4-3H(N)], Catalog No.NET-630.	Combi-Vial: 0.250 millicurie, 1.0 millicurie	09/06/79
E.I. duPont de Nemours & Co.,Inc., Medical Products.	d-Amphetamine Sulfate (3H(G)), Catalog No. NET-140.	Combi-Vial: 250 microcuries, 1 millicurie, and 5 millicuries.	01/04/77
E.I.duPont de Nemours & Co., Inc.	Thyronine (TU) Uptake Flex	32 Test Cartridge, Carton: 7 cartridges	03/29/89
EM Diagnostic Systems,Inc.	EMDS Antiepileptic Drug Calibrator Item No. 67630/95.	Box: 3 Vials, 5 ml each	06/11/86
EM Diagnostic Systems,Inc.	EMDS Test Packs, Phenobarbital (PHENO) Item No. 67677/95.	Carton: 48 Test Packs	09/09/86
EM Diagnostic Systems,Inc.	Easytest Phenobarbital Assay Item No. 67534/93.	Cuvette:1.8ml (40 cuvettes /carton)	06/11/86
Eastman Kodak Company	KODATROL Control I Control and Diluent Set	1 Set: 2 amber glass vials ea. 6 ml 1 Box: 12 sets.	07/21/88
Eastman Kodak Company	KODATROL Control II Control and Diluent Set	1 Set: 2 amber glass vials ea. 6 ml 1 Box: 12 sets.	07/21/88
Eastman Kodak Company	Kodak EKTACHEM Specialty Calibrator	Vial: 3ml	09/13/85
Eastman Kodak Company	Kodak EKTACHEM Specialty Control I	Vial: 3ml	09/13/85
Eastman Kodak Company	Kodak Ektachem Specialty Control II	Glass Vial: 6 ml	11/10/87
Electro-Nucleonics Laboratories, Incorporated	VIRGO IPA Immuno-Precipitation Assay for Phenobarbital.	Kit	11/30/82
Endocrine Metabolic Center	0.1% Lysozyme-Barbital Buffer, 0.05M	Glass Bottle: 2 liter	05/28/87
Endocrine Metabolic Center	1% Lysozyme-Barbital Buffer, 0.05M	Glass Bottle: 2 liter	05/28/87
Endocrine Metabolic Center	Barbital Buffer, 0.05M	Plastic Bottle: 3000 ml	05/28/87
Endocrine Metabolic Center	Barbital Buffer, 0.1M	Plastic Bottle: 3000 ml	05/28/87
Endocrine Metabolic Center	Tracer Diluent	Glass Bottle: 1 or 2 liter	05/28/87
Environmental Diagnostics, Inc.	EZ-Screen: Cannabinoid Enzyme Conjugate	Ampule: 1 ml	02/03/87
Environmental Diagnostics, Inc.	EZ-Screen: Cannabinoid Kit Catalog No. 216-2BP.	Kit: 1 test	02/03/87
Environmental Diagnostics, Inc.	EZ-Screen: Cannabinoid Positive Control	Ampule: 1 ml	02/03/87
Environmental Diagnostics, Inc.	EZ-Screen: Cannabinoid/Cocaine-Enzyme Conjugate.	Polyethylene Tube: containing ampule with 1 tablet, Kit: 1 test.	12/20/88
Environmental Diagnostics, Inc.	EZ-Screen: Cannabinoid/Cocaine-Positive Control.	Polyethylene Tube: 2.2ml, Kit: 1 test	12/20/89
Fisher Scienfitic	IL-Test Phenobarbital	Kit: contains 2 plastic containers of reagent 2	03/15/88
Fisher Scientific	Electrophoretic Buffer No. 1 pH 8.60, Ionic Strength 0.05, Catalog No. E-1.	Packet: 12.14 g	10/27/72
Fisher Scientific	Electrophoretic Buffer No. 2, pH 8.60, Ionic Strength 0.075, Catalog No. E-2.	Packet: 18.16 g	10/27/72
Fisher Scientific	IL-Test Phenobarbital Conjugate, Reagent 2	Plastic Container: 16 ml	03/15/88
Fisher Scientific	Owren's Veronal Buffer, CS1094-34	Vial: 10 ml	08/18/86
Fisher Scientific	Owren's Veronal Buffer, CS1094-38	Vial: 25 ml	08/18/86
Fisher Scientific	SeraChem Abnormal Clinical Chemistry Control Serum (Human) Unassayed No. 2906.	Vial: 5ml, 10ml	04/16/82
Fisher Scientific	SeraChem Abnormal Clinical Chemistry Control Serum (Human), Assayed No. 2905.	Vial: 5ml	04/16/82
Fisher Scientific	SeraChem Normal Clinical Chemistry Control Serum (Human), Assayed No.2907.	Vial: 5ml	04/16/82
Fisher Scientific	Serachem Normal Clinical Chemistry Control Serum (Human), Unassayed No. 2908.	Vial: 5ml, 10ml	04/16/82
Fisher Scientific	TDM Cal	Kit: 7 Vials	11/26/86
Fisher Scientific	TDM Cal (B-F)	Vials: 5 ml	11/26/86
Fisher Scientific	Thera Chem TDC Therapeutic Drug Controls, Low and High Levels, 2840-58.	Kit: 6 vials	01/12/84

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Fisher Scientific	TheraChem-Plus TDC Therapeutic Drug Controls, Tri-Level, No. 2845-94.	Kit: 9 vials	03/19/86
Fisher Scientific	Therapeutic Drug Control, High Level III, No. 2848-31.	Vial: 5ml	03/19/86
Fisher Scientific	Therapeutic Drug Control, High Level, 2842-31	Vial: 5ml	01/12/84
Fisher Scientific	Therapeutic Drug Control, Low Level I, No. 2846-31.	Vial: 5ml	03/19/86
Fisher Scientific	Therapeutic Drug Control, Low Level, 2841-31	Vial: 5ml	01/12/84
Fisher Scientific	Therapeutic Drug Control, Mid-Range Level II, No. 2847-31.	Vial: 5ml	03/19/86
Fisher Scientific	Urine Chemistry Control (Human) Level II, No. 2935-80.	Vial: 25ml	04/06/78
Fisher Scientific	Urine Toxicology Control No. 2950-61	Vial: 25ml	04/06/78
Fisher Scientific Group	SeraChem Plus Clinical Chemistry Control Sera Unassayed (Bovine) Level I.	Vial: 10ml, Box: 50 vials, Carton: 4 boxes	07/25/89
Fisher Scientific Group	SeraChem Plus Clinical Chemistry Control Sera Unassayed (Bovine) Level II.	Vial: 10 ml, Box: 50 vials, Carton: 4 boxes	07/25/89
Flow Laboratories	DGV No. 28-010	Bottle: 125 ml	04/16/73
Flow Laboratories	Human "O" DGV (Dextrose Gelatin Veronal Buffer) No. 28-080.	Glass Vial: 100 ml	10/14/76
GIBCO Laboratories	Complement Fixation Buffer Solution, pH 7.3-7.4, NDC 0118115-0247-1.	Bottle: 1 liter	01/28/74
GIBCO Laboratories	Complement Fixation Buffer Solution, pH 7.3-7.4, NDC 011815-0247-2.	Bottle: 500 ml	04/05/77
GIBCO Laboratories	Dextrose-Gelatin-Veronal Buffer Solution NDC No.815-0566-1 and No.815-0566-2.	Bottle: 100 and 500 ml	07/05/73
GIBCO Laboratories	Electrophoresis Buffer Solution, pH 8.6, NDC 011815-0245-1.	Bottle: 1 liter	01/28/74
GIBCO Laboratories	I.E.P. Buffer Solution pH 8.2 NDC 011815-0246-1.	Bottle: 1 liter	01/28/74
Gelman Sciences, Inc.	Drug Control Set No 51911	Set: 3 vials of 50 ml each	04/06/72
Gelman Sciences, Inc.	Drug Standard Set, No 51910	Set: 3 vials of 2 ml each	04/06/72
Gelman Sciences, Inc.	Hi-Phore Buffer	Glass Vial: 15 g.	02/11/82
Gelman Sciences, Inc.	High Resolution Buffer-Tris Barbital Buffer No 51104.	Vial: 10 dr	12/22/71
Gumm Chem. Co.	Niflow Initial Additive	Drums: 5 Gallons	09/30/85
Gumm Chem. Co.	Niflow Maintenace Additive	Drums: 5 Gallons	09/30/85
HYCOR/ICL Scientific	Drugs of Abuse Comprehensive Urine Control, HIGH POSITIVE.	Bottle: 30ml	02/24/89
HYCOR/ICL Scientific	Drugs of Abuse Comprehensive Urine Control, LOWER THRESHOLD.	Bottle: 30ml	02/24/89
HYCOR/ICL Scientific	Drugs of Abuse Comprehensive Urine Control, UPPER THRESHOLD.	Bottle: 30ml	02/24/89
Hach Chemical Co.	pH 8.3 Buffer Powder Pillows. No.898-98	Pillow: 1 g. each	11/30/71
Helena Laboratories	CK-LD Buffer Catalog No. 5808	Packet: 18.332 g. , 10 packets/box	03/26/86
Helena Laboratories	Electra B1 Buffer, Catalog No.5016	Packet: 13.1g. 10 packets/ box	12/28/73
Helena Laboratories	Electra B2 Buffer , Catalog No. 5017	Packet: 18.2 g. 10 packets/ box	12/28/73
Helena Laboratories	Electra HR Buffer, Catalog No. 5805	Packet: 18.1 g. 10 packets/ box	12/28/73
Helena Laboratories	HDL Electrophoresis Buffer	Packet: 36 g.	12/18/85
Helena Laboratories	Isoamylase Cathode Buffer	Packet: 9.7 g.	12/18/85
Helena Laboratories	Isoamylase Kit Catalog No. 5925	Kit: 2 Packets Cathode Buffer	01/24/86
Helena Laboratories	Owren's Veronal Buffer Cat. No. 5375	Plastic Bottle: 125 ml	09/15/88
Helena Laboratories	REP CK Isoforms-15	Plate: 5.8"x5.5"	03/09/88
Helena Laboratories	REP CK Isoforms-15 Kit: Cat. No. 3081	Kit: 10 plates	03/09/88
Helena Laboratories	REP CK-12	Plate: 5.8"x2.18"	03/09/88
Helena Laboratories	REP CK-12 Isoenzyme Kit: Cat. No. 3071	Kit: 10 plates	03/09/88
Helena Laboratories	REP CK-2 STAT Kit, Cat. No. 3074	Kit: 10 plates (5.8" X 0.6")	03/30/89
Helena Laboratories	REP CK-30	Plate: 5.8"x5.5"	03/09/88
Helena Laboratories	REP CK-30 Isoenzyme Kit	Kit: 10 plates	03/09/88
Helena Laboratories	REP CK-6	Plate: 5.8"x1.25"	03/09/88
Helena Laboratories	REP CK-6 Isoenzyme Kit: Cat. No. 3072	Kit: 10 plates	03/09/88
Helena Laboratories	REP LD	Plates: 5.8"x5.5", 5.8"x2.18", 5.8"x1.25"	03/09/88
Helena Laboratories	REP SPE Hi Res-15 Kit, Cat. No. 3176	Kit: 10 plates (5.8" X 5.5")	03/30/89
Helena Laboratories	REP-HDL-12 Isoenzyme Kit Cat. No. 3187	Kit: 10 Plates (5.8" X 2.18")	09/15/88
Helena Laboratories	REP-HDL-30 Isoenzyme Kit Cat. No. 3186	Kit: 10 Plates (5.8" X 5.5")	09/15/88
Helena Laboratories	REP-HDL-6 Isoenzyme Kit Cat. No. 3188	Kit: 10 Plates (5.8" X 1.25")	09/15/88
Helena Laboratories	REP-Lipo-12 Kit Cat. No. 3181	Kit: 10 Plates (5.8" X 2.18")	09/15/88
Helena Laboratories	REP-Lipo-30 Kit Cat. No. 3180	Kit: 10 Plates (5.8" X 5.5")	09/15/88
Helena Laboratories	REP-Lipo-6 Kit Cat. No. 3182	Kit: 10 Plates (5.8" X 1.25")	09/15/88
Helena Laboratories	REP-SP-12 Isoenzyme Kit Cat. No. 3171	Kit: 10 Plates (5.8" X 2.18")	09/15/88
Helena Laboratories	REP-SP-30 Isoenzyme Kit Cat. No. 3170	Kit: 10 Plates (5.8" X 5.5")	09/15/88
Helena Laboratories	REP-SP-6 Isoenzyme Kit Cat. No. 3172	Kit: 10 Plates (5.8" X 1.25")	09/15/88
Helena Laboratories	Super Z-12XHDL Cholesterol Supply Kit Catalog No. 5470).	Kit: 3 Packages buffer 36 g.	01/24/86
Helena Laboratories	TITAN GEL Alkaline Phosphatase (HR) Kit, Cat. No. 3058.	Kit: 1 bag	06/19/89
Helena Laboratories	TITAN GEL Alkaline Phosphatase Buffer	Plastic Bag: 13.1g	06/19/89
Helena Laboratories	Titan Gel High Resolution Protein Buffer	Packet: 25.9 g.	04/12/83
Helena Laboratories	Titan Gel High Resolution Protein Kit Catalog No. 3040.	Kit: 10 Plates (90mm X 75mm) , 2 Packages Buffer.	03/03/86

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Helena Laboratories	Titan Gel High Resolution Protein Plate	Plate:(90mm X 75mm)	03/03/86
Helena Laboratories	Titan Gel IFE Buffer	Packet: 25.9 g	12/18/85
Helena Laboratories	Titan Gel IFE Plate	Plate: (90mm X 75mm)	03/05/86
Helena Laboratories	Titan Gel Immuno Fix Kit Catalog No.3046	Kit: 10 Plates (90mm X 75mm), 2 Packets IFE Buffer.	01/24/86
Helena Laboratories	Titan Gel Iso Dot LDH Buffer	Packet: 19.6 g	01/07/86
Helena Laboratories	Titan Gel Iso Dot LDH Isoenzyme Plate	Plate: (90mm X 75mm)	12/18/85
Helena Laboratories	Titan Gel Iso Dot LDH Kit Catalog No.3062	Kit: 10 Plates (90mm X 75mm),1 Packet Iso Dot LDH Buffer.	01/24/86
Helena Laboratories	Titan Gel LD Buffer	Packet: 21.5 g	11/26/86
Helena Laboratories	Titan Gel LD Isoenzyme Diluent	Bottle: 10 ml	11/26/86
Helena Laboratories	Titan Gel LDH Isoenzyme Buffer	Packet: 22.7 g	03/07/83
Helena Laboratories	Titan Gel LDH Isoenzyme Plate	Plate: (90mm X 75mm)	12/18/85
Helena Laboratories	Titan Gel LDH Isoenzyme Reagent	Vial: 2ml, 10 vials/box	01/07/86
Helena Laboratories	Titan Gel Lipoprotein Buffer	Packet: 17.3 g	12/18/85
Helena Laboratories	Titan Gel Lipoprotein Kit Catalog No.3045	Kit: 1 Packet Buffer	01/24/86
Helena Laboratories	Titan Gel Lipoprotein Plate	Plate: (90 x 75 mm)	01/09/87
Helena Laboratories	Titan Gel Multi-Slot Lipo-17 Kit Catalog No. 3095.	Kit: 10 plates (81 x 143 mm) 1 packet buffer (21.6 g).	01/09/87
Helena Laboratories	Titan Gel Multi-Slot Lipo-17 Plate	Plate: (81 x 143 mm)	01/09/87
Helena Laboratories	Titan Gel Multi-Slot SP-17 Kit Catalog No. 3091	Kit: 10 plates (81 x 143 mm) 1 packet buffer (29.1 g).	01/09/87
Helena Laboratories	Titan Gel Multi-Slot SP-17 Plate	Plate: 81 x 143 mm	01/09/87
Helena Laboratories	Titan Gel Serum Protein Buffer	Packet: 29.1 g	04/12/83
Helena Laboratories	Titan Gel Serum Protein Kit Catalog No. 3041	Kit: 10 Plates (90mm X 75mm), 1 Packet Buffer	01/24/86
Helena Laboratories	Titan Gel Serum Protein Plate	Plate: (90mm X 75mm)	12/18/85
Helena Laboratories	Titan Gel Silver Stain Buffer	Packet: 25.9g	12/18/85
Helena Laboratories	Titan Gel Silver Stain Kit Catalog No.3035	Kit: 10 Plates (90mm X 75mm), 2 Packets Buffer	01/24/86
Helena Laboratories	Titan Gel Silver Stain Plate	Plate: (90mm X 75mm)	03/03/86
Helena Laboratories	Titan Gel-PC LDH Isoenzyme Kit Catalog No. 3053.	Kit: 10 Plates (90mm X 75mm), 1 Packet LDH Buffer, 1 Box LDH Reagent.	01/24/86
Helena Laboratories	Titan Gel-PC LDH Isoenzyme Plate	Plate: (90mm X 75mm)	12/18/85
Helena Laboratories	Titan III Agar Catalog No. 5023	Packet: 5 g. (5 Packets/box)	12/28/73
Helena Laboratories	Titan IV IE Plate (large)	Package: plates, 3 by 4 in.	12/28/73
Helena Laboratories	Titan IV IE Plate (small)	Package: plates, 1 by 3 in.	12/28/73
Helena Laboratories	Titan IV IE Plate Kit	Kit: 12 small (1 by 3 in.) IE plates,1 box B1 Buffer.	12/28/73
Helena Laboratories	Titan IV IE Plate Kit	Kit: 10 large (3 by 4 in.) IE Plates, 1 box B1 Buffer.	12/28/73
Hycor Biomedical Inc.	Sentry Drugs of Abuse Urine Calibrator, Amphetamine Urine Calibrator - 4 level.	Vial: 10ml, Kit: 12 vials, Kit: 4 vials	03/29/89
Hycor Biomedical Inc.	Sentry Drugs of Abuse Urine Calibrator, Benzoylecgonine Urine Calibrator - 4 level.	Vial: 10ml, Kit: 12 vials, Kit: 4 vials	03/29/89
Hycor/ICL Scientific	Drugs of Abuse Urine Control, CONFIRMATION	Box: 4-100 ml Bottles	10/21/88
Hycor/ICL Scientific	Drugs of Abuse Urine Control, SCREEN	Box: 4-30 ml Bottles	10/21/88
ICL Scientific	Therapeutic Drug Control I ,TDC I (High Level)	Glass Vial: 10ml	08/14/85
ICL Scientific	Therapeutic Drug Control I, II, III, Tri-Level TDC Multipack.	Glass Vials (12): 10ml	08/14/85
ICL Scientific	Therapeutic Drug Control II, TDC II (Mid-Level)	Glass Vial: 10ml	08/14/85
ICL Scientific	Therapeutic Drug Control III, TDC III (Low Level)	Glass Vial: 10ml	08/14/85
ICN Micromedic Systems, Inc.	Immunogen: BZ-A	Plastic Vial: 1.5 ml	02/29/88
ICN Micromedic Systems, Inc.	Immunogen: BZ-B	Plastic Vial: 1.5 ml	02/29/88
ICN Micromedic Systems, Inc.	Immunogen: CD-A	Plastic Vial: 1.5 ml	02/29/88
ICN Micromedic Systems, Inc.	Immunogen: M-A	Plastic Vial: 1.5 ml	02/29/88
ICN Micromedic Systems, Inc.	Immunogen: M-B	Plastic Vial: 1.5 ml	02/29/88
ICN Micromedic Systems, Inc.	Immunogen: TF-A	Plastic Vial: 1.5 ml	02/29/88
ICN Micromedic Systems, Inc.	Micromedic Combostat THC/Cocaine STANDARDS-2, 3, and 4.	Amber Glass Vial: 2 ml Plastic Bottle: 100 ml	02/24/88
ICN Micromedic Systems, Inc.	Micromedic CrackPot 57Co/125I Tracer Solution	Plastic Bottle: 25 ml, 1000 ml	02/24/88
ICN Micromedic Systems, Inc.	Micromedic Morphine 125I Tracer Solution	Bottle: 50 ml, 1000 ml	02/29/88
ICN Micromedic Systems, Inc.	Micromedic Morphine Standards 2, 3 and 4	Bottle: 5 ml, 100 ml	02/29/88
Immunotech Corp.	ENDAB Phenobarbital Kit, Cat. No. 119	Kit: 100 tests, 4 Bottles: 1 ml ea.	09/28/89
Immunotech Corp.	Micro Dau Amphetamine Enzyme Immunoassay Test Kit.	Kit: 96 tests, Bottle: 10.5 ml, 2 ml	09/28/89
Immunotech Corp.	Micro Dau Benzodiazepine Enzyme Immunoassay Test Kit.	Kit: 96 tests, Bottle: 10.5 ml, 2 ml	09/28/89
Immunotech Corp.	Micro Dau Cocaine Metabolite Enzyme Immunoassay Test Kit.	Kit: 96 tests, Bottle: 10.5 ml, 2 ml	09/28/89
Immunotech Corp.	Micro Dau Opiates Enzyme Immunoassay Test Kit.	Kit: 96 tests	12/19/89
Immunotech Corp.	Morphine Positive Urine Calibrator	Vial: 3.5 ml	12/19/89
Immunotech Corp.	Opiates Enzyme Conjugate	Vial: 10 ml	12/19/89
Industrial Analytical Laboratory, Inc.	11-Nor-Carboxy-Delta-9-Tetrahydrocannabinol	Ampule: 1ml	09/04/85
Industrial Analytical Laboratory, Inc.	11-hydroxy-delta-9-tetrahydrocannabinol	Ampule: 1 ml	02/18/87
Industrial Optical	Opti-Kleen	Bottle: 5 gallon	06/24/81
Innotron of Oregon, Inc.	Innofluor Phenobarbital Calibrators 0.0, 3.0, 8.0, 20.0, 40.0, and 80.0 mcg/ml.	Bottle: 3 ml	07/09/87
Innotron of Oregon, Inc.	Phenobarbital Stock Tracer	Vial: 5 ml	09/23/87
Janssen Pharmaceutica, Inc.	3H Alfentanil	Vial: 0.5 ml	02/01/87
Janssen Pharmaceutica, Inc.	3H Fentanyl	Vial: 0.5 ml	02/01/87

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Janssen Pharmaceutica, Inc.	3H Sufentanil	Vial: 0.5 ml	02/01/87
Janssen Pharmaceutica, Inc.	Alfentanil Radioimmunoassay Kit	Kit: 200 tests	05/13/85
Janssen Pharmaceutica, Inc.	Fentanyl Radioimmunoassay Kit	Kit: 200 tests	05/13/85
Janssen Pharmaceutica, Inc.	Sufentanil Radioimmunoassay Kit	Kit: 500 tests	05/13/85
Kallestad Diagnostics	Barbital Buffer 901	Vial	05/19/81
Kallestad Diagnostics	IEP Buffer No. 900	Vial: 7 Dram	12/26/78
Kallestad Diagnostics	Immunoelectrofilm Catalog No.910	1 Film Sealed in Cardboard Container	03/11/80
Kallestad Diagnostics	Immunoelectrofilms, Catalog No. 1013	Styrofoam Container: 25 film	06/22/87
Kallestad Diagnostics	Immunoelectrophoresis Reagent Kit, Catalog No. 1012.	Kit: 3 Vials	06/22/87
Kallestad Diagnostics	Quanticoat 125I-T3 Uptake Kit Catalog No. 823	Kit: 400 Determinations	12/16/85
Kallestad Diagnostics	Quanticoat 125I-T3 Uptake Kit, Catalog No. 833	Kit: 100 tests	06/24/81
Kallestad Diagnostics	Quanticoat 125I-T3 Uptake Reagent Catalog No. 785.	Bottle: 500ml	12/16/85
Kallestad Diagnostics	Quanticoat 125I-T3 Uptake Reagent No.834	2 Glass Bottles: 110ml	06/24/81
LKB Instruments, Inc.	Tris-barbiturate Buffer pH 8.6	Packet: each 6.788 g. 20 packets/box	05/15/78
Lemmon Company	Etorphine Standard Solution	Plastic Carboy: 1 Liter	10/31/83
M&T Chemicals, Inc.	M&T NiproTeq SB Additive	Polypropylene Containers: 5 gallons, 55 gallons	03/10/88
M&T Chemicals, Inc.	M&T NiproTeq SB Make-Up Additive	Polypropylene Containers: 5 gallons, 55 gallons	03/10/88
MCI Biomedical	IEP Buffer, pH 8.2, 0.04 Ionic Strength	Package: 6.510 grams	08/28/72
Materials & Technology Systems	5-Ethyl-5-(1-Carboxy-N-Propyl) Barbituric Acid	Screw Cap Vial: 8ml	05/03/73
Materials & Technology Systems	5-Ethyl-5-(1-Carboxy-N-Propyl)Barbituric Acid Bovine Serum Albumin or Rabbit Serum Albumin..	Vaccine Vial: 8ml	05/03/73
Materials & Technology Systems	5-Ethyl-5-(1-Carboxy-N-Propyl)Barbituric Acid Sensitized RBC.	Vaccine Vial: 8ml	05/03/73
Materials & Technology Systems	Barbiturate Standard	Screwcap Vial: 10ml	09/17/76
Materials & Technology Systems	Benzoyl Ecgonine	Screw Cap Vial: 25mg and 100 mg	04/18/74
Materials & Technology Systems	Benzoylecgonine Standard	Screwcap Vial: 10ml	09/17/76
Materials & Technology Systems	Carboxymethyl-Morphine	Screw Cap Vial: 8ml	05/03/73
Materials & Technology Systems	Carboxymethyl-Morphine Bovine Serum Albumin or Rabbit Serum Albumin.	Vaccine Vial: 8ml	05/03/73
Materials & Technology Systems	Carboxymethylmorphine Sensitized RBC	Vaccine Vial: 50ml	05/03/73
Materials & Technology Systems	Ecgonine Bovine Serum Albumin or Rabbit Serum Albumin.	Vaccine Vial: 8ml	05/03/73
Materials & Technology Systems	Ecgonine Sensitized RBC	Vaccine Vial: 50ml	05/03/73
Materials & Technology Systems	Methadone Standard	Screwcap Vial: 10ml	09/17/76
Materials & Technology Systems	Morphine Standard	Screw Cap Vial: 10ml	07/17/73
Materials & Technology Systems	Tropinecarboxylic Acid	Screw Cap Vial: 8ml, 10ml	05/03/73
Medi-Chem, Inc.	Barbiturate Test Set (Sodium Secobarbital Standard 10mg % w/v) Catalog No.250.	Bottle: 120ml	02/22/74
Medical Analysis Systems, Inc.	ACE II Calibrator for the DuPont aca Level 1	Glass Vial: 22 X 38mm, 5ml	08/07/86
Medical Analysis Systems, Inc.	ACE II Calibrator for the DuPont aca Level 2	Glass Vial: 22 X 38mm, 5ml	08/07/86
Medical Analysis Systems, Inc.	ACE II Calibrator for the DuPont aca Level 3	Glass Vial: 22 X 38mm, 5ml	08/07/86
Medical Analysis Systems, Inc.	ChemTrak Liquid Unassayed	Vial: 15ml	04/30/85
Medical Analysis Systems, Inc.	Chemistry Control Assayed, Level 1, 2,& 3	Vial: 15ml	04/30/85
Medical Analysis Systems, Inc.	Chemistry Control, Level 1, 2,& 3	Vial: 15ml	04/30/85
Medical Analysis Systems, Inc.	Liquid Urine Calibrator Level 1 and 2	Vial: 5 ml	04/03/87
Medical Analysis Systems, Inc.	Liquid Urine Control Level 1	Vial: 5 ml	04/03/87
Medical Analysis Systems, Inc.	chemTRAK Liquid Unassayed Therapeuitic Drug Control Level 2.	Kit: 6 x 5ml Vials	10/08/86
Medical Analysis Systems, Inc.	chemTRAK Liquid Unassayed Therapeutic Drug Control Level 3.	Kit: 6 x 5ml Vials	10/08/86
Medical Analysis Systems, Inc.	chemTRAK Liquid Unassayed Therapeutic Drug Control Level I.	Kit: 6 x 5ml Vials	10/08/86
Meloy Labs, Inc.	Counterelectrophoresis Plates, G-301	Plates: 10 determinations	09/05/73
Meloy Labs, Inc.	Immunoelectrophoresis Plates, G-201	Plates: 6 / unit	09/05/73
Merck & Co., Inc.	Amphetamine - d6 HCl, Cat. No. MD-3892	Ampule: 2 or 5 ml	08/30/89
Merck & Co., Inc.	Methamphetamine - d9 HCl, Cat. No. MD-3853	Ampule: 2 or 5 ml	08/30/89
Merck and Co., Inc.	Cocaine - d3 HCl Catalog # MD-3677	Ampule: 2 or 5 ml	06/13/88
Merck and Co., Inc.	Codeine - d3 H2O (N-methyl-d3) No. MD-3776	2 ml, 5ml ampule Carton: 5 ampules	09/06/88
Merck and Co., Inc.	Codeine-d3 Catalog # MD-3678	Ampule: 2 or 5 ml	06/13/88
Merck and Co., Inc.	DL-1 Phenyl-2-aminopropane 1,1,2,3,3,3,-d6 (Amphetamine-d6)Catalog # MD-3682.	Ampule: 2 or 5 ml	06/13/88
Merck and Co., Inc.	DL-1 Phenyl-2-methylam-inopropane-1,1,2,3,3,3-d6 HCl (Methamphetamine d6) Catalog # MD-3683.	Ampule: 2 or 5 ml	06/13/88
Merck and Co., Inc.	DL-1-Phenyl-2-aminopropane-1,1,2,3,3,3-d6 HCL No. MD-3778.	2 ml, 5 ml amber ampule Carton: 5 ampules	09/06/88
Merck and Co., Inc.	Ecgonine - d3 Methyl Ester HCl Catalog # MD3679.	Ampule: 2 or 5 ml	06/13/88
Merck and Co., Inc.	Morphine - d3 HCl 3H20 (N-methyl-d3) No. MD-3777.	2 ml, 5 ml ampule Carton: 5 ampules	09/06/88
Merck and Co., Inc.	Morphine - d3 HCl Catalog # MD-3680	Ampule: 2 or 5 ml	06/13/88
Merck and Co., Inc.	O-Benzoylecgonine-d3 Catalog # MD-3676	Ampule: 2 or 5 ml	06/13/88
Merck and Co., Inc.	Phen-d5-cyclidine HCl Catalog # MD-3681	Ampule: 2 or 5 ml	06/13/88
Micromedic Systems	Micromedic Neonatal T4 125I Tracer Solution	Nalgene Bottle: 4 oz.	06/25/87
Micromedic Systems	Micromedic Neonatal T4 Elution Solution	Nalgene Bottle: 2 oz.	06/25/87
Micromedic Systems	Neonatal T4 125I Tracer Solution	Vial: 30ml	05/21/80
Micromedic Systems	Neonatal T4 Buffer Solution	Bottle: 8ounce	05/21/80

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Micromedic Systems	T3 RIA 125I Tracer Solution	Vial: 30ml	12/14/76
Micromedic Systems	T3 RIA Buffer Solution	High Density Polyethylene Bottle: 8 ounce	12/14/76
Micromedic Systems	T3 Uptake 125I Tracer Solution	Vial: 30ml	12/14/76
Micromedic Systems	T3 Uptake Buffer Solution	High Density Polyethylene Bottle: 8 ounce	12/14/76
Micromedic Systems	T4 RIA 125I Tracer Solution	Vial: 30ml	12/14/76
Micromedic Systems	T4 RIA Buffer Solution	High Density Polyethylene Bottle: 8 ounce	12/14/76
Miles Laboratories, Inc.	Ames Phenobarbital Assay, Kit Contains: Phenobarbital Standards; 10, 20, 40, & 60mcg/ml.	6.1 ml Vials	03/01/79
Miles Laboratories, Inc.	Ames Phenobarbital Controls, 15mcg/ml, 30mcg/ml, 50mcg/ml.	Vial: 6.1ml	05/21/80
Miles Laboratories, Inc.	Cliniria T-3 Uptake Test, Kit Contains: (1)125I T-3 Uptake Reagent & (2) Separating Reagent.	200ml Bottles	11/10/78
Miles Laboratories, Inc.	Clinistat Calibrator Nos. 1 and 2	Vial: 1ml	12/19/80
Miles Laboratories, Inc.	Clinistat Control B, C, D, and E	Vial: 1ml	12/19/80
Miles Laboratories, Inc.	Seralute Total T-4 (RIA) 125I Reagent Kit, No.3304, No.3305.	Kit: 20 columns, 100 columns	03/28/77
Miles Laboratories, Inc.	Seralyzer ARIS Drug Assay Control	Vial: 1ml	01/17/84
Miles Laboratories, Inc.	Seralyzer ARIS Drug Assay High Calibrator	Vial: 0.5ml	01/17/84
Miles Laboratories, Inc.	Seralyzer ARIS Drug Assay Low Calibrator	Vial: 0.5ml	01/17/84
Miles Laboratories, Inc.	Seralyzer ARIS Phenytoin Reagent Strips	Bottle Containing 25 and 50 Strips	05/28/86
Miles Laboratories, Inc.	T-4 Buffer	Glass Screwtop Vial: 3/4 ounce	03/28/77
Miles Laboratories, Inc.	TDA Cross-Reactivity Cocktails	Glass Vial: 1ml	02/01/83
Miles Laboratories, Inc.	TEK-CHEK Special Urine Control (supplemental)	Vial: 25ml	05/01/70
Miles Laboratories, Inc.	Tetralute	Bottle: 4.9 g	07/29/70
Miles Laboratories, Inc.	Thyrolute I125, Reagent Kit, No.5250	Kit: 20 columns	12/02/74
Miles Laboratories, Inc.	Thyrolute I125, Reagent Kit, No.5252	Kit: 100 columns	12/02/74
Monobind, Inc.	Monobind T3 Antibody Reagent	Test Tube w/Cap: 70ml	11/08/77
Monobind, Inc.	Monobind T3 Tracer Reagent	Wheaton Glass Container: 55ml	11/08/77
Monobind, Inc.	Monobind T4 Antibody Reagent	Test Tube w/Cap: 70ml	11/08/77
Monobind, Inc.	Monobind T4 Tracer Reagent	Wheaton Glass Container 55ml	11/08/77
Monobind, Inc.	Monobind TSH Antibody Reagent	Test Tube w/Cap: 10.5ml	11/08/77
Monobind, Inc.	Monobind TSH Non-Specific Buffer	Wheaton Glass: 1.05ml	11/08/77
Monobind, Inc.	Monobind TSH Precipitating Reagent	Plastic Container w/Cap: 105ml	11/08/77
Monobind, Inc.	Monobind TSH Tracer Reagent	Wheaton Glass Container 10.5ml	11/08/77
Monobind, Inc.	T3 Adsorbent Reagent	Glass Bottle: 110ml, 50ml Plastic Bottle: 260ml	05/15/78
Monobind, Inc.	T3 Uptake Tracer Reagent	Glass Bottle: 55ml, 30ml Plastic Bottle: 125ml	05/15/78
Monobind, Inc.	TSH Radioimmunoassay Test System	Kit: 100 Tests	11/08/77
Monobind, Inc.	Thyroxine Radioimmunoassay Test System	Kit: 100 Tests	11/08/77
Monobind, Inc.	Triiodothyronine Radioimmunoassay Test System.	Kit: 100 tests	11/08/77
Monoclonal Antibodies, Inc.	Test Kit for Cocaine Metabolites in Urine	Kit: 50 tests	10/17/86
Monoclonal Antibodies, Inc.	Test Kit for Opiates in Urine	Kit: 50 tests	10/17/86
Monoclonal Antibodies, Inc.	Test Kit for Tetrahydrocannabinol (THC) in Urine	Kit: 50 tests	10/17/86
NSI Technology Services Corp.	Alpha, alpha-dimethyl-phenethylamine	Amber Ampoule: 2ml	03/02/89
Nuclear Diagnostics, Inc.	SPINSEP-TBG Reagent Catalog No. 17100	Polypropylene Bottle: 105ml	12/15/77
Nuclear Diagnostics, Inc.	TETRIA P.E.G. Antiserum Catalog No. 16100A	Polypropylene Bottle: 55ml	03/10/78
Nuclear Diagnostics, Inc.	TETRIA P.E.G. Reagent Catalog No. 16100	Polypropylene Bottle: 105ml	07/08/77
Nuclear Diagnostics, Inc.	TETRIA P.E.G. Reagent Catalog No. 16100R	Polypropylene Bottle: 55ml	03/10/78
Nuclear Diagnostics, Inc.	TRIA-P.E.G. Antiserum Catalog No. 12100A	Polypropylene Bottle: 55ml	03/10/78
Nuclear Diagnostics,Inc.	TRIA-P.E.G. Reagent Catalog No.12100R	Polypropylene Bottle: 55ml	03/10/78
OMI International Corporation	Compound N Solution	Steel Drum: 55 gallon	10/01/75
Organon Teknika Corp.	ASSURE, Levels I & II	Vial: 10 ml	06/27/80
Organon Teknika Corp.	Bovine QAS Clinical Study	6 Vials/Kit (10ml/vial)	04/28/80
Organon Teknika Corp.	Liothyronine T3 125I	Boston Round Amber Bottle: 16 ounce	01/20/76
Organon Teknika Corp.	Liothyronine T3 125I	Boston Round Amber Bottle: 4 ounce	02/18/79
Organon Teknika Corp.	Midwest/ Illinois/ New Jersey Quality Control Program, Level I & II.	Vial: 10 ml, 10 vials / kit	04/16/81
Organon Teknika Corp.	Owren's Veronal Buffer for FIBRIQUIK	Bottle: 37 ml	05/07/80
Organon Teknika Corp.	PACP I & II	Kit: 36 vials/kit	03/07/80
Organon Teknika Corp.	PROFILE Anticonvulsant Levels I & II	Vial: 10 ml	11/28/80
Organon Teknika Corp.	Platelin	Vial: 7.3ml	03/13/72
Organon Teknika Corp.	Platelin Plus Activator	Vial: 7.3ml	03/13/72
Organon Teknika Corp.	Profile General Set	Kit Ctg: 6 vials	02/22/82
Organon Teknika Corp.	Profile General- Levels I & II	Vial: 5 ml	02/22/82
Organon Teknika Corp.	Quality Assurance Serum Level I	Vial: 16.5 ml, 6 vials/ kit	08/17/78
Organon Teknika Corp.	Quality Assurance Serum Level II	Vial: 16.5 ml, 6 vials/ kit	08/17/78
Organon Teknika Corp.	Russell's Viper Venom Reagent	Vial: 7.3ml containing 48 mg of powder	07/08/74
Organon Teknika Corp.	Simplastin	Vial: 4.7ml, 7.3ml, and 16.5ml	03/13/72
Organon Teknika Corp.	Simplastin-A	Vial: 7.3ml	03/13/72
Organon Teknika Corp.	T-4 125I Reagent	Boston Round Bottle: 2 ounce, amber bottle, 7 dr.	01/20/76
Organon Teknika Corp.	T-4 Antiserum (rabbit)	Boston Round Bottle: 4 ounce, clear bottle, 7 dr	01/20/76
Organon Teknika Corp.	TETRA-TAB-RIA T4 Diagnostic Kit	Kit: 40tests, 200tests	01/20/76
Organon Teknika Corp.	TETRA-TUBE RIA T4 Diagnostic Kit	Kit: 100 tests, 500 tests	06/03/83
Organon Teknika Corp.	TGTR Set	Package: 4 Tests per set	03/13/72
Organon Teknika Corp.	TRI-TAB T3 Uptake Diagnostic Kit	Kit: 200 Tests	01/20/76
Organon Teknika Corp.	TRI-TAB T3 Uptake Diagnostic Kit	Kit: 40 tests	02/18/79
Organon Teknika Corp.	Unassayed Chemistry Serum Control, Levels I & II.	Vial: 25 ml	06/27/80
Ortho Diagnostic Systems,Inc.	Activated ThromboFAX No.721000	Bottle: 3.2ml	09/21/71

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Ortho Diagnostic Systems,Inc.	Ortho Activated PTT Reagent	Glass Vial: 30 determination size, 100	05/23/83
Ortho Diagnostic Systems,Inc.	Ortho Plasma Coagulation Control Level I	Glass Vial: 5ml	10/25/83
Ortho Diagnostic Systems,Inc.	Ortho Plasma Coagulation Control Level II	Glass Vial: 5ml	10/25/83
Othro Diagnostic Systems,Inc.	ORTHO Owren's Buffer	Kit: 6-20 ml vials	08/26/88
Pacific Hemostasis	Barbital Buffered Saline	Vial: 100ml	05/24/84
Pacific Hemostasis	Barbital Buffered Saline with Heparin	Vial: 90ml	05/24/84
Pacific Hemostasis	Diluting Fluid	Vial: 20ml	05/24/84
Pantex	Immuno T3 Kit: (1) L-Triiodothyronine 125I (2) 1st Antiserum (3) 2nd Antiserum (4) Diluent (5) Standards.	Kit Containing Bottles: (1)10ml, (2)10ml, (3)50ml, (4)5ml, (5)3ml.	01/04/79
Pantex	Immuno-Digoxin Kit Containing: (1) Digoxin 125I (2) 1st Antiserum (3) 2nd Antiserum (4) Diluent.	Kit Containing Bottles: (1)10ml, (2)20ml, (3)50ml, (4)5ml.	01/04/79
Pantex	Immuno-Estriol 125I Kit: 2nd Antiserum	Bottle: 50ml	01/04/79
Pantex	Immuno-Estriol Kit: (1) Estriol 3H RIA (2) Estriol 3H Recovery (3) 1st Antiserum (4) 2nd Antiserum (5) Diluent (6) Buffer (7) Standards.	Kit Containing Bottles: (1)10ml, (2)5ml, (3)10ml, (4)20ml, (5)100ml, (6)50ml, (7)5ml.	01/04/79
Pantex	Immuno-T4 Kit: (1) Thyroxine 125I (2) 1st Antiserum (3) 2nd Antiserum (4) Diluent (5) Standards.	Kit Containing Bottles: (1)100ml, 1000ml, (2)50ml, (3)100ml, (4)5ml, (5)3ml.	01/04/79
Pantex	Immuno-Testosterone 125I Kit: (1) Testosterone 125I (2) 1st Antiserum (3) 2nd Antiserum (4) Diluent (5) Standards.	Kit Containing Bottles: (1)10ml, (2)10ml, (3)50ml, (4)100ml, (5)5ml.	01/04/79
Pantex	T3 Uptake Kit: L-Triiodothyronine 125I	Bottle: 100ml, 1000ml	01/04/79
Perkin-Elmer Corporation	Amphetamine Polarization Fluoroimmunoassay Kit.	Kit: 100 tests	12/18/86
Perkin-Elmer Corporation	Barbiturates Polarization Fluoroimmunoassay Kit	Kit: 100 tests	12/18/86
Perkin-Elmer Corporation	Cocaine Polarization Fluoroimmunoassay Kit	Kit: 100 tests	12/18/86
Perkin-Elmer Corporation	Methadone Polarization Fluoroimmunoassay Kit	Kit: 100 tests	12/18/86
Perkin-Elmer Corporation	Morphine Polarization Fluoroimmunoassay Kit	Kit: 100 tests	12/18/86
Perkin-Elmer Corporation	Opiates Polarization Fluoroimmunoassay Kit	Kit: 100 tests	12/18/86
Princeton Separations, Inc.	Panagel 16	Pouch: 1 slide	06/29/87
Princeton Separations, Inc.	Panagel 8	Pouch: 1 slide	06/29/87
Princeton Separations, Inc.	Panagel Electrobuffer	Fiber Drum: 25 kg	06/29/87
Princeton Separations, Inc.	Panagel Electrode Buffer	Pouch: 18.3 gms	06/29/87
Princeton Separations, Inc.	Panagel LD Isoenzyme Electrode Buffer	Pouch: 11.85 gms	06/29/87
Princeton Separations, Inc.	Panagel LD Isoenzyme Slide	Pouch: 1 slide	06/29/87
Quantimetrix	Quantimetrix Anticonvulsant Serum Drug Control, Liquid Level II Control No. 17-0303-2.	Polyethylene Dropper Bottle: 15ml	04/16/86
Quantimetrix	Quantimetrix Antidepressant Serum Drug Control, Liquid Level I Control No. 17-0303-1.	Polyethylene Dropper Bottle: 15ml	04/16/86
Quantimetrix	Quantimetrix Antidepressant Serum Drug Control, Liquid Level I Control No. 17-0305-1.	Polyethylene Dropper Bottle: 15ml	04/16/86
Quantimetrix	Quantimetrix Antidepressant Serum Drug Control, Liquid Level II Control No. 17-0305-2.	Polyethylene Dropper Bottle: 15ml	04/16/86
Quantimetrix	Urine Drugs of Abuse Control Catalog No. 12-2411-1.	Dropper Bottle: 15 ml	02/23/87
Quin-Tec, Inc.	Additive SB-1	Drum: 55 gals.	05/11/87
Quin-Tec, Inc.	Quin-Tec Brightener 402	Plastic Pail: 5 gallons, Plastic Drum: 55 gallons	10/13/81
Quin-Tec, Inc.	Quin-Tec Brightener 404	Plastic Pail: 5 gallons, Plastic Drum: 55 gallons	10/13/81
Radian Corporation	3, 4-Methylenedioxy-amphetamine-D5 0.1 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	3, 4-Methylenedioxy-amphetamine-D5 1.0 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	3, 4-Methylenedioxy-methamphetamine-D5 0.1 mg/ml.	2 ml amber ampule	10/19/88
Radian Corporation	3, 4-Methylenedioxy-methamphetamine-D5 1.0 mg/ml.	2 ml amber ampule	10/19/88
Radian Corporation	3,4-Methylenedioxyamphetamine 0.1, 1.0 mg/ml	Amber glass ampule: 2ml	01/12/89
Radian Corporation	3,4-Methylenedioxymethamphetamine 0.1, 1.0 mg/ml.	Amber glass ampule: 2ml	01/12/89
Radian Corporation	6-Acetylmorphine	Ampule: 2 ml	12/04/87
Radian Corporation	6-Acetylmorphine-D3	Ampule: 2 ml	12/04/87
Radian Corporation	9-Carboxy-11-nor-Delta-9-Tetrahydrocannabinol-D3.	Ampule: 2 ml	12/04/87
Radian Corporation	9-Carboxy-11-nor-delta-9-THC 0.1, 1.0 mg/ml	Amber glass ampule: 2ml	01/12/89
Radian Corporation	Amphetamine 0.1, 1.0 mg/ml	Amber glass ampule: 2ml	01/12/89
Radian Corporation	Amphetamine-D3	Ampule: 2 ml	12/04/87
Radian Corporation	Amphetamine-D5	Ampule: 2 ml	12/04/87
Radian Corporation	Benzoylecgonine	Ampule: 2ml	12/04/87
Radian Corporation	Benzoylecgonine-D3	Ampule: 2ml	12/04/87
Radian Corporation	Cocaine 0.1, 1.0 mg/ml	Amber glass ampule: 2ml	01/12/89
Radian Corporation	Cocaine-D3	Ampule: 2 ml	12/04/87
Radian Corporation	Codeine	Ampule: 2 ml	03/09/88
Radian Corporation	Codeine-D3	Ampule: 2 ml	12/04/87
Radian Corporation	Delta-9-Tetrahydro-cannabinol-D3	Ampule: 2 ml	12/04/87
Radian Corporation	Delta-9-Tetrahydrocannabinol 0.1, 1.0 mg/ml	Amber glass ampule: 2ml	01/12/89
Radian Corporation	Diazepam 0.1, 1.0 mg/ml	Amber glass ampule: 2ml	01/12/89
Radian Corporation	Diazepam-D5 0.1 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Diazepam-D5 1.0 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Ecgonie Methyl Ester-D3 1.0 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Ecgonine Methyl Ester 0.1, 1.0 mg/ml	Amber glass ampule: 2ml	01/12/89

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Radian Corporation	Ecgonine Methyl Ester-D3 0.1 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Hydrocodone-D3 0.1 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Hydrocodone-D3 1.0 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Hydrocodone 0.1, 1.0 mg/ml	Amber glass ampule: 2ml	01/12/89
Radian Corporation	Hydromorphone-D3 0.1 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Hydromorphone-D3 1.0 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Hydromorphone 0.1, 1.0 mg/ml	Amber glass ampule: 2ml	01/12/89
Radian Corporation	Methadone-D5 0.1 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Methadone-D5 1.0 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Methadone 0.1, 1.0 mg/ml	Amber glass ampule: 2ml	01/12/89
Radian Corporation	Methamphetamine 0.1, 1.0 mg/ml	Amber glass ampule: 2ml	01/12/89
Radian Corporation	Methamphetamine-D5	Ampule: 2 ml	12/04/87
Radian Corporation	Methaqualone-D4 0.1 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Methaqualone-D4 1.0 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Methaqualone 0.1, 1.0 mg/ml	Amber glass ampule: 2ml	01/12/89
Radian Corporation	Morphine	Ampule: 2 ml	03/09/88
Radian Corporation	Morphine-D3	Ampule: 2 ml	12/04/87
Radian Corporation	Nordiazepam-D5 0.1 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Nordiazepam-D5 1.0 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Nordiazepam 0.1, 1.0 mg/ml	Amber glass ampule: 2ml	01/12/89
Radian Corporation	Oxazepam-D5 0.1 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Oxazepam-D5 1.0 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Oxazepam 0.1, 1.0 mg/ml	Amber glass ampule: 2ml	01/12/89
Radian Corporation	Phencyclidine 0.1, 1.0 mg/ml	Amber glass ampule: 2ml	01/12/89
Radian Corporation	Phencyclidine-D5	Ampule: 2 ml	12/04/87
Radian Corporation	Phenobarbital 0.1, 1.0 mg/ml	Amber glass ampule: 2ml	01/12/89
Radian Corporation	Phenobarbital-D5	Ampule: 2 ml	12/04/87
Radian Corporation	Propoxyphene-D5 0.1 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Propoxyphene-D5 1.0 mg/ml	2 ml amber ampule	10/19/88
Radian Corporation	Propoxyphene 0.1, 1.0 mg/ml	Amber glass ampule: 2ml	01/12/89
Research Diagnostics	3H Alfentanil	Vial: 0.5 ml	06/15/89
Research Diagnostics	3H Fentanyl	Vial: 0.5 ml	06/15/89
Research Diagnostics	3H Sufentanil	Vial: 0.5 ml	06/15/89
Research Diagnostics	Alfentanil Radioimmunoassay	Kit: 200 tests	06/15/89
Research Diagnostics	Fentanyl Radioimmunoassay	Kit: 200 tests	06/15/89
Research Diagnostics	Sufentanil Radioimmunoassay	Kit: 200 tests	06/15/89
Research Diagnostics, Inc.	Fentanyl Analogs Reference Standards for Drug Analysis.	Amber Ampule: 1 ml, Plastic Shell: 5 ampules, Kit: 2 shells (10 ampules).	10/17/89
Research Triangle Institute	11-Nor-9-carboxy-delta-9 THC Blood Standards Kit.	Kit Containing: 18-21ml Ampuls; 1-5ml Ampul	10/26/81
Research Triangle Institute	11-Nor-9-carboxy-delta-9 THC Plasma Standards Kit.	Kit Containing: 18-21ml Ampuls; 1-5ml Ampul	10/26/81
Research Triangle Institute	Delta-9 THC Blood Standards Kit	Kit Containing: 16-2ml Ampuls; 1-5ml Ampul	10/26/81
Research Triangle Institute	Delta-9 THC Plasma Standards Kit	Kit Containing: 16-2ml Ampuls; 1-5ml Ampul	11/02/81
Research Triangle Institute	Iodine Kit for Radioimmunoassay of 11-Nor-9-carboxy-delta-9 THC in Blood.	Kit Containing: 26-1ml Ampuls; 2-20ml Vials; 2-250ml Bottles.	10/26/81
Research Triangle Institute	Iodine Kit for Radioimmunoassay of 11-Nor-9-carboxy-delta-9 THC in Plasma.	Kit Containing: 24-1ml Ampuls; 2-20ml Vials; 2-250ml Bottles.	10/26/81
Research Triangle Institute	Iodine Kit for Radioimmunoassay of Delta-9 THC	Kit Containing: 20-1ml Ampules; 2-20ml Vials; 2-250ml Bottles.	10/20/80
Research Triangle Institute	Iodine Kit for Radioimmunoassay of Delta-9 THC in Blood.	Kit Containing: 22-1ml Ampules; 2-20ml Vials; 2-250ml Bottles.	07/10/81
Research Triangle Institute	Tritium Kit for Radioimmunoassay of Delta-9 THC.	Kit Containing: 20-1ml Ampules; 2- 20ml Vials; 2- 250ml Bottles.	06/27/80
Roche Diagnostic Sstems, Inc.	ABUSCREEN FP for Cocaine Metabolite	Kit: 1000 tests	03/23/89
Roche Diagnostic System, Inc.	Abuscreen FP for Benzodiazepines	Kit: 1000 Tests	05/11/89
Roche Diagnostic Systems, Inc.	125I T3 (for T3 Uptake Radioassay)	Vial: 15ml	07/22/81
Roche Diagnostic Systems, Inc.	ABUSCREEN 125 I-Methamphetamine Reagent	Vial: 500ml, 30ml	03/01/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP Cocaine Metabolite 75, 150, 300 or 600 ng/ml Benzoylecgonine Standard.	Vial: 4ml	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP Cocaine Metabolite Positive Control.	Vial: 4ml	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Amphetamine	Kit: 1000 tests	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Amphetamine 250, 500, 1000 or 2000 ng/ml d-Amphetamine Standard.	Vial: 4ml	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Amphetamine Positive Control.	Vial: 4ml	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Amphetamine Tracer Reagent.	Vial: 12ml	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Barbiturates	Kit: 1000 tests	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Barbiturates 50, 100, 200 or 400 ng/ml Secobarbital Standard.	Vial: 4ml	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Barbiturates Positive Control.	Vial: 4ml	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Barbiturates Tracer Reagent.	Vial: 12 ml	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Cannabinoids 25, 50, 100 or 200 ng/ml Cannabinoid Standard.	Vial: 4ml	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Cannabinoids Positive Control.	Vial: 4ml	03/23/89

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Cocaine Metabolite Tracer Reagent.	Vial: 12ml	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Morphine	Kit: 1000 tests	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Morphine 75, 150, 300 or 600 ng/ml Morphine Standard.	Vial: 4ml	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Morphine Positive Control	Vial: 4ml	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Morphine Tracer Reagent	Vial: 12ml	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Phencyclidine	Kit: 1000 tests	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Phencyclidine 5, 10, 25 or 50 ng/ml Phencyclidine Standard.	Vial: 4ml	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Phencyclidine Positive Control.	Vial: 4ml	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN FP for Phencyclidine Tracer Reagent.	Vial: 12ml	03/23/89
Roche Diagnostic Systems, Inc.	ABUSCREEN High Control (Methamphetamine)	Vial: 2 oz	03/01/89
Roche Diagnostic Systems, Inc.	ABUSCREEN Low Control (Methamphetamine)	Vial: 2 oz	03/01/89
Roche Diagnostic Systems, Inc.	ABUSCREEN Positive Reference Control (Methamphetamine).	Vial: 100ml, 6.6ml	03/01/89
Roche Diagnostic Systems, Inc.	ABUSCREEN Radioimmunoassay for Methamphetamine High Specificity.	Kit: 100 tests, 2500 tests	03/01/89
Roche Diagnostic Systems, Inc.	Abuscreen 125I Amphetamine Reagent	Vial: 30ml, 500ml	02/15/83
Roche Diagnostic Systems, Inc.	Abuscreen 125I Benzoylecgonine Reagent	Vial: 30ml, 500ml	02/15/83
Roche Diagnostic Systems, Inc.	Abuscreen 125I Methaqualone Reagent	Vial: 30ml, 500ml	02/15/83
Roche Diagnostic Systems, Inc.	Abuscreen 125I Morphine Reagent	Vial: 30ml, 500ml	02/15/83
Roche Diagnostic Systems, Inc.	Abuscreen 125I Oxazepam Reagent	Vial: 30ml, 500ml	03/06/87
Roche Diagnostic Systems, Inc.	Abuscreen 125I Phencyclidine Reagent	Vial: 30ml, 500ml	02/15/83
Roche Diagnostic Systems, Inc.	Abuscreen 125I Secobarbital Reagent	Vial: 30ml, 500ml	02/15/83
Roche Diagnostic Systems, Inc.	Abuscreen 125I Tetrahydrocannabinol Reagent	Vial: 500ml, 30ml	08/14/81
Roche Diagnostic Systems, Inc.	Abuscreen 125I-LSD Reagent	Vial: 500ml, 30ml	01/28/84
Roche Diagnostic Systems, Inc.	Abuscreen EIA Amphetamine	Kit: 100 tests	01/18/88
Roche Diagnostic Systems, Inc.	Abuscreen EIA Amphetamine Conjugate Reagent.	Vial: 30 ml	01/18/88
Roche Diagnostic Systems, Inc.	Abuscreen EIA Amphetamine Negative Control	Vial: 4 ml	01/18/88
Roche Diagnostic Systems, Inc.	Abuscreen EIA Amphetamine Positive Calibrator	Vial: 4 ml	01/18/88
Roche Diagnostic Systems, Inc.	Abuscreen EIA Amphetamine Positive Control	Vial: 4 ml	01/18/88
Roche Diagnostic Systems, Inc.	Abuscreen EIA Barbiturate Conjugate Reagent	Vial: 30 ml	10/02/86
Roche Diagnostic Systems, Inc.	Abuscreen EIA Barbiturate Enzyme Immunoassay Test Kit for Barbiturate Metabolites.	Kit: 100 Tests	10/02/86
Roche Diagnostic Systems, Inc.	Abuscreen EIA Barbiturate Negative Control	Vial: 4 ml	04/15/87
Roche Diagnostic Systems, Inc.	Abuscreen EIA Barbiturate Positive Calibrator 50-1200 (in increments of 50) ng/ml.	Vial: 4 ml	10/02/86
Roche Diagnostic Systems, Inc.	Abuscreen EIA Barbiturate Positive Control	Vial: 4 ml	04/15/87
Roche Diagnostic Systems, Inc.	Abuscreen EIA Cannabinoid Positive Calibrator 50-1200 (in increments of 50) ng of THC derivative/ml.	Vial: 4ml	08/28/86
Roche Diagnostic Systems, Inc.	Abuscreen EIA Cannabinoid THC Conjugate Reagent.	Vial: 30ml	08/28/86
Roche Diagnostic Systems, Inc.	Abuscreen EIA Cannabinoids Enzyme Immunoassay Test Kit for Cannabinoids.	Kit: 100 Tests	08/28/86
Roche Diagnostic Systems, Inc.	Abuscreen EIA Cannabinoids Negative Control	Vial: 4 ml	04/15/87
Roche Diagnostic Systems, Inc.	Abuscreen EIA Cannabinoids Positive Control	Vial: 4 ml	04/15/87
Roche Diagnostic Systems, Inc.	Abuscreen EIA Cocaine Metabolite Benzoylecgonine Conjugate Reagent.	Vial: 30ml	05/28/86
Roche Diagnostic Systems, Inc.	Abuscreen EIA Cocaine Metabolite Benzoylecgonine Positive Calibrator 50-1200 (in increments of 50) ng/ml.	Vial: 4ml	05/28/86
Roche Diagnostic Systems, Inc.	Abuscreen EIA Cocaine Metabolite Enzyme Immunoassay Test Kit for Benzoylecgonine.	Kit: 100 tests	05/28/86
Roche Diagnostic Systems, Inc.	Abuscreen EIA Cocaine Metabolite Negative Control.	Vial: 4 ml	04/15/87
Roche Diagnostic Systems, Inc.	Abuscreen EIA Cocaine Metabolite Positive Control.	Vial: 4 ml	04/15/87
Roche Diagnostic Systems, Inc.	Abuscreen EIA Morphine Conjugate Reagent	Vial: 30ml	05/28/86
Roche Diagnostic Systems, Inc.	Abuscreen EIA Morphine Enzyme Immunoassay Test Kit for Morphine and Morphine Metabolites.	Kit: 100 tests	05/28/86
Roche Diagnostic Systems, Inc.	Abuscreen EIA Morphine Negative Control	Vial: 4 ml	04/15/87
Roche Diagnostic Systems, Inc.	Abuscreen EIA Morphine Positive Calibrator 50-1200 (in increments of 50) ng/ml.	Vial: 4ml	05/28/86
Roche Diagnostic Systems, Inc.	Abuscreen EIA Morphine Positive Control	Vial: 4 ml	04/15/87
Roche Diagnostic Systems, Inc.	Abuscreen FP for Benzodiazepines-25,50,100 or 200ng/ml Benzodiazepines Standard.	Vial: 4ml	05/11/89
Roche Diagnostic Systems, Inc.	Abuscreen FP for Benzodiazepines-Positive Control.	Vial: 4ml	05/11/89
Roche Diagnostic Systems, Inc.	Abuscreen FP for Benzodiazepines-Tracer Reagent.	Vial: 12ml	05/11/89
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Amphetamine	Kit: 40 tests	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Amphetamine Antibody Diluent.	Vial: 7 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Amphetamine Latex	Vial: 7 ml	03/14/88

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Amphetamine Negative Control.	Vial: 4 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Amphetamine Positive Control.	Vial: 4 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Barbiturate	Kit: 40 tests	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Barbiturate Antibody Diluent.	Vial: 7 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Barbiturate Latex	Vial: 7 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Barbiturates Negative Control.	Vial: 4 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Barbiturates Positive Control.	Vial: 4 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Cannabinoids	Kit: 40 tests	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Cannabinoids Antibody Diluent.	Vial: 7 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Cannabinoids Negative Control.	Vial: 4 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Cannabinoids Positive Control.	Vial: 4 ML	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Cannabinoids THC Latex	Vial: 7 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Cocaine Metabolite	Kit: 40 tests	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Cocaine Metabolite Antibody Diluent.	Vial: 7 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Cocaine Metabolite Benzoylecgonine Latex.	Vial: 7 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Cocaine Metabolite Negative Control.	Vial: 4 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Cocaine Metabolite Positive Control.	Vial: 4 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Morphine	Kits: 40 tests	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Morphine Antibody Diluent	Vial: 7 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Morphine Latex	Vial: 7 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Morphine Negative Control	Vial: 4 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen ONTRAK Morphine Positive Control	Vial: 4 ml	03/14/88
Roche Diagnostic Systems, Inc.	Abuscreen Positive Ref. Control (Benzodiazepines) 25, 50, 75, 100 ng/ml or 150-1000 (in increments of 50) ng/ml.	Vial: 5ml, 100ml	03/06/87
Roche Diagnostic Systems, Inc.	Abuscreen Positive Ref. Control (LSD) 0.1, 0.2, 0.25, 0.3, 0.4, 0.5, 0.6, 0.7, 0.75, 0.8, 0.9, 1.0, 1.25, 1.5, 1.75, 2.0, 2.5, 5.0 or 10.0 ng/ml.	Vial: 5ml, 100ml	01/28/86
Roche Diagnostic Systems, Inc.	Abuscreen Positive Reference Control (Amphetamine) 100, 500, 750, 1000, 1500, or 2000 ng/ml.	Vial: 6.6ml, 100 ml	02/15/83
Roche Diagnostic Systems, Inc.	Abuscreen Positive Reference Control (Barbiturate) 50, 100, 200, 300, 400, 500, 750, 1000, or 2000 ng/ml.	Vial: 6.6ml, 100 ml	02/15/83
Roche Diagnostic Systems, Inc.	Abuscreen Positive Reference Control (Benzoylecgonine) 100, 150, 200, 300, 400, 500, 600, 750, 1000, or 2000 ng/ml.	Vial: 6.6ml, 100 ml	02/15/83
Roche Diagnostic Systems, Inc.	Abuscreen Positive Reference Control (Methaqualone) 100, 300, 500, 750, 1000,or 2000 ng/ml.	Vial: 6.6ml, 100 ml	02/15/83
Roche Diagnostic Systems, Inc.	Abuscreen Positive Reference Control (Morphine) 40, 50, 100, 150, 200, 300, 500, 600,or 1000 ng/ml.	Vial: 6.6ml, 120ml	02/15/83
Roche Diagnostic Systems, Inc.	Abuscreen Positive Reference Control (Phencyclidine) 10, 12.5, 25, 50, 75, 100, 200, or 500 ng/ml.	Vial: 6.6ml, 120ml	02/15/83
Roche Diagnostic Systems, Inc.	Abuscreen Positive Reference Control Cannabinoid 20, 25, 50, 100, 150, 200, 300, 400, or 500 ng/ml.	Vial: 6.6ml, 100 ml	02/20/84
Roche Diagnostic Systems, Inc.	Abuscreen Positive Reference Controls for Amphetamine (Single Level).	Kit: 2 Vials	10/12/87
Roche Diagnostic Systems, Inc.	Abuscreen Positive Urine Reference Std. (Oxazepam or Desmethyldiazepam) 25, 50, 75, 100 ng/ml or 150-1000 (in increments of 100) ng/ml.	Vial: 5ml, 100ml	08/28/86
Roche Diagnostic Systems, Inc.	Abuscreen Positive Urine Reference Std.(LSD) 0.1, 0.2, 0.25, 0.3, 0.4, 0.5, 0.6, 0.7, 0.75, 0.8, 0.9, 1.0, 1.25, 1.5, 1.75, 2.0, 2.5, 5, or 10 ng/ml.	Vial: 5ml, 60ml, & 100ml	01/28/86
Roche Diagnostic Systems, Inc.	Abuscreen Radioimmunoassay for Amphetamine	Kit: 100 tests, 2500 tests	02/15/83
Roche Diagnostic Systems, Inc.	Abuscreen Radioimmunoassay for Amphetamine High Specificity.	Kit: 100 tests, 2500 tests	09/13/85
Roche Diagnostic Systems, Inc.	Abuscreen Radioimmunoassay for Barbiturates	Kit: 100 tests, 2500 tests	02/15/83
Roche Diagnostic Systems, Inc.	Abuscreen Radioimmunoassay for Benzodiazepines.	Kit: 100 tests, 2500 tests	03/06/87
Roche Diagnostic Systems, Inc.	Abuscreen Radioimmunoassay for Cannabinoids	Kit: 100 Tests 2,500 Tests	08/14/81
Roche Diagnostic Systems, Inc.	Abuscreen Radioimmunoassay for Cocaine Metabolite.	Kit: 100 Tests, 2500 Tests	02/15/83

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Roche Diagnostic Systems, Inc.	Abuscreen Radioimmunoassay for LSD (Lysergic Acid Diethylamide).	Kit: 100 tests, 2500 tests	01/28/86
Roche Diagnostic Systems, Inc.	Abuscreen Radioimmunoassay for Methaqualone.	Kit: 100 tests, 2500 tests	02/15/83
Roche Diagnostic Systems, Inc.	Abuscreen Radioimmunoassay for Morphine	Kit: 100 tests, 2500 tests	02/15/83
Roche Diagnostic Systems, Inc.	Abuscreen Radioimmunoassay for Phencyclidine (PCP).	Kit: 100 tests, 2500 tests	02/15/83
Roche Diagnostic Systems, Inc.	Abuscreen Reference Controls for Amphetamine (Multi- Level).	Kit: 3 Vials	10/12/87
Roche Diagnostic Systems, Inc.	Abuscreen Reference Controls for Barbiturate (Multi-Level).	Kit: 3 Vials	10/12/87
Roche Diagnostic Systems, Inc.	Abuscreen Reference Controls for Barbiturate (Single-Level).	Kit: 2 Vials	10/12/87
Roche Diagnostic Systems, Inc.	Abuscreen Reference Controls for Benzodiazepines (Single-Level).	Kit: 2 Vials	10/12/87
Roche Diagnostic Systems, Inc.	Abuscreen Reference Controls for Cannabinoids (Multi-Level).	Kit: 3 Vials	10/12/87
Roche Diagnostic Systems, Inc.	Abuscreen Reference Controls for Cannabinoids (Single-Level).	Kit: 2 Vials	10/12/87
Roche Diagnostic Systems, Inc.	Abuscreen Reference Controls for Cocaine Metabolite (Multi-Level).	Kit: 3 Vials	10/12/87
Roche Diagnostic Systems, Inc.	Abuscreen Reference Controls for Cocaine Metabolite (Single-Level).	Kit: 2 Vials	10/12/87
Roche Diagnostic Systems, Inc.	Abuscreen Reference Controls for LSD (Lysergic Acid Diethylamide) (Multi-Level).	Kit: 3 Vials	10/12/87
Roche Diagnostic Systems, Inc.	Abuscreen Reference Controls for LSD (Lysergic Acid Diethylamide) (Single-Level).	Kit: 2 Vials	10/12/87
Roche Diagnostic Systems, Inc.	Abuscreen Reference Controls for Methaqualone (Single-Level).	Kit: 2 Vials	10/12/87
Roche Diagnostic Systems, Inc.	Abuscreen Reference Controls for Morphine (Multi-Level).	Kit: 3 Vials	10/12/87
Roche Diagnostic Systems, Inc.	Abuscreen Reference Controls for Morphine (Single-Level).	Kit: 2 Vials	10/12/87
Roche Diagnostic Systems, Inc.	Abuscreen Reference Controls for Phencyclidine (PCP) (Multi-Level).	Kit: 3 Vials	10/12/87
Roche Diagnostic Systems, Inc.	Abuscreen Reference Controls for Phencyclidine (PCP) (Single-Level).	Kit: 2 Vials	10/12/87
Roche Diagnostic Systems, Inc.	Agglutex Amphetamine Latex Reagent	Vial: 2ml	06/27/83
Roche Diagnostic Systems, Inc.	Agglutex Amphetamine Positive Human Urine Control.	Vial: 5ml	06/27/83
Roche Diagnostic Systems, Inc.	Agglutex Amphetamine Test Kit	Kit: 20 tests, 100 tests	02/15/83
Roche Diagnostic Systems, Inc.	Agglutex Barbiturate Latex Reagent	Vial: 2ml	06/27/83
Roche Diagnostic Systems, Inc.	Agglutex Barbiturate Positive Human Urine Control.	Vial: 5ml	06/27/83
Roche Diagnostic Systems, Inc.	Agglutex Barbiturate Test Kit	Kit: 20 tests, 100 tests	06/27/83
Roche Diagnostic Systems, Inc.	Agglutex Methaqualone Latex Reagent	Vial: 2ml	06/27/83
Roche Diagnostic Systems, Inc.	Agglutex Methaqualone Positive Human Urine Control.	Vial: 5ml	06/27/83
Roche Diagnostic Systems, Inc.	Agglutex Methaqualone Test Kit	Kit: 20 tests, 100 tests	06/27/83
Roche Diagnostic Systems, Inc.	Agglutex Morphine Latex Reagent	Vial: 2ml	06/27/83
Roche Diagnostic Systems, Inc.	Agglutex Morphine Positive Human Urine Control.	Vial: 5ml	06/27/83
Roche Diagnostic Systems, Inc.	Agglutex Morphine Test Kit	Kit: 20 tests, 100 tests	06/27/83
Roche Diagnostic Systems, Inc.	Agglutex Phencyclidine (PCP) Test Kit	Kit: 20 tests, 100 tests	06/27/83
Roche Diagnostic Systems, Inc.	Agglutex Phencyclidine Latex Reagent	Vial: 2ml	06/27/83
Roche Diagnostic Systems, Inc.	Agglutex Phencyclidine Positive Human Urine Control.	Vial: 5ml	06/27/83
Roche Diagnostic Systems, Inc.	Amerifluor Florescent Immunoassay -Phenobarbital.	Kit: 100 tests	04/30/82
Roche Diagnostic Systems, Inc.	Anti-T3 Reagent 125I T3 (for T3 Radioimmunoassay).	Vial: 15ml	07/22/81
Roche Diagnostic Systems, Inc.	Anti-T4 Reagent 125I T4 (for T4 Radioimmunoassay).	Vial: 15ml	07/22/81
Roche Diagnostic Systems, Inc.	COBAS FP Phenobarbital Calibrators	Kit: 6 Vials	11/13/84
Roche Diagnostic Systems, Inc.	COBAS FP Phenobarbital Calibrators B through F.	Vials: 5ml	11/13/84
Roche Diagnostic Systems, Inc.	COBAS FP Phenobarbital Tracer Reagent	Vial: 5ml	11/13/84
Roche Diagnostic Systems, Inc.	COBAS FP Reagents for Phenobarbital	Kit: 100 tests	11/13/84
Roche Diagnostic Systems, Inc.	COBAS FP TDM Controls	Kit: 6 Vials	11/13/84
Roche Diagnostic Systems, Inc.	Immunizing Preparation No. 1, 2, 3, 4, 5, 6, 7, or 8.	Vial: 10, 20, 50, or 100ml	01/25/83
Roche Diagnostic Systems, Inc.	Immunizing Preparation No. 9	Vial: 10ml, 20ml, 50ml,or 100ml	07/24/84
Roche Diagnostic Systems, Inc.	Immunizing Preparation No. 9A	Vial: 10ml, 20ml, 50ml,or 100ml	07/24/84
Roche Diagnostic Systems, Inc.	Immunizing Preparation No.10	Vial: 10ml, 20ml, 50ml,or 100ml	04/02/86
Roche Diagnostic Systems, Inc.	Immunizing Preparation No.10A	Vial: 10ml, 20ml, 50ml, or 100ml	04/02/86
Roche Diagnostic Systems, Inc.	immunizing Preparations No. 1A, 2A, 3A, 4A, 5A, 6A, 7A,& 8A.	Vial: 10ml, 20ml, 50ml,or 100ml	07/12/83
Roche Diagnostic Systems, Inc.	NSB Reagent	Vial: 2ml	07/22/81
Roche Diagnostic Systems, Inc.	TDM Controls, Levels I through III	Vials: 5ml	11/13/84
Roche Diagnostics Systems, Inc.	ABUSCREEN FP for Cannabinoids	Kit: 1000 tests	03/23/89

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Roche Diagnostics Systems, Inc.	ABUSCREEN FP for Cannabinoids Tracer Reagent.	Vial: 12ml	03/23/89
Roche Diagnostics, Inc.	Abuscreen ONTRAK PCP Negative Control	Vial: 7 ml	11/22/89
Roche Diagnostics, Inc.	Abuscreen ONTRAK PCP Positive Control	Vial: 7 ml	11/22/89
Roche Diagnostics, Inc.	Abuscreen ONTRAK PCP Reagent A - Antibody Reagent.	Vial: 7 ml	11/22/89
Roche Diagnostics, Inc.	Abuscreen ONTRAK PCP Reagent C - Latex Reagent.	Vial: 7 ml	11/22/89
Roche Diagnostics, Inc.	Abuscreen ONTRAK for PCP	Kit: 40 tests, 100 tests	11/22/89
Rowley Biochemical Institute,Inc.	Aldehyde Fuchsin Solution	Bottle: Pint, Quart, Gallon	02/02/84
Rowley Biochemical Institute,Inc.	Aldehyde Thionin Solution	Bottle: Pint, Quart, Gallon	02/02/84
Rowley Biochemical Institute,Inc.	Mayer's Hematoxylin Solution	Bottle: Pint, Quart, Gallon	02/02/84
Schering Corp.	Hepaquik	Vial: 9 Dram and Plate	07/16/72
Serex Inc.	Benzoylecgonine Positive Control	Bottle: 1 ml	12/16/89
Serex Inc.	Benzoylecgonine Standards	Bottle: 1 ml	12/16/89
Serex Inc.	CoMA EIA for Cocaine Metabolite	Kit: 96 tests, 2 Bottles: 5 ml ea., Assay Plate: 96 wells.	10/17/89
Serex Inc.	Cocaine Metabolite Standards and Controls Kit	Kit: 3 bottles - 100 Assays	12/16/89
Serono Diagnostics,Inc.	rT3 Barbital Buffer	Glass Vial: 120ml	10/26/84
Serono Diagnostics,Inc.	rT3-125I	Glass Vial: 13ml	10/26/84
Serono Diagnostics,Inc.	rT3-Antiserum	Glass Vial: 13ml	10/26/84
Sherwood Medical Company	Lancer Fibrinogen Determination,Reagent Kit Catalog No. 8889-007608.	Kit	04/17/75
Sigma Chemical Co.	1-Tetrahydrocannabinol, Product No. T-4764	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co.	1-Tetrahydrocannabinol, Product No. T-4764	Vial: 1ml	05/11/81
Sigma Chemical Co.	5,5-Diallylbarbituric Acid, Product No. D-6013	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co.	6-Tetrahydrocannabinol, Product No. T-4889	Vial: 1ml	05/11/81
Sigma Chemical Co.	ALT Reagent A, Stock No.57-10	Vial: 30ml	06/27/79
Sigma Chemical Co.	ALT Reagent A, Stock No.57-2	Vial: 10ml	06/27/79
Sigma Chemical Co.	AST Reagent A, Stock No.56-10	Vial: 30ml	06/27/79
Sigma Chemical Co.	AST Reagent A, Stock No.56-2	Vial: 10ml	06/27/79
Sigma Chemical Co.	Acid Hematoxylin Solution, No.265-2	Bottle: 25ml, 100ml	08/06/73
Sigma Chemical Co.	Adenosine Phosphate Substrate, Product No. 675-1.	Bottle: 4 ounce	07/25/83
Sigma Chemical Co.	Allylcyclopentylbarbituric Acid (A-7787)	Sealed Ampule: 1ml	04/10/85
Sigma Chemical Co.	Allylisobutylbarbituric Acid (A-1038)	Sealed Ampule: 1ml	04/10/85
Sigma Chemical Co.	Alphaprodine Hydrochloride (A-1537)	Ampule: 1ml	08/27/84
Sigma Chemical Co.	Alphenal (A-1163)	Ampule: 1ml	04/10/85
Sigma Chemical Co.	Ammonia Reagent, Stock No. 170-10	Vial: 10ml	02/17/77
Sigma Chemical Co.	Ammonia Reagent Kit: Stock No. 170-10	Kit: 10 Vials	02/17/77
Sigma Chemical Co.	Ammonia Reagent Stock No. 170-10	Vial: 30ml	12/13/77
Sigma Chemical Co.	Ammonia in Plasma Kit	Kit: 100 tests, 30 tests	12/13/77
Sigma Chemical Co.	Amobarbital, Product No. A-5142	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co.	Antibody Sensitized Sheep Erythrocytes (EA7S)	Vials: 2ml and 5X 2ml	04/02/86
Sigma Chemical Co.	Aprobarbital, Product No. A-7023	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co.	Barbital Buffer, Product No. B-6632	Polyethylene Vial: 30ml	05/11/77
Sigma Chemical Co.	Barbital Buffer with Albumin Stock No. 880-3	Vial: 20ml	07/11/80
Sigma Chemical Co.	Barbital, Product No. B-8632	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co.	Benzphetamine Hydrochloride, Product No. B-8765.	Sealed Ampule: 1ml	06/08/84
Sigma Chemical Co.	Bufotenine Monooxalate, Product No. B-8757	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co.	Butabarbital, Product No. B-8882	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co.	Butalbital, Product No. B-5514	Sealed Ampule: 1ml	09/19/83
Sigma Chemical Co.	Butethal (B-7516)	Ampule: 1ml	09/05/85
Sigma Chemical Co.	Cannabidiol, Product No. C-6395	Sealed Ampule: 1ml	08/29/79
Sigma Chemical Co.	Cannabidiol, Product No. C-6395	Vial: 1ml	05/11/81
Sigma Chemical Co.	Cannabinol, Product No. C-6520	Sealed Ampule: 1ml	08/29/79
Sigma Chemical Co.	Cannabinol, Product No. C-6520	Vial: 1ml	05/11/81
Sigma Chemical Co.	Chloral Hydrate, Product No. C-6516	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co.	Chlorazepam Dipotassium Salt, (C-9531)	Ampule: 1ml	05/24/85
Sigma Chemical Co.	Chlordiazepoxide (C-4782)	Ampule: 1ml	09/05/85
Sigma Chemical Co.	Clonazepam, Product No. C-4404	Sealed Ampule: 1ml	06/08/84
Sigma Chemical Co.	Cocaine Hydrochloride Product No. C-1528	Sealed Ampule: 1ml	09/19/83
Sigma Chemical Co.	Codeine.Product No. C-1653	Sealed Ampule: 1ml	09/19/83
Sigma Chemical Co.	D-Amphetamine Sulfate, Product No. A-3278	Vial: 1ml	05/11/81
Sigma Chemical Co.	DL-Amphetamine HCL, Product No. A-5017	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co.	Dextropropoxyphene Hydrochloride (D-8901)	Ampule: 1ml	09/27/84
Sigma Chemical Co.	Diazepam, Product No. D-9900	Sealed Ampule: 1ml	06/08/84
Sigma Chemical Co.	Diethylpropion Hydrochloride, Product No. D-7274.	Sealed Ampule: 1ml	09/19/83
Sigma Chemical Co.	Diphenoxylate (D-0780)	Ampule: 1ml	09/05/85
Sigma Chemical Co.	Drug Standard Mix 1, D-3155	Ampule: 2ml	04/18/86
Sigma Chemical Co.	Drug Standard Mix 2, D-3030	Ampule: 2ml	04/18/86
Sigma Chemical Co.	Ethinamate (E-8508)	Ampule: 1ml	04/10/85
Sigma Chemical Co.	Fenfluramine Hydrochloride, Product No. F-1884	Sealed Ampule: 1ml	09/19/83
Sigma Chemical Co.	Flunitrazepam No. F-8763	Vial: 1 ml	06/30/87
Sigma Chemical Co.	Flurazepam Dihydrochloride Methanol Drug Standard, No. F-9134.	Ampule: 2 ml	10/20/89
Sigma Chemical Co.	Flurazepam Dihydrochloride, Product No. F-9134	Sealed Ampule: 1ml	06/08/84
Sigma Chemical Co.	Gelatin Veronal Buffer (GVB2+) No. G-6514	Vial: 50 ml, 250ml	09/15/86

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Sigma Chemical Co	Glutethimide, Product No. G-3134	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co	Glycerophosphate Substrate, Product No. 675-2	Bottle: 4 ounce	07/25/83
Sigma Chemical Co	Glycerophosphate Substrate, Product No. 704-1	Bottle: 4 ounce	07/25/83
Sigma Chemical Co	Hexobarbital, Product No. H-2007	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co	Hydromorphone Hydrochloride No. H-7141	Vial: 1 ml	06/30/87
Sigma Chemical Co	Ibogaine HCL, Product No. I-4630	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co	LDH Electrophoresis Buffer, Stock No. 705-1	Amber Jar: 30ml	01/04/77
Sigma Chemical Co	LDH-P Reagent No. 125-10	Vial: 30ml	05/29/73
Sigma Chemical Co	LDH-P Reagent No. 125-100	Vial: 100ml	05/29/73
Sigma Chemical Co	Lorazepam (L-0140)	Ampule: 1ml	05/24/85
Sigma Chemical Co	Lysergic Acid, Product No. L-5881	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co	Mayer's Hematoxylin Solution, No. MHS-1	Bottle: 25ml, 100ml	08/06/73
Sigma Chemical Co	Mebutamate (M-3772)	Ampule: 1ml	09/05/85
Sigma Chemical Co	Medazepam (M-7646)	Ampule: 1ml	05/24/85
Sigma Chemical Co	Meperidine Hydrochloride (M-1020)	Ampule: 1ml	08/27/84
Sigma Chemical Co	Mephobarbital, Product No. M-3514	Vial: 1ml	05/11/81
Sigma Chemical Co	Meprobamate (M-0271)	Ampule: 1ml	05/24/85
Sigma Chemical Co	Mescaline HC1, Product No. M-5153	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co	Methadone Hydrochloride, Product No. M-3268	Sealed Ampule: 1ml	09/19/83
Sigma Chemical Co	Methamphetamine HC1, Product No. M-5260	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co	Methaqualone Hydrochloride, Product No. M-3393.	Sealed Ampule: 1ml	09/19/83
Sigma Chemical Co	Methylphenidate Hydrochloride (M-1145)	Ampule: 1ml	10/31/84
Sigma Chemical Co	Methyprylon, Product No. M-1769	Sealed Ampule: 1ml	06/08/84
Sigma Chemical Co	Morphine-3-B-D Glucuronide, Product No. M-4266.	Ampule: 1ml	10/21/82
Sigma Chemical Co	N,N-Diethyltryptamine, Product No. D-0392	Vial: 1ml	05/11/81
Sigma Chemical Co	N,N-Dimethyltryptamine, Product No. D-6263	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co	Nalorphine Hydrochloride	Ampule: 1ml	08/27/84
Sigma Chemical Co	Oxazepam, No. O-1755	Vial: 1 ml	06/30/87
Sigma Chemical Co	Oxycodone Hydrochloride, Product No. O-2628	Sealed Ampule: 1ml	09/19/83
Sigma Chemical Co	Paraldehyde, Product No. D-3778	Ampule: 1ml	10/21/82
Sigma Chemical Co	Pemoline, Product No. P-3518	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co	Pentazocine Hydrochloride, Product No. P-7530	Sealed Ampule: 1ml	09/19/83
Sigma Chemical Co	Pentobarbital, Product No. P-3393	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co	Phencyclidine, No. P-7043	Vial: 1 ml	06/30/87
Sigma Chemical Co	Phendimetrazine, Product No. P-3524	Vial: 1ml	05/11/81
Sigma Chemical Co	Phenobarbital FPIA Calibrator Set Cat. No. P9051.	Kit: 6 vials	11/21/89
Sigma Chemical Co	Phenobarbital FPIA Calibrator: A-No.P8301, B-No.P8426, C-No.P8551, D-No.P8676, E-No.P8801, F-NO.P8926.	Vial: 2.5 ml	11/21/89
Sigma Chemical Co	Phenobarbital Prod. No.P-3643	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co	Phentermine Hydrochloride, Product No. P-7655	Sealed Ampule: 1ml	09/19/83
Sigma Chemical Co	Phenylacetone, Product No. P-2024	Vial: 1ml	05/11/81
Sigma Chemical Co	Prazepam, No. P-7168	Vial: 1 ml	06/30/87
Sigma Chemical Co	SGOT 10 Assay Vial No. 55-10	Vial: 30ml	05/29/73
Sigma Chemical Co	SGOT Reagent No. 155-10	Vial: 30ml	05/29/73
Sigma Chemical Co	SGOT Reagent No. 155-100	Vial: 100ml	05/29/73
Sigma Chemical Co	SGOT Single Assay Vial No. 55-1	Vial: 3ml	05/29/73
Sigma Chemical Co	SGOT Single Assay Vial No. 55-5	Vial: 15ml	05/29/73
Sigma Chemical Co	SGPT 10 Assay Vial No. 55-10P	Vial: 30ml	05/29/73
Sigma Chemical Co	SGPT Assay Vial No. 55-5P	Vial: 15ml	05/29/73
Sigma Chemical Co	SGPT Reagent No. 155-100P	Vial: 100ml	05/29/73
Sigma Chemical Co	SGPT Reagent No. 155-10P	Vial: 30ml	05/29/73
Sigma Chemical Co	SGPT Single Assay Vial No. 55-1P	Vial: 3ml	05/29/73
Sigma Chemical Co	Secobarbital, Product No. S-4006	Sealed Ampule: 1ml	06/30/77
Sigma Chemical Co	Temazepam, No. T-4903	Vial: 1 ml	06/30/87
Sigma Chemical Co	Thebaine, Product No. T-5270	Sealed Ampule: 1ml	09/19/83
Sigma Chemical Co	Thiamylal Sodium, Product No. T-6896	Sealed Ampule: 1ml	06/08/84
Sigma Chemical Co	Thiopental (T-1022)	Ampule: 1ml	08/27/84
Sigma Chemical Co	Trizma-Barbital Buffer, Stock No. 710-1	Amber Jar: 30ml	01/04/77
Sigma Chemical Co	Tropacocaine, Product No. T-4516	Vial: 1ml	05/11/81
Sigma Chemical Company	11-nor-delta9-Tetrahyrocannabinol, 9-carboxylic .05 mg/ml acid, No. N-5642.	Glass Ampule: 2 ml	06/29/89
Sigma Chemical Company	3,4 Methylenedioxymethamphetamine 1 mg/ml, No. M-5029.	Glass Ampule: 2 ml	06/29/89
Sigma Chemical Company	3,4-Methylenedioxyamphetamine, No. M-3272	Glass Ampule: 2ml	06/06/89
Sigma Chemical Company	Alprazolam .25 mg/ml, No. A-5052	Glass Ampule: 2 ml	06/29/89
Sigma Chemical Company	Benzoylecgonine 1 mg/ml, No. B-8900	Glass Ampule: 2 ml	06/29/89
Sigma Chemical Company	Clobazam, No. C-6667	Glass Ampule: 2ml	06/06/89
Sigma Chemical Company	Desmethyldiazepam 1 mg/ml, No. D-3162	Glass Ampule: 2 ml	06/29/89
Sigma Chemical Company	Ecgonine Hydrochloride 1 mg/ml, No. E-9762	Glass Ampule: 2 ml	06/29/89
Sigma Chemical Company	Fenproporex Hydrochloride, No. F-7261	Glass Ampule: 2ml	06/06/89
Sigma Chemical Company	Fentanyl Citrate, No. F-5886	Glass Ampule: 2 ml	06/06/89
Sigma Chemical Company	Heroin Hydrochloride .1 mg/ml, No. H-5144	Glass Ampule: 2 ml	06/29/89
Sigma Chemical Company	Hydrocodone Bitartrate, No. H-2269	Glass Ampule: 2 ml	06/06/89
Sigma Chemical Company	Levorphanol Tartrate 1 mg/ml, No. L-0896	Glass Ampule: 2 ml	06/29/89
Sigma Chemical Company	Lormetazepam, No. 8145	Glass Ampule: 2ml	06/06/89
Sigma Chemical Company	Morphine Sulfate, No. M-9524	Glass Ampule: 2ml	06/06/89

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Sigma Chemical Company	Norcodeine Hydrochloride, No. N-3017	Glass Ampule: 2ml	06/06/89
Sigma Chemical Company	Oxazolam, No. 0-8005	Glass Ampule: 2ml	06/06/89
Smart Chemical Co.	Regal 180XL	Plastic Drum: 55 gallon	06/12/86
Supelco,Inc.	Alk Mix No. 04-9210	Vial: 1ml	08/28/73
Supelco,Inc.	Amobarbital, No.04-9170	Ampule: 1ml	12/22/72
Supelco,Inc.	Amph. Mix Catalog No. 4-9205	Glass Ampule: 2ml	06/09/86
Supelco,Inc.	Amphetamine No.04-9165	Ampule: 1ml	12/22/72
Supelco,Inc.	Anticonvulsant Mixture No.1; No. 04-9202	Glass Serum Bottle: 50ml	06/16/77
Supelco,Inc.	Antiepileptic Calibration Standard Kit, No.4-9259	Kit: 3 Ampules	05/21/80
Supelco,Inc.	Antiepileptic Calibration Standards, Nos.4-9256, 4-9257, 4-9258.	Glass Ampule: 5ml	05/21/80
Supelco,Inc.	Aprobarbital No.04-9171	Ampule: 1ml	12/22/72
Supelco,Inc.	Barb. Mix 1,Catalog No. 4-9200	Glass Ampule: 2ml	06/09/86
Supelco,Inc.	Barb. Mix 2,Catalog No. 4-9201	Glass Ampule: 2ml	06/09/86
Supelco,Inc.	Barbital,Catalog No. 4-9279	Glass Ampule: 10ml	06/09/86
Supelco,Inc.	Barbiturates Test Mix Catalog No. 4-9295	Ampule: 2 ml	02/25/87
Supelco,Inc.	Cannabidiol, No.04-9221	Ampule: 1ml	11/27/74
Supelco,Inc.	Cannabinol, No.04-9235	Ampule: 1ml	11/27/74
Supelco,Inc.	Cocaine, No.04-9188	1000 mcg /Glass Ampule	06/05/75
Supelco,Inc.	Codeine No.04-9161	Ampule: 1ml	12/22/72
Supelco,Inc.	Cyclobarbital No.04-9175	Ampule: 1ml	12/22/72
Supelco,Inc.	Delta-1 THC, No.04-9237	Ampule: 1ml	11/27/74
Supelco,Inc.	Delta-6 THC, No.04-9238	Ampule: 1ml	11/27/74
Supelco,Inc.	Dextroamphetamine, No.4-9185	Glass Ampule: 1ml	05/21/80
Supelco,Inc.	Glutethimide No.04-9173	Ampule: 1ml	12/22/72
Supelco,Inc.	Heroin No.04-9162	Ampule: 1ml	12/22/72
Supelco,Inc.	Hexobarbital No.04-9177	Ampule: 1ml	12/22/72
Supelco,Inc.	Mephobarbital No.04-9178	Ampule: 1ml	12/22/72
Supelco,Inc.	Meprobamate, No.4-9184	Glass Ampule: 1ml	05/21/80
Supelco,Inc.	Methadone No.04-9163	Ampule: 1ml	12/22/72
Supelco,Inc.	Methamphetamine No.04-9168	Ampule: 1ml	12/22/72
Supelco,Inc.	Methaqualone, No.04-9183	1000 mcg /Glass Ampule	06/05/75
Supelco,Inc.	Morphine No. 04-9160	Glass Ampule: 1000mcg	03/08/78
Supelco,Inc.	Pentobarbital No. 04-9179	Glass Ampule: 1000mcg	03/08/78
Supelco,Inc.	Phenobarbital No. 04-9181	Glass Ampule: 1000mcg	03/08/78
Supelco,Inc.	Psilocybin, No.04-9191	1000 mcg /Glass Ampule	06/05/75
Supelco,Inc.	Secobarbital No. 04-9180	Glass Ampule: 1000mcg	03/08/78
Syva Co.	AccuLevel Phenobarbital Test Control Stock Solution.	Flask: 50ml	10/31/85
Syva Co.	AccuLevel Phenobarbital Test Kit (Catalog No.10C019) Contains: (1)AccuLevel Phenobarbital Control (2)AccuLevel Reagent I.	(1)Glass Vial: 6ml; (2)Glass Vial: 9ml, 12 Vials per test kit.	01/24/86
Syva Co.	Advance T-3 Uptake Assay	Kit: 100 tests	05/11/82
Syva Co.	Advance Thyroxin Assay	Kit: 100 tests	05/11/82
Syva Co.	Antiepileptic Drug Control	Vial: 10ml , Lyophilized	08/27/74
Syva Co.	Emit 700 Amphetamine Assay Catalog No. 3C919.	Bottle: 180ml	10/12/84
Syva Co.	Emit 700 Barbiturate Assay Catalog No.3D919	Bottle: 180ml	10/12/84
Syva Co.	Emit 700 Calibrator A Catalog No. 3A919	Bottle: 3ml	10/05/84
Syva Co.	Emit 700 Calibrator B Catalog No. 3A969	Bottle: 3ml	10/05/84
Syva Co.	Emit 700 Cannabinoid (100) Assay Catalog No. 3M919.	Bottle: 180ml	10/12/84
Syva Co.	Emit 700 Cannabinoid (100) Calibrator Catalog No. 3M969.	Bottle: 3ml	10/09/84
Syva Co.	Emit 700 Cannabinoid (20) Assay, Catalog No. 3M959.	Plastic Bottle: 180ml	09/15/86
Syva Co.	Emit 700 Cannabinoid Control Set Catalog No. 3M989.	2 Bottles: 3ml	10/09/84
Syva Co.	Emit 700 Cocaine Metabolite Assay Catalog No. 3H919.	Bottle: 180ml	10/12/84
Syva Co.	Emit 700 Control Set A Catalog No. 3A939	2 Bottles: 3ml	10/09/84
Syva Co.	Emit 700 Control Set B Catalog No. 3A989	2 Bottles: 3ml	10/09/84
Syva Co.	Emit 700 Methaqualone Assay Catalog No. 3Q919.	Bottle: 180ml	10/19/84
Syva Co.	Emit 700 Opiate Assay Catalog No.3B919	Bottle: 180ml	10/12/84
Syva Co.	Emit 700 Phencyclidine Assay Catalog No. 3J919.	Bottle: 180ml	10/12/84
Syva Co.	Emit AED-No. 1 Calibrator	Vial: 3ml , Lyophilized	08/27/74
Syva Co.	Emit AED-No. 2 Calibrator	Vial: 3ml , Lyophilized	08/27/74
Syva Co.	Emit AED-No. 3 Calibrator	Vial: 3ml , Lyophilized	08/27/74
Syva Co.	Emit AED-No. 4 Calibrator	Vial: 3ml , Lyophilized	08/27/74
Syva Co.	Emit AED-No. 5 Calibrator	Vial: 3ml , Lyophilized	08/27/74
Syva Co.	Emit Convenience Pack Phenobarbital Assay: Catalog No. 5D009.	Plastic Cassette: 100 tests	11/23/87
Syva Co.	Emit Convenience Pack: T-Uptake Assay (Thyroid Hormone Binding Ratio).	Kit: 100 Tests Ea. Kit-Plastic Cassette: 16 ml	05/09/88
Syva Co.	Emit HVA Amphetamine Assay Catalog No. 3C619.	Kit: 2500 Assays	06/30/88
Syva Co.	Emit HVA Barbiturate Assay Catalog No. 3D619	Kit: 2500 Assays	06/30/88
Syva Co.	Emit HVA Calibrator Kit Catalog No. 3A619	Kit: 500 Tests Each Kit - 2 Glass Bottles 100 ml	05/10/88

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Syva Co.	Emit HVA Cannabinoid 100 ng Assay Control Kit, Catalog No. 3M739.	Kit: 2 Bottles, 50 ml. ea.	07/15/88
Syva Co.	Emit HVA Cannabinoid 100 ng. Assay Calibrator Kit, Catalog No. 3M729.	Kit: 3 Bottles 50 ml. ea.	07/15/88
Syva Co.	Emit HVA Cannabinoid 100 ng. Assay Kit, Catalog No. 3M719.	Kit: 2500 Assays	07/15/88
Syva Co.	Emit HVA Cocaine Metabolite Assay Catalog No. 3H619.	Bottle: 125 ml	05/10/88
Syva Co.	Emit HVA Control Kit Catalog No. 3A629	Kit: 500 Tests Each Kit-2 Glass Bottles - 100 ml	05/10/88
Syva Co.	Emit HVA Opiate Assay Catalog No. 3B619	Bottle: 125 ml	05/10/88
Syva Co.	Emit HVA Phencyclidine Assay Catalog No. 3J619.	Bottle: 125 ml	05/19/88
Syva Co.	Emit Phenobarbital Enzyme Reagent B	Vial: 6 ml , Lyophilized	08/27/74
Syva Co.	Emit Qst Phenobarbital Bulk Powder Reagent	Steel Drum: 7 gallon	06/05/86
Syva Co.	Emit Qst Primidone Assay Catalog No. 60819	Glass Vial: 6ml, 50 Vials/Kit	11/12/85
Syva Co.	Emit Serum Barbiturate-Enzyme Reagent B	Bottle: 3ml	05/22/79
Syva Co.	Emit T-Uptake Assay (Thyroid Hormone Binding Ratio) Catalog No. 6J519.	Polyethylene Bottle: 4 oz.	02/29/88
Syva Co.	Emit Tox Serum Benzodiazepine Assay Kit Containing: Emit Enzyme Reagent B.	Bottle: 3ml	02/01/79
Syva Co.	Emit d.a.u. Amphetamine Assay Catalog Nos. 3C019, 3C119.	Kit: 100 tests, 1000 tests	09/27/84
Syva Co.	Emit d.a.u. Benzodiazepine Assay Catalog Nos. 3F019, 3F119.	Kit: 100 tests, 1000 tests	09/27/84
Syva Co.	Emit d.a.u. Cannabinoid 100 ng Assay, Catalog No. 3M119.	Kit: 1000 tests	09/12/86
Syva Co.	Emit d.a.u. Cannabinoid 20ng Assay Catalog No. 3M619.	Kit: 100 tests	02/10/86
Syva Co.	Emit d.a.u. Cannabinoid 20ng Enzyme Reagent B.	Vial: 10ml Lyophilized Powder	02/10/86
Syva Co.	Emit d.a.u. Cannabinoid 50 ng Assay Calibrators, Low And Medium: Cat. No. 3M509.	Vial: 5 ml	06/01/88
Syva Co.	Emit d.a.u. Cannabinoid 50 ng Assay: Cat. No. 3M519.	Kit: 100 tests	06/01/88
Syva Co.	Emit d.a.u. Cannabinoid Assay Catalog No. 3M019.	Kit: 100 tests	09/24/84
Syva Co.	Emit d.a.u. Cannabinoid Urine Calibrator Set	Kit: 3 Vials, 3ml Each	01/03/80
Syva Co.	Emit d.a.u. Cocaine Metabolite Assay Catalog Nos. 3H019, 3H119.	Kit: 100 tests, 1000 tests	09/27/84
Syva Co.	Emit d.a.u. Low Calibrator A	Bottle: 5ml	07/20/84
Syva Co.	Emit d.a.u. Low Calibrator A, Catalog No. 3C579	5 ml vial	10/06/88
Syva Co.	Emit d.a.u. Medium Calibrator A, Catalog No. 3C569.	5 ml vial	10/06/88
Syva Co.	Emit d.a.u. Medium Calibrator B	Bottle: 5ml	08/03/84
Syva Co.	Emit d.a.u. Methadone Assay Catalog Nos. 3E019, 3E119.	Kit: 100 tests, 1000 tests	10/05/84
Syva Co.	Emit d.a.u. Monoclonal Amphetamine/Methamphetamine Assay, Catalog No3C549 100 tests, 3C559 1000 tests.	Kit: 100 tests, 1000 tests	10/06/88
Syva Co.	Emit d.a.u. Opiate Assay Catalog Nos. 3B019, 3B119.	Kit: 100 tests, 1000 tests	09/27/84
Syva Co.	Emit d.a.u. Phencyclidine Assay Kit Containing: (1)Emit Phencyclidine Enzyme Reagent B.	Bottle: 6ml	02/01/79
Syva Co.	Emit d.a.u.Barbiturate Assay Catalog Nos. 3D019, 3D119.	Kit: 100 tests, 1000 tests	09/27/84
Syva Co.	Emit d.a.u.Low Calibrator B	Bottle: 5ml	08/03/84
Syva Co.	Emit d.a.u.Medium Calibrator A	Bottle: 5ml	07/20/84
Syva Co.	Emit- Tox Serum Barbiturate Assay	Kit: 50 tests	05/22/79
Syva Co.	Emit-Qst Phenobarbital Assay, Catalog Number 6D819.	Kit: 50 Vials	01/18/84
Syva Co.	Emit-Tox Serum Calibrators; Low and Medium	Bottle: 3ml	02/01/79
Syva Co.	Emit-d.a.u. Methaqualone Assay	Kit: 100 tests	04/27/82
Syva Co.	Emit-st Amphetamine Assay	Vial: 3ml, 80 vials/kit	10/03/80
Syva Co.	Emit-st Barbiturate Assay	Vial: 3ml, 80 vials/kit	10/03/80
Syva Co.	Emit-st Benzodiazepine Assay	Vial: 3ml, 80 vials/kit	10/03/80
Syva Co.	Emit-st Cannabinoid Assay Catalog No. 3M319	Vial: 6ml, 80 Vials/Kit	09/27/84
Syva Co.	Emit-st Cannabinoid Calibrator	Vial: 3ml, 2 vials/kit	07/10/81
Syva Co.	Emit-st Cannabinoid Controls	Vial: 3ml, 2 vials/kit	07/10/81
Syva Co.	Emit-st Opiate Assay	Kit: 3ml, 80 vials/kit	10/03/80
Syva Co.	Emit-st Phencyclidine Assay	Vial: 3ml, 80 vials/kit	01/07/81
Syva Co.	Emit-st Serum Barbiturate Assay	Vial: 3ml, 80 vials/kit	02/16/81
Syva Co.	Emit-st Serum Benzodiazepine Assay	Vial: 3ml, 80 vials/kit	02/16/81
Syva Co.	Emit-st Serum Calibrator	Vial: 3ml	02/16/81
Syva Co.	Emit-st Serum Controls	Vial: 3ml, 2 vials/kit	02/16/81
Syva Co.	Emit-st Serum Phencyclidine Assay	Vial: 3ml, 80 vials/kit	02/16/81
Syva Co.	Emit-st Urine Calibrator A	Vial: 1ml, 3 vials/kit	10/03/80
Syva Co.	Emit-st Urine Cocaine Metabolite Assay	Vial: 3 ml, 80 Vials/Kit	03/16/82
Syva Co.	Emit-st Urine Controls A	Vial: 1ml, 6 vials/kit	10/03/80
Syva Co.	Emit-st Urine Methadone Assay	Vial: 3ml, 80 vials/kit	03/22/82
Syva Co.	Emit-st Urine Methaqualone Assay	Kit: 80 Vials	04/27/82

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Syva Co.	Emit-st Urine Methaqualone Calibrator	Vial: 3ml	04/27/82
Syva Co.	Emit-st Urine Methaqualone Controls	Vial: 3ml	04/27/82
Syva Company	EMIT Thyroxine Assay, Cat. No. 6J909	Glass Bottle: 4oz., Kit: 500 Assays	01/23/89
Syva Company	Emit 700 Benzodiazepine Assay Reagent 2	Glass Bottle: 180ml, Kit: 2 bottles	02/21/89
Syva Company	Emit 700 Cannabinoid 100ng Assay Calibrator	Vial: 3ml	07/31/89
Syva Company	Emit 700 Cannabinoid 100ng Assay Control Set	Kit: 2 bottles	07/31/89
Syva Company	Emit 700 Cannabinoid 100ng Assay, Positive Control.	Bottle: 3ml	07/31/89
Syva Company	Emit 700 Cannabinoid 20ng Assay Calibrator	Glass Bottle: 5ml, Kit: 2 bottles	02/21/89
Syva Company	Emit 700 Cannabinoid 20ng Assay Control Set-Positive Control.	Glass Bottle: 5ml, Kit: 2 bottles	02/21/89
Syva Company	Emit Amphetamine Bulk Powder Reagent 2	Bottle: 1000 ml	10/04/89
Syva Company	Emit Barbiturate Bulk Powder Reagent 2	Bottle: 1000 ml	10/04/89
Syva Company	Emit Benzodiazepine Bulk Powder Reagent 2	Bottle: 1000 ml	10/04/89
Syva Company	Emit Cannabinoid (100) Bulk Powder Reagent 2	Bottle: 1000 ml	10/04/89
Syva Company	Emit Cocaine Metabolite Bulk Powder Reagent 2	Bottle: 1000 ml	10/04/89
Syva Company	Emit Convenience Pack: Thyroxine Assay Enzyme Reagent B.	Plastic Cassette: 8ml, Kit: 100 Assays	02/22/89
Syva Company	Emit Delta 9 Cannabinoid 100 ng/ml Calibrator/ Control.	Vial: 3 ml	08/22/89
Syva Company	Emit Delta 9 Cannabinoid 20 ng/ml Calibrator/ Control.	Vial: 3 ml	08/22/89
Syva Company	Emit Delta 9 Cannabinoid 400 ng/ml Calibrator/ Control.	Vial: 3 ml	08/22/89
Syva Company	Emit Delta 9 Cannabinoid 50 ng/ml Calibrator/ Control.	Vial: 3 ml	08/22/89
Syva Company	Emit Methadone Bulk Powder Reagent 2	Bottle: 1000 ml	10/04/89
Syva Company	Emit Methaqualone Bulk Powder Reagent 2	Bottle: 1000 ml	10/04/89
Syva Company	Emit Opiate Bulk Powder Reagent 2	Bottle: 1000 ml	10/04/89
Syva Company	Emit Phencyclidine Bulk Powder Reagent 2	Bottle: 1000 ml	10/04/89
Syva Company	Emit Phenobarbital Bulk Powder Reagent B	Bottle: 1000 ml	10/04/89
Syva Company	Emit T-Uptake Assay	Bottle: 4 oz., 1L, Kit: 500 tests, 5000 tests	05/25/89
Syva Company	Emit T-Uptake Bulk Powder Reagent A	Bottle: 1000 ml	10/04/89
Syva Company	Emit Thyroxine Assay	Glass Bottle: 8 oz., 1L, Kit: 1300 tests, 5000 tests.	05/25/89
Syva Company	Emit Thyroxine Bulk Powder Reagent B	Bottle: 1000 ml	10/04/89
Syva Company	Emit d.a.u. Amphetamine Class Low Calibrator, Cat. No. 3C179.	Glass Vial: 5ml	01/30/89
Syva Company	Emit d.a.u. Amphetamine Class Medium Calibrator, Cat. No. 3C189.	Glass Vial: 5ml	01/30/89
Syva Company	Emit d.a.u. Cannabinoid 100ng Assay Calibrator	Kit: 3 vials	07/31/89
Syva Company	Emit d.a.u. Cannabinoid 100ng Assay Low Calibrator.	Vial: 3ml	07/31/89
Syva Company	Emit d.a.u. Cannabinoid 100ng Assay Medium Calibrator.	Vial: 3ml	07/31/89
Syva Company	Emit d.a.u. Low Calibrator A	Vial: 5 ml	06/30/89
Syva Company	Emit d.a.u. Medium Calibrator A	Vial: 5 ml	06/30/89
Technicon	Ammonium Sulfate Reagent No. T01-1139	Glass Bottle: 1 and 4 liters	01/31/80
Technicon	Set Point RA-1000 Systems T4 Standards Product No. T03-1481-01.	Glass Bottles: 5ml (Standard 1 Fill Volume=5ml) (Standards 2-6 Fill Volume=1.5ml).	08/02/85
Technicon	T4 Agglutinator Reagent No.T11-1484	Glass Bottle: 10ml	08/02/85
Technicon	TQC T.D.M. Calibrator 1, No. T13-1150	Glass Vial: 15ml	01/31/80
Technicon	TQC T.D.M. Control A ,No. T13-1115	Glass Vial: 15ml	01/31/80
Technicon Instruments Corporation	Agar Gel Plates No. 8794	Plate: 25ml	08/01/72
Technicon Instruments Corporation	Agar Gel Plates, No. 7114	Plate: 15 ml	01/15/87
Technicon Instruments Corporation	Buffer No. 3017	Vial: 250 ml	08/31/71
Technicon Instruments Corporation	Buffer No. 8793	Vial: 250ml	08/01/72
Technicon Instruments Corporation	Diluting Fluid No. 3400	Vial: 10ml	08/31/71
Technicon Instruments Corporation	Electrode Buffer, DR07172	Bulk	12/26/74
Technicon Instruments Corporation	LD Electrode Buffer, DR07173	Bulk	02/12/79
Technicon Instruments Corporation	Ligand Control I-No.4814, II-No.4824, and III-No.4834..	Vials: 5ml	02/24/81
Technicon Instruments Corporation	Partial Thromboplastin (Dried), No.3491	Vial: 1ml and 5 ml	08/31/71
Technicon Instruments Corporation	Therapeutic Drug Monitoring Survey ("Z")	Vial: 10 ml	12/16/87
Technicon Instruments Corporation	Therapeutic Drug Monitoring Survey (Z Series)	Vials: 5 ml	09/24/86
Technicon Instruments Corporation	Therapeutic Monitor Level I No.4881	Vial: 3ml	01/20/83
Technicon Instruments Corporation	Therapeutic Monitor Level II No.4882	Vial: 3ml	01/20/83
Technicon Instruments Corporation	Therapeutic Monitor Level III No.4883	Vial: 3ml	01/20/83
Technicon Instruments Corporation	Toxicology Survey ("T")	Vial: 50 ml	12/16/87
Technicon Instruments Corporation	Toxicology Survey (T Series)	Vials: 20 ml, 50 ml	09/24/86
Technicon Instruments Corporation	Toxicology Urine Control No. 0841	Vial: 10ml	06/11/82
Technicon Instruments Corporation	Toxicology Urine Control No. 0842	Vial: 3ml	06/11/82
Technicon Instruments Corporation	Urine Control No. 0277	Vial: 25ml	04/14/81
Technicon Instruments Corporation	Urine Toxicology Survey ("UT")	Vial: 50 ml	12/16/87
Technicon Instruments Corporation	Urine Toxicology Survey (UT Series)	Vials: 50 ml	09/24/86
Tempil Division, Big Three Industries, Inc.	Tempilaq Striped Mylar	Plastic Sheet: 6 by 12 in. 50 sheets per envelope.	09/22/76
The Theta Corp.	Allobarbital No.FP305	Vial: 2ml	04/10/73
The Theta Corp.	Amobarbital No. FP313	Vial: 2ml	04/10/73

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
The Theta Corp.	Amphetamine No. FP604	Vial: 2ml	04/10/73
The Theta Corp.	Anileridine No. FP203	Vial: 2ml	04/10/73
The Theta Corp.	Aprobarbital No. FP306	Vial: 2ml	04/10/73
The Theta Corp.	Barbital No.FP314	Vial: 2ml	04/10/73
The Theta Corp.	Benzoylecgonine FP-1001	Vial: 2 ml	01/24/87
The Theta Corp.	Butabarbital No. FP315	Vial: 2ml	04/10/73
The Theta Corp.	Butalbital No. FP307	Vial: 2ml	04/10/73
The Theta Corp.	Chloral Betaine No. FP502	Vial: 2ml	04/10/73
The Theta Corp.	Chloral Hydrate No. FP501	Vial: 2ml	04/10/73
The Theta Corp.	Cocaine No. FP601	Vial: 2ml	04/10/73
The Theta Corp.	Codeine No. FP102	Vial: 2ml	04/10/73
The Theta Corp.	Cyclobarbital No. FP308	Vial: 2ml	04/10/73
The Theta Corp.	Dihydrocodeine No. FP108	Vial: 2ml	04/10/73
The Theta Corp.	Diphenoxylate No. FP205	Vial: 2ml	04/10/73
The Theta Corp.	Ethchlorvynol No. FP508	Vial: 2ml	04/10/73
The Theta Corp.	Ethylmorphine No. FP106	Vial: 2ml	04/10/73
The Theta Corp.	FP207	Vial: 2ml	09/04/80
The Theta Corp.	FP210	Vial: 2ml	05/15/84
The Theta Corp.	FP214	Vial: 2ml	04/10/84
The Theta Corp.	FP327	Vial: 2ml	04/10/84
The Theta Corp.	FP405	Vial: 2ml	03/08/79
The Theta Corp.	FP411	Vial: 2ml	05/15/84
The Theta Corp.	FP412	Vial: 2ml	05/15/84
The Theta Corp.	FP416	Vial: 2ml	05/15/84
The Theta Corp.	FP512	Vial: 2ml	03/08/79
The Theta Corp.	FP513	Vial: 2ml	03/08/79
The Theta Corp.	FP514	Vial: 2ml	05/15/84
The Theta Corp.	FP515	Vial: 2ml	03/08/79
The Theta Corp.	FP556	Vial: 2ml	04/10/84
The Theta Corp.	FP601A	Vial: 2ml	05/15/84
The Theta Corp.	FP607	Vial: 2ml	05/15/84
The Theta Corp.	FP609	Vial: 2ml	05/15/84
The Theta Corp.	Fentanyl No. FP211	Vial: 2ml	04/10/73
The Theta Corp.	Glutethimide No. FP404	Vial: 2ml	04/10/73
The Theta Corp.	Heptabarbital No. FP309	Vial: 2ml	04/10/73
The Theta Corp.	Hexabarbital No. FP303	Vial: 2ml	04/10/73
The Theta Corp.	Hydrocodone No. FP107	Vial: 2ml	04/10/73
The Theta Corp.	Hydromorphone No. FP103	Vial: 2ml	04/10/73
The Theta Corp.	Levorphanol No. FP208	Vial: 2ml	04/10/73
The Theta Corp.	Marker Mixture No. FPM-104	Vial: 2ml	04/10/73
The Theta Corp.	Marker Mixture No. FPM-201	Vial: 2ml	04/10/73
The Theta Corp.	Meperidine No. FP201	Vial: 2ml	04/10/73
The Theta Corp.	Mephobarbital No. FP301	Vial: 2ml	04/10/73
The Theta Corp.	Meprobamate No. FP402	Vial: 2ml	04/10/73
The Theta Corp.	Methadone No. FP206	Vial: 2ml	04/10/73
The Theta Corp.	Methamphetamine No. FP603	Vial: 2ml	04/10/73
The Theta Corp.	Metharbital No. FP302	Vial: 2ml	04/10/73
The Theta Corp.	Methohexital No. FP304	Vial: 2ml	04/10/73
The Theta Corp.	Methylphenidate No. FP605	Vial: 2ml	04/10/73
The Theta Corp.	Monthly Urine Test No. FPM-103	Vial: 2ml	04/10/73
The Theta Corp.	Morphine No. FP101	Vial: 2ml	04/10/73
The Theta Corp.	Oxycodone No. FP109	Vial: 2ml	04/10/73
The Theta Corp.	Oxymorphone No. FP104	Vial: 2ml	04/10/73
The Theta Corp.	Paraldehyde No. FP506	Vial: 2ml	04/10/73
The Theta Corp.	Pentobarbital No. FP318	Vial: 2ml	04/10/73
The Theta Corp.	Phenazocine No. FP213	Vial: 2ml	04/10/73
The Theta Corp.	Phenmetrazine No. FP606	Vial: 2ml	04/10/73
The Theta Corp.	Phenobarbital No. FP320	Vial: 2ml	04/10/73
The Theta Corp.	Piminodine No. FP202	Vial: 2ml	04/10/73
The Theta Corp.	Probarbital No. FP319	Vial: 2ml	04/10/73
The Theta Corp.	Secobarbital No. FP310	Vial: 2ml	04/10/73
The Theta Corp.	Talbutal No. FP311	Vial: 2ml	04/10/73
The Theta Corp.	Test Mixture SM No. 1	Vial: 2ml	06/19/74
The Theta Corp.	Test Mixture SM No. 2	Vial: 2ml	06/19/74
The Theta Corp.	Test Mixture SM No. 3	Vial: 2ml	06/19/74
The Theta Corp.	Test Mixture SM No. 4	Vial: 2ml	06/19/74
The Theta Corp.	Test Mixture SP No. 1	Vial: 2ml	06/19/74
The Theta Corp.	Test Mixture SP No. 2	Vial: 2ml	06/19/74
The Theta Corp.	Test Mixture SP No. 3	Vial: 2ml	06/19/74
The Theta Corp.	Test Mixture SP No. 4	Vial: 2ml	06/19/74
The Theta Corp.	Test Mixture TM No. 1	Vial: 2ml	06/19/74
The Theta Corp.	Test Mixture TM No. 2	Vial: 2ml	06/19/74
The Theta Corp.	Thiamylal No. FP322	Vial: 2ml	04/10/73
The Theta Corp.	Thiopental No. FP321	Vial: 2ml	04/10/73
The Theta Corp.	Vinbarbital No. FP312	Vial: 2ml	04/10/73
The Theta Corp.	Weekly Urine Test (FDA) No. FPM-101	Vial: 2ml	04/10/73
The Theta Corp.	Weekly Urine Test (States) No. FPM-102	Vial: 2ml	04/10/73
Toxi-Lab, Inc.	Proficiency Sample	Plastic Bottle Containing 40 ml	06/22/82
Toxi-Lab, Inc.	Special Toxi-Discs	Plastic Vial or Bottle Containing 50 Standard Discs.	03/30/77

Exempt Chemical Preparations—Continued

Supplier	Product	Form of Product	Date
Toxi-Lab, Inc.	Supplemental Standard Toxi-Discs No. SD-4 Catalog No. 234.	Plastic Vial Containing 50 Standard Discs	06/15/88
Toxi-Lab, Inc.	Supplemental Standard Toxi-Discs No. SD-5 Catalog No. 235.	Plastic vial containing 50 standard discs	06/15/88
Toxi-Lab, Inc.	Supplemental Standard Toxi-Discs No. SD-6 Catalog No. 236.	Plastic vial containing 50 standard discs	06/15/88
Toxi-Lab, Inc.	Toxi-Control	Plastic Bottle Containing 50 ml	03/30/77
Toxi-Lab, Inc.	Toxi-Control THC,	Plastic Bottle Containing 50 ml	10/05/83
Toxi-Lab, Inc.	Toxi-Disc A Series	Plastic Vial Containing 50 Standard Discs	05/06/75
Toxi-Lab, Inc.	Toxi-Disc B Series	Plastic Vial Containing 50 Standard Discs	05/06/75
Toxi-Lab, Inc.	Toxi-Discs Library II, No 3 Catalog No. 131C	Plastic vial containing 50 standard discs	06/15/88
Toxi-Lab, Inc.	Toxi-Discs Library II, No. 1 Catalog No. 131A	Plastic vial containing 50 standard discs	06/15/88
Toxi-Lab, Inc.	Toxi-Discs Library II, No. 10 Catalog No. 131K	Plastic vial containing 50 standard discs	06/15/88
Toxi-Lab, Inc.	Toxi-Discs Library II, No. 11, Catalog No. 131L	Plastic visal containing 50 standard discs	06/15/88
Toxi-Lab, Inc.	Toxi-Discs Library II, No. 12 Catalog No. 131M	plastic vial containing 50 standard discs	06/15/88
Toxi-Lab, Inc.	Toxi-Discs Library II, No. 2 Catalog No. 131B	Plastic vial containing 50 standard discs	06/15/88
Toxi-Lab, Inc.	Toxi-Discs Library II, No. 5 Catalog No. 131E	Plastic via containing 50 standard discs	06/15/88
Toxi-Lab, Inc.	Toxi-Discs Library II, No. 8 Catalog No. 131H	Plastic vial containing 50 standard discs	06/15/88
Toxi-Lab, Inc.	Toxi-Discs THC	Plastic Vial Containing 50 Standard Discs	10/05/83
Toxi-Lab, Inc.	Toxi-Grams	Glass Jar Containing 50 or 100 Chromatograms	09/24/80
Toxi-Lab, Inc.	Toxi-Lab Cannabinoid (THC) Screen	Kit: 50 tests	10/05/83
Travenol Labs (Clinical Assays Division)	(125I) Human TSH Radioimmunoassay kit	Kit: 125 determinations	11/16/77
Travenol Labs (Clinical Assays Division)	(125I) Human TSH Tracer	Glass Vial: 6ml	11/16/77
Travenol Labs (Clinical Assays Division)	Anticonvulsant Drug Controls	Kit: 500 determinations, 50 determinations	11/16/77
Travenol Labs (Clinical Assays Division)	Assay buffer CA-742	Polypropylene Bottle: 150ml	03/14/77
Travenol Labs (Clinical Assays Division)	CA-380 Phenobarbital Serum Standard 1:101 dilution of 1.0 ug/ml.	Septem sealed glass vial: 2ml	11/16/77
Travenol Labs (Clinical Assays Division)	CA-381 Phenobarbital Serum Standard 1:101 dilution of 3.0 ug/ml.	Septem sealed glass vial: 2ml	11/16/77
Travenol Labs (Clinical Assays Division)	CA-382 Phenobarbital Serum Standard 1:101 dilution of 10 ug/ml.	Septem sealed glass vial: 2ml	11/16/77
Travenol Labs (Clinical Assays Division)	CA-383 Phenobarbital Serum Standard 1:101 dilution of 30 ug/ml.	Septem sealed glass vial: 2ml	11/16/77
Travenol Labs (Clinical Assays Division)	CA-384 Phenobarbital 1:101 dilution of 100 ug/ml.	Septem sealed glass vial: 2ml	11/16/77
Travenol Labs (Clinical Assays Division)	CA-419 Anticonvulsant Drug Control, Level I	Septem sealed glass vial: 2ml	11/16/77
Travenol Labs (Clinical Assays Division)	CA-420 Anticonvulsant Drug Control, Level II	Septem sealed glass vial: 2ml	11/16/77
Travenol Labs (Clinical Assays Division)	Human TSH standards, 2.0 ulU/ml, 5.0 ulU/ml, 10 ulU/ml, 20 ulU/ml, 50 ulU/ml.	Glass vials: 2ml	11/16/77
Travenol Labs (Clinical Assays Division)	Rabbit Anti-Human TSH Serum	Glass vial: 20ml	11/16/77
Tudor Laboratories, Inc.	FPIA Phenobarbital Kit - Cat. No. 105	Kit: 100 tests	11/27/89
Tudor Laboratories, Inc.	Phenobarbital Calibrator Kit Cat. No. 205	Kit: 6 vials	11/27/89
Tudor Laboratories, Inc.	Phenobarbital Calibrators B,C,D,E,F	Vial: 4.0 ml	11/27/89
Utak Laboratories	Toxicology Control-High Range Anticonvulsants No. 71910.	Bottle: 10ml	04/14/80
Utak Laboratories	Toxicology Control-High Range Barbiturates No. 71916.	Bottle: 10ml	04/14/80
Utak Laboratories	Toxicology Control-High Range Hypnotic Plus Acetaminophem, No. 71918.	Bottle: 10ml	04/14/80
Utak Laboratories	Toxicology Control-High Range Hypnotic Plus Salicylate, No. 71920.	Bottle: 10ml	04/14/80
Utak Laboratories	Toxicology Control-Mid Range Anticonvulsants No. 71911.	Bottle: 10ml	04/14/80
Utak Laboratories	Toxicology Control-Mid Range Barbiturates No. 71917.	Bottle: 10ml	04/14/80
Utak Laboratories	Toxicology Control-Mid Range Hypnotic Plus Acetaminophem, No. 71919.	Bottle: 10ml	04/14/80
Utak Laboratories	Toxicology Control-Mid Range Hypnotic Plus Salicylate, No. 71921.	Bottle: 10ml	04/14/80
Utak Laboratories	Toxicology Serum Control Dried #88112	Bottle: 10ml	07/29/82
Utak Laboratories	Toxicology Serum Control Dried #88113	Bottle: 10ml	07/29/82
Utak Laboratories	Toxicology Serum Control Dried #88120	Bottle: 10ml	07/29/82
Utak Laboratories	Toxicology Serum Control-Dried Catalog Nos. 44610, 44612, 44632, 44635, 44636, 44637, 44642, 44645, 44646, 44647, 44658.	In Bottles	05/24/76
Utak Laboratories	Toxicology Urine Control Dried #88100	Bottle: 20ml	07/29/82
Utak Laboratories	Toxicology Urine Control Dried #88121	Bottle: 10ml	07/29/82
Utak Laboratories	Toxicology Urine Control-Dried Catalog Nos. 44650, 44651, 44652, 44653.	Bottle: 1 oz.	05/24/76
Wescor, Inc.	Osmocoll	Bottle: 9 ml	12/05/86
Wien Laboratories,Inc.	ANS Buffer pH 8.6 Catalog No. T-5144	Plastic Bottle: 100ml	05/14/75
Wien Laboratories,Inc.	Buffer Reagent pH 8.6 Catalog No. T-5065	Bottle: 4oz.	12/22/72
Wien Laboratories,Inc.	Coated Charcoal Suspension No. T-5077	Bottle: 4oz.	12/22/72
Wien Laboratories,Inc.	T3 Buffer Reagent Catalog No. T-5156	Plastic Vial: 20ml	09/13/78
Windsor Laboratories, Inc.	Calibrators FPR Phenobarbital	Kit: 6 Vials	10/30/86
Windsor Laboratories, Inc.	Phenobarbital Fluorescence Polarization Immunoassay Kit.	Kit: 100 tests	11/20/86

Dated: February 13, 1990.

Gene R. Haislip,

Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration.

[FR Doc. 90–4605 Filed 3–8–90; 8:45 am]

BILLING CODE 4410–01–M

DEPARTMENT OF THE TREASURY

Internal Revenue Service

26 CFR Part 1

[T.D. 8291]

RIN 1545–AN72

Alcohol Fuels Credit; Definition of Mixture

AGENCY: Internal Revenue Service, Treasury.

ACTION: Final regulations.

SUMMARY: This document contains final regulations under section 40 interpreting the term "mixture" as used in that section. Under these final regulations, ethanol used in the production of ethyl tertiary butyl ether (ETBE) may be eligible for the income tax credit allowed under section 40. These final regulations respond to requests from taxpayers and other interested parties that the Internal Revenue Service clarify the definition of the term "mixture" as used in section 40.

EFFECTIVE DATE: These regulations are effective for sales or uses after September 30, 1980, in tax years ending after September 30, 1980.

FOR FURTHER INFORMATION CONTACT: Frank Boland, Office of Assistant Chief Counsel (Passthroughs and Special Industries), 202–566–4077 (not a toll-free call).

SUPPLEMENTARY INFORMATION:

Background

On November 24, 1989, the **Federal Register** published proposed amendments to the Income Tax Regulations (26 CFR part 1) under section 40 of the Internal Revenue Code of 1986 (54 FR 48639). The preamble to that notice of proposed rulemaking contains (1) an explanation of the proposed rules, (2) a discussion of the term "mixture" as that term is used in section 40, and (3) a discussion of the considerations that were taken into account in deciding to issue the proposed regulations. A public hearing was held on January 4, 1990. After consideration of public comments regarding the proposed regulations, the proposed regulations are adopted by this Treasury decision.

Explanation of Provisions

Section 40(a) provides for an alcohol fuels credit equal to the sum of the alcohol mixture credit and the alcohol credit. Section 40(b)(1) provides that the alcohol mixture credit is 60 cents for each gallon of alcohol used by the taxpayer in the production of a qualified mixture during the taxable year. The term "qualified mixture" means a mixture of alcohol and gasoline or of alcohol and a special fuel which either (i) is sold by the taxpayer producing such mixture to any person for use as a fuel, or (ii) is used as a fuel by the taxpayer producing the mixture. For purposes of section 40 the term "alcohol" does not include alcohol produced from petroleum, natural gas, or coal.

ETBE is a chemical compound produced in a reaction between ethanol (an alcohol that is not produced from petroleum, natural gas, or coal), and isobutylene (a by-product of petroleum refining). ETBE is then blended with gasoline as an octane enhancer. There is no significant loss in the energy content of ethanol when it is used to produce ETBE.

The final regulations provide that a product derived from alcohol and other components is considered to be a mixture of that alcohol and those other components even if the alcohol is chemically transformed in producing the product so that the alcohol is no longer present as a separate chemical in the final product. Thus, the final regulations provide that a product is considered to be a "mixture of alcohol and gasoline or of alcohol and a special fuel" within the meaning of section 40(b)(1)(B) if such product is produced by blending a chemical compound derived from alcohol with gasoline or a special fuel, so long as there is no significant loss of energy content of the alcohol. For example, a blend of gasoline and ETBE, a compound derived in part from ethanol, is considered for purposes of section 40(b)(1)(B) to be a mixture of gasoline and the ethanol used to produce the ETBE, even though the ethanol is chemically transformed in the production of ETBE and is not present separately in the final mixture.

Public Comments

Statutory construction. Several commentators suggested that ethanol used to produce ETBE does not qualify for the section 40 credit because ETBE is neither an "alcohol" nor a "mixture" within the meaning of section 40. However, as indicated in the preamble to the proposed regulations, the Service has adopted a nontechnical interpretaton of the term "mixture." It was clear prior to issuance of the proposed regulations that ethanol blended with other ingredients to produce an octane enhancer for gasoline could qualify for the section 40 credit. See Rev. Rul. 88–64, 1988–2 C.B. 10. Thus, even prior to issuance of the proposed regulations, it would have been clear that ethanol used to produce ETBE would qualify for the credit if no chemical reaction between ethanol and isobutylene occurred in producing ETBE. The Service has concluded that the fact that such a chemical reaction does occur is without legal significance in view of the purpose of the credit, which is to encourage fuel use of alcohol from renewable sources. The Service has concluded that it would be inconsistent with this purpose to interpret the term "mixture" in such a way that eligibility for the credit depended on whether such a reaction occurred.

Accordingly, the Service has interpreted the term "mixture" broadly, so that the presence or absence of a chemical reaction between ethanol and other ingredients does not affect eligibility for the credit. Therefore, ethanol used to produce ETBE may qualify for the section 40 credit even though it is chemically transformed in the reaction in which ETBE is produced.

"Significant energy loss" standard. Under the proposed regulations, the chemical transformation of alcohol is not taken into account in determining whether a mixture has been produced, "provided that there is no significant loss in the energy content of the alcohol." At least one commentator argued that this requirement is without legal authority and is ambiguous. Although this requirement is not based on the statutory language of section 40, it is necessary and appropriate to carry out its purpose. The preamble to the proposed regulations indicates that this requirement is satisfied in the case of ethanol used to produce ETBE. Whether this requirement would also be satisfied in the case of other alcohol-based products is a factual question that is beyond the scope of the regulations.

Effect of tariff laws. Under United States tariff laws, ethyl alcohol imported for fuel use is subject to a duty of 60 cents a gallon. This duty offsets the credit that would be available for foreign alcohol under section 40. ETBE would not be subject to this duty. A number of commentators noted that ETBE produced in a foreign country from ethanol derived from foreign agricultural products would not be subject to this duty and thus could

receive the benefit of the section 40 credit without the offsetting duty.

Several of these commentators suggested that Congress' omission to apply this duty to imported ethers such as ETBE confirms that Congress intended that the section 40 credit not apply to ethanol used to produce ETBE. The Service recognizes that this failure may indicate that Congress, in enacting the duty for ethyl alcohol, may not have contemplated that qualifying alcohols would be used to produce ethers such as ETBE. This omission, however, does not indicate that Congress, in enacting the section 40 credit, intended that the credit would not apply to such ethers.

Other commentators, who agree that the section 40 credit should be available to ethanol used in ETBE, asked that the final regulations interpret the tariff laws in such a way as to apply the duty to ETBE. This issue is beyond the scope of these regulations and is within the jurisdiction of the Customs Service rather than the Internal Revenue Service.

Environmental impact statement. Several commentators suggested that the Service was required by the National Environmental Policy Act of 1969 (NEPA), as amended (42 U.S.C. 4321 et seq.), to prepare an environmental impact statement (EIS) prior to issuance of these regulations. As additional authority, the commentators cite the "Department of the Treasury Procedures for Preparation and Coordination of Environmental Impact Statements," 39 FR 14796 (May 1, 1974). The Service disagrees.

Department of the Treasury procedures for the issuance of an EIS are presently contained in Treasury Directive (TD) 75–02. TD 75–02 originated as "Draft Procedures for Implementation of the NEPA Regulations," published for public comment in the **Federal Register** on July 6, 1979 (44 FR 39692). No public comments were received in response to the publication of the draft procedures. Therefore, "Final Procedures for Implementation of the NEPA Regulations" subsequently were published in the **Federal Register** on January 8, 1980 (45 FR 1828). As required by regulations promulgated by the Council on Environmental Quality (CEQ), the final procedures were reviewed and approved by CEQ prior to publication.

The 1979 draft procedures and the 1980 final procedures expressly canceled the 1974 procedures, to which the commentators have referred, and provided a "categorical exclusion" from the preparation of an EIS for Service regulations "interpreting, implementing, or clarifying" Internal Revenue Code provisions. An identical exclusion is contained in TD 75–02. Given this categorical exclusion for regulations interpreting, implementing, or clarifying Internal Revenue Code provisions, the Service concludes that no EIS is required in this case.

Effect on the methanol industry. Several commentators suggested that the regulations as proposed will provide an advantage for ethanol used to make ETBE that is not available for methanol used to make methyl tertiary butyl ether (MTBE), a competing octane enhancer with properties similar to ETBE. However, as indicated in the preamble to the proposed regulation, this difference is a logical consequence of the decision made by Congress in 1980 to favor alcohols derived from renewable sources (such as ethanol made from corn) over alcohol derived from nonrenewable sources (such as methanol made from natural gas).

Revenue loss. Several commentators argued that the proposed regulations should not be adopted because they will result in a significant revenue loss. The primary responsibility of the Service in interpreting statutory provisions is to carry out Congressional intent. The Service believes that these regulations fulfill its responsibility.

Value of credit. At least one commentator argued that, because an ETBE-gasoline blend is a more valuable product than gasohol (and other similar ethanol-gasoline blends), the proposed regulations will result in an effective per gallon subsidy for ethanol used to produce ETBE that exceeds the per gallon subsidy intended by Congress. The value of the section 40 credit can be expected to fluctuate over time as a result of fluctuations in prices of alcohol and gasoline, and of technological changes. The Service does not believe that it is appropriate to take into account the value of the credit for ethanol used as fuel in a particular way (such as ETBE) in determining whether that use qualifies for the credit.

Other effects of regulations. The preamble to the proposed regulations noted that several government agencies had written to Treasury to point out the beneficial effects of ETBE use from a public policy standpoint, and went on to list these effects. A number of commentators argued that it was improper for the decision to issue the regulations to be based on such public policy considerations. These commentators also argued that the effects cited in the preamble would not in fact occur. The Service believes that the proposed regulations are justifiable solely on the grounds of statutory interpretation described in the preamble, taking into account the original purpose of the credit, which was to provide a tax benefit for the fuel use of alcohol derived from renewable sources. Based on the representations of other Executive Branch agencies with relevant expertise, which were referred to in the preamble, however, the Service continues to believe that use of ETBE will have beneficial effects from a standpoint of public policy.

Person eligible for the credit. The preamble to the proposed regulations states that under Rev. Rul. 88–64, 1988–2 C.B. 10, a taxpayer that produces ETBE but does not blend it into gasoline would not be eligible for the section 40 credit. However, a person buying ETBE and blending it with gasoline would be eligible for the credit. Several commentators suggested that the producer of ETBE should be eligible for the credit regardless of whether such producer blends the ETBE with gasoline.

This suggestion is not adopted in the final regulations. The final regulations do not address the issue of whether the producer of ETBE or the blender is eligible for the credit. Under section 40(b)(1)(A), a person is eligible for the alcohol mixture credit if such person produces a "qualified mixture." Under section 40(b)(1)(B), a qualified mixture includes a mixture of alcohol and gasoline or of alcohol and a special fuel which is sold by the taxpayer producing such mixture for use as a fuel. The Service's position is that ETBE is not sold "for use as a fuel," but rather is sold for use as a fuel additive. Therefore, the Service believes that a taxpayer that produces ETBE but does not blend it into gasoline would not be eligible for the section 40 credit. However, a person buying ETBE and blending it with gasoline would be eligible for the credit. This position is based on Rev. Rul. 88–64 and the authorities cited therein, and not on the final regulations.

Regulatory Impact Analysis

Several commentators argued that the proposed regulations are "major regulations" as defined in Executive Order 12291, and that a Regulatory Impact Analysis is therefore required. The Treasury Department has determined, after consultation with the Office of Management and Budget, that the impact of the proposed regulations is not sufficiently great to require performance of a Regulatory Impact Analysis under Executive Order 12291.

Special Analyses

As noted in the preceding paragraph, it has been determined that these regulations are not major regulations as defined in Executive Order 12291. Therefore, a Regulatory Impact Analysis is not required. It has also been determined that section 553(b) of the Administrative Procedure Act (5 U.S.C. chapter 5) and the Regulatory Flexibility Act (5 U.S.C. chapter 6) do not apply to these regulations and, therefore, a final Regulatory Flexibility Analysis is not required. Pursuant to section 7805(f) of the Internal Revenue Code, a copy of these regulations have been submitted to the Administrator of the Small Business Administration for comment on their impact on small business.

Drafting Information

The principal author of these final regulations is Frank Boland, Office of Assistant Chief Counsel (Passthroughs and Special Industries), Internal Revenue Service. However, personnel from other offices of the Internal Revenue Service and the Treasury Department participated in developing the regulations, both on matters of substance and style.

List of Subjects

26 CFR 1.0–1 through 1.58–8

Income taxes, Tax liability, Tax rates, Credits.

Adoption of Amendments to the Regulations

Accordingly, 26 CFR part 1 is amended as follows:

PART 1—INCOME TAX

Paragraph 1. The authority for part 1 continues to read in part:

Authority: 26 U.S.C. 7805 * * *

Par. 2. Section 1.40–1 is revised to read as follows:

§ 1.40–1 Questions and answers relating to the meaning of the term "qualified mixture" in section 40(b)(1).

Q–1. What is a "qualified mixture" within the meaning of section 40(b)(1)?

A–1. A "qualified mixture" is a mixture of alcohol and gasoline or of alcohol and special fuel which (1) is sold by the taxpayer producing such mixture to any person for use as a fuel, or (2) is used as a fuel by the taxpayer producing such mixture.

Q–2. Must alcohol be present in a product in order for that product to be considered a mixture of alcohol and either gasoline or a special fuel?

A–2. No. A product is considered to be a mixture of alcohol and gasoline or of alcohol and a special fuel if the product is derived from alcohol and either gasoline or a special fuel even if the alcohol is chemically transformed in producing the product so that the alcohol is no longer present as a separate chemical in the final product, provided that there is no significant loss in the energy content of the alcohol. Thus, a product may be considered to be "mixture of alcohol and gasoline or of alcohol and a special fuel" within the meaning of section 40(b)(1)(B) if such product is produced in a chemical reaction between alcohol and either gasoline or a special fuel. Similarly a product may be considered to be a "mixture of alcohol and gasoline or of alcohol and a special fuel" if such product is produced by blending a chemical compound derived from alcohol with either gasoline or a special fuel.

Thus, for example, a blend of gasoline and ethyl tertiary butyl ether (ETBE), a compound derived from ethanol (a qualified alcohol), in a chemical reaction in which there is no significant loss in the energy content of the ethanol, is considered for purposes of section 40(b)(1)(B) to be a mixture of gasoline and the ethanol used to produce the ETBE, even though the ethanol is chemically transformed in the production of ETBE and is not present in the final product.

Fred T. Goldberg, Jr.,

Commissioner of Internal Revenue.

Approved: February 23, 1990.

Kenneth W. Gideon,

Assistant Secretary of the Treasury.

[FR Doc. 90–5063 Filed 3–6–90; 8:45 am]

BILLING CODE 4830–01–M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 141

[FRL–3731–7]

National Primary Drinking Water Regulations; Monitoring Requirements

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of public meeting.

SUMMARY: This notice announces the time and place for a public meeting to discuss a framework for standardizing monitoring requirements for most drinking water contaminants regulated under the Safe Drinking Water Act. This framework would establish three-, six-, and nine-year compliance monitoring cycles and include, at a minimum, inorganic, synthetic organic, and radionuclide contaminants.

DATES: EPA will hold a public meeting to discuss the framework on April 6, 1990. The meeting will run from 9 a.m. until approximately 12 p.m.

ADDRESSES: The meeting will be held at EPA's Washington Information Conference Center, room #3 North, 401 M Street SW., Washington, DC 20460.

FOR FURTHER INFORMATION CONTACT: Al Havinga, (202) 382–5555.

SUPPLEMENTARY INFORMATION: Copies of the proposed framework and further information with respect to this notice are available through (1) the Safe Drinking Water Hotline, telephone (800) 426–4791 or (202) 382–5533 in Alaska and the Washington, DC metropolitan area; or by contacting Al Havinga, Criteria and Standards Division, Office of Drinking Water (WH–550D), Environmental Protection Agency, 401 M Street SW., Washington, DC 20460, telephone (202) 382–5555.

Dated: March 2, 1990.

Robert H. Wayland III,

Acting Assistant Administrator for Water.

[FR Doc. 90–5453 Filed 3–8–90; 8:45 am]

BILLING CODE 6560–50–M

40 CFR Parts 260 and 261

[FRL–3731–6]

Hazardous Waste Management System; Testing and Monitoring Activities

AGENCY: Environmental Protection Agency (EPA).

ACTION: Technical corrections.

SUMMARY: The Environmental Protection Agency (EPA) is today making corrective amendments to a final rule adopting 47 analytical testing methods for use in meeting the regulatory requirements under subtitle C of the Resource Conservation and Recovery Act (RCRA), published on September 29, 1989 (54 FR 40260–40269). These new methods are found in the Third Edition of "Test Methods for Evaluating Solid Waste, Physical/Chemical Methods", Office of Solid Waste Publications SW–846, and its Revision I. Today's correction adds a list of the 47 analytical testing methods to the section of the regulations that incorporates these methods by reference, 40 CFR 260.11(a). This amendment is necessary since language incorporating these methods was inadvertently left out of the final rule. This amendment also corrects Tables 2 and 3 of Appendix III to 40 CFR part 261.

EFFECTIVE DATE: This amendment becomes effective on March 9, 1990. The incorporation by reference of portions of the publication listed in the regulation is approved by the Director of the Federal Register as of March 9, 1990.

ADDRESSES: The official record for this rulemaking (Docket No. F–84–ATMP–FFFFF) is available for review at the EPA RCRA Docket, Room M–2427, U.S. Environmental Protection Agency, 401 M Street SW., Washington, DC 20460, and is available for viewing from 9:00 a.m. to 4:00 p.m., Monday through Friday, excluding Federal holidays. The public must make an appointment to review docket materials by calling (202) 475–9327. The public may copy 100 pages of material from any one regulatory docket at no cost; additional copies cost $0.15 per page.

Copies of the Third Edition of SW–846 and its Revision I are available from the Government Printing Office, Superintendent of Documents, Washington, DC 20402, (202) 783–3238. The document number is 955–001–00000–1 and the cost is $110.00 for the four-volume set plus updates. Update packages are automatically mailed to all subscribers.

FOR FURTHER INFORMATION CONTACT: For general information contact the RCRA Hotline at (800) 424–9346 (toll free) or (202) 382–3000. For information on the technical aspects of this rule contact Charles Sellers, Office of Solid Waste, OS–331, U.S. Environmental Protection Agency, 401 M Street SW., Washington, DC 20460, (202) 382–4761.

SUPPLEMENTARY INFORMATION:

I. Background and Rationale

On September 29, 1989, the Agency published a Final Rule in the **Federal Register** (54 FR 40260–40269), adopting 47 analytical testing methods for use in meeting regulatory requirements under subtitle C of the Resource Conservation and Recovery Act (RCRA). The 47 methods are found in the Third Edition of SW–846 and its Revision I. All 47 methods were originally proposed on October 1, 1984 (49 FR 33786–33812).

When methods are adopted, as they were in the September 1989 notice of final rulemaking, they are incorporated by reference in 40 CFR 260.11. While the final rule did amend § 260.11, no specific reference was made to the 47 analytical testing methods, where they were published, or how to obtain copies. Therefore, the Agency is amending the final rule, published on September 29, 1989, by including in § 260.11 a list of the 47 analytical testing methods, a description of where they are published, and directions on how to obtain copies.

The Agency is also amending the footnote to Tables 2 and 3 of Appendix III of 40 CFR part 261 (54 FR 40266, 40267) to clarify that the 47 analytical testing methods are found in the Third Edition of SW–846 and its Revision I.

In addition, Table 3 of Appendix III, "Sampling And Analysis Methods Contained in SW–846," has two typographical errors in the Second Edition column under "Method No." Method 7881 (Barium, Furnace AAS) should be changed to Method 7081, and Method 7470 (Lead, Flame AAS) should be changed to Method 7420. The Agency is amending Table 3 to incorporate the above changes.

Since this notice involves only technical corrections and clarification, no public comment period will be necessary. Any correspondence regarding corrections to Appendix III of part 261 should be sent to Mr. Charles Sellers at the address shown in the "**FOR FURTHER INFORMATION CONTACT**" section of this notice. Under 5 U.S.C. 553(b)(B), a rule is exempt from notice and public comment requirements "when the Agency for good cause finds (and incorporates the finding and a brief statement of reasons therefore in the rules issued) that notice and public procedures thereon are impracticable, unnecessary, or contrary to the public immediately. See 5 U.S.C. 553(d) and 42 U.S.C. 6930(b).

II. Regulatory Impact Analysis

Under Executive Order 12291, EPA must judge whether a regulation is "major" and, therefore, subject to the requirement of a Regulatory Impact Analysis. Due to the nature of this regulation (technical correction), the amendment is not "major"; therefore, no Regulatory Impact Analysis is required.

III. List of Subjects in 40 CFR Parts 260 and 261

Hazardous waste, Reporting and recordkeeping requirements, incorporation by reference.

Dated: March 2, 1990.

Mary A. Gade,

Acting Assistant Administrator for Solid Waste and Emergency Response.

For the reasons set out in the preamble, title 40 of the Code of Federal Regulations is amended as follows:

PART 260—HAZARDOUS WASTE MANAGEMENT SYSTEM: GENERAL

1. The authority citation for part 260 continues to read as follows:

Authority: 42 U.S.C. 6905, 6912(a), 6921 through 6927, 6930, 6934, 6935, 6937, 6938, 6939, and 6974.

Subpart B—Definitions

2. Section 260.11 is amended by adding a fifth reference in paragraph (a) to read as follows:

§ 260.11 References.

(a) * * *

The following 47 analytical testing methods are contained in the Third Edition of "Test Methods for Evaluating Solid Waste, Physical/Chemical Methods" EPA Publication SW–846 (November 1986) and its Revision I (December 1987), which are available for the cost of $110.00 from the Government Printing Office, Superintendent of Documents, Washington, DC 20402, (202) 783–3238 (document number 955–001–00000–1): [1]

0010 Modified Method 5 Sampling Train
0020 Source Assessment Sampling System (SASS)
0030 Volatile Organic Sampling Train
1320 Multiple Extraction Procedure
1330 Extraction Procedure for Oily Wastes
3611 Alumina Column Cleanup and Separation of Petroleum Wastes
5040 Protocol for Analysis of Sorbent Cartridges from Volatile Organic Sampling Train
6010 Inductively Coupled Plasma Atomic Emission Spectroscopy
7090 Beryllium (AA, Direct Aspiration)
7091 Beryllium (AA, Furnace Technique)
7198 Chromium, Hexavalent (Differential Pulse Polarography)
7210 Copper (AA, Direct Aspiration)
7211 Copper (AA, Furnace Technique)
7380 Iron (AA, Direct Aspiration)
7381 Iron (AA, Furnace Technique)
7460 Manganese (AA, Direct Aspiration)
7461 Manganese (AA, Furnace Technique)
7550 Osmium (AA, Direct Aspiration)
7770 Sodium (AA, Direct Aspiration)
7840 Thallium (AA, Direct Aspiration)
7841 Thallium (AA, Furnace Technique)
7910 Vanadium (AA, Direct Aspiration)
7911 Vanadium (AA, Furnace Technique)
7950 Zinc (AA, Direct Aspiration)
7951 Zinc (AA, Furnace Technique)
9022 Total Organic Halides (TOX) by Neutron Activation Analysis
9035 Sulfate (Colorimetric, Automated, Chloranilate)
9036 Sulfate (Colorimetric, Automated, Methylthymol Blue, AA II)
9038 Sulfate (Turbidimetric)
9060 Total Organic Carbon
9065 Phenolics (Spectrophotometric, Manual 4–AAP with Distillation)
9066* Phenolics (Colorimetric, Automated 4–AAP with Distillation)
9067 Phenolics (Spectrophotometric, MBTH with Distillation)

[1] The Agency notes that, for guidance purposes, the Third Edition and its Revision I supersede the Second Edition and its Updates I and II. However, for regulatory purposes, the Second Edition and Updates I and II remain in effect together with the 47 methods of the Third Edition and its Revision I cited above. See 54 *FR* 40260–40269, September 29, 1989.

9070 Total Recoverable Oil and Grease (Gravimetric, Separatory Funnel Extraction)
9071 Oil and Grease Extraction Method for Sludge Samples
9080 Cation-Exchange Capacity of Soils (Ammonium Acetate)
9081 Cation-Exchange Capacity of Soils (Sodium Acetate)
9100 Saturated Hydraulic Conductivity, Saturated Leachate Conductivity, and Intrinsic Permeability
9131 Total Coliform: Multiple Tube Fermentation Technique
9132 Total Coliform: Membrane Filter Technique
9200 Nitrate
9250 Chloride (Colorimetric, Automated Ferricyanide AAI)
9251 Chloride (Colorimetric, Automated Ferricyanide AAII)
9252 Chloride (Titrimetric, Mercuric Nitrate)
9310 Gross Alpha and Gross Beta
9315 Alpha-Emitting Radium Isotopes
9320 Radium-228

*When Method 9066 is used it must be preceded by the manual distillation specified in procedure 7.1 of Method 9065. Just prior to distillation in Method 9065, adjust the sulfuric acid-preserved sample to pH 4 with 1 + 9 NaOH. After the manual distillation is completed, the autoanalyzer manifold is simplified by connecting the re-sample line directly to the sampler.

* * * * *

PART 261—IDENTIFICATION AND LISTING OF HAZARDOUS WASTE

3. The authority citation for part 261 continues to read as follows:

Authority: 42 U.S.C. 6905, 6912(a), 6921, and 6922.

Appendix III—Chemical Analysis Test Methods

4. Footnote "a" of Table 2 is revised with the following:

* The Third Edition of SW–846 and its Revision I are available from the Government Printing Office, Superintendent of Documents, Washington, DC 20402, (202) 783–3238, document number 955–001–00000–1.

5. Methods 7081 and 7420 in Table 3 are revised to read as follows:

TABLE 3.—SAMPLING AND ANALYSIS METHODS CONTAINED IN SW–846

Title	Third edition		Second edition	
	Section No.	Method No.	Section No.	Method No.
Barium, Furnace AAS	3.3	7081	7.0	7081
Lead, Flame AAS	3.3	7420	7.0	7420

6. Footnote "a" of Table 3 is revised with the following:

* The Third Edition of SW–846 and its Revision I are available from the Government Printing Office, Superintendent of Documents, Washington, DC 20402, (202) 783–3238, document number 955–001–00000–1.

* * * * *

[FR Doc. 90–5454 Filed 3–8–90; 8:45 am]

BILLING CODE 6560–50–M

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 65

[Docket No. FEMA–6971]

Changes in Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency.

ACTION: Interim rule; correction.

SUMMARY: This document corrects a Notice of Changes in Flood Elevation Determinations of modified base (100-year) flood elevations previously published at 54 FR 43179 on October 23, 1989. This correction notice provides a more accurate representation of the Flood Insurance Rate Map in effect for the City of Atlanta, Fulton and De Kalb Counties, Georgia.

FOR FURTHER INFORMATION CONTACT: John L. Matticks, Chief, Risk Studies Division, Federal Insurance Administration, Federal Emergency Management Agency, Washington, DC 20472, (202) 646–2767.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency gives notice of the correction to the Notice of Changes in Flood Elevation Determinations of modified base (100-year) flood elevations for selected locations in the City of Atlanta, previously published at 54 FR 43179 on October 23, 1989, in accordance with section 110 of the Flood Disaster Protection Act of 1973 (Pub. L. 93–234), 87 Stat. 980, which added section 1363 to the National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968 (Pub. L. 90–448)), 42 U.S.C. 4001–4128, and 44 CFR part 65.4.

List of Subjects in 44 CFR Part 65

Flood insurance, Floodplains.

PART 65—[AMENDED]

1. The authority citation for part 65 continues to read as follows:

Authority: 42 U.S.C. 4001 et seq., Reorganization Plan No. 3 of 1978, E.O. 12127.

§ 65.4 [Amended]

2. Section 65.4 is amended by adding in alphabetical sequence new entries to the table.

State and county	Location	Date and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Georgia: Fulton and De Kalb.	City of Atlanta	October 19, 1989, October 26, 1989, *Atlanta Journal-Constitution.*	The Honorable Andrew Young, Mayor, City of Atlanta, 55 Trinity Avenue SW., Atlanta, Georgia 30335–0325.	October 23, 1989	135157

Issued: March 1, 1990.

Harold T. Duryee,

Administrator, Federal Insurance Administration.

[FR Doc. 90–5464 Filed 3–8–90; 8:45 am]

BILLING CODE 6718–03–M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 0

[DA 90-284]

Time Periods for Filing Applications for Review and Motions for Judiciary Stay With Respect to Freedom of Information Act Decisions and Requests for Confidentiality

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission has amended its rules of agency procedure to clarify the Commission's practice in computing the time periods for filing applications for review and motions for judicial stay with respect to Freedom of Information Act (FOIA) decisions and requests for confidentiality.

EFFECTIVE DATE: March 9, 1990.

ADDRESSES: Federal Communications Commission, 1919 M Street NW., Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT: Magalie Salas, 202–254–6530.

SUPPLEMENTARY INFORMATION:

Order

By the Managing Director:

1. This *Order* pertains to the time periods for filing applications for review and motions for judicial stay with respect to Freedom of Information Act (FOIA) decisions and requests for confidentiality.

2. In particular, § 0.459(g) of the Commission's rules states that, if a request for confidentiality is denied, applications for review of the denial may be filed within five working days. If the application for review is denied, the person who submitted the request is afforded five working days in which to seek a judicial stay of the Commission's ruling. 47 CFR 0.459(g).[1] Section 0.461(h) of the Commission's rules requires that applications for review of initial FOIA decisions involving documents submitted to the Commission in confidence be filed within ten working days after the date of the written ruling. 47 CFR 0.461(h)(1). Section 0.461(i) requires that applications for review of all other initial FOIA decisions be filed within 30 days after the date of the written ruling. 47 CFR 0.461(i). In addition, §§ 0.461(h) and 0.461(i) provide that a person who submits records to the Commission has ten working days from the date of the written ruling on the application for review to seek a judicial stay of the Commission's determination to release the records at issue. 47 CFR 0.461(h)(4); 0.461(i).

3. The Commission has consistently interpreted the above-described rules as requiring that applications for review and motions for judicial stay be filed within the period of time plainly stated in those rules. The first day to be counted is the day after the date of the written or oral notice or ruling. The procedures for computation of time currently set forth in § 1.4(b), 47 CFR 1.4(b), do not apply. This Order amends §§ 0.459(g), 0.461(h), and 0.461(i) to reflect more clearly the Commission's practice in this area.

4. Accordingly, *it is ordered that,* effective immediately,[2] §§ 0.459(g), 0.461(h), and 0.461(i) of the Commission's rules are amended, as shown below, pursuant to the authority contained in § 0.231(d) of the Commission's rules.

5. Notice and comment procedures are not required to implement these rule changes because they involve rules of agency procedure and practice. *See* 5 U.S.C. 553(b)(A).

List of Subjects in 47 CFR Part 0

Freedom of Information, Administrative practice and procedure, Rule changes.

47 CFR part 0 is amended as follows:

PART 0—[AMENDED]

1. The authority citation for part 0 continues to read as follows:

Authority: Secs. 5, 48 Stat. 1068, as amended; 47 U.S.C. 155.

2. Section 0.459(g) is revised to read as follows:

§ 0.459 Requests that materials or information submitted to the Commission be withheld from public inspection.

* * * * *

(g) If a request for confidentiality is denied, the person who submitted the request may, within 5 working days, file an application for review by the Commission. If the application for review is denied, the person who submitted the request will be afforded 5 working days in which to seek a judicial stay of the ruling. If these periods expire without action by the person who submitted the request, the materials will be returned to the person who submitted them or will be placed in a public file. Notice of denial and of the time for seeking review or a judicial stay will be given by telephone, with follow-up notice in writing. The first day to be counted in computing the time periods established in this subsection is the day after the date of oral notice.

* * * * *

3. Section 0.461 is amended by revising paragraphs (h)(1), (h)(4), and (i) to read as follows:

§ 0.461 Requests for inspection of materials not routinely available for public inspection.

* * * * *

(h)(1) If a request for inspection of records submitted to the Commission in confidence under § 0.457(d) or § 0.459 is granted, an application for review of the action may be filed only by the person who submitted the records to the Commission. The application for review and the envelope containing it (if any) shall be captioned "Review of Freedom of Information Action." The application for review shall be filed within 10 working days after the date of the written ruling, shall be delivered or mailed to the General Counsel, and shall be served on the person who filed the request for inspection of records. The first day to be counted in computing the time period for filing the application for review is the day after the date of the written ruling. If an application for review is not filed within this period, the records will be produced for inspection. The person who filed the request for inspection of records may respond to the application for review within 10 working days after it is filed.

* * * * *

(4) If an application for review filed by the person who submitted the records to the Commission is denied, or if the records are made available on review which were not initially made available, the person who submitted the records to the Commission will be afforded 10 working days from the date of the written ruling in which to move for a judicial stay of the Commission's action. The first day to be counted in computing the time period for seeking a judicial stay is the day after the date of the written ruling. If a motion for stay is not made within this period, the record will be produced for inspection.

* * * * *

(i) Except as provided in paragraph (h) of this section, an application for review of an initial action on a request for inspection may be filed only by the person who made the request. The application shall be filed within 30 days after the date of the written ruling by the custodian of records, and shall be captioned, "Review of Freedom of Information Action." The envelope (if any) shall also be so captioned. The application shall be delivered or mailed to the General Counsel and shall be served on the person (if any) who originally submitted the materials to the Commission. That person may file a

[1] Notice of denial and of the time for seeking review or judicial stay is given by telephone, followed by a written notice.

[2] *See* 5 U.S.C. 553(d).

response within 10 working days after the application for review is filed. If the records are made available on review, the person who submitted them to the Commission (if any) will be afforded 10 working days after the date of the written ruling to seek a judicial stay. *See* paragraph (h) of this section. The first day to be counted in computing the time period for filing the application for review or seeking a judicial stay is the day after the date of the written ruling. (For general procedures relating to applications for review, *see* § 1.115 of this chapter.)

* * * * *

Federal Communications Commission.

Andrew S. Fishel,

Managing Director.

[FR Doc. 90-5368 Filed 3-8-90; 8:45 am]

BILLING CODE 6712-01-M

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47 CFR Part 73

[MM Docket No. 89-72; RM-6520]

Radio Broadcasting Services; Lompoc, CA

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document allots FM Channel 285A to Lompoc, California, as that community's fourth local broadcast service, in response to a petition for rule making filed by Bob Janecek. See 54 FR 13534, April 4, 1989. Coordinates for Channel 285A at Lompoc are 34-38-24 and 120-27-30. With this action, the proceeding is terminated.

DATES: Effective April 19, 1990. The window period for filing applications on Channel 285A at Lompoc, California, will open on April 20, 1990, and close on May 20, 1990.

FOR FURTHER INFORMATION CONTACT: Nancy Joyner, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 89-72, adopted February 14, 1990, and released March 5, 1990. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (Room 230), 1919 M Street NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, (202) 857-3800, 2100 M Street NW., Suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments is amended under California, by amending the entry for Lompoc, by adding Channel 285A.

Federal Communications Commission.

Karl A. Kensinger,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 90-5370 Filed 3-8-90; 8:45 am]

BILLING CODE 6712-01-M

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47 CFR Part 73

[MM Docket No. 89-480; RM-6500]

Radio Broadcasting Services; Sullivan and Newton, IL

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document substitutes Channel 294B1 for Channel 292A at Sullivan, Illinois, modifies the license of Station WSAK(FM) to specify operation on the higher class channel, and substitutes Channel 278A for vacant but applied for Channel 295A at Newton, Illinois, at the request of Superior Broadcasting, Inc. See, 54 FR 47795, November 17, 1989. Channel 294B1 can be allotted to Sullivan, Illinois, in compliance with the Commission's minimum distance separation requirement at the petitioner's licensed site at coordinates North Latitude 39-37-49 and West Longitude 88-30-28. Channel 278A can be allotted to Newton, Illinois, in compliance with the minimum distance separation requirements of the Commission's Rules at each site specified in the applications. The coordinates in the applications are, for BPH-880727MI, North Latitude 38-59-22 and West Longitude 88-10-57, and for BPH-880728MP, North Latitude 39-00-05 and West Longitude 88-11-25. With this action, this proceeding is terminated.

EFFECTIVE DATE: April 19 1990.

FOR FURTHER INFORMATION CONTACT: Nancy J. Walls, Mass Media, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 89-480, adopted February 14, 1990, and released March 5, 1990. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (Room 230), 1919 M Street NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, (202) 857-3800, 2100 M Street NW., Suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments is amended under Illinois by amending the entry for Sullivan by adding Channel 294B1 and removing Channel 292A and by amending the entry for Newton by adding Channel 278A and removing Channel 295A.

Karl A. Kensinger,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 90-5372 Filed 3-8-90; 8:45 am]

BILLING CODE 6712-01-M

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47 CFR Part 73

[MM Docket No. 89-301; RM-6672 and RM-6736]

Radio Broadcasting Services; Carthage and Webb City, MO

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document substitutes FM Channel 236C2 for Channel 285A at Carthage, Missouri, in response to a petition filed by Carthage Broadcasting Company. We shall modify the license of Station KRGK(FM) to specify operation on Channel 236C2 in lieu of Channel 285A. The coordinates for Channel 236C2 are 37-17-54 and 94-21-49. To accommodate the upgrade at Carthage, we shall substitute Channel 250A for Channel 236A at Webb City, Missouri, and modify the license for Station KKLL(FM) to specify Channel 250A. The coordinates for Channel 250A are 37-06-11 and 94-24-11.

EFFECTIVE DATE: April 16, 1990.

FOR FURTHER INFORMATION CONTACT: Kathleen Scheuerle, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 89-301, adopted January 31, 1990, and released

March 2, 1990. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (Room 230), 1919 M Street NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, (202) 857–3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments, is amended under Missouri by amending the entry for Carthage by removing Channel 250A and adding Channel 236C2 and by amending the entry for Webb City by removing Channel 236A and adding Channel 250A.

Federal Communications Commission.

Karl Kensinger,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 90–5369 Filed 3–8–90; 8:45 am]

BILLING CODE 6712–01–M

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47 CFR Part 73

[MM Docket No. 89–124, RM–6663]

Radio Broadcasting Services; Madisonville, Tennessee

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document allots Channel 258A to Madisonville, Tennessee, as that community's first local FM service, at the request of Major Broadcasting Corporation. *See* 54 FR 25483, June 15, 1989. Channel 284A can be allotted to Madisonville in compliance with the Commission's minimum distance separation requirements with a site restriction of 5.3 kilometers (3.3 miles) south of the community. The coordinates are 35–28–23 and 84–22–14. With this action, this proceeding is terminated.

DATES: Effective April 19, 1990; the window period for filing applications will open on April 20, 1990, and close on May 20, 1990.

FOR FURTHER INFORMATION CONTACT: Patricia Rawlings, (202) 634–6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 89–124, adopted February 14, 1990, and released March 5, 1990. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (Room 230), 1919 M Street NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, (202) 857–3800, 2100 M Street NW., Suite 140, Washington, DC. 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments is amended under Tennessee, by adding Madisonville, Channel 258A.

Karl A. Kensinger,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 90–5371 Filed 3–8–90; 8:45 am]

BILLING CODE 6712–01–M

GENERAL SERVICES ADMINISTRATION

48 CFR Parts 504, 545, 552, and 553

[APD 2800.12A CHGE 5]

General Services Administration Acquisition Regulation; Implement FAC 84–51, a Portion of FAC 84–56 and Miscellaneous Revisions to GSA Forms

AGENCY: Office of Acquisition Policy.

ACTION: Final rule.

SUMMARY: The General Services Administration Acquisition Regulation (GSAR) (APD 2800.12A), chapter 5, is amended to add § 504.203 to provide taxpayer identification number information procedures with respect to leases of real property and schedule contracts; to add § 545.302–1 to provide for the issuance of determinations and findings with respect to a contractor's inability to obtain facilities; to revise § 552.209–74 to delete paragraph (a) and designate paragraphs (b) and (c) as (a) and (b); to revise § 552.219–1 to designate the first sentence of the current text as paragraph (a), designate the second sentence as paragraph (b), and to add paragraph (c); to revise § 553.370–3409 to illustrate the December 1989 edition of GSA Form 3409, Personal Qualifications Statement for Appointment as Contracting Officer; to revise § 553.370–3410 to illustrate the December 1989 edition of GSA Form 3410, Request for Appointment; to revise § 553.370–3501 to illustrate the December 1989 edition of GSA Form 3501, Solicitation Provisions (Sealed Bid); to revise § 553.370–3502 and illustrate the December 1989 edition of GSA Form 3502, Solicitation Provisions (Negotiated); to revise § 553.370–3503 to illustrate the February 1990 edition of GSA Form 3503, Representations and Certifications; to revise § 553.370–3504 to illustrate the December 1989 edition of GSA Form 3504, Service Contract Clauses. The intended effect is to implement Federal Acquisition Circular (FAC) 84–51 and to provide uniform procedures for contracting under the regulatory system.

EFFECTIVE DATE: March 9, 1990.

FOR FURTHER INFORMATION CONTACT: John Joyner, Office of GSA Acquisition Policy, (202) 566–1224.

SUPPLEMENTARY INFORMATION:

A. Public Comments

This rule was not published in the Federal Register for public comment because it simply revises the GSAR to conform to the Federal Acquisition Regulation as amended by FAC–84–51 which had already undergone the public comment process.

B. Background

The Director, Office of Management and Budget (OMB), by memorandum dated December 14, 1984, exempted certain agency procurement regulations from Executive Order 12291. This rule amends the GSAR as necessary to conform with the FAR as amended by FAC–84–51. The Regulatory Flexibility Act does not apply to this rule because the proposed policy was not required to be published in the Federal Register. This rule does not contain information collection requirements that require the approval of OMB under the Paperwork Reduction Act (44 U.S.C. 3501 et. seq.).

List of Subjects in 48 CFR Parts 504, 545, 552, and 553

Government procurement.

1. The authority citation for 48 CFR parts 504, 545, 552, and 553 continues to read as follows:

Authority: 40 U.S.C. 486(c).

PART 504—ADMINISTRATIVE MATTERS

2. Section 504.203 is added to read as follows:

504.203 Taxpayer identification number information.

The procedure outlined in FAR 4.203 for attaching the completed FAR provision at 52.204–3 as the last page of the contract sent to the paying office does not apply to leases of real property (see 504.903) or schedule contracts.

PART 545—GOVERNMENT PROPERTY

3. Subpart 545.3 is added to read as follows:

Subpart 545.3—Providing Government Property to Contractors

545.302–1 Policy.

The head of the contracting activity (HCA) may issue determinations and findings under FAR 45.302–1(a)(4).

PART 552—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

4. Section 552.209–74 is revised to read as follows:

552.209–74 Waiver of first article testing and approval requirements.

As prescribed in 509.306, insert the following provision:

Waiver of First Article Testing and Approval Requirement (Feb 1990)

(a) Offerors must submit an offer including testing and approval, however, an offeror may submit an alternate offer excluding testing and approval, provided the offeror satisfies the requirements for the waiving of first article testing.

(b) Before a waiver of the first article testing requirement of this solicitation will be considered, the offeror is requested to identify the procurement under which the product offered was previously approved and accepted:

_____

(Offeror to insert both contract number and applicable national stock number)

(End of provision)

5. Section 552.219–1 is revised to read as follows:

552.219–1 Small business concern representation.

As prescribed in 519.304(a), insert the following provision:

Small Business Concern Representation (Feb 1990) (Deviation FAR 52.219–1)

(a) *Representation.* The offeror represents and certifies as part of its offer that it ____ is, ____ is not a small business concern.

(b) *Definition.* Small business concern, as used in this provision, means a concern, including its affiliates that is independently owned and operated, not dominant in the field of operation in which it is bidding on Government contracts, and qualified as a small business under the criteria and size standards in this solicitation.

(c) *Notice.* Under 15 U.S.C. 645(d), any person who misrepresents a firm's status as a small business concern in paragraph (a) of this clause in order to obtain a contract to be awarded under the preference programs established pursuant to section 8(a), 8(d), 9, or 15 of the Small Business Act or any other provision of Federal law that specifically references section 8(d) for a definition of program eligibility shall (1) be punished by imposition of a fine, imprisonment, or both; (2) be subject to administrative remedies; and (3) be ineligible for participation in programs conducted under the authority of the Act.

(End of Provision)

Note: The GSA forms listed in the summary are made a part of the GSAR looseleaf edition. Copies may be obtained from the Director of the Office of GSA Acquisition Policy (VP), 18th and F Streets NW., Washington, DC 20405. The forms will not appear in this volume of the **Federal Register** or title 48, chapter 5 of the Code of Federal Regulations.

Dated: February 28, 1990.

Richard H. Hopf III,

Associate Administrator for Acquisition Policy.

[FR Doc. 90–5467 Filed 3–8–90; 8:45 am]

BILLING CODE 6820–61–M

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 675

[Docket No. 91046–0006]

Groundfish of the Bering Sea and Aleutian Islands Area

AGENCY: National Marine Fisheries Service (NMFS), NOAA, Commerce.

ACTION: Notice of closure.

SUMMARY: The Director, Alaska Region, NMFS (Regional Director), has determined that the joint venture flatfish fisheries have attained their secondary prohibited species catch (PSC) allowance of Pacific halibut (800 mt) from the Bering Sea and Aleutian Islands Management Area. Therefore, the Secretary of Commerce (Secretary) is prohibiting any further receipt by permitted foreign fishing vessels of groundfish caught from the Bering Sea and Aleutian Islands Management Area that is composed of 20 percent or more yellowfin sole, "other flatfish," and rock sole in the aggregate. This action is necessary to prevent excessive bycatch of Pacific halibut in the trawl fishery for groundfish in an area of particular importance to the Pacific halibut stock. This action is intended to carry out the objectives of measures to control the bycatch of prohibited species in the trawl fishery for groundfish.

EFFECTIVE DATE: March 5, 1990, 12:00 noon, Alaska Standard Time, through December 31, 1990.

FOR FURTHER INFORMATION CONTACT: Ellen Varosi, Fishery Management Biologist, NMFS, Alaska Region, P.O. Box 21668, Juneau, Alaska 99802–1668, telephone 907–586–7229.

SUPPLEMENTARY INFORMATION: The Secretary approved on July 7, 1989, Amendment 12A to the Fishery Management Plan for the Groundfish Fishery in the Bering Sea and Aleutian Islands Area (FMP) under authority of the Magnuson Fishery Conservation and Management Act (Magnuson Act). Amendment 12A was implemented by the Secretary with a final rule published August 9, 1989 (54 FR 32642) and effective September 3, 1989, through December 31, 1990.

The purpose of Amendment 12A is to limit incidental catches of the prohibited species Chionocetes bairdi Tanner crab, red king crab, and Pacific halibut by the groundfish fisheries in the Bering Sea and Aleutian Islands (BSAI) area. Such incidental catches are referred to as bycatches in fisheries targeting other species. The amendment establishes five PSC limits, each of which are apportioned among four fisheries: the domestic annual processing (DAP) fisheries for flatfish, the DAP fisheries for other species, the joint venture processing (JVP) fisheries for flatfish, and the JVP fisheries for other species.

Each of the 20 PSC allowances prescribed for the 1990 groundfish fisheries appears in the initial specifications notice for 1990 for the BSAI (January 16, 1990; 55 FR 1434). The PSC allowances were based on the anticipated bycatch of prohibited species derived by a mathematical prediction procedure, which used statistical information derived from fishery performance in previous years and projected performance for the 1990 fishing year. JVP quotas for species in the "other fisheries" categories were insufficient to allow directed fishing for those species. As a result, at the beginning of the 1990 season, the only JVP directed fisheries allowed were for yellowfin sole and "other flatfish," and PSC allowances for the "other fisheries" were all set at zero. The primary PSC allowance for Pacific halibut in Zones 1 and 2H of the Bering Sea and Aleutian Islands for the JVP flatfish fishery is 660 mt. The secondary PSC allowance for

Pacific halibut in the entire Bering Sea and Aleutian Islands Management Area for the JVP flatfish fishery is 800 mt.

Closure

The Regional Director has determined that the JVP flatfish secondary allowance for Pacific halibut in Bering Sea and Aleutians Islands has been reached. Therefore, the Secretary, by this notice and under authority of § 675.21(c)(3)(iv), prohibits for the remainder of the fishing year the receipt by foreign vessels of groundfish caught from the Bering Sea and Aleutian Islands area that is composed of 20 percent or more of yellowfin sole, "other flatfish," and rock sole in the aggregate. Because no other groundfish species have been allocated to JVP, the effect of this action is to prohibit receipt by foreign vessels of any groundfish caught from the Bering Sea and Aleutian Islands area.

Classification

These actions are taken under §§ 675.20 and 675.21 and they comply with Executive Order 12291.

List of Subjects in 50 CFR Part 675

Fisheries, Recordkeeping, and Reporting requirements.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: March 5, 1990.

David S. Crestin,

Acting Director, Office of Fisheries Conservation, and Management, National Marine Fisheries Service.

[FR Doc. 90–5403 Filed 3–5–90; 4:55 pm]

BILLING CODE 3510–22–M

Proposed Rules

Federal Register
Vol. 55, No. 47
Friday, March 9, 1990

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

Federal Grain Inspection Service

7 CFR Part 810

United States Standards for Soybeans

AGENCY: Federal Grain Inspection Service, USDA.

ACTION: Advance notice of proposed rulemaking.

SUMMARY: According to the requirements for the periodic review of existing regulations, the Federal Grain Inspection Service (FGIS) invites comments and suggested changes to the United States Standards for Soybeans under the United States Grain Standards Act.

DATES: Comments must be submitted on or before June 7, 1990.

ADDRESSES: Written comments must be submitted to Paul D. Marsden, FGIS, USDA, Room 0628–S, Box 96454, Washington, DC 20090–6454; telemail users may respond to (IRSTAFF/FGIS/USDA) telemail; telex users may respond to Paul D. Marsden, TLX: 7607351, ANS:FGIS UC; and telecopy users may send responses to the automatic telecopier machine at (202) 447–4628.

All comments received will be made available for public inspection at Room 0625 South Building, 1400 Independence Avenue SW., Washington, DC during regular business hours (7 CFR 1.27(b)).

FOR FURTHER INFORMATION CONTACT: Paul D. Marsden address as above, telephone (202) 475–3428.

SUPPLEMENTARY INFORMATION: This periodic review of the United States Standards for Soybeans in 7 CFR part 810, is being conducted in accordance with Executive Order 12291 and Departmental Regulation 1512–1.

During this review, FGIS will assess the need for revision of the various sections of the standards, the potential for improvements, and language clarity. Specific items to be reviewed include: the definition of soybeans, the tolerances for stones and pieces of glass in the definition of sample grade, the grade limitations for purple mottled or stained soybeans, the grading limits for heat-damaged kernels, damaged kernels, splits, and soybeans of other colors, the lowering of the grade limits for foreign material, the relevance of minimum test weight per bushel as a grading factor, the inclusion of oil and protein as mandatory nongrade determining factors, and a means to better reflect the quality of soybeans used for direct human consumption.

FGIS invites any comments and/or suggestions on changes to the soybean standards.

Authority: Secs. 3A and 4, United States Grain Standards Act (7 U.S.C. 75a, 76).

Dated: March 5, 1990.

D.R. Galliart,

Acting Administrator.

[FR Doc. 90–5447 Filed 3–8–90; 8:45 am]

BILLING CODE 3410–EN–M

Food Safety and Inspection Service

9 CFR Parts 327 and 381

[Docket No. 86–045P]

RIN 0583–AA47

Requirements for Foreign Country Import Certification and Live Animal Importation

AGENCY: Food Safety and Inspection Service, USDA.

ACTION: Proposed rule and withdrawal of previous proposed rule.

SUMMARY: The Food Safety and Inspection Service (FSIS) is withdrawing the previous proposal of the same title published July 26, 1988 (53 FR 27998), and is reproposing the provisions contained therein with two substantial changes, which are noted at the end of this summary. The other provisions discussed below are those which were part of the original proposal. FSIS is proposing to amend the Federal meat inspection regulations and the poultry products inspection regulations to specify procedures which would increase the assurance that foreign inspection systems apply residue controls at least equal to those applied in the Federal system of inspection in the United States. The provisions would further the implementation of 1981 and 1985 statutory amendments to the Federal Meat Inspection Act (FMIA) and the Poultry Products Inspection Act (PPIA). The proposed rule would require that foreign inspection systems implement controls pursuant to an annual residue control plan approved by the Administrator of FSIS. The Administrator's approval of such an annual plan would constitute a certification that the foreign inspection system maintains a program using approved sampling and analytical techniques to ensure compliance with United States standards for residues.

In addition, FSIS is proposing to amend the Federal meat inspection regulations to provide for the issuance of orders prescribing the terms and conditions for the importation into the United States of cattle, sheep, swine, goats, horses, mules, and other equines for slaughter and human consumption when the Secretary has determined that other actions taken by the foreign country are not adequate to protect consumers from exposure to an antibiotic or other drug banned for use in the production of such animals in the United States. This proposed rule includes criteria and procedures for exercising this authority added by the 1985 amendment to the FMIA.

This proposed rule contains all of the previously proposed provisions; however, two substantive changes have been made. Firstly, this proposal would require foreign countries to submit an annual residue control plan even when no establishment is engaged in producing products for exportation to the United States. Secondly, this proposal would add a provision that would provide the Administrator with the authority to revoke the certification of a foreign residue control program if the Administrator cannot obtain the necessary information about the program.

DATES: Comments must be received on or before April 9, 1990.

ADDRESSES: Written comments to: Policy Office, ATTN: Linda Carey, FSIS Hearing Clerk, Room 3171, South Agriculture Building, Food Safety and Inspection Service, U.S. Department of Agriculture, Washington, DC 20250. Oral comments, as provided by the Poultry Products Inspection Act, should be directed to Dr. Lawrence Skinner, (202) 447–6933. (See "Comments" under Supplementary Information.)

FOR FURTHER INFORMATION CONTACT: Dr. Lawrence Skinner, Director, Foreign Programs Division, International Programs, Food Safety and Inspection Service, U.S. Department of Agriculture, Washington, DC 20250, (202) 447–6933.

SUPPLEMENTARY INFORMATION:

Executive Order 12291

The Administrator has determined in accordance with Executive Order 12291 that this proposed rule is not a "major rule." It will not result in an annual effect on the economy of $100 million or more. There will be no major increase in costs or prices for consumers, individual industries, Federal, State, or local government agencies, or geographic regions, and it will not have a significant effect on competition, employment, investment, productivity, innovation, or on the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets. The proposed requirements for the annual certification of foreign countries' residue control programs do not impose additional requirements on domestic livestock or poultry producers, official establishments, or importers. The proposed regulations for prescribing terms and conditions for the importation into the United States of slaughter livestock from eligible countries that permit the use of a drug or antibiotic banned for use in food animals in the United States would impose no regulatory burden on domestic livestock producers or official establishments. The proposed regulations would protect consumers from harmful drug and antibiotic residues in situations where the United States prohibits the use of a drug or antibiotic in food animals.

Effect on Small Entities

The Administrator has determined that this proposed rule will not have a significant economic impact on a substantial number of small entities as defined by the Regulatory Flexibility Act (5 U.S.C. 601). The certification requirements for residue control programs would affect foreign inspection systems. The proposed rule would require that a foreign country desiring to maintain eligibility to offer meat and/or poultry products for importation into the United States submit to FSIS an annual residue control plan and obtain a certification from the Administrator stating that the country maintains residue programs at least equal to those of the United States. Any terms and conditions prescribed by the Secretary for the importation into the United States of live animals administered a drug or antibiotic banned for use in the United States will only impact upon those foreign countries desiring to export such live animals to the United States. Although issuance of an order by the Secretary would be rare, it is expected that the Secretary will require that such live animals be held in the foreign country for such period of time that would assure the depletion of any residues from a drug or antibiotic administered to such live animals. Therefore, issuance of an order by the Secretary is expected to have no impact on domestic live animal brokers or dealers.

Comments

Interested persons are invited to submit written comments concerning the proposal. Written comments should be sent to the Policy Office. Please include the docket number which appears in the heading of this document. Any person desiring an opportunity for an oral presentation of views should make such request to Dr. Skinner so that arrangements can be made for such views to be presented. A transcript will be made of all views orally presented. All comments submitted in response to the proposal will be available for public inspection in the Policy Office between 9:00 a.m. and 4:00 p.m., Monday through Friday.

Background

FSIS's duties in implementing the FMIA (21 U.S.C. 601 *et seq.*) and the PPIA (21 U.S.C. 451 *et seq.*) include preventing the importation into the United States of adulterated or misbranded livestock and poultry carcasses and parts and products thereof (21 U.S.C. 466 and 620). In executing this responsibility, FSIS has established a regulatory program in which the eligibility of product for importation into the United States is contingent upon the system of meat or poultry inspection maintained by the foreign country from which such product is to be exported (9 CFR 327.2, 327.4, 381.196, and 381.197).

Initial and Periodic Eligibility Reviews

The regulatory activities under this program involve a country's eligibility for importation. A country desiring to establish eligibility must provide extensive information about the authority for and implementation of its inspection system (9 CFR 327.2(a)(2)(iii) and 381.196(a)(2)(iii)). If FSIS finds the information adequate, an initial on-site review of the system in operation is conducted by USDA representatives. If the Administrator then determines that the foreign inspection system ensures compliance of establishments preparing products for export to the United States with requirements at least equal to those applied to federally inspected establishments and their products in the United States, and that reliance can be placed upon the certificates required to be made by the foreign country's authorities, the public is notified and the name of the country is included in the list of those from which products covered by foreign inspection certificates are eligible for importation (9 CFR 327.2 and 381.196).

Inspection system officials in such countries certify to USDA that all establishments preparing products for export to the United States fully meet "at least equal to" requirements, as set forth in the regulations, and such certifications must be renewed annually (9 CFR 327.2(a)(3) and 381.196(a)(3)). In addition, all products consigned to the United States from foreign countries must be accompanied by their inspection system officials' certification that, among other things, such products comply with requirements "at least equal to" those in the FMIA or PPIA and the applicable regulations (9 CFR 327.4 and 381.197).

FSIS assures that countries continue to apply appropriate controls in inspecting the production of products for export to the United States by periodically reviewing foreign inspection systems in operation and by requiring the submission of information related to the conduct of such inspection systems (9 CFR 327.2(a)(2)(iii) and 381.196(a)(2)(iii)). This periodic review includes observation of the operation of the foreign inspection system in a representative number of establishments certified to export products to the United States by foreign inspection system officials (9 CFR 327.2(a)(3) and 381.196(a)(3)). A country's eligibility listing may be withdrawn whenever the Administrator determines that its inspection system does not assure compliance with "at least equal to" requirements, that reliance cannot be placed on the certificates required from its authorities, or that there is a lack of current information concerning the inspection system (9 CFR 327.2(a)(4) and 381.196(a)(4)).

Basis For New Requirements

In 1979, the Food Safety and Quality Service (the predecessor of FSIS) determined that by utilizing a risk-based approach, it could increase the effectiveness and efficiency of the regulatory program for foreign products. In developing this approach, the Agency identified risk areas which must be appropriately controlled by a foreign

inspection system for it to be viewed as applying requirements at least equal to those of the Federal inspection system. Residue control was one of the risk areas so identified. Consequently, questions on residue control were included in the questionnaire used to obtain baseline information about foreign inspection systems.

Over time, FSIS implementation of a risk-based approach to controls on imports has resulted in further specification of the controls necessary in foreign inspection systems. The 1981 Farm Bill (the Agriculture and Food Act of 1981, Pub. L. 97–98) amended the FMIA to mandate, among other things, that meat articles offered for importation meet the residue standards applied to meat products produced in the United States and other requirements specified by the statute (section 1122 of the Bill) which added a new subsection (f) to section 20 of the FMIA (21 U.S.C. 620(f)). Thereafter, pursuant to the FMIA, FSIS modified its activities to assure that foreign inspection systems maintain a program, which provides for random sampling and testing of internal organs and fat at the point of slaughter, in accordance with approved methods, to prevent the exportation to the United States of products—made from poultry as well as livestock—that do not comply with this country's residue standards. In addition, the Federal meat inspection regulations were amended to reflect the new FMIA provisions (9 CFR 327.2(a)(2)(i)(*f*) and (iv)(*c*)). After the 1985 Farm Bill (the Food Security Act of 1985, Pub. L. 99–198) made an analogous amendment to the PPIA (section 1701 of the bill, which added a new subsection (d) to section 17 of the PPIA (21 U.S.C. 466(d))), FSIS made comparable amendments to the poultry products inspection regulations (381.196(a)(2)(i)(f) and (iv)(*c*)).

The 1985 Farm Bill (section 1702(a)) also amended section 20(f) of the FMIA (21 U.S.C. 620(f)) by adding a set of procedural requirements for residue control to the substantive requirements established in 1981. Each foreign country from which livestock products are offered for importation into the United States must obtain a certification, issued by the Secretary, stating that it maintains a program using reliable analytical techniques to ensure compliance with the United States standards for residues in such products as a condition of entry for meat articles from that country. Such certifications are to be reviewed periodically and revoked if the Secretary determines that a country is not maintaining a program which uses reliable analytical methods to ensure compliance with United States standards for residues in such articles. The Secretary's consideration and review of certifications are to include the inspection of individual establishments to ensure foreign inspection programs are meeting such United States standards. Based on actions already taken to assure compliance with United States standards for residues, including the random sampling and testing required to be conducted when foreign establishments are producing livestock products for importation into the United States, FSIS has concluded that the countries in which certified establishments were the subject of reviews, and which have responded to the 1987 version of the residue questionnaire, met the necessary requirements to be certified. In subsequent years, the annual plan will replace this initial response to the questionnaire.

The PPIA has not been amended to provide a similar provision requiring the certification of residue control programs in foreign countries wishing to export poultry and poultry products to the United States. However, this proposed rule would amend the poultry products inspection regulations by requiring foreign countries to submit annual residue control plans for poultry and poultry products produced for export to the United States. This action is necessary to increase the assurance that foreign inspection systems maintain a system of controls, including residue controls, that is at least equal to the controls applied in the Federal system of inspection in the United States.

As part of its National Residue Program, FSIS collects samples of meat and poultry at domestic establishments under its inspection authority and from import shipments at the ports of entry. The samples are analyzed for the presence of unacceptable residue concentrations of pesticides, animal drugs, and other potentially hazardous chemicals that may contaminate meat and poultry. Since the U.S. National Residue Program applies to both meat and poultry, consistency in the treatment of domestic and imported product dictates that the same residue control requirements be applied by FSIS to meat and poultry, even though a specific amendment to the PPIA has not yet been promulgated.

In annually reporting to Congress, the Secretary of Agriculture must, among other things, certify that foreign establishments which export livestock products have complied with requirements at least equal to all provisions of the FMIA and regulations issued thereunder (21 U.S.C. 620(e)(1)). The reports on the 1987 and 1988 administration of section 20 (21 U.S.C. 620) stated that this certification of foreign establishments reflects FSIS' determination that the foreign establishments are subject to an inspection system which maintains a program to assure that residue standards that are at least equal to those applied in the United States are being met, as required by the 1985 amendment to section 20(f) (21 U.S.C. 620(f)).

This rule would address more specifically the residue control program requirements that must be maintained by a foreign inspection system for products produced for exportation to the United States, including Agency review and certification of those requirements. Under the proposed rule, the annual residue control plan submitted by each eligible country would be evaluated for the plan's effectiveness in preventing residue violative product from being exported to the United States. Pertinent information would be obtained from each eligible country and evaluated in the following areas:

1. Agricultural statistics and practices.
2. The legal authority for and organizational structure of the residue control program.
3. A listing of the origin, distribution, and approved uses of the drugs and agricultural chemicals associated with animal health or other animal food production practices in each country and the conditions under which such compounds are used including controls over availability.
4. Drug and agricultural chemical approval procedures.
5. Design parameters of the residue control program including the decision process used to include drugs and chemicals in the program.
6. Tissue sampling and handling procedures.
7. Laboratory facilities, analytical methods, tolerance levels, and quality assurance methods.
8. Corrective actions such as traceback, quarantine and pre-testing.
9. Animal husbandry and marketing practices.
10. The results of testing conducted pursuant to the residue control plan for the previous year.

The annual residue control plan submitted by each country would be approved by the Administrator after a review of all information considered pertinent by the Agency. Further, the Administrator's approval of an annual residue control plan would constitute a

certification that the foreign inspection system maintains a program using approved sampling and analytical techniques to ensure compliance with United States standards for residues. The regulations would provide that submission and approval of an annual residue control plan in accordance with the amended provision is a condition of a country's continuous eligibility to have its products imported (amendments to 9 CFR 327.2(a)(1) and (2)(iv)(*c*) and 381.196(a)(1) and (2)(iv)(*c*)).

As stated above, FSIS is withdrawing the proposed rule published July 26, 1988 (53 FR 27998), to make two substantial changes. The first change is a deletion of the statement, "*Provided,* that an annual residue control plan is not required during any period when no establishment in a foreign country is engaged in producing products for exportation to the United States," from § 327.2(a)(2)(v)(*c*) and § 381.196 (a)(2)(iv)(*c*) of the proposed rule. Deletion of this statement means that foreign countries wishing to remain certified to export meat and poultry products to the United States will be required to submit annual residue control plans even during periods when no establishments certified to export meat and/or poultry products to the United States are doing so. The purpose of this requirement is to enable establishments to be certified to resume exports of meat and poultry products to the United States should they decide to do so. Failure to submit an annual residue control plan on the part of a foreign country would result in revocation of that country's residue certification precluding plant certification and exportation from the country to the United States until the residue certification is reactivated.

The second change would further implement the authority provided in section 20(f) of the FMIA (21 U.S.C. 620(f)) by providing the Administrator with authority to revoke a foreign country's residue control certification if the Administrator cannot obtain the necessary information about the country's residue control program. This provision has been inserted in § 327.2 (a)(2)(iii) and (iv)(*c*)(*2*) and § 381.196 (a)(2)(iii) and (iv)(*c*)(*2*) of the proposed rule.

The proposal also would amend the Federal meat inspection regulations to include criteria and procedures for exercising new authority that was added to the FMIA by the 1985 Farm Bill (section 1702(b)) to prescribe the terms and conditions for the importation of certain live animals (subsection (g) of section 20) (21 U.S.C. 620(g)). This authority provides the Secretary with discretion to prescribe terms and conditions under which cattle, sheep, swine, goats, horses, mules, and other equines that have been administered a drug, including an antibiotic, banned for use in the United States, may be imported into the United States for slaughter and human consumption and prohibits persons from entering animals into the United States in violation of such an order. Under this proposed rule, such an order could be issued if the Secretary determined that: (1) Livestock intended for importation have been exposed to a drug banned for use in livestock production in the United States; (2) a human health hazard is presented by such exposure; and (3) there is no adequate method of testing to assure residues of such drug are not present (9 CFR 327.27).

Proposed Rule

For the reasons set forth in the preamble, FSIS is withdrawing the proposed rule published July 26, 1988 (53 FR 27998), and is proposing the amendments to the Federal meat inspection regulations (9 CFR part 327) and the poultry products inspection regulations (9 CFR part 381) as set forth below.

List of Subjects

9 CFR Part 327

Meat Inspection; Imported products.

9 CFR Part 381

Poultry products inspection; Imported products.

PART 327—IMPORTED PRODUCTS

1. The authority citation for part 327 continues to read as follows:

Authority: 38 Stat. 1260, 79 Stat. 903, as amended, 81 Stat. 584, 84 Stat. 91, 438; 21 U.S.C. 71 *et seq.*

2. The last sentence of § 327.2(a)(1) would be revised to read as follows:

§ 327.2 Eligibility of foreign countries for importation of products into the United States.

(a)(1) * * * Thereafter, products prepared in establishments which are certified in accordance with paragraph (a)(3) of this section and from livestock which are subject to random sampling at the point of slaughter and testing for residues in accordance with paragraph (a)(2)(iv)(*c*) of this section are eligible for importation into the United States from such foreign country subject to compliance with the requirements of this subchapter.

* * * * *

3. Section 327.2(a)(2)(iii) and (a)(2)(iv)(*c*) would be revised to read as follows:

§ 327.2 Eligibility of foreign countries for importation of products into the United States.

(a) * * *

(2) * * *

(iii) Countries desiring to establish eligibility for importation of meat products into the United States may request a determination of eligibility by presenting copies of the laws and regulations on which the foreign meat inspection system is based, an annual residue control program plan in accordance with paragraph (a)(2)(iv)(*c*) of this section, and such other information as the Administrator may require with respect to matters enumerated in paragraphs (a)(2)(i) and (a)(2)(ii) of this section. Determination of eligibility is based on a study of the documents and other information presented and an initial review of the system in operation by a representative of the Department using the criteria listed in paragraphs (a)(2)(i) and (a)(2)(ii) of this section. Maintenance of eligibility of a country for importation of meat products into the United States depends on the results of periodic reviews of the foreign meat inspection system in operation by a representative of the Department, the annual submission of a residue control program plan in accordance with paragraph (a)(2)(iv)(*c*) of this section, and the annual submission of such documents and other information related to the conduct of the foreign inspection system, including information required by paragraphs (e) and (f) of section 20 of the Act, as the Administrator may find pertinent to and necessary for the determination required by this section of the regulations. If the Administrator determines that any foreign country certified under paragraph (a)(2)(iv)(*c*) of this section is not maintaining a program that uses reliable analytical methods to ensure compliance with United States standards for residues in meat and meat products or the Administrator cannot obtain the necessary information about the program, the Administrator shall revoke the certification of that foreign country.

(iv) * * *

(*c*) A residue control program for products produced for exportation to the United States, pursuant to an annual residue control plan approved by the Administrator that incorporates, among other things, random sampling at the point of slaughter of tissues, including internal organs and fat of carcasses, and

the testing thereof for potential contaminants.

(*1*) Approval of such an annual plan depends on the submission of all pertinent information related to the conduct of a foreign country's residue control program, including current information on the following: animal husbandry and marketing practices; the origin and distribution of drugs and other chemical compounds associated with animal health or other animal food production practices and the conditions under which such compounds are used; the legal authority for and the organization and operation of such components of the residue control program as sampling design and collection, analytical methods, laboratory facilities, establishment of residue limits, and enforcement actions against residue violations; and the results of testing conducted pursuant to the residue control plan for the previous year.

(*2*) Approval of such an annual plan constitutes a certification that the foreign inspection system maintains a program using approved sampling and analytical techniques to ensure compliance with United States standards for residues in meat and meat products: *Provided*, That such certification shall be revoked whenever the Administrator determines that the program, as implemented, is not maintaining a program using such techniques to ensure compliance with such United States standards or the Administrator cannot obtain the necessary information about the program.

* * * * *

4. The third sentence of § 327.2(a)(3) is amended by adding ", and no such certification may be renewed unless the Administrator has made the certification described in paragraph (a)(2)(iv)(*c*)(*2*) of this section" at the end before the period.

5. Part 327 is amended by adding a new § 327.27 to read as follows:

§ 327.27 Order prescribing the terms and conditions for the importation of livestock for slaughter and human consumption.

(a) The Secretary may issue an order prescribing the terms and conditions for the importation into the United States of cattle, sheep, swine, goats, horses, mules or other equines for slaughter and human consumption if such livestock have been administered a drug or antibiotic banned for such use in the United States.

(b) Any such order will state the basis for the Secretary's determination, including, but not necessarily limited to, the following findings:

(1) Cattle, sheep, swine, goats, horses, mules, and/or other equines being imported into the United States have been produced in a country or countries in which such a banned drug is used in the production of livestock for human food.

(2) The Commissioner of the Food and Drug Administration concurs that exposure to such a banned drug or any substance formed as a result of its use constitutes a hazard to human health.

(3) No practicable method is available for testing such livestock to assure that such a banned drug and any substance formed as a result of its use are not present.

(c) The provisions of any such order will specify the drug, species of livestock, and country or countries of production to which the findings described in paragraph (b) of this section apply, and will prescribe the terms and conditions of the importation of any such livestock which have been administered, directly or indirectly, the drug specified therein.

(d) Any order issued pursuant to this section will be published in the **Federal Register** at least 60 days before it is to become effective, unless the Secretary finds that an emergency exists which necessitates an earlier effective date and includes the basis for such finding in the order. Interested parties shall have the opportunity to submit written data, views, and arguments regarding the findings and determination therein and the terms thereof up to 30 days after publication of the order. After consideration of the relevant material presented, the Secretary will publish a notice in the **Federal Register** indicating any modification of such findings or determination and, if such order is not rescinded, any changes in its terms and/or effective date.

PART 381—POULTRY PRODUCTS INSPECTION REGULATIONS

6. The authority citation for part 381 continues to read as follows:

Authority: 71 Stat. 441, 82 Stat. 791, as amended, 21 U.S.C. 451 *et seq.*; 76 Stat. 663 (7 U.S.C. 450 *et seq.*).

7. The last sentence of § 381.196(a)(1) would be revised to read as follows:

§ 381.196 Eligibility of foreign countries for importation of poultry products into the United States.

(a)(1) * * * Thereafter, poultry products processed in establishments which are certified in accordance with paragraph (a)(3) of this section and from poultry which are subject to random sampling at the point of slaughter and testing for residues in accordance with paragraph (a)(2)(iv)(*c*) of this section are eligible for importation into the United States from such foreign country subject to compliance with this part.

* * * * *

8. Section 381.196 (a)(2)(iii), (a)(2)(iv) introductory text and (a)(2)(iv)(*c*) is revised to read as follows:

§ 381.196 Eligibility of foreign countries for importation of poultry products into the United States.

(a) * * *

(2) * * *

(iii) Countries desiring to establish eligibility for importation of poultry products into the United States may request a determination of eligibility by presenting copies of the laws and regulations on which the foreign poultry inspection system is based, an annual residue control program plan in accordance with paragraph (a)(2)(iv)(*c*) of this section, and such other information as the Administrator may require with respect to matters enumerated in paragraphs (a)(2)(i) and (a)(2)(ii) of this section. Determination of eligibility is based on a study of the documents and other information presented and an initial review of the system in operation by a representative of the Department using the criteria listed in paragraphs (a)(2)(i) and (a)(2)(ii) of this section. Maintenance of eligibility of a country for importation of poultry products into the United States depends on the results of periodic reviews of the foreign poultry inspection system in operation by a representative of the Department, the annual submission of a residue control program plan in accordance with paragraph (a)(2)(iv)(*c*) of this section, and the annual submission of such documents and other information related to the conduct of the foreign inspection system as the Administrator may find pertinent to and necessary for the determinations required by this section of the regulations. If the Administrator determines that any foreign country certified under paragraph (a)(2)(iv)(*c*) of this section is not maintaining a program that uses reliable analytical methods to ensure compliance with United States standards for residues in poultry and poultry products or the Administrator cannot obtain the necessary information about the program, the Administrator shall revoke the certification of that foreign country.

(iv) The foreign inspection system must maintain a program to assure that the requirements referred to in this section, at least equal to those

applicable to the Federal system in the United States, are being met. The program as implemented must provide for the following:

* * * * *

(*c*) A residue control program for poultry products produced for exportation to the United States, pursuant to an annual residue control plan approved by the Administrator that incorporates, among other things, random sampling at the point of slaughter of tissues, including internal organs and fat of carcasses, and the testing thereof for potential contaminants.

(*1*) Approval of such an annual plan depends on the submission of all pertinent information related to the conduct of a foreign country's residue control program, including current information of the following: animal husbandry and marketing practices; the origin and distribution of drugs and other chemical compounds associated with animal health or other animal food production practices and the conditions under which such compounds are used; the legal authority for and the organization and operation of such components of the residue control program as sampling design and collection, analytical methods, laboratory facilities, establishment of residue limits, and enforcement actions against residue violations; and the results of testing conducted pursuant to the residue control plan for the previous year.

(*2*) Approval of such an annual plan constitutes a certification that the foreign inspection system maintains a program using approved sampling and analytical techniques to ensure compliance with United States standards for residues in poultry and poultry products: *Provided,* that such certification shall be revoked whenever the Administrator determines that the program, as implemented, is not maintaining a program using such techniques to ensure compliance with such United States standards or the Administrator cannot obtain the necessary information about the program.

* * * * *

9. The third sentence of 381.196(a)(3) is amended by adding ", and no such certification may be renewed unless the Administrator has made the certification described in paragraph (a)(2)(iv)(*c*)(*2*) of this section" at the end before the period.

Done at Washington, DC, on: January 23, 1990.

Lester M. Crawford,

Administrator, Food Safety and Inspection Service.

[FR Doc. 90–5440 Filed 3–8–90; 8:45 am]

BILLING CODE 3410–DM–M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 90–NM–14–AD]

Airworthiness Directives; Boeing of Canada, Ltd., de Havilland Division, Model DHC–7 Series Airplanes

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: This notice proposes to adopt a new airworthiness directive (AD), applicable to certain de Havilland Model DHC–7 series airplanes, which would require repetitive low frequency eddy current inspections to detect corrosion in the upper and lower internal wing skins; repair, if necessary; and modification of the stringers in the inboard and outboard fuel tanks. This proposal is prompted by a recent report of corrosion detected in the lower wing skin adjacent to the foam blocks in the fuel tank area. This condition, if not corrected, could result n degradation of the wing structure.

DATES: Comments must be recieved no later than April 30, 1990.

ADDRESSES: Send comments on the proposal in duplicate to the Federal Aviation Administration, Northwest Mountain Region, Transport Airplane Directorate, ANM–103, Attention: Airworthiness Rules Docket No. 90–NM–14–AD, 17900 Pacific Highway South, C–68966, Seattle, Washington 98168. The applicable service information may be obtained from Boeing of Canada, Ltd., de Havilland Division, Garratt Boulevard, Downsview, Ontario M3K 1Y5, Canada. This information may be examined at the FAA, Northwest Mountain Region, Transport Airplane Directorate, 17900 Pacific Highway South, Seattle, Washington, or at the FAA, New England Region, New York Aircraft Certification Office, 181 South Franklin Avenue, Room 202, Valley Stream, New York.

FOR FURTHER INFORMATION CONTACT: Mr. Sol Maroof, Airframe Branch, ANE–172; telephone (516) 791–6220. Mailing address: FAA, New England Region, 181 South Franklin Avenue, Valley Stream, New York 11581.

SUPPLEMENTARY INFORMATION: Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the regulatory docket number and be submitted in duplicate to the address specified above. All communications received on or before the closing date for comments specified above will be considered by the Administrator before taking action on the proposed rule. The proposals contained in this Notice may be changed in light of the comments received.

Comments are specifically invited on the overall regulatory, economic, environmental, and energy aspects of the proposed rule. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons. A report summarizing each FAA/public contact, concerned with the substance of this proposal, will be filed in the Rules Docket.

Commenters wishing the FAA to acknowledge receipt of their comments submitted in response to this Notice must submit a self-addressed, stamped post card on which the following statement is made: "Comments to Docket Number 90–NM–14–AD. The post card will be date/time stamped and returned to the commenter.

Discussion

Transport Canada, in accordance with existing provisions of a bilateral airworthiness agreement, has notified the FAA of an unsafe condition which may exist on certain de Havilland Model DHC–7 series airplanes. There has been a recent report that corrosion was found to have penetrated the lower wing skin adjacent to the foam blocks in the fuel tank area. This condition, if not corrected, could result in degradation of the wing structure.

Boeing of Canada, Ltd., de Havilland Division, has issued Service Bulletin No. 7–57–33, dated July 21, 1989, which describes procedures for repetitive low frequency eddy current inspections to detect corrosion in the upper and lower internal wing skins, and repair, if necessary; and, if no corrosion is found, modification of both the inboard and outboard fuel tanks. Transport Canada has classified this service bulletin as mandatory, and has issued Airworthiness Directive CF–89–10 addressing this subject.

This airplane model is manufactured in Canada and type certificated in the United States under the provisions of Section 21.29 of the Federal Aviation Regulations and the applicable bilateral airworthiness agreement.

Since this condition is likely to exist or develop on other airplanes of the same type design registered in the United States, an AD is proposed which would require repetitive low frequency eddy current inspections to detect corrosion in the upper and lower internal wing skins, and, if necessary, restoration of the corroded areas and modification of the stringers in the inboard and outboard fuel tanks; and if no corrosion is found, modification of the stringers in the inboard and outboard fuel tanks, in accordance with the service bulletin previously described. Accomplishment of the modification would constitute terminating action for the repetitive inspections.

It is estimated that 12 airplanes of U.S. registry would be affected by this AD, that it would take approximately 2,300 manhours per airplane to accomplish the required actions, and that the average labor cost would be $40 per manhour. Based on these figures, the total cost impact of the AD on U.S. operators is estimated to be $1,104,000.

The regulations proposed herein would not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this proposal would not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

For the reasons discussed above, I certify that this proposed regulation (1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) if promulgated, will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A copy of the draft evaluation prepared for this action is contained in the regulatory docket. A copy of it may be obtained from the Rules Docket.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

The Proposed Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration proposes to amend 14 CFR part 39 of the Federal Aviation Regulations as follows:

PART 39—[AMENDED]

1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 1354(a), 1421 and 1423; 49 U.S.C. 106(g) (Revised Pub. L. 97–449, January 12, 1983); and 14 CFR 11.89.

§ 39.13—[Amended]

2. Section 39.13 is amended by adding the following new airworthiness directive:

Boeing of Canada, Ltd., De Havilland Division: Applies to Model DHC–7 series airplanes, Serial Numbers 1 through 10, and 12 through 27, certificated in any category. Compliance is required as indicated, unless previously accomplished.

To prevent corrosion and reduced structural capability of the wings, accomplish the following:

A. Within 180 days after the effective date of this AD, and thereafter at intervals not to exceed one year, perform a low frequency eddy current inspection of the upper and lower wing skins in accordance with the procedure specified in Part 6, Chapter 57–10–01, of the de Havilland DHC–7 Nondestructive Testing (NDT) Manual, PSM 1–7–7A.

B. If corrosion is found, prior to further flight, permanently remove the inboard and outboard fuel tank foam blocks, restore any corroded areas, and modify the stringers in accordance with the Accomplishment Instructions (AI) (Steps 3, 4, and 5), in de Havilland Service Bulletin 7–57–33, dated July 21, 1989. Accomplishment of these actions constitutes terminating action for the repetitive inspections required by paragraph A., above.

C. If no corrosion is found, accomplish the following modifications in accordance with de Havilland Service Bulletin 7–57–33, dated July 21, 1989:

1. Within one year after the effective date of this AD, permanently remove the inboard fuel tank foam blocks and modify the stringers in accordance with the service bulletin (AI Steps 3 and 5).

2. Within two years after the effective date of this AD, permanently remove the outboard fuel tank foam blocks and modify the stringers in accordance with the service bulletin (AI Steps 3 and 5).

3. Accomplishment of paragraphs C.1. and C.2, above, constitutes terminating action for the repetitive inspections required by paragraph A., above.

D. An alternate means of compliance or adjustment of the compliance time, which provides an acceptable level of safety, may be used when approved by the Manager, New York Aircraft Certification Office, ANE–170, FAA, New England Region.

Note: The request should be forwarded through an FAA Principal Maintenance Inspector (PMI), who will either concur or comment and then send it to the Manager, New York Aircraft Certification Office, ANE–170.

E. Special flight permits may be issued in accordance with FAR 21.197 and 21.199 to operate airplanes to a base in order to comply with the requirements of this AD.

All persons affected by this directive who have not already received the appropriate service documents from the manufacturer may obtain copies upon request to Boeing of Canada, Ltd., de Havilland Division, Garratt Boulevard, Downsview, Ontario M3K 1Y5, Canada. These documents may be examined at the FAA, Northwest Mountain Region, Transport Airplane Directorate, 17900 Pacific Highway South, Seattle, Washington, or at the FAA, New England Region, New York Aircraft Certification Office, 181 South Franklin Avenue, Room 202, Valley Stream, New York.

Issued in Seattle, Washington, on February 28, 1990.

Leroy A. Keith,

Manager, Transport Airplane Directorate, Aircraft Certification Service.

[FR Doc. 90–5438 Filed 3–8–90; 8:45 a.m.]

BILLING CODE 4910–13–M

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14 CFR Part 39

[Docket No. 90–CE–09–AD]

Airworthiness Directives; Airship Industries Model Skyship 600 Airships

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: This Notice proposes to adopt a new Airworthiness Directive (AD), applicable to Airship Industries Model Skyship 600 Airships, requiring the inspection of the T-chest gaiter for evidence of proper attachment and repair, if necessary. An airship was manufactured with double sided tape used in lieu of a correctly bonded gaiter which provides the necessary gas seal between the air system trunking and the helium space. The proposed action will preclude the loss of the airship's lift capability.

DATES: Comments must be received on or before April 24, 1990.

ADDRESSES: Alert Inspection Service Bulletin SB REF 600–53–A311 dated June 10, 1989, applicable to this AD may be obtained from Airship Industries Limited, No. 1 Hangar, Cardington, Shortstown, Bedford, England; Telephone 0234–741901. This information also may be examined at the Rules Docket at the address below.

Send comments on the proposal in triplicate to the FAA, Central Region, Office of the Assistant Chief Counsel, Attention: Rules Docket No. 90–CE–09–AD, Room 1558, 601 East 12th Street, Kansas City, Missouri 64106. Comments may be inspected at this location between 8 a.m. and 4 p.m., Monday through Friday, holidays excepted.

FOR FURTHER INFORMATION CONTACT: Carl F. Mittag, Brussels Aircraft Certification Office, c/o American Embassy, APO New York 09667–1011; Telephone 011–32–793.21.10, or James S. Kishi, FAA, Room 1554, 601 East 12th Street, Kansas City, Missouri 64106; Telephone (816) 426–6933.

SUPPLEMENTARY INFORMATION:

Comments Invited

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the regulatory docket or notice number and be submitted in triplicate to the address specified above. All communications received on or before the closing date for comments specified above will be considered before taking action on the proposed rule. The proposals contained in this notice may be changed in light of the comments received. Comments are specifically invited on the overall regulatory, economic, environmental, and energy aspects of the proposed rule. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons. A report summarizing each FAA-public contact, concerned with the substance of this proposal, will be filed in the Rules Docket.

Availability of NPRMs

Any person may obtain a copy of this NPRM by submitting a request to the FAA, Central Region, Office of the Assistant Chief Counsel, Attention: Rules Docket No. 90–CE–09–AD, Room 1558, 601 East 12th Street, Kansas City, Missouri 64106.

Discussion

The FAA has received a report of an Airship Industries Model Skyship 600 airship that was manufactured utilizing double sided tape in lieu of a correctly bonded gaiter which provides the necessary gas seal between the air system trunking and the helium space. If the tape bonding were to fail, there would be a loss of helium and contamination of the helium with air, and gradual loss of lift capability. As a result, Airship Industries has issued Alert Inspection Service Bulletin SB REF 600–53–A311, dated June 10, 1989, which requires the inspection and repair, if necessary, of the T-chest gaiter. The Civil Aviation Authority, which has responsibility and authority to maintain the continuing airworthiness of these airplanes in the United Kingdom has classified this Airship Industries Alert Inspection Service Bulletin SB REF 600–53–A311, dated June 10, 1989, and the actions recommended therein by the manufacturer as mandatory to assure the continued airworthiness of the affected airplanes. On airplanes operated under British registration, this action has the same effect as an AD on airplanes certified for operation in the United States. The FAA relies upon the certification of the Civil Aviation Authority combined with FAA review of pertinent documentation in finding compliance of the design of these airplanes with the applicable United States airworthiness requirements and the airworthiness conformity of products of this type design certificated for operation in the United States. The FAA has examined the available information related to the issuance of Alert Inspection Service Bulletin SB Ref 600–53–A311, dated June 10, 1989, and the mandatory classification of this Service Bulletin by the British CAA. Based on the foregoing, the FAA believes that the condition addressed by Alert Inspection Service Bulletin SB Ref 600–53–A311, dated June 10, 1989, is an unsafe condition that may exist on other products of this type design certificated for operation in the United States. Consequently, the proposed AD would require inspection of the T-chest gaiter for proper bonding, and if necessary, repair of Airship Industries Model Skyship 600 airships in accordance with Alert Inspection Service Bulletin SB Ref 600–53–A311. The FAA has determined there are 3 airships affected by the proposed AD. The cost of compliance with this proposed AD is estimated to be one manhour for the inspection and an additional two manhours for the repair per airship. The total cost is estimated to be $100 per airship. The cost of compliance with the proposed AD is so small that the expense of compliance will not be a significant financial impact on any small entities operating these airships. The regulations proposed herein would not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this proposal would not have sufficient federalism implications to warrant the preparation of a Federalism Assessment. Therefore, I certify that this action (1) is not a "major rule" under the provisions of Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) if promulgated, will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A copy of the draft regulatory evaluation prepared for this action has been placed in the public docket. A copy of it may be obtained by contacting the Rules Docket at the location provided under the caption "**ADDRESSES**".

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

The Proposed Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration proposes to amend part 39 of the Federal Aviation Regulations (14 CFR 39.13) as follows:

PART 39—[AMENDED]

1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 1354(a), 1421 and 1423; 49 U.S.C. 106(g) (Revised Pub. L. 97–449, January 12, 1983); 14 CFR 11.85.

§ 39.13 [Amended]

2. Section 39.13 is amended by adding the following new AD:

Airship Industries: Applies to Model Skyship 600 Series (all serial numbers) airships certificated in any category.

Compliance: Required within the next 100 hours time-in-service after the effective date of this AD, unless already accomplished.

To preclude loss of lift capability, accomplish the following:

(a) Inspect the attachment of the gaiter to the T-chest, and if double sided tape has been used, prior to further flight install a bonded reinforcement repair in accordance with the instructions specified in Airship Industries Alert Service Bulletin SB Ref 600–53–A311, dated June 10, 1989.

(b) Airships may be flown in accordance with FAR 21.197 to a location where this AD can be accomplished.

(c) An alternate method of compliance or adjustment of the compliance time, which provides an equivalent level of safety may be approved by the Manager, Brussels Aircraft Certification Office, c/o American Embassy, APO New York 09667–1011.

Note: The request should be forwarded through an FAA Maintenance Inspector, who may add comments and then send it to the

Manager, Brussels Aircraft Certification Office.

All persons affected by this directive may obtain copies of the document referred to herein upon request to Airship Industries, No. 1 Hangar, Cordington, Shortstown, Bedford, England, or may examine this document at the FAA, Office of the Assistant Chief Counsel, Room 1558, 601 East 12th Street, Kansas City, Missouri 64106.

Issued in Kansas City, Missouri, on February 23, 1990.

Barry D. Clements,

Manager, Small Airplane Directorate, Aircraft Certification Service.

[FR Doc. 90–5437 Filed 3–8–90; 8:45 am]

BILLING CODE 4910–13–M

DEPARTMENT OF THE INTERIOR

Minerals Management Service

30 CFR Part 206

Coal Product Valuation Regulations; Meeting

March 6, 1990.

AGENCY: Minerals Management Service (MMS), Interior.

ACTION: Proposed Rule; Notice of meeting and request for comments.

SUMMARY: The Minerals Management Service (MMS) is soliciting public comments on provisions of the recently proposed regulations on coal product valuation published in the **Federal Register** (55 FR 5029) on February 13, 1990. Comments may be submitted in writing and/or at a public meeting.

DATES: The public meeting will be held on April 11, 1990, from 8:30 a.m. to 4 p.m.. Written comments must be submitted on or before April 16, 1990.

ADDRESSES: The public meeting will be held at the Sheraton Hotel, 910 North Seventh Street, St. Louis, Missouri, telephone (314) 231–5100. Written comments may be mailed to the Minerals Management Service, Royalty Management Program, Rules and Procedures Branch, Denver Federal Center, Building 85, PO Box 25165, Mail Stop 662, Denver, Colorado 80225, Attention: Dennis C. Whitcomb.

FOR FURTHER INFORMATION CONTACT: Dennis C. Whitcomb, Chief, Rules and Procedures Branch, telephone (303) 231–3432, (FTS) 326–3432.

SUPPLEMENTARY INFORMATION:

I. Background

On January 13, 1989 (54 FR 1492), MMS adopted new coal product value regulations codified at 30 CFR Part 206 to replace the regulations in 30 CFR Part 203. The regulations that were adopted were the product of a lengthy public process including a proposed rulemaking on January 15, 1987 (52 FR 1840), a further notice of proposed rulemaking on July 15, 1988 (53 FR 26942), and numerous public meetings, including representatives of the affected States, Indian tribes, and the coal and electric utility industries.

One of the provisions in the new regulations permitted Federal coal lessees to deduct or exclude the costs of Federal Black Lung excise taxes, abandoned mine lands (AML) fees, and State and local severance taxes from the value for royalty purposes. Since the rules were issued, the States (who receive 50 percent of the royalties from coal production from Federal lands) and Indian tribes (who feel they are affected indirectly despite the express exemption in the regulations) have requested that the exclusions for taxes and fees be removed from the regulations. The MMS has completed a review of the impact of the exclusions and is now proposing to amend its coal product valuation regulations to remove the exclusion from royalty value for amounts representing production-related taxes and fees. The proposed rule was published in the **Federal Register** (55 FR 5024) on February 13, 1990. Because of the significance of this issue to all affected parties, the Secretary of the Interior has decided to provide an opportunity for the States, Indian tribes, industry, and the public to provide comments to the Department of the Interior.

The MMS is soliciting both written comments and statements from interested parties at a public meeting. The public meeting will be an open discussion among representatives from industry, States, Indian tribes, and all other interested persons, including the public, for the purpose of gathering information.

II. Public Comment Procedures

A. Public Meeting

1. Procedures for requests to make oral presentations. The time and place for the meeting are identified in the **DATES** and **ADDRESSES** sections of this Notice.

You may request to make an oral presentation. Request to make a presentation should be made to Mr. Dennis Whitcomb, Chief, Rules and Procedures Branch, telephone (303) 231–3432, (FTS) 326–3432 by April 6, 1990.

2. Conduct of the meeting. The MMS reserves the right to select the persons to be heard at the meeting (in the event there are more requests to be heard than time allows), to schedule their respective presentations, and to establish the procedures governing the conduct of the meeting. The length of each presentation may be limited, based upon the number of persons requesting to be heard. A Department official will be designated to preside at the meeting.

A transcript of the meeting will be made. The entire record of the meeting, including the transcript, will be retained by MMS and made available for inspection in Room C420, Building 85, Denver Federal Center, Lakewood, Colorado, between the hours of 8 a.m. and 4 p.m., Monday through Friday. You may purchase a copy of the transcript from the reporter.

B. Written Comments

The public is also invited to participate in this proceeding by submitting data and comments in writing. All written comments should be submitted by 4 p.m. of the day specified in the **DATES** section to the appropriate address indicated in the **ADDRESSES** section of this Notice and should be identified on the outside envelope and on documents submitted with the designation "Comments on Coal Product Valuation Regulations." All comments received by MMS will be available for public inspection in Room C420, Building 85, Denver Federal Center, Lakewood, Colorado, between the hours of 8 a.m. and 4 p.m., Monday through Friday.

Any information or data submitted which is considered to be confidential must be so identified and submitted in writing, one copy only. The MMS reserves the right to determine the confidential status of the information or data and to treat it according to its independent determination.

Dated: March 6, 1990.

Jerry D. Hill,

Associate Director for Royalty Management.

[FR Doc. 90–5567 Filed 3–8–90; 8:45 am]

BILLING CODE 4310–MR–M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 2

[GEN Docket No. 90–56; FCC 90–63]

Spectrum for Mobile-Satellite Services in the 1530–1544 MHz and 1626.5–1645.5 MHz Bands

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: By this action, the Commission proposes to amend the United States Table of Frequency

Allocations by allocating the 1530–1544 MHz and 1626.5–1645.5 MHz bands (33 MHz) to the mobile-satellite service (MSS). The proposed generic MSS allocation will allow use of this band by a system or systems to provide aeronautical mobile-satellite service (AMSS(R)), maritime mobile-satellite service (MMSS), land mobile-satellite service (LMSS), or a combination of these services. The Commission's proposal also would ensure that AMSS(R) and MMSS safety and distress communications, such as those of the Global Maritime Distress and Safety System (GMDSS), are given real-time, priority preemptive access in this spectrum. This proposed allocation complements the Commission's earlier action in the recently concluded AMSS(R)/MSS L-band allocation proceeding in GEN Docket 84–1234.

DATES: Comments must be submitted on or before May 11, 1990, and reply comments on or before June 11, 1990.

ADDRESSES: Federal Communications Commission, Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT: Damon C. Ladson, Office of Engineering and Technology, (202) 653–8106.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Notice of Proposed Rule Making in General Docket No. 90–56, FCC 90–63, adopted February 8, 1990, and released March 5, 1990.

The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (Room 230), 1919 M Street, NW., Washington, DC. The complete text of this decision may be purchased from the Commission's copy contractor, International Transcription Services, (202) 857–3800, 2100 M Street, NW., Washington, DC 20037

Summary of Proposed Rule

1. By this action the Commission proposes to amend the Table of Frequency Allocations in § 2.106 of its rules by allocating the 1530–1544/1626.5–1645.5 MHz bands for a generic mobile-satellite service (MSS). In addition, § 2.106 will be amended by adding footnote US315 to the text at the end of the Table of Frequency Allocations.

2. As part of its proposal to the 1987 World Administrative Conference on the Mobile Services ('87 Mobile WARC), the United States advocated a generic MSS allocation, encompassing aeronautical, maritime, and land mobile-satellite services, throughout the 1530–1559/1626.5–1660.5 MHz portion of the L-band. However, the '87 Mobile WARC adopted separate, discrete allocations for the aeronautical, maritime, and land mobile-satellite services with only minimal sharing. The United States did not agree with this allocation and took a formal reservation, stating its intention to use these bands in a manner best suited to domestic needs.

3. In June of 1988, Geostar Messaging Corporation (GMC) filed a petition for rule making, requesting that the 33 MHz maritime portion of the satellite L-band be allocated for a digital land mobile-satellite service. Generally, those parties commenting on the petition generally favored the concept of a digital land-mobile satellite service. However, others raised serious concerns about the potential harmful interference to INMARSAT's maritime mobile-satellite service, which operates in the subject bands, and to the American Mobile Satellite Corporation's (AMSC) MSS system, which the Commission has recently authorized in the adjacent bands. Partly in response to GMC's petition and to the comments received, the Commission has determined that an allocation proceeding is warranted.

4. While the Commission believes that this spectrum should be allocated for a generic MSS, it also believes that GMC's allocation, like the '87 Mobile WARC allocation before it, is unnecessarily restrictive. It believes a generic allocation will lead to more efficient spectrum and orbit utilization, while providing service operators with the flexibility to meet the needs of various types of MSS customers. In addition, the proposed allocation is expected to provide some flexibility in accommodating U.S. needs in international coordination of its satellite systems.

5. In proposing this allocation, the Commission must consider provisions for maritime distress and safety communications, such as those of the Global Maritime Distress and Safety System, and the ability to coordinate any non-conforming domestic MSS system(s) with conforming systems in the same band. In order to protect distress and safety communications, such as those of the GMDSS, the Commission is proposing a new US footnote that would provide maritime distress and safety communications with priority access throughout the subject bands. We seek comment on how this requirement might be accomplished. While it is unclear at this time how coordination with international systems will proceed, the Commission believes its proposed allocation has the inherent flexibility to enable various services to co-exist in this spectrum. However, we seek comment on the means for successfully coordinating a domestic MSS system with international systems, such as INMARSAT's, in these bands.

6. At this time the Commission will not entertain applications for a permanent MSS system to use these bands, as the amount of spectrum that will be available after international coordination is uncertain. Therefore, accepting applications now would be premature. Thus, GMC's application and an application for use of this spectrum recently filed by AMSC will be held in abeyance pending further proceedings.

7. Pursuant to the Regulatory Flexibility Act of 1980, 5 USC Section 605, we find that this proceeding may provide marketing opportunities for radio manufacturers, some of which may be small businesses. Because this proposal only concerns the allocation of spectrum, as opposed to the licensing of systems or stations, we are unable to quantify further any other potential effects on small entities. We invite specific comments on the effects of these proposals on small business entities.

8. The proposal contained herein has been analyzed with respect to the Paperwork Reduction Act of 1980 and found to contain no new or modified form, information collection and/or record keeping, labeling, disclosure, or record retention requirements, and will not increase or decrease burden hours imposed on the public.

9. Pursuant to applicable procedures set forth in §§ 1.415 and 1.419 of the Commission's rules, 47 CFR §§1.415 and 1.419, interested parties may file comments on or before May 11, 1990 and reply comments on or before June 11, 1990. All relevant and timely comments will be considered by the Commission before final action is taken in this proceeding.

10. This is a non-restricted notice and comment rule making proceeding. *See* § 1.1206 of the Commission's Rules, 47 CFR § 1.1206 for rules governing *ex parte* contacts.

Ordering Clause

11. This action is taken pursuant to sections 4(i), 303(c), 303(f), 303(g), and 303(r) of the Commissions Act of 1934, as amended, 47 U.S.C. §§ 154(i), 303(c), 303(f), 303(g), and 303(r).

List of Subjects in 47 CFR Part 2

Frequency allocations.

Proposed Rule Changes

12. Part 2 of chapter I of title 47 of the Code of Federal Regulations is proposed to be amended as follows:

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

1. The authority citation in part 2 would continue to read:

Authority: Sec. 4, 303, 48 Stat. 1066, 1082, as amended; 47 U.S.C. 154, 303, unless otherwise noted.

2. Section 2.106, the Table of Frequency Allocations, would be amended by adding the Land Mobile-Satellite Service and listing footnote US315 in columns 4 and 5 for the bands 1530–1535 MHz, 1535–1544 MHz and 1626.5–1645.5 MHz and by adding the text of footnote US315 to the list of footnotes at the end of the table as follows:

§ 2.106 Table of frequency allocations.

UNITED STATES TABLE

Government allocation (MHz) (4)	Non-Government allocation (MHz) (5)
* * * * *	
1530–1535	1530–1535
MARITIME MOBILE-SATELLITE (space-to-Earth).	MARITIME MOBILE-SATELLITE (space-to-Earth).
Mobile (aeronautical telemetering).	Mobile (aeronautical telemetering).
MOBILE-SATELLITE (space-to-Earth).	MOBILE-SATELLITE (space-to-Earth).
722 US78 US272	722 US78 US272
US315	US315
1535–1544	1535–1544
MARITIME MOBILE-SATELLITE (space-to-Earth)..	MARITIME MOBILE-SATELLITE (space-to-Earth).
MOBILE-SATELLITE (space-to-Earth).	MOBILE-SATELLITE (space-to-Earth).
722 US315	722 US315
* * * * *	
1626.5–1645.5	1626.5–1645.5
MARITIME MOBILE-SATELLITE (Earth-to-space).	MARITIME MOBILE-SATELLITE (Earth-to-space).
MOBILE-SATELLITE (Earth-to-space).	MOBILE-SATELLITE (Earth-to-space).
722 US315	722 US315
* * * * *	

United States (US) Footnotes

* * * * *

US315 In the frequency bands 1530–1544 MHz and 1626.5–1645.5 MHz Maritime Mobile-Satellite distress and safety communications, e.g., GMDSS, shall have priority access with real-time preemptive capability in the Mobile-Satellite service. Communications of Mobile-Satellite system stations not participating in the GMDSS shall operate on a secondary basis to distress and safety communications of stations operating in the GMDSS. Account shall be taken of the priority of safety-related communications in the mobile-satellite service.

Federal Communications Commission.

Donna R. Searcy,

Secretary.

[FR Doc. 90–5373 Filed 3–8–90; 8:45 am]

BILLING CODE 6712–01–M

47 CFR Part 90

[PR Docket No. 90–34] [RM–6666]; FCC 90–38

Short-Spacing of Trunked Specialized Mobile Radio Systems Upon Concurrence From Co-Channel Licensees

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: The Commission proposes to grant a petition for rule making filed by the American SMR Network Association (ASNA). The proposal would modify 47 CFR part 90 to permit applicants for frequencies in the SMR category to be licensed at distances closer to co-channel systems than ordinarily permitted if: (1) The applicant and each co-channel licensee within the specified mileage separation agree to accept any interference resulting from the reduced separation, and (2) the system of each concurring licensee is constructed and fully operational. It is current Commission policy to waive mileage separation requirements for applicants who meet these two tests. The Commission expects its proposed rule change to expedite processing of applications in the SMR Category.

DATES: Comments must be submitted on or before April 23, 1990 and reply comments on or before May 8, 1990.

ADDRESSES: Federal Communications Commission, Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT: Irene Bleiweiss, Land Mobile and Microwave Division, Private Radio Bureau, (202) 634–2443.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Notice of Proposed Rule Making, PR Docket No. 90–34 adopted on January 25, 1990 and released February 28, 1990. The full text of the Notice is available for inspection and copying during normal business hours in the FCC Private Radio Bureau, Land Mobile and Microwave Division, Rules Branch (Room 5126), 2025 M Street NW., Washington, DC. The complete text may also be purchased from the Commission's copy contractor, International Transcription Service, 2100 M Street NW., Suite 140, Washington, DC 20037, (202) 857–3800.

The collection of information requirement contained in this proposed rule has been submitted to OMB for review under section 3504(h) of the Paperwork Reduction Act. Copies of the submission may be purchased from the Commission's copy contractor, International Transcription Service, 2100 M Street NW., Suite 140, Washington, DC 20037, (202) 857–3800. Persons wishing to comment on this information collection should contact Eyvette Flynn, Office of Management and Budget, Room 3235 NEOB, Washington, DC 20503, (202) 395–3785. A copy of any comments should also be sent to the Federal Communications Commission, Office of the Managing Director, Washington, DC 20554. For further information contact Jerry Cowden, Federal Communications Commission, (202) 632–7513.

OMB Number: None

Title: Proposed 47 CFR 90.621(b)(4), Short-Spacing of Specialized Mobile Radio Systems Upon Concurrence from Co-channel Licensees (Notice of Proposed Rule Making in PR Docket No. 90–34).

Action: New collection.

Respondents: Businesses (including small businesses).

Frequency of Response: On occasion.

Estimated Annual Burden: 33 responses; 1.5 hours average burden per response; 50 hours total.

Needs and Uses: Applicants for licenses in the Specialized Mobile Radio (SMR) category who wish to locate stations closer than the required mileage separation from an existing co-channel station would file letters of concurrence stating that the applicant and each potentially affected licensee agree to any resulting interference. Licensing staff would use the information to determine whether to grant a license.

Summary of Notice of Proposed Rule Making

1. The Commission's Rules require systems licensed on frequencies in the Specialized Mobile Radio (SMR) Category to be located no less than 70 miles from co-channel systems. It is Commission policy, however, to waive this requirement if (1) all co-channel licensees within the mileage separation agree to a proposed applicant's location and (2) all concurring licensees operate systems that are constructed and fully operational. In response to a January 1989 petition for rule making, the Commission issued a Notice of Proposed Rule Making, proposing to amend the Commission's licensing rules, making it possible for applicants who satisfy the Commission's existing criteria to short-space without having to obtain a waiver.

This should expedite the processing of applications in the SMR Category.

List of Subjects in 47 CFR Part 90

Specialized mobile radio service, Assignment of frequencies, Mileage separation, Radio.

Federal Communications Commission.

Donna R. Searcy,

Secretary.

Rule Changes

47 CFR part 90 of the Commission's Rules is proposed to be amended as follows:

PART 90—[AMENDED]

1. The authority citation for part 90 continues to read as follows:

Authority: Sections 4, 3030, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303.

2. 47 CFR 90.621 is amended by adding a new paragraph (b)(4) to read as follows:

§ 90.621 Selection and assignment of frequencies.

* * * * *

(b) * * *

(4) The separation between co-channel systems may be less than the separations defined above if the applicant submits with its application letters of concurrence indicating that the applicant and each co-channel licensee within the specified mileage separation agree to accept any interference resulting from the reduced separation between their systems. Each letter from a co-channel licensee must certify that the system of the concurring licensee is constructed and fully operational.

* * * * *

[FR Doc. 90–5374 Filed 3–8–90; 8:45 am]

BILLING CODE 6712-01-M

Notices

Federal Register
Vol. 55, No. 47
Friday, March 9, 1990

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.

ACTION

VISTA Projects; New Jersey, New York, Kentucky, Georgia, Mississippi, North Carolina, Colorado, Montana, Utah, Arizona, and California; Availability of Funds

AGENCY: Action.

ACTION: Notice of Availability of Funds; VISTA Projects; New Jersey, New York, Kentucky, Georgia, Mississippi, North Carolina, Colorado, Montana, Utah, Arizona, and California.

ACTION Regions 2, 3, 4, 8, & 9 announce the availability of funds for fiscal year 1990 for new VISTA program grants authorized under Title I, part A of the Domestic Volunteer Service Act of 1973, as amended (Pub. L. 93–113) in the States of New Jersey, New York, Kentucky, Georgia, Mississippi, North Carolina, Colorado, Montana, Utah, Arizona, and California. VISTA program grants will be awarded for up to a twelve-month period.

Application packages and technical assistance on grant preparation are available from: New Jersey and New York—Edward Godfrey, ACTION Region 2, 6 World Trade Center, Rm. 758, New York, NY 10048–0206, (212) 466–2937; Kentucky—Betsy Wells, ACTION State Office, Federal Building, Room 372–D, 600 Federal Place, Louisville, KY 40202–2230, (502) 562–6384; Georgia—David Dammann, ACTION State Office, 75 Piedmont Avenue, NE., Suite 412, Atlanta, GA 30303–2587, (404) 841–4646; Mississippi—Arthur Brown, III, ACTION State Office, Federal Building, Room 1005–A, 100 West Capital Street, Jackson, MS 39269–1092, (601) 965–5664; North Carolina—Robert Winston, ACTION State Office, Federal Building, P.O. Century Station, 300 Fayetteville Street Mall, Room 131, Raleigh, NC 27601–1739, (919) 856–4731; Colorado—Benjamin Knopp, ACTION State Office, Columbine Building, Room 301, 1845 Sherman Street, Denver, CO 80203–1167, (303) 866–1070; Montana—Joe Lovelady, ACTION State Office, Federal Office Building, Drawer 10051, 301 South Park, Room 192, Helena, MT 59626–0101, (406) 449–5404; Utah—Gary O'Neal, ACTION State Office, U.S. Post Office and Courthouse, 350 South Main Street, Room 484, Salt Lake City, UT 84101–2198, (801) 524–5411; Arizona—Jess Sixkiller, ACTION State Office, 522 North Central, Room 205–A, Phoenix, AZ 84005–2190, (602) 261–4825; California—Ricardo Gerakos, ACTION State Office, Federal Building, Room 14218, 11000 Wilshire Blvd., Los Angeles, CA 90024–3671, (213) 209–7421.

A. Background and Purpose

Volunteers in Service to America (VISTA) is authorized under Title I, part A, of the Domestic Volunteer Service Act of 1973, as amended (Pub. L. 93–113) ("the Act"). The statutory mandate of the VISTA program is "to eliminate and alleviate poverty and poverty-related problems in the United States by encouraging and enabling persons from all walks of life, all geographical areas, and all age groups, including low-income individuals, and elderly and retired Americans, to perform meaningful and constructive volunteer service in agencies, institutions, and situations where the application of human talent and dedication may assist in the solution of poverty and poverty-related problems and secure and exploit opportunities for self-advancement by persons afflicted with such problems. In addition the objective of [VISTA] is to generate the commitment of private sector resources and to encourage volunteeer service at the local level to carry out the purposes [of the program]" (42 U.S.C. 4951).

VISTA is a full-time, year-long volunteer program which encourages and enables men and women 18 years and older from all backgrounds to perform meaningful and constructive volunteer service. The Volunteers live among, and at the economic level of, the low-income people served. The VISTA program has served poor individuals most effectively by assisting low-income communities and residents to develop the facility, skills, and resources needed for achieving self-sufficiency.

VISTA carries out its legislative mandate by assigning Volunteers to sponsoring organizations to work on projects determined and defined by the sponsoring organization and by the low-income individuals to be served by the VISTA Volunteers.

The VISTA program can most effectively serve the poor by encouraging projects which enable low-income communities and individuals to develop the skills and resources necessary to survive and prosper in the private sector, and by making the private sector aware of the basic needs of low-income people. Organizations which have a domestrable pattern of approaching people and problems in a constructive, collaborative way have the best chance of fulfilling the goals of the Act and of the particular project. VISTA project sponsors must actively elicit the support and/or participation of local public and private sector elements in order to enhance the chances of a project's success, as well as to institutionalize the VISTA activities when ACTION/VISTA no longer provides Volunteers.

The VISTA Volunteer's role in addressing the problems of poverty in a particular community should be focused on mobilizing community resources and increasing the capacity of the low-income community to solve its own problems. While VISTA Volunteers may serve as important links between the project sponsor and the people being served, it is crucial to the concept of achieving self-sufficiency among the low-income community that sponsoring organizations plan for the eventual phase-out of VISTA Volunteers and for the absorption of the Volunteers' functions by other facets of the community.

(42 U.S.C. 4951; 4952)

B. Objectives

ACTION Regions 2, 3, 4, 8, & 9 will be awarding grants for the placement of VISTA Volunteers in New Jersey, New York, Kentucky, Georgia, Mississippi, North Carolina, Colorado, Montana, Utah, Arizona, and California in the following emphasis areas:

1. *Unemployment*—Creation of opportunities for job training, job placement and job development with substantial private sector involvement. VISTA activities might include linking the low-income unemployed with job training resources; training in job-readiness and job-seeking skills; and developing and expanding support

systems to enable low-income youth and parents to seek and keep employment.

2. *Homelessness*—development and/or expansion of short/long term shelters or housing for low-income single adults and families and runaway youth. VISTA activities might include information and referral services for the homeless; solicitation of financial and in-kind contributions for shelters which promote independent living; counselling programs for at-risk youth; job-training services for shelter residents; and health education and prevention activities for homeless individuals, including children.

3. *Drug & Alcohol Abuse*—prevention and education programs directed primarily at low-income populations. VISTA activities might include development of low-income parent support groups; coordination of peer educational activities; and prevention/education efforts within public housing projects.

4. *Economic Development*—appropriate support functions related to neighborhood economic revitalization, housing rehabilitation and assistance in housing loan packaging; entrepreneurial development and management training for low-income individuals attempting to enter the business sector; and rural community development efforts such as establishment and expansion of agricultural production and marketing cooperatives, and development of water/wastewater systems.

5. *Literacy*—establishment and expansion of literacy programs serving at-risk youth and adults. VISTA activities might include tutor recruitment and tutor training; intergenerational literacy efforts; organization of community-based literacy councils and expansion of their services; and outreach to and identification of those needing assistance including individuals seeking citizenship through the amnesty program.

6. *Infant Mortality*—outreach and education programs aimed at reducing infant mortality and morbidity. VISTA activities might include dissemination of health and nutrition information and promotion of early, continuous prenatal care.

C. Eligible Applicants

Eligible applicants for VISTA program grants are Federal, State, or local agencies, or private nonprofit organizations.

D. Scope of Grant

Each grant will support 10–15 VISTA Volunteers for one year of service. The amount of the grant includes the monthly subsistence and readjustment allowance for VISTA Volunteers. This support is commensurate to the cost-of-living of the assignment area and covers the cost of food, housing and incidentals, and a monthly stipend paid to the VISTA Volunteer upon completion of his/her service. The average Federal cost of one volunteer service year, i.e., total Federal cost divided by the total number of VISTA Volunteers, cannot exceed $8,650.

Applicants should demonstrate their commitment for matching the Federal contribution toward the operation of the VISTA grant in the areas of volunteer transportation, supervision, and/or training. This support can be achieved through cash or allowable in-kind contributions. In particular, at least a 50% non-Federal match of the supervisor's salary and fringe benefits is mandatory. The supervisor of the VISTA project must serve on at least a half-time basis.

Publication of this announcement does not obligate ACTION to award a grant or to obligate the entire amount of funds available, or any part thereof, for grants under the VISTA Program.

E. General Criteria for Grant Selection

The following criteria will be employed by ACTION staff in the selection of VISTA sponsors and in the approval of a new VISTA program grant. All of the stated elements below must be found in the applicant's proposal.

The project must:

1. Be poverty-related in scope and otherwise comply with the provisions of the Domestic Volunteer Service Act of 1973, as amended (42 U.S.C. 4951, *et seq.*) applicable to VISTA and all published regulations, guidelines and ACTION policies.

2. Comply with applicable financial and fiscal requirements established by ACTION or other elements of the Federal Government.

3. Show that the goals, objectives, and volunteer tasks are attainable within the time frame during which the volunteers will be working on the project and will produce a measurable and verifiable result.

4. Provide for reasonable efforts to recruit and involve low-income community residents in the planning, development and implementation of the VISTA project.

5. Have evidence of local public and private sector support in the form of endorsement letters limited to those organizations, government entities, and institutions that are aware of and will be involved in supporting the VISTA project efforts.

6. Be designed to generate private sector resources and encourage local, part-time volunteer service.

7. Provide for frequent and effective supervision of the volunteers.

8. Identify resources needed and make them available to volunteers to perform their tasks.

9. Have the management and technical capability to implement the project successfully.

F. Additional Factors

ACTION staff will use the following additional tests in choosing among applicants who meet all of the minimum criteria specified above:

1. How important is the proposed project to the low-income community? Who will benefit from the project?

2. Does the project show evidence of skillful and careful planning to attain project goals?

3. Did the sponsor answer project application questions with specificity or somewhat vaguely?

4. Is there any local opposition to the proposed project from a segment of the community which could seriously hamper the project's success?

5. Are there plans for the continuation of VISTA activities in the community after the volunteers are withdrawn?

6. Sponsoring Organization.

(a) Does the sponsoring organization have adequate experience in dealing with the problem(s) identified in the project application?

(b) Are plans for volunteer supervision and sponsor-provided training adequate for the volunteer assignments?

(c) Are transportation arrangements outlined in the project application adequate for the volunteers to carry out their assignments?

(d) Are the procedures for staff accountability adequate for the VISTA project?

7. VISTA Volunteers

(a) Is the number of volunteers being requested appropriate for project goals and objectives as stated?

(b) Are the roles of the volunteers designed to increase self-sufficiency in the low-income community?

(c) Are the volunteer skills/qualifications described in the application appropriate for the assignment(s)?

(d) Are the volunteer assignments designed to utilize the full-time volunteers' time to the maximum extent?

G. Prohibited Activities

Applicant sponsoring organizations must ensure that the following

prohibitions on volunteer and sponsor activity are observed:

1. VISTA Volunteers are prohibited by law from participating in a number of activities, including, among others :

(a) Partisan and nonpartisan political activities, including voter registration activities and transporting voters to the polls.

(b) Direct or indirect attempts to influence legislation, or proposals by initiative petition.

(c) Labor and anti-labor organization and related activities.

(d) Any outside employment while in VISTA service.

2. VISTA sponsors are prohibited by law from:

(a) Carrying out projects resulting in the identification of such projects with partisan and nonpartisan political activities, including voter registration activities and providing voters with transportation to the polls.

(b) Assigning volunteers to activities which would supplant the hiring of our result in the displacement of employed workers, or impair existing contracts for service.

(c) Requesting or receiving any compensation for the services of volunteers.

3. VISTA Volunteers are prohibited from engaging in any religious activities as part of their duties. VISTA sponsors are prohibited from conducting any religious instructions, worship, proselytization or other religious activities as part of a VISTA project.

H. Application Review Process

ACTION Regions 2, 3, 4, 8, & 9 will review and evaluate all eligible applications prior to submission to the Assistant Director of VISTA and Student Community Service Programs, ACTION, for final selection. ACTION reserves the right to ask for evidence of any claims of past performance or future capability.

I. Application Submission and Deadline

One signed original and two copies of all completed applications must be submitted to the appropriate ACTION Office as noted in paragraph 2 of this announcement. The deadline for receipt of applications is 5 p.m. local time May 4, 1990. Applications post-marked 5 days before the deadline date will also be accepted for consideration.

All grant applications must consist of:

(a) VISTA Project Application (Form A-1421) and the VISTA Application for Federal Assistance (Form A-1421 B) with a detailed budget justification.

(b) CPA certification of accounting capability.

(c) Copy of recent Articles of Incorporation.

(d) Proof of non-profit status or an application for non-profit status, and related documentation.

(e) Current resume of potential VISTA Supervisor, if available, or the current resume of the director of the applicant agency or project.

(f) Organizational chart illustrating the relationship of the VISTA project to the overall objectives of the sponsor organization.

(g) A list of the Board of Director members which includes their professional affiliations.

(h) Signed and dated: Certification Regardaing Drug-Free Workplace Requirements.

(i) Signed and Dated: Certification Regarding Debarment, Suspension, and Other Responsibility Matters Primary Covered Transactions.

(j) Signed and Dated: Certification Regarding Lobbying, ACTION Form 42-G (12/89), and, if applicable, Disclosure of Lobbying Activities, Standard Form LLL.

Signed at Washington, DC this 27th day of February, 1990.

Jane A. Kenny,

Director.

[FR Doc. 90-5441 Filed 3-8-90; 8:45 am]

BILLING CODE 6050-28-M

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[CN-90-004]

Advisory Committee on Cotton Marketing Meeting

AGENCY Agricultural Marketing Service, USDA.

ACTION: Notice of Meeting.

SUMMARY: The Advisory Committee on Cotton Marketing will meet on Tuesday, March 27, 1990, beginning at 8 a.m. at the Doubletree Hotel, 5410 LBJ Freeway, Dallas, Texas. The purpose of the meeting, the fourth held by the committee, will be to continue a review of prominent marketing system issues.

Tentative agenda items include further discussion of the committee's recommendations regarding the price support loan schedule, 100 percent High Volume Instrument classing in 1991 and cotton classification user fees for the 1990 crop. This meeting is open to the public, and written comments may be submitted in advance or following the meeting to Jesse F. Moore, Director, Cotton Division.

FOR FURTHER INFORMATION CONTACT: Jesse F. Moore, Director, Cotton Division, AMS, USDA, P.O. Box 96456, Washington, D.C. 20090-6456; (202) 447-3193.

SUPPLEMENTARY INFORMATION: The Advisory Committee on Cotton Marketing was established by the U.S. Department of Agriculture to review the cotton marketing system and to recommend ways of improving its efficiency. Notice of this meeting is provided in accordance with section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463).

Dated: March 5, 1990.

Daniel Haley,

Administrator.

[FR Doc. 90-5382 Filed 3-8-90; 8:45 am]

BILLING CODE 3410-02-M

Forest Service

The Ouachita National Forest, Le Flore County, Oklahoma, Multiple Use Advisory Council

AGENCY: Forest Service, USDA.

ACTION: Notice of meeting.

SUMMARY: This notice sets forth the schedule and proposed agenda of the second meeting of The Ouachita National Forest, Le Flore County, Oklahoma, Multiple Use Advisory Council. The meeting will be open to the public. This notice also describes the functions of the Council. Notice of this meeting is required under the National Advisory Committee Act.

DATES: March 27, 1990, 7 p.m.

ADDRESSES: The meeting location is Bob Lee Kidd Civic Center, Highway 271 North, Poteau, Oklahoma. Send written statements to Forest Supervisor, Ouachita National Forest, P.O. Box 1270, Hot Springs, AR 71902.

FOR FURTHER INFORMATION CONTACT: Gary Pierson, (501)-321-5281.

SUPPLEMENTARY INFORMATION: The Ouachita National Forest, Le Flore County, Oklahoma, Multiple Use Advisory Council was created by the Winding Stair Mountain National Recreation and Wilderness Area Act (16 U.S.C. 460vv-13). The Council, comprised of 20 members, appointed by the Secretary of Agriculture September 25, 1989, will meet periodically. The purpose of this Council is advisory in nature. The Council shall provide information and recommendations to the Secretary regarding the operation of the Ouachita National Forest in Le Flore County. The Council is composed of representatives from the local area in

which the Ouachita National Forest is located, equally divided among conservation, timber, fish and wildife, tourism and recreation, and economic development interests.

Mike Curran, Supervisor of the Ouachita National Forest will chair the meeting. Representatives of the Forest Service will attend from the Department of Agriculture including the designated officer of the Federal Government. The agenda for this meeting will be to: Review various management alternatives of the Ouachita National Forest, pertaining to the management of the Beech Creek area, including trail location. Acquisition of lands within the wilderness areas will also be discussed. Statements from the public will be heard.

Dated: February 28, 1990.

John M. Curran,

Forest Supervisor.

[FR Doc. 90-5468 Filed 3-8-90; 8:45 am]

BILLING CODE 3410-11-M

Soil Conservation Service

Palusha Bayou Subwatershed, Mississippi

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 Environmental Quality Guidelines (7 CFR part 650); U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for Palusha Bayou Subwatershed, Leflore and Carroll Counties, Mississippi.

FOR FURTHER INFORMATION CONTACT: L. Pete Heard, State Conservationist, Soil Conservation Service, Suite 1321, A.H. McCoy Federal Building, 100 West Capitol Street, Jackson, Mississippi 39269, telephone (601) 965-5205.

SUPPLEMENTARY INFORMATION: An 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, L. Pete Heard, State Conservationist, has determined that the preparation and review of an environmental impact statement are not needed for this project. The project concerns a plan for flood protection predominantly for the urban portion of the watershed. The plan works of improvement includes approximately two miles of stream channel modification, an approach channel (500 feet), a gated gravity drainage structure, a 200 cfs pumping station, outlet works, and other measures appurtenant to the pumping station.

Project measures will be installed by the Soil Conservation Service as a component of the Yazoo Basin Demonstration Erosion Control Project.

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 tha environmental assessment are on file and may be reviewed by contacting L. Pete Heard.

No administrative action on implementation of the proposal will be taken until 30 days after the data of this publication in the **Federal Register**.

Dated: February 22, 1990.

L. Pete Heard,

State Conservationist, Soil Conservation Service, Jackson, Mississippi.

[FR Doc. 90-5377 Filed 3-8-90; 8:45 am]

BILLING CODE 3410-16-M

DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Docket 8-90]

Foreign-Trade Zone 122; Corpus Christi, TX; Request for Manufacturing Housmex Rubber Plant

An application has been submitted to the Foreign-Trade Zones Board (the Board) by the Port of Corpus Christi Authority, grantee of FTZ 122, on behalf of Housmex, Inc. (a subsidiary of Grupo Industrial DESC of Mexico), requesting authority to manufacture/reprocess rubber under zone procedures within FTZ 122, Corpus Christi, Texas. It was filed on February 14, 1990.

Housmex is planning to construct a rubber reprocessing plant within the Port's Rincon Industrial Park. The company would purchase scrap and substandard rubber, carbon black, napthene, and domestic oils from foreign and domestic sources.

Zone procedures will exempt Housmex from Customs duty payments on the foreign materials used in its exports. On its domestic sales, the company will be able to choose the duty rate that applies to finished processed rubber (duty free). Housmex plans to purchase some of its scrap rubber from Eastern Bloc countries (non-MFN rate—20 percent). The applicant indicates that authority to use zone procedures would be a factor in the company's decision to proceed with plans for the U.S. facility.

The application also requests an exemption for this operation from the general requirement in the order approving the zone (Board Order 310, 9/5/85), which requires zone users to operate under a central Customs inventory control system.

Comments on the application are invited in writing from interested parties. They should be addressed to the Executive Secretary at the address below and postmarked on or before April 6, 1990.

Port Director's Office, U.S. Customs Service, Southwest Region, P.O. Box 1027, Corpus Christi, TX 78403.

Office of the Executive Secretary, Foreign-Trade Zones Board, U.S. Department of Commerce, Room 2835, 14th & Pennsylvania Avenue, NW., Washington, DC 20230.

Dated: March 2, 1990.

John J. Da Ponte, Jr.,

Executive Secretary.

[FR Doc. 90-5420 Filed 3-8-90; 8:45 a.m.]

BILLING CODE 3510-DS-M

International Trade Administration

[A-475-401]

Final Results of Antidumping Duty Administrative Review: Certain Valves and Connections, of Brass, for Use in Fire Protection Systems from Italy

AGENCY: International Trade Administration, Import Administration, Commerce.

ACTION: Final Results of Antidumping Duty Administrative Review.

SUMMARY: On December 27, 1989, the Department of Commerce ("the Department") published the preliminary results of its administrative review of the antidumping duty order on certain valves and connections, of brass, for use in fire protection systems from Italy. The review covers one manufacturer/exporter of this merchandise to the United States and the period March 1, 1988 through February 28, 1989. We preliminarily found a dumping margin of 4.01 percent.

We gave interested parties an opportunity to comment on the preliminary results. Based on our analysis of the comments received, we have changed the margin from that presented in our preliminary results.

EFFECTIVE DATE: March 9, 1990.

FOR FURTHER INFORMATION CONTACT: Mark Wells or Bradford Ward, Office of Antidumping Investigations, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, DC 20230; telephone: (202) 377–3798 or (202) 377–5288, respectively.

SUPPLEMENTARY INFORMATION:

Background

On December 27, 1989, the Department published in the **Federal Register** (54 FR 53140) the preliminary results of its administrative review of the antidumping duty order on certain valves and connections, of brass, for use in fire protection systems from Italy (50 FR 8354, March 1, 1985). The Department has now completed the administrative review in accordance with section 751 of the Tariff Act of 1930, as amended ("the Act").

Scope of Review

Imports covered by this review are shipments of certain valves and connections, of brass, suitable for use in fire protection systems from Italy which are provided for in the *Tariff Schedules of the United States Annotated* (TSUSA) item numbers 680.1420 and 680.1440. The merchandise is currently classifiable under HTS sub-headings 8481.80.1050 and 8481.80.1070. The HTS sub-headings are provided for convenience and Customs purposes. Our written description of the products subject to this review remains dispositive.

This review covers one manufacturer/exporter of certain valves and connections, of brass, for use in fire protection systems to the United States and the period March 1, 1988 through February 28, 1989.

United States Price

We calculated United States price using the same methodology as was used in the preliminary results (54 FR 53140, December 27, 1989), except as noted in the comment section below.

Foreign Market Value

We calculated foreign market value using the same methodology as was used in the preliminary results, except as noted in the comment section below.

Analysis of Comments Received

We invited interested parties to comment on the preliminary results. We received a case brief from the respondent, Rubinetteria A. Giacomini, S.p.A. ("Giacomini"), and a rebuttal brief from the petitioner, Badger-Powhatan.

Comment 1: Giacomini contends that the Department used the incorrect difference in merchandise amount for one transaction. Giacomini states that the Department should have applied the difference in merchandise amount for a model with QST threading and red paint.

Department's Position: We agree. In our preliminary results we used the difference in merchandise amount for a product with a thread type 3.125 × 7.5 and red paint. We are using the appropriate difference in merchandise amount for the final results.

Comment 2: Giacomini contends that the Department should not have used constructed value for one transaction because appropriate dates of sale were available for matching U.S. and third country products.

Department's Position: We agree. We are using the appropriate third country sales for the final results.

Comment 3: Giacomini contends that the total sales prices for two transactions in its questionnaire response were incorrect. Giacomini states that while the unit price for the first transaction was listed correctly, the total sales price was incorrectly transcribed.

Regarding the second transaction, Giacomini states that while there was a typographical error in its questionnaire response, the value was corrected and confirmed at verification and included in the exhibits to the verification report. Giacomini also stated that the price for the model remained constant throughout the year 1988.

Giacomini submitted corrected total sales price values for both transactions in its case brief.

Regarding both transactions, Badger-Powhatan contends that Giacomini has provided no evidence to establish that the total sales prices, rather than the quantities or unit prices, are typographical errors in its questionnaire response.

Badger-Powhatan contends that although the value of the second transaction is shown in the exhibits to the verification report, evidence of a correction does not appear in the verification report. Badger-Powhatan also states that the unit price for the U.S. model in question changed during the year and did not remain constant as indicated by Giacomini in its case brief.

Finally, Badger-Powhatan contends that respondent had ample time to alert the Department to any errors prior to verification and the preliminary results of the review.

Department's Position: The Department confirmed at verification the total sales price, quantity, and unit price for the first transaction. Documents supporting the data for this transaction were included in the exhibits to the verification report.

With regard to the second transaction, the Department confirmed at verification that the unit price of another sale of identical merchandise was the same as the transaction in question. Under these circumstances, we have concluded that the total sales price originally reported was incorrect. Therefore, we are using the revised total sales price amount for the final results.

We agree with Badger-Powhatan, that the unit price for the U.S. model in question did not remain the same throughout the year 1988 as discussed in the verification report. Giacomini raised its unit prices, effective February 1, 1989. Customers that placed orders in 1988 and received merchandise shipped after February 1, 1989, paid a higher price. The second transaction in question was ordered in November 1988 and shipped in March 1989, and therefore should have received the higher price.

Comment 4: Giacomini contends that four transactions were analyzed using constructed value when appropriate third country price-to-price comparisons could have been made. Giacomini states that the products in question are identical in terms of physical characteristics, except for the thread type. Therefore, according to Giacomini, these products should be compared by making an adjustment for this difference in merchandise.

Badger-Powhatan states that under § 773(a) of the Act, the agency may use either third country sales or constructed value when the foreign market value cannot be determined on the basis of sales in the home market.

Department's Position: We agree with Badger-Powhatan that the Department has the discretion to use either third country sales or constructed value in calculating foreign market value. *See, e.g., Zenith Radio Corporation* v. *United States,* 9 CIT 110, 113, 605 F. Supp. 695 (1985). However, upon further consideration, we agree with Giacomini that the model matches it suggested are comparable for purposes of our analysis. Therefore, in view of the Department's stated preference in 19 CFR 353.48(b) to base foreign market value on third country sales, rather than constructed value, we are using the appropriate third country observations and differences in merchandise amounts for the final results.

Comment 5: Giacomini contends that an adjustment made by the Department in the preliminary determination inappropriately added fringe benefits to

the supervisor salaries and, therefore, resulted in a miscalculation of factory overhead. Giacomini claims that the fringe benefits were included in the amount reported for supervisor salaries.

Badger-Powhatan argues that only verified data can be relied upon in the final results. The verification report indicates that the amount of supervisor salaries did not include fringe benefits.

Department's Position: The Department agrees with Badger-Powhatan. The information provided to the Department at verification does not support Giacomini's claim that the supervisor salaries include fringe benefits. Therefore, the Department has added fringe benefits to the amount for supervisor salaries as was done in the preliminary results.

Comment 6: Giacomini contends that the Department failed to consider general expenses as a part of the difference in merchandise adjustment. Giacomini interprets § 353.57 of the Department's regulations to suggest that difference in merchandise adjustments are determined by the differences in the total cost of production, which includes general expenses as defined in § 353.51(c) of the Department's regulations. Giacomini contends that because § 353.57 of the Department's regulations uses the more comprehensive term "cost of production", the Department should consider differences in general expenses between products.

Giacomini argues that the Department's practice of disallowing general expenses results from a period prior to the Trade Act of 1979, when only differences in the cost of materials and direct labor, and not general expenses, were allowed as adjustments for differences in the physical characteristics of merchandise.

Additionally, Giacomini contends that failing to consider differences in general expenses does not make economic sense. Giacomini argues that products with higher direct costs are required to bear a greater amount of general expenses. Consequently by allowing a difference in merchandise adjustment only in the amount of the direct costs, the Department is creating an artificial dumping margin.

Badger-Powhatan contends that the Department's practice of allowing only cost differences which relate to the physical characteristics of the merchandise is consistent with Departmental regulations.

Department's Position: The Department agrees with the petitioner. The Department considers only the costs related to the physical differences of the comparable products to determine this adjustment. Costs which may differ as a result of other factors, such as general expenses, are not considered by the Department to relate to the physical characteristics of the products. *See Color Picture Tubes from Canada,* (52 FR 44161, Nov. 18, 1987); *see also, Tapered Roller Bearings from Japan,* (52 FR 30700, Aug. 17, 1987). Furthermore, general and administrative expenses are incurred for the total operations of a company and not a specific product. As stated above, the Department only accounts for those costs which relate to the specific difference in merchandise.

Comment 7: Giacomini argues that the Department incorrectly applied the profit percentages for four Canadian models to the cost of production figures calculated in the preliminary results. Giacomini states that in its October 20, 1989 response, profit per model was based on a figure which did not include selling expenses and imputed credit. Giacomini contends that the Department, however, using Giacomini's methodology, applied profit percentages to total cost of production amounts that included selling expenses and imputed credit expenses.

Giacomini states that if the profit percentages are to be applied to cost of production figures which include selling expenses and imputed credit, then the Department should include selling expenses and imputed credit in the cost of production amounts used to derive the profit percentages.

Giacomini further states that if the Department uses the profit percentages applied in the preliminary results, these percentages should be applied to the cost of production figures net of selling expenses and imputed credit.

Badger-Powhatan contends that the Department adopted the methodology used by Giacomini in its October 20, 1989 submission and, therefore, no adjustment should be made to the Department's calculations.

Department's Position: We agree with Giacomini that the profit percentages used in the preliminary results were calculated net of selling expenses and imputed credit. These profit percentages were applied to total cost of production values which included selling and imputed credit expenses. For the final results we recalculated the profit percentages on the basis of total costs of production, including selling and imputed credit expenses. The recalculated profit percentages were then applied to the total cost of production amounts.

Comment 8: Giacomini contends that the Department should not include weighted average selling expenses and weighted average imputed credit in calculating the total cost of production. Giacomini states that since direct third country selling expenses and imputed credit are immediately deducted from foreign market value, it is unnecessary to include these amounts in the constructed value calculations.

Giacomini states that the Department's regulations do not provide that such amounts be included in the calculation of foreign market value. Giacomini indicates that section 353.50(a) of the Deparment's regulations provides an itemization of the direct and indirect costs and expenses to be included in constructed value calculations, and that selling and credit expenses are not included among the expenses listed in the Department's regulations.

Department's Position: The Department disagrees with Giacomini. In accordance with section 353.50(a)(2) of the Department's regulations, the Department is required to include general expenses (e.g., general and administrative expenses, general research and development, direct and indirect selling expenses and credit expenses) in all constructed value calculations. The Department has correctly applied the methodology in its calculation of constructed value in accordance with section 353.50(a)(2) of the Department's regulations.

Final Results of the Review

As a result of the comments received, we determine the margin to be:

Manufacturer/Exporter

Rubinetteria A. Giacomini, S.p.A; *Time Period* 03/01/88–02/28/89; *Margin (percent)* 4.51.

The Department will instruct the U.S. Customs Service to assess antidumping duties at that rate on all appropriate entries. The Department will issue appraisement instructions directly to the U.S. Customs Service.

Further, as provided for in section 751(a)(1) of the Act, the Department will require a cash deposit of estimated antidumping duties based on the above margin on entries of this merchandise from Giacomini. For any entries of this merchandise from a new exporter, whose first shipments occurred after February 28, 1989, and who is unrelated to the reviewed firm or any previously reviewed firm, a cash deposit of 4.51 percent shall be required. This deposit requirement is effective for all shipments of certain valves and connections, of brass, for use in fire protection systems from Italy entered, or withdrawn from warehouse, for consumption on or after the date of

publication of this notice and 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 Act (29 U.S.C. 1675(a)(1)) and section 353.22(c)(8) of the Department's regulations (19 CFR 353.22(c)(8)).

Dated: March 5, 1990.

Eric I. Garfinkel,

Assistant Secretary for Import Administration.

[FR Doc. 90–5422 Filed 3–8–90; 8:45 am]

BILLING CODE 3510–DS–M

Short Supply Determinations: Aluminum-Killed Cold-Rolled Steel Sheet

AGENCY: Import Administration/ International Trade Administration, Commerce.

ACTION: Notice of Short-Supply Determination on Certain Aluminum-Killed Cold-Rolled Steel Sheet.

Short-Supply Review Number: 7.

SUMMARY: The Secretary of Commerce ("Secretary") hereby determines that 4,000 metric tons of certain aluminum-killed ("AK") cold-rolled steel sheet for use in the manufacture of aperture or shadow masks and data display tubes is in short supply during 1990 under the U.S.-Japan steel agreement.

EFFECTIVE DATE: March 2, 1990.

FOR FURTHER INFORMATION CONTACT: Richard O. Weible, Office of Agreements Compliance, Import Administration, U.S. Department of Commerce, Room 7866, 14th Street and Constitution Avenue, NW., Washington, DC 20230 (202) 377–0159.

SUPPLEMENTAL INFORMATION: On February 16, 1990, the Secretary received an adequate short-supply petition from Buckbee Mears Cortland Inc. ("BMC") requesting a short-supply allowance for 4,000 metric tons of this product under paragraph 8 of the Arrangement Between the Government of Japan and the Government of the United States of America Concerning Trade in Certain Steel Products. This material is used in the manufacture of aperture or shadow masks, a fundamental component of color television picture tubes, and data display tubes and meets the following specifications:

Chemistry (in maximum values): Carbon (0.004 percent); Silicon (0.040 percent); Sulphur (0.030 percent); Aluminum (0.070 percent); Nitrogen (0.008 percent); Manganese (0.450 percent); Copper (0.080 percent); and Phosphorus (0.035 percent);

Width range (and tolerance per width): 15 in. to 30 in. (±0.04 in.);

Thickness ranqe (and tolerance per thickness): 0.001 in. to 0.0102 in. (±0.0003 in.); *Coil weight:* 1.5 to 3.0 metric tons

On January 25, 1990, BMC requested short supply for 3,000 metric tons of this product under Article 8 of the Arrangement Between the European Coal and Steel Community and the European Economic Community, and the Government of the United States of America Concerning Trade in Certain Steel Products, and 4,000 metric tons from Japan. Insofar as no bilateral steel agreement existed between the United States of America and Japan at that time, the Secretary, as a matter of law, was precluded from considering BMC's request for the subject product from Japan. Pursuant to section 4(b)(1)(A) of the Steel Trade Liberalization Program Implementation Act, Public Law No. 101–221, 103 Stat. 1886 (1989) ("the Act"), and § 357.102(a)(1) of the Department of Commerce's Short-Supply Regulations, published in the **Federal Register** on January 12, 1990, 55 FR 1348 ("Commerce's Short-Supply Regulations"), the Secretary could not authorize a short-supply allowance unless a short-supply provision in a bilateral arrangement with the particular country from which the petitioner wished to obtain its supply existed. Therefore, on February 9, 1990, the Secretary granted short supply of 3,000 metric tons under the U.S.-EC arrangement. On February 14, 1990, the Arrangement Between the Government of Japan and the Government of the United States of America Concerning Trade in Certain Steel Products was signed.

Action

On February 16, 1990, the Secretary established an official record on this short-supply request (Case Number 7) in the Central Records Unit, Room B–099, Import Administration, U.S. Department of Commerce at the above address. Section 4(b)(4)(B)(i) of the Act and § 357.106(b)(1) of Commerce's Short-Supply Regulations require the Secretary to apply a rebuttable presumption that a product is in short supply and to make a determination with respect to a short-supply petition not later than the 15th day after the petition is filed if the Secretary finds that one of the following conditions exists: (1) The raw steelmaking capacity utilization in the United States equals or exceeds 90 percent; (2) the importation of additional quantities of the requested steel product was authorized by the Secretary during each of the two immediately preceding years; or (3) the requested steel product is not produced in the United States. The Secretary finds, on the basis of available information, that the requested steel product is not produced in the United States at this time. Therefore, the Secretary has applied a rebuttable presumption that this product is presently in short supply in accordance with section 4(b)(4)(B)(III) of the Act and § 357.106(b)(1)(iii) of Commerce's Short-Supply Regulations. Unless domestic steel producers provided proof that they could and would produce the requested quantity of this product within the desired period of time, provided it represented a normal order-to-delivery period, the Secretary would issue a short-supply allowance not later than March 2, 1990. On February 21, 1990, the Secretary published a notice in the **Federal Register** announcing its review of this request and providing domestic steel producers an opportunity to rebut the presumption of short supply. All comments were required to be received no later than February 28, 1990. No comments were received.

Conclusion

Since the Secretary received no comments to the **Federal Register** notice by potential suppliers to rebut the Secretary's presumption of short supply for the requested product, the Secretary hereby grants, pursuant to section 4(b)(4)(A) of the Act and § 357.102 of Commerce's Short-Supply Regulations, a short-supply allowance for 4,000 metric tons of the requested steel sheet for 1990 under paragraph 8 of the Arrangement Between the Government of Japan and the Government of the United States of America Concerning Trade in Certain Steel Products.

Dated: March 2, 1990.

Eric I. Garfinkel,

Assistant Secretary for Import Administration.

[FR Doc. 90–5421 Filed 3–8–90; 8:45 am]

BILLING CODE 3510–DS–M

COMMITTEE FOR PURCHASE FROM THE BLIND AND OTHER SEVERELY HANDICAPPED

Procurement List 1990 Additions

AGENCY: Committee for Purchase from the Blind and Other Severely Handicapped.

ACTION: Additions to procurement list.

SUMMARY: This action adds to Procurement List 1990 commodities to be produced by workshops for the blind or other severely handicapped.

EFFECTIVE DATE: April 9, 1990.

ADDRESS: Committee for Purchase from the Blind and Other Severely Handicapped, Crystal Square 5, Suite 1107, 1755 Jefferson Davis Highway, Arlington, Virgainia 22202–3509.

FOR FURTHER INFORMATION CONTACT: Beverly Milkman (703) 557–1145.

SUPPLEMENTARY INFORMATION: On January 12, 1990, the Committee for Purchase from the Blind and Other Severely Handicapped published notice (55 FR 1246) of proposed additions to Procurement List 1990, which was published on November 3, 1989 (54 FR 46540).

After consideration of the material presented to it concerning capability of qualified workshops to produce the commodities at a fair market price and impact of the additions on the current or most recent contractors, the Committee has determined that the commodities listed below are suitable for procurement by the Federal Government under 41 U.S.C. 46–48c and 41 CFR 51–2.6.

I certify that the following actions will not have a significant impact on a substantial number of small entities. The major factors considered for this certification 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 commodities listed.

c. The actions will result in authorizing small entities to produce the commodities procured by the Government.

Accordingly, the following commodities are hereby added to Procurement List 1990:

Case, Tent Repair Kit
8340–00–270–1334
Trunks, General Purpose
8415–01–291–7117
8415–01–291–7118
8415–01–291–7119
8415–01–291–7120
8415–01–291–7121

Beverly L. Milkman,
Executive Director.

[FR Doc. 90–5469 Filed 3–8–90; 8:45 am]
BILLING CODE 6820–33–M

Procurement List 1990 Proposed Additions

AGENCY: Committee for Purchase from the Blind and Other Severely Handicapped.

ACTION: Proposed Additions to procurement list.

SUMMARY: The Committee has received proposals to add to Procurement List 1990 commodities to be produced and a service to be provided by workshops for the blind or other severely handicapped.

COMMENTS MUST BE RECEIVED ON OR BEFORE: April 9, 1990.

ADDRESSES: Committee for Purchase from the Blind and Other Severely Handicapped, Crystal Square 5, Suite 1107, 1755 Jefferson Davis Highway, Arlington, Virginia 22202–3509.

FOR FURTHER INFORMATION CONTACT: Beverly Milkman (703) 557–1145.

SUPPLEMENTARY INFORMATION: This notice is published pursuant to 41 U.S.C. 47(a)(2) and 41 CFR 51–2.6. Its purpose is to provide interested persons an opportunity to submit comments on the possible impact of the proposed actions.

If the Committee approves the proposed additions, all entities of the Federal Government will be required to procure the commodities and service listed below from workshops for the blind or other severely handicapped.

It is proposed to add the following commodities and service to Procurement List 1990, which was published on November 3, 1989 (54 FR 46540):

Commodities

Pen, Rollerball
7520–00–NIB–0025 .5mm Black
7520–00–NIB–0026 .5mm Red
7520–00–NIB–0027 .5mm Blue
7520–00–NIB–0028 .5mm Green
7520–00–NIB–0029 .7mm Black
7520–00–NIB–0030 .7mm Red
7520–00–NIB–0031 .7mm Blue
7520–00–NIB–0032 .7mm Green

Service

Commissary Shelf Stocking and Custodial
Fort Wainwright, Alaska

Beverly L. Milkman,
Executive Director.

[FR Doc. 90–5470 Filed 3–8–90; 8:45 am]
BILLING CODE 6820–33–M

DEPARTMENT OF DEFENSE

Office of the Secretary

Defense Intelligence Advisory Board; Closed Meeting

AGENCY: Defense Intelligence Agency Advisory Board, DOD.

ACTION: Notice of Closed Meeting.

SUMMARY: Pursuant to the provisions of subsection (d) of section 10 of Public Law 92–463, as amended by section 5 of Public Law 94–409, notice is hereby given that a closed meeting of a committee of the DIA Advisory Board has been changed as follows: The 23 January 1990 meeting was rescheduled to 24 January 1990, 8:30 a.m. to 3:30 p.m.

ADDRESSES: The DIAC, Bolling AFB, Washington, DC.

FOR FURTHER INFORMATION CONTACT: Lieutenant Colonel John E. Hatlelid, USAF, Chief, DIA Advisory Board, Washington, DC 20340–1328 (202/373–4930).

SUPPLEMENTARY INFORMATION: The entire meeting was devoted to the discussion of classified information as defined in section 552b(c)(1), Title 5 of the U.S. Code and therefore was closed to the public. Subject matter will be used in a special study on DIA Modernization.

Dated: February 26, 1990.

L.M. Bynum,
Alternate OSD Federal Register, Liaison Officer, Department of Defense.

[FR Doc. 90–5385 Filed 3–8–90; 8:45 am]
BILLING CODE 3810–01–M

Retirement Homes Advisory Board; Meeting

AGENCY: Assistant Secretary of Defense (Force Management and Personnel).

ACTION: Notice of Open Meeting of the DoD Retirement Homes Advisory Board.

SUMMARY: In accordance with section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), the Assistant Secretary of Defense (Force Management and Personnel) announces that the Retirement Homes Advisory Board (Charter date: December 27, 1989) will hold an open meeting at the Pentagon, Room 3E752.

DATES AND TIME: March 14, 1990, 0830–1200.

ADDRESSES: Pentagon, Washington, DC 20301.

Purpose: To conduct the third in-progress review of the study.

Agenda: Doctor Gregory Pawlson will chair the in-progress review which will include discussion of preliminary research as well as the formulation of follow on action plans.

FOR FURTHER INFORMATION CONTACT: LTC K. Deutsch at 202–697–7197.

Dated: February 26, 1990.

L.M. Bynum,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

[FR Doc. 90-5386 Filed 3-8-90; 8:45 am]

BILLING CODE 3810-01-M

Department of the Air Force

USAF Scientific Advisory Board; Meeting

March 2, 1990.

The USAF Scientific Advisory Board Ad Hoc Committee on Post Deployment Software Support will meet on 10-11 Apr 90 from 8:00 AM to 5:00 PM at HQ Air Force Logistics Command (AFLC), Wright-Patterson AFB, OH.

The purpose of this meeting will be to review Air Force post deployment software support capabilities and to make recommendations in these areas: actions that AFLC might take to improve the PDDSS process, technology that AFLC might evaluate for possible adoption, and strategy that AFLC might follow to develop and implement a mechanism for estimating cost and schedule. This meeting will involve discussions of classified defense matters listed in section 552b(c) of title 5, United States Code, specifically subparagraph (1) thereof, and accordingly will be closed to the public. This meeting was previously scheduled for 8-9 Mar 90.

For further information, contact the Scientific Advisory Board Secretariat at (202) 697-8404.

Patsy J. Conner,

Air Force Federal Register Liaison Officer.

[FR Doc. 90-5417 Filed 3-8-90; 8:45 am]

BILLING CODE 3910-01-M

Department of the Army

Army Science Board; Open Meeting

In accordance with section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), announcement is made of the following Committee Meeting:

Name of the Committee: Army Science Board (ASB).

Dates of Meeting: 26-27 March 1990.

Time: 0800-1700 each day.

Place: The Pentagon, Washington, DC.

Agenda: The Army Science Board (ASB) 1990 Summer Study on Reduction of Operation and Support Costs will hold its second planning meeting. The panel will receive briefings planned at the previous meeting and will further investigate issues that were raised. This meeting will be open to the public. Any interested person may attend, appear before, or file statements with the committee at the time and in the manner permitted by the committee. The ASB Administrative Officer, Sally Warner, may be contacted for further information at (202) 695-0781/0782.

Sally A. Warner,

Administrative Officer, Army Science Board.

[FR Doc. 90-5366 Filed 3-8-90; 8:45 am]

BILLING CODE 3710-08-1

DEPARTMENT OF EDUCATION

[CFDA No.: 84.061F]

Inviting Applications for New Awards for fiscal year (FY) 1990 Under the Indian Education Act of 1988, Subpart 2, Section 5322—Educational Personnel Development

Purpose of Program: Provide grants to institutions of higher education, Indian tribes, and Indian organizations to prepare or improve the qualifications of persons serving Indian students as educational personnel or ancillary educational personnel.

Deadline for Transmittal of Applications: April 30, 1990.

Applications Available: March 9, 1990.

Available Funds: $101,432.

Estimated Number of Awards: 1.

Estimated Amounts for Stipends: For projects that involve the payment of stipends to participants, the estimated maximum stipend in fiscal year 1990 will be $600 per month for graduate students and $375 per month for undergraduate students. An estimated maximum allowance of $90 per month will be paid for each dependent.

Project Period: 12, 24, or 36 months.

Applicable Regulations: (a) The Education Department General Administrative Regulations (EDGAR) in 34 CFR parts 75, 77, 80, 81, and 85; and (b) The regulations for this program in 34 CFR part 250 and in 34 CFR part 256, as amended in the Federal Register on May 11, 1989 (54 FR 20484).

For Applications or Information Contact: Elsie Janifer, U.S. Department of Education, 400 Maryland Avenue, SW., Room 2166, Washington, DC 20202-6335. Telephone: (202) 732-1918.

Program Authority: 25 U.S.C. 2622.

Dated: March 2, 1990.

Daniel F. Bonner,

Acting Assistant Secretary, Elementary and Secondary Education.

[FR Doc. 90-5361 Filed 3-8-90; 8:45 am]

BILLING CODE 4000-01-M

DEPARTMENT OF ENERGY

[Docket No. PP-91]

Extension of Scoping Period for the Preparation of an Environmental Impact Statement; Puget Sound Power & Light Co.

AGENCY: Office of Fossil Energy, Department of Energy.

ACTION: Notice by the Department of Energy (DOE) of the extension of the scoping period for the preparation of an environmental impact statement (EIS) in connection with Puget Sound Power & Light Company's (Puget Power) application for a Presidential permit.

SUMMARY: The DOE announces the extension of the period of time during which it wiill accept comments on the scope of an EIS which is being prepared in connection with an application by Puget Power for a Presidential permit to construct electric transmission facilities across the U.S. international border. The present scoping period ends on March 5, 1990. This scoping period is being extended to June 4, 1990. Unless this period is further extended, the DOE plans to hold additional public scoping meetings before June 4, 1990, in the vicinity of the proposed transmission line. These will be announced in a subsequent notice.

Written comments should be addressed to: Ellen Russell, Office of Fuels Programs (FE-52), Office of Fossil Energy, Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585, (202) 586-9624.

For general information on the EIS process contact:

Carol M. Borgstrom, Director, Office of NEPA Project Assistance (EH-25), Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585, (202) 586-4600.

Angela Foster, Office of General Counsel (GC-11), Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585, (202) 586-6947.

SUPPLEMENTARY INFORMATION: On January 2, 1990, the DOE published a notice in the Federal Register (55 FR 57) announcing its intent to prepare an EIS and to conduct public scoping meetings in connection with Puget Power's application for a Presidential permit to construct a double-circuit, 230-kilovolt (kV) transmission line across the U.S. international border in northwestern Washington State. Public scoping meetings were held in Lynden, Washington, on January 29, 1990, and in Bellingham, Washington, on January 30, 1990. As a result of comments received

during those meetings, the DOE has learned that Puget Power must rebuild an existing 115-kV transmission line to 230 kV in order to interconnect with one of its proposed international 230-kV transmission facilities. The rebuilt facilities would extend approximately 23 miles along existing right-of-way from Puget Power's existing Sedro-Woolley substation located in Skagit County, to within two miles of the existing Bellingham substation. The DOE has determined that the scope of the subject EIS should include an assessment of the environmental impacts associated with rebuiling these facilities. Accordingly, the DOE has decided to extend the close of the scoping period from March 5, 1990, to June 4, 1990, in order to allow time for additional comments on the expanded scope of the EIS.

The DOE also intends to conduct additional public scoping meetings before June 4, 1990, in the vicinity of the proposed rebuilt facilities. The times and locations of these scoping meetings will be announced in the **Federal Register** and in the local media at a later date.

Issued in Washington, DC on March 3, 1990.

Peter N. Brush,

Acting Assistant Secretary, Environment, Safety and Health.

[FR Doc. 90-5471 Filed 3-8-90; 8:45 am]

BILLING CODE 6450-01-M

Federal Energy Regulatory Commission

[Docket Nos. ER90-217-000, et al.]

Minnesota Power & Light Company, et al.; Electric rate, Small power production, and Interlocking Directorate filings

March 1, 1990.

Take notice that the following filings have been made with the Commission:

1. Minnesota Power & Light Company

[Docket No. ER90-217-000]

Take notice that on February 20, 1990, Minnesota Power & Light Company (MP&L) tendered for filing a Withdrawal of Notices of Termination. MP&L states that because the Commission's order in Docket No. ER90-56-000 rejected MP&L's proposed Distribution Wheeling Service Agreement, the notices of termination are being withdrawn, pending resolution of the means by which United Power Association can serve the municipalities of Proctor, Nashwauk and Biwabik.

Comment date: March 14, 1990, in accordance with Standard Paragraph E at the end of this notice.

2. Public Service Company of New Hampshire

[Docket No. ER89-207-002]

Take notice that Public Service Company of New Hampshire (PSNH) in accordance with Ordering Paragraph C of the Commission's order dated February 1, 1990, tendered for filing on February 23, 1990 a revised sheet to PSNH's non-firm transmission tariff clarifying the treatment of transmission revenues. The revised sheet provides that the only such revenues to be deducted from PSNH's costs in deriving the transmission rate will be support payments for Seabrook transmission facilities made to PSNH and included in FERC Account 454, Rent From Electric Property.

Comment date: March 16, 1990, in accordance with Standard Paragraph E at the end of this notice.

3. Chicago Energy Exchange of Chicago, Inc.

[Docket No. ER90-225-000]

Take notice that Chicago Energy Exchange of Chicago, Inc. (CEEC) on February 21, 1990, tendered for filing pursuant to Rule 207 of the Commission's Rules of Practice and Procedure, 18 CFR 385.207 (1988), a petition for a disclaimer of jurisdiction under section 201 of the Federal Power Act, for waivers and blanket approvals under various regulations of the Commission, and an order accepting its Rate Schedule 1, to be effective 60 days from and after February 21, 1990.

CEEC intends to engage in electric power and energy transactions as a broker and a marketer. In transactions where CEEC does not take title to the electric power and/or energy, CEEC will be limited to the role of a broker and charge a fee for its services. In transactions were CEEc purchases power, including capacity and related services from electric utilities, qualifying facilities and independent power producers, and resells such power to other purchasers, CEEC will be functioning as a marketer. In CEEC's marketing transactions, CEEC proposes to charge rates mutually agreed upon by the parties, subject to the rate being at or below the buyer's cost of alternative supply. All sales will be at arms-length, and no sales will be made to affiliated entities. CEEC is not in the business of producing or transmitting electric power. CEEC does not currently have or contemplate acquiring title to any electric power transmission or generation facilities.

Rate Schedule 1 provides for the sale of energy and capacity at agreed prices subject to a ceiling equal to the purchaser's alternative cost of electric power. Rate Schedule 1 also provides that no sales may be made to affiliates.

Comment date: March 16, 1990, in accordance with Standard Paragraph E end of this notice.

4. Vermont Electric Power Company, Inc.

[Docket No. ER90-224-000]

Take notice that on February 21, 1990, Vermont Electric Power Company (VELCO) tendered for filing a change in rate under FERC Rate Schedule No. 10 and FERC Rate Schedule No. 236.

VELCO states that these rate changes are provided for in Paragraph 5 of FERC Rate Schedule No. 10 and Article IV of FERC Rate Schedule No. 236.

VELCO further states that the percentage rate used in computing monthly charges changed from 19.60% to 20.03%.

VELCO requests that the effective date for the proposed change in rate be January 1, 1990.

Comment date: March 16, 1990, in accordance with Standard Paragraph E end of this notice.

5. Cogeneration Partners of American

[Docket No. QF90-74-000]

On February 23, 1990, Cogeneration Partners of America (Applicant) of 3 Executive Campus, P.O. Box 2910, Cherry Hill, New Jersey 08034-0258 submitted for filing an application for certification of a facility as a qualifying cogeneration facility pursuant to § 292.207 of the Commission's regulations. No determination has been made that the submittal constitutes a complete filing.

The topping-cycle cogeneration facility will be located on the grounds of Anitec Image Technology Corporation (Anitec), 40 Charles Street, Binghamton, New York 13902-4444. The facility will consist of a combustion turbine generator and a waste heat recovery boiler. Useful thermal energy recovered from the facility, in the form of steam, will be used by Anitec for the manufacturing process, building heating, drying photographic film and paper, and solvent recovery needs. The net electric power production of the facility will be 48.39 MW. Installation of the facility is expected to begin in late 1990.

The facility will be owned by a partnership consisting of Atlantic Generation, Inc., a subsidiary of Atlantic City Electric Company and TriStar

Ventures Corporation, a subsidiary of the Columbia Gas System, Inc. Applicant states that neither partner has more than a 50 percent share of Cogeneration Partners of America.

Comment date: Thirty days from publication in the **Federal Register**, in accordance with Standard Paragraph E at the end of this notice.

Standard Paragraph

E. Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulation Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). All such motions or protests should be filed on or before the comment date. 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,

Secretary.

[FR Doc. 90–5398 Filed 3–8–90; 8:45 am]

BILLING CODE 6717-01-M

[Docket Nos. ER90–123–000, et al.]

PacifiCorp. et al.; Electric rate, Small power production, and Interlocking Directorate filings

Take notice that the following filings have been made with the Commission:

1. PacifiCorp, doing business as Pacific Power & Light Company and Utah Power & Light Company

[Docket No. ER90–123–000]

February 27, 1990.

Take notice that on February 16, 1990, PacifiCorp, doing business as Pacific Power & Light Company and Utah Power & Light Company (PacifiCorp), tendered for filing in accordance with 18 CFR 35.12 of the Commission's Rules and Regulations, Amendment No. 1 dated February 15, 1990 to the Long-Term Power Sales Agreement (Agreement) between PacifiCorp and Sierra Pacific Power Company.

PacifiCorp respectfully requests, pursuant to 18 CFR 35.11 of the Commission's Rules and Regulations, that a waiver of prior notice be granted and that the rate schedule become effective on June 1, 1989, corresponding to the commencement of service under the Agreement.

Comment date: March 14, 1990, in accordance with Standard Paragraph E end of this notice.

2. New England Power Pool

[Docket No. ER90–221–000]

February 27, 1990.

Take notice that on February 16, 1990, New England Power Pool (NEPOOL) tendered for filing a Supplement to the New England Power Agreement, dated as of September 1, 1971 and amended by twenty-six amendments. NEPOOL states that the Supplement revises certain charges specified in a previous Supplement to the New England Power Pool Agreement, for the six month pool Capability Period commencing on May 1, 1990.

Comment date: March 14, 1990 in accordance with Standard Paragraph E at the end of this notice.

3. Utah Power & Light Company

[Docket Nos. ER84–571–008, ER85–486–003, and ER86–300–003]

February 27, 1990.

Take notice that on February 8, 1990, Utah Power & Light Company (Utah) tendered for filing its second supplemental filing to the Commission's Order issued on December 20, 1989. The supplemental information contains revised Rate Schedules reflecting all changes ordered by the Commission. Copies of the filing were served on all parties.

Comment date: March 14, 1990 in accordance with Standard Paragraph E at the end of this notice.

4. Northeast Utilities Service Company

[Docket No. ER90–172–000]

February 27, 1990.

Take notice that on February 16, 1990, Northeast Utilities Service Company (NUSCO) tendered for filing supplemental information regarding a proposed rate schedule, a System Energy Sales-Exchange Agreement between NUSCO and Central Maine Power Company.

NUSCO states that the amendment was filed in response to a request from the Commission for additional information regarding the maximum capacity change rate. NUSCO has provided such information to the Commission by letter dated February 14, 1990.

NUSCO states that copies of this information have been mailed or delivered to each of the parties.

NUSCO requests that the Commission waive its standard notice periods and filing regulations to the extent necessary to permit the rate schedule to become effective August 1, 1988.

Comment date: March 14, 1990, in accordance with Standard Paragraph E at the end of this notice.

5. Dynamis Incorporated

[Docket No. QF88–362–002]

February 27, 1990.

On February 12, 1990, Dynamis Incorporated (Applicant), of 5104 Old Ironsides Drive, #210, Santa Clara, California 95054 submitted for filing an application for recertification of a facility as a qualifying cogeneration facility pursuant to § 292.207 of the Commission's regulations. No determination has been made that the submittal constitutes a complete filing.

The topping-cycle cogeneration facility will be located in the City of Sanger, in Fresno County, California. The facility will be a part of an integrated system that will also include a small power production facility. The cogeneration portion will consist of a combustion turbine generating unit, an unfired heat recovery boiler and a condensing steam turbine generating unit. Thermal energy recovered from the facility will be used in a dehydration plant for conversion of organic material into industrial fuel for solid waste boilers and other marketable products. The primary energy source will be natural gas. Installation of the facility is scheduled to begin no later than March 1, 1990.

The original application was filed on May 4, 1988, and certification was issued on September 16, 1988 (44 FERC ¶62,342). The recertification is requested due to an increase in the electric power production capacity from 26.8 MW to 40 MW. In addition, Applicant will now be the sole thermal user.

Comment date: Thirty days from publication in the **Federal Register**, in accordance with Standard Paragraph E at the end of this notice.

6. Texaco Refining and Marketing Inc.

[Docket No. QF90–90–000]

February 28, 1990.

On February 15, 1990, Texaco Refining and Marketing Inc. (Applicant), of P.O. Box 817, 2101 E. Pacific Coast Highway, Wilmington, California 90744 submitted for filing an application for certification of a facility as a qualifying small power production facility pursuant to § 292.207 of the Commission's regulations. No determination has been made that the submittal constitutes a complete filing.

The small power production facility will be located in Wilmington, California. The facility will consist of a

hydrogen generation unit, an auxiliary boiler and a condensing steam turbine-generator. The maximum net electric power production capacity will be 19 megawatts. The primary energy sources will be refinery off-gas produced as a by-product of refinery processes and purge gas produced by hydrogen purification process. Natural gas will be used as a pilot fuel and as a backup energy source in case of disruption of the refinery off-gas, however, such fossil fuel usage will not exceed 1.5% of the total energy input to the facility during any calendar year period. Installation of the facility began in June 1989.

Comment date: Thirty days from publication in the **Federal Register**, in accordance with Standard Paragraph E at the end of this notice.

7. Texas-New Mexico Power Company

[Docket No. ES90–25–000]

February 28, 1990.

Take notice that on February 20, 1990, Texas-New Mexico Power Company ("Applicant") filed an application with the Federal Energy Regulatory Commission ("Commission") pursuant to section 204 of the Federal Power Act relating to the issuance of not more than $40 million of cumulative preferred stock via negotiated placement.

Comment date: March 19, 1990, in accordance with Standard Paragraph E at the end of this notice.

8. South Carolina Electric & Gas Company

[Docket No. ER90–226–000]

February 28, 1990.

Take notice that South Carolina Electric & Gas Company on February 21, 1990, tendered for filing proposed changes in its January 15, 1974 service agreement with the City of Orangeburg, South Carolina.

Under the proposed changes, South Carolina Electric and Gas Company proposes to cancel the Exhibit A dated October 21, 1989 the Orangeburg No. 2 115KV–46KV substation and to replace the current Exhibits A for the Orangeburg No. 1 115KV to 46KV substation and the Orangeburg East 230 KV to 115 KV substation with the revised to reflect the current terms and conditions of service to these delivery points.

Copies of this filing were served upon the City of Orangeburg, South Carolina.

Comment date: March 15, 1990, in accordance with Standard Paragraph E at the end of this notice.

9. Pacific Gas and Electric Company

[Docket No. ER90–227–000]

February 28, 1990.

Take notice that on February 22, 1990, Pacific Gas and Electric Company (PG&E) tendered for filing Supplement No. 9 to Rate Schedule FERC No. 114, revising certain loss factors under the PG&E-city and County of San Francisco (City) Interconnection Agreement (Rate Schedule FERC No. 114) and superseding Supplement No. 5 to Rate Schedule FERC No. 114.

Copies of this filing were served upon City, the California Public Utilities Commission, Modesto Irrigation District, and Turlock Irrigation District.

Comment date: March 15, 1990, in accordance with Standard Paragraph E at the end of this notice.

10. Centel Corporation

[Docket No. ER90–119–000]

February 28, 1990.

Take notice that on February 12, 1990, Centel Corporation, Centel Electric-Colorado, tendered an amended filing concerning Utility Service Contract number DAAC89–89–C–0022 applicable to the transmission of power to serve the Pueblo Depot Activity, Department to the Army (DOA), in Pueblo, Colorado.

The original filing submitted on December 26, 1989, was made to change the rate that Centel charges the DOA to wheel power from the Western Area Power Administration to the Pueblo Depot Activity from the current combined demand and energy charge of $.001 per kWh to separate customer, demand and energy kWh, respectively. The charges were based upon the increased cost of wheeling as determined by a special cost of service study. Centel stated that the application of these rates will result in a projected annual increased cost to the DOA of $27,637 based upon September, 1990, ending (Period II) versus September, 1989, ending (Period I) test years. The Commission staff had certain concerns with the initial filing as presented. In order to resolve the staff's concerns, Centel is submitting an amended filing. Centel requests an effective date of October 1, 1989, which is contemporaneous with the effective date of the wheeling contract between the DOA and Centel and therefore requests waiver of the Commission's notice requirements. Copies of the filing were served upon the Department of the Army Contracting Officer at Tooele, Utah, the Colorado-Ute Electric Association, Inc. and the Arkansas River Power Authority.

Comment date: March 15, 1990, in accordance with Standard Paragraph E at the end of this notice.

11. New England Power Company

[Docket No. ER85–596–005]

February 28, 1990.

Take notice that on February 23, 1990, New England Power Company (NEP) submitted its compliance filing in this proceeding. NEP states that its filing is in compliance with the Commission's orders in this docket, Opinion Nos. 335 and 355–A.

According to NEP the compliance rates have been adjusted to reflect (i) use of the 1985 test year cost of service rather than a formula rate; (ii) a nonfirm basis using system capability rather than system load; (iii) use of a 14.91% rate of return on equity on a prospective basis; and (iv) the reduction in the federal income tax rate.

Comment date: March 15, 1990, in accordance with Standard Paragraph E at the end of this notice.

12. Central Power and Light Company

[Docket No. ER90–228–000]

February 28, 1990.

Take notice that on February 22, 1990, Central Power and Light Company (CPL) tendered for filing a letter agreement (Letter Agreement) between CPL and its requirements wholesale customers amending their earlier settlement agreement in Docket No. ER86–721–000. The parties have agreed to modify the test energy provisions included in CPL's fuel adjustment clause (FAC) and to clarify and modify other aspects of the settlement agreement. CPL also filed revised rate schedules and rate schedule supplements implementing the parties' various agreements.

CPL seeks an effective date of April 1, 1988, for the Letter Agreement and the revised rate schedules eliminating the provision for test energy treatment in CPL's FAC and of September 6, 1989, for the rate schedule supplements implementing the other changes agreed to by the parties. Accordingly, CPL requests waiver of the Commission's notice requirements. Copies of the filing have been sent to the affected wholesale customers and the Public Utility Commission of Texas. CPL states that a copy of the filing is also available for inspection in CPL's offices in Corpus Christi, Texas.

Comment date: March 15, 1990, in accordance with Standard Paragraph E at the end of this notice.

Standard Paragraph

E. 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, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). All such motions or protests should be filed on or before the comment date. 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,

Secretary.

[FR Doc. 90–5399 Filed 3–8–90; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. TA90–1–34–000]

Florida Gas Transmission Co.; Proposed Changes in FERC Gas Tariff

March 2, 1990

Take notice that on February 28, 1990, Florida Gas Transmission Company (FGT) tendered for filing the following tariff sheets to its FERC Gas Tariff, to be effective May 1, 1990:

FERC Gas Tariff, First Revised Volume No. 1

18th Revised 37th Revised Sheet No. 8

FERC Gas Tariff, Original Volume No. 2

17th Revised 59th Revised Sheet No. 128

As required by Section 15 of FGT's FERC Gas Tariff Revised Volume No. 1 and the Commission's Order Nos. 483 and 483-A, the above referenced tariff sheets reflect FGTI's annual PGA filing under the Commission's regulations. FGT states that the purposed tariff sheets reflect an increase in the average cost of gas purchased from that reflected in its Quarterly PGA filing, Docket No. TQ90–3–34–000, effective February 1, 1990.

FGT states that the effect of the purchased gas cost increase being filed represents an increase of 0.090¢ per therm for Rate Schedules G and I and 0.03¢ per Mcf for Rate Schedule T–3 as measured against FGT's Quarterly PGA filing in Docket No. TQ90–3–34–000 effective February 1, 1990.

FGT further states that the instant filing includes a surcharge adjustment to amortize amounts accumulated in the current deferral balance during the period January 1–December 31, 1989 over the twelve-month period commencing May 1, 1990. The effect of the Surcharge Adjustment is an increase of 0.485¢ per therm for Rate Schedules G and I and 0.50¢ per Mcf for Rate Schedule T–3.

FGT also states that it has filed certain schedule in accordance with FERC Form No. 542–PGA (Revised). FGT has submitted a nine-track magnetic tape containing such schedules.

FGT states that copy of its filing has been served on all customers receiving gas under its FERC Gas Tariff, First Revised Volume No. 1, Original Volume No. 2 and interested state commissions.

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, 8225 North Capitol Street, NE., Washington, DC 20426 in accordance with §§ 385.211 and 385.214 of the Commission's Rules and Regulations. All such motions or protests should be filed on or before March 22, 1990.

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 in the Public Reference Room.

Lois D. Cashell,

Secretary.

[FR Doc. 90–5395 Filed 3–8–90; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. TM90–4–26–000]

Natural Gas Pipeline Co. of America; Changes in FERC Gas Tariff

March 2, 1990.

Take notice that on February 27, 1990, Natural Gas Pipeline Company of America (Natural) submitted for filing six (6) copies each of the First Revised Sheet Nos. 173 and 174 to be a part of its FERC Gas Tariff, Third Revised Volume No. 1. The proposed effective date of the revised tariff sheets is April 1, 1990. The purposes of the filing are: (1) To track the flow-through of take-or-pay buyout, buydown and other contract reformation costs (transition costs) allocated to Colorado Interstate Gas Company (CIG) by Northwest Pipeline Corporation (Northwest) at Docket Nos. RP89–137, RP89–219 and RP90–50 and passed on to Natural at Docket Nos. RP89–178, TM90–2–32 and TM90–4–32, respectively, and (2) to reflect accrued interest for the period of June 1989 through March 1990.

Natural requests that the Commission grant any waivers it deems necessary to allow the tariff sheets to become effective April 1, 1990. A copy of the filing was mailed to Natural's jurisdictional sales customers, interested state regulatory agencies, and all parties set out on the official service list in Docket Nos. RP89–188–000.

Any person desiring to be heard or to protest the subject filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, DC 20426, in accordance with 18 CFR 385.214 and 385.211. All such motions or protests must be filed on or before March 9, 1990. 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,

Secretary.

[FR Doc. 90–5396 Filed 3–8–90; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. CI85–673–007, et al.]

LaSER Marketing Co., et al.; Applications for Extension and Amendment of Blanket Limited-Term Certificates with Pregranted Abandonment [1]

March 2, 1990.

Take notice that each Applicant listed herein has filed an application pursuant to sections 4 and 7 of the Natural Gas Act and the Federal Energy Commission's (Commission) regulations thereunder to amend its blanket limited-term certificate with pregranted abandonment previously issued by the Commission for a term expiring March 31, 1990, to extend such authorization for the term specified in the Appendix and to include additional authorization as noted in the Appendix hereto, all as more fully set forth in the applications which are on file with the Commission and open for public inspection.

It appears reasonable and consistent with the public interest in this case to prescribe a period shorter than 10 days for the filing of protests and petitions to intervene. Therefore, any person

[1] This notice does not provide for consolidation for hearing of the matters covered herein.

desiring to be heard or to make any protest with reference to said applications should on or before March 12, 1990, file with the Federal Energy Regulatory Commission, Washington, DC 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). 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. Any person wishing to become a party in any proceeding herein must file a petition to intervene in accordance with the Commission's rules.

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,

Secretary.

APPENDIX

Docket No.	Date filed	Applicant
CI85-673-007 [1]	2-28-90	LaSER Marketing Company, a Division of LaSalle Energy Corporation, P.O. Box 3327, Houston, Texas 77253.
CI86-7-006 [2]	2-28-90	Seagull Marketing Services, Inc., c/o Seagull Energy Corporation, 1001 Fannin, Suite 1700, Houston, Texas 77002.
CI86-27-007 [3]	2-28-90	Transco Energy Marketing Company, P.O. Box 1396, Houston, Texas 77251.
CI88-74-003 [4]	3-1-90	Panhandle Trading Company, P.O. Box 1354, Houston, Texas 77251-1354.
CI89-332-001 [4]	3-1-90	Columbia Gas Development Corporation, P.O. Box 1350, Houston, Texas 77251-1350.

[1] Applicant requests that its certificate be extended for a three-year term.

[2] Applicant requests that its certificate be extended for a three-year term and amended to include authorization to make sales for resale of gas sold under any existing or subsequently approved pipeline blanket certificate authorizing interruptible sales of surplus system supply.

[3] Applicant requests that its certificate be extended for an unlimited term and amended to authorize sales for resale in interstate commerce of any natural gas purchased by Applicant including gas purchased from a natural gas pipeline, liquified natural gas and imported gas.

[4] Applicant requests that its certificate be extended for an unlimited term.

[FR Doc. 90-5397 Filed 3-8-90; 8:45 am]

BILLING CODE 6717-01-M

Southeastern Power Administration

Proposed Rule Adjustment, Public Forum, and Opportunities for Public Review and Comment

AGENCY: Southeastern Power Administration (Southeastern), DOE.

ACTION: Notice of proposed rate adjustment for Georgia-Alabama System of Projects, notice of public forum and opportunity for review and comment.

SUMMARY: Southeastern proposes to revise existing schedules of rates and charges applicable to the sale of power from the Georgia-Alabama System of Projects effective for a three-year period, October 1, 1990, through September 30, 1993, for those customers whose contracts allow for rate adjustments on October 1 of any year. Six customers whose contracts require rates to be in effect for 5 years are expected to sign contract amendments permitting rate adjustments on October 1 of any year. If these customers do not sign amendments, they will receive rate schedules with alternative rates effective for 5 years.

Opportunities will be available for interested persons to review the present rates, the proposed rates and supporting studies, to participate in a forum and to submit written comments. Southeastern will evaluate all comments received in this process.

DATES: Written comments are due on or before June 9, 1990. A public information and comment forum will be held in East Point, Georgia, on April 12, 1990. Persons desiring to speak at the forum should notify Southeastern at least 3 days before the forum is scheduled, so that a list of forum participants can be prepared. Others may speak if time permits.

ADDRESSES: Five copies of written comments should be submitted to: Administrator, Southeastern Power Administration, Department of Energy, Samuel Elbert Building, Elberton, Georgia 30635. The public information and comment forums for the Georgia-Alabama System of Projects will begin at 10 a.m. on April 12, 1990, in the Jasmine Room at the Ramada Renaissance Hotel, at the Atlanta Airport, 4736 Best Road, College Park, Georgia 30337.

FOR FURTHER INFORMATION CONTACT: Leon Jourolmon, Jr., Director, Power Marketing Division, Southeastern Power Administration, Department of Energy, Samuel Elbert Building, Elberton, Georgia 30635, (404) 283-9911.

SUPPLEMENTARY INFORMATION: The Federal Energy Regulatory Commission (FERC) by order issued November 1, 1989, in Docket No. EF89-3011, (49 FERC ¶ 62, 019) confirmed and approved Wholesale Power Rate Schedules GA-1-B, GA-2-B, GU-1-B, ALA-1-F, ALA-3-B, MISS-1-F, MISS-2-B, SC-3-A, CAR-3-A, and SCE-2-A applicable to Georgia-Alabama System of Projects' power for a period ending September 30, 1990. Rate schedules GAMF-2-E, SC-1-E, SC-2-E, CAR-1-F, AND SCE-1-A, were approved by FERC by order issued July 22, 1986, in Docket No. EF86-3011 (36 FERC ¶ 61, 079) a period ending September 3, 1990.

Discussion: Existing rate schedules are predicated upon a December 1988 repayment study and other supporting data contained in FERC Docket No. EF89-3011. The current repayment study prepared in February 1990 shows that existing rates are not adequate to recover all costs required by present repayment criteria. Southeastern is proposing to establish rates that will recoup these unpaid annual expenses in the system.

A revised repayment study with a 3-year cost evaluation period and revenue increases of $14,166,000 in FY 1991 and future years over the current repayment study demonstrates that all costs are paid within their repayment life. Therefore, Southeastern is proposing to revise existing rates to generate this additional revenue. The increase is primarily due to recent droughts and escalation of O&M expenses. It is proposed that revised rate schedules applicable to Customers purchasing power from the Georgia-Alabama System of Projects contain the following unit rates:

Proposed Unit Rates

Southeastern is proposing the following rate schedules.

Rate Schedule GA-1-C

Available to public bodies in Georgia, owning distribution systems, to whom power may be wheeled pursuant to contracts between the Government and the Municipal Electric Authority of Georgia or the Water, Light and Sinking Fund Commission of the City of Dalton.

Rate Schedule GA-2-C

Available to cooperatives in Georgia, owning distribution systems, to whom

power may be wheeled pursuant to contracts between the Government and the Oglethorpe Power Corporation.

Rate Schedule GA–3–B

Available to public bodies in Georgia, owning distribution systems, to whom power may be wheeled pursuant to contracts between the Government and the Georgia Power Company.

Rate Schedule ALA–3–C

Available to public bodies and cooperatives in Alabama, owning distribution systems, to whom power may be wheeled pursuant to contracts between the Government and Alabama Power Company.

Rate Schedule MISS–2–C

Available to cooperatives in Mississippi, owning distribution systems, to whom power may be wheeled pursuant to contracts between the Government and Mississippi Power Company.

Rate Schedule GU–1–C

Available to cooperatives in Florida, owning distribution systems, to whom power may be wheeled pursuant to contracts between the Government and Gulf Power Company.

Rate Schedule GAMF–2–F

Available to the Georgia Power Company, the Alabama Power Company, the Mississippi Power Company, and the Gulf Power Company.

Rate Schedule ALA–1–G

Available to the Alabama Electric Cooperative, Incorporated.

Rate Schedule MISS–1–G

Available to the South Mississippi Electric Power Association.

Rate Schedule SC–4–A

Available to the South Carolina Public Service Authority, provided a supplemental agreement allowing rates to be revised on October 1 of any year is executed prior to the filing of these rates.

Rate Schedule SC–5–A

Available to the Central Electric Cooperative, Incorporated, for requirements or a portion thereof that the Government shall contract to supply by delivery from the South Carolina Public Service Authority's system, provided a supplemental agreement allowing rates to be revised on October 1 of any year is executed prior to the filing of these rates.

Rate Schedule SC–3–B

Available to the following customers whose requirements or a portion thereof the Government shall contract to supply by delivery from the South Carolina Public Service Authority's system: Town of Bamberg, S.C. and City of Georgetown, S.C.

Rate Schedule CAR–4–A

Available to cooperatives in South Carolina to whom power may be wheeled pursuant to contracts between the Government and the Duke Power Company with whom supplemental agreements allowing rates to be revised on October 1 of any year were not executed March 10, 1989, provided supplemental agreements allowing rates to be revised on October 1 of any year are executed prior to the filing of these rates.

Rate Schedule CAR–3–B

Available to public bodies and cooperatives in North Carolina and South Carolina to whom power may be wheeled pursuant to contracts between the Government and the Duke Power Company with whom supplemental agreements allowing rates to be revised on October 1 of any year were executed March 10, 1989.

Rate Schedule SCE–4–A

Available to public bodies and cooperatives in South Carolina, owning distribution systems, to whom power may be wheeled pursuant to contracts between the Government and South Carolina Electric & Gas Company with whom supplemental agreements allowing rates to be revised on October 1 of any year were not executed March 10, 1989, provided supplemental agreements allowing rates to be revised on October 1 of any year are executed prior to the filing of these rates.

Rate Schedule SCE–2–B

Available to public bodies and cooperatives in South Carolina, owning distribution systems, to whom power may be wheeled pursuant to contracts between the Government and South Carolina Electric & Gas Company with whom supplemental agreements allowing rates to be revised on October 1 of any year were executed March 10, 1989.

The following table illustrates the proposed rates for each rate schedule.

SOUTHEASTERN POWER ADMINISTRATION PROPOSED RATES FOR THE PERIOD FROM OCTOBER 1, 1990 through September 30, 1993, GEORGIA-ALABAMA SYSTEM OF PROJECTS

Rate schedule	Capacity charge 10/ 01/90 through 05/ 31/91 $/ KW/month	Capacity charge 06/ 01/91 through 09/ 30/93 $/ KW/month	Energy charge mills	Energy surcharge mills	Other transmis- sion charge $/KW/ month	Transmis- sion charge [1] $/ KW/month
GA–1–C	$2.57	$2.67	7.21		$0.20	–0.10
GA–2–C	2.57	2.67	7.21		0.20	–0.10
GA–3–B	2.57	2.67	7.21		0.20	2.86
ALA–3–C	2.57	2.67	7.21		0.20	1.44
MISS–2–C	2.57	2.67	7.21		0.20	0.87
GU–1–C	2.57	2.67	7.21		0.20	1.70
GAMF–2–F	2.26					
ALA–1–G	2.26	2.26	7.21		0.20	–0.10
MISS–1–G	2.26	2.26	7.21		0.20	0.60
SC–4–A	2.26	2.26	7.21	1.96	0.20	
SC–5–A	2.35	2.35	7.21	1.96	0.20	1.42
SC–3–B	2.35	2.35	7.21		0.20	1.42
CAR–4–A	2.77	2.77	7.21	1.96	0.20	1.33
CAR–3–B	2.77	2.77	7.21		0.20	1.33
SCE–4–A	2.78	2.78	7.21	1.96	0.20	1.87
SCE–2–B	2.78	2.78	7.21		0.20	1.87

[1] The transmission charge for each schedule is the rate charged by the appropriate facilitator. In the Georgia-Alabama Western area (rate schedules GA–1–C, GA–2–C, GA–3–B, ALA–3–C, MISS–2–C, GU–1–C, ALA–1–G, MISS–1–G) the transmission charge is reduced by a use of facilities' credit paid by the Southern Companies. The current amount paid by the Southern Companies is defined by contract through May 31, 1991. The amount paid for use of facilities from June 1, 1991, through September 30, 1993, is currently under negotiation. All transmission rates in this table are based on the current rates as of the date of this notice and are subject to revision.

The referenced February 1990 current repayment study along with a revised repayment study dated February 1990 and previous system repayment studies are available for examination at the Samuel Elbert Building, Elberton, Georgia 30635. Proposed Rate Schedules GA–1–C, GA–2–C, GA–3–B, ALA–3–C, MISS–2–C, GU–1–C, GAMF–2–F, ALA–1–G, MISS–1–G, SC–4–A, SC–5–A, SC–3–B, CAR–4–A, CAR–3–B, SCE–4–A, and SCE–2–B are also available.

Issued at Elberton, Georgia, March 5, 1990.

John A. McAllister, Jr.,

Administrator.

[FR Doc. 90–5472 Filed 3–8–90; 8:45 am]

BILLING CODE 6450–01–M

ENVIRONMENTAL PROTECTION AGENCY

[ER–FRL–3732–1]

Environmental Impact Statements and Regulations; Availability of EPA Comments

Availability of EPA comments prepared February 19, 1990 through February 23, 1990 pursuant to the Environmental Review Process (ERP), under section 309 of the Clean Air Act and section 102(2)(c) of the National Environmental Policy Act as amended. Requests for copies of EPA comments can be directed to the Office of Federal Activities at (202) 382–5076.

An explanation of the ratings assigned to draft environmental impact statements (EISs) was published in the **Federal Register** dated April 7, 1989 (54 FR 15006).

Draft EISs

ERP No. D–AFS–J65157–UT, Rating EC2, Strawberry Ridge Timber Sale and Road Reconstruction, Implementation, Dixie National Forest, Cedar City Range District, Kane County, UT.

Summary:

EPA raised concerns about the lack of sufficient information in the draft EIS regarding water yield and water quality monitoring.

ERP No. D–FAA–F51038–OH, Rating E03, Toledo Express Airport Expansion, Airport Layout Plan, Approval and Funding, Lucas County, OH.

Summary:

EPA believes that the draft EIS is inadequate to fully assess all environmental impacts and therefore does not meet the purpose and intent of NEPA. EPA requested that the revised document include nighttime impact analysis and phase 2 wetland analysis.

ERP No. D–FHW–G40126–TX, Rating LO, TX–121 Extension, I–20 in Fort Worth to US 67, Construction, section 404 Permit and Funding, Tarrant and Johnson Counties, TX.

Summary:

EPA has no objections to the proposed action as described.

ERP No. D–DRC–C03011–00, Rating E02, Iroquois and Tennessee Gas Transmission Pipelines Project, Construction and Operation, MA, CT, NH, NY, RI and TN.

Summary:

EPA has environmental objections to the proposed project based on potentially adverse wetlands impacts; an insufficient alternatives analysis; lack of an adequate plan for disposal of contaminated sediments; inadequate secondary/cumulative impacts analysis; and other miscellaneous impacts. EPA has requested that additional information to assess the above issues and impacts to be included in the final EIS.

Dated: March 6, 1990.

Anne N. Miller,

Director, SPAD, Office of Federal Activities.

[FR Doc. 90–5480 Filed 3–8–90; 8:45 am]

BILLING CODE 6560–50–M

[ER–FRL–3731–9]

Environmental Impact Statements; Notice of Availability

Responsible Agency: Office of Federal Activities, General Information (202) 382–5073 or (202) 382–5075.

Availability of Environmental Impact Statements Filed February 26, 1990 Through March 2, 1990 Pursuant to 40 CFR 1506.9.

EIS No. 900071, Draft, AFS, CA, Shasta—Trinity National Forests, Land and Resource Management Plan, Implementation, Humboldt, Modoc, Shasta, Siskiyou, Tehama and Trinity Counties, CA, Due: June 7, 1990, Contact: Robert R. Tyrrel (916) 246–5222.

EIS No. 900073, Draft, FHW, VA, Downtown Norfolk Corridor Improvement, I–264/Berkley Bridge to St. Paul's Boulevard/Brambleton Avenue Corridor, Funding, VA, Due: April 23, 1990. Contact: James M. Tumlin (804) 771–2371.

EIS No. 900074, DSuppl, AFS, PR, Caribbean National Forest and Luquillo Experimental Forest, Land and Resource Management Plan, Additional Alternatives, PR, Due: June 8, 1990, Contact: Carolyn Kupp (809) 766–5335.

EIS No. 900075, FSuppl, FHW, CA, US 101 Bypass Construction, Mae Bridge to Humboldt and Del Norte County Line, Gravel Extraction for the Completion of Stage III of the Redwood National Park Bypass Project, Funding and section 10 and 404 Permits, Redwood National Park and Prairie Creek Redwood State Park, Humboldt and Del Norte Counties, CA, Due: April 9, 1990, Contact: Deborah Harmon (707) 445–6416.

EIS No. 900076, Final, AFS, UT, Seven Peaks All Season Ski Resort, Development and Management, Special Use Permit, Provo Peak Basin Area, Uinta National Forest, Utah County, UT, Due: April 9, 1990, Contact: Larry B. Call (801) 377–5780.

EIS No. 900077, Draft, BLM, WA, MT, ND, OR, ID, WY, SD, NV, UT, AZ, CO, NM, OK, Thirteen Western States, Vegetation Treatment on Bureau of Land Management Lands, Implementation, AZ, CO, ID, MT, NV, NM, ND, OK, OR, SD, UT, WA, and WY, Due: May 8, 1990, Contact: Jim Melton (307) 261–5101.

EIS No. 900078, Final, AFS, NV, South Twin Lode Mining and Development Proposal, Approval of Plan of Operations, Arc Dome Recommended Wilderness Area, Toiyabe Mountains, Toiyabe National Forest, Nye County, NV, Due: April 9, 1990, Contact: Maureen Joplin (703) 331–6444.

EIS No. 900079, Draft, AFS, ID, Warm Lake Complex Fire Recovery Project, July Thru August 1989 Warm Lake Complex Fires, Implementation, Boise National Forest, Cascade Ranger District, Valley County, ID, Due: April 23, 1990, Contact: Dan Deiss (208) 364–4100.

EIS No. 900080, Draft, AFS, ID, Lowman—North Fire Recovery Project, July thru August 1989 Lowman Complex Fire, Implementation, Boise National Forest, Lowman Ranger District, Boise County, ID, Due: April 23, 1990, Contact: Dan Deiss (208) 364–4100.

EIS No. 900081, Draft, MMS, MXG, TX, MS, LA, FL, AL, 1991 Central, Western and Eastern Gulf of Mexico Outer Continental Shelf (OCS) Oil and Gas Sale Nos. 131, 135 and 137, Lease Offering, LA, TX, MS, AL and FL, Due: May 1, 1990, Contact: Jake Lehman (703) 787–1660.

EIS No. 900082, Final, AFS, WA, Wentachee National Forest, Land and Resource Management Plan, Additional Information and Management Requirement Analysis, Implementation, Kittitas, Chelan, and Yakima Counties, WA, Due: April 9, 1990, Contact: Glen Hoffman (509) 662–4311.

EIS No. 900083, Draft, NAS, Space Station Freedom Program, Design, Develop and Operation, First Element Launch (FEL), Due: April 23, 1990, Contact: Lynette Wigbels (202) 453–8662.

Amended Notices

EIS No. 900036, Final, COE, KY, IN, McAlpine Locks and Dams Navigation Improvement, Implementation, Ohio River, Jefferson and Oldham Counties, KY and Floyd and Clark Counties, IN, Contact: David E. Peixotto (502) 582–5601.

This FEIS has not been officially filed with the Environmental Protection Agency (EPA) and was inadvertently published in the 2–12–90 **Federal Register**. When the document is officially filed with EPA the Notice of Availability will be republished in the **Federal Review** and the NEPA 30 day review period will begin at that time.

Dated: March 6, 1990.

Anne N. Miller,

Director, SPAD, Office of Federal Activities.

[FR Doc. 90–5481 Filed 3–8–90; 8:45 am]

BILLING CODE 6560–50–M

[FRL–3731–5]

Putnam Fire and Chemical Spill Site, Putnam, CT

AGENCY: U.S. Environmental Protection Agency.

ACTION: Notice of proposed administrative settlement and request for public comment.

SUMMARY: The U.S. Environmental Protection Agency (EPA) is proposing to enter into an administrative settlement to address claims under the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended (CERCLA), 42 U.S.C. 9601. Notice is being published to inform the public of the proposed settlement and of the opportunity to comment. The settlement is intended to resolve the liability under CERCLA of Priority Finishing Corporation for costs incurred by EPA in conducting response actions at the Putnam Fire and Chemical Spill Site in Putnam, Connecticut.

DATES: Comments must be provided on or before April 9, 1990.

ADDRESSES: Comments should be addressed to the Docket Clerk, U.S. Environmental Protection Agency, Region I, JFK Federal Building—RCC–2003, Boston, Massachusetts 02203, and should refer to: In the Matter of Putnam Fire and Chemical Spill Site, Putnam, Connecticut, U.S. EPA Docket No. I–89–1076.

FOR FURTHER INFORMATION CONTACT: Andrew Raubvogel, U.S. Environmental Protection Agency, Office of Regional Counsel, RCR–2207, J.F.K. Federal Building, Boston, Massachusetts 02203, (617) 565–3169.

SUPPLEMENTARY INFORMATION: In accordance with section 122(i)(1) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended (CERCLA), 42 U.S.C. 9622(i)(1), notice is hereby given of a proposed administrative settlement concerning the Putnam Fire and Chemical Spill Site in Putnam, Connecticut. The settlement was approved by EPA Region I on January 5, 1990, subject to review by the public pursuant to this Notice. Priority Finishing Corporation, the settling party, has executed a signature page committing it to participate in the settlement. Under the proposed settlement, Priority Finishing Corporation is required to pay $920,000 to the Hazardous Substances Superfund. EPA believes the settlement is fair and in the public interest.

EPA is entering into this agreement under the authority of section 122(h) of CERCLA. Section 122(h) of CERCLA provides EPA with authority to consider, compromise, and settle a claim under section 107 of CERCLA for costs incurred by the United States if the claim has not been referred to the U.S. Department of Justice for further action. The U.S. Department of Justice approved this settlement in writing on February 22, 1990.

EPA will receive written comments relating to this settlement for thirty (30) days from the date of publication of this Notice.

A copy of the proposed administrative settlement may be obtained in person or by mail from Andrew Raubvogel, U.S. Environmental Protection Agency, Office of Regional Counsel, JFK Federal Building—room 2203, Boston, Massachusetts 02203, (617) 565–3169.

The Agency's response to any comments received will be available for public inspection at the Putnam Public Library, 225 Kennedy Drive, Putnam, Connecticut 06260, (203) 928–6489, and with the Docket Clerk, U.S. Environmental Protection Agency, Region I, JFK Federal Building—room 2003, Boston Massachusetts (U.S. EPA Docket No. I–89–1076).

Dated: February 27, 1990.

Patricia L. Meaney,

Acting Regional Administrator.

[FR Doc. 90–5452 Filed 3–8–90; 8:45 am]

BILLING CODE 6560–50–M

[FRL–3731–8]

Clarification of Scope of Chemicals Sources Covered and Notice of Open Meetings of the Negotiated Rulemaking Advisory Committee; Fugitive Emissions from Equipment Leaks Rule

As required by section 9(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), we are giving notice of open meetings of the Advisory Committee to negotiate a rule to control fugitive emissions of toxic volatile organic compounds (VOCs) from chemical equipment leaks.

The next meeting will be held on March 27, 1990 from 10 a.m. to 5 p.m., and on March 28, 1990 from 9 a.m. to 4 p.m., at the Guest Quarters hotel (formerly Pickett Suites Hotel), Research Triangle Park, NC. The purpose of the meeting is to continue to address substantive issues such as: leak definition, conceptual approach and scope of the standard, emission factors and approaches to assessing the cost of the standard.

The Agency intends to expand the scope of this and other rules that are planned for adoption within the first two years after passage of Clean Air Act (CAA) revisions. The scope will go beyond the 13 source categories originally discussed in the negotiation, and is now planned to include all categories of SOCMI sources that produce, and possibly all that use (as raw materials or intermediates) chemicals in the CAA list (e.g., the current list of 191). Although organic chemical processes (e.g., benzene/toluene/xylene units) located in refineries or on refinery property would be affected, the Agency does not plan at this time to include petroleum refinery processes among the source categories affected by this initial phase of rules.

The April meeting is scheduled for April 25–26 at the Conservation Foundation, 1250 Twenty-fourth St. NW., Washington, DC.

Persons needing further information on substantive aspects of the rule should call Robert Ajax, Office of Air Quality Planning and Standards, U.S. EPA, (919) 541–5579. Persons needing further information on committee arrangements or procedures should contact Deborah Dalton, Regulatory Negotiation Project,

U.S. EPA, (202) 382–5495 or the Committee's facilitator, Philip Harter, (202) 887–1033.

Dated: March 2, 1990.

Paul Lapsley,

Director, Regulatory Management Division, Office of Policy, Planning and Evaluation

[FR Doc. 90–5455 Filed 3–8–90; 8:45 am]

BILLING CODE 6560–50–M

FEDERAL EMERGENCY MANAGEMENT AGENCY

[FEMA–859–DR]

Mississippi; Major Disaster and Related Determinations

AGENCY: Federal Emergency Management Agency.

ACTION: Notice.

SUMMARY: This is a notice of the Presidential declaration of a major disaster for the State of Mississippi (FEMA–859–DR), dated February 28, 1990, and related determinations.

DATES: February 28, 1990.

FOR FURTHER INFORMATION CONTACT: Neva K. Elliott, Disaster Assistance Programs, Federal Emergency Management Agency, Washington, DC 20472, (202) 646–3614.

NOTICE: Notice is hereby given that, in a letter dated February 28, 1990, the President declared a major disaster under the authority of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 *et seq.*, Public Law 93–288, as amended by Public Law 100–707), as follows:

I have determined that the damage in cetain areas of the State of Mississippi, resulting from severe storms, tornadoes, and flooding beginning on January 24, 1990, is of sufficient severity and magnitude to warrant a major disaster declaration under Public Law 93–288, as amended by Public Law 100–707. I, therefore, declare that such a major disaster exists in the State of Mississippi.

In order to provide Federal assistance, you are hereby authorized to allocate from funds available for these purposes, such amounts as you find necessary for Federal disaster assistance and administrative expenses.

You are authorized to provide Individual Assistance and Public Assistance in the designated areas. Consistent with the requirement that Federal assistance be supplemental, any Federal funds provided under Public Law 93–288, as amended by Public Law 100–707, for Public Assistance will be limited to 75 percent of the total eligible costs.

The time period prescribed for the implementation of section 310(a), Priority to Certain Applications for Public Facility and Public Housing Assistance, shall be for a period not to exceed six months after the date of this declaration.

Notice is hereby given that pursuant to the authority vested in the Director of the Federal Emergency Management Agency under Executive Order 12148, I hereby appoint Robert D. Broussard of the Federal Emergency Management Agency to act as the Federal Coordinating Officer for this declared disaster.

I do hereby determine the following areas of the State of Mississippi to have been affected adversely by this declared major disaster:

The counties of Alcron, Amite, Clarke, Coahoma, Covington, Forrest, Jones, Lauderdale, Newton, Panola, Quitman, Simpson, Smith, Tallahatchie, and Wilkinson for Individual Assistance; and

The counties of Alcron, Amite, Covington, Lauderdale, Newton, Quitman, Simpson, Smith, Tallahatchie, and Wilkinson for Public Assistance.

(Catalog of Federal Domestic Assistance No. 83.516, Disaster Assistance.)

Robert H. Morris,

Acting Director, Federal Emergency Management Agency.

[FR Doc. 90–5461 Filed 3–8–90; 8:45 am]

BILLING CODE 6718–02–M

Tennessee; Major Disaster and Related Determinations

[FEMA–858–DR]

AGENCY: Federal Emergency Management Agency.

ACTION: Notice.

SUMMARY: This is a notice of the Presidential declaration of a major disaster for the State of Tennessee (FEMA–858–DR), dated February 27, 1990, and related determinations.

DATES: February 27, 1990.

FOR FURTHER INFORMATION CONTACT: Neva K. Elliott, Disaster Assistance Programs, Federal Emergency Management Agency, Washington, DC 20472 (202) 646–3614.

NOTICE: Notice is hereby given that, in a letter dated February 27, 1990, the President declared a major disaster under the authority of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 *et seq.*, Pub. L. 93–288, as amended by Pub. L. 100–707), as follows:

I have determined that the damage in certain areas of the State of Tennessee, resulting from severe storms and flooding beginning on February 15, 1990, is of sufficient severity and magnitude to warrant a major disaster declaration under Public Law 93–288, as amended by Public Law 100–707. I, therefore, declare that such a major disaster exists in the State of Tennessee.

In order to provide Federal assistance, you are hereby authorized to allocate from funds available for these purposes, such amounts as you find necessary for Federal disaster assistance and administrative expenses.

You are authorized to provide Individual Assistance in the designated areas. Public Assistance may be provided at a later time, if warranted. Consistent with the requirement that Federal assistance be supplemental, any Federal funds provided under Public Law 93–288, as amended by Public Law 100–707, for Public Assistance will be limited to 75 percent of the total eligible costs.

The tie period prescribed for the implementation of section 310(a), Priority to Certain Applications for Public Facility and Public Housing Assistance, shall be for a period not to exceed six months after the date of this declaration.

Notice is hereby given that pursuant to the authority vested in the Director of the Federal Emergency Management Agency under Executive Order 12148, I hereby appoint J. Rolando Sarabia of the Federal Emergency Management Agency to act as the Federal Coordinating Officer for this declared disaster.

I do hereby determine the following areas of the State of Tennessee to have been affected adversely by this declared major disaster: Hamilton and Polk Counties for Individual Assistance.

(Catalog of Federal Domestic Assistance No. 83.516, Disaster Assistance.)

Robert H. Morris,

Acting Director, Federal Emergency Management Agency.

[FR Doc. 90–5462 Filed 3–8–90; 8:45 am]

BILLING CODE 6718–02–M

[FEMA–858–DR]

Tennessee; Amendment to Notice of a Major Disaster Declaration

AGENCY: Federal Emergency Management Agency.

ACTION: Notice.

SUMMARY: This notice amends the notice of a major disaster for the State of Tennessee (FEMA–858–DR), dated February 27, 1990, and related determinations.

DATES: February 28, 1990.

FOR FURTHER INFORMATION CONTACT: Neva K. Elliott, Disaster Assistance Programs, Federal Emergency Management Agency, Washington, DC 20472 (202) 646–3614.

NOTICE: Notice is hereby given that the incident period for this disaster is closed effective February 20, 1990.

(Catalog of Federal Domestic Assistance No. 83.516, Disaster Assistance.)

Grant C. Peterson,

Associate Director, State and Local Programs and Support, Federal Emergency Management Agency.

[FR Doc. 90–5463 Filed 3–8–90; 8:45 am]

BILLING CODE 6718–02–M

[FEMA–856–DR]

Alabama; Amendment to Notice of a Major Disaster Declaration

AGENCY: Federal Emergency Management Agency.

ACTION: Notice.

SUMMARY: This notice amends the notice of a major disaster for the State of Alabama (FEMA–856–DR), dated February 17, 1990, and related determinations.

DATED: February 28, 1990.

FOR FURTHER INFORMATION CONTACT: Sandra E. Dixon, Disaster Assistance Programs, Federal Emergency Management Agency, Washington, DC 20472; (202) 646–4066.

Notice: The notice of a major disaster for the State of Alabama, dated February 17, 1990, is hereby amended to include the following areas among those areas determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of February 17, 1990:

The counties of Blount, Cherokee, Cullman, DeKalb, Jackson, and Marshall for Individual Assistance.

The counties of Blount, Cherokee, Jackson, Randolph, and Sumter for Public Assistance.

(Catalog of Federal Domestic Assistance No. 83.516, Disaster Assistance)

Grant C. Peterson,

Associate Director, State and Local Programs and Support, Federal Emergency Management Agency.

[FR Doc. 90–5457 Filed 3–8–90; 8:45 am]

BILLING CODE 6718–02–M

[FEMA–856–DR]

Alabama; Amendment to Notice of a Major Disaster Declaration

AGENCY: Federal Emergency Management Agency.

ACTION: Notice.

SUMMARY: This notice amends the notice of a major disaster for the State of Alabama (FEMA–856–DR), dated February 17, 1990, and related determinaitons.

DATED: February 25, 1990.

FOR FURTHER INFORMATION CONTACT: Sandra E. Dixon, Disaster Assistance Programs, Federal Emergency Management Agency, Washington DC 20472 (202) 646–4066.

Notice: The notice of a major disaster for the State of Alabama, dated February 17, 1990, is hereby amended to include the following areas among those areas determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of February 17, 1990: The counties of Bibb, Chilton, Clay, Cullman, DeKalb, Etowah, Jefferson, Marshall, Morgan, Shelby and St. Clair for Public Assistance.

(Catalog of Federal Domestic Assistance No. 83.516, Disaster Assistance)

Grant C. Peterson,

Associate Director, State and Local Programs and Support, Federal Emergency Management Agency.

[FR Doc. 90–5458 Filed 3–8–90; 8:45 am]

BILLING CODE 6718–02–M

Georgia; Amendment to Notice of a Major Disaster Declaration

[FEMA–857–DR]

AGENCY: Federal Management Agency.

ACTION: Notice.

SUMMARY: This notice amends the notice of a major disaster for the State of Georgia (FEMA–857–DR), dated February 23, 1990, and related determinations.

DATED: February 25, 1990.

FOR FURTHER INFORMATION CONTACT: Sandra E. Dixon, Disaster Assistance Programs, Federal Emergency Management Agency, Washington, DC 20472 (202) 646–4066.

Notice: The notice of a major disaster for the State of Georgia, dated February 23, 1990, is hereby amended to include the following areas among those areas determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of February 23, 1990: The counties of Cobb, Gordon, Catoosa, Whitfield and Floyd for Individual Assistance.

(Catalog of Federal Domestic Assistance No. 83.516, Disaster Assistance.)

Grant C. Peterson,

Associate Director, State and Local Programs and Support, Federal Emergency Management Agency.

[FR Doc. 90–5459 Filed 3–8–90; 8:45 am]

BILLING CODE 6718–02–M

[FEMA–857–Dr]

Georgia; Amendment to Notice of a Major Disaster Declaration

AGENCY: Federal Emergency Management Agency.

ACTION: Notice.

SUMMARY: This notice amends the notice of a major disaster for the State of Georgia (FEMA–857–DR), dated February 23, 1990, and related determinations.

DATED: February 28, 1990.

FOR FURTHER INFORMATION CONTACT: Sandra E. Dixon, Disaster Assistance Programs, Federal Emergency Management Agency, Washington, DC 20472 (202) 646–4066

Notice: The notice of a major disaster for the State of Georgia, dated February 23, 1990, is hereby amended to include the following areas among those areas determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of February 23, 1990:

The counties of Dade and Union for Individual Assistance.

The counties of Dade, Union and Whitfield for Public Assistance.

(Catalog of Federal Domestic Assistance No. 83.516, Disaster Assistance.)

Grant C. Peterson,

Associate Director, State and Local Programs and Support, Federal Emergency Management Agency.

[FR Doc. 90–5460 Filed 3–8–90; 8:45 am]

BILLING CODE 6718–02–M

Agency Information Collection Submitted to the Office of Management and Budget for Clearance

The Federal Emergency Management Agency (FEMA) has submitted to the Office of Management and Budget the following information collection package for clearance in accordance with the Paperwork Reduction Act (44 U.S.C. chapter 35).

Type: Extension of 3067–0004.

Title: Temporary Mortgage and Rental Payment Assistance.

Abstract: Section 408(b) of the Disaster Relief Act of 1974, as amended by Public Law 100–707, authorizes the President to provide assistance on a temporary basis in the form of mortgage or rental payments to or on behalf of individuals and families who, as a result of financial hardship caused by a major disaster, have received written notice of dispossession or eviction from a residence by reason of a foreclosure of any mortgage or lien cancellation of any contract of sale or termination of any lease, entered into prior to the disaster.

Three collection of information instruments are used by the Federal Emergency Management Agency to provide temporary mortgage and rental payment assistance to disaster victims: FEMA Form 90–57, Application for Mortgage or Rental Payment Assistance;

FEMA Form 90–33, Recertification for Mortgage or Rental Payment Assistance; and narrative Mortgagor/Landlord Verification Statement. These instruments are used by disaster victims in Presidentially-declared disaster areas to request mortgage and rental payment assistance and to establish the continuing need for such assistance. Data obtained from disaster victims are verified by employers, lending institutions, and landlords.

Type of Respondents: Individuals and Households.

Estimate of Total Annual Reporting and Recordkeeping Burden: 52.

Number of Respondents: 175.

Estimated Average Burden Hours Per Response: .30 hours.

Frequency of Response: On-occasion.

Copies of the above information collection request and supporting documentation can be obtained by calling or writing the FEMA Clearance Officer, Linda Borror, (202) 646–2624, 500 C Street, SW., Washington, DC 20472.

Direct comments regarding the burden estimate or any aspect of this information collection, including suggestions for reducing this burden, to: the FEMA Clearance Officer at the above address; and to Gary Waxman, (202) 395–7231, Office of Management and Budget, 3235 New Executive Office Building, Washington, DC 20503 within four weeks of this notice.

Dated: February 23, 1990.

Wesley C. Moore,

Director, Office of Administrative Support.

[FR Doc. 90–5465 Filed 3–8–90; 8:45 am]

BILLING CODE 6718–01–M

Board of Visitors for the National Fire Academy; Open Meeting

In accordance with section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), announcement is made of the following committee meeting:

Name: Board of Visitors for the National Fire Academy.

Date of Meeting: April 17–18, 1990.

Place: 1Federal Emergency Management Agency, Federal Center Plaza, Room 401, 500 C Street, SW., Washington, DC 20472.

Time: April 17—9 a.m. to 5 p.m.; April 18—9 a.m. to Agenda Completion.

Proposed Agenda: Old Business, New Business.

The meeting will be open to the public with seating available on a first-come, first-serve basis. Members of the general public who plan to attend the meeting should contact the Office of the Superintendent, National Fire Academy, Office of Training, 16825 South Seton Avenue, Emmitsburg, Maryland, 21727 (telephone number, 301–447–1123) on or before April 9, 1990.

Minutes of the meeting will be prepared by the Board and will be available for public viewing in the Director's Office, Office of Training, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472. Copies of the minutes will be available upon request 30 days after the meeting.

Dated: February 23, 1990.

Dave McLoughlin,

Director, Office of Training.

[FR Doc. 90–5466 Filed 3–8–90; 8:45 am]

BILLING CODE 6718–01–M

FEDERAL RESERVE SYSTEM

Peter J. Feine, et al.; Change in Bank Control Notices; Acquisitions of Shares of Banks or Bank Holding Companies

The notificants listed below have applied under the Change in Bank Control Act (12 U.S.C. 1817(j)) and § 225.41 of the Board's Regulation Y (12 CFR 225.41) to acquire a bank or bank holding company. The factors that are considered in acting on the notices are set forth in paragraph 7 of the Act (12 U.S.C. 1817(j)(7)).

The notices are available for immediate inspection at the Federal Reserve Bank indicated. Once the notices have been accepted for processing, they will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank indicated for that notice or to the offices of the Board of Governors. Comments must be received not later than March 23, 1990.

A. Federal Reserve Bank of Kansas City (Thomas M. Hoenig, Vice President) 925 Grand Avenue, Kansas City, Missouri 64198:

1. *Peter J. Feine,* Gladstone, Missouri, and Patrick R. Feine, Overland Park, Kansas; to each acquire an additional 2.62 percent of the voting shares of Gardner Bancorp, Inc., Gardner, Kansas, for a total of 25.9 percent, and thereby indirectly acquire First Kansas Bank and Trust Company, Gardner, Kansas.

2. *David and Janice LaTourell,* Lyons, Kansas; to acquire an additional 7.1 percent of the voting shares of Lyons Bankshares, Inc., Lyons, Kansas, for a total of 22.6 percent, and thereby indirectly acquire The Coronado Bank of Lyons, Lyons, Kansas.

Board of Governors of the Federal Reserve System, March 5, 1990.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 90–5410 Filed 3–8–90; 8:45 am]

BILLING CODE 6210–01–M

Fifth Third Bancorp, et al; Applications to Engage de novo in Permissible Nonbanking Activities

The companies listed in this notice have filed an application under § 225.23(a)(1) of the Board's Regulation Y (12 CFR 225.23(a)(1)) for the Board's approval under section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.21(a) of Regulation Y (12 CFR 225.21(a)) to commence or to engage *de novo*, either directly or through a subsidiary, in a nonbanking activity that is listed in § 225.25 of Regulation Y as closely related to banking and permissible for bank holding companies. Unless otherwise noted, such activities will be conducted throughout the United States.

Each application is available for immediate inspection at the Federal Reserve Bank indicated. Once the application has been accepted for processing, it will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interest, or unsound banking practices." Any request for a hearing on this question must be accompanied by 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 the proposal.

Unless otherwise noted, comments regarding the applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than March 28, 1990.

A. Federal Reserve Bank of Cleveland (John J. Wixted, Jr., Vice President) 1455 East Sixth Street, Cleveland, Ohio 44101:

1. *Fifth Third Bancorp,* Cincinnati, Ohio; to engage *de novo* in making equity investments in limited partnerships designed primarily to promote community welfare namely the

economic rehabilitation and development of low-income areas by providing low-income housing pursuant to § 225.25(b)(6) of the Board's Regulation Y.

B. **Federal Reserve Bank of Atlanta** (Robert E. Heck, Vice President) 100 Marietta Street, NW., Atlanta, Georgia 30303:

1. *Forest Bancorp,* Forest, Mississippi; to engage *de novo* through its subsidiary, Bankers Services Corporation, Forest, Mississippi, in providing management consulting advice to nonaffiliated banks and nonbank depository institutions pursuant to § 225.25(b)(11) of the Board's Regulation Y. These activities will be conducted throughout the States of Mississippi and Alabama.

2. *Merchant Bank Corporation,* Atlanta, Georgia; to engage *de novo* in acquiring and servicing loans for its own account and for the accounts of others, such as would be made by a mortgage company pursuant to § 225.25(b)(1)(i); and selling as agent or broker, credit life and accident health insurance that is directly related to its extensions of credit pursuant to § 225.25(b)(8)(i) of the Board's Regulation Y.

Board of Governors of the Federal Reserve System, March 5, 1990.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 90–5411 Filed 3–8–90; 8:45 am]

BILLING CODE 6210–01–M

First Bancorp Investment Corp., et al.; Formations of; Acquisitions by; and Mergers of Bank Holding Companies

The companies listed in this notice have applied for the Board's approval under section 3 of the Bank Holding Company Act (12 U.S.C. 1842) and § 225.14 of the Board's Regulation Y (12 CFR 225.14) to become a bank holding company or to acquire a bank or bank holding company. 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 is available for immediate inspection at the Federal Reserve Bank indicated. Once the application has been accepted for processing, it will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank or to the offices of the Board of Governors. 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.

Unless otherwise noted, comments regarding each of these applications must be received not later than March 30, 1990.

A. **Federal Reserve Bank of Cleveland** (John J. Wixted, Jr., Vice President) 1455 East Sixth Street, Cleveland, Ohio 44101:

1. First Bancorp Investment Corporation, Ashland, Kentucky; to become a bank holding company by acquiring 100 percent of the voting shares First American Kentucky Bancorp, Inc., Ashland, Kentucky, and thereby indirectly acquire First American Bank Ashland, Kentucky, Ashland, Kentucky.

2. P–A Bancorp, Ashland, Kentucky; to become a bank holding company by acquiring 100 percent of the voting shares of First Bancorp Investment Corporation, Ashland, Kentucky; First American Kentucky Bancorp, Inc., Ashland, Kentucky; and First American Bank Ashland, Kentucky, Ashland, Kentucky.

3. Pikeville National Corporation, Pikeville, Kentucky; to acquire 100 percent of the voting shares of P–A Bancorp, Inc., Ashland, Kentucky; First American Kentucky Bancorp, Inc., Ashland, Kentucky; and First American Bank Ashland, Kentucky, Ashland, Kentucky.

B. **Federal Reserve Bank of Chicago** (David S. Epstein, Vice President) 230 South LaSalle Street, Chicago, Illinois 60690:

1. F.W.S.F. Corporation, Milwaukee, Wisconsin; to acquire 100 percent of the voting shares of Elkhorn Bankshares Corporation, Elkhorn, Wisconsin, and thereby indirectly acquire State Bank of Elkhorn, Elkhorn, Wisconsin.

2. Firstar Corporation, Milwaukee, Wisconsin; to acquire 100 percent of the voting shares of Elkhorn Bankshares Corporation, Elkhorn, Wisconsin, and thereby indirectly acquire State Bank of Elkhorn, Wisconsin.

3. Firstar Corporation, Milwaukee, Wisconsin; to acquire 100 percent of the voting shares of First Western Company, St. Louis Park, Minnesota, and thereby indirectly acquire First Western Bank St. Louis, St. Louis Park, Minnesota.

4. Firstar Corporation of Minnesota, Milwaukee, Wisconsin; to acquire 100 percent of the voting shares of First Western Company, St. Louis Park, Minnesota, and thereby indirectly acquire First Western Bank St. Louis, St. Louis Park, Minnesota.

5. Honor Bancorp, Inc., Honor, Michigan; to become a bank holding company by acquiring 100 percent of the voting shares of Honor State Bank, Honor, Michigan.

C. **Federal Reserve Bank of Kansas City** (Thomas M. Hoenig, Vice President) 925 Grand Avenue, Kansas City, Missouri 64198:

1. Morley Bancshares Corporation, Belle Plaine, Kansas; to become a bank holding company by acquiring The Valley State Bank, Belle Plaine, Kansas.

Board of Governors of the Federal Reserve System, March 5, 1990.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 90–5412 Filed 3–8–90; 8:45 am]

BILLING CODE 6210–01–M

Tonti Financial Corp; Acquisition of Company Engaged in Permissible Nonbanking Activities

The organization listed in this notice has applied under § 225.23(a)(2) or (f) of the Board's Regulation Y (12 CFR 225.23(a)(2) or (f)) for the Board's approval under section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.21(a) of Regulation Y (12 CFR 225.21(a)) to acquire or control voting securities or assets of a company engaged in a nonbanking activity that is listed in § 225.25 of Regulation Y as closely related to banking and permissible for bank holding companies. Unless otherwise noted, such activities will be conducted throughout the United States.

The application is available for immediate inspection at the Federal Reserve Bank indicated. Once the application has been accepted for processing, it will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question must be accompanied by 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 the proposal.

Comments regarding the application must be received at the Reserve Bank

indicated or the offices of the Board of Governors not later than March 28, 1990.

A. **Federal Reserve Bank of Cleveland** (John J. Wixted, Jr., Vice President) 1455 East Sixth Street, Cleveland, Ohio 44101:

1. *Tonti Financial Corporation,* Columbus, Ohio; to acquire Marietta Franklin Securities Corporation, Columbus, Ohio, and thereby indirectly acquire Pioneer Savings and Loan, Columbus, Ohio, and thereby engage in savings and loan activities pursuant to § 225.25(b)(9) of the Board's Regulation Y.

Board of Governors of the Federal Reserve System, March 28, 1990.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 90–5413 Filed 3–8–90; 8:45 am]

BILLING CODE 6210–01–M

WM Bancorp, et al.; Formations of, Acquisitions by, and Mergers of Bank Holding Companies; and Acquisitions of Nonbanking Companies

The companies listed in this notice have applied under § 225.14 of the Board's Regulation Y (12 CFR 225.14) for the Board's approval under section 3 of the Bank Holding Company Act (12 U.S.C. 1842) to become a bank holding company or to acquire voting securities of a bank or bank holding company. The listed companies have also applied under § 225.23(a)(2) of Regulation Y (12 CFR 225.23(a)(2)) for the Board's approval under section 4(c)(8) of the Bank Holding Company Act (12 U.S.C.1843(c)(8)) and § 225.2l(a) of Regulation Y (12 CFR 225.2l(a)) to acquire or control voting securities or assets of a company engaged in a nonbanking activity that is listed in § 225.25 of Regulation Y as closely related to banking and permissible for bank holding companies, or to engage in such an activity. Unless otherwise noted, these activities will be conducted throughout the United States.

The applications are available for immediate inspection at the Federal Reserve Bank indicated. Once the application has been accepted for processing, it will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question must be accompanied by 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 the proposal.

Unless otherwise noted, comments regarding each of these applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than March 28, 1990.

A. **Federal Reserve Bank of Richmond** (Fred L. Bagwell, Vice President) 701 East Byrd Street, richmond, Virginia 23261:

1. *WM Bancorp,* Cumberland, Maryland; to merge with Potomac Bancorp, Inc., Keyser, West Virginia, and thereby indirectly acquire The National Bank of Keyser, Keyser, West Virginia.

In connection with this application, Applicant also proposes to acquire Eastern Servicecenter, Inc., Keyser, West Virginia, and thereby engage in providing data processing services of a financial nature to affiliated and nonaffiliated companies pursuant to § 225.25(b)(7) of the Board's Regulation Y. These activities will be conducted in Keyser, West Virginia.

B. **Federal Reserve Bank of San Francisco** (Harry W. Green, Vice President) 101 Market Street, San Francisco, California 94105:

1. *Security Pacific Corporation,* Los Angeles, California, ("Security Pacific"), and SPC Acquisition, Inc., Los Angeles, California ("SPC"); to acquire 100 percent of the voting shares of La Jolla Bancorp, San Diego, California, and thereby indirectly acquire La Jolla Bank & Trust Company, San Diego, California. SPC Acquisition, Inc. has also applied to become a bank holding company.

In connection with this application, Security Pacific also proposes to acquire La Jolla Realty Capital Corporation, San Diego, California, and thereby engage in commercial mortgage banking activities pursuant to § 225.25(b)(1); and SPC also proposes to acquire H.D. McNee Realty Advisors, Inc., San Diego, California, and thereby engage in mortgage lending and servicing pursuant to § 225.25(b)(1); and real property investment advisory services to pension funds pursuant to § 225.25(b)(4) of the Board's Regulation Y.

Board of Governors of the Federal Reserve System, March 5, 1990.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 90–5414 Filed 3–8–90; 8:45 am]

BILLING CODE 6210–01–M

FEDERAL TRADE COMMISSION

[Dkt. 9215]

The Coca-Cola Bottling Company of the Southwest, et al.; Prohibited Trade Practices, and Affirmative Corrective Actions

AGENCY: Federal Trade Commission.

ACTION: Consent Order.

SUMMARY: In settlement of alleged violations of federal law prohibiting unfair acts and practices and unfair methods of competition, this consent order requires, among other things, that Dr. Pepper take no action that interferes with the accomplishment of any relief that might be ordered by the Commission against the Coca-Cola Bottling Company of the Southwest.

DATES: Complaint issued July 29, 1988. Order issued December 20, 1989.[1]

FOR FURTHER INFORMATION CONTACT: James Elliott, Dallas Regional Office, Federal Trade Commission, 100 N. Central Expressway, Suite 500, Dallas, Tx. 72501. (214) 767–5503.

SUPPLEMENTARY INFORMATION: On Monday, October 2, 1989, there was published in the **Federal Register,** 54 FR 40521, a proposed consent agreement with analysis In the Matter of Coca-Cola Bottling Company of the Southwest, for the purpose of soliciting public comment. Interested parties were given sixty (60) days in which to submit comments, suggestions or objections regarding the proposed form of order.

No comments having been received, the Commission has ordered the issuance of the complaint in the form contemplated by the agreement, made its jurisdictional findings and entered an order to divest in disposition of this proceeding.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; sec. 7, 38 Stat. 731, as amended; 15 U.S.C. 45, 18)

Donald S. Clark,

Secretary.

[FR Doc. 90–5449 Filed 3–8–90; 8:45 am]

BILLING CODE 6750–01–M

[1] Copies of the Complaint and the Decision and Order are available from the Commission's Public Reference Branch, H–130, 6th Street & Pennsylvania Avenue, NW., Washington, DC 20580.

[Dkt. C-3270]

Societe Nationale Elf Aquitaine, et al.; Prohibited Trade Practices, and Affirmative Corrective Actions

AGENCY: Federal Trade Commission.

ACTION: Consent Order.

SUMMARY: In settlement of alleged violations of federal law prohibiting unfair acts and practices and unfair methods of competition, this consent order requires, among other things, the corporation, based in Paris, to divest a chemical plant in New Jersey, to a Commission-approved acquirer, and to "hold separate" the entire fluorocarbon division, to eliminate antitrust concerns created by its acquisition of Pennwalt Corporation.

DATES: Complaint and Order issued December 28, 1989.[1]

FOR FURTHER INFORMATION CONTACT: Howard Morse, FTC/S–2627, Washington, DC 20580. (202) 326–2949.

SUPPLEMENTARY INFORMATION: On Friday, August 4, 1989, there was published in the **Federal Register**, 54 FR 32120, a proposed consent agreement with analysis In the Matter of Societe Nationale Elf Aquitaine, et al., for the purpose of soliciting public comment. Interested parties were given sixty (60) days in which to submit comments, suggestions or objections regarding the proposed form of order.

A comment was filed and considered by the Commission. The Commission has ordered the issuance of the complaint in the form contemplated by the agreement, made its jurisdictional findings and entered an order to divest in disposition of this proceeding.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; sec. 7, 38 Stat. 731, as amended; 15 U.S.C. 45, 18)

Donald S. Clark,

Secretary.

[FR Doc. 90–5450 Filed 3–8–90; 8:45 am]

BILLING CODE 6750–01–M

[1] Copies of the Complaint and the Decision and Order are available from the Commission's Public Reference Branch, H–130, 6th Street & Pennsylvania Avenue, NW., Washington, DC 20580.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of the Secretary

Agency Forms Submitted to the Office of Management and Budget for Clearance

On Fridays, the Department of Health and Human Services, Office of the Secretary publishes a list of information collections 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 information collections recently submitted to OMB.

1. Self-Evaluation and Recordkeeping Required by the HHS Regulations (45 CFR 84.6(c)) Implementing section 504 of the Rehabilitation Act of 1973—0990–0124—Extension of current approval with no changes—Recipients of HHS funds are required to evaluate their policies/practices to assure compliance with the requirements of section 504, Rehabilitation Act of 1973 and implementing regulations (Nondiscrimination on the Basis of Handicap in Federally Assisted Programs). Recipients with 15 or more employees are required to maintain their self-evaluation for three years. *Respondents:* Recipients of HHS funds; *Number of Annual Respondents:* 380; *Frequency of Response:* one time; *Average Burden per Response:* 80 hours; *Total Annual Burden:* 30,400 hours. *OMB Desk Officer:* Angela Antonelli

Copies of the information collection packages listed above can be obtained by calling the OS Reports Clearance Officer on (202) 245–6511. Written comments and recommendations for the proposed information collection should be sent directly to the OMB desk officer designated above at the following address: OMB Reports Management Branch, New Executive Office Building, Room 3208, Washington, D.C. 20503.

Dated: March 2 1990.

James F. Trickett

Deputy Assistant Secretary for Management and Acquisition.

[FR Doc. 90–5378 Filed 3–8–90; 8:45 am]

BILLING CODE 4150–04–M

Family Support Administration

Forms Submitted to the Office of Management and Budget for Clearance

The Family Support Administration (FSA) will publish on Fridays information collection packages submitted to the Office of Management and Budget (OMB) for clearance, in compliance with the Paperwork Reduction Act (44 U.S.C. chapter 35). Following is the package submitted to OMB since the last publication on March 2, 1990.

(For a copy of the package, call the FSA, Report Clearance Officer 202–252–5602)

Information collected from the requirements contained in the program announcement OCS 90–4 will be the sole source of information available to OCS in reviewing applications leading to awards grants under the Demonstration Partnership Program. *Respondents:* State and local governments, non-profit institutions; *Number of Respondents:* 70; *Frequency of Response:* One-time; *Average Burden per Response:* 40 hours; *Estimated Annual Burden:* 2800 hours.

OMB Desk Officer: Shannah Koss-McCallum.

Written comments and recommendations for the proposed information collection should be sent directly to the OMB Desk Officer designated above at the following address: OMB Reports Management Branch, New Executive Office Building, Room 3201, 725 17th Street NW., Washington, DC 20503.

Dated: March 5, 1990.

Naomi B. Marr,

Associate Administrator, Office of Management and Information Systems.

[FR Doc. 90–5493 Filed 3–8–90; 8:45 am]

BILLING CODE 4150–04–M

Food and Drug Administration

[Docket No. 90E–0034]

Determination of Regulatory Review Period for Purposes of Patient Extension; Cardiogen-82®

AGENCY: Food and Drug Administration, NNS.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) has determined the regulatory review period for Cardiogen-82® and is publishing this notice of that determination as required by law. FDA has made the determination because of the submission of an application to the Commissioner of Patents and Trademarks, Department of Commerce, for the extension of a patent which claims that human drug product.

ADDRESSES: Written comments and petitions should be directed to the Dockets Management Branch (HFA–305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: I. David Wolfson, Office of Health Affairs (HFY–20), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301–443–1382.

SUPPLEMENTARY INFORMATION: The Drug Price Competition and Patent Term Restoration Act of 1984 (Pub. L. 98–417) and the Generic Animal Drug and Patent

Term Restoration Act (Pub. L. 100–670) generally provide that a patent may be extended for a period of up to 5 years so long as the patented item (human drug product, animal drug product, medical device, food additive, or color additive) was subject to regulatory review by FDA before the item was marketed. Under these acts, a product's regulatory review period forms the basis for determining the amount of extension an applicant may receive.

A regulatory review period consists of two periods of time: a testing phase and an approval phase. For human drug products, the testing phase begins when the exemption to permit the clinical investigations of the drug becomes effective and runs until the approval phase begins. The approval phase starts with the initial submission of an application to market the human drug product and continues until FDA grants permission to market the drug product. Although only a portion of a regulatory review period may count toward the actual amount of extension that the Commissioner of Patents and Trademarks may award (for example, half the testing phase must be subtracted as well as any time that may have occurred before the patent was issued), FDA's determination of the length of a regulatory review period for a human drug product will include all of the testing phase and approval phase as specified in 35 U.S.C. 156(g)(1)(B).

FDA recently approved for marketing the human drug product Cardiogen-82® (rubidium chloride Rb–82 generator) which is indicated as an injectable myocardial perfusion agent that is useful in distinguishing normal from abnormal myocardium in patients with suspected myocardial infarction. Subsequent to this approval, the Patent and Trademark Office received a patent term restoration application for Cardiogen-82® (U.S. Patent No. 4,400,358) from E. R. Squibb and Sons, Inc., and requested FDA's assistance in determining the patent's eligibility for patent term restoration. FDA, in a letter dated February 5, 1990, advised the Patent and Trademark Office that the human drug product had undergone a regulatory review period and that the active ingredient, rubidium chloride Rb–82 generator, represented the first permitted commercial marketing or use of the active ingredient. Shortly thereafter, the Patent and Trademark Office requested that FDA determine the product's regulatory review period.

FDA has determined that the applicable regulatory review period for Cardiogen-82® is 2,717 days. Of this time, 889 days occurred during the testing phase of the regulatory review period, while 1,828 days occurred during the approval phase. These periods of time were derived from the following dates:

1. *The date an exemption under section 505(i) of the Federal Food, Drug, and Cosmetic Act became effective:* July 24, 1982. The applicant claims July 23, 1982, as the date the investigational new drug (IND) application for Cardiogen-82® became effective. However, FDA records indicate that the IND became effective on July 24, 1982.

2. *The date the application was initially submitted with respect to the human drug product under section 505(b) of the Federal Food, Drug, and Cosmetic Act:* December 28, 1984. The applicant claims December 27, 1984, as the date the new drug application (NDA) for Cardiogen-82® (NDA 19–414) was initially submitted. However, FDA records indicate that the application was not received until December 28, 1984.

3. *The date the application was approved:* December 29, 1989. FDA has verified the applicants claim that NDA 19–414 was approved on December 29, 1989.

This determination of the regulatory review period establishes the maximum potential length of a patent extension. However, the U.S. Patent and Trademark Office applies several statutory limitations in its calculations of the actual period for patent extension. In its application for patent extension, this applicant seeks 730 days of patent extension.

Anyone with knowledge that any of the dates as published is incorrect may, on or before May 8, 1990, submit to the Dockets Management Branch (address above) written comments and ask for a redetermination. Furthermore, any interested person may petition FDA, on or before September 10, 1990, for a determination regarding whether the applicant for extension acted with due diligence during the regulatory review period. To meet its burden, the petition must contain sufficient facts to merit an FDA investigation. (See H. Rept. 857, part 1, 98th Cong., 2d Sess., pp. 41–42, 1984.) Petitions should be in the format specified in 21 CFR 10.30.

Comments and petitions should be submitted to the Dockets Management Branch (address above) in three copies (except that individuals may submit single copies) and identified with the docket number found in brackets in the heading of this document. Comments and petitions may be seen in the Oockets Management Branch between 9 a.m. and 4 p.m., Monday through Friday.

Dated: February 27, 1990.

Stuart L. Nightingale,

Associate Commissioner for, Health Affairs.

[FR Doc. 90–5430 Filed 3–8–90; 8:45 am]

BILLING CODE 4160–01–M

[Docket No. 90M–0058]

Cheung Laboratories, Inc.; Premarket Approval of Hyperthermia System 100A

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing its approval of the application by Cheung Laboratories, Inc., Columbia, MD, for premarket approval, under the Medical Device Amendments of 1976, of the Hyperthermia System 100A. After reviewing the recommendation of the Radiologic Devices Panel, FDA's Center for Devices and Radiological Health (CDRH) notified the applicant, by letter of November 17, 1989, of the approval of the application.

DATES: Petitions for administrative review by April 9, 1990.

ADDRESSES: Written requests for copies of the summary of safety and effectiveness data and petitions for administrative review to the Dockets Management Branch (HFA–305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Adrianne Galdi, Center for Devices and Radiological Health (HFZ–430), Food and Drug Administration, 1390 Piccard Dr., Rockville, MD 20850, 301–427–1050.

SUPPLEMENTARY INFORMATION: On March 24, 1989, Cheung Laboratories, Inc., Columbia, MD 21046–1890, submitted to CDRH an application for premarket approval on the Hyperthermia System 100A. The device is an external microwave hyperthermia system. The Hyperthermia System 100A is indicated for use in conjunction with radiation therapy in the palliative management of certain solid surface and subsurface malignant tumors (i.e., squamous or basal cell carcinoma, adenocarcinoma, sarcoma, or melanoma) that are recurrent or progressive despite conventional therapy.

On July 10, 1989, the Radiologic Devices Panel, an FDA advisory committee, reviewed and recommended approval of the application. On November 17, 1989, CDRH approved the application by a letter to the applicant

from the Director of the Office of Device Evaluation, CDRH.

A summary of the safety and effectiveness data on which CDRH based its approval is on file in the Dockets Management Branch (address above) and is available from that office upon written request. Requests should be identified with the name of the device and the docket number found in brackets in the heading of this document.

A copy of all approved labeling is available for public inspection at CDRH—contact Adrianne Galdi (HFZ–430), address above.

Opportunity for Administrative Review

Section 515(d)(3) of the Federal Food, Drug, and Cosmetic Act (the act) (21 U.S.C. 360e(d)(3)) authorizes any interested person to petition, under section 515(g) of the act (21 U.S.C. 360e(g)), for administrative review of CDRH's decision to approve this application. A petitioner may request either a formal hearing under part 12 (21 CFR part 12) of FDA's administrative practices and procedures regulations or a review of the application and CDRH's action by an independent advisory committee of experts. A petition is to be in the form of a petition for reconsideration under § 10.33(b) (21 CFR 10.33(b)). A petitioner shall identify the form of review requested (hearing or independent advisory committee) and shall submit with the petition supporting data and information showing that there is a genuine and substantial issue of material fact for resolution through administrative review. After reviewing the petition, FDA will decide whether to grant or deny the petition and will publish a notice of its decision in the **Federal Register**. If FDA grants the petition, the notice will state the issue to be reviewed, the form of review to be used, the persons who may participate in the review, the time and place where the review will occur, and other details.

Petitioners may, at any time on or before April 9, 1990, file with the Dockets Management Branch (address above) two copies of each petition and supporting data and information, identified with the name of the device and the docket number found in brackets in the heading of this document. Received petitions may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

This notice is issued under the Federal Food, Drug, and Cosmetic Act (secs. 515(d), 520(h) (21 U.S.C. 360e(d), 360j(h))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10) and redelegated to the Director Center for Devices and Radiological Health (21 CFR 5.53).

Dated: March 1, 1990.

John. C. Villforth,

Director, Center for Devices and Radiological Health.

[FR Doc. 90–5431 Filed 3–8–90; 8:45 am]

BILLING CODE 4160–01–M

[Docket No. 90M–0068]

Menicon Co., Ltd.; Premarket Approval of Menicon SF–P (Melafocon A) Rigid Gas Permeable Contact Lens for Extended Wear (Clear and Blue Tinted)

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing its approval of the supplemental application by Menicon Co., Ltd., Naka-ku, Nagoya, Japan, for premarket approval, under the Medical Device Amendments of 1976, of the spherical Menicon SF–P (melafocon A) Rigid Gas Permeable Contact Lens for Extended Wear (clear and blue tinted). After reviewing the recommendation of the Ophthalmic Devices Panel, FDA's Center for Devices and Radiological Health (CDRH) notified the applicant, by letter of February 8, 1990, of the approval of the supplemental application.

DATES: Petitions for administrative review by April 9, 1990.

ADDRESSES: Written requests for copies of the summary of safety and effectiveness data and petitions for administrative review to the Dockets Management Branch (HFA 305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: David M. Whipple, Center for Devices and Radiological Health (HFZ–460), Food and Drug Administration, 1390 Piccard Dr., Rockville, MD 20650, 301–427–1080.

SUPPLEMENTARY INFORMATION: On July 31, 1989, Menicon Co., Ltd., Naka-Ku, Nagoya, Japan, submitted to CDRH a supplemental application for premarket approval of the Menico SF–P (melafocon A) Rigid Gas Permeable Contact Lens (clear and blue tinted) for extended wear. The spherical lens is indicated for extended wear from 1 to 7 days: between removals for cleaning and disinfection as recommended by the eye care practitioner. This lens is indicated for the correction of visual acuity in not-aphakic persons with nondiseased eyes that are myopic or hyperopic. The lens may be worn by persons who exhibit astigmatism of 3.00 diopters (D) or less that does not interfere with visual acuity. The spherical lens ranges in powers from −20.00 D to +8.00 D and is to be disinfected using a chemical lens care system. The blue tinted lens contains the color additive D&C Green No. 6 in accordance with the color additive listing provisions of 21 CFR 74.3206.

On October 20, 1989, the Ophthalmic Devices Panel, an FDA advisory committee, reviewed and recommended approval of the supplemental application. On February 8, 1990, CDRH approved the supplemental application by a letter to the applicant from the Director of the Office of Device Evaluation, CDRH.

A summary of the safety and effectiveness data on which CDRH based its approval is on file in the Dockets Management Branch (address above) and is available from that office upon written request. Requests should be identified with the name of the device and the docket number found in brackets in the heading of this document.

A copy of all approved final labeling is available for public inspection at CDRH—contact David M. Whipple (HFZ–460), address above. The labeling of the Menicon SF–P (melafocon A) Rigid Gas Permeable Contact Lens for Extended Wear (clear and blue tinted) states that the lens is to be used only with certain solutions for disinfection and other purposes. The restrictive labeling informs new users that they must avoid using certain products, such as solutions intended for use with hard contact lenses only.

Opportunity for Administrative Review

Section 515(d)(3) of the Federal Food, Drug, and Cosmetic Act (the act) (21 U.S.C. 360e(d)(3)) authorizes any interested person to petition, under section 515(g) of the act (21 U.S.C. 360e(g)), for administrative review of CDRH's decision to approve this application. A petitioner may request either a formal hearing under part 12 (21 CFR part 12) of FDA's administrative practices and procedures regulations or a review of the application and CDRH's action by an independent advisory committee of experts. A petition is to be in the form of a petition for reconsideration under § 10.33(b) (21 CFR 10.33(b)). A petitioner shall identify the form of review requested (hearing or independent advisory committee) and shall submit with the petition supporting data and information showing that there

is a genuine and substantial issue of material fact for resolution through administrative review. After reviewing the petition, FDA will decide whether to grant or deny the petition and will publish a notice of its decision in the **Federal Register**. If FDA grants the petition, the notice will state the issue to be revieved, the form of review to be used, the persons who may participate in the review, the time and place where the review will occur, and other details.

Petitioners may, at any time on or before April 9, 1990, with the Dockets Management Branch (address above) two copies of each petition and supporting data and information, identified with the name of the device and the docket number found in brackets in the heading of this document. Received petitions may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

This notice is issued under the Federal Food, Drug, and Cosmetic Act (sections 515(d), 520(h) (21 U.S.C. 360e(d), 360j(h))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10) and redelegated to the Director, Center for Devices and Radiological Health (21 CFR 5.53).

Dated: March 1, 1990.

John C. Villforth,

Director, Center for Devices and Radiological Health.

[FR Doc. 90-5425 Filed 3-8-90; 8:45 am]

BILLING CODE 4160-01-M

[Docket No. 90M-0067]

American Medical Electronics, Inc.; Premarket Approval of Spinal-Stim®

AGENCY: Food and Drug Administration, HHS

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing its approval of the application by American Medical Electronics, Inc., Dallas, TX, for premarket approval, under the Medical Device Amendments of 1976, of the Spinal Stim®. After reviewing the recommendation of the Orthopedic and Rehabilitation Devices Panel, FDA's Center for Devices and Radiological Health (CDRH) notified the applicant, by letter of February 7, 1990, of the approval of the application.

DATES: Petitions for administrative review by April 9, 1990.

ADDRESSES: Written requests for copies of the summary of safety and effectiveness data and petitions for administrative review to the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Michael J. Blackwell, Center for Devices and Radiological Health (HFZ-410), Food and Drug Administration, 1390 Piccard Dr., Rockville, MD 20850, 301-427-1036.

SUPPLEMENTARY INFORMATION: On June 6, 1988, American Medical Electronics, Inc., Dallas TX 75244-2011, submitted to CDRH an application for premarket approval of the Spinal-Stim®. The device is a noninvasive, inductively coupled, low energy pulsed electromagnetic field device configured to allow treatment of spinal fusion. The battery-powered system consists of an electronic waveform circuit which generates programmed current pulses for a pair of treatment transducers. The device is indicated as a spinal fusion adjunct to increase the probability of fusion success and as a nonoperative treatment for salvage of failed spinal fusion, where a minimum of 9 months has elapsed since surgery.

On September 22, 1989, the Orthopedic and Rehabilitation Devices Panel, an FDA advisory committee, reviewed and recommended approval of the application. On February 7, 1990, CDRH approved the application by a letter to the applicant from the Director of the Office of Device Evaluation, CDRH.

A summary of the safety and effectiveness data on which CDRH based its approval is on file in the Dockets Management Branch (address above) and is available from that office upon written request. Requests should be identified with the name of the device and the docket number found in brackets in the heading of this document.

A copy of all approved labeling is available for public inspection at CDRH—contact Michael J. Blackwell (HFZ-410) address above.

Opportunity for Administrative Review

Section 515(d)(3) of the Federal Food, Drug, and Cosmetic Act (the act) (21 U.S.C. 360e(d)(3)) authorizes any interested person to petition, under section 515(g) of the act (21 U.S.C. 360e(g)), for administrative review of CDRH's decision to approve this application. A petitioner may request either a formal hearing under part 12 (21 CFR part 12) of FDA's administrative practices and procedures regulations or a review of the application and CDRH's action by an independent advisory committee of experts. A petition is to be in the form of a petition for reconsideration under § 10.33(b) (21 CFR 10.33(b)). A petitioner shall identify the form of review requested (hearing or independent advisory committee) and shall submit with the petition supporting data and information showing that there is a genuine and substantial issue of material fact for resolution through administrative review. After reviewing the petition, FDA will decide whether to grant or deny the petition and will publish a notice of its decision in the **Federal Register**. If FDA grants the petition the notice will state the issue to be reviewed, the form of review to be used, the persons who may participate in the review, the time and place where the review will occur, and other details.

Petitioners may, at any time on or before April 9, 1990, file with the Dockets Management Branch (address above) two copies of each petition and supporting data and information, identified with the name of the device and the docket number found in brackets in the heading of this document. Received petitions may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

This notice is issued under the Federal Food, Drug, and Cosmetic Act (sections 515(d), 520(h) (21 U.S.C. 360e(d), 360j(h))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10) and redelegated to the Director, Center for Devices and Radiological Health (21 CFR 5.53).

Dated: March 1, 1990.

John C. Villforth,

Director, Center for Devices and Radiological Health.

[FR Doc. 90-5426 Filed 3-8-90; 8:45 am]

BILLING CODE 4160-01-M

[Docket No. 90M-0065]

Optikem International, Inc.; Premarket Approval of Sereine® Contact Lens Cleaner

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing its approval of the application by Optikem International, Inc., Denver, CO, for premarket approval, under the Medical Device Amendments of 1976, of Sereine® Contact Lens Cleaner. After reviewing the recommendation of the Ophthalmic Devices Panel, FDA's Center for Devices and Radiological Health (CDRH) notified the applicant, by letter of February 8, 1990, of the approval of the application.

DATES: Petitions for administrative review by April 9, 1990.

ADDRESSES: Written requests for copies of the summary of safety and effectiveness data and petitions for administrative review to the Dockets Management Branch (HFA–305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: David M. Whipple, Center for Devices and Radiological Health (HFZ–460), Food and Drug Administration, 1390 Piccard Dr., Rockville, MD 20850, 301–427–1080.

SUPPLEMENTARY INFORMATION: On June 28, 1988, Optikem International, Inc., Denver, CO 80223, submitted to CDRH an application for premarket approval of Sereine® Contact Lens Cleaner indicated for use to clean silicone acrylate rigid gas permeable contact lenses.

On June 23, 1989, the Ophthalmic Devices Panel, an FDA advisory committee, reviewed and recommended approval of the application. On February 8, 1990, CDRH approved the application by a letter to the applicant from the Director of the Office of Device Evaluation, CDRH.

A summary of the safety and effectiveness data on which CDRH based its approval is on file in the Dockets Management Branch (address above) and is available from that office upon written request. Requests should be identified with the name of the device and the docket number found in brackets in the heading of this document.

A copy of all approved labeling is available for public inspection at CDRH—contact David M. Whipple (HFZ–460), address above.

Opportunity for Administrative Review

Section 515(d)(3) of the Federal Food, Drug, and Cosmetic Act (the act) (21 U.S.C. 360e(d)(3)) authorizes any interested person to petition, under section 515(g) of the act (21 U.S.C. 360e(g)), for administrative review of CDRH's decision to approve this application. A petitioner may request either a formal hearing under Part 12 (21 CFR Part 12) of FDA's administrative practices and procedures regulations or a review of the application and CDRH's action by an independent advisory committee of experts. A petition is to be in the form of a petition for reconsideration under § 10.33(b) (21 CFR 10.33(b)). A petitioner shall identify the form of review requested (hearing or independent advisory committee) and shall submit with the petition supporting data and information showing that there is a genuine and substantial issue of material fact for resolution through administrative review. After reviewing the petition, FDA will decide whether to grant or deny the petition and will publish a notice of its decision in the **Federal Register**. If FDA grants the petition, the notice will state the issue to be reviewed, the form of review to be used, the persons who may participate in the review, the time and place where the review will occur, and other details.

Petitioners may, at any time on or before April 9, 1990, file with the Dockets Management Branch (address above) two copies of each petition and supporting data and information, identified with the name of the device and the docket number found in brackets in the heading of this document. Received petitions may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

This notice is issued under the Federal Food, Drug, and Cosmetic Act (sections 515(d), 520(h) (21 U.S.C. 360e(d), 360j(h))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10) and redelegated to the Director, Center for Devices and Radiological Health (21 CFR 5.53).

Dated: March 1, 1990.

John C. Villforth,

Director, Center for Devices and Radiological Health.

[FR Doc. 90–5427 Filed 3–8–90; 8:45 am]

BILLING CODE 4160–01–M

[Docket No. 90M–0066]

Optikem International, Inc.; Premarket Approval of Sereine® Contact Lens Wetting & Soaking Solution

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing its approval of the application by Optikem International, Inc., Denver, CO, for premarket approval, under the Medical Device Amendments of 1976, of Sereine® Contact Lens Wetting & Soaking Solution. After reviewing the recommendation of the Ophthalmic Devices Panel, FDA's Center for Devices and Radiological Health (CDRH) notified the applicant, by letter of February 8, 1990, of the approval of the application.

DATES: Petitions for administrative review by April 9, 1990.

ADDRESSES: Written requests for copies of the summary of safety and effectiveness data and petitions for administrative review to the Dockets Management Branch (HFA–305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: David M. Whipple, Center for Devices and Radiological Health (HFZ–460), Food and Drug Administration, 1390 Piccard Dr., Rockville, MD 20850–4302, 301–427–1080.

SUPPLEMENTARY INFORMATION: On June 28, 1988, Optikem International, Inc., Denver, CO 80223, submitted to CDRH an application for premarket approval of Sereine® Contact Lens Wetting & Soaking Solution indicated for use in the disinfection, storage, and wetting of silicone acrylate rigid gas permeable contact lenses.

On June 23, 1989, the Ophthalmic Devices Panel, an FDA advisory committee, reviewed and recommended approval of the application. On February 8, 1990, CDRH approved the application by a letter to the applicant from the Director of the Office of Device Evaluation, CDRH.

A summary of the safety and effectiveness data on which CDRH based its approval is on file in the Dockets Management Branch (address above) and is available from that office upon written request. Requests should be identified with the name of the device and the docket number found in brackets in the heading of this document.

A copy of all approved labeling is available for public inspection at CDRH—contact David M. Whipple (HFZ–460), address above.

Opportunity for Administrative Review

Section 515(d)(3) of the Federal Food, Drug, and Cosmetic Act (the act) (21 U.S.C. 360e(d)(3)) authorizes any interested person to petition, under section 515(g) of the act (21 U.S.C. 360e(g)), for administrative review of CDRH's decision to approve this application. A petitioner may request either a formal hearing under part 12 (21 CFR part 12) of FDA's administrative practices and procedures regulations or a review of the application and CDRH's action by an independent advisory committee of experts. A petition is to be in the form of a petition for reconsideration under § 10.33(b) (21 CFR 10.33(b)). A petitioner shall identify the form of review requested (hearing or independent advisory committee) and shall submit with the petition supporting data and information showing that there is a genuine and substantial issue of material fact for resolution through administrative review. After reviewing the petition, FDA will decide whether to

grant or deny the petition and will publish a notice of its decision in the Federal Register. If FDA grants the petition, the notice will state the issue to be reviewed, the form of review to be used, the persons who may participate in the review, the time and place where the review will occur, and other details.

Petitioners may, at any time on or before April 9, 1990, file with the Dockets Management Branch (address above) two copies of each petition and supporting data and information, identified with the name of the device and the docket number found in brackets in the heading of this document. Received petitions may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

This notice is issued under the Federal Food, Drug, and Cosmetic Act (sections 515(d), 520(h) (21 U.S.C. 360e(d), 360j(h))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10) and redelegated to the Director, Center for Devices and Radiological Health (21 CFR 5.53).

Dated: March 1, 1990.

John C. Villforth,

Director, Center for Devices and Radiological Health.

[FR Doc. 90-5428 Filed 3-8-90; 8:45 am]

BILLING CODE 4160-01-M

[Docket No. 89N-0416]

Vitarine Pharmaceuticals, Inc.; Withdrawal of Approval of Four Abbreviated Antibiotic Drug Applications and Two Abbreviated New Drug Applications

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is withdrawing approval of the abbreviated antibiotic drug applications (AADA's) for Cephalexin for Oral Suspension 125 milligrams (mg)/5 milliliters (mL) (AADA 62-779), Cephalexin for Oral Suspension 250 mg/5 mL (AADA 62-781), Cephradine 250 mg and 500 mg Capsules (AADA 62-813), Cephalexin 250 mg, 500 mg, and 1,000 mg Tablets (AADA 62-863), and the abbreviated new drug applications (ANDA's) for Meclofenamate 100 mg Capsules (ANDA 71-684) and Meclofenamate 50 mg Capsules (ANDA 71-710) held by Vitarine Pharmaceuticals, Inc., Springfield Gardens, NY (hereinafter referred to as Vitarine). FDA is withdrawing approval of these applications because they contain untrue statements of material fact and the drugs covered by these applications lack substanital evidence of effectiveness. Vitarine has withdrawn its request for a hearing on these products.

EFFECTIVE DATE: March 9, 1990.

FOR FURTHER INFORMATION CONTACT: Margaret F. Sharkey, Division of Regulatory Affairs (HFD-366), Center for Drug Evaluation and Research, Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-295-8041.

SUPPLEMENTARY INFORMATION: In a Federal Register notice published October 3, 1989 (54 FR 40740), FDA offered an opportunity for a hearing on a proposal to withdraw approval of 25 AADA's and ANDA's held by vitarine. The basis for the proposal was that the applications contain untrue statements of material fact and that the drugs covered by the applications lack substantial evidence of effectiveness. In response to the notice, on November 1, 1989, Vitarine requested a hearing for all of the applications listed in the notice.

On December 4, 1989, Vitarine submitted data in support of its hearing request for only 19 of the applications. At that time, Vitarine withdrew its hearing request for the following six applications:

AADA 62-779; Cephalexin for Oral Suspension 125 mg/5 mL
AADA 62-781; Cephalexin for Oral Suspension 250 mg/5 mL
AADA 62-813; Cephradine 250 mg and 500 mg Capsules
AADA 62-863; Cephalexin 250 mg, 500 mg, and 1,000 mg Tablets
ANDA 71-684; Meclofenamate 100 mg Capsules
ANDA 71-710; Meclofenamate 50 mg Capsules

The Director of the Center for Drug Evaluation and Research, under section 505(e) of the Federal Food, Drug, and Cosmetic Act (the act) (21 U.S.C. 355(e)), and under authority delegated to him (21 CFR 5.82), finds that the applications listed above contain untrue statements of material fact (21 U.S.C. 355(e)(5)) and that, on the basis of new information before him with respect to the drugs, evaluated together with the evidence available to him when the applications were approved, there is a lack of substantial evidence that the drugs will have the effects they purport or are represented to have under the conditions of use prescribed, recommended, or suggested in their labeling (21 U.S.C. 355(e)(3)).

Therefore, pursuant to the foregoing finding, approval of AADA 62-779, AADA 62-781, AADA 62-813, AADA 62-863, ANDA 71-684, and ANDA 71-710, and all amendments and supplements thereto, is hereby withdrawn, effective March 9, 1990. Shipment in interstate commerce of the products listed above will then be unlawful.

Section 505(j)(6)(C) of the act requires that FDA remove from its approved product list (FDA's publication "Approved Drug Products with Therapeutic Equivalence Evaluations") (the list) any drug whose approval was withdrawn for grounds described in the first sentence of section 505(e) of the act. Such ground apply to the withdrawal of approval of the products listed above. Notice is hereby given that the drugs covered by AADA 62-779, AADA 62-781, AADA 62-813, AADA 62-863, ANDA 71-684, and ANDA 71-710 will be removed from the list.

Dated: February 22, 1990.

Carl C. Peck,

Director, Center For Drug Evaluation and Research.

[FR Doc. 90-5424 Filed 3-8-90; 8:45 am]

BILLING CODE 4160-01-M

National Institutes of Health

National Cancer Institute; Meeting (Cancer Center Support Review Committee)

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the Cancer Center Support Review Committee, National Cancer Institute, on March 29-30, 1990, Holiday Inn Crowne Plaza, 1750 Rockville Pike, Rockville, Maryland 20852.

This meeting will be open to the public on March 29 from 8:30 a.m. to 9 a.m. to review administrative details and other cancer center support review issues. Attendance by the public will be limited to space available.

In accordance with the provisions set forth in section 552b(c)(4) and 552b(c)(6), title 5, U.S.C. and section 10(d) of Pub. L. 92-463, the meeting will be closed to the public on March 29 from approximately 9 a.m. to 6:30 p.m. and March 30 from 8:30 a.m. until adjournment for the review, discussion and evaluation of individual grant applications. These applications and the discussions could reveal confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Mrs. Winifred Lumsden, the Committee Management Officer, National Cancer Institute, Building 31,

room 10A06, National Institutes of Health, Bethesda, Maryland 20892 (301/496–5708) will provide summaries of the meeting and rosters of committee members, upon request.

Dr. John L. Meyer, Executive Secretary, Cancer Center Support Review Committee, National Cancer Institute, Westwood Building, room 838, National Institutes of Health, Bethesda, Maryland 20892 (301/496–7721) will furnish substantive program information.

Dated: February 23, 1990.

Betty J. Beveridge,

Committee Management Officer, NIH.

[FR Doc. 90–5400 Filed 3–8–90; 8:45 am]

BILLING CODE 4140–01–M

National Cancer Institute; Meeting (Cancer Clinical Investigation Review Committee)

Pursuant to Pub. L. 92–463, notice is hereby given of the meeting of the Cancer Clinical Investigation Review Committee, National Cancer Institute, on March 26, 1990, Georgetown Holiday Inn, 2101 Wisconsin Avenue, NW., Washington, DC 20007.

This meeting will be open to the public on March 26 from 9 a.m. to 9:30 a.m., to review administrative details and other cancer clinical investigation review issues. Attendance by the public will be limited to space available.

In accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5, U.S.C. and section 10(d) of Pub. L. 92–463, the meeting will be closed to the public on March 26 from approximately 9:30 a.m. to adjournment for the review, discussion and evaluation of individual grant applications. These applications and the discussions could reveal confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Mrs. Winifred Lumsden, the Committee Management Officer, National Cancer Institute, Building 31, room 10A06, National Institutes of Health, Bethesda, Maryland 20892 (301/496–5708) will provide summaries of the meeting and rosters of committee members, upon request.

Dr. Janet Cuca, Executive Secretary, Cancer Clinical Investigation Review Committee, National Cancer Institute, Westwood Building, room 836, National Institutes of Health, Bethesda, Maryland 20892 (301/496–7481) will furnish substantive program information.

Dated: February 23, 1990.

Betty J. Beveridge,

Committee Management Officer, NIH.

[FR Doc. 90–5401 Filed 3–8–90; 8:45 am]

BILLING CODE 4140–01–M

National Cancer Institute; Meeting

Pursuant to Pub. L. 92–463, notice is hereby given of the meeting of the Cancer Control Grant Review Committee, National Cancer Institute, on March 19–20, 1990, Holiday Inn Crowne Plaza, 1750 Rockville Pike, Rockville, Maryland 20852.

This meeting will be open to the public on March 19 from 8 p.m. to 8:30 p.m., to review administrative details and other cancer control review issues. Attendance by the public will be limited to space available.

In accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), title 5, U.S.C. and section 10(d) of Pub. L. 92–463, the meeting will be closed to the public on March 19 from approximately 8:30 p.m. to recess and again on March 20 from 8 a.m. to adjournment for the review, discussion and evaluation of individual grant applications. These applications and the discussions could reveal confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Mrs. Winifred Lumsden, the Committee Management Officer, National Cancer Institute, Building 31, Room 10A06, National Institutes of Health, Bethesda, Maryland 20892 (301/496–5708) will provide summaries of the meeting and rosters of committee members, upon request.

Dr. Carolyn Strete, Executive Secretary, Cancer Control Grant Review Committee, National Cancer Institute, Westwood Building, room 810, National Institutes of Health, Bethesda, Maryland 20892 (301/496–2378) will furnish substantive program information.

Dated: February 23, 1990.

Betty J. Beveridge,

Committee Management Officer, NIH.

[FR Doc. 90–5402 Filed 3–8–90; 8:45 am]

BILLING CODE 4140–01–M

National Institute of Neurological Disorders and Stroke; Meeting, Board of Scientific Counselors

Pursuant to Pub. L. 92–463, notice is hereby given of the meeting of the Board of Scientific Counselors, National Institute of Neurological Disorders and Stroke, Division of Intramural Research on May 23–25, 1990, Conference Rm. 5C101, Building 10, Bethesda, Maryland.

This meeting will be open to the public from 9 a.m. to 12:30 p.m. and from 1:30 p.m. to 5 p.m. on May 24 in Bldg. 10, Rm 5C101, to discuss program planning and program accomplishments. Attendance by the public will be limited to space available.

In accordance with the provisions set forth in section 552b(c)(6), Title 5, U.S.C. and section 10(d) of Pub. L. 92–463, the meeting will be closed to the public from 8 p.m. to 10 p.m. on may 23 and from 9 a.m. until adjournment on May 25 in Bldg. 10, Rm. 5C101 for the review, discussion and evaluation of individual programs and projects conducted by the NINDS. The programs and discussions include consideration of personnel qualifications and performances, the competence of individual investigators and similar items, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

The Freedom of Information Coordinator, Ms. Mary Whitehead, Federal Building, Room 1004, 7550 Wisconsin Avenue, Bethesda, MD 20892, telephone (301) 496–9231 or the Executive Secretary, Dr. Irwin J. Kopin, Director, Division of Intramural Research, NINDS, Building 10, Room 5N214, National Institutes of Health, Bethesda, MD 20892, telephone (301) 496–4297 will furnish a summary of the meeting and a roster of committee members upon request.

(Catalog of Federal Domestic Assistance Program No. 13.853, Clinical Basis Research; No. 13.854, Biological Basis Research)

Dated: February 22, 1990.

Betty J. Beveridge,

Committee Management Officer, NIH.

[FR Doc. 90–5478 Filed 3–8–90; 8:45 am]

BILLING CODE 4140–01–M

National Library of Medicine; Meeting of the Board of Scientific Counselors

Pursuant to Public Law 92–463, notice is hereby given of the meeting of the Board of Scientific Counselors, National Library of Medicine, on May 3 and 4, 1990, in the Board Room of the National Library of Medicine, Building 38, 8600 Rockville Pike, Bethesda, Maryland.

The meeting will be open to the public from 8:30 a.m. to 12: 45 p.m. and from 1:45 to 4:45 p.m. on May 3 and from 8:30 a.m. to approximately 12 noon on May 4 for the review of research and development programs and preparation of reports of the Lister Hill National Center for Biomedical Communications. Attendance by the public will be limited to space available.

In accordance with provisions set forth in section 552b(c)(6), Title 5, U.S.C., and section 10(d) of Pub. L. 92–463, the meeting will be closed to the public on May 3, from approximately 12:45 p.m. to 1:45 p.m. for the consideration of personnel qualifications and performance of individual investigators and similar items, the disclosure of which would constitute an unwarranted invasion of personal privacy.

The Executive Secretary, Dr. Daniel R. Masys, Director, Lister Hill National Center for Biomedical Communications, National Library of Medicine, 8600 Rockville Pike, Bethesda, Maryland 20894, telephone (301) 496–4441, will furnish summaries of the meeting, rosters of committee members, and substantive program information.

Date: February 22, 1990.

Betty J. Beveridge,

NIH Committee Management Officer, NIH.

[FR Doc. 90–5479 Filed 3–8–90; 8:45 am]

BILLING CODE 4140–01–M

Public Health Service

Agency Forms Submitted to the Office of Management and Budget for Clearance

Each Friday the Public Health Service (PHS) 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 requests have been submitted to OMB since the list was last published on February 9, 1990.

(Call PHS Reports Clearance Officer on 202–245–2100 for copies of package)

1. Agreement for Shipment of Devices for Sterilization—0910–0131—To assure proper shipment, segregation and sterilization of nonsterile devices labeled as sterile, a written agreement is required between the manufacturer and sterilizer. This relieves industry from having to return product to the manufacturer for relabeling and distribution. It provides FDA a mechanism for protecting consumers from misbranded distribution. *Respondents:* Businesses or other for-profit, small businesses or organizations; *Number of Respondents:* 90; *Number of Responses per Respondent:* 10; *Average Burden per Response:* 4 hours; *Estimated Annual Burden:* 3,600 hours.

2. Bronchodilator Drug Products for OTC Human Use—0910–0237—The existing regulation provides conditions for the marketing of bronchodilator drug products for OTC use. One provision of the regulation requires the label of metered-dose inhalation dosage forms to include directions for the use and care of the inhaler. *Respondents:* Businesses or other for-profit, small businesses or organizations; *Number of Respondents:* N/A; *Number of Responses per Respondent:* N/A; *Average Burden per Response: N/A; Estimated Annual Burden:* 1 hour. We do not expect any burden to manufacturers from this collection of information because manufacturers already have the information necessary to comply with this requirement and all known manufacturers have already done so. The information collections required by the labeling requirements in 21 CFR part 341.76 are specific requirements and pose no additional burden because they are identical to those approved under OMB No. 0910–0139. Therefore, FDA requests one hour of burden for disclosure purposes.

3. Joint FDA/NHLBI Health and Diet Survey: Cycle V—NEW—A population sample of consumers will be interviewed about knowledge, awareness, and practices with respect to ongoing health promotional initiatives in order to evaluate the impact of these initiative and discern continuing education needs. *Respondents:* Individuals or households; *Number of Respondents:* 4,800; *Number of Responses per Respondent:* 1; *Average Burden per Response:* 467 hours; *Estimated Annual Burden:* 2,240 hours.

4. AIDS Target Model Demonstration Projects Follow-up (AFA)—NEW—The AIDS Followup Assessment (AFA) is designed to obtain followup information on IV drug use and other behaviors of populations at high risk for AIDS and to test the effectiveness of community-based outreach and intervention strategies in reducing the spread of AIDS. *Respondents:* Individuals or households; *Number of Respondents:* 7,296; *Number of Responses per Respondent:* 1; *Average Burden per Response:* 1 hour; *Estimated Annual Burden:* 7,296 hours.

5. Federal Set-Aside Programs of the Maternal and Child Health Services Block Grant Program—42 CFR 51a.4—0915–0050—In order to make decisions about funding discretionary grants, HRSA reviews all applications for the title V Federal set-aside to determine the eligibility of applicants, the amount of the award and the relative merit of the application. *Respondents:* State or local governments; *Number of Respondents:* 1; *Number of Responses per Respondent:* 1; *Average Burden per Response:* 1 hour; *Estimated Annual Burden:* 1 hour. (Burden associated with the applications is cleared under separate OMB numbers: Training Grants—0915–9969 and 0915–0061; Research Grants—0925–0001; Service Grants—0937–0189 and 0348–9943.)

6. National Survey of Family Growth, Cycle IV Telephone Reinterview (1)—NEW—The survey provides longitudinal data on childbearing and reproductive health. The data are used by the Office of Population Affairs, ACYF, NICHHD, CDC and other agencies, and are disseminated through written reports and public use computer tapes. *Respondents:* Individuals or Households; *Number of Respondents:* 6,784; *Number of Responses per Respondent:* 1; *Average Burden per Response:* .33 hours; *Estimated Annual Burden:* 2,261 hours.

7. Drug Services Research Study—NEW—This study will gather currently unavailabale and urgently needed information on the services provided to and characteristics of clients in drug treatment programs. The study is planned as a one-time information collection to supplement information available from the 1989 National Drug and Alcoholism Treatment Unit Survey. The first phase of the survey involves a mail/telephone questionnaire to obtain information or treatment unit characteristics (such as treatment slots available, staffing, client admission policies, and aggregate information on client characteristics) from approximately 1,000 drug treatment units. The second phase involves follow-on site visits to a subsample of approximately 120 units to obtain additional information about a sample of clients treated. A pretest of approximately 40 treatment units for the initial questionnaire and 20 units for the site visits will be conducted upon receipt of OMB approval. A notice that a request for expedited OMB review of this project has been requested by March 9 was published in the **Federal Register** of March 7; the complete questionnaires for the study were published at that time. *Respondents:* State and local governments, businesses or other for-profit Federal agencies or employees, non-profit institutions, small businesses or organizations; Number of Respondents: 2,100; *Number of Responses per Respondent:* 1; *Average*

Burden per Response: 1.99 hours;
Estimated Annual Burden: 4,179.

OMB Desk Officer: Shannah Koss-McCallum.

Written comments and recommendations for the proposed information collections should be sent directly to the OMB Desk Officer designated above at the following address:

Human Resources and Housing Branch, New Executive Office Building, Room 3002, Washington, DC 20503.

Dated: March 6, 1990.

James M. Friedman,

Acting Deputy Assistant Secretary for Health (Planning and Evaluation).

[FR Doc. 90-5497 Filed 3-8-90; 8:45 am]

BILLING CODE 4160-17-M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Assistant Secretary for Community Planning and Development

[Docket No. N-90-1917; FR-2606-N-62]

Underutilized and Unutilized Federal Buildings and Real Property Determined To Be Suitable for Use for Facilities To Assist the Homeless

AGENCY: Office of the Assistant Secretary for Community Planning and Development, HUD.

ACTION: Notice.

SUMMARY: This Notice identifies unutilized and underutilized Federal property determined by HUD to be suitable for possible use for facilities to assist the homeless.

EFFECTIVE DATE: March 9, 1990.

ADDRESSES: For further information, contact James Forsberg, Room 7262, Department of Housing and Urban Development, 451 Seventh Street SW., Washington, DC 20410; telephone (202) 755-6300; TDD number for the hearing- and speech-impaired (202) 755-5965. (These telephone numbers are not toll-free.)

SUPPLEMENTARY INFORMATION: In accordance with the December 12, 1988 Court Order in *National Coalition for the Homeless* v. *Veterans Administration,* No. 88-2503-OG (D.D.C.), HUD is publishing this Notice to identify Federal buildings and real property that HUD has determined are suitable for use for facilities to assist the homeless. The properties were identified from information provided to HUD by Federal landholding agencies regarding unutilized and underutilized buildings and real property controlled by such agencies or by GSA regarding its inventory of excess or surplus Federal property.

The Order requires HUD to take certain steps to implement section 501 of the Stewart B. McKinney Homeless Assistance Act (42 U.S.C. 11411), which sets out a process by which unutilized or underutilized Federal properties may be made available to the homeless. Under section 501(a), HUD is to collect information from Federal landholding agencies about such properties and then to determine, under criteria developed in consultation with the Department of Health and Human Services (HHS) and the Administrator of General Services (GSA), which of those properties are suitable for facilities to assist the homeless. The Order requires HUD to publish, on a weekly basis, a Notice in the **Federal Register** identifying the properties determined as suitable.

The properties identified in this Notice may ultimately be available for use by the homeless, but they are first subject to review by the landholding agencies pursuant to the court's Memorandum of December 14, 1988 and section 501(b) of the McKinney Act. Section 501(b) requires HUD to notify each Federal agency about any property of such agency that has been identified as suitable. Within 30 days from receipt of such notice from HUD, the agency must transmit to HUD: (1) Its intention to declare the property excess to the agency's need or to make the property available on an interim basis for use as facilities to assist the homeless; or (2) a statement of the reasons that the property cannot be declared excess or made available on an interim basis for use as facilities to assist the homeless.

First, if the landholding agency decides that the property cannot be declared excess or made available to the homeless for use on an interim basis the property will no longer be available.

Second, if the landholding agency declares the property excess to the agency's need, that property may, if subsequently accepted as excess by GSA, be made available for use by the homeless in accordance with applicable law and the December 12, 1988 Order and December 14, 1988 Memorandum, subject to screening for other Federal use.

Homeless assistance providers interested in any property identified as suitable in this Notice should send a written expression of interest to HHS, addressed to Judy Breitman, Division of Health Facilities Planning, U.S. Public Health Service, HHS, Room 17A-10, 5600 Fishers Lane, Rockville, MD 20857; (301) 443-2265. (This is not a toll-free number.) HHS will mail to the interested provider an application packet, which will include instructions for completing the application. In order to maximize the opportunity to utilize a suitable property, providers should submit such written expressions of interest within 30 days from the date of this Notice. For complete details concerning the timing and processing of applications, the reader is encouraged to refer to HUD's **Federal Register** Notice on June 23, 1989 (54 FR 26421), as corrected on July 3, 1989 (54 FR 27975).

For more information regarding particular properties identified in this Notice (*i.e.,* acreage, floor plan, existing sanitary facilities, exact street address), providers should contact the appropriate landholding agencies at the following addresses: U.S. Army: (Military Facilities) HQ-DA, Attn: DAEN-ZCI-P-Robert Conte; Room 1E671 Pentagon, Washington, DC 20360-2600, (202) 693-4583; (Corps of Engineers civil works projects) Bob Swieconek, HQ-US Army Corps of Engineers, Attn: CERE-MN, 20 Massachusetts Avenue NW, Washington, DC 20415-1000; (202) 272-1750; U.S. Navy: John Carr, Code 2041C, Naval Facilities Engineering Command, 200 Stovall Street, Alexandria, VA 22332; (202) 325-0474; U.S. Air Force: H. L. Lovejoy, Bolling AFB, HQ-USAF/LEER, Washington, DC 20332-5000; (202) 767-4191; Veterans Administration: Linda Tribby, 084A, Real Property Program Management, Veterans Administration, 810 Vermont Ave. NW, Washington, DC 20420; (202) 233-5026.

Dated: March 2, 1990.

Paul Roitman Bardack,

Deputy Assistant Secretary for Program Policy Development and Evaluation.

Suitable Land (by State)

Arkansas

Parcel 01
DeGray Lake
Section 12
Arkadelphia, AR, Co: Clark
Landholding Agency: COE
Property Number: 319010071
Status: Unutilized
Comment: 77.6 acres.

Parcel 02
DeGray Lake
Section 13
Arkadelphia, AR, Co: Clark
Landholding Agency: COE
Property Number: 319010072
Status: Unutilized
Comment: 198.5 acres.

Parcel 03
DeGray Lake
Section 18
Arkadelphia, AR, Co: Clark
Landholding Agency: COE
Property Number: 319010073
Status: Unutilized

Comment: 50.46 acres.
Parcel 04
DeGray Lake
Section 24, 25, 30 and 31
Arkadelphia, AR, Co: Clark
Landholding Agency: COE
Property Number: 319010074
Status: Unutilized
Comment: 236.37 acres.
Parcel 05
DeGray Lake
Section 16
Arkadelphia, AR, Co: Clark
Landholding Agency: COE
Property Number: 319010075
Status: Unutilized
Comment: 187.30 acres.
Parcel 06
DeGray Lake
Section 13
Arkadelphia, AR, Co: Clark
Landholding Agency: COE
Property Number: 319010076
Status: Unutilized
Comment: 13.0 acres.
Parcel 07
DeGray Lake
Section 34
Arkadelphia, AR, Co: Hot Spring
Landholding Agency: COE
Property Number: 319010077
Status: Unutilized
Comment: 0.27 acres.
Parcel 08
DeGray Lake
Section 13
Arkadelphia, AR, Co: Clark
Landholding Agency: COE
Property Number: 319010078
Status: Unutilized
Comment: 14.6 acres.
Parcel 09
DeGray Lake
Section 12
Arkadelphia, AR, Co: Hot Spring
Landholding Agency: COE
Property Number: 319010079
Status: Unutilized
Comment: 6.60 acres.
Parcel 10
DeGray Lake
Section 12
Arkadelphia, AR, Co: Hot Spring
Landholding Agency: COE
Property Number: 319010080
Status: Unutilized
Comment: 4.5 acres.
Parcel 11
DeGray Lake
Section 19
Arkadelphia, AR, Co: Hot Spring
Landholding Agency: COE
Property Number: 319010081
Status: Unutilized
Comment: 19.50 acres.
Mail Ford/Panther Creek
Dierks Lake
Dierks, AR, Co: Howard
Location: East side of lake/northwest side of lake
Landholding Agency: COE
Property Number: 319010082
Status: Underutilized
Comment: 210 acres; most recent use—recreation.
Lake Greeson
Section 7, 8 and 18
Murfreesboro, AR, Co: Pike
Landholding Agency: COE
Property Number: 319010083
Status: Unutilized
Comment: 46 acres.
French Creek
Gillham Lake
Gillham, AR, Co: Howard
Location: East side of lake, access by Weyerhaeuser Co. roads
Landholding Agency: COE
Property Number: 319010084
Status: Underutilized
Comment: 430 acres; most recent use—recreation.

California

60 ARG/DE
Travis ILS Outer Marker Annex
Rio-Dixon Road
Travis AFB, CA, Co: Solano
Location: State Highway 113
Landholding Agency: Air Force
Property Number: 189010189
Status: Excess
Comment: .13 acres; most recent use—location for instrument landing systems equipment.
Norton Com. Facility Annex
Norton AFB
Sixth and Central Streets
Highland, CA, Co: San Bernardino
Landholding Agency: Air Force
Property Number: 189010194
Status: Excess
Comment: 30.3 acres; most recent use—recreational area; portion subject to easements.

Colorado

VA Medical Center
Fort Lyon, CO, Co: Bent
Location: 6 miles east of Las Animas, Co. and then 1 mile south on Colorado highway 183
Landholding Agency: VA
Property Number: 979010021
Status: Underutilized
Comment: 163.5 acres; most recent use—potable water well and static area; no utilities; secured area with alternative access.

Florida

Eglin AFB
S ½, SW ¼. Sect. 18, T2S R25W
Mary Esther, FL, Co: Okaloosa
Location: North side of US Highway 98
Landholding Agency: Air Force
Property Number: 189010133
Status: Excess
Comment: 49 acres, Parcel 3; Flat, cleared land; previous use—buffer safety zone; county has license to construct sewage treatment facility on land.
Eglin AFB
Mossy Head, FL, Co: Walton
Location: NW quadrant of Florida Highway 285 and I–10. Bounded on the North by Louisville RR near Mossy Head, Florida.
Landholding Agency: Air Force
Property Number: 189010134
Status: Excess
Comment: 50 acres; Parcel 9; previous buffer zone; potential utilities.
Eglin AFB
Mossy Head, FL, Co: Walton
Location: NE quadrant of Florida Highway 285, I–10 intersection. Bounded on the North by Louisville and Nashville RR near Mossy Head, Florida.
Landholding Agency: Air Force
Property Number: 189010135
Status: Excess
Comment: 265 acres; Parcel 10; previous buffer zone; potential utilities.
Eglin AFB
Mossy Head, FL, Co: Walton
Location: Approximately 1 mile east of Florida Highway 285 and US Highway 90 on north side
Landholding Agency: Air Force
Property Number: 189010136
Status: Excess
Comment: 47 acres; Parcel 11; previous buffer zone; potential utilities.
Naval Public Works Center
Naval Air Station
Pensacola, FL, Co: Escambia
Location: Southeast corner of Corey station—next to family housing
Landholding Agency: Navy
Property Number: 779010157
Status: Unutilized
Comment: 22 acres.

Georgia

Robins Air Force Base
1600 Area No. Davis Drive
Warner Robins, GA, Co: Houston
Landholding Agency: Air Force
Property Number: 189010214
Status: Excess
Comment: Approximately 70 acres; potential utilities; paved roads and parking areas.

Illinois

Tract No. RW (Portion of)
Mississippi River Pool No. 18
Gladstone, IL, Co: Henderson
Location: From Gladstone, go 3 miles west on County Highway 15 and ¾ mile north on Government owned access road to Lock and Dam 18.
Landholding Agency: COE
Property Number: 319010010
Status: Underutilized
Comment: 11.31 acres; drainage ditch separates parcel into two parts; most recent use—agriculture/timber.

Kansas

Parcel 1
El Dorado Lake
Section 13, 24, and 18
(See County), KS, Co: Butler
Landholding Agency: COE
Property Number: 319010064
Status: Unutilized
Comment: 61 acres; most recent use—recreation.
Parcel #1
Fall River Lake
Section 26
(See County), KS, Co: Greenwood
Landholding Agency: COE
Property Number: 319010065
Status: Unutilized
Comment: 155 acres; most recent use—recreation and leased cottage sites.

Parcel #2
Fall River Lake
Section 25 and 26
(See County), KS, Co: Greenwood
Landholding Agency: COE
Property Number: 319010066
Status: Excess
Comment: 38.62 acres; most recent use—recreation.

Parcel #3
Fall River Lake
Section 26
(See County), KS, Co: Greenwood
Landholding Agency: COE
Property Number: 319010067
Status: Excess
Comment: 22.44 acres; most recent use—recreation.

Parcel #4
Fall River Lake
Section 25
(See County), KS, Co: Greenwood
Landholding Agency: COE
Property Number: 319010068
Status: Excess
Comment: 46.04 acres; most recent use—recreation.

Parcel #5
Fall River Lake
Section 25
(See County), KS, Co: Greenwood
Landholding Agency: COE
Property Number: 319010069
Status: Excess
Comment: 37.31 acres; most recent use—recreation.

Parcel #1
Fall River Lake
Section 3
(See County), KS, Co: Greenwood
Landholding Agency: COE
Property Number: 319010070
Status: Excess
Comment: 133.51 acres; most recent use—recreation.

Kentucky

Blackburn Access Site
Smithland Locks and Dam
Morganfield, KY, Co: Union
Location: From Morganfield, KY take SR 56 north to unmarked road, 500 yards south of Shawneetown bridge over the Ohio River. Site is east of bridge.
Landholding Agency: COE
Property Number: 319010020
Status: Unutilized
Comment: 6 acres; subject to periodic flooding; current use—leased for recreational use.

Givens Creek Access Site
Smithland Locks and Dam
Smithland, KY, Co: Livingston
Location: From Marion, KY., take SR 60 west for 10 miles to SR 133, north on 133 about 12 miles to site.
Landholding Agency: COE
Property Number: 319010021
Status: Unutilized
Comment: 6 acres; subject to periodic flooding; current use—leased for recreational use.

Iberia Recreation Site #3
Nolin River Lake
Brownsville, KY, Co: Edmonson
Location: Approximately 15 miles southeast of Clarkson, KY., on SR 88
Landholding Agency: COE
Property Number: 319010024
Status: Underutilized
Comment: 55 acres; remote, wooded and unimproved; portions subject to periodic flooding; intermittently used.

Tract 2625
Barkley Lake, Kentucky, and Tennessee
Cadiz, KY, Co: Trigg
Location: Adjoining the village of Rockcastle
Landholding Agency: COE
Property Number: 319010025
Status: Excess
Comment: 2.57 acres; rolling and wooded.

Tract 2709–10 and 2710–2
Barkley Lake, Kentucky and Tennessee
Cadiz, KY, Co: Trigg
Location: 2½ miles in a southerly direction from the village of Rockcastle
Landholding Agency: COE
Property Number: 319010026
Status: Excess
Comment: 2.00 acres; steep and wooded.

Tract 2708–1 and 2709–1
Barkley Lake, Kentucky and Tennessee
Cadiz, KY, Co: Trigg
Location: 2½ miles in a southerly direction from the village of Rockcastle
Landholding Agency: COE
Property Number: 319010027
Status: Excess
Comment: 3.59 acres; rolling and wooded; no utilities.

Tract 2800
Barkley Lake, Kentucky and Tennessee
Cadiz, KY, Co: Trigg
Location: 4½ miles in a southeasterly direction from the village of Rockcastle
Landholding Agency: COE
Property Number: 319010028
Status: Excess
Comment: 5.44 acres; steep and wooded.

Tract 2915
Barkley Lake, Kentucky and Tennessee
Cadiz, KY, Co: Trigg
Location: 6½ miles west of Cadiz
Landholding Agency: COE
Property Number: 319010029
Status: Excess
Comment: 5.76 acres; steep and wooded; no utilities.

Tract 2702
Barkley Lake, Kentucky and Tennessee
Cadiz, KY, Co: Trigg
Location: 1 mile in a southerly direction from the village of Rockcastle
Landholding Agency: COE
Property Number: 319010031
Status: Excess
Comment: 4.90 acres; wooded; no utilities.

Tract 4318
Barkley Lake, Kentucky and Tennessee
Canton, KY, Co: Trigg
Location: Trigg Co. adjoining the city of Canton, KY. on the waters of Hopson Creek
Landholding Agency: COE
Property Number: 319010032
Status: Excess
Comment: 8.24 acres; steep and wooded.

Tract 4502
Barkley Lake, Kentucky and Tennessee
Canton, KY, Co: Trigg
Location: 3½ miles in a southerly direction from Canton, KY
Landholding Agency: COE
Property Number: 319010033
Status: Excess
Comment: 4.26 acres; steep and wooded.

Tract 4611
Barkley Lake, Kentucky and Tennessee
Canton, KY, Co: Trigg
Location: 5 miles south of Canton, KY
Landholding Agency: COE
Property Number: 319010034
Status: Excess
Comment: 10.51 acres; steep and wooded; no utilities.

Tract 4619
Barkley Lake, Kentucky and Tennessee
Canton, KY, Co: Trigg
Location: 4½ miles south from Canton, KY
Landholding Agency: COE
Property Number: 319010035
Status: Excess
Comment: 2.02 acres; steep and wooded; no utilities.

Tract 4817
Barkley Lake, Kentucky and Tennessee
Canton, KY, Co: Trigg
Location: 6½ miles south of Canton, KY
Landholding Agency: COE
Property Number: 319010036
Status: Excess
Comment: 1.75 acres; wooded.

Tract QQ–4300
Wolf Creek Dam and Lake Cumberland KY. Hwy 100
Burkesville, KY, Co: Cumberland
Location: 9 miles west of Burkesville
Landholding Agency: COE
Property Number: 319010037
Status: Excess
Comment: 600 acres; steeply sloped upland and ridgetop; no utilities.

Tract 1217
Barkley Lake, Kentucky and Tennessee
Eddyville, KY, Co: Lyon
Location: On the north side of the Illinois Central Railroad
Landholding Agency: COE
Property Number: 319010042
Status: Excess
Comment: 5.80 acres; steep and wooded.

Tract 1906
Barkley Lake, Kentucky and Tennessee
Eddyville, KY, Co: Lyon
Location: Approximately 4 miles east of Eddyville, KY
Landholding Agency: COE
Property Number: 319010044
Status: Excess
Comment: 25.86 acres; rolling steep and partially wooded; no utilities.

Tract 1907
Barkley Lake, Kentucky and Tennessee
Eddyville, KY, Co: Lyon
Location: On the waters of Pilfen Creek, 4 miles east of Eddyville, KY
Landholding Agency: COE
Property Number: 319010045
Status: Excess
Comment: 8.71 acres; rolling steep and wooded; no utilities.

Tract 2001 #1
Barkley Lake, Kentucky and Tennessee

Eddyville, KY, Co: Lyon
Location: Approximately 4½ miles east of Eddyville, KY
Landholding Agency: COE
Property Number: 319010046
Status: Excess
Comment: 47.42 acres; steep and wooded; no utilities.

Tract 2001 #2
Barkley Lake, Kentucky and Tennessee
Eddyville, KY, Co: Lyon
Location: Approximately 4½ miles east of Eddyville, KY
Landholding Agency: COE
Property Number: 319010047
Status: Excess
Comment: 8.64 acres; steep and wooded; no utilities.

Tract 2005
Barkley Lake, Kentucky and Tennessee
Eddyville, KY, Co: Lyon
Location: Approximately 5½ miles east of Eddyville, KY
Landholding Agency: COE
Property Number: 319010048
Status: Excess
Comment: 4.62 acres; steep and wooded; no utilities.

Tract 2307
Barkley Lake, Kentucky and Tennessee
Eddyville, KY, Co: Lyon
Location: Approximately 7½ miles southeasterly of Eddyville, KY
Landholding Agency: COE
Property Number: 319010049
Status: Excess
Comment: 11.43 acres; steep; rolling and wooded; no utilities.

Tract 2403
Barkley Lake, Kentucky and Tennessee
Eddyville, KY, Co: Lyon
Location: 7 miles southeasterly of Eddyville, KY
Landholding Agency: COE
Property Number: 319010050
Status: Excess
Comment: 1.56 acres; steep and wooded; no utilities.

Tract 2504
Barkley Lake, Kentucky and Tennessee
Eddyville, KY, Co: Lyon
Location: 9 miles southeasterly of Eddyville, KY
Landholding Agency: COE
Property Number: 31090051
Status: Excess
Comment: 24.46 acres; steep and wooded; no utilities.

Tract 214
Barkley Lake, Kentucky and Tennessee
Grand Rivers, KY, Co: Lyon
Location: South of the Illinois Central Railroad, 1 mile east of the Cumberland River
Landholding Agency: COE
Property Number: 319010052
Status: Excess
Comment: 5.5 acres; wooded; no utilities.

Tract 215
Barkley Lake, Kentucky and Tennessee
Grand Rivers, KY, Co: Lyon
Location: 5 miles southwest of Kuttawa
Landholding Agency: COE
Property Number: 319010053
Status: Excess
Comment: 1.40 acres; wooded; no utilities.

Tract 241
Barkley Lake, Kentucky and Tennessee
Grand Rivers, KY, Co: Lyon
Location: Old Henson Ferry Road, 6 miles west of Kuttawa, KY
Landholding Agency: COE
Property Number: 319010054
Status: Excess
Comment: 1.26 acres; steep and wooded; no utilities.

Tracts 306, 311, 315 and 325
Barkley Lake, Kentucky and Tennessee
Grand Rivers, KY, Co: Lyon
Location: 2.5 miles southwest of Kuttawa, KY. on the waters of Cypress Creek
Landholding Agency: COE
Property Number: 319010055
Status: Excess
Comment: 38.77 acres; steep and wooded; no utilities

Tracts 2305, 2306, and 2400–1
Barkley Lake, Kentucky and Tennessee
Eddyville, KY, Co: Lyon
Location: 6½ miles southeasterly of Eddyville, KY
Landholding Agency: COE
Property Number: 319010056
Status: Excess
Comment: 97.66 acres; steep rolling and wooded; no utilities.

Tract 500–2
Barkley Lake, Kentucky and Tennessee
Kuttawa, KY, Co: Lyon
Location: Situated on the waters of Poplar Creek, approximately 1 mile southwest of Kuttawa, KY
Landholding Agency: COE
Property Number: 319010057
Status: Excess
Comment: 3.58 acres; hillside ridgeland and wooded; no utilities.

Tracts 5203 and 5204
Barkley Lake, Kentucky and Tennessee
Linton, KY, Co: Trigg
Location: Village of Linton, KY state highway 1254
Landholding Agency: COE
Property Number: 319010058
Status: Excess
Comment: 0.93 acres; rolling, partially wooded; no utilities.

Tract 5240
Barkley Lake, Kentucky and Tennessee
Linton, KY, Co: Trigg
Location: 1 mile northwest of Linton, KY
Landholding Agency: COE
Property Number: 319010059
Status: Excess
Comment: 2.26 acres; steep and wooded; no utilities.

Markland Locks & Dam
Part of Big Sugar Recreation Site
Warsaw, KY, Co: Gallatin
Location: South side of US highway 42 approximately 5 miles east Warsaw, KY
Landholding Agency: COE
Property Number: 319010063
Status: Unutilized
Comment: .58 acres; subject to periodic flooding; potential utilities.

Louisiana

Land—8.27 acres
VA Medical Center
2501 Shreveport Highway
Alexandria, LA, Co: Rapides
Landholding Agency: VA
Property Number: 979010009
Status: Unutilized
Comment: 8.27 acres; heavily wooded with natural drainage ravine across property; most recent use—recreation/buffer area.

Massachusetts

Buffumville Dam
Flood Control Project
Gale Road
Carlton, MA, Co: Worcester
Location: Portion of tracts B–200, B–248, B–251, B–204, B–247, B–200 and B–256
Landholding Agency: COE
Property Number: 319010016
Status: Excess
Comment: 1.45 acres.

Conant Brook Dam
Flood Control Dam
Wales Road
Monson, MA, Co: Hampden
Location: Portion of Tract 211
Landholding Agency: COE
Property Number: 319010017
Status: Excess
Comment: 5.27 acres.

Maryland

VA Medical Center
9600 North Point Road
Fort Howard, MD, Co: Baltimore
Landholding Agency: VA
Property Number: 979010020
Status: Underutilized
Comment: Approximately 10 acres; wetland and periodically floods; most recent use—dump site for leaves.

Michigan

VA Medical Center
5500 Armstrong Road
Battle Creek, MI, Co: Calhoun
Landholding Agency: VA
Property Number: 979010015
Status: Underutilized
Comment: 20 acres; used as exercise trails and storage areas; potential utilities.

Minnesota

Bldg. 43 Land Site
VA Medical Center
54th Street & 48th Avenue South
Minneapolis, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010005
Status: Underutilized
Comment: 8.9 acres; most recent use—parking; potential utilities.

Bldg. 227–229 Land
VA Medical Center
Fort Snelling
St Paul, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010006
Status: Underutilized
Comment: 2.0 acres; potential utilities; buildings occupied; residence/garage.

Land around Bldg. 240–249, 253
VA Medical Center
Fort Snelling
St. Paul, MN, Co: Hennepin
Landholding Agency: VA

Property Number: 979010007
Status: Unutilized
Comment: 3.76 acres; potential utilities.

VA Medical Center
Near 5629 Minnehaha Avenue
Minneapolis, MN, Co: Hennepin
Location: Land (Site of Building 15, 16, 21, 48, 64, T10)
Landholding Agency: VA
Property Number: 979010024
Status: Underutilized
Comment: 12.1 acres; most recent use—parking; potential utilities.

Land—12 acres
VAMC
Near 5629 Minnehaha Avenue
Minneapolis, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010031
Status: Unutilized
Comment: 12 acres; possible asbestos; leased to Department of Natural Resources as a park walking trail.

Missouri

Parcel A
Wappapello Lake
Section 28
Wayne, MO, Co: Wayne
Landholding Agency: COE
Property Number: 319010085
Status: Excess
Comment: 53 acres; steep; timbered.

Parcel B
Wappapello Lake
Section 7
Wayne, MO, Co: Wayne
Landholding Agency: COE
Property Number: 319010086
Status: Excess
Comment: 35 acres; most recent use—wildlife management.

Parcel C
Wappapello Lake
Section 14, 22 and 23
Wayne, MO, Co: Wayne
Landholding Agency: COE
Property Number: 319010087
Status: Excess
Comment: 294 acres; most recent use—wild life management.

James River
Table Rock Lake
Branson, MO
Location: Western shore of James River Arm, Access via U.S. Forest Service road, intersecting state highway near Hill City, MO
Landholding Agency: COE
Property Number: 319010088
Status: Underutilized
Comment: 39 acres; most recent use—recreation.

Thurman Point
Clearwater Lake
Piedmont, MO
Location: South side of Logan Creek, arm of lake, about 1.5 miles from dam
Landholding Agency: COE
Property Number: 319010089
Status: Underutilized
Comment: 64 acres; most recent use—recreation.

Riverside
Clearwater Lake
Piedmont, MO
Location: East side of lake, about 5 miles west of Gads Hill, MO
Landholding Agency: COE
Property Number: 319010090
Status: Underutilized
Comment: 244 acres; most recent use—camping.

Funk Branch
Clearwater Lake
Piedmont, MO
Location: Left bank of Black River, one mile downstream from state highway K bridge
Landholding Agency: COE
Property Number: 319010091
Status: Underutilized
Comment: 30 acres; most recent use—camping.

Coombs Ferry
Table Rock Lake
Branson, MO
Location: South shore of main reservoir at severed end of state road "JJ"
Landholding Agency: COE
Property Number: 319010092
Status: Underutilized
Comment: 66 acres; most recent use—recreation.

Big Indian
Table Rock Lake
Branson, MO
Location: Western shore of Big Indian Creek arm of lake at severed end of state road "H"
Landholding Agency: COE
Property Number: 319010093
Status: Underutilized
Comment: 50 acres; most recent use—recreation.

Parcel E
Wappapello Lake
Section 23
Wayne, MO, Co: Wayne
Location: NW¼, NE¼, Section 23 and Survey 813, T29N, 5th PM
Landholding Agency: COE
Property Number: 319010094
Status: Excess
Comment: 46 acres; most recent use wild life management.

Parcel D
Wappapello Lake
Section 3
Wayne, MO, Co: Wayne
Landholding Agency: COE
Property Number: 319010095
Status: Excess
Comment: 38 acres; most recent use—wild life management.

New York

VA Medical Center
Fort Hill Avenue
Canandaigua, NY, Co: Ontario
Landholding Agency: VA
Property Number: 979010017
Status: Underutilized
Comment: 27.5 acres; used for school ballfield and parking; existing utilities easements; portion leased.

Ohio

Hannibal Locks and Dam
Ohio River
P.O. Box 8
Hannibal, OH, Co: Monroe
Location: Adjacent to the new Martinsville Bridge
Landholding Agency: COE
Property Number: 319010015
Status: Underutilized
Comment: 22 acres; river bank.

Pennsylvania

Tract 626 (Portion of)
Tioga-Hammond Lake
Tioga, PA, Co: Tioga
Location: On the Tioga River 28 miles south of Corning, New York and north of Mansfield, Pennsylvania
Landholding Agency: COE
Property Number: 319010008
Status: Excess
Comment: 0.21 acre; well and access road easements.

Tract B–202 (Portion of)
Stillwater Reservoir
Forest City, PA, Co: Susquehanna
Location: On the Lackawanna River, 4 miles north of Forest City
Landholding Agency: COE
Property Number: 319010009
Status: Unutilized
Comment: 70 acres; property divided by a creek; access to majority of the land is difficult.

Mahoning Creek Lake
New Bethlehem, PA, Co: Armstrong
Location: Route 28 north to Belknap, Road #4
Landholding Agency: COE
Property Number: 319010018
Status: Excess
Comment: 2.58 acres; steep and densely wooded.

VA Medical Center
New Castle Road
Butler, PA, Co: Butler
Landholding Agency: VA
Property Number: 979010016
Status: Underutilized
Comment: Approximately 9.29 acres; used for patient recreation; potential utilities.

Virginia

Naval Base
Norfolk, VA, Co: Norfolk
Location: Northeast corner of base, near Willoughby housing area
Landholding Agency: Navy
Property Number: 779010156
Status: Unutilized
Comment: 60 acres; most recent use—sandpit; secured area with alternate access.

West Virginia

VA Medical Center
1540 Spring Valley Drive
Huntington, WV, Co: Wayne
Landholding Agency: VA
Property Number: 979010022
Status: Unutilized
Comment: 72 acres; very rough terrain and wooded; potential utilities.

Suitable Buildings (by State)

Colorado

John Martin Reservoir
Project Office
Star Route
Hasty, CO, Co: Bent

Landholding Agency: COE
Property Number: 319010014
Status: Underutilized
Comment: 1350 sq. ft.; one floor brick; most recent use—residence office.

Connecticut

New Britain CT 74
Family Housing
6 Green Street
New Britain, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010096
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

New Britain CT 74
Family Housing
14 Green St.
New Britain, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010097
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

New Britain CT 74
Family Housing
5 Halsey St.
New Britain, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010098
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

New Britain CT 74
Family Housing
17 Halsey St.
New Britain, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010099
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

New Britain CT 74
Family Housing
31 Halsey St.
New Britain, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010100
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

New Britain CT 74
Family Housing
11 Kulper St.
New Britain, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010101
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

New Britain CT 74
Family Housing
12 Kulper St.
New Britain, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010102
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

New Britain CT 74
Family Housing
19 Kulper St.
New Britain, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010103
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

New Britain CT 74
Family Housing
20 Kulper St.
New Britain, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010104
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

New Britain CT 74
Family Housing
27 Kulper St.
New Britain, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010105
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

New Britain CT 74
Family Housing
28 Kulper St.
New Britain, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010106
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

New Britain CT 74
Family Housing
35 Kulper St.
New Britain, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010107
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

New Britain CT 74
Family Housing
298 Rocky Hill St.
New Britain, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010108
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

New Britain CT 74
Family Housing
306 Rocky Hill St.
New Britain, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010109
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

New Britain CT 74
Family Housing
312 Rocky Hill St.
New Britain, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010110
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

New Britain CT 74
Family Housing
320 Rocky Hill St.
New Britain, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010111
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
16 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010112
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
25 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010113
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
28 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010114
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family housing
37 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010115
Status: Excess
Base Closure

Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
42 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010116
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
51 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010117
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
58 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010118
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT
Family Housing
65 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010119
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
70 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010120
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
77 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010121
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
84 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010122
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
89 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010123
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
100 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010124
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
111 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010125
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
320 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010126
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
321 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010127
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
336 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010128
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
350 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010129
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
362 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010130
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
376 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010131
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
377 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010132
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
385 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010133
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
394 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010134
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
397 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010135
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65

Family Housing
409 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010136
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
412 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010137
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Fairfield CT 65
Family Housing
673 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010138
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; schedujed to be vacated 8/15/90.

Fairfield CT 65
Family Housing
703 Jarvis St.
Fairfield, CT, Co: Fairfield
Landholding Agency: COE
Property Number: 319010139
Status: Excess
Base Closure
Comment: 1400 sq. ft.; 1 story wood frame residence; schedued to be vacated 8/15/90.

Milford CT 17
Family Housing
l Alpha St.
Milford, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010140
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Milford CT 17
Family Housing
2 Alpha St.
Milford, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010141
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Milford CT 17
Family Housing
3 Alpha St.
Milford, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010142
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Milford CT 17
Family Housing
4 Alpha St.
Milford, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010143
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Milford CT 17
Family Housing
5 Alpha St.
Milford, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010144
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Milford CT 17
Family Housing
6 Alpha St.
Milford, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010145
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Milford CT 17
Family Housing
7 Alpha St.
Milford, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010146
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence: scheduled to be vacated 8/15/90.

Milford CT 17
Family Housing
8 Alpha St.
Milford, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010147
Status: Excess
Base Closure
Comment: 1300 sq. ft.; l story wood frame residence; scheduled to be vacated 8/15/90.

Milford CT 17
Family Housing
9 Alpha St.
Milford, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010148
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Milford CT 17
Family Housing
10 Alpha St.
Milford, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010149
Status: Excess
Base Closure
Comment:
1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Milford CT 17
Family Housing
11 Alpha St.
Milford, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010150
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Milford CT 17
Family Housing
12 Alpha St.
Milford, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010151
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Milford CT 17
Family Housing
13 Alpha St.
Milford, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010152
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Milford CT 17
Family Housing
14 Alpha St.
Milford, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010153
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Milford CT 17
Family Housing
15 Alpha St.
Milford, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010154
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Milford CT 17
Family Housing
16 Alpha St.
Milford, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010155
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

East Windsor CT 08
Family Housing
14 Phelps St.
East Windsor, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010156

Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

East Windsor CT 08
Family Housing
15 Phelps St.
East Windsor, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010157
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; schedued to be vacated 8/15/90.

East Windsor CT 08
Family Housing
16 Phelps St.
East Windsor, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010158
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

East Windsor CT 08
Family Housing
27 Phelps St.
East Windsor, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010159
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

East Windsor CT 08
Family Housing
2 South St.
East Windsor, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010160
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

East Windsor CT 08
Family Housing
3 South St.
East Windsor, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010161
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

East Windsor CT 08
Family Housing
5 South St.
East Windsor, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010162
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

East Windsor CT 08
Family Housing
6 South St.
East Windsor, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010163
Status: Excess
Base Closure
Comment: 900 sq. ft.; l story wood frame residence; scheduled to be vacated 8/15/90.

East Windsor CT 08
Family Housing
4 South St.
East Windsor, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010164
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

East Windsor CT 08
Family Housing
7 South St.
East Windsor, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010165
Status: Excess
Base Closure
Comment: 1300 sq. ft.; l story wood frame residence; scheduled to be vacated 8/15/90.

East Windsor CT 08
Family Housing
8 South St.
East Windsor, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010166
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

East Windsor CT 08
Family Housing
9 South St.
East Windsor, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010167
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

East Windsor CT 08
Family Housing
10 South St.
East Windsor, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010168
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

East Windsor CT 08
Family Housing
11 South St.
East Windsor, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010169
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

East Windsor CT 08
Family Housing
12 South St.
East Windsor, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010170
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

East Windsor CT 08
Family Housing
13 South St.
East Windsor, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010171
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Ansonia CT 04
Family Housing
1 Hughes St.
Ansonia, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010172
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Ansonia CT 04
Family Housing
2 Hughes St.
Ansonia, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010173
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Ansonia CT 04
Family Housing
3 Hughes St.
Ansonia, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010174
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Ansonia CT 04
Family Housing
4 Hughes St.
Ansonia, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010175
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Ansonia CT 04
Family Housing
5 Hughes St.
Ansonia, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010176
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Ansonia CT 04
Family Housing
6 Hughes St.
Ansonia, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010177
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Ansonia CT 04
Family Housing
7 Hughes St.
Ansonia, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010178
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Ansonia CT 04
Family Housing
8 Hughes St.
Ansonia, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010179
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Ansonia CT 04
Family Housing
9 Hughes St.
Ansonia, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010180
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Ansonia CT 04
Family Housing
10 Hughes St.
Ansonia, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010181
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 floor wood frame residence; scheduled to be vacated 8/15/90.

Ansonia CT 04
Family Housing
11 Hughes St.
Ansonia, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010182
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Ansonia CT 04
Family Housing
12 Hughes St.
Ansonia, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010183
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Ansonia CT 04
Family Housing
13 Hughes St.
Ansonia, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010184
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Ansonic CT 04
Family Housing
14 Hughes St.
Ansonia, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010185
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Ansonia CT 04
Family Housing
15 Hughes St.
Ansonia, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010186
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Ansonia CT 04
Family Housing
16 Hughes St.
Ansonia, CT, Co: New Haven
Landholding Agency: COE
Property Number: 319010187
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 floor wood frame residence; scheduled to be vacated 8/15/90.

Middletown CT 48
Family Housing
32 Military St.
Middletown, CT, Co: Middletown
Landholding Agency: COE
Property Number: 319010188
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Middletown CT 48
Family Housing
42 Military St.
Middletown, CT, Co: Middletown
Landholding Agency: COE
Property Number: 319010189
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Middletown CT 48
Family Housing
49 Military St.
Middletown, CT, Co: Middletown
Landholding Agency: COE
Property Number: 319010190
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Middletown CT 48
Family Housing
50 Military St.
Middletown, CT, Co: Middletown
Landholding Agency: COE
Property Number: 319010191
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Middletown CT 48
Family Housing
57 Military St.
Middletown, CT, Co: Middletown
Landholding Agency: COE
Property Number: 319010192
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Middletown CT 48
Family Housing
58 Military St.
Middletown, CT, Co: Middletown
Landholding Agency: COE
Property Number: 319010193
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Middletown CT 48
Family Housing
67 Military St.
Middletown, CT, Co: Middletown
Landholding Agency: COE
Property Number: 319010194
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Middletown CT 48
Family Housing
68 Military St.
Middletown, CT, Co: Middletown
Landholding Agency: COE
Property Number: 319010195
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Middletown CT 48
Family Housing
73 Military St.
Middletown, CT, Co: Middletown
Landholding Agency: COE
Property Number: 39010196
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Middletown CT 48
Family Housing
74 Military St.

Middletown, CT, Co: Middletown
Landholding Agency: COE
Property Number: 319010197
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Middletown CT 48
Family Housing
83 Military St.
Middletown, CT, Co: Middletown
Landholding Agency: COE
Property Number: 319010198
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Middletown CT 48
Family Housing
84 Military St.
Middletown, CT, Co: Middletown
Landholding Agency: COE
Property Number: 319010199
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Middletown CT 48
Family Housing
89 Military St.
Middletown, CT, Co: Middletown
Landholding Agency: COE
Property Number: 319010200
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Middletown CT 48
Family Housing
90 Military St.
Middletown, CT, Co: Middletown
Landholding Agency: COE
Property Number: 319010201
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Middletown CT 48
Family Housing
97 Military St.
Middletown, CT, Co: Middletown
Landholding Agency: COE
Property Number: 319010202
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Middletown CT 48
Family Housing
98 Military St.
Middletown, CT, Co: Middletown
Landholding Agency: COE
Property Number: 319010203
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
1 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010204
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
2 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010205
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
3 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010206
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
4 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010207
Status: Excess
Base Closure
Comment: 1100 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainvile CT 67
Family Housing
5 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010208
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
6 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010209
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
7 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010210
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
8 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010211
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
9 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010212
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
10 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010213
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
11 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010214
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
12 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010215
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
13 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010216
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frane residence; scheduled to be vacated 8/15/90.

Plainvile CT 67
Family Housing
14 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010217
Status: Excess
Base Closure

Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
15 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010218
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
16 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010219
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
17 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010220
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
18 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010221
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
19 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010222
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
20 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010223
Status: Excess
Base Closure
Comnent: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
21 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010224
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
22 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010225
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
23 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010226
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
24 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number 319010227
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
25 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010228
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
26 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010229
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
27 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010230
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
28 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010231
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
29 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010232
Status: Excess
Base Closure
Comment: 1000 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
30 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010233
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
31 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010234
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Plainville CT 67
Family Housing
32 Cassidy St.
Plainville, CT, Co: Hartford
Landholding Agency: COE
Property Number: 319010235
Status: Excess
Base Closure
Comment: 1300 sq. ft.; 1 story wood frame residence; scheduled to be vacated 8/15/90.

Florida

Bldg. CN7
Ortona Lock Reservation, Okeechobee Waterway
Ortona, FL Co: Glades
Location: Located off Highway 78 approximately 7 miles west of intersection with Highway 27
Landholding Agency: COE
Property Number: 319010012
Status: Unutilized
Comment: 1468 sq. ft.; one floor wood frame; most recent use—residence; secured with alternate access.

Bldg. CN8
Ortona Lock Reservation, Okeechobee Waterway
Ortona, FL, Co: Glades
Location: Located off Highway 78 approximately 7 miles west of intersection with Highway 27
Landholding Agency: COE

Property Number: 319010013
Status: Unutilized
Comment: 1468 sq. ft.; one floor wood frame; most recent use—residence; secured with alternate access.

Georgia

Bldg. 1675
Robins Air Force Base
1600 area No. Davis Drive
Warner Robins, GA, Co: Houston
Landholding Agency: Air Force
Property Number: 189010215
Status: Excess
Comment: 20110 sq. ft.; 1 story concrete; possible asbestos; utilities disconnected; two right-of-way easements.

Bldg. 1676
Robins Air Force Base
1600 area No. Davis Drive
Warner Robins, GA, Co: Houston
Landholding Agency: Air Force
Property Number: 189010216
Status: Excess
Comment: 20110 sq. ft.; 1 story concrete; utilities disconnected; two right-of-way easements.

Bldg. 1677
Robins Air Force Base
1600 area No. Davis Drive
Warner Robins, GA, Co: Houston
Landholding Agency: Air Force
Property Number: 189010217
Status: Excess
Comment: 20110 sq. ft.; 1 story concrete; utilities disconnected; two right-of-way easements.

Bldg. 1678
Robins Air Force Base
1600 Area No. Davis Drive
Warner Robins, GA, Co: Houston
Landholding Agency: Air Force
Property Number: 189010218
Status: Excess
Comment: 20110 sq. ft.; 1 story concrete; possible asbestos; utilities disconnected; two right-of-way easements.

Bldg. 1679
Robins Air Force Base
1600 Area No. Davis Drive
Warner Robins, GA, Co: Houston
Landholding Agency: Air Force
Property Number: 189010219
Status: Excess
Comment: 20110 sq. ft.; 1 story concrete; utilities disconnected; two right-of-way easements.

Bldg. 1680
Robins Air Force Base
1600 Area No. Davis Drive
Warner Robins, GA, Co: Houston
Landholding Agency: Air Force
Property Number: 189010220
Status: Excess
Comment: 15875 sq. ft.; 1 story concrete; possible asbestos; utilities disconnected; two right-of-way easements.

Bldg. 1682
Robins Air Force Base
1600 Area No. Davis Drive
Warner Robins, GA, Co: Houston
Landholding Agency: Air Force
Property Number: 189010221
Status: Excess
Comment: 20110 sq. ft.; 1 story concrete; possible asbestos; utilities disconnected; two right-of-way easements.

Bldg. 1683
Robins Air Force Base
1600 Area No. Davis Drive
Warner Robins, GA, Co: Houston
Landholding Agency: Air Force
Property Number: 189010222
Status: Excess
Comment: 20238 sq. ft.; 1 story concrete; possible asbestos; utilities disconnected; two right-of-way easements.

Bldg. 1684
Robins Air Force Base
1600 Area No. Davis Drive
Warner Robins, GA, Co: Houston
Landholding Agency' Air Force
.Property Number: 189010223
Status: Excess
Comment: 5909 sq. ft.; 1 story concrete; utilities disconnected; two right-of-way easements.

Bldg. 1685
Robins Air Force Base
1600 Area No. Davis Drive
Warner Robins, GA, Co: Houston
Landholding Agency: Air Force
Property Number: 189010224
Status: Excess
Comment: 20110 sq. ft.; 1 story concrete; possible asbestos; utilities disconnected; two right-of-way easements.

Bldg. 1686
Robins Air Force Base
1600 Area No. Davis Drive
Warner Robins, GA, Co: Houston
Landholding Agency: Air Force
Property Number: 189010225
Status: Excess
Comment: 20110 sq. ft.; 1 story concrete; possible asbestos; utilities disconnected; two right-of-way easements.

Bldg. 1687
Robins Air Force Base
1600 Area, No. Davis Drive
Warner Robins, GA, Co: Houston
Landholding Agency: Air Force
Property Number: 189010226
Status: Excess
Comment: 20110 sq. ft.; 1 story concrete; possible asbestos; utilities disconnected; two right-of-way easements.

Illinois

Bldg. 7
Ohio River Locks & Dam No. 53
Grand Chain, IL, Co: Pulaski
Location: Ohio River Locks and Dam No. 53 at Grand Chain
Landholding Agency: COE
Property Number: 319010001
Status: Unutilized
Comment: 900 sq. ft.; 1 floor wood frame; most recent use—residence.

Bldg. 6
Ohio River Locks & Dam No. 53
Grand Chain, IL, Co: Pulaski
Location: Ohio River Locks and Dam No. 53 at Grand Chain
Landholding Agency: COE
Property Number: 319010002
Status: Unutilized
Comment: 900 sq. ft.; one floor wood frame; most recent use—residence.

Bldg. 5
Ohio River Locks & Dam No. 53
Grand Chain, IL, Co: Pulaski
Location: Ohio River Locks and Dam No. 53 at Grand Chain
Landholding Agency: COE
Property Number: 319010003
Status: Unutilized
Comment: 900 sq. ft.; one floor wood frame; most recent use—residence.

Bldg. 4
Ohio River Locks & Dam No. 53
Grand Chain, IL, Co: Pulaski
Location: Ohio River Locks and Dam No. 53 at Grand Chain
Landholding Agency: COE
Property Number: 319010004
Status: Unutilized
Comment: 900 sq. ft.; one floor wood frame; most recent use—residence.

Bldg. 3
Ohio River Locks & Dam No. 53
Grand Chain, IL, Co: Pulaski
Location: Ohio River Locks and Dam No. 53 at Grand Chain
Landholding Agency: COE
Property Number: 319010005
Status: Unutilized
Comment: 900 sq. ft.; one floor wood frame.

Bldg. 2
Ohio River Locks & Dam No. 53
Grand Chain, IL, Co: Pulaski
Location: Ohio River Locks and Dam No. 53 at Grand Chain
Landholding Agency: COE
Property Number: 319010006
Status: Unutilized
Comment: 900 sq. ft.; one floor wood frame; most recent use—residence.

Bldg. 1
Ohio River Locks & Dam No. 53
Grand Chain, IL, Co: Pulaski
Location: Ohio River Locks and Dam No. 53 at Grand Chain
Landholding Agency: COE
Property Number: 319010007
Status: Unutilized
Comment: 900 sq. ft.; one floor wood frame; most recent use—residence.

Brandon Road Lock and Dam
100 Brandon Road
Joliet, IL, Co: Will
Landholding Agency: COE
Property Number: 319010011
Status: Excess
Comment: 1440 sq. ft.; 2 floors wood frame; most recent use—office; off-site removal required.

Bldg. 1380
Chanute Air Force Base
Rantoul, IL, Co: Champaign
Landholding Agency: Air Force
Property Number: 189010232
Status: Unutilized
Comment: 350 sq. ft.; one story wood frame; no utilities; structural deficiencies; used for training exercises (chemicals and explosives).

Kentucky

Green River Lock & Dam #3
Rochester, KY, Co: Butler
Location: SR 70 west from Morgantown, KY, approximately 7 miles to site.

Landholding Agency: COE
Property Number: 319010022
Status: Unutilized
Comment: 980 sq. ft.; 2 story wood frame; two story residence; potential utilities; needs major rehab.

Green River Lock & Dam #3
Rochester, KY, Co: Butler
Location: SR 70 west from Morgantown, KY, approximately 7 miles to site.
Landholding Agency: COE
Property Number: 319010023
Status: Unutilized
Comment: 1752 sq. ft.; 1 story brick; one story residence; needs major rehab; subject to periodic flooding.

Green River Lake
Columbia, KY, Co: Adair
Location: Building located at southeast end of Holmes Bend Campground.
Landholding Agency: COE
Property Number: 319010040
Status: Unutilized
Comment: 616 sq. ft.; 1 story concrete block; most recent use—water treatment facility; some utilities.

Kentucky River Lock & Dam #1
Carrollton, KY, Co: Carroll
Location: I–71 to Carrollton exit, east on SR 227 to Highway 320, left for about 1.5 miles to site.
Landholding Agency: COE
Property Number: 319010041
Status: Unutilized
Comment: 1530 sq. ft.; 2 story wood frame; subject to periodic flooding; needs rehab.

Kentucky River Lock and Dam #3
Pleasureville, KY, Co: Henry
Location: SR 421 North from Frankfort, KY, to highway 561, right on 561 approximately 3 miles to site.
Landholding Agency: COE
Property Number: 319010060
Status: Unutilized
Comment: 897 sq. ft.; 2 story wood frame; structural deficiencies.

Kentucky River Lock and Dam #3
Pleasureville, KY, Co: Henry
Location: SR 421 north from Frankfort, KY, to highway 561, right on 561 approximately 3 miles to site.
Landholding Agency: COE
Property Number: 319010061
Status: Unutilized
Comment: 1060 sq. ft.; 2 story wood frame; needs rehab.

Maryland

Bldg. E5975
Aberdeen Proving Ground
Edgewood Area
Aberdeen City, MD, Co: Hartford
Landholding Agency: Army
Property Number: 219012677
Status: Unutilized
Comment: 650 sq. ft.; possible contamination; structural deficiencies most recent use—training exercises/chemicals and explosives; potential use—storage.

Minnesota

Bldg. 15
VA Medical Center
Near 5629 Minnehaha Avenue
Minneapolis, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010025
Status: Underutilized
Comment: 15100 sq. ft.; two story concrete/brick frame; asbestos present in pipe insulation; most recent use—laundry.

Bldg. 16
VA Medical Center
Near 5629 Minnehaha Avenue
Minneapolis, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010026
Status: Underutilized
Comment: 8000 sq. ft.; 3 story concrete/brick; asbestos present on pipe insulation; most recent use—boiler plant.

Bldg. 21
VA Medical Center
Near 5629 Minnehaha Avenue
Minneapolis, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010027
Status: Underutilized
Comment: 3200 sq. ft.; 1 story prefab/quonset; most recent use—garage for motor vehicles.

Bldg. 48
VA Medical Center
Near 5629 Minnehaha Avenue
Minneapolis, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010028
Status: Underutilized
Comment: 2000 sq. ft.; 1 story concrete/block; most recent use—incinerator/storage.

Bldg. 64
VA Medical Center
Near 5629 Minnehaha Avenue
Minneapolis, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010029
Status: Unutilized
Comment: 380 sq. ft.; 1 story prefab; potential utilities.

Bldg. T–10
VA Medical Center
Near 5629 Minnehaha Avenue
Minneapolis, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010030
Status: Unutilized
Comment: 1800 sq. ft.; 1 story prefab/quonset; potential utilities; most recent use—storage.

Bldg. 43
VA Medical Center
Minneapolis, MN, Co: Hennepin
Location: 54th Street and 48th Avenue S.
Landholding Agency: VA
Property Number: 979010032
Status: Underutilized
Comment: 26000 sq. ft.; eight story brick/steel frame; asbestos present on pipe insulation; most recent use—office/storage

Bldg. 227
VA Medical Center
Fort Snelling
St. Paul, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010033
Status: Unutilized
Comment: 850 sq. ft.; 2 story wood frame and brick residence; utilities disconnected.

Bldg. 228
VA Medical Center
Fort Snelling
St. Paul, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010034
Status: Underutilized
Comment: 750 sq. ft.; one story wood frame; asbestos present on pipe insulation; most recent use—garage.

Bldg. 229
VA Medical Center
Fort Snelling
St. Paul, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010035
Status: Unutilized
Comment: 850 sq. ft.; two story wood/brick frame residence; asbestos present on pipe insulation.

Bldg. 240
VA Medical Center
Fort Snelling
St. Paul, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010036
Status: Unutilized
Comment: 800 sq. ft.; two story wood frame; potential utilities; asbestos present on pipe insulation.

Bldg. 241
VA Medical Center
Fort Snelling
St. Paul, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010037
Status: Unutilized
Comment: 800 sq. ft.; 2 story wood frame; potential utilities; asbestos present on pipe insulation.

Bldg. 242
VA Medical Center
Fort Snelling
St. Paul, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010038
Status: Unutilized
Comment: 800 sq. ft.; 2 story wood frame; potential utilities; asbestos present on pipe insulation.

Bldg. 244
VA Medical Center
Fort Snelling
St. Paul, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010039
Status: Unutilized
Comment: 800 sq. ft.; two story wood frame; potential utilities; asbestos present on pipe insulation.

Bldg. 245
VA Medical Center
Fort Snelling
St. Paul, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010040
Status: Unutilized
Comment: 800 sq. ft.; two story wood frame; potential utilities; asbestos present on pipe insulation.

Bldg. 246
VA Medical Center
Fort Snelling
St. Paul, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010041

Status: Unutilized
Comment: 800 sq. ft.; two story wood frame; potential utilities; asbestos present on pipe insulation.

Bldg. 247
VA Medical Center
Fort Snelling
St. Paul, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010042
Status: Unutilized
Comment: 800 sq. ft.; two story wood frame; potential utilities; asbestos present on pipe insulation.

Bldg. 248
VA Medical Center
Fort Snelling
St. Paul, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010043
Status: Unutilized
Comment: 800 sq. ft.; two story wood frame; potential utilities; asbestos present on pipe insulation.

Bldg. 253
VA Medical Center
Fort Snelling
St. Paul, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010044
Status: Unutilized
Comment: 800 sq. ft.; two story wood frame; potential utilities; asbestos present on pipe insulation.

Bldg. 243
VA Medical Center
Fort Snelling
St. Paul, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010045
Status: Unutilized
Comment: 600 sq. ft.; 1 story wood frame; no utilities; most recent use—garage.

Bldg. 249
VA Medical Center
Fort Snelling
St. Paul, MN, Co: Hennepin
Landholding Agency: VA
Property Number: 979010046
Status: Unutilized
Comment: 200 sq. ft.; 1 story wood frame; no utilities; most recent use—garage.

Oklahoma

Naval Reserve Center
701 East 12th street
Stillwater, OK, Co: Payne
Landholding Agency: Navy
Property Number: 779010158
Status: Excess
Comment: 16000 sq. ft.; 1 story; most recent use—office.

Pennsylvania

Conemaugh River Lake
Road #1, Box 702
Saltsburg, PA, Co: Indiana
Landholding Agency: COE
Property Number: 319010019
Status: Unutilized
Comment: 2642 sq. ft.; one unit of brick/frame duplex; most recent use—residence.

S–41–Q
Irwin Area Site 19
R.D. #11
Irwin, PA, Co: Westmoreland
Location: Off of Route 130
Landholding Agency: COE
Property Number: 319010236
Status: Excess
Base Closure
Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–42–Q
Irwin Area Site 19
R.D. #11
Irwin, PA, Co: Westmoreland
Location: Off of Route 130
Landholding Agency: COE
Property Number: 319010237
Status: Excess
Base Closure
Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–43–Q
Irwin Area Site 19
R.D. #11
Irwin, PA, Co: Westmoreland
Location: Off of Route 130
Landholding Agency: COE
Property Number: 319010238
Status: Excess
Base Closure
Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–44–Q
Irwin Area Site 19
R.D. #11
Irwin, PA, Co: Westmoreland
Location: Off of Route 130
Landholding Agency: COE
Property Number: 319010239
Status: Excess
Base Closure
Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–45–Q
Irwin Area Site 19
R.D. #11
Irwin, PA, Co: Westmoreland
Landholding Agency: COE
Property Number: 319010240
Status: Excess
Base Closure
Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–46–Q
Irwin Area Site 19
R.D. #11
Irwin, PA, Co: Westmoreland
Location: Off of Route 130
Landholding Agency: COE
Property Number: 319010241
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–47–Q
Irwin Area Site 19
R.D. #11
Irwin, PA, Co: Westmoreland
Location: Off of Route 130
Landholding Agency: COE
Property Number: 319010242
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–48–Q
Irwin Area Site 19
R.D. #11
Irwin, PA, Co: Westmoreland
Location: Off of Route 130
Landholding Agency: COE
Property Number: 319010243
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–49–Q
Irwin Area Site 19
R.D. #11
Irwin, PA, Co: Westmoreland
Location: Off of Route 130
Landholding Agency: COE
Property Number: 319010244
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–50–Q
Irwin Area Site 19
R.D. #11
Irwin, PA, Co: Westmoreland
Location: Off of Route 130
Landholding Agency: COE
Property Number: 319010245
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–51–Q
Irwin Area Site 19
R.D. #11
Irwin, PA, Co: Westmoreland
Location: Off of Route 130
Landholding Agency: COE
Property Number: 319010246
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–52–Q
Irwin Area Site 19
R.D. #11
Irwin, PA, Co: Westmoreland
Location: Off of Route 130
Landholding Agency: COE
Property Number: 319010247
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–53–Q
Irwin Area Site 19
R.D. #11
Irwin, PA, Co: Westmoreland
Location: Off of Route 130
Landholding Agency: COE
Property Number: 319010248
Status: Excess
Base Closure

Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–54–Q
Irwin Area Site 19
R.D. #11
Irwin, PA, Co: Westmoreland
Location: Off of Route 130
Landholding Agency: COE
Property Number: 319010249
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–55–Q
Irwin Area Site 19
R.D. #11
Irwin, PA, Co: Westmoreland
Location: Off of Route 130
Landholding Agency: COE
Property Number: 319010250
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–56–Q
Irwin Area Site 19
R.D. #11
Irwin, PA, Co: Westmoreland
Location: Off of Route 130
Landholding Agency: COE
Property Number: 319010251
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

Bldg. S–1–Q
Rural Ridge Area Site 02
Crawford Run Road
Cheswick, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010252
Status: Excess
Base Closure
Comment: 1307 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

Bldg. S–2–Q
Rural Ridge Area Site 02
Crawford Run Road
Cheswick, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010253
Status: Excess
Base Closure
Comment: 1121 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

Bldg. S–3–Q
Rural Ridge Area Site 02
Crawford Run Road
Cheswick, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010254
Status: Excess
Base Closure
Comment: 1121 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

Bldg. S–4–Q
Rural Ridge Area Site 02
Crawford Run Road
Cheswick, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010255
Status: Excess
Base Closure
Comment: 1013 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

Bldg. S–5–Q
Rural Ridge Area Site 02
Crawford Run Road
Cheswick, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010256
Status: Excess
Base Closure
Comment: 1117 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

Bldg. S–6–Q
Rural Ridge Area Site 02
Crawford Run Road
Cheswick, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010257
Status: Excess
Base Closure
Comment: 1117 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

Bldg. S–7–Q
Rural Ridge Area Site 02
Crawford Run Road
Cheswick, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010258
Status: Excess
Base Closure
Comment: 1013 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

Bldg. S–8–Q
Rural Ridge Area Site 02
Crawford Run Road
Cheswick, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010259
Status: Excess
Base Closure
Comment: 1013 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

Bldg. S–9–Q
Rural Ridge Area Site 02
Crawford Run Road
Cheswick, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010260
Status: Excess
Base Closure
Comment: 1117 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

Bldg. S–10–Q
Rural Ridge Area Site 02
Crawford Run Road
Cheswick, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010261
Status: Excess
Base Closure
Comment: 1117 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

Bldg. S–11–Q
Rural Ridge Area Site 02
Crawford Run Road
Cheswick, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010262
Status: Excess
Base Closure
Comment: 1117 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

Bldg. S–12–Q
Rural Ridge Area Site 02
Crawford Run Road
Cheswick, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010263
Status: Excess
Base Closure
Comment: 1117 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–57–Q
Herminie HSG Area Site 37
MARS Hill Road, Route 1
Irwin, PA, Co: Westmoreland
Landholding Agency: COE
Property Number: 319010264
Status: Excess
Base Closure
Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–58–Q
Herminie HSG Area Site 37
MARS Hill Road Route 1
Irwin, PA, Co: Westmoreland
Landholding Agency: COE
Property Number: 319010265
Status: Excess
Base Closure
Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–59–Q
Herminie HSG Area Site 37
MARS Hill Road, Route 1
Irwin, PA, Co: Westmoreland
Landholding Agency: COE
Property Number: 319010266
Status: Excess
Base Closure
Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–60–Q
Herminie HSG Area Site 37
MARS Hill Road, Route 1
Irwin, PA, Co: Westmoreland
Landholding Agency: COE
Property Number: 319010267
Status: Excess
Base Closure
Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–61–Q
Herminie HSG Area Site 37
MARS Hill Road, Route 1
Irwin, PA, Co: Westmoreland
Landholding Agency: COE
Property Number: 319010268
Status: Excess
Base Closure

Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–62–Q
Herminie HSG Area Site 37
MARS Hill Road, Route 1
Irwin, PA, Co: Westmoreland
Landholding Agency: COE
Property Number: 319010269
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–63–Q
Herminie HSG Area Site 37
MARS Hill Road, Route 1
Irwin, PA, Co: Westmoreland
Landholding Agency: COE
Property Number: 319010270
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–64–Q
Herminie HSG Area Site 37
MARS Hill Road, Route 1
Irwin, PA, Co: Westmoreland
Landholding Agency: COE
Property Number: 319010271
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–65–Q
Herminie HSG Area Site 37
MARS Hill Road, Route 1
Irwin, PA, Co: Westmoreland
Landholding Agency: COE
Property Number: 319010272
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–66–Q
Herminie HSG Area Site 37
MARS Hill Road, Route 1
Irwin, PA, Co: Westmoreland
Landholding Agency: COE
Property Number: 319010273
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–67–Q
Herminie HSG Area Site 37
MARS Hill Road, Route 1
Irwin, PA, Co: Westmoreland
Landholding Agency: COE
Property Number: 319010274
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–68–Q
Herminie HSG Area Site 37
MARS Hill Road, Route 1
Irwin, PA, Co: Westmoreland
Landholding Agency: COE
Property Number: 319010275
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–69–Q
Herminie HSG Area Site 37
MARS Hill Road, Route 1
Irwin, PA, Co: Westmoreland
Landholding Agency: COE
Property Number: 319010276
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–70–Q
Herminie HSG Area Site 37
MARS Hill Road, Route 1
Irwin, PA, Co: Westmoreland
Landholding Agency: COE
Property Number: 319010277
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–71–Q
Herminie HSG Area Site 37
MARS Hill Road, Route 1
Irwin, PA, Co: Westmoreland
Landholding Agency: COE
Property Number: 319010278
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–72–Q
Herminie HSG Area Site 37
MARS Hill Road, Route 1
Irwin, PA, Co: Westmoreland
Landholding Agency: COE
Property Number: 319010279
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–13–Q
Dorseyville HSG Area Site 03
Myers Lane
Allison Park, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010280
Status: Excess
Base Closure
Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos: scheduled to be vacated 8–15–90.

S–14–Q
Dorseyville HSG Area Site 03
Myers Lane
Allison Park, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010281
Status: Excess
Base Closure
Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos: scheduled to be vacated 8/15/90.

S–15–Q
Dorseyville HSG Area Site 03
Myers Lane
Allison Park, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010282
Status: Excess
Base Closure
Comment: 1179 sq. ft.; l story frame residence; possible asbestos: scheduled to be vacated 8/15/90.

S–16–Q
Dorseyville HSG Area Site 03
Myers Lane
Allison Park, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010283
Status: Excess
Base Closure
Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos: scheduled to be vacated 8/15/90.

S–17–Q
Dorseyville HSG Area Site 03
Myers Lane
Allison Park, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010284
Status: Excess
Base Closure
Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos: scheduled to be vacated 8/15/90.

S–18–Q
Dorseyville HSG Area Site 03
Myers Lane
Allison Park, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010285
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos: scheduled to be vacated 8/15/90.

S–19–Q
Dorseyville HSG Area Site 03
Myers Lane
Allison Park, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010286
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos: scheduled to be vacated 8/15/90.

S–20–Q
Dorseyville HSG Area Site 03
Myers Lane
Allison Lane, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010287
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos: scheduled to be vacated 8/15/90.

S–21–Q
Dorseyville HSG Area Site 03
Myers Lane
Allison Park, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 39010288
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos: scheduled to be vacated 8/15/90.

S–22–Q

Dorseyville HSG Area Site 03
Myers Lane
Allison Park, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010289
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos: scheduled to be vacated 8/15/90.

S–23–Q
Dorseyville HSG Area Site 03
Myers Lane
Allison Park, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010290
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos: scheduled to be vacated 8/15/90.

S–24–Q
Dorseyville HSG Area Site 03
Myers Lane
Allison Park, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010291
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos: scheduled to be vacated 8/15/90.

S–25–Q
Dorseyville HSG Area Site 03
Myers Lane
Allison Park, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010292
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–26–Q
Dorseyville HSG Area Site 03
Myers Lane
Allison Park, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010293
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–27–Q
Dorseyville HSG Area Site 03
Myers Lane
Allison Park, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010294
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–28–Q
Dorseyville HSG Area Site 03
Myers Lane
Allison Park, PA, Co: Allegheny
Landholding Agency: COE
Property Number: 319010295
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–85–Q
Elrama HSG Area Site 43
Gilmore Road
Finleyville, PA, Co: Washington
Landholding Agency: COE
Property Number: 319010296
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–86–Q
Elrama HSG Area Site 43
Gilmore Road
Finleyville, PA, Co: Washington
Landholding Agency: COE
Property Number: 319010297
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S 87–Q
Elrama HSG Area Site 43
Gilmore Road
Finleyville, PA, Co: Washington
Landholding Agency: COE
Property Number: 319010298
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–88–Q
Elrama HSG Area Site 43
Gilmore Road
Finleyville, PA, Co: Washington
Landholding Agency: COE
Property Number: 319010299
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–89–Q
Elrama HSG Area Site 43
Gilmore Road
Finleyville, PA, Co: Washington
Landholding Agency: COE
Property Number: 319010300
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–90 Q
Elrama HSG Area Site 43
Gilmore Road
Finleyville, PA, Co: Washington
Landholding Agency: COE
Property Number: 319010301
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–91–Q
Elrama HSG Area Site 43
Gilmore Road
Finleyville, PA, Co: Washington
Landholding Agency: COE
Property Number: 319010302
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S 92–Q
Elrama HSG Area Site 43
Gilmore Road
Finleyville, PA, Co: Washington
Landholding Agency: COE
Property Number: 319010303
Status: Excess
Base Closure
Comment:
1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–93–Q
Elrama HSG Area Site 43
Gilmore Road
Finleyville, PA, Co: Washington
Landholding Agency: COE
Property Number: 319010304
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–94–Q
Elrama HSG Area Site 43
Gilmore Road
Finleyville, PA, Co: Washington
Landholding Agency: COE
Property Number: 319010305
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–95–Q
Elrama HSG Area Site 43
Gilmore Road
Finleyville, PA, Co: Washington
Landholding Agency: COE
Property Number: 319010306
Status: Excess
Base Closure
Comment: 1067 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–96–Q
Elrama HSG Area Site 43
Gilmore Road
Finleyville, PA, Co: Washington
Landholding Agency: COE
Property Number: 319010307
Status: Excess
Base Closure
Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–97–Q
Elrama HSG Area Site 43
Gilmore Road
Finleyville, PA, Co: Washington
Landholding Agency: COE
Property Number: 319010308
Status: Excess
Base Closure
Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–98–Q
Elrama HSG Area Site 43
Gilmore Road
Finleyville, PA, Co: Washington
Landholding Agency: COE

Property Number: 319010309
Status: Excess
Base Closure
Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–99–Q
Elrama HSG Area Site 43
Gilmore Road
Finleyville, PA, Co: Washington
Landholding Agency: COE
Property Number: 319010310
Status: Excess
Base Closure
Comment: 1179 sq. ft.; l story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

S–100–Q
Elrama HSG Area Site 43
Gilmore Road
Finleyville, PA, Co: Washington
Landholding Agency: COE
Property Number: 319010311
Status: Excess
Base Closure
Comment: 1179 sq. ft.; 1 story frame residence; possible asbestos; scheduled to be vacated 8/15/90.

South Carolina

Bldg. 1565
Anderson Street
Fort Jackson, SC, Co: Richland
Landholding Agency: Army
Property Number: 219012668
Status: Unutilized
Comment: 1565 sq. ft.; corregated metal building; most recent use fueling point; potential use—storage.

Bldg. 1504
Hall Street and Shop Road
Fort Jackson, SC, Co: Richland
Location: Vicinity of Hall Street and Shop Road.
Landholding Agency: Army
Property Number: 219012669
Status: Unutilized
Comment: 334 sq. ft.; 1 floor; wood frame; most recent use—storage; designed as a coal sampling shop.

Bldg. 9431
Hampton Parkway
Fort Jackson, SC, Co: Richland
Landholding Agency: Army
Property Number: 219012670
Status: Unutilized
Comment: 149 sq. ft.; metal frame; l floor; no utilities; most recent use—fuel dispensing shack; potential use—storage.

Bldg. 9430
Hampton Parkway
Fort Jackson, SC, Co: Richland
Landholding Agency: Army
Property Number: 219012671
Status: Unutilized
Comment: 149 sq. ft.; metal frame; 1 floor; no utilities; potential use—storage; most recent use—fuel dispensing shack.

Bldg. 1552
Hall Street
Fort Jackson, SC, Co: Richland
Landholding Agency: Army
Property Number: 219012672
Status: Unutilized
Comment: 1397 sq. ft.; wood/brick frame; 2 floors; most recent use—incinerator; potential use—storage.

Bldg. 6588
Scales Avenue
Fort Jackson, SC, Co: Richland
Landholding Agency: Army
Property Number: 219012673
Status: Underutilized
Comment: 3108 sq. ft.; open wood frame; 1 floor; no utilities; most recent use—motor repair shop; potential use storage.

Bldg. 6587
Scales Avenue
Fort Jackson, SC, Co: Richland
Landholding Agency: Army
Property Number: 219012674
Status: Unutilized
Comment: 224 sq. ft.; wood/tin frame; 1 floor; most recent use—fuel dispensing station; potential use—storage.

Bldg. 9437
Hampton Parkway
Fort Jackson, SC, Co: Richland
Landholding Agency: Army
Property Number: 219012675
Status: Unutilized
Comment: 283 sq. ft.; wood frame; l floor; no utilities; most recent use—guard shack; potential use—storage.

Bldg. 9432
Hampton Parkway
Fort Jackson, SC, Co: Richland
Landholding Agency: Army
Property Number: 219012676
Status: Unutilized
Comment: 149 sq. ft.; metal frame; 1 floor; no utilities; most recent use—fuel dispensing shack; potential use—storage.

Texas

Bldg. 132
Goodfellow Air Force Base
San Angelo, TX, Co: Tom Green
Landholding Agency: Air Force
Property Number: 189010168
Status: Excess
Comment: 2966 sq. ft.; 2 floors; wood frame; needs rehab; most recent use—dormitory.

Bldg. 130
Goodfellow Air Force Base
San Angelo, TX, Co: Tom Green
Landholding Agency: Air Force
Property Number: 189010169
Status: Excess
Comment: 2966 sq. ft.; 2 story; wood frame; needs rehab; most recent use—dormitory.

Bldg. 133
Goodfellow Air Force Base
San Angelo, TX, Co: Tom Green
Landholding Agency: Air Force
Property Number: 189010170
Status: Excess
Comment: 2966 sq. ft.; 2 story; wood frame; needs rehab; most recent use—dormitory.

Bldg. 142
Goodfellow Air Force Base
San Angelo, TX, Co: Tom Green
Landholding Agency: Air Force
Property Number: 189010171
Status: Excess
Comment: 2966 sq. ft.; 2 story; wood frame; needs rehab; most recent use—dormitory.

Bldg. 660
Laughlin Air Force Base
(See County), TX, Co: Var Verde
Location: Six miles on Highway 90 east of Del Rio, Texas.
Landholding Agency: Air Force
Property Number: 189010172
Status: Unutilized
Comment: 957 sq. ft.; 1 floor; concrete block frame; needs rehab.

Bldg. 439
Laughlin Air Force Base
(See County), TX, Co: Val Verde
Location: Six miles on Highway 90 east of Del Rio, Texas.
Landholding Agency: Air Force
Property Number: 189010177
Status: Unutilized
Comment: 10500 sq. ft.; wood frame; 2 floors; possible asbestos; needs rehab.

Bldg. 442
Laughlin Air Force Base
(See County), TX, Co: Val Verde
Location: Six miles on Highway 90 east of Del Rio, Texas.
Landholding Agency: Air Force
Property Number: 189010178
Status: Unutilized
Comment: 15557 sq. ft.; wood frame; needs rehab; possible asbestos.

Bldg. 467
Laughlin Air Force Base
(See County), TX, Co: Val Verde
Location: Six miles on Highway 90 east of Del Rio, Texas.
Landholding Agency: Air Force
Property Number: 189010179
Status: Underutilized
Comment: 10500 sq. ft.; wood frame; needs rehab; seasonal use by scouts and CAP.

Bldg. 89
Laughlin Air Force Base
(See County), TX, Co: Val Verde
Location: Six miles on Highway 90 east of Del Rio, Texas.
Landholding Agency: Air Force
Property Number: 189010180
Status: Underutilized
Comment: 4122 sq. ft.; 1 floor; wood frame; needs rehab; portion temporarily used for storage.

Washington

Bldg. 128 62 ABG/DE
McChord Air Force Base
McChord, WA, Co: Pierce
Landholding Agency: Air Force
Property Number: 189010211
Status: Unutilized
Comment: 2739 sq. ft.; 1 story wood frame; secured area; building can be moved off-site; most recent use—classroom.

Bldg. 554 62 ABG/DE
McChord Air Force Base
McChord, WA, Co: Pierce
Landholding Agency: Air Force
Property Number: 189010213
Status: Unutilized
Comment: 1655 sq. ft.; 1 story wood; possible asbestos; secured area; building can be moved off-site; most recent use—storage.

Bldg. P00M01
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near South 240th street and Military road.

Landholding Agency: COE
Property Number: 319010312
Status: Excess
Base Closure
Comment: 1392 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M02
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near South 240th street and Military road.
Landholding Agency: COE
Property Number: 319010313
Status: Excess
Base Closure
Comment: 1392 sq. ft.; l story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M03
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near South 240th street and Military road.
Landholding Agency: COE
Property Number: 319010314
Status: Excess
Base Closure
Comment: 1441 sq. ft.; 1 story; 3 bedroom; frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M04
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near South 240th street and Military road.
Landholding Agency: COE
Property Number: 319010315
Status: Excess
Base Closure
Comment: 1441 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M05
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010316
Status: Excess
Base Closure
Comment: 1392 sq. ft.; l story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M06
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010317
Status: Excess
Base Closure
Comment: 1392 sq. ft.; l story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M07
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010318
Status: Excess
Base Closure
Comment: 1188 sq. ft.; 1 story 2 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M08
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 249th street and Military road.
Landholding Agency: COE
Property Number: 319010319
Status: Excess
Base Closure
Comment: 1130 sq. ft.; l story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M09
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010320
Status: Excess
Base Closure
Comment: 1130 sq. ft.; l story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M10
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010321
Status: Excess
Base Closure
Comment: 1130 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M11
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010322
Status: Excess
Base Closure
Comment: 1130 sq. ft.; l story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M12
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010323
Status: Excess
Base Closure
Comment: 1130 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M13
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010324
Status: Excess
Base Closure
Comment: 1130 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M14
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010325
Status: Excess
Base Closure
Comment: 1130 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M15
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010326
Status: Excess
Base Closure
Comment: 1130 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M16
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010327
Status: Excess
Base Closure
Comment: 1130 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M17
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010328
Status: Excess
Base Closure
Comment: 1130 sq. ft.; l story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M18
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010329
Status: Excess
Base Closure
Comment: 1392 sq. ft.; l story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M19
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010330
Status: Excess
Base Closure
Comment: 1392 sq. ft.; l story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M20
Midway Housing Site Washington

Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010331
Status: Excess
Base Closure
Comment: 1130 sq. ft.; 1 story 3 bedroom frame residence; schedued to be vacated 8/15/90.

Bldg. P00M21
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010332
Status: Excess
Base Closure
Comment: 1130 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M22
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010333
Status: Excess
Base Closure
Comment: 1392 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M23
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010334
Status: Excess
Base Closure
Comment: 1130 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M24
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010335
Status: Excess
Base Closure
Comment: 1130 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M25
Midway Housing Site Washington
Kent, WA, Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010336
Status: Excess
Base Closure
Comment: 1130 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M26
Midway Housing Site Washington
Kent, WA Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010337
Status: Excess
Base Closure
Comment: 1130 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M27
Midway Housing Site Washington
Kent, WA Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010338
Status: Excess
Base Closure
Comment: 1130 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M28
Midway Housing Site Washington
Kent, WA Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010339
Status: Excess
Base Closure
Comment: 1130 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M29
Midway Housing Site Washington
Kent, WA Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010340
Status: Excess
Base Closure
Comment: 1130 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M30
Midway Housing Site Washington
Kent, WA Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010341
Status: Excess
Base Closure
Comment: 1170 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M31
Midway Housing Site Washington
Kent, WA Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010342
Status: Excess
Base Closure
Comment: 1130 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00M32
Midway Housing Site Washington
Kent, WA Co: King
Location: Near south 240th street and Military road.
Landholding Agency: COE
Property Number: 319010343
Status: Excess
Base Closure
Comment: 1130 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00L01
Youngs Lake Housing Site
Renton, WA Co: King
Location: Near 116th street, Southeast and 192nd street.
Landholding Agency: COE
Property Number: 319010344
Status: Excess
Base Closure
Comment: 1392 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00L02
Youngs Lake Housing Site
Renton, WA Co: King
Location: Near 116th street, southeast and 192nd street.
Landholding Agency: COE
Property Number: 319010345
Status: Excess
Base Closure
Comment: 1392 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00L03
Youngs Lake Housing Site
Renton, WA Co: King
Location: Near 116th street, southeast and 192nd street.
Landholding Agency: COE
Property Number: 319010346
Status: Excess
Base Closure
Comment: 1392 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00L04
Youngs Lake Housing Site
Renton, WA Co: King
Location: Near 116th street, southeast and 192nd street.
Landholding Agency: COE
Property Number: 319010347
Status: Excess
Base Closure
Comment: 1392 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00L05
Youngs Lake Housing Site
Renton, WA Co: King
Location: Near 116th avenue, southeast and 192nd street.
Landholding Agency: COE
Property Number: 319010348
Status: Excess
Base Closure
Comment: 1384 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00L06
Youngs Lake Housing Site
Renton, WA Co: King
Location: Near 116th avenue, southeast and 192nd street
Landholding Agency: COE
Property Number: 319010349
Status: Excess
Base Closure

Comment: 1384 sq. ft.; 1 story 3 bedroom frame residence; scheduled. to be vacated 8/15/90.
Bldg. P00L07
Youngs Lake Housing Site
Renton, WA Co: King
Location: Near 116th avenue, southeast and 192nd street.
Landholding Agency: COE
Property Number: 31900350
Status: Excess
Base Closure
Comment: 1384 sq. ft.; l story 3 bedroom frame residence; scheduled to be vacated 8/15/90.
Bldg. P00L08
Youngs Lake Housing Site
Renton, WA Co: King
Location: Near 116th avenue, southeast and 192nd street.
Landholding Agency: COE
Property Number: 319010351
Status: Excess
Base Closure
Comment: 1188 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.
Bldg. P00L09
Youngs Lake Housing Site
Renton, WA Co: King
Location: Near 116th street, southeast and 192nd street
Landholding Agency: COE
Property Number: 319010352
Status: Excess
Base Closure
Comment: 1090 sq. ft.; l story 2 bedroom frame residence; scheduled to be vacated 8/15/90.
Bldg. P00L10
Youngs Lake Housing Site
Renton, WA, Co: King
Location: Near 116th avenue, southeast 192nd street
Landholding Agency: COE
Property Number: 319010353
Status: Excess
Base Closure
Comment: 1188 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.
Bldg. P00Ll1
Youngs Lake Housing Site
Renton, WA, Co: King
Location: Near 116th street, southeast and 192nd street
Landholding Agency: COE
Property Number: 319010354
Status: Excess
Base Closure
Comment: 1090 sq. ft.; 1 story 2 bedroom frame residence; scheduled to be vacated 8/15/90.
Bldg. P00L12
Youngs Lake Housing Site
Renton, WA, Co: King
Location: Near 116th street, southeast and 192nd street
Landholding Agency: COE
Property Number: 319010355
Status: Excess
Base Closure
Comment: 1090 sq. ft.; 1 story 2 bedroom frame residence; scheduled to be vacated 8/15/90.
Bldg. P00L13
Youngs Lake Housing Site
Renton, WA, Co: King
Location: Near 116th avenue, southeast and 192nd street
Landholding Agency: COE
Property Number: 319010356
Status: Excess
Base Closure
Comment: 1188 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacate 8/15/90.
Bldg. P00L14
Youngs Lake Housing Site
Renton, WA, Co: King
Location: Near 116th street, southeast and 192nd street
Landholding Agency: COE
Property Number: 319010357
Status: Excess
Base Closure
Comment: 1090 sq. ft.; l story 2 bedroom frame residence; scheduled to be vacated 8/15/90.
Bldg. P00L15
Youngs Lake Housing Site
Renton, WA, Co: King
Location: Near 116th avenue, southeast and 192nd street
Landholding Agency: COE
Property Number: 319010358
Status: Excess
Base Closure
Comment: 1188 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.
Bldg. P00L16
Youngs Lake Housing Site
Renton, WA, Co: King
Location: Near 116th avenue, southeast and 192nd street
Landholding Agency: COE
Property Number: 319010359
Status: Excess
Base Closure
Comment: 1188 sq. ft.; l story 3 bedroom frame residence; scheduled to be vacated 8/15/90.
Bldg. P00L17
Young Lake Housing Site
Renton, WA, Co: King
Location: Near 116th avenue, southeast and 192nd street
Landholding Agency: COE
Property Number: 319010360
Status: Excess
Base Closure
Comment: 1188 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.
Bldg. P00L18
Youngs Lake Housing Site
Renton, WA, Co: King
Location: Near 116th street, southeast and 192nd street
Landholding Agency: COE
Property Number: 319010361
Status: Excess
Base Closure
Comment: 1188 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.
Bldg. P00L19
Youngs Lake Housing Site
Renton, WA, Co: King
Location: Near 116th street, southeast and 192nd street
Landholding Agency: COE
Property Number: 319010362
Status: Excess
Base Closure
Comment: 1188 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.
Bldg. P00L20
Youngs Lake Housing Site
Renton, WA, Co: King
Location: Near 116th street, southeast and 192nd street
Landholding Agency: COE
Property Number: 319010363
Status: Excess
Base Closure
Comment: 1188 sq. ft.; l story 3 bedroom frame residence; scheduled to be vacated 8/15/90.
Bldg. P00L21
Youngs Lake Housing Site
Renton, WA, Co: King
Location: Near 116th street, southeast and 192nd street
Landholding Agency: COE
Property Number: 319010364
Status: Excess
Base Closure
Comment: 1188 sq. ft.; l story 3 bedroom frame residence; scheduled to be vacated 8/15/90
Bldg. P00122
Youngs Lake Housing Site
Renton, WA, Co: King
Location: Near 116th street, southeast and 192nd street
Landholding Agency: COE
Property Number: 319010365
Status: Excess
Base Closure
Comment: 1188 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.
Bldg. P00L23
Young Lake Housing Site
Renton, WA, Co: King
Location: Near 116th st. southeast and 192nd street
Landholding Agency: COE
Property Number: 319010366
Status: Excess
Base Closure
Comment: 1188 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.
Bldg. P00L24
Youngs Lake Housing Site
Renton, WA, Co: King
Location: Near 116th street, southeast and 192nd street
Landholding Agency: COE
Property Number: 319010367
Status: Excess
Base Closure
Comment: 1188 sq. ft.; l story 3 bedroom frame residence; scheduled to be vacated 8/15/90.
Bldg. P00L25
Youngs Lake Housing Site
Renton, WA, Co: King
Location: Near 116th street, southeast and 192nd street

Landholding Agency: COE
Property Number: 319010368
Status: Excess
Base Closure
Comment: 1188 sq. ft.; l story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00L26
Youngs Lake Housing Site
Renton, WA, Co: King
Location: Near 116th street, southeast and 192nd street
Landholding Agency: COE
Property Number: 319010369
Status: Excess
Base Closure
Comment: 1118 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00L27
Youngs Lake Housing Site
Renton, WA, Co: King
Location: Near 116th street, southeast and 192nd street
Landholding Agency: COE
Property Number: 319010370
Status: Excess
Base Closure
Comment: 1188 sq. ft.; l story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Bldg. P00L28
Youngs Lake Housing Site
Renton, WA, Co: King
Location: Near 116th avenue, southeast and 192nd street.
Landholding Agency: COE
Property Number: 319010371
Status: Excess
Base Closure
Comment: 1188 sq. ft.; 1 story 3 bedroom frame residence; scheduled to be vacated 8/15/90.

Unsuitable Land (by State)

California.

DVA Medical Center
4951 Arroyo Road
Livermore, CA, Co: Alameda
Landholding Agency: VA
Property Number: 979010023
Status: Unutilized
Reason: Other
Comment: 750,000 pal water reservoir.

Florida

Eglin AFB
W 1/2 of SW 1/5, Sect. 31, T1S, R27W
Holly, FL, Co: Santa Rosa
Location: 31/2 miles NW of Holley, Florida on No. shore of East.
Landholding Agency: Air Force
Property Number: 189010131
Status: Excess
Reason: Floodway

Eglin AFB
W 1/2 of NW of Sect. 38, TlS, R27W
Holley, FL, Co: Santa Rosa
Landholding Agency: Air Force
Property Number: 189010132
Status: Excess
Reason: Within airport runway clear zone

Kentucky

Tract 4626
Barkley, Lake, Kentucky and Tennessee
Donaldson Creek Launching Area
Cadiz, KY, Co: Trigg
Location: 14 miles from US Highway 68.
Landholding Agency: COE
Property Number: 319010030
Status: Underutilized
Reason: Floodway

Tract AA-2747
Wolf Creek Dam and Lake Cumberland
US HWY. 27 to Blue John Road
Burnside, KY, Co: Pulaski
Landholding Agency: COE
Property Number: 319010038
Status: Underutilized
Reason: Floodway

Tract AA-2726
Wolf Creek Dam and Lake Cumberland
KY HWY. 80 to Route 769
Burnside, KY, Co: Pulaski
Landholding Agency: COE
Property Number: 319010039
Status: Underutilized
Reason: Floodway

Tract 1358
Barkley Lake, Kentucky and Tennessee
Eddyville Recreation Area
Eddyville, KY, Co: Lyon
Location: US Highway 62 to state highway 93.
Landholding Agency: COE
Property Number: 319010043
Status: Excess
Reason: Floodway

Louisiana

Land—3.4 acres
VA Medical Center
2501 Shreveport Highway
Alexandria, LA, Co: Rapides
Landholding Agency: VA
Property Number: 979010010
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material

North Dakota

VAM & ROC—Land—6.1 acres
2101 Elm Street, N.
Fargo, ND, Co: Cass
Landholding Agency: VA
Property Number: 979010018
Status: Underutilized
Reason: Floodway

VAM & ROC—Land—8.9 acres
2101 Elm Street, N.
Fargo, ND, Co: Cass
Landholding Agency: VA
Property Number: 979010019
Status: Underutilized
Reason: Floodway

New York

Tract 1
VA Medical Center
Bath, NY, Co: Steuben
Location: Exit 38 off New York State Route 17.
Landholding Agency: VA
Property Number: 979010011
Status: Unutilized
Reason: Secured Area

Tract 2
VA Medical Center
Bath, NY, Co: Steuben
Location: Exit 38 off New York State Route 17.
Landholding Agency: VA
Property Number: 979010012
Status: Unutilized
Reason: Secured Area

Tract 3
VA Medical Center
Bath, NY, Co: Steuben
Location: Exit 38 off New York State Route 17.
Landholding Agency: VA
Property Number: 979010013
Status: Unutilized
Reason: Secured Area

Tract 4
VA Medical Center
Bath, NY, Co: Steuben
Location: Exit 38 off New York State Route 17.
Landholding Agency: VA
Property Number: 979010014
Status: Unutilized
Reason: Secured Area

Washington

Fairchild AFB
SE corner of base
Fairchild AFB, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010137
Status: Unutilized
Reason: Secured Area

Fairchild AFB
Fairchild AFB, WA, Co: Spokane
Location:
NW corner of base
Landholding Agency: Air Force
Property Number: 189010138
Status: Unutilized
Reason: Secured Area

Unsuitable Buildings (by State)

California

Bldg. 392 60 ABG/DE
Travis Air Force Base
Hospital Drive
Travis AFB, CA, Co: Solano
Landholding Agency: Air Force
Property Number: 189010187
Status: Underutilized
Reason: Within 2000 ft. of flammable or explosive material Secured Area

Bldg. 1182 60 ABG/DE
Travis Air Force Base
Perimeter Road
Travis AFB, CA, Co: Solano
Landholding Agency: Air Force
Property Number: 189010188
Status: Unutilized
Reason: Within airport runway clear zone Secured Area

Bldg. 152 60 ABG/DE
Travis Air Force Base
Broadway Street
Travis AFB, CA, Co: Solano
Landholding Agency: Air Force
Property Number: 189010190
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material Secured Area

Bldg. 159 60 ABG/DE
Travis Air Force Base
Broadway Street
Travis AFB, CA, Co: Solano
Landholding Agency: Air Force

Property Number: 189010191
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material Secured Area
Bldg. 384 60 ABG/DE
Travis Air Force Base
Hospital Drive
Travis AFB, CA, Co: Solano
Landholding Agency: Air Force
Property Number: 189010192
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material Secured Area
Bldg. 707 63 ABG/DE
Norton Air Force Base
Norton, CA, Co: San Bernardino
Landholding Agency: Air Force
Property Number: 189010193
Status: Excess
Reason: Within 2000 ft. of flammable or explosive material Secured Area
Bldg. 575 63 ABG/DE
Norton Air Force Base
Norton, CA, Co: San Bernardino
Landholding Agency: Air Force
Property Number: 189010195
Status: Excess
Reason: Within 2000 ft. of flammable or explosive material
Bldg. 502 63 ABG/DE
Norton Air Force Base
Lorton, CA, Co: San Bernardino
Landholding Agency: Air Force
Property Number: 189010196
Status: Excess
Reason: Within 2000 ft. of flammable or explosive material Secured Area
Bldg. 23 63 ABG/DE
Norton Air Force Base
Norton, CA, Co: San Bernardino
Landholding Agency: Air Force
Property Number: 189010197
Status: Excess
Reason: Within 2000 ft. of flammable or explosive material Secured Area
Bldg. 105
Naval FPS, CVB Detachment
Monterey, CA, Co: Monterey
Landholding Agency: Navy
Property Number: 779010159
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material
Bldg. 165
Naval FPS, CVB Detachment
Monterey, CA, Co: Monterey
Landholding Agency: Navy
Property Number: 779010160
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material

Illionois

Bldg. 550
Chanute Air Force Base
Rantoul, IL, Co: Champaign
Landholding Agency: Air Force
Property Number: 189010227
Status: Unutilized
Reason: Other environmental
Comment: Water treatment sewage building.
Bldg. 551
Chanute Air Force Base
Rantoul, IL, Co: Champaign
Landholding Agency: Air Force
Property Number: 189010228
Status: Unutilized
Reason: Other environmental
Comment: Waste treatment plant.
Bldg. 552
Chanute Air Force Base
Rantoul, IL, Co: Champaign
Landholding Agency: Air Force
Property Number: 189010229
Status: Unutilized
Reason: Other environmental
Comment: Waste treatment plant
Bldg. 556
Chanute Air Force Base
Rantoul, IL, Co: Champaign
Landholding Agency: Air Force
Property Number: 189010230
Status: Unutilized
Reason: Other environmental
Comment: Sewage treatment building with pumps.
Bldg. 964
Chanute Air Force Base
Rantoul, IL, Co: Champaign
Landholding Agency: Air Force
Property Number: 189010231
Status: Unutilized
Reason: Other environmental
Comment: Waste treatment pump station.

Indiana

Bldg. 752
Grisson Air Force Base
East Loop Road
Grisson, IN, Co: Miami
Landholding Agency: Air Force
Property Number: 189010181
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material; Secured Area
Bldg. 748
Grisson Air Force Base
East Loop Road
Grisson, IN, Co: Miami
Landholding Agency: Air Force
Property Number: 189010182
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material; Secured Area
Bldg. 520
Grisson Air Force Base
Lancer Road and Matador Street
Grisson, IN, Co: Miami
Landholding Agency: Air Force
Property Number: 189010183
Status: Underutilized
Reason: Secured Area
Bldg. 309
Grisson Air Force Base
Mustang and Constellation Streets
Grisson, IN, Co: Miami
Landholding Agency: Air Force
Property Number: 189010184
Status: Unutilized
Reason: Secured Area
Bldg. 16
Grisson Air Force Base
Hoosier Blvd.
Grisson, IN, Co: Miami
Landholding Agency: Air Force
Property Number: 189010185
Status: Underutilized
Reason: Within 2000 ft. of flammable or explosive material; Within airport runway clear zone; Secured Area
Bldg. 301
Grisson Air Force Base
Lightning and Constellation Streets
Grisson, IN, Co: Miami
Landholding Agency: Air Force
Property Number: 189010186
Status: Unutilized
Reason: Secured Area

Kentucky

Tract 111—Building
Martins Fork Lake
Smith, KY, Co: Harlan
Location: 13 miles southeast of Harlan on Highway 987.
Landholding Agency: COE
Property Number: 319010062
Status: Unutilized
Reason: Floodway

North Carolina

Bldg. 9
VA Medical Center
1100 Tunnel Road
Asheville, NC, Co: Buncombe
Landholding Agency: VA
Property Number: 979010008
Status: Underutilized
Reason: Other environmental
Comment: Friable asbestos.

Oklahoma

Bldg. 604
Vance Air Force Base
Enid, OK, Co: Garfield
Landholding Agency: Air Force
Property Number: 189010204
Status: Unutilized
Reason: Secured Area

Texas

Bldg. 32
Kelly Air Force Base
San Antonio, TX, Co: Bexar
Landholding Agency: Air Force
Property Number: 189010160
Status: Unutilized
Reason: Secured Area
Bldg. 1503
Kelly Air Force Base
San Antonio, TX, Co: Bexar
Landholding Agency: Air Force
Property Number: 189010161
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material; Secured Area
Bldg. 2005
Reese Air Force Base
Lubbock, TX, Co: Lubbock
Location: West of Lubbock, Texas
Landholding Agency: Air Force
Property Number: 189010162
Status: Excess
Reason: Within 2000 ft. of flammable or explosive material; Secured Area
Bldg. 124
Reese Air Force Base
Lubbock, TX, Co: Lubbock
Landholding Agency: Air Force
Property Number: 189010163
Status: Excess
Reason: Within 2000 ft. of flammable or explosive material; Secured Area
Bldg. 146
Reese Air Force Base

Lubbock, TX, Co: Lubbock
Location: West of Lubbock Texas
Landholding Agency: Air Force
Property Number: 189010164
Status: Excess
Reason: Within 2000 ft. of flammable or explosive material; Secured Area

Bldg. 42
Reese Air Force Base
Lubbock, TX, Co: Lubbock
Location: West of Lubbock Texas
Landholding Agency: Air Force
Property Number: 189010165
Status: Excess
Reason: Within 2000 ft. of flammable or explosive material; Secured Area

Bldg. 23
Reese Air Force Base
Lubbock, TX, Co: Lubbock
Location: West of Lubbock Texas
Landholding Agency: Air Force
Property Number: 189010166
Status: Excess
Reason: Within 2000 ft. of flammable or explosive material; Secured Area

Bldg. 16
Reese Air Force Base
Lubbock, TX, Co: Lubbock
Location: West of Lubbock Texas
Landholding Agency: Air Force
Property Number: 189010167
Status: Excess
Reason: Within 2000 ft. of flammable or explosive material; Secured Area

Bldg. 400
Laughlin Air Force Base
(See County), TX, Co: Val Verde
Location: Six miles on Highway 90 east of Del Rio, Texas.
Landholding Agency: Air Force
Property Number: 189010173
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material; Within airport runway clear zone

Bldg. 314
Laughlin Air Force Base
(See County), TX, Co: Val Verde
Location: Six miles on Highway 90 east of Del Rio, Texas.
Landholding Agency: Air Force
Property Number: 189010174
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material

Bldg. 315
Laughlin Air Force Base
(See County), TX, Co: Val Verde
Location: Six miles on Highway 90 east of Del Rio, Texas.
Landholding Agency: Air Force
Property Number: 189010175
Status: Underutilized
Reason: Within 2000 ft. of flammable or explosive material

Bldg. 63
Laughlin Air Force Base
(See County), TX, Co: Val Verde
Location: Six miles on Highway 90 east of Del Rio, Texas.
Landholding Agency: Air Force
Property Number: 189010176
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material

Bldg. 73
Reese Air Force Base
Lubbock, TX, Co: Lubbock
Location: West of Lubbock
Landholding Agency: Air Force
Property Number: 189010205
Status: Excess
Reason: Secured Area

Bldg. 81
Reese Air Force Base
Lubbock, TX, Co: Lubbock
Location: West of Lubbock
Landholding Agency: Air Force
Property Number: 189010206
Status: Excess
Reason: Secured Area

Bldg. 100
Reese Air Force Base
Lubbock, TX, Co: Lubbock
Location: West of Lubbock
Landholding Agency: Air Force
Property Number: 189010207
Status: Excess
Reason: Secured Area

Bldg. 246
Reese Air Force Base
Lubbock, TX, Co: Lubbock
Location: West of Lubbock
Landholding Agency: Air Force
Property Number: 189010208
Status: Excess
Reason: Secured Area

Bldg. 503
Reese Air Force Base
Lubbock, TX, Co: Lubbock
Location: West of Lubbock
Landholding Agency: Air Force
Property Number: 189010209
Status: Excess
Reason: Secured Area

Bldg. 645
Reese Air Force Base
Lubbock, TX, Co: Lubbock
Location: West of Lubbock
Landholding Agency: Air Force
Property Number: 189010210
Status: Excess
Reason: Secured Area

Washington

Bldg. 640
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010139
Status: Unutilized
Reason: Secured Area

Bldg. 641
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010140
Status: Unutilized
Reason: Secured Area

Bldg. 642
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010141
Status: Unutilized
Reason: Secured Area

Bldg. 643
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010142
Status: Unutilized
Reason: Secured Area

Bldg. 645
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010143
Status: Unutilized
Reason: Secured Area

Bldg. 646
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010144
Status: Unutilized
Reason: Secured Area

Bldg. 647
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010145
Status: Unutilized
Reason: Secured Area

Bldg. 1415
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010146
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material; Secured Area

Bldg. 1429
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010147
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material; Secured Area

Bldg. 1464
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010148
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material; Secured Area

Bldg. 1465
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010149
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material; Secured Area

Bldg. 1466
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010150 Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material; Secured Area

Bldg. 3503
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010151
Status: Unutilized
Reason: Secured Area

Bldg. 3504

Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010152
Status: Unutilized
Reason: Secured Area

Bldg. 3505
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010153
Status: Unutilized
Reason: Secured Area

Bldg. 3506
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010154
Status: Unutilized
Reason: Secured Area

Bldg. 3507
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010155
Status: Unutilized
Reason: Secured Area

Bldg. 3510
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010156
Status: Unutilized
Reason: Secured Area

Bldg. 3514
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010157
Status: Unutilized
Reason: Secured Area

Bldg. 3518
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010158
Status: Unutilized
Reason: Secured Area

Bldg. 3521
Fairchild AFB
Fairchild, WA, Co: Spokane
Landholding Agency: Air Force
Property Number: 189010159
Status: Unutilized
Reason: Secured Area

Bldg. 508 62 ABG/DE
McChord Air Force Base
McChord, WA, Co: Pierce
Landholding Agency: Air Force
Property Number: 189010212
Status: Unutilized
Reason: Secured Area

Wyoming

Bldg. 31
F.E. Warren Air Force Base
Cheyenne, WY, Co: Laramie
Landholding Agency: Air Force
Property Number: 189010198
Status: Unutilized
Reason: Secured Area

Bldg. 34
F.E. Warren Air Force Base
Cheyenne, WY, Co: Laramie
Landholding Agency: Air Force
Property Number: 189010199
Status: Underutilized
Reason: Secured Area

Bldg. 37
F.E. Warren Air Force Base
Cheyenne, WY, Co: Laramie
Landholding Agency: Air Force
Property Number: 189010200
Status: Unutilized
Reason: Secured Area

Bldg. 284
F.E. Warren Air Force Base
Cheyenne, WY, Co: Laramie
Landholding Agency: Air Force
Property Number: 189010201
Status: Unutilized
Reason: Secured Area

Bldg. 385
F.E. Warren Air Force Base
Cheyenne, WY, Co: Laramie
Landholding Agency: Air Force
Property Number: 189010202
Status: Unutilized
Reason: Secured Area

Bldg. 803
F.E. Warren Air Force Base
Cheyenne, WY, Co: Laramie
Landholding Agency: Air Force
Property Number: 189010203
Status: Unutilized
Reason: Secured Area

[FR Doc. 90-5257 Filed 3-8-90; 8:45 am]
BILLING CODE 4210-29-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management; Alaska

[AK-967-4230-15; AA-6978-A]

Publication; Alaska Native Claims Selection

In accordance with Departmental regulation 43 CFR 2650.7(d), notice is hereby given that a decision to issue conveyance under the provisions of section 14(b) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613(b), will be issued to Kootznoowoo, Incorporated for approximately 80 acres. The lands involved are in the vicinity of Angoon, Alaska.

T. 77 S., R. 87 E.,
Copper River Meridian, Alaska.

A notice of the decision will be published once a week, for four (4) consecutive weeks, in the Juneau Empire. Copies of the decision may be obtained by contacting the Alaska State Office of the Bureau of Land Management, 222 West Seventh Avenue, #13, Anchorage, Alaska 99513-7599 ((907) 271-5960).

Any party claiming a property interest which is adversely affected by the decision, an agency of the Federal government or regional corporation, shall have until April 9, 1990, to file an appeal. However, parties receiving service by certified mail shall have 30 days from the date of receipt to file an appeal. Appeals must be filed in the Bureau of Land Management at the address identified above, where the requirements for filing an appeal may be obtained. Parties who do not file an appeal in accordance with the requirements of 43 CFR part 4, subpart E, shall be deemed to have waived their rights.

Elizabeth P. Carew,
Land Law Examiner.

[FR Doc. 90-5381 Filed 3-8-90; 8:45 am]
BILLING CODE 4310-JA-M

[NV-010-00-7122-09-1101]

Elko District; Extension of Comment Period on Draft EIS for the Thousand Springs Power Plant

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of extension of comment period on draft EIS for the Thousand Springs Power Plant Project in Northeastern Nevada.

SUMMARY: The Notice of Availability for the Thousand Springs Power Plant Draft Environmental Impact Statement and the dates of the Public Meetings were printed in the Federal Register on January 10, 1990, page 922. The original comment period was for sixty days, with public comment to be received at the close of business on March 12, 1990. The public comment period has been extended for an additional thirty days, with comments now due by the close of business on April 11, 1990.

The draft EIS analyzes the environmental impacts that would result from a land exchange and the subsequent construction and operation of an eight-unit, 2,000 megawatt, coal-fired power plant and alternatives.

DATES: The comment period on the draft EIS has been extended by thirty days, lengthening the comment period from March 12, 1990 to April 11, 1990. Public meetings for oral and written testimony were scheduled and held on the following dates and places: a. January 29th in Wells in the Wells High School Auditorium on 115 Lake Avenue; b. January 30th in Elko in the Elko Convention Center on 700 Moren Way; c. January 31st in Twin Falls at the College of Southern Idaho, Shields Building, Room 118 on 315 Falls Avenue; d. February 1st in Reno at the Holiday Inn on 1000 E. Sixth Street; e. February 5th in Salt Lake City at the State

Department of Natural Resources Building, 1636 W. North Temple.

ADDRESSES: A copy of the draft EIS and associated Technical Reports (Air Quality, Socioeconomic, Water Resources, Ecological Resources, Cultural Resources, Soils, and Air) can be obtained from: District Manager, Bureau of Land Management, ATTN: TSPP Coordinator, P.O. Box 831, Elko, NV 89801.

The draft EIS is available for inspection at the following locations: BLM State Office (Reno), Carson City, Ely, and Elko County Libraries, the University of Nevada libraries in Reno and Las Vegas, Salt Lake City Public Library, and Twin Falls Public Library.

Written responses may be sent to the above address on or before closing on April 11, 1990.

FOR FURTHER INFORMATION CONTACT: For additional information, write to the above address or call Nancy Phelps-Dailey at (702) 738–4071.

Dated: February 27, 1990.

Rodney Harris,

District Manager.

[FR Doc. 90–5376 Filed 3–8–90; 8:45 am]

BILLING CODE 4310–HC–M

[CO–942–90–4730–12]

Colorado: Filing of Plats of Survey

March 2, 1990.

The plat of survey of the following described land, will be officially filed in the Colorado State Office, Bureau of Land Management, Lakewood, Colorado, effective 10:00 a.m., March 2, 1990.

This plat representing the dependent resurvey of portions of the Twelfth Standard Parallel North (south boundary, T. 49 N., R. 12 W.), Second Auxiliary Meridian West (west boundary), south boundary and subdivisional lines and the subdivision of certain sections, T. 48 N., R. 12 W., New Mexico Principal Meridian, Colorado, was accepted February 9, 1990.

All inquiries about this land should be sent to the Colorado State Office, Bureau of Land Management, 2850 Youngfield Street, Lakewood, Colorado, 80215.

Jack A. Eaves,

Chief, Cadastral Surveyor for Colorado.

[FR Doc. 90–5418 Filed 3–8–90; 8:45 am]

BILLING CODE 4310–JB–M

National Park Service

Lower Saint Croix National Scenic Riverway Minor Boundary Change

Section 7(c)(i) of the Land and Water Conservation Fund Act, as amended by the act of June 10, 1977 (P.L. 95–42, 91 Stat. 210), and the act of March 10, 1980 (P.L. 96–203, 94 Stat. 81), authorizes the Secretary to make minor revisions of the boundary of an area when he determines that such revisions are necessary.

Notice is hereby given that the boundaries of the Lower Saint Croix National Scenic Riverway are revised as follows: Section 3, T.26N., R.20W., 4th P.M., Pierce County, Wisconsin. The change would move the current boundary 660 feet west in Government Lot 4 of Section 3, reducing project acreage by 20 acres.

The revised description for the affected section of the park boundary is as follows:

T. 26N., R. 20W., 4th P.M.,
Section 3: That portion of Government Lots 1 and 2 lying west of a line that is 660 feet west of and parallel to the east line of said Lots 1 and 2, all of Government Lot 3 and that portion of Government Lot 4 lying west of a line that is 660 feet west of and parallel to the east line of said Lot 4 in Pierce County, Wisconsin.

Dated: October 31, 1989.

Don H. Castleberry,

Regional Director, Midwest Region.

[FR Doc. 90–5419 Filed 3–8–90; 8:45 am]

BILLING CODE 4310–70–M

Bureau of Reclamation

Prairie Bend Unit, Pick-Sloan Missouri Basin Program, Buffalo, Dawson, Gosper, and Hall Counties, Nebraska

AGENCY: Bureau of Reclamation, Interior.

ACTION: Notice of Availability of Planning Report/Draft Environmental Statement (PR/DES); INT–DES–90–07.

SUMMARY: Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Bureau of Reclamation has prepared a planning report/draft environmental statement (PR/DES) on a proposed project to manage wildlife habitat, augment streamflow, stabilize ground-water levels, maintain irrigation, enhance water quality, and provide more outdoor recreation along the Platte River in central Nebraska. The report compares and evaluates three alternatives to achieve these objectives.

DATES: A 90-day public review period commences with the publication of this notice. Written comments on the report may be submitted to the Regional Director at the address below during the 90-day review period.

ADDRESSES: Single copies of the PR/DES may be requested from Reclamation's Regional Office at the address below.

Copies of the PR/DES and its attachments are available for inspection at the following locations:

Regional Director, Bureau of Reclamation, Great Plains Regional Office, 316 N 26th, Attention: GP–150, Billings MT 59107–6900; telephone: (406) 657–6558;

Bureau of Reclamation, Environment and Planning Branch, U.S. Department of the Interior, 18th and C Streets, NW., Room 7455, Washington, DC 20240;

Bureau or Reclamation, Denver Office Library, Denver Federal Center, Building 67, Room 167, Denver CO 80225; telephone: (303) 236–6963.

Libraries

Aurora Public Library, Aurora NE
Hards Memorial Library, Central City NE
Clarksville Township Public Library, Clarks NE
Columbus Public Library, Columbus, NE
Cozad Public Library, Cozad NE
Danneborg Public Library, Danneborg NE
Elwood Public Library, Elwood NE
Keene Memorial Library, Fremont NE
Gibbon Public Library, Gibbon NE
Edith Abbott Memorial Library, Grand Island NE
Holdrege Public Library System, Holdrege NE
Kearney Public Library and Information Center, Kearney NE
Lexington Public Library, Lexington, NE
Lincoln City Libraries, Lincoln NE
Nebraska State Library, Lincoln NE
Litchfield Township Library, Litchfield NE
North Platte Public Library, North Platte NE
Omaha Public Library, Omaha NE
Polk Public Library, Polk NE
Ravenna Public Library, Ravenna NE
Shelton Township Library, Shelton NE
Maltman Memorial Library, Wood River NE
Dana College Library, Blair NE
Chadron State College Library, Chadron NE
Doane College Library, Crete NE
Hastings College Library, Hastings NE
Kearney State College Library, Kearney NE
University of Nebraska-Lincoln Library, Lincoln NE
University of Nebraska at Omaha Library, Omaha NE
Peru State College Library, Peru NE

Wayne State College Library, Wayne NE

FOR FURTHER INFORMATION CONTACT: Mr. Roger Andrews (Planning Officer, Nebraska-Kansas Projects Office), (308) 381–5536; or Dr. Wayne O. Deason (Manager, Environmental Services, Denver Federal Center), (303) 236–9936.

SUPPLEMENTARY INFORMATION: Under the National Economic Development (NED) Plan, 52,900 acre-feet of water would be diverted from the Platte River for wildlife purposes, and 54,400 acre-feet for ground-water recharge to irrigate 61,300 acres. The Project Sponsor's Plan would be identical to the NED Plan, except that ground water would be recharged in the Twin Valley area as well, irrigating a total of 103,300 acres. The No Action Alternative would see 61,000 acres in the Prairie Bend area and 92,000 acres in the Twin Valley area revert to dryland farming. There would also be less wildlife habitat under this alternative.

Dated: February 23, 1990.

Joe D. Hall,

Deputy Commissioner.

[FR Doc. 90–5456 Filed 3–8–90; 8:45 am]

BILLING CODE 4310–09–M

INTERNATIONAL TRADE COMMISSION

[Investigations Nos. 701–TA–302 (Preliminary) and 731–TA–454 (Preliminary)]

Fresh and Chilled Atlantic Salmon from Norway

AGENCY: United States International Trade Commission.

ACTION: Institution of preliminary countervailing duty and antidumping investigations and scheduling of a conference to be held in connection with the investigations.

SUMMARY: The Commission hereby gives notice of the institution of preliminary countervailing duty investigation No. 701–TA–302 (Preliminary), under section 703(a) of the Tariff Act of 1930 (19 U.S.C. 1671b(a)), and of preliminary antidumping investigation No. 731–TA–454 (Preliminary), under section 733(a) of the Tariff Act of 1930 (19 U.S.C. 1673b(a)), to determine whether there is a reasonable indication that an industry in the United States is materially injured, or is threatened with material injury, or the establishment of an industry in the United States is materially retarded, by reason of imports from Norway of fresh and chilled Atlantic salmon,[1] provided for in subheading 0302.12.00 of the Harmonized Tariff Schedule of the United States (previously under item 110.20 of the former Tariff Schedules of the United States), that are alleged to be subsidized by the Government of Norway and sold in the United States at less than fair value. As provided in sections 703(a) and 733(a), the Commission must complete preliminary countervailing duty and antidumping investigations in 45 days, or in this case by April 16, 1990.

For further information concerning the conduct of these investigations and rules of general application, consult the Commission's Rules of Practice and Procedure, part 207, subparts A and B (19 CFR part 207), and part 201, subparts A through E (19 CFR part 201).

EFFECTIVE DATE: February 28, 1990.

FOR FURTHER INFORMATION CONTACT: Rebecca Woodings (202–252–1192), Office of Investigations, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436. Hearing-impaired individuals are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202–252–1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202–252–1000.

SUPPLEMENTARY INFORMATION:

Background—These investigations are being instituted in response to a petition filed on February 28, 1990, by the Coalition for Fair Atlantic Salmon Trade.

Participation in the investigations—Persons wishing to participate in the investigations as parties must file an entry of appearance with the Secretary to the Commission, as provided in § 201.11 of the Commission's rules (19 CFR 201.11), not later than seven (7) days after publication of this notice in the **Federal Register**. Any entry of appearance filed after this date will be referred to the Chairman, who will determine whether to accept the late entry for good cause shown by the person desiring to file the entry.

Public service list—Pursuant to § 201.11(d) of the Commission's rules (19 CFR 201.11(d)), the Secretary will prepare a public service list containing the names and addresses of all persons, or their representatives, who are parties to these investigations upon the expiration of the period for filing entries of apearance. In accordance with §§ 201.16(c) and 207.3 of the rules (19 CFR 201.16(c) and 207.3), each public document filed by a party to the investigations must be served on all other parties to the investigations (as identified by the public service list), and a certificate of service must accompany the document. The Secretary will not accept a document for filing without a certificate of service.

Limited disclosure of business proprietary information under a protective order and business proprietary information service list—Pursuant to § 207.7(a) of the Commission's rules (19 CFR 207.7(a)), the Secretary will make available business proprietary information gathered in these preliminary investigations to authorized applicants under a protective order, provided that the application be made not later than seven (7) days after the publication of this notice in the **Federal Register**. A separate service list will be maintained by the Secretary for those parties authorized to receive business proprietary information under a protective order. The Secretary will not accept any submission by parties containing business proprietary information without a certificate of service indicating that it has been served on all the parties that are authorized to receive such information under a protective order.

Conference—The Commission's Director of Operations has scheduled a conference in connection with these investigations for 9:30 a.m., on March 21, 1990, at the U.S. International Trade Commission Building, 500 E Street SW., Washington, DC. Parties wishing to participate in the conference should contact Rebecca Woodings (202–252–1192) not later than March 16, 1990, to arrange for their appearance. Parties in support of the imposition of countervailing and antidumping duties in these investigations and parties in opposition to the imposition of such duties will each be collectively allocated one hour within which to make an oral presentation at the conference.

Written submissions—Any person may submit to the Commission on or before March 23, 1990, a written brief containing information and arguments pertinent to the subject matter of the investigations, as provided in § 207.15 of the Commission's rules (19 CFR 207.15).

[1] Atlantic salmon is the species Salmo salar. The product "fresh and chilled Atlantic salmon" refers to fresh whole Atlantic salmon, including cleaned and/or gutted Atlantic salmon, whether or not with the head. The product is generally marketed packed in ice ("chilled"). Excluded from the subject product are fresh Atlantic salmon that has been processed into fillets, steaks, or other cuts; Atlantic salmon that is frozen, canned, smoked, or otherwise processed; and other species of fish, including other species of salmon.

A signed original and fourteen (14) copies of each submission must be filed with the Secretary to the Commission in accordance with § 201.8 of the rules (19 CFR 201.8). All written submissions except for business proprietary data will be available for public inspection during regular business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary to the Commission.

Any information for which business proprietary treatment is desired must be submitted separately. The envelope and all pages of such submissions must be clearly labeled "Business Proprietary Information." Business proprietary submissions and requests for business proprietary treatment must conform with the requirements of §§ 201.6 and 207.7 of the Commission's rules (19 CFR §§ 201.6 and 207.7).

Parties which obtain disclosure of business proprietary information pursuant to § 207.7(a) of the Commission's rules (19 CFR 207.7(a)) may comment on such information in their written brief, and may also file additional written comments on such information no later than March 26, 1990. Such additional comments must be limited to comments on business proprietary information received in or after the written briefs.

Authority: These investigations are being conducted under authority of the Tariff Act of 1930, title VII. This notice is published pursuant to § 207.12 of the Commission's rules (19 CFR 207.12).

By Order of the Commission.

Kenneth R. Mason,

Secretary

Issued: March 5, 1990.

[FR Doc. 90-5405 Filed 3-8-90; 8:45 am]

BILLING CODE 7020-02-M

INTERSTATE COMMERCE COMMISSION

Agricultural Cooperative; Notice to the Commission of Intent To Perform Interstate Transportation for Certain Nonmembers

March 6, 1990.

The following Notices were filed in accordance with section 10526(a)(5) of the Interstate Commerce Act. These rules provide that agricultural cooperatives intending to perform nonmember, non-exempt, interstate transportation must file the Notice, Form BOP 102, with the Commission within 30 days of its annual meetings each year. Any subsequent change concerning officers, directors, and location of transportation records shall require the filing of a supplemental Notice within 30 days of such change.

The name and address of the agricultural cooperatives (1) and (2), the location of the records (3), and the name and address of the person to whom inquiries and correspondence should be addressed (4), are published here for interested persons. Submission of information which could have bearing upon the propriety of a filing should be directed to the Commission's Office of Compliance and Consumer Assistance, Washington, DC 20423. The Notices are in a central file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, DC.

(1) Western Dairymen Cooperative, Inc.,

(2) 175 South West Temple G.L. #30, P.O. Box 2730, Salt Lake City, UT 84110-2730.

(3) 175 South West Temple G.L. #30, Salt Lake City, UT 84110-2730.

(4) Scott Brown or Dave Williams, P.O. Box 2730, Salt Lake City, UT 84110-2730.

Noreta R. McGee,

Secretary.

[FR Doc. 90-5442 Filed 3-8-90; 8:45 am]

BILLING CODE 7035-01-M

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:

Commercial Metals Company, 7800 Stemmons Freeway (75247), Post Office Box 1046 (75221), Dallas, Texas, State of Incorporation: Delaware.

2. The following wholly-owned or controlled subsidiaries of the parent corporation will participate in the operation:

Cometals, Inc., One Penn Plaza, Room 3401, New York, New York 10001, State of Incorporation: New York.

Commercial Metals-Austin Inc., 710 Industrial, P.O. Box 19169, Austin, Texas 78760-9169, State of Incorporation: Texas.

Commercial Metals Railroad Salvage Company, 7800 Stemmons Freeway, Dallas, Texas 75247, State of Incorporation: Texas.

Commonwealth Metal Corporation, 560 Sylvan Avenue, Englewood Cliffs, New Jersey 07632, State of Incorporation: New Jersey.

Enterprise Metal Corporation, 175 Great Neck Road, Room 408, Great Neck, New York 10021, State of Incorporation: New York.

Howell Metal Company, State Route 728, P.O. Box 218, New Market, Virginia 22844, State of Incorporation: Virginia.

SMI Steel Inc., P.O. Box 2875-A, Birmingham, Alabama 35212, State of Incorporation: Alabama.

Structural Metals, Inc., Mill Road, Seguin, Texas 78155, State of Incorporation: Texas.

CMC Steel Fabricators, Inc., State of Incorporation: Texas.

Noreta R. McGee,

Secretary.

[FR Doc. 90-5443 Filed 3-8-90; 8:45 am]

BILLING CODE 7035-01-M

[Docket No. AB-55 (Sub-No. 321X)]

CSX Transportation, Inc.—Abandonment Exemption—In Sanilac and St. Clair Counties, MI; Notice

AGENCY: Interstate Commerce Commission.

ACTION: Notice of exemption.

SUMMARY: The Commission exempts from the prior approval requirements of 49 U.S.C. 10903-10904, the abandonment by CSX Transportation, Inc., of 17.64 miles of rail line in Sanilac and St. Clair Counties, MI, subject to environmental and standard labor protective conditions.

DATES: Provided no formal expression of intent to file an offer of financial assistance has been received, this exemption will be effective on April 9, 1990. Formal expressions of intent to file an offer [1] of financial assistance under 49 CFR 1152.27(c)(2) must be filed by March 19, 1990, and petitions for reconsideration must be filed by March 29, 1990. Requests for a public use condition must be filed by March 19, 1990.

ADDRESSES: Send pleadings referring to Docket No. AB-55 (Sub-No. 321X) to:

(1) Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423.

(2) Petitioner's representative: Charles M. Rosenberger—J150, CSX Transportation, Inc., 500 Water Street, Jacksonville, FL 32202.

FOR FURTHER INFORMATION CONTACT: Joseph H. Dettmar, (202) 275-7245.

[TDD for hearing impaired: (202) 275-1721].

[1] *See Exempt. of Rail Abandonment—Offers of Finan. Assist.*, 4 I.C.C.2d 164 (1987).

SUPPLEMENTARY INFORMATION: Additional information is contained in the Commission's decision in Docket No. AB–55 (Sub-No. 299X). To purchase a copy of the full decision, write to, call, or pick up in person from: Dynamic Concepts, Inc., Room 2229, Interstate Commerce Commission Building, Washington, DC 20423. Telephone: (202) 289–4357/4359. [Assistance for the hearing impaired is available through TDD service (202) 275–1721.]

Decided: March 1, 1990.

By the Commission, Chairman Philbin, Vice Chairman Phillips, Commissioners Simmons, Lamboley, and Emmett.

Noreta R. McGee,

Secretary.

[FR Doc. 90–5444 Filed 3–8–90; 8:45 am]

BILLING CODE 7035–01–M

[Docket No. AB–303 (Sub-No. 2X)]

Wisconsin Central Ltd.—Abandonment Exemption—in Winnebago County, WI; Notice

AGENCY: Interstate Commerce Commission.

ACTION: Notice of exemption.

SUMMARY: The Commission exempts the Wisconsin Central Ltd. from the requirements of 49 U.S.C. 10903–10904 for abandonment of its line of railroad from milepost 187.51 to milepost 188.56 in the town of Menasha, a total of 1.05 miles in Winnebago County, WI. The exemption is subject to standard labor protective conditions, salvage conditions, and a public use condition.

DATES: Provided no formal expression of intent to file an offer of financial assistance has been received, this exemption will be effective on April 9, 1990. Formal expressions of intent to file on offer [1] of financial assistance under 49 CFR 1152.27(c)(2) must be filed by March 19, 1990, petitions to stay must be filed by March 19, 1990, and petitions for reconsideration must be filed by March 29, 1990.

ADDRESSES: Send pleadings referring to Docket AB–303 (Sub-No 2X) to:

(1) Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423.
(2) Petitioner's representative: Janet Gilbert, Wisconsin Central Ltd., P.O. Box 5062, Rosement, IL 60017–5062.

FOR FURTHER INFORMATION CONTACT: Joseph H. Dettmar (202) 275–7245.

[TDD for hearing impaired: (202) 275–1721].

[1] *See Exempt. of Rail Abandonment—Offers of Finan. Assist.*, 4 I.C.C.2d 164 (1987).

SUPPLEMENTARY INFORMATION: Additional information is contained in the Commission's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: Dynamic Concepts, Inc., Room 2229, Interstate Commerce Commission Building, Washington, DC 20423. Telephone: (202) 289–4357/4359. [Assistance for the hearing impaired is available through TDD service (202) 275–1721.

Decided: February 22, 1990.

By the Commission, Chairman Gradison, Vice Chairman Phillips, Commissioners Simmons, Lamboley, and Emmet. Commissioner Lamboley dissented with a separate expression.

Noreta R. McGee,

Secretary.

[FR Doc. 90–5445 Filed 3–8–90; 8:45 am]

BILLING CODE 7035–01–M

JUDICIAL CONFERENCE OF THE UNITED STATES

Hearings of the Judicial Conference Advisory Committee on Criminal Rules, and the Rules of Evidence

AGENCY: Judicial Conference of the United States.

ACTION: Notice of hearings.

SUMMARY: The Advisory Committee on Criminal Rules has proposed amendments to the Criminal Rules, and an amendment to the Rules of Evidence. The rules proposed to be amended are Criminal Rules 16(a)(1)(A), 24(b), and 35(b), and Rule 404(b) of the Federal Rules of Evidence.

In order that persons and organizations wishing to do so may comment orally on the proposed rules, hearings will be held at the United States Courthouse in Atlanta, Georgia on July 27, 1990; at the United States Courthouse in Chicago, Illinois on August 8, 1990; and at the United States Courthouse in Los Angeles, California on August 14, 1990.

Those interested in obtaining copies of the proposed amendments or in presenting oral comments at the hearings, should write to James E. Macklin, Jr., Secretary, Committee on Rules of Practice and Procedure, Washington, DC 20544, no later than June 29, 1990 for the hearings in July in Atlanta, Georgia; July 6, 1990 for the hearings in Chicago, Illinois; and July 13, 1990 for the hearings in Los Angeles, California.

Dated: March 2, 1990

James E. Macklin, Jr.,

Secretary, Committee on Rules of Practice and Procedure.

[FR Doc. 90–5391 Filed 3–8–90; 8:45 am]

BILLING CODE 2210–01–M

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

Atwood Pharmacy; Revocation of Registration

On April 21, 1989, the Administrator of the Drug Enforcement Administration (DEA) issued an Order to Show Cause and Immediate Suspension of Registration to Atwood Pharmacy of Pittsburgh, Pennsylvania. The order immediately suspended DEA Certificate of Registration AA5817525, such suspension to remain in effect until a final determination was reached in this proceeding. The order also alleged that the pharmacy's continued registration would be inconsistent with the public interest. The Immediate Suspension of Registration and Order to Show Cause was served on Atwood Pharmacy on April 25, 1989. The registrant was given 30 days to file a request for a hearing on the allegations contained therein. More than 30 days have passed since service of the Immediate Suspension and Order to Show Cause and the pharmacy has not requested a hearing. 21 CFR 1301.54(d) provides that failure to timely file a request for a hearing waives a registrant's opportunity for such a hearing. Based upon Atwood Pharmacy's waiver of its opportunity for a hearing, the Administrator, pursuant to 21 CFR 1301.54(d) and 1301.54(e), issues this final order based on the record as it now appears.

Martin Segal, prior to 1987, was the owner and operator of Atwood Pharmacy. In 1987, Mr. Segal was convicted in Pennsylvania State Court for the County of Allegheny of dispensing in bad faith, conspiracy and intimidating a witness, all felonies relating to controlled substances. Mr. Segal was ordered to divest himself of all legal interest in the pharmacies he owned. The name of Mr. Segal's sister, Diane Datz, appears on the renewal application for Atwood Pharmacy dated June 10, 1988, as the pharmacy's secretary-treasurer. Ms. Datz denied knowingly signing the renewal application. She never received any stock, money, or other indicia of ownership in the pharmacy. She never did any work on behalf of the pharmacy nor directed others in any capacity. It is

clear that Mr. Segal's use of his sister's name was a ruse to conceal his own continued involvement in the pharmacies.

On March 10, 1989, Mr. Segal called the United Parcel Service directing them to deliver to his residence a package containing 5,000 oxycodone tablets, a Schedule II controlled substance. The package was originally destined for Atwood Pharmacy. The actual delivery was made by DEA Agents in a controlled delivery. A cooperating individual had arranged to purchase a quantity of controlled substances from Mr. Segal that evening. The cooperating individual met Mr. Segal and purchased 199 Fiorinal with codeine, 100 Anexsia and 100 oxycodone tablets. The purchase price was $800.00. The transaction was completed and Mr. Segal was arrested at the scene. The buy money and drugs were recovered, as was a 9 millimeter handgun Mr. Segal had concealed on his person. A search of Mr. Segal's residence revealed large quantities of controlled substances, including the package delivered earlier that day, scattered throughout the house. The oxycodone package was missing 100 dosage units. On March 30, 1989, in the United States District Court for the Western District of Pennsylvania, Mr. Segal was indicted on eight counts of illegal distribution of controlled substances, in violation of 21 U.S.C. 841(a)(1), one count of unlawfully possessing a firearm having been previously convicted of a felony, in violation of 18 U.S.C. 922(g)(1), and one count of unlawfully possessing a firearm during the course of drug trafficking, in violation of 18 U.S.C. 924(c)(1). On May 10, 1989, Mr. Segal was convicted of these charges and was sentenced to 97 months imprisonment.

21 U.S.C. 824(a)(2) provides that a Certificate of Registration may be revoked upon a finding that the registrant has been convicted of a felony relating to controlled substances. The Drug Enforcement Administration has consistently held that the registration of a corporate registrant may be revoked upon a finding that a natural person who is an owner, officer, or a key employee, or who has some responsibility for the operation of the registrant's controlled substance business, has been convicted of a felony offense relating to controlled substances. See *Yazid M. Mahdi d/b/a Gresham Road Pharmacy*, Docket No. 86–31, 51 FR 27267 (1986); *Ozie T. Faison, d/b/a Smith Discount Drugs*, Docket No. 85–37, 51 FR 16403 (1986). Such a conviction provides the lawful grounds for the revocation of a corporate registrant's registration and for the denial of any pending applications for renewal of that registration. Atwood Pharmacy's registration may thus be revoked on the basis of Mr. Segal's convictions.

Accordingly, having concluded that there is a lawful basis for the revocation of the pharmacy's registration, and for the denial of any pending applications for renewal thereof, the Administrator of the Drug Enforcement Administration, pursuant to the authority vested in him by 21 U.S.C. 823 and 824 and 28 CFR 0.100(b), hereby orders that the DEA Certificate of Registration AA5817525, previously issued to Atwood Pharmacy, be, and it hereby is, revoked. The Administrator further orders that any pending applications for renewal of that registration be, and they hereby are, denied.

This order is effective March 9, 1990.

Dated: March 2, 1990.

John C. Lawn,

Administrator.

[FR Doc. 90–5387 Filed 3–8–90; 8:45 am]

BILLING CODE 4410–09–M

Marty's Food and Drug Mart; Revocation of Registration

On April 21, 1989, the Administrator issued an Order to Show Cause and Immediate Suspension of Registration to Marty's Food and Drug Mart of Pittsburgh, Pennsylvania. The Order immediately suspended DEA Certificate of Registration BM0114607, such suspension to remain in effect until a final determination was reached. The Order alleged that the pharmacy's registration was inconsistent with the public interest. Respondent was given 30 days to file a request with the Administrator for a hearing on the allegations contained in the Order to Show Cause. On April 25, 1989, the Immediate Suspension of Registration and Order to Show Cause was served on Marty's Food and Drug Mart. More than 30 days have passed since service of the Immediate Suspension and Order to Show Cause and the pharmacy has not requested a hearing. 21 CFR 1301.54(d) provides that failure to timely request a hearing acts as a waiver of the hearing. Respondent is deemed to have waived its opportunity for a hearing on the issues raised in the Immediate Suspension and Order to Show Cause. Accordingly, the Administrator now issues this final order based on information contained in the investigative file.

Martin Segal, prior to 1987, was the owner and operator of Marty's Food and Drug Mart. In 1987, Mr. Segal was convicted in Pennsylvania State Court for the County of Allegheny of dispensing in bad faith, conspiracy and intimidating a witness, felonies relating to controlled substances. Mr. Segal was ordered to divest himself of all legal interest in the pharmacies he owned. The name of Mr. Segal's sister, Diane Datz, appears on the renewal application for Marty's Food and Drug Mart dated June 10, 1988, as its secretary-treasurer. Ms. Datz denied knowingly signing the renewal application. She never received any stock, money, or other indicia of ownership in the pharmacy. She never did any work on behalf of the pharmacy nor directed others in any capacity. It is clear that Mr. Segal's use of his sister's name was merely a ruse to conceal his true involvement in the pharmacies.

On March 10, 1989, Mr. Segal called the United Parcel Service directing them to deliver to his residence a parcel containing 5,000 oxycodone tablets, a Schedule II controlled substance. The delivery was originally destined for Marty's Food and Drug Mart. The actual delivery was made by DEA Agents in a controlled delivery. A cooperating individual had arranged to purchase a quantity of controlled substances from Mr. Segal that evening. The cooperating individual met Mr. Segal and purchased 199 Fiorinal with codeine, 100 Anexsia and 100 oxycodone tablets. The purchase price was $800.00. Mr. Segal was arrested at the scene. The buy money and drugs were recovered, as was a 9 millimeter handgun Mr. Segal had concealed on his person. A search of Mr. Segal's residence revealed large quantities of controlled substances scattered throughout the house. The drugs included the package of oxycodone that had been delivered that day. The oxycodone package was missing 100 dosage units. Mr. Segal was indicted on March 30, 1989, in the United States District Court for the Western District of Pennsylvania on eight counts of illegal distribution of controlled substances in violation of 21 U.S.C. 841(a)(1), one count of unlawfully possessing a firearm having been previously convicted of a felony, in violation of 18 U.S.C. 922(g)(1), and one count of unlawfully possessig a firearm during the course of drug trafficking, a violation of 18 U.S.C. 924(c)(1). On May 10, 1989, Mr. Segal was convicted of the above charges and sentenced to 97 months imprisonment.

21 U.S.C. 824(a)(2) provides that a Certificate of Registration may be revoked upon a finding that the registrant has been convicted of a felony relating to controlled substances. The

Drug Enforcement Administration has consistently held that the registration of a corporate registrant may be revoked upon a finding that a natural person who is an owner, officer, or a key employee, or who has some responsibility for the operation of the registrant's controlled substance business, has been convicted of a felony offense relating to controlled substances. See *Yazid M. Mahdi d/b/a Gresham Road Pharmacy*, Docket No. 86–31, 51 FR 27267 (1986); *Ozie T. Faison, d/b/a Smith Discount Drugs*, Docket No. 85–37, 51 FR 16403 (1986). Such a conviction provides the lawful grounds for the revocation of a corporate registrant's registration and for the denial of any pending applications for renewal of that registration.

Accordingly, having concluded that there are lawful bases for the revocation of the pharmacy's registration, and for the denial of any pending applications for renewal, the Administrator of the Drug Enforcement Administration, pursuant to the authority vested in him by 21 U.S.C. 823 and 824 and 28 CFR 0.100(b), hereby orders that the DEA Certificate of Registration BM0114607, previously issued to Marty's Food and Drug Mart, be, and hereby is, revoked. The Administrator further orders that any pending applications for a renewal of that registration be, and they hereby are, denied.

This order is effective March 9, 1990.

Dated: March 2, 1990.

John C. Lawn,

Administrator.

[FR Doc. 90–5388 Filed 3–8–90; 8:45 am]

BILLING CODE 4410–09–M

[Docket No. 88–76]

Absecon Pharmacy; Revocation of Registration

This proceeding before the Drug Enforcement Administration (DEA) was initiated by an Order to Show Cause issued July 20, 1988, proposing to revoke DEA Certificates of Registration BA1278806 and AS5464451, previously issued to Sica Pharmacy, Inc., d/b/a Absecon Pharmacy and Absecon Pharmacy, Inc., d/b/a Sica Pharmacy respectively. The Order to Show Cause alleged the pharmacy's continued registration would be inconsistent with the public interest, as set forth in 21 U.S.C. 823(f) and 21 U.S.C. 824(a).

Respondent by counsel, timely requested a hearing, and following prehearing procedures, the hearing was held in Washington, DC, on December 13 and 14, 1988. Administrative Law Judge Mary Ellen Bittner presided. After the hearing, both parties filed proposed findings of fact and conclusions of law. The administrative law judge issued her recommended decision on August 29, 1989. Respondent filed exceptions to that decision and on November 3, 1989, the administrative law judge transmitted the record of these proceedings, including Respondent's exceptions, to the Administrator of the DEA for final determination.

The Administrator has considered the record in its entirety and, pursuant to 21 CFR 1316.67, hereby issues his final order in this matter, based upon findings of fact and conclusions of law as hereinafter set forth.

Respondent (Absecon Pharmacy) is located in Absecon, New Jersey. It is owned by Sica Pharmacy, Inc., whose sole shareholder is Alexander Fogel. Absecon Pharmacy is located on premises formerly occupied by Sica Pharmacy. Sica Pharmacy was owned by Absecon Pharmacy, Inc., whose sole shareholder was Harvey Fogel, the son of Alexander Fogel. Absecon Pharmacy holds DEA Certificate of Registration BA1278806, while Sica Pharmacy holds DEA Certificate of Registration AS5464451. On September 30, 1987, Alexander Fogel purchased the pharmacy from Harvey Fogel in a purported arm's length transaction which had certain peculiarities which will be discussed below.

The Administrator notes that pursuant to 21 CFR 1301.62, the sale of Sica Pharmacy to Alexander Fogel effectively terminated all authority granted under DEA Certificate of Registration AS5464451, previously issued to Harvey Fogel. Therefore, the only registration at issue is BA1278806, issued to Absecon Pharmacy with Alexander Fogel as its owner. The history of Sica Pharmacy, however, plays an important part in deciding whether Absecon Pharmacy's current registration is in the public interest. Since Harvey Fogel owned and managed the business under the name of Sica Pharmacy from 1973 until its sale in 1987, and continues to be employed in the pharmacy now owned by his father, his management of the pharmacy is germane in determining whether Absecon's continued registration is in the public interest. All references to "Mr. Fogel" will be to Harvey Fogel, unless otherwise indicated.

In 1978, while owning and managing the pharmacy, Harvey Fogel developed an uncontrollable compulsion to gamble. To support his losses, Mr. Fogel defrauded Medicaid and a state reimbursement program, Pharmaceutical Assistance to the Aged and Disabled (PAAD). Mr. Fogel filled prescriptions using generic drugs while billing Medicaid and PAAD for more expensive brand name medications. Mr. Fogel also began abusing controlled substances from the pharmacy's inventory. To cover the missing inventory, he forged prescriptions for Quaaludes, Parest, Percodan and Fiorinal—all controlled substances.

On March 15, 1985, Mr. Fogel and his corporation, Absecon Pharmacy, Inc., were indicted and charged with conspiracy, Medicaid and PAAD fraud, furnishing false and fraudulent prescriptions, theft by deception, forgery and illegal possession of a controlled substance.

On March 25, 1987, Mr. Fogel pled guilty to dispensing generic medications and billing Medicaid for brand name drugs on six occasions between November 1982 and March 1983; dispensing generic medications and billing the PAAD program for brand name drugs on two occasions in February and March 1983; unlawful possession of methaqualone and Percodan between September 1980 and October 1982; forgery; unlawful possession of Fiorinal; theft by deception and furnishing false and fraudulent material information. On that same date, Absecon Pharmacy, Inc., pled guilty to conspiracy, Medicaid and PAAD fraud, furnishing false and fraudulent information in prescriptions and theft by deception.

On April 20, 1987, Mr. Fogel was sentenced to three years probation, ordered to continue attending Gamblers Anonymous meetigns, to continue treatment with his psychiatrist and to pay $270 to a victim's compensation fund. The corporation was further ordered to refrain from selling certain merchandise for one month and to so inform the public. The corporation was required to pay $210 to the state victim's compensation fund. The New Jersey Department of Human Services suspended Mr. Fogel and his corporation from participating in the Medicaid and PAAD programs for four years, retroactive to May 20, 1985. The corporation and Mr. Fogel were ordered to pay a fine of $5,000.

After Mr. Fogel was indicted, the New Jersey Pharmacy Board issued an interim order temporarily suspending Mr. Fogel's license to practice pharmacy. Mr. Fogel was not to be present in the prescription area, nor was he to handle, order, inventory, compound, count, fill or dispense any drug. He was further prohibited from advising or consulting with any person concerning the properties or actions of drugs or from accepting prescriptions over the phone.

The Pharmacy Board's final order suspended Mr. Fogel's pharmacist license for two and one-half years retroactive to June 1, 1985. During the six months of active suspension remaining, Mr. Fogel was proscribed from acting as a pharmacist. In addition to the prohibitions listed in the Interim Order, Mr. Fogel could not type label for prescriptions or enter information on profile cards. Following the completion of his suspension, Mr. Fogel was placed on probation and prohibited from acting as a pharmacist in charge. He was to undergo random urine monitoring, continue in treatment and submit certain reports in the Pharmacy Board.

Pharmacy Board compliance inspectors, in a series of undercover visits, determined that Mr. Fogel had violated the terms of his probation by continuing to act as a pharmacist. Mr. Fogel had given prescription advice, entered patient profile information, assisted in filling prescriptions, and otherwise acted as a pharmacist. Those actions notwithstanding, Mr. Fogel's pharmacist license was reinstated on January 24, 1988.

On September 30, 1987, Mr. Fogel sold Sica Pharmacy to his father, Alexander Fogel. The pharmacy now operates under the name of Absecon Pharmacy. Harvey Fogel testified that he sold the business as a result of the criminal and administrative proceedings against both him and the pharmacy resulting in substantial operating losses. When Alexander Fogel purchased the pharmacy from his son, Absecon Pharmacy, Inc. (owned by Harvey Fogel) retained the land which he leased to his father. Alexander Fogel, in turn, provided his son with an employment contract, which guaranteed his son employment for a year as a pharmacist when his probation terminated.

Alexander Fogel, the new owner of the pharmacy, applied for new Medicaid and PAAD provider numbers. The application forms required the applicant to list the names of all employed registered pharmacists. The forms also asked whether any of these individuals had a professional license suspended or revoked. Alexander Fogel did not list his son in spite of having signed an employment contract with his son on the same day. Both applications were ultimately approved.

Prior to the sale of the pharmacy, the Board of Pharmacy conducted an inspection. This inspection revealed numerous deficiencies in the pharmacy's equipment and inventory. The credentials of the pharmacist in charge were not displayed; certain supplements to a required manual were missing; one of the required reference texts was outdated; three pieces of required pharmacy equipment were missing; two medications which had expired were found in the active stock inventory; one bottle of medication lacked both a lot number and an expiration date; and six bottles of erythromycin, which were supposed to be kept under refrigeration, were found on an open shelf.

On reviewing ten randomly selected prescriptions, the investigators found that seven of the ten prescriptions carried an NDC code which did not correspond to the NDC code listed in the pharmacy's computer. On four of these seven prescriptions, the NDC code of the drug in the pharmacy's computer corresponded to a more expensive generic drug than had actually been dispensed. On the reamaining three, the reverse occurred—the pharmacy billed for a less expensive drug than was actually dispensed.

On two of the ten prescriptions, a more expensive brand name drug was dispensed instead of a less expensive generic. This is unlawful unless the customer's consent is documented on the prescription. There was no such documentation.

Thirty-two prescriptions lacked essential information, such as a complete address. One prescription for Percocet, a controlled substance, was not signed by the prescriber and three other prescriptions for controlled substances were not properly identified as such.

The Administrator may revoke a DEA certificate of registration if the registrant has been convicted of a felony involving controlled substances. 21 U.S.C. 824(a)(2). The DEA has consistently held that the registration of a corporate registrant may be revoked upon a finding that a natural person who is an owner, officer, or key employee, or who has some responsibility for the operation of the registrant's controlled substance business, has been convicted of a felony offense relating to controlled substances. See *Yazid M. Mahadi, d/b/a Gresham Road Pharmacy*, Docket No. 86-31, 51 FR 27267 (1986); *Coolidge Drugs, d/b/a/ The Apothecary*, 50 FR 31785 (1986); and *K & B Successors, Inc.*, Docket No. 82-15, 49 FR 34588 (1984).

The Administrator may also consider other factors which would render the pharmacy's registration under 21 U.S.C. 823 inconsistent with the public interest. Section 823(f) lists the following factors to be considered. 1. The recommendation of the appropriate state licensing board or professional disciplinary authority; 2. The applicant's experience in dispensing, or conducting research with respect to controlled substances; 3. The applicant's conviction record under Federal or state laws relating to the manufacture, distribution, or dispensing of controlled substances; 4. Compliance with applicable state, Federal, or local laws relating to controlled substances; and 5. Such other conduct which may threaten the public health and safety.

There is no doubt that even though there was a transfer of ownership from Harvey Fogel to his father Alexander Fogel, there has been no change in the control exerted by Harvey Fogel over the pharmacy. Alexander Fogel is not a pharmacist and does not work in the pharmacy. Harvey Fogel still runs the day-to-day operations of the pharmacy. The corporation owned by Harvey Fogel still owns the land on which the pharmacy is situated. The close connection between the former and current owners leads the Administrator to believe that the transfer has not, and will not, alter the way business is conducted at the pharmacy. The Administrator therefore finds that Harvey Fogel is a key employee of Respondent Pharmacy and his conviction is sufficient to provide grounds for revocation under either 21 U.S.C. 824(a)(2) or 824(a)(4).

The administrative law judge concluded that the inspections conducted by compliance investigators of the New Jersey Board of Pharmacy do not establish that Respondent's registration would not be in the public interest. The Administrator cannot agree. Mr. Fogel violated Board of Pharmacy restrictions when he was found to be in the prescription area, took prescriptions over the phone, gave prescription advice, handled prescriptions, and entered information on profile cards. Mr. Fogel's indifference to the Board of Pharmacy's restrictions leaves substantial doubt that he will comply with the laws and regulations which govern the handling of controlled substances.

The transfer inspection underscores this point. During the preannounced inspection, the investigators found many violations of state and Federal law. Discrepancies were found in seven of ten randomly selected prescriptions and many prescriptions lacked essential information. Although the state ultimately allowed the transfer to take place and licensed the pharmacy to operate, the Administrator views the violations in the broader context of a continuing pattern of criminal wrongdoing and negligence.

Finally, although Mr. Harvey Fogel has taken steps to rehabilitate himself, the Administrator must weigh Mr. Fogel's efforts against this pharmacy's

history of disciplinary action, noncompliance with state and Federal laws, exclusion from the Medicaid and PAAD programs, and Harvey Fogel's continuing control over the pharmacy. The Administrator concludes that Respondent's continued registration is not in the public interest.

Accordingly, having determined that the felony conviction of Harvey Fogel constitutes sufficient grounds for the revocation of the pharmacy's registration, and having further concluded that the continued registration of the pharmacy is inconsistent with the public interest, the Administrator of the Drug Enforcement Administration concludes that such registration should be revoked. Therefore, pursuant to the authority vested in him by 21 U.S.C. 823 and 824 and 28 CFR 0.100(b), the Administrator orders that DEA Certificate of Registration BA1278806, previously issued to Sica Pharmacy, Inc. d/b/a Absecon Pharmacy, be, and it hereby is invoked. It is further ordered that any pending applications for renewal of Respondent pharmacy's registration be, and they hereby are, denied.

This order is effective April 9, 1990.

Dated: March 1, 1990.

John C. Lawn,

Administrator.

[FR Doc. 90–5389 Filed 3–8–90; 8:45 am]

BILLING CODE 4410–09–M

Marion A. Baldwin, M.D.; Revocation of Registration

On December 1, 1989, the Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration (DEA), issued an Order to Show Cause to Marion A. Baldwin, M.D. (Respondent), 2936–h N. Druid Hills, Atlanta, Georgia 30329, proposing to revoke his DEA Certificate of Registration AB2098538. The statutory basis for the Order to Show Cause under 21 U.S.C. 824(a)(3) was Respondent's lack of state authorization to engage in the manufacturing, distribution, or dispensing of controlled substances by the Georgia Board of Medical Examiners.

By letter dated December 20, 1989, Respondent submitted a written response to the issue raised in the Order to Show Cause. Respondent specifically did not request a hearing as provided by 21 CFR 1301.54, albeit he stated that his written response was not a waiver of such a hearing. The Administrator has, therefore, deemed Respondent to have waived his opportunity for a hearing, and hereby issues his final order pursuant to 21 CFR 1301.57 without a hearing and based upon the investigative file and the administrative record as it now appears. *See* 21 CFR 1301.54(c), (e).

On or about July 1, 1988, the Georgia Board of Medical Examiners (Board) revoked Respondent's medical license for failure to renew. Respondent maintains that he did not fail to renew his state license on a timely basis and that his state license was therefore unjustly revoked. Specifically, Respondent claims that he did not receive his last notice from the Board that his renewal for his medical license was due. Respondent maintains that while his address has changed many times, he sent change of address forms to all "major contacts" such as the Board. Respondent further contends that on his own initiative he requested a renewal form, which he then completed and sent in with a $75.00 check to cover renewal fees. Finally, Respondent maintains that the Board wrongfully returned his renewal form and check, requesting that he pay a double fee, or fine, for late renewal. Respondent has refused to pay the double fine necessary to renew this license.

The Administrator has considered the record in its entirety, and, pursuant to 21 CFR 1316.67, hereby issues his final order in this matter based upon the findings of fact and conclusions of law as hereinafter set forth.

The Administrator finds that effective September 1, 1988, a competent state authority, the Georgia Board of Medical Examiners, revoked Respondent's state medical license based on Respondent's refusal to renew by paying the requisite penalty for late filing. Thus, Respondent is no longer authorized by state law to engage in the manufacturing, distribution, or dispensing of controlled substances. Respondent's explanation and arguments are not relevant to this proceeding; he must raise those issues with the Board or other state authority. Without a state license, Respondent simply cannot maintain a DEA registration.

Accordingly, the Administrator of the Drug Enforcement Administration, pursuant to the authority vested in him under the provisions of 21 U.S.C. 824(a)(3), and 28 CFR 0.100(b), hereby orders that DEA Certificate of Registration AB2098538, previously issued to Marion A. Baldwin, M.D., be, and it is hereby, revoked. It is further ordered that any pending applications for renewal of that registration be, and they are hereby, denied.

This order is effective March 9, 1990.

Dated: March 2, 1990.

John C. Lawn,

Administrator.

[FR Doc. 90–5390 Filed 3–8–90; 8:45 am]

BILLING CODE 4410–09–M

DEPARTMENT OF LABOR

Office of the Secretary

Agency Recordkeeping/Reporting Requirements Under Review by the Office of Management and Budget (OMB)

Background: The Department of Labor, in carrying out its responsibilities under the Paperwork Reduction Act (44 U.S.C. chapter 35), considers comments on the reporting and recordkeeping requirements that will affect the public.

List of Recordkeeping/Reporting Requirements Under Review: As necessary, the Department of Labor will publish a list of the Agency recordkeeping/reporting requirements 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 collections, revisions, extensions, or reinstatements. The Departmental Clearance Officer will, upon request, be able to advise members of the public of the nature of the particular submission they are interested in.

Each entry may contain the following information:

The Agency of the Department issuing this recordkeeping/reporting requirement.

The title of the recordkeeping/reporting requirement. The OMB and Agency identification numbers, if applicable. How often the recordkeeping/reporting requirement is needed. Who will be required to or asked to report or keep records. Whether small businesses or organizations are affected.

An estimate of the total number of hours needed to comply with the recordkeeping/reporting requirements and the average hours per respondent.

The number of forms in the request for approval, if applicable.

An abstract describing the need for and uses of the information collection.

Comments and Questions: Copies of the recordkeeping/reporting requirements 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 N–1301, Washington, DC 20210. Comments should also be sent to the Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for (BLS/DM/ESA/ETA/OLMS/MSHA/OSHA/PWBA/VETS), Office of Management and Budget, Room 3208, Washington, DC 20503 (Telephone (202) 395–6880).

Any member of the public who wants to comment on a recordkeeping/reporting requirement which has been submitted to OMB should advise Mr. Larson of this intent at the earliest possible date.

New Collection

Employment Standards Administration

Representative Payee Report; Physician's/Medical Officer's Statement

CM–623; CM–787

Form No.	Affected public	Respondents	Frequency	Av. time per response
CM–623	Individuals or households; Businesses or other for profit; Non-profit institutions, Small businesses or organizations.	2,500	Annually	1½ hours.
CM–787	do	250	On occasion	15 min.
				3,813 total hours.

The Representative Payee Report is used to ensure benefits certified and paid to a representative are being used for the beneficiary's well being. Physician's/Medical Officer's statement is used to determine the beneficiary's capability to manage monthly Black Lung benefits.

Extension

Employment Standards Administration

Payment of Compensation Without Award

1215–0022; LS–206

On occasion

Businesses or other for profit

900 respondents; 8,500 total hours; .25 hr. per response; 1 form

This form is used by insurance carriers and self insurers to report the payment of compensation benefits to injured claimants.

Mine Safety and Health Administration

Ventilation Tests and Examination in Underground Coal Mines

1219–0088

Daily; weekly

Businesses or other for profit; small businesses or organizations

Standard	Number of respondents	Time per response	Total burden hours
30 CFR 75.300 and 75.300–4.	1,979	2 hours and 10 minutes.	1,556,507
30 CFR 75.303.	1,979	3 hours	2,142,070
30 CFR 75.305.	1,979	3 hours and 30 minutes.	304,776
30 CFR 75.307.	1,979	4 hours	348,304
30 CFR 75.309–4.	1,979	1 hour	1,213,840
Grand total			5,565,487

Requires operators of underground coal mines to keep records of the results of certain tests and examinations which are required to be performed to monitor the ventilation system. The information is used to insure that the integrity of the ventilation system is being maintained and that a safe working environment is being provided to miners.

Ventilation System and Methane and Dust Control Plan

1219–0084

On occasion; semiannually

Businesses or other for profit; small businesses or organizations

	Number of respondents	Time per response	Total burden hours
Active mines	1,979	3 hours	11,874
New mines	200	8 hours	1,600
Total burden			13,474

Requires operators of underground coal mines to submit a detailed ventilation system and methane and dust control plan and revisions thereof to MSHA for approval. The information is used to insure that a system is developed and used that will effectively ventilate the mine.

Notification of Methane Detected in Mine Atmosphere

1219–0103

On occasion

Businesses or other for profit; small businesses or organizations

1 response every 5 years; 15 minutes per response

Requires operators of metal and nonmetal mines to notify MSHA when (a) there is an outburst that results in 0.25 percent or more methane in the mine atmosphere, (b) there is a blowout that results in 0.25 percent or more methane in the mine atmosphere, (c) there is an ignition of methane, (d) air sample results indicate 0.25 percent or more methane in the mine atmosphere of a Subcategory I–B, I–C, II–B, V–B, or Category VI mine, or (e) methane reaches 2.0 percent in a Category IV mine. MSHA investigates the occurrence to determine that the mine is placed in the proper category to follow appropriate precautionary standards.

Escapeways and Escape Facilities

1219–0052

Weekly

Businesses or other for profit; small businesses or organizations

1,979 respondents; 1 hour per response; 148,029 total burden hours

Requires operators of underground coal mines to keep records of the results of mandatory weekly examinations of emergency escapeways. The records are used to determine that the integrity of the escapeways is being maintained.

Reinstatement

Occupational Safety and Health Administration

Construction Posting Requirements

1218–0093

On occasion;

Business or other for-profits;

420,878 respondents; 8,866 total burden hours; .01 average number hours per response;

The employer is required to post phone numbers of physicians, hospitals or ambulances to expedite obtaining medical attention for injured construction employees. The employer is also required to post the maximum safe load limits for storage areas to reduce floor over-load hazards for construction employees.

Signed at Washington, DC this 6th day of March, 1990.

Theresa M. O'Malley,

Acting Departmental Clearance Officer.

[FR Doc. 90–5474 Filed 3–8–90; 8:45 am]

BILLING CODE 4510–43–M

[Secretary's Order 1–90; January 30, 1990]

Delegation of Authority and Assignment of Responsibilities for Occupational Safety and Health Programs

1. *Purpose.* To update the delegation of authority and assignment of responsibilities for conducting safety and health programs.

2. *Directive Affected.* Secretary's Order 9–83 is canceled.

3. *Background.* The Occupational Safety and Health Act of 1970, other Acts listed in 4a (1) below, and Executive Order 12196 provide authority and assign responsibility to the Secretary of Labor for safety and health programs. Section 405 of the Surface Transportation Assistance Act (STAA) authorizes the Secretary of Labor to investigate and adjudicate complaints filed by certain employees alleging they have been discharged or discriminated against for taking certain actions in connection with commercial motor vehicle safety and health. Section 211 of the Asbestos Hazard Emergency Response Act (AHERA) and section 7 of the International Safe Container Act (ISCA) authorize the Secretary of Labor to investigate and bring an action in an appropriate United States district court in cases where employees have been discharged or discriminated against for taking actions protected by these statutes. Since these protections are similar to the provisions of section 11(c) of the Occupational Safety and Health Act of 1970, the Assistant Secretary for Occupational Safety and Health, pursuant to this Order, is delegated authority for administering section 405 of STAA, section 211 of AHERA, and section 7 of ISCA, as well.

4. *Delegation of Authority and Assignment of Responsibilities*—a. *The Assistant Secretary for Occupational Safety and Health,* is delegated authority and assigned responsibility for:

(1) Administering the safety and health programs and activities of the Department of Labor (DOL) under:

(a) Occupational Safety and Health Act of 1970.

(b) Walsh-Healey Public Contracts Act of 1936, as amended.

(c) Service Contract Act of 1965.

(d) Contract Work Hours and Safety Standards Act.

(e) Maritime Safety Act of 1958.

(f) National Foundation on the Arts and Humanities Act of 1965.

(g) 5 U.S.G. 7902 and any Executive Order thereunder.

(h) Executive Order 12196.

(i) Section 405 of the Surface Transportation Assistance Act of 1982.

(j) Section 211 of the Asbestos Hazard Emergency Response Act of 1986.

(k) Section 7 of the International Safe Container Act.

(l) Responsibilities of the Secretary of Labor with respect to safety and health provisions of any other Federal statutes except those related to mine safety and health, the issuance of child labor hazardous occupation orders, and DOL employee safety and health which are administered pursuant to Secretary's Orders 3–78; 1–89; and 1–88 respectively.

(2) Serving as Chairperson of the Federal Advisory Council on Occupational Safety and Health, as provided for by Executive Order 12196.

(3) Coordinating Agency efforts with those of other officials or agencies having responsibilities in the occupational safety and health area.

b. *The Solicitor of Labor* is responsible for providing legal advice and assistance to the Secretary and all offices of the DOL relating to the delegations of authority referenced and applicable laws, Executive Orders, and regulations.

c. *The Commissioner of Labor Statistics* is delegated authority and assigned responsibility for:

(1) Furthering the purpose of the Occupational Safety and Health Act by developing and maintaining an effective program of collection, compilation, analysis, and publication of occupational safety and health statistics consistent with the provisions of Secretary's Order 4–81; 1–88; and 1–89 respectively.

(2) Making grants to states or political subdivisions thereof in order to assist them in developing and administering programs dealing with occupational safety and health statistics under Sections 18, 23, and 24 of the Occupational Safety and Health Act.

(3) Coordinating the above functions with the Assistant Secretary for Occupational Safety and Health.

5. *Reservation of Authority.* The following functions are reserved to the Secretary:

a. Submission of reports and recommendations to the President and the Congress concerning the administration of the statutes and Executive Orders listed in paragraph 4a above.

b. The commencement of legal proceedings under the statutes listed in paragraph 4a above. The Solicitor of Labor will determine in each case whether such proceedings are appropriate and may represent the Secretary in civil litigation as authorized by law.

6. *Redelegation of Authority.* The Assistant Secretary for Occupational Safety and Health, the Solicitor of Labor, and the Commissioner of Labor Statistics may redelegate authority delegated in this Order.

7. *Effective Date.* This Order is effective immediately, and with respect to section 405 of STAA, section 211 of AHERA, and section 7 of ISCA, shall apply to any action arising subsequent to the date of enactment of the STAA, AHERA, and ISCA.

Elizabeth Dole,

Secretary of Labor.

[FR Doc. 90–5475 Filed 3–8–90; 8:45 am]

BILLING CODE 4510–23–M

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 are issued in accordance with applicable law and are based on the information obtained by the Department of Labor from its study of local wage conditions and data made available from other sources. They specify the basic hourly wage rates and fringe benefits which are determined to be prevailing for the described classes of laborers and mechanics employed on construction projects of a similar character and in the localities specified therein.

The determinations in these decisions of prevailing rates and fringe benefits have been made in accordance with 29 CFR part 1, 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 part 1, Appendix, as well as such additional statutes as may from time to time be enacted containing provisions for the payment of wages determined to be prevailing by the Secretary of Labor in accordance with the Davis-Bacon Act. 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 comment procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C 553 and not providing for delay in the effective date as prescribed in that section, because the necessity to issue current construction industry wage determinations frequently and in large volume causes procedures to be impractical and contrary to the public interest.

General wage determination decisions, and modifications and supersedeas decisions thereto, contain no expiration dates and are effective from their date of notice in the **Federal Register**, or on the date written notice is received by the agency, whichever is earlier. These decisions 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, must 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 and fringe benefits, notice of which is published herein, and which are contained in the Government Printing Office (GPO) document entitled "General Wage Determinations Issued Under The Davis-Bacon And Related Acts," shall be the minimum paid by contractors and subcontractors to laborers and mechanics.

Any person, organization, or governmental agency having an interest in the rates determined as prevailing is encouraged to submit wage rate and fringe benefit 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, Division of Wage Determinations, 200 Constitution Avenue, NW., Room S–3014, Washington, DC 20210.

Modifications to General Wage Determination Decisions

The numbers of the decisions listed in the Government Printing Office document entitled "General Wage Determinations Issued Under the Davis-Bacon and Related Acts" being modified are listed by Volume, State, and page number(s). Dates of publication in the **Federal Register** are in parentheses following the decisions being modified.

Volume I

Kentucky:
KY90–6 (Jan. 5, 1990) ..... pp. 315–320.
New Hampshire:
NH90–1 (Jan. 5, 1990) ..... pp. 641–642.
New York:
NY90–2 (Jan. 5, 1990) ..... pp. 739–747.
NY90–18 (Jan. 5, 1990) ..... pp. 891–893.
Pennsylvania:
PA90–4 (Jan. 5, 1990) ..... pp. 941–943.
Virginia:
VA90–2 (Jan. 5, 1990) ..... pp. 1205–1206.
VA90–4 (Jan. 5, 1990) ..... pp. 1211–1212.
VA90–6 (Jan. 5, 1990) ..... pp. 1215–1217.
VA90–9 (Jan. 5, 1990) ..... pp. 1223–1226.
VA90–11 (Jan. 5, 1990) ..... pp. 1229–1231.
VA90–13 (Jan. 5, 1990) ..... pp. 1235–1237.
VA90–16 (Jan. 5, 1990) ..... pp. 1247–1249.
VA90–20 (Jan. 5, 1990) ..... pp. 1261–1263.
VA90–21 (Jan. 5, 1990) ..... pp. 1265–1266.

Volume II

Arkansas:
AR90–1 (Jan. 5, 1990) ..... pp. 3–4.
Iowa:
IA90–5 (Jan. 5, 1990) ..... pp. 37–45.
Missouri:
MO90–9 (Jan. 5, 1990) ..... pp. 695–696.
Texas:
TX90–7 (Jan. 5, 1990) ..... pp. 1001–1002.
TX90–18 (Jan. 5, 1990) ..... pp. 1029–1030.
TX90–57 (Jan. 5, 1990) ..... pp. 1151–1152.
TX90–61 (Jan. 5, 1990) ..... pp. 1156e–1156f.

Volume III

Alaska:
AK90–1 (Jan. 5, 1990) ..... pp. 1–2–3.
Idaho:
ID90–1 (Jan. 5, 1990) ..... pp. 147–150.
Oregon:
OR90–1 (Jan. 5, 1990) ..... pp. 309–312.
Washington:
WA90–1 (Jan. 5, 1990) ..... pp. 369–379.
WA90–2 (Jan. 5, 1990) ..... pp. 395–401.
WA90–3 (Jan. 5, 1990) ..... pp. 405–406.
WA90–7 (Jan. 5, 1990) ..... pp. 419–420.
WA90–8 (Jan. 5, 1990) ..... pp. 425–427.
Wyoming:
WY90–3 (Jan. 5, 1990) ..... pp. 449–450.

General Wage Determination Publication

General wage determination issued under the Davis-Bacon and related Acts, including those noted above, may be found in the Government Printing Office (GPO) document entitled "General Wage Determinations Issued Under the Davis-Bacon and Related Acts". This publication is available at each of the 50 Regional Government Depository Libraries and many of the 1,400 Government Depository Libraries across the country. Subscriptions may be purchased from: Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402, (202) 783–3238.

When ordering subscription(s), be sure to specify the State(s) of interest, since subscriptions may be ordered for any or all of the three separate volumes, arranged by State. Subscriptions include an annual edition (issued on or about January 1) which includes all current general wage determinations for the States covered by each volume. Throughout the remainder of the year, regular weekly updates will be distributed to subscribers.

Signed at Washington, DC this 2nd Day of March 1990.

Alan L. Moss,

Director, Division of Wage Determinations.

[FR Doc. 90–5272 Filed 3–8–90; 8:45 am]

BILLING CODE 4510–27–M

Employment and Training Administration

Admos Shoe Corp. et al.; Investigations Regarding Certifications of Eligibility To Apply for Worker Adjustment Assistance

Petitions have been filed with the Secretary of Labor under section 221(a) of the Trade Act of 1974 ("the Act") and are identified in the Appendix to this notice. Upon receipt of these petitions, the Director of the Office of Trade Adjustment Assistance, Employment and Training Administration, has instituted investigations pursuant to section 221(a) of the Act

The purpose of each of the investigations is to determine whether the workers are eligible to apply for adjustment assistance under title II, chapter 2, of the Act. The investigations will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved.

The petitioners or any other persons showing a substantial interest in the subject matter of the investigations may request a public hearing, provided such request is filed in writing with the Director, Office of Trade Adjustment Assistance, at the address shown below, not later than March 19, 1990.

Interested persons are invited to submit written comments regarding the subject matter of the investigations to the Director, Office of Trade Adjustment Assistance, at the address shown below, not later than March 19, 1990.

The petitions filed in this case are available for inspection at the Office of the Director, Office of Trade Adjustment Assistance, Employment and Training Administration, U.S. Department of Labor, 601 D Street NW., Washington, DC 20213.

Signed at Washington, DC this 26th day of February 1990.

Marvin M. Fooks,

Director, Office of Trade Adjustment Assistance.

APPENDIX

Petitioner (Union/Workers/Firm)	Location	Date received	Date of petition	Petition No.	Articles produced
Admos Shoe Corp. (Workers)	Brooklyn, NY	2/26/90	2/08/90	24,043	Ladies' footwear.
Avid Airline Products (IAMAW)	Middletown, RI	2/26/90	2/09/90	24,044	Audio headsets.
B.W. Harris (ACTWU)	Bird Island, MN	2/26/90	2/09/90	24,045	Men & womens'.
Bank Leu, Ltd. (Workers)	New York, NY	2/26/90	2/08/90	24,046	Bank.
Calvert Coat Mfg. (ILGWU)	New York, NY	2/26/90	2/03/90	24,047	Ladies' coats.
Crucible Specialty Metals Corp. (USWA)	Syracuse, NY	2/26/90	2/14/90	24,048	Steel.
Dana Corp. (UAW)	Syracuse, NY	2/26/90	2/13/90	24,049	Axles.
David Shroyer Dress, Co., Inc. (Workers)	Shamokin, PA	2/26/90	2/15/90	24,050	Ladies' dresses.
Davidson Exterior Trim Textron (Workers)	Americus, GA	2/26/90	2/14/90	24,051	Auto trim.
Delta Chemicals, Inc. (ICWU)	Searport, ME	2/26/90	2/13/90	24,052	Sulfuric acid.
Eastland Woolen Mill, Inc. (Company)	Clinton, ME	2/26/90	2/16/90	24,053	Yarn.
Eastland Woolen Mill, Inc. (Company)	Orono, ME	2/26/90	2/16/90	24,054	Yarn.
Fenwick Fishing Rods (Workers)	Bainbridge Island, WA	2/26/90	2/09/90	24,055	Fishing rods.
Forte's Cashmere Co., Inc. (ACTWU)	Woonsocket, RI	2/26/90	2/04/90	24,056	Wool.
GM-Inland Fisher Guide (UAW)	Syracuse, NY	2/26/90	2/05/90	24,057	Plastic parts.
GTE Sylvania (IUE)	Salem, MA	2/26/90	2/07/90	24,058	Light bulbs.
Hudson Bay Fur Sales (FLM–FJC)	Carlstadt, NJ	2/26/90	2/05/90	24,059	Furs.
ICAS Computer Systems (Workers)	Sparta, NJ	2/26/90	2/01/90	24,060	Computers.
Jodi Shirt Co., Inc. (ILGWU)	Fruitland, MD	2/26/90	2/05/90	24,061	Mens' shirts & Ladies' blouses.
Johnson Controls, Inc. (IAMAW)	Milwaukee, WI	2/26/90	2/16/90	24,062	Computers.
Johnson Controls, Inc. (IAMAW)	Glendale, WI	2/26/90	2/16/90	24,063	Computers.
Malapai Resources (Christensen Ranch) (Irigaray)	Buffalo, NY	2/26/90	2/14/90	24,064	Uranium.
Midland Sample Cut (Company)	Midland, TX	2/26/90	2/02/90	24,065	Clothing samples.
Morse Tools, Inc. (UE)	New Bedford, MA	2/26/90	2/13/90	24,066	Tools.
Office Service Center Inc. (Workers)	El Paso, TX	2/26/90	1/09/90	24,067	Furniture & supplies.
Orweco, Inc. (Company)	Mechanicsburg, PA	2/26/90	2/12/90	24,068	Ladies' sportswear.
Performance Papers, Inc. (Mill C, D) (UPWI)	Kalamazoo, MI	2/26/90	2/15/90	24,069	Paper.
Phoenix Fashion, Inc. (ILGWU)	Perth Amboy, NJ	2/26/90	12/27/89	24,070	Ladies' coats.
Prime Computer, Inc. (Workers)	Houston, TX	2/26/90	2/12/90	24,071	Computers.
Schooner Knitwear Corp. (Company)	New York, NY	2/26/90	2/05/90	24,072	Ladies' sweaters.
Simplicity Pattern Co. (Workers)	Niles, MI	2/26/90	2/10/90	24,073	Patterns.
(The) Stroh Brewing Co. (Company)	Allentown, PA	2/26/90	2/13/90	24,074	Malt beverages.
Thompson Co. (Company)	Martinez, GA	2/26/90	2/09/90	24,075	Mens' trousers.
Uniroyal Goodrich Tire Co. (URW)	Opelika, AL	2/26/90	2/12/90	24,076	Tires.
Washington Forge (Company)	Englishtown, NJ	2/26/90	2/14/90	24,077	Steel cutlery.

APPENDIX—Continued

Petitioner (Union/Workers/Firm)	Location	Date received	Date of petition	Petition No.	Articles produced
Zambelli Internationale (Workers)	New Castle, PA	2/26/90	2/13/90	24,078	Fireworks.

[FR Doc. 90–5476 Filed 3–8–90; 8:45 am]
BILLING CODE 4510–30–M

[TA–W–23,826]

Top Line Fashions, Inc., Hoboken, New Jersey; Termination of Investigation

Pursuant to section 221 of the Trade Act of 1974, an investigation was initiated on January 8, 1990 in response to a petition which was filed on January 8, 1990 by the International Ladies Garment Workers Union on behalf of workers and former workers at Top Line Fashions, Inc., Hoboken, New Jersey. The workers are engaged in the production of ladies' coats.

All workers were separated from Top Line Fashions, Inc. more than one year prior to the date of the petition. Section 223 of the Act specifies that no certification may apply to any worker of whose last separation occurred more than one year before the date of the petition. Consequently, further investigation in this case would serve no purpose, and the investigation has been terminated.

Signed at Washington, DC this 1st day of March 1990.

Marvin M. Fooks,

Director, Office of Trade Adjustment Assistance.

[FR Doc. 90–5477 Filed 3–8–90; 8:45 am]
BILLING CODE 4510–30–M

NATIONAL SCIENCE FOUNDATION

Ecosystem Studies Advisory Panel; Meeting

The National Science Foundation announces the following meeting:

Name: Advisory Panel for Ecosystem Studies.

Date and Time: March 29 & 30, 1990; 8:30 a.m. to 5 p.m. each day.

Place: Room 536, National Science Foundation, 1800 G Street NW., Washington, DC 20550.

Type of Meeting: Closed.

Contact Person: Dr. James E. Schindler, Program Director, Ecosystem Studies (202) 357–9596, Room 215, National Science Foundation, Washington, DC 20550.

Summary Minutes: May be obtained from the Contact Person at the above address.

Purpose of Meeting: To provide advice and recommendations concerning support for research in ecosystem studies.

Agenda: Review and evaluation of research proposals and projects as part of the selection process of awards.

Reason for Closing: The proposals being reviewed include information of a proprietary or confidential nature, including technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals. These matters are within exemptions (4) and (6) of 5 U.S.C. 552b(c), Government in the Sunshine Act.

M. Rebecca Winkler,

Committee Management Officer.

[FR Doc. 90–5379 Filed 3–8–90; 8:45 am]
BILLING CODE 7555–01–M

Postdoctoral Fellowships in Environmental Biology Advisory Panel; Meeting

The National Science Foundation announces the following meeting:

Name: Advisory Panel for Postdoctoral Fellowships in Environmental Biology.

Date and Time: March 26 & 27, 1990; 8:30 a.m. to 5 p.m. each day.

Place: Room 536, National Science Foundation, 1800 G Street, NW., Washington, DC 20550.

Type of Meeting: Closed.

Contact Person: Dr. Joann P. Roskoski, Program Manager, Special Projects (202) 357–7332, Room 215, National Science Foundation, Washington, DC 20550.

Summary Minutes: May be obtained from the Contact Person at the above address.

Purpose of Meeting: To provide advice and recommendations concerning support for research in environmental biology.

Agenda: Review and evaluation of research applications and projects as part of the selection process of awards.

Reasons for Closing: the applications being reviewed include information of a proprietary or confidential nature, including technical information; financial data, such as salaries; and personal information concerning individuals associated with the applications. These matters are within exemptions (4) and (6) of 5 U.S.C. 552b(c), Government in the Sunshine Act.

M. Rebecca Winkler,

Committee Management Officer.

[FR Doc. 90–5380 Filed 3–8–90; 8:45 am]
BILLING CODE 7555–01–M

NUCLEAR REGULATORY COMMISSION

Advisory Committee on Nuclear Waste; Meeting

The Advisory Committee on Nuclear Waste (ACNW) will hold its 18th meeting on March 21, 22, and 23, 1990, Room P–110, 7920 Norfolk Avenue, Bethesda, MD, 8:30 a.m. until 5 p.m. each day. Portions of this meeting will be closed to discuss information the release of which would represent a clearly unwarranted invasion of personal privacy 5 U.S.C. 552b(c)(6).

The purpose of the meeting will be to review and discuss the following topics:

A. *Low-Level Waste Management by the State of Illinois (Open)*—The Committee will be briefed by a representative of the Illinois Department of Nuclear Safety, on the status of low-level waste management in Illinois.

B. *EPA's Proposed Revisions in 40 CFR part 191, Environmental Radiation Protection Standards for Management and Disposal of Spent Nuclear Fuel, High-Level, and Transuranic Wastes (Open)*—the Committee will be briefed by representatives from the Environmental Protection Agency, Science Advisory Board (EPA), Nuclear Waste Technical Review Board, the National Academy of Sciences Board of Nuclear Wastes, the Advisory Committee on Nuclear Facility Safety (DOE) and other apropriate groups on EPA's proposed revisions in the standard.

C. *Yucca Quaternary Regional Hydrology Study Plan (Open)*—The Committee will review and comment on the Characterization of the Yucca Quaternary Regional Hydrology Study Plan (tentative).

D. *International Programs on Radioactive Waste Disposal (Open)*—The Committee will meet with representatives of the Office of Governmental and Public Affairs to discuss international programs or radioactive waste disposal.

E. *Appointment of New Members (Closed)*—The Committee will discuss qualifications of candidates proposed for appointment to the ACNW.

F. *Committee Activities (Open)*—The Committee will discuss anticipated and proposed Committee activities, future

meeting agenda, and organizational matters, as appropriate.

Procedures for the conduct of and participation in ACNW meetings were published in the **Federal Register** on June 6, 1988 (53 Fr 20699). In accordance with these procedures, oral or written statements may be presented by members of the public, recordings will be permitted only during those portions of the meeting when a transcript is being kept, and questions may be asked only by members of the Committee, its consultants, and staff. The office of the ACRS is providing staff support for the ACNW. Persons desiring to make oral statements should notify the Executive Director of the office of the ACRS as far in advance as practical so that appropriate arrangements can be made to allow the necessary time during the meeting for such statements. Use of still, motion picture, and television cameras during this meeting may be limited to selected portions of the meeting as determined by the ACNW Chairman. Information regarding the time to be set aside for this purpose may be obtained by a prepaid telephone call to the Executive Director of the office of the ACRS, Mr. Raymond F. Fraley (telephone 301/492–4516), prior to the meeting. In view of the possibility that the schedule for ACNW meetings may be adjusted by the Chairman as necessary to facilitate the conduct of the meeting, persons planning to attend should check with the ACRS Executive Director or call the recording (301/492–4600) for the current schedule if such rescheduling would result in major inconvenience.

Dated: March 2, 1990.

John C. Hoyle,

Advisory Committee Management Officer.

[FR Doc. 90–5364 Filed 3–8–90; 8:45 am]

BILLING CODE 7590–01–M

Documents Containing Reporting or Recordkeeping Requirements: Office of Management and Budget (OMB) Review

AGENCY: Nuclear Regulatory Commission (NRC).

ACTION: Notice of the OMB review of information collection.

SUMMARY: The NRC has recently submitted to OMB for review the following proposal for the collection of information under the provisions of Paperwork Reduction Act (44 U.S.C. chapter 35).

1. Type of submission, new, revision, or extension: Extension.

2. The title of the information, collection: 10 CFR part 81—Standard Specifications for the Granting of Patent Licenses.

3. The form number if applicable: Not applicable.

4. How often the collection is required: Applications for licenses are submitted once. Other reports are submitted annually or as other events require.

5. Who will be required or asked to report: Applicants for and holders of NRC licenses to NRC inventions.

6. An estimate of the number of responses: Zero.

7. An estimate of the total number of hours needed to complete the requirement or request: Zero.

8. An indication of whether section 3504(h), Public Law 96–511 applies: Not applicable.

9. Abstract: 10 CFR part 81 establishes the standard specifications for the issuance of licenses to rights in inventions covered by patents or patent applications vested in the United States, as represented by or in the custody of the Commission and other patents in which the Commission has legal rights.

Copies of the submittal may be inspected or obtained for a fee from the NRC Public Document Room, 2120 L Street, NW., Washington, DC 20555.

Comments and questions should be directed to the OMB reviewer: Nicolas B. Garcia, Paperwork Reduction Project (3150–0121), Office of Management and Budget, Washington, DC 20503.

Telephone comments can also be submitted by telephone at (202) 395–3084.

The NRC Clearance Officer is Brenda Jo. Shelton, (301) 492–8132.

Dated at Bethesda, Maryland this 2nd day of March, 1990.

For the Nuclear Regulatory Commission.

Joyce A. Amenta,

Designated Senior Official for Information Resources Management.

[FR Doc. 90–5448 Filed 3–8–90; 8:45 am]

BILLING CODE 7590–01–M

SECURITIES AND EXCHANGE COMMISSION

Self-Regulatory Organizations; Applications for Unlisted Trading Privileges and of Opportunity for Hearing; Midwest Stock Exchange, Inc.

March 5, 1990.

The above named national securities exchange has filed applications with the Securities and Exchange Commission ("Commission") pursuant to section 12(f)(1)(B) of the Securities Exchange Act of 1934 and Rule 12f–1 thereunder for unlisted trading privileges in the following securities:

First Financial Management Corp.
Common Stock, $.10 Par Value (File No. 7–5766)
Rhone-Poulenc S.A.
Units, No Par Value (File No. 7–5767)
First Union Corp.
Series 1990 Cumulative Adjustable Rate Perpetual Preferred Stock, No Par Value (File No. 7–5768)
Nichols Institute
Common Stock, $.10 Par Value (File No. 7–5769)
Nabors Industries, Inc.
Warrants expiring 8/28/93, No Par Value (File No. 7–5770)
Growth Fund of Spain, Inc.
Common Stock, $.01 Par Value (File No. 7–5771)
Readers Digest Association, Inc.
Class A Non-Voting Common Stock, $.01 Par Value (File No. 7–5772)
URS Corporation
Common Stock, $.01 Par Value (File No. 7–5773)
Cabot Oil & Gas Corp.
Common Stock, $.10 Par Value (File No. 7–5774)
Scudder New Europe Fund, Inc.
Common Stock, $.01 Par Value (File No. 7–5775)
Silicon Graphics, Inc.
Common Stock, $.001 Par Value (File No. 7–5776)
Southern Union Co.
Common Stock, $1.00 Par Value (File No. 7–5777)
Burnham Pacific Properties, Inc.
Common Stock, No Par Value (File No. 7–5778)
Seligman Select Municipal Fund, Inc.
Common Stock, $.01 Par Value (File No. 7–5779)

These securities are listed and registered on one or more other national securities exchange and are reported in the consolidated transaction reporting system.

Interested persons are invited to submit on or before March 26, 1990, written data, views and arguments concerning the above-referenced applications. Persons desiring to make written comments should file three copies thereof with the Secretary of the Securities and Exchange Commission, 450 Fifth Street NW., Washington, DC 20549. Following this opportunity for hearing, the Commission will approve the applications if it finds, based upon all the information available to it, that the extensions of unlisted trading privileges pursuant to such applications are consistent with the maintenance of

fair and orderly markets and the protection of investors.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.

Jonathan G. Katz,

Secretary.

[FR Doc. 90–5392 Filed 3–8–90; 8:45 am]

BILLING CODE 8010–01–M

Self-Regulatory Organizations; Applications for Unlisted Trading Privileges and of Opportunity for Hearing; Pacific Stock Exchange, Inc.

March 5, 1990.

The above named national securities exchange has filed applications with the Securities and Exchange Commission ("Commission") pursuant to section 12(f)(1)(B) of the Securities Exchange Act of 1934 and Rule 12f–1 thereunder for unlisted trading privileges in the following securities:

Reader's Digest Association, Inc.
Class A Non-Voting Common Stock, $.01 Par Value (File No. 7–5780)
Horsham Corporation
Common Stock, No Par Value (File No. 7–5781)
MNC Financial, Inc.
Common Stock, $2.50 Par Value (File No. 7–5782)
New Germany Fund
Common Stock, $.001 Par Value (File No. 7–5783)
News Corporation Ltd.
American Depositary Shares (File No. 7–5784)
Plum Creek Timber Company, L.P.
Depositary Units (File No. 7–5785)
Americus Trust for G.E. Shares
Units, Prime, Score (File No. 7–5786)
Calveston-Houston Company
Common Stock, $.25 Par Value (File No. 7–5787)
First Union Corporation
Adjustable 10% 1990 Cumulative Preferred Stock, No Par Value (File No. 7–5788)
Conseco, Inc.
Common Stock, No Par Value (File No. 7–5789)
American Fructose Corporation
Class A Common Stock, $.10 Par Value (File No. 7–5790)
Silicon Graphics, Inc.
Common Stock, $.001 Par Value (File No. 7–5791)

These securities are listed and registered on one or more other national securities exchange and are reported in the consolidated transaction reporting system.

Interested persons are invited to submit on or before March 26, 1990, written data, views and arguments concerning the above-referenced application. Persons desiring to make written comments should file three copies thereof with the Secretary of the Securities and Exchange Commission, 450 5th Street, NW., Washington, DC 20549. Following this opportunity for hearing, the Commission will approve the application if it finds, based upon all the information available to it, that the extensions of unlisted trading privileges pursuant to such applications are consistent with the maintenance of fair and orderly markets and the protection of investors.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.

Jonathan G. Katz,

Secretary

[FR Doc. 90–5393 Filed 3–8–90; 8:45 am]

BILLING CODE 8010–01–M

Self-Regulatory Organizations; Applications for Unlisted Trading Privileges and of Opportunity for Hearing; Philadelphia Stock Exchange, Inc.

March 5, 1990.

The above named national securities exchange has filed applications with the Securities and Exchange Commission ("Commission") pursuant to section 12(f)(1)(B) of the Securities Exchange Act of 1934 and Rule 12f–1 thereunder for unlisted trading privileges in the following securities:

First Union Corporation
Series 1990 Cum. Adj. Rate Perpetual Pfd. Stock, No Par Value (File No. 7–5792)
Horsham Corporation
Sub. Vot. Shares, No Par Value (File No. 7–5793)
Milton Roy Company
Common Stock, $1 Par Value (File No. 7–5794)
Chile Fund, Inc.
Common Stock, $0.001 Par Value (File No. 7–5797)
First Financial Management Corp.
Common Stock, $.10 Par Value (File No. 7–5796)
Growth Fund of Spain, Inc.
Common Stock, $.01 Par Value (File No. 7–5795)
Prospect Street High Income Portfolio, Inc.
Common Stock, $0.01 Par Value (File No. 7–5798)
Reader's Digest Association, Inc.
Class A Non-Vot. Common Stock, $0.01 Par Value (File No. 7–5799)
Scudder New Europe Fund, Inc.
Common Stock, $.01 Par Value (File No. 7–5800)
Seligman Select Municipal Fund, Inc.
Common Stock, $.01 Par Value (File No. 7–5801)

These securities are listed and registered on one or more other national securities exchange and are reported in the consolidated transaction reporting system.

Interested persons are invited to submit on or before March 26, 1990, written data, views and arguments concerning the above-referenced application. Persons desiring to make written comments should file three copies thereof with the Secretary of the Securities and Exchange Commission, 450 5th Street NW., Washington, DC 20549. Following this opportunity for hearing, the Commission will approve the application if it finds, based upon all the information available to it, that the extensions of unlisted trading privileges pursuant to such applications are consistent with the maintenance of fair and orderly markets and the protection of investors.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.

Jonathan G. Katz,

Secretary.

[FR Doc. 90–5394 Filed 3–8–90; 8:45 am]

BILLING Code 8010–01–M

DEPARTMENT OF STATE

Secretary of State's Advisory Committee on Private International Law; Study Group on International Rules for Hotel, Travel and Tourism Contracts; Meeting

The Department of State has established a Study Group to review a project involving international rules concerning hotels, travel and tourism. The Study Group will function as part of the Secretary of State's Advisory Committee on Private International Law, and will provide guidance for the U.S. delegations to meetings of that organization on this topic. The first meeting of the Study Group will be from 9:30 A.M. until 3:00 on Thursday, March 22, 1990 in Washington, DC at 2100 "K" Street NW., the Federal Mediation and Conciliation Service Building, 2d floor Conference Room.

The focus of the Study Group meeting will be on draft provisions for an international convention on the hotelkeepers' contract prepared under the auspices of the International Institute for the Unification of Private Law (UNIDROIT). The provisions of the draft convention concern primarily the

legal relationship between hotel service providers and guests.

The meeting will be concerned in particular with proposed revisions to a draft convention on this subject prepared under UNIDROIT auspices in 1978 which has not been acted upon by that organization or its member states. The proposed revisions are set forth in a document entitled "UNIDROIT 1989 Study X11-Doc. 51" together with a commentary focusing on changes to the 1978 draft convention. The original draft convention is contained in a document entitled "UNIDROIT 1979, Study X11-Doc. 50" together with a commentary.

Copies of the Reports referred to above and other relevant information may be obtained by contacting Harold S. Burman at (202) 653–9852 or writing the Office of the Assistant Legal Adviser for Private International Law, L/PIL, Suite 402, 2100 "K" Street NW., Washington, DC 20037–7180.

Members of the general public may attend the meeting up to the capacity of the meeting room. Access to the meeting room is controlled, and the office indicated above should be notified not later than Monday, March 19th of the name, affiliation, address and phone number of persons wishing to attend. In order to facilitate planning for the meeting, members of the public are requested to indicate on which issues they expect to comment. Persons interested but unable to attend the meeting may submit written comments or proposals to the address indicated above.

Peter H. Pfund,

Assistant Legal Adviser for Private International Law and Vice Chairman, Secretary of State's Advisory Committee on Private International Law.

[FR Doc. 90–5473 Filed 3–8–90; 8:45 am]

BILLING CODE 4710–08–M

DEPARTMENT OF TRANSPORTATION

Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits Filed Under Subpart Q During the Week Ended March 2, 1990

The following applications for certificates of public convenience and necessity and foreign air carrier permits were filed under subpart Q of the Department of Transportation's Procedural Regulations (See 14 CFR 302.1701 et seq.). The due date for answers, conforming application, or motion to modify scope are set forth below for each application. Following the answer period DOT may process the application by expedited procedures. Such procedures may consist of the adoption of a show-cause order, a tentative order, or in appropriate cases a final order without further proceedings.

Docket Number: 46803.
Date filed: February 26, 1990.
Due Date for Answers, Conforming Applications, or Motions to Modify Scope: March 26, 1990.
Description: Application of Pan American World Airways, Inc., pursuant to section 401 of the Act and subpart Q of the Regulations requests an amendment to its certificate of public convenience and necessity for Route 136, to add certificate authority to serve between Miami, Florida, on the one hand, and Guayaquil and Quito, Ecuador, on the other hand.

Docket Number: 46331.
Date filed: February 26, 1990.
Due Date for Answers, Conforming Applications, or Motions to Modify Scope: March 26, 1990.
Description: Amendment No. 2 to the Application of American Airlines, Inc. pursuant to section 401 of the Act and subpart Q of the Regulations requests that the Department integrate Chicago-Warsaw/Budapest authority with American's existing authority so as to allow operations via any of the specified intermediate points.

Docket Number: 46532.
Date filed: February 28, 1990.
Due Date for Answers, Conforming Applications, or Motions to Modify Scope: March 28, 1990.
Description: Amendment to Application of LTU Lufttransport-Unternehmen GmbH. & Co. KG. pursuant to section 402 of the Act and subpart Q of the Regulations, for a foreign air carrier permit, to include authority for scheduled service between any point or points in the Federal Republic of Germany and New York, Miami, Los Angeles and San Francisco, and provide such other and further relief as the Department may deem proper.

Docket Numbers: 45895 and 45325.
Date filed: March 2, 1990.
Due Date for Answers, Conforming Applications, or Motions to Modify Scope: March 30, 1990.
Description: Amendment No. 1 to the Applications of Canadian Airlines International Ltd., Pacific Western Airlines Ltd. and Canadian Pacific Airlines Limited pursuant to section 402 of the Act, requests the Department to consider its applications, as amended, together, and that it grant the authority requested.

Phyllis T. Kaylor,

Chief, Documentary Services Division.

[FR Doc. 90–5406 Filed 3–8–90; 8:45 am]

BILLING CODE 4910–62–M

Federal Highway Administration

Environmental Impact Statement; Washington County, OR

AGENCY: Federal Highway Administration (FHWA), DOT.

ACTION: Notice of Withdrawal.

SUMMARY: The FHWA is issuing this notice to advise the public that FHWA will not be preparing an environmental impact statement for a proposed highway project on Murray Blvd. in Washington County, Oregon.

FOR FURTHER INFORMATION CONTACT: Elton Chang, Environmental Coordinator and Safety Programs Engineer, Federal Highway Administration, Equitable Center, Suite 100, 530 Center NW, Salem, Oregon 97301. Telephone: (503) 399–5749.

SUPPLEMENTARY INFORMATION: The Oregon Department of Transportation and Washington County have requested that this project be withdrawn from FHWA participation in the environmental process. Washington County has recently passed a bond measure and have secured all local funding for this project. The country will prepare an environmental document commensurate with the scope of the project and in compliance with appropriate State and County laws and ordinances.

Issued on: February 26, 1990.

Elton H. Chang,

Environment Coordinator/Safety Program Engineer, Oregon Division, Salem, Oregon.

[FR Doc. 90–5375 Filed 3–8–90; 8:45 am]

BILLING CODE 4910–06–M

UNITED STATES INFORMATION AGENCY

Book and Library Advisory Committee Meeting

The United States Information Agency announces an open meeting of the Book and Library Advisory Committee Meeting March 20, 1990, 10 a.m.–4 p.m. in room 800, USIA Headquarters, 301 Fourth Street, SW., Washington, DC.

The Agenda will include: Individual subcommittees will meet in the morning and the full committee will convene at 1 p.m. The agenda will include

subcommittee reports and a discussion of US–USSR Information talks.

For additional information call Louise G. Wheeler or Patricia Gribben at 485–8890.

Copies of minutes can be obtained by calling 485–8889.

Dated: February 23, 1990.

Douglas Wertman,

Committee Management Officer.

[FR Doc. 90–5408 Filed 3–8–90; 8:45 am]

BILLING CODE 8230–01–M

Sunshine Act Meetings

Federal Register
Vol. 55, No. 47
Friday, March 9, 1990.

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).

FARM CREDIT ADMINISTRATION

Farm Credit Administration; Correction of Sunshine Act Meeting

AGENCY: Farm Credit Administration.

SUMMARY: Pursuant to the Government in the Sunshine Act (5 U.S.C. 552b(e)(3), the Farm Credit Administration gave notice on March 2, 1990 (55 FR 7632) of the regular meeting of the Farm Credit Administration Board (Board) scheduled for March 6, 1990. This notice is to revise the agenda for that meeting to add an item to the closed session.

FOR FURTHER INFORMATION CONTACT:

Charles R. Row, Acting Secretary to the Farm Credit Administration Board, (703) 883–4003, TDD (703) 883–4444.

ADDRESSES: Farm Credit Administration, 1501 Farm Credit Drive, McLean, Virginia 22102–5090.

SUPPLEMENTARY INFORMATION: Parts of the meeting of the Board were open to the public (limited space available), and parts of the meeting were closed to the public. The agenda for Tuesday, March 6, is revised to include the following item in the closed session:

***Closed session**

3. Federal Farm Credit Banks Funding Corporation Matters.

Dated: March 7, 1990.

Charles R. Row,

Acting Secretary, Farm Credit Administration Board.

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*Session closed to the public—exempt pursuant to 5 U.S.C. § 552b(c) (4), (6), (8) and (9).

[FR Doc. 90–5577 Filed 3–6–90; 5:01 pm]

BILLING CODE 6705–01–M

FEDERAL DEPOSIT INSURANCE CORPORATION

Agency Meeting

Pursuant to the provisions of the "Government in the Sunshine Act" (5 U.S.C. 552b), notice is hereby given that the Federal Deposit Insurance Corporation's Board of Directors will meet in open session at 2:00 p.m. on Tuesday, March 13, 1990, to consider the following matters:

Summary Agenda:

No substantive discussion of the following items is anticipated. These matters will be resolved with a single vote unless a member of the Board of Directors requests that an item be moved to the discussion agenda.

Disposition of minutes of previous meetings.

Reports of actions approved by the standing committees of the Corporation and by officers of the Corporation pursuant to authority delegated by the Board of Directors.

Memorandum and resolution re: Amendment to bylaws designating the Director of the Office of Training and Educational Services as an officer of the Corporation.

Discussion Agenda

Memorandum re: Failing bank bidding priority.

Memorandum re: Owned real estate sales guidelines.

Memorandum and resolution re: Proposed amendments to Part 312 of the Corporation's rules and regulations, entitled "Assessment of Fees Upon Entrance to or Exit from the Bank Insurance Fund or the Savings Association Insurance Fund," which amendments: (a) Prescribe the exit fee and amend the previously prescribed entrance fee that must be paid by insured depository institutions participating in "conversion transactions" that result in the transfer of insured deposits from the Savings Association Insurance Fund to the Bank Insurance Fund; and (b) revise the entrance and exit fees on insured deposit transfers.

The meeting will be held in the Board Room on the sixth floor of the FDIC Building located at 550—17th Street, NW., Washington, DC.

Requests for further information concerning the meeting may be directed to Mr. Hoyle L. Robinson, Executive Secretary of the Corporation, at (202) 898–3813.

Dated: March 6, 1990.

Federal Deposit Insurance Corporation.

Robert E. Feldman,

Deputy Executive Secretary.

[FR Doc. 90–5527 Filed 3–6–90; 5:01 pm]

BILLING CODE 6714–01–M

FEDERAL DEPOSIT INSURANCE CORPORATION

Agency Meeting

Pursuant to the provisions of the "Government in the Sunshine Act" (5 U.S.C. 552b), notice is hereby given that at 2:30 p.m. on March 13, 1990, the Federal Deposit Insurance Corporation's Board of Directors will meet in closed session, by vote of the Board of Directors, pursuant to sections 552b(c)(2), (c)(6), (c)(8), (c)(9)(A)(ii), and (c)(9)(B) of title 5, United States Code, to consider the following matters:

Summary Agenda

No substantive discussion of the following items is anticipated. These matters will be resolved with a single vote unless a member of the Board of Directors requests that an item be moved to the discussion agenda.

Request for an exemption from the statutory provisions relating to liability of commonly controlled depository institutions:

Dakota Bankshares, Inc., Fargo, North Dakota

Recommendations with respect to the initiation, termination, or conduct of administrative enforcement proceedings (cease-and-desist proceedings, termination-of-insurance proceedings, suspension or removal proceedings, or assessment of civil money penalties) against certain insured banks or officers, directors, employees, agents or other persons participating in the conduct of the affairs thereof:

Names of persons and names and locations of banks authorized to be exempt from disclosure pursuant to the provisions of subsections (c)(6), (c)(8), and (c)(9)(A)(ii) of the "Government in the Sunshine Act" (5 U.S.C. 552b(c)(6), (c)(8), and (c)(9)(A)(ii)).

Note: Some matters falling within this category may be placed on the discussion agenda without further public notice if it becomes likely that substantive discussion of those matters will occur at the meeting.

Reports of the Office of the Inspector General:

Audit Report re: Inventory Closing Procedures, Houston Consolidated Office (Memo dated February 16, 1990)

Audit Report re:
Consolidated Financial Statements for John Sevier Savings & Loan Association, FSLIC as Receiver, and Subsidiary for the Year Ended September 30, 1988 (Memo dated January 24, 1990)

Audit Report re:
Consolidated Financial Statements for Antioch Savings & Loan Association, FSLIC as Receiver, and Subsidiaries for the Year Ended September 30, 1988 (Memo dated January 24, 1990)

Audit Report re:
Consolidated Financial Statements for Major Federal Savings & Loan Association, FSLIC as Receiver, and Subsidiary for the Year Ended September 30, 1988 (Memo dated January 24, 1990)

Audit Report re:
Financial Statements for Consolidated Savings Bank as of September 30, 1987 (Memo dated February 16, 1990)
Audit Report re:
Financial Statements for Equitable Savings and Loan Association as of September 30, 1988 (Memo dated February 16, 1990)
Audit Report re:
Financial Statements for Future Savings and Loan Association as of September 30, 1987 (Memo dated February 16, 1990)
Audit Report re:
Financial Statements for Knox Federal Savings & Loan Association, FSLIC as Receiver, for the Year Ended September 30, 1988 (Memo dated January 24, 1990)
Audit Report re:
Financial Statements for Montana Federal Savings Bank as of September 30, 1988 (Memo dated February 16, 1990)
Audit Report re:
Financial Statements for State Savings and Loan Association as of September 30, 1988 (Memo dated February 12, 1990)
Audit Report re:
Financial Statements for Summit Savings and Loan Association as of September 30, 1988 (Memo dated February 16, 1990)
Audit Report re:
Financial Statements for Sun Savings and Loan Association as of September 30, 1987 (Memo dated February 16, 1990)
Audit Report re:
Anchor Savings Bank, FSB Assistance Agreement Case Number C–110c (Memo dated January 24, 1990)
Audit Report re:
Security Savings and Loan Association Assistance Agreement, Case Number C–150c (Memo dated January 24, 1990)
Audit Report re:
Audit of Avondale Federal Savings Bank, Case Number C–109c (Memo dated January 31, 1990)
Audit Report re:
Guaranty National Bank Assistance Agreement (Memo dated February 13, 1990)
Audit Report re:
Addison Consolidated Office, Cost Center-404 (Memo dated January 5, 1990)

Discussion Agenda

Application for Federal deposit insurance:

The Ka Wah Bank Limited, Hong Kong, for Federal deposit insurance of deposits received at and recorded for the accounts of its federally-licensed branch located at 520 Madison Avenue, New York City (Manhattan), New York.

Personnel actions regarding appointments, promotions, administrative pay increases, reassignments, retirements, separations, removals, etc.:

Names of employees authorized to be exempt from disclosure pursuant to the provisions of subsections (c)(2) and (c)(6) of the "Government in the Sunshine Act" (5 U.S.C. 552b(c)(2) and (c)(6)).

Matters relating to the possible closing of certain insured banks:

Names and locations of banks authorized to be exempt from disclosure pursuant to the provisions of subsections (c)(8), (c)(9)(A)(ii), and (c)(9)(B) of the "Government in the Sunshine Act" (5 U.S.C. 552b(c)(8), (c)(9)(A)(ii), and (c)(9)(B)).

The meeting will be held in the Board Room on the sixth floor of the FDIC Building located at 550–17th Street, NW., Washington, DC.

Requests for further information concerning the meeting may be directed to Mr. Hoyle L. Robinson, Executive Secretary of the Corporation, at (202) 898–3813.

Dated: March 6, 1990.

Federal Deposit Insurance Corporation

Robert E. Feldman,

Deputy Executive Secretary.

[FR Doc. 90–5528 Filed 3–6–90; 5:01 pm]

BILLING CODE 6714–01–M

NEIGHBORHOOD REINVESTMENT CORPORATION

Special Meeting of the Board of Directors

(February 27 Special Meeting Continued)

TIME AND DATE: 8:00 a.m. Tuesday, March 13, 1990.

PLACE: Federal Reserve System, Marriner S. Eccles Federal Reserve Building, Special Library, C Street Entrance between 20th and 21st Streets NW., Washington, DC.

STATUS: Closed.

CONTACT PERSON FOR MORE INFORMATION: Martha A. Diaz-Ortiz, Assistant Secretary, 376–2400.

AGENDA:

I. Annual Review of Executive Accomplishments, and other internal personnel matters;
II. Officers' Compensation; and
III. Audit Committee Report

Carol J. McCabe,

General Counsel/Secretary.

Martha A. Diaz-Ortiz,

Assistant Secretary.

[FR Doc. 90–5531 Filed 3–6–90; 5:01 pm]

BILLING CODE 7570–01–M

FEDERAL ELECTION COMMISSION

"FEDERAL REGISTER" NUMBER 90–4805

PREVIOUSLY ANNOUNCED DATE AND TIME: Tuesday, March 6, 1990, 10:00 a.m.

THIS MEETING WAS OPEN TO THE PUBLIC: Due to extraordinary circumstances and in accordance with 11 C.F.R. § 2.7(B), the following item was considered at the above meeting:

Expedited Compliance Procedures

By direction of the Federal Election Commission, the following meetings have been cancelled:

March 20, 1990—Closed Meeting
March 22, 1990—Open Meeting
March 27, 1990—Closed Meeting

PERSON TO CONTACT FOR INFORMATION: Mr. Fred Eiland, Information Officer, Telephone: (202) 376–3155.

Marjorie W. Emmons,

Secretary of the Commission.

[FR Doc. 90–5559 Filed 3–6–90; 5:01 pm]

BILLING CODE 6715–01–M

FEDERAL RESERVE SYSTEM BOARD OF GOVERNORS

TIME AND DATE: 10:00 a.m., Wednesday, March 14, 1990.

PLACE: Marriner S. Eccles Federal Reserve Board Building, C Street entrance between 20th and 21st Streets, N.W., Washington, D.C. 20551.

STATUS: Closed.

MATTERS TO BE CONSIDERED:

1. Personnel actions (appointments, promotions, assignments, reassignments, and salary actions) involving individual Federal Reserve System employees.
2. Any items carried forward from a previously announced meeting.

CONTACT PERSON FOR MORE INFORMATION: Mr. Joseph R. Coyne, Assistant to the Board; (202) 452–3204. You may call (202) 452–3207, beginning at approximately 5 p.m. two business days before this meeting, for a recorded announcement of bank and bank holding company applications scheduled for the meeting.

Dated: March 6, 1990.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 90–5560 Filed 3–6–90; 5:01 pm]

BILLING CODE 6210–01–M

FEDERAL DEPOSIT INSURANCE CORPORATION NOTICE OF AGENCY MEETING

Pursuant to the provisions of the "Government in the Sunshine Act" (5 U.S.C. 552b), notice is hereby given that at 3:00 p.m. on Tuesday, March 6, 1990, the Board of Directors of the Federal Deposit Insurance Corporation met in closed session to consider the following matters:

Administrative enforcement proceedings.

Matters relating to the possible closing of certain insured banks.

Recommendations regarding the liquidation of a depository institution's assets acquired by the Corporation in its capacity as receiver, liquidator, or liquidating agent of those assets:

Case No. 47,503—American Diversified Savings Bank, Costa Mesa, California

Case No. 47,507—Firstsouth, FA, Pine Bluff, Arkansas

Recommendation regarding the Corporation's assistance agreement with an insured bank.

Memorandum regarding the Corporation's corporate activities.

A personnel matter.

In calling the meeting, the Board determined, on motion of Director C. C. Hope, Jr. (Appointive), seconded by Director Robert L. Clarke (Comptroller of the Currency), concurred in by Mr. Jonathan Fiechter, acting in the place and stead of Director Salvatore R. Martoche (Acting Director of the Office of Thrift Supervision) and Chairman L. William Seidman, that Corporation business required its consideration of the matters on less than seven days' notice to the public; that no earlier notice of the meeting was practicable; that the public interest did not require consideration of the matters in a meeting open to public observation; and that the matters could be considered in a closed meeting by authority of subsections (c)(2), (c)(4), (c)(6), (c)(8), (c)(9)(A)(ii), and (c)(9)(B) of the "Government in the Sunshine Act" (5 U.S.C. 552b(c)(2), (c)(4), (c)(6), (c)(8), (c)(9)(A)(ii), and (c)(9)(B)).

The meeting was held in the Board Room of the FDIC Building located at 550—17th Street, NW., Washington, DC.

Dated: March 7, 1990.

Federal Deposit Insurance Corporation.

Robert E. Feldman,

Deputy Executive Secretary.

[FR Doc. 90-5637 Filed 3-7-90; 8:45 am]

BILLING CODE 6714-01-M

RESOLUTION TRUST CORPORATION

Notice of Agency Meeting

Pursuant to the provisions of the "Government in the Sunshine Act" (5 U.S.C. 552b), notice is hereby given that on Tuesday, March 6, 1990, at 2:08 p.m., the Board of Directors of the Resolution Trust Corporation met in open session to consider policies with respect to entering into case resolutions with (a) institutions in which the Federal Deposit Insurance Corporation or Federal Savings and Loan Insurance Corporation have ownership interests, and/or (b) institutions that have financial assistance agreements that the Financial Institution Reform, Recover, and Enforcement Act of 1989 requires be reviewed by the Resolution Trust Corporation.

In calling the meeting, the Board determined, on motion of Director C. C. Hope, Jr. (Appointive), seconded by Director Robert L. Clarke (Comptroller of the Currency), concurred in by Jonathan Fiechter, acting in the place and stead of Salvatore R. Martoche, (Acting Director of the Office of Thrift Supervision), and Chairman L. William Seidman, that corporation business required its consideration of the matters on less than seven days notice to the public; that no notice of the meeting earlier than March 2, 1990 was practicable.

The meeting was held in the Board Room of the FDIC Building located at 550—17th Street, NW., Washington, DC.

Dated: March 6, 1990.

Resolution Trust Corporation.

John M. Buckley, Jr.

Executive Secretary.

[FR Doc. 90-5635 Filed 3-7-90; 8:45 am]

BILLING CODE 6714-01-M

RESOLUTION TRUST CORPORATION

Notice of Agency Meeting

Pursuant to the provisions of the "Government in the Sunshine Act" (5 U.S.C. 552b), notice is hereby given that the Board of Directors of the Resolution Trust Corporation will meet in open session at 2:30 p.m. on Tuesday, March 13, 1990 to consider the following matters:

Summary Agenda:

No Cases

Discussion Agenda:

A. *Memorandum re:* RTC-Owned Real Estate Sales Guidelines

The meeting will be held in the Board Room of the FDIC Building located at 550—17th Street, NW., Washington, DC.

Requests for further information concerning the meeting may be directed to Mr. John M. Buckley, Jr., Executive Secretary of the Resolution Trust Corporation, at (202) 898-3604.

Dated: March 6, 1990.

Resolution Trust Corporation.

John M. Buckley, Jr.

Executive Secretary.

[FR Doc. 90-5636 Filed 3-7-90; 8:45 am]

BILLING CODE 6714-01-M

federal register

Friday
March 9, 1990

Part II

Department of Commerce

International Trade Administration

19 CFR Parts 353 and 355

Antidumping and Countervailing Duties; Interim Final Rule

DEPARTMENT OF COMMERCE

International Trade Administration

19 CFR Parts 353 and 355

[Docket No. 91033-9233]

RIN 0625-AA32

Antidumping and Countervailing Duties

AGENCY: Import Administration, International Trade Administration, Commerce.

ACTION: Interim-final rules.

SUMMARY: The International Trade Administration ("ITA") hereby amends its regulations on antidumping and countervailing duty proceedings on an interim basis in order to implement certain provisions of the Omnibus Trade and Competitiveness Act of 1988 ("1988 Act").

The interim rules provide, in particular, for procedures for evaluating whether merchandise is within the scope of an existing antidumping or countervailing duty finding or order; correcting ministerial errors in final antidumping and countervailing duty determinations and in the final results of administrative reviews; downstream product monitoring; and processing administrative protective order ("APO") applications expeditiously. The interim rules also clarify effective dates of the provisions of the 1988 Act. ITA regulations implementing the remaining antidumping and countervailing duty provisions of the 1988 Act will be published at a later time.

EFFECTIVE DATES: Interim rule effective [insert date of publication in **Federal Register**]. Comments on this interim rule must be submitted on or before [insert date 60 days after date of publication in the **Federal Register**].

ADDRESSES: Address written comments (10 copies) to Eric I. Garfinkel, Assistant Secretary for Import Administration, Room B-099, U.S. Department of Commerce, Pennsylvania Avenue and 14th Street NW., Washington, DC 20230. Comments should be addressed: Attention: 1988 Act Antidumping and Countervailing Duty Interim-Final Regulations. Each person submitted a comment should include his or her name and address, and give reasons for any recommendation.

FOR FURTHER INFORMATION CONTACT: Lynn Kamarck, Senior Counsel, Office of Chief Counsel for Import Administration (202) 377-1754.

SUPPLEMENTARY INFORMATION: On August 23, 1988, the Omnibus Trade and Competitiveness Act of 1988 ("1988 Act") was enacted. This new trade legislation contains provisions which, *inter alia,* amend Title VII of the Tariff Act of 1930 (19 U.S.C. 1671 et seq.) ("the Act"). The interim rules described below amend ITA's regulations concerning antidumping and countervailing duty procedures in order to conform to the new legislation. The ITA invites public comments on these interim-final rules within 60 days from their date of publication.

These interim-final rules are effective on date of publication and will remain in effect until the ITA adopts final rules after considering comments in response to this notice of interim-final rules. The information collection requirements subject to OMB approval under the Paperwork Reduction Act have been approved under OMB control number 0625-0200.

Explanation of the Interim Rules

The rules set forth below reflect changes in the law made by the 1988 Act.

Sections 353.27 and 355.27 implement section 780 of the Act, (as added by section 1320 of the 1988 Act). These provisions create a procedure whereby domestic producers of an article that is like a component part or a downstream product may file an application with the Secretary of Commerce ("Secretary") to designate the downstream product for monitoring. Such petition must identify the downstream product to be monitored, the relevant component part, and the reasons for suspecting the likely diversion of foreign exports of the component part into increased exports of the downstream product to the United States. The regulations set forth the conditions that must be met before the Secretary will determine that an application is sufficient. Finally, the regulations define the terms "downstream product" and "component part." One of the conditions that must be met before an imported article will be considered a "component part" is that, during the previous five-year period, the imported article has been subject to a countervailing or antidumping duty order or a suspension agreement which included a determination that the estimated net subsidy or antidumping duty margin applicable to the particular manufacturer or exporter was at least 15 percent *ad valorem.* The term "applicable to the particular manufacturer or exporter" includes an "all other" or a country-wide rate.

Sections 353.28 and 355.28 implement sections 705(e), 735(e), and 751(e) of the Act (as added by section 1333 of the 1988 Act). These provisions establish procedures for the correction of ministerial errors in final antidumping and countervailing duty determinations and in the final results of administrative reviews. The regulations establish time limits for receipt of comments and require that comments be served on parties to the proceeding. The regulations also define the term "ministerial error." This term is limited to mathematical, clerical, or other unintentional errors. Comments upon earlier versions of these procedures, published at 53 FR 5813 and 53 FR 41617, were considered in preparing these provisions.

To implement section 781 of the Act (as added by section 1321 of the 1988 Act), new §§ 353.29 and 355.29 establish procedures for the Secretary to conduct inquiries to determine whether merchandise is included within the scope of an existing antidumping or countervailing duty finding or order. The procedures apply to all scope determinations, including those under section 781 of the Act. In applying these procedures to scope determinations other than those under section 781, the ITA is codifying existing practice. These procedures can be initiated either upon request of an interested party or on the Secretary's own initiative. Under these procedures, all interested parties on the Department's service lists will have an opportunity to comment on proposed scope rulings. The procedures also provide that, when the Secretary determines that a scope ruling presents issues of "significant difficulty," the Secretary will issue a preliminary scope ruling and provide all interested parties on the Department's service list with an opportunity to comment thereon. The procedures require the Secretary to notify the U.S. International Trade Commission ("Commission") of the proposed inclusion of merchandise in an antidumping or countervailing duty order pursuant to section 781(e) of the Act, where the orders were based upon a finding of injury by the Commission. Upon request of the Commission, the Secretary is required to consult upon the possible inclusion of the merchandise, and any such consultation is to be completed within established deadlines.

In order to clarify that information submitted in the context of a scope inquiry may be released under an administrative protective order, §§ 353.34(b) and 355.34(b) are amended to explicitly so provide.

Pursuant to Section 777 of the Act, as amended by section 1332 of the 1988 Act, §§ 353.34 and 355.34 of the current regulations are amended, and §§ 353.31(g) and 355.31(g) are added, to require that parties directly serve

business proprietary, as well as public, materials on counsel for all representatives of parties to the proceeding. As a result, parties will no longer obtain business proprietary information generated by outside parties from the Department of Commerce. In the case of business proprietary information, service is appropriate only where the party's counsel or representative is subject to an administrative protective order.

Section 777(c)(1)(A) of the Act, as amended by section 1332 of the 1988 Act, also modifies the standard that the Department is to use in deciding whether or not to release materials under administrative protective order. In particular, this provision shifts the burden of proof from the requester of the proprietary information having to prove need for it to the submitter of the information having to establish a clear and compelling need to withhold it. Sections 353.34(a) and 355.34(a) are amended to reflect this change.

Section 777(c)(1)(C) of the Act, as amended by section 1332 of the 1988 Act, also mandates the amendment of §§ 353.34(b) and 355.34(b) of the antidumping and countervailing duty regulations to establish time limits for the Secretary to determine whether to require parties to disclose under administrative protective order business proprietary information submitted during a proceeding. Any determination by the Secretary to release business proprietary information under administrative protective order applies to all information submitted to the Secretary prior to the date of the determination, as well as all future submissions.

Sections 353.34(c) and 355.34(c) of the antidumping and countervailing duty regulations are amended pursuant to section 1332 of the 1988 Act (section 777(c)(1)(E) of the Act) to provide that, where the Secretary determines that a party should disclose its business proprietary information under administrative protective order, and the party refuses to do so, the Secretary will not consider such information.

Sections 353.31(e)(2) and 355.31(e)(2) are modified to specify the format and number of copies that will be required for downstream product monitoring petitions and scope inquiry procedures.

Pursuant to section 1337 of the 1988 Act, §§ 353.71 and 355.52 establish the effective dates for the provisions of the 1988 Act which affect the authorities administered by the Secretary.

It should be noted that all references to antidumping or countervailing duty orders issued under §§ 353.21 or 355.21 or antidumping or countervailing duty suspension agreements entered into under §§ 353.18 or 355.18 include orders or suspension agreements issued or entered into under the predecessor regulatory provisions.

Administrative Procedure Act ("APA")

ITA rules to implement new legislation ordinarily are promulgated in accordance with the rulemaking provisions of section 553 of the APA (5 U.S.C. 553). The ITA did not utilize that procedure (with the exception of procedures for the correction of ministerial errors noted above) in this instance because the new legislation became effective upon enactment and requires that implementing procedures be in place promptly with regard to the particular provisions addressed by this interim rule.

Therefore, the ITA determined to adopt interim rules that are effective immediately and will remain in effect until the ITA can adopt final rules after considering comments in response to the notice of interim-final rules. The ITA's authority to adopt interim rules without following all steps listed in section 553 of the APA is derived from the provisions of paragraph (b)(A) of section 553 of the APA which makes those steps inapplicable to "rules of agency * * * procedure, or practice * * *." The ITA finds that these interim-final rules are "agency rules of procedure or practice," as contemplated by paragraph (b)(A) of section 553.

Executive Order 12291

The ITA has determined that these amendments do not constitute a major rule for the purposes of Executive Order 12291 (EO) (46 FR 13193, February 17, 1981) because they do not meet the criteria described in section 1(b) of the EO.

Paperwork Reduction Act

The information collection requirements contained in 19 CFR 353.27 and 355.27 have been approved by the Office of Management and Budget under the provisions of the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 *et seq.*) and have been assigned OMB control number 0625–0200. Public reporting burden for these collection of information requirements is estimated to average 15 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send COMMENTS regarding these burden estimates or any other aspect of these collection of information requirements, including suggestions for reducing this burden, to Reports Clearance Officer, International Trade Administration, Room 4001, U.S. Department of Commerce, Washington, DC 20230, *and* to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0625–0200), Washington, DC 20503.

Regulatory Flexibility Act

Because notice and opportunity for comment are not required to be given under section 553 of the Administrative Procedure Act or any other law, under sections 603(a) and 604(a) of the Regulatory Flexibility Act (5 U.S.C. 603(a) and 604(a)) no initial or final Regulatory Flexibility Analysis has to be or will be prepared.

List of Subjects in 19 CFR Parts 353 and 355

Business and industry, Foreign trade, Imports, Trade practices.

Dated: December 13, 1989.

Eric I. Garfinkel,

Assistant Secretary for Import Administration.

For the reasons stated, 19 CFR parts 353 and 355 are amended as follows:

PART 353—[AMENDED]

1. The authority citation for part 353 is revised to read as follows:

Authority: 5 U.S.C. 301, and subtitle IV, parts II, III, and IV of the Tariff Act of 1930, as amended by Title I of The Trade Agreements Act of 1979, Pub. L. 96–39, 93 Stat. 150, and section 221 and Title VI of the Trade and Tariff Act of 1984, Pub. L. 98–573, 98 Stat. 294, and Title I, subtitle C, part II of the Omnibus Trade and Competitiveness Act of 1988, Pub. L. No. 100–418, 102 Stat. 1107 (1988).

2. Section 353.27 is added to subpart b to read as follows:

§ 353.27 Procedures for initiation of downstream product monitoring.

(a) *In general.* A domestic producer of an article that is like a component part or a downstream product may file an application pursuant to this section requesting that the Secretary designate a downstream product for monitoring.

(b) *Contents of application.* The application shall contain the following information, to the extent reasonably available to the applicant:

(1) The name and address of the person requesting the monitoring and a description of the article it produces which is the basis for filing its application;

(2) A detailed description of the downstream product in question;

(3) A detailed description of the component product incorporated into such downstream product, including the value of the component part in relation to the value of the downstream product, and the extent to which the component part has been substantially transformed as a result of its incorporation into the downstream product;

(4) The name of the home market country of both the downstream and component products and the name of any intermediate country through which these products are transshipped;

(5) The name and address of all known producers of component parts and downstream products in the relevant countries and a detailed description of any relationship between such producers;

(6) Whether the component part is already subject to monitoring to aid in the enforcement of a bilateral arrangement within the meaning of Section 804 of the Trade and Tariff Act of 1984;

(7) A list of all antidumping or countervailing duty investigations suspended under § 353.18 or § 355.18, or antidumping or countervailing duty orders issued under § 353.21 or § 355.21 on merchandise related to the component part and manufactured in the same foreign country in which the component part is manufactured;

(8) A list of all antidumping or countervailing duty investigations suspended under § 353.18 or § 355.18 or antidumping or countervailing orders issued under § 353.21 or § 355.21 on merchandise manufactured or exported by the manufacturer or exporter of the component part that is similar in description and use to the component part; and

(9) The reasons for suspecting that the imposition of antidumping or countervailing duties has resulted in a diversion of exports of the component parts into increased production and exportation to the United States of such downstream product.

(c) *Determination of sufficiency of application*—(1) *In general.* Within 14 days after an application is filed under paragraph (b) of this section, the Secretary will determine the sufficiency of the application. An application is considered to be filed at the time it is received by the Secretary. In order to determine that an application is sufficient, the Secretary must find:

(i) There is a reasonable likelihood that imports of the downstream product into the United States will increase as an indirect result of any diversion with respect to the component part; and

(ii) That—

(A) The component part is already subject to monitoring with respect to the enforcement of a bilateral arrangement within the meaning of Section 804 of the Trade and Tariff Act of 1984, or

(B) Merchandise related to the component part and manufactured in the same foreign country in which the component part is manufactured has been the subject of a significant number of antidumping or countervailing duty investigations suspended under § 353.18 or § 355.18, or antidumping or countervailing duty orders issued under § 353.21 or § 355.21, or

(C) Merchandise manufactured or exported by the manufacturer or exporter of the component part that is similar in description and use to the component part has been the subject of at least two antidumping or countervailing duty investigations suspended under § 353.18 or § 355.18, or antidumping or countervailing orders issued under § 353.21 or § 355.21.

(2) In making a determination under paragraph (c)(1)(i) of this section, the Secretary will consider all factors the Secretary considers relevant and may, if appropriate, take into account such factors as:

(i) The value of the component part in relation to the value of the downstream product;

(ii) The extent to which the component part has been substantially transformed as a result of its incorporation into the downstream product; and

(iii) The relationship between the producers of the component part and producers of the downstream product.

(d) *Notice of Determination.* The Secretary will publish in the **Federal Register** notice of each affirmative or negative "monitoring" determination made under paragraph (c) of this section and if the determination under (c)(1)(i) and under any clause of (c)(1)(ii) are affirmative, will transmit to the Commission a copy of the determination and the application. The Secretary will make available to the Commission, and to its employees directly involved in the monitoring, all information upon which the Secretary based the initiation.

(e) *Action on basis of monitoring reports.* The Secretary will review the information in any monitoring reports submitted to the Department by the Commission under section 780 of the Act and will:

(1) Consider the information in determining whether to initiate an investigation under § 353.11 regarding any downstream product; and

(2) Request the Commission to cease monitoring any downstream product if the information indicates that imports into the United States are not increasing and there is no reasonable likelihood of diversion with respect to the component part.

(f) *Definitions.* (1) "Downstream product" means any manufactured product imported into the United States into which a component part is incorporated.

(2) "Component part" means any imported article which:

(i) During the previous five-year period, ending on the date on which the application is filed under paragraph (b) of this section, has been subject to—

(A) An antidumping or countervailing duty order issued under § 353.21 or § 355.21 that required the deposit of estimated antidumping or countervailing duties, applicable to the particular manufacturer or exporter, at a rate of at least 15 percent *ad valorem* or,

(B) A suspension agreement entered into under § 353.18 or § 355.18 after a preliminary determination under § 353.15 or § 355.15 was made by the Secretary which included a determination that the estimated net antidumping margin or subsidy rate, applicable to the particular manufacturer or exporter, was at least 15 percent *ad valorem*; and

(ii) Due to its inherent characteristics, is routinely used as a major part, material, component, assembly, or subassembly in a downstream product.

(g) *Where to file; time of filing; format and number of copies.* The requirements of § 353.31(d), (e), (f), and (g) apply to this section.

3. Section 353.28 is added to Subpart B to read as follows:

§ 353.28 Procedures for the correction of ministerial errors.

(a) *In general.* The Secretary will disclose the calculations performed in connection with a final antidumping duty determination pursuant to § 353.20, or in a final results of an administrative review of an antidumping duty order pursuant to § 353.22, to any party to the proceeding making a request in accordance with this section. A party to the proceeding must file such a request in writing with the Secretary within five business days of the date of publication of the relevant final determination or final results of administrative review. A party to whom the Secretary has disclosed final calculations may submit comments concerning any ministerial errors in such calculations.

(b) *Time limits.* Comments must be filed within five business days after the date of disclosure unless the Secretary extends the time limit based upon a written request for extension that is

filed within five business days after the date of disclosure and showing cause for such extension. Comments shall be submitted in writing to the Secretary and shall be served on all interested parties on the Department's service list. Interested parties may file replies to any comments submitted under paragraph (a) of this section. Any replies must be filed with the Secretary within five business days after the date the relevant comments under paragraph (a) of this section are received by that party and shall be served on all interested parties on the Department's service list. All service of interested parties on the Department's service list pursuant to this paragraph shall be in accordance with § 353.31(g). Notwithstanding the provisions of § 353.34(d), the Secretary may permit representatives to retain proprietary information released under administrative protective order under § 353.34 until the expiration of the time for filing for judicial review of the Secretary's correction of any ministerial errors. If the Secretary determines there are no ministerial errors, proprietary information will be returned in accordance with the provisions of § 353.34(d).

(c) *Corrections.* The Secretary will analyze any comments received and, if appropriate, correct any ministerial errors by amending the final antidumping determination or final results of administrative review. Such corrections will be published in the **Federal Register.** A correction notice does not alter the anniversary month of an order or suspension of investigation for purposes of requesting an administrative review under § 353.22.

(d) *Definition of "ministerial error."* For purposes of this section, "ministerial error" means an error in addition, subtraction, or other arithmetic function, clerical error resulting from inaccurate copying, duplication, or the like, and any other type of unintentional error which the Secretary considers ministerial.

4. Section 353.29 is added to subpart B to read as follows:

§ 353.29 Scope determination.

(a) *Self-initiation.* If the Secretary determines from available information that an inquiry is warranted to determine whether a product is included within the scope of an antidumping order, the Secretary will initiate an inquiry and notify all interested parties on the Department's service lists of its initiation of a scope inquiry.

(b) *By application.* Any interested party, as defined in § 353.2(k), may file an application to determine whether a particular product is within the scope of an order. The application shall contain the following, to the extent reasonably available to the interested party:

(1) A detailed description of the product, including technical characteristics and uses of the product, and its current U.S. Tariff Classification number;

(2) A statement of the interested party's position as to whether the product is within the scope of an antidumping order, including—

(i) A summary of the reasons for this conclusion,

(ii) Citations to any applicable statutory authority, and

(iii) Attachment of any factual support for this position, including applicable portions of the Secretary's or the Commission's investigation.

Where all of these conditions are met, the Secretary will evaluate the application. If the Secretary determines that no inquiry is warranted to determine whether a product is included within the scope of an order, the Secretary will issue a final ruling as to whether the merchandise which is the subject of the application is included in the existing order. The Secretary will, by mail, notify all interested parties on the Department's service lists of its determination. If, however, the Secretary determines that a scope inquiry is warranted, the Secretary will, by mail, notify all interested parties on the Department's service lists of the initiation of a scope inquiry.

(c) *Notice.* Any initiation of a scope inquiry issued pursuant to paragraphs (a) or (b) of this section will include:

(1) A description of the product that is the subject of the scope inquiry; and

(2) An explanation of the reasons for the Secretary's decision to intiate a scope inquiry; and

(3) A schedule for submission of comments.

(d) *Procedures for scope inquiry.* Except as provided under paragraph (d)(6) of this section, the procedures for scope inquiries will be as follows:

(1) Interested parties shall file any comments not later than twenty days after receipt of the notification described in paragraph (c) of this section, unless the Secretary alters this time limit;

(2) Not later than the time limit stated in the notification described in paragraph (c) of this section (ordinarily five days after the time limit for filing the comments described in paragraph (d)(1) of this section), any interested party may submit rebuttal comments;

(3) Whenever the Secretary determines that a scope inquiry presents an issue of significant difficulty, the Secretary will issue a preliminary scope ruling, based upon the available information at the time, as to whether there is a reasonable basis to believe or suspect that the product subject to a scope inquiry is included within the order. The Secretary will, by mail, notify all interested parties on the Department's service lists of its preliminary scope ruling and provide an invitation for comment. Unless otherwise specified, the Secretary will provide all interested parties thirty days from the date of receipt of the notification for comment;

(4) The Secretary may issue questionnaries or verify submissions received, where appropriate;

(5) The Secretary will issue a final ruling as to whether the product which is the subject of the scope inquiry is included in the existing order, including an explanation of the factual and legal conclusions on which the final ruling is based. The Secretary will, by certified mail, return receipt requested, notify all interested parties on the Department's service lists of its final scope ruling;

(6) When a § 353.22 review is in progress at the time the Secretary provides the notification outlined in paragraph (c) of this section, the scope inquiry, in the Secretary's discretion, may be conducted in conjunction with a § 353.22(c) review;

(7) Prior to issuing a ruling in accordance with paragraph (d) (3) or (5) of this section or § 353.22(c)(4) or § 353.22(c)(8) to include products within the scope of an order pursuant to—

(i) Paragraph (e) of this section, other than operations in the United States involving minor completion or assembly,

(ii) Paragraph (f) of this section, or

(iii) Paragraph (h) of this section, with respect to later-developed products which incorporate a significant technological advance or significant alteration of an earlier product, the Secretary will notify the Commission in writing of the proposed inclusion of such products in the order. Upon the written request of the Commission, the Secretary will consult with the Commission regarding the proposed inclusion, and any such consultation will be completed within 15 days after the date of such request. If the Commission believes, after such consultation, that a significant injury issue is presented by the proposed inclusion, the Commission may provide written advice to the Secretary as to whether the inclusion would be inconsistent with the affirmative determination of the Commission on which the order is based; and

(8) On a quarterly basis, the Secretary will publish in the **Federal Register** a list

of scope rulings completed within the last three months. This list will include the case name, reference number, and a brief description of the ruling.

(e) *Products completed or assembled in the United States.*

(1) *In General.* If—

(i) A product sold in the United States is of the same class or kind as merchandise that is the subject of an order, and

(ii) Such product sold in the United States is completed or assembled in the United States from parts or components produced in the foreign country with respect to which such order applies, and

(iii) The difference between the value of such product sold in the United States and the value of the imported parts and components referred to in paragraph (e)(1)(ii) is small,

the Secretary, after taking into account any advice provided by the Commission under paragraph (d)(7) of this section, may include within the scope of such order the imported parts or components referred to in paragraph (e)(1)(ii) that are used in the completion or assembly of the merchandise in the United States at any time such order is in effect.

(2) *Factors to consider.* In determining whether to include parts or components in an order under paragraph (e)(1) of this section, the Secretary will take into account such factors as:

(i) The pattern of trade;

(ii) Whether the manufacturer or exporter of the parts or components is related to the person who assembles or completes the merchandise sold in the United States from the parts or components produced in the foreign country with respect to which the order described in paragraph (e)(1) of this section applies; and

(iii) Whether imports into the United States of the parts or components produced in such foreign country have increased after the issuance of such order.

(f) *Products completed or assembled in other foreign countries*—(1) *In General.* If—

(i) A product imported into the United States is of the same class or kind as the merchandise that is the subject of an order,

(ii) Before importation into the United States, such imported product is completed or assembled in another foreign country from merchandise which is subject to such order, or is produced in the foreign country with respect to which such order applies,

(iii) The difference between the value of such imported product and the value of the merchandise described in paragraph (f)(1)(ii) is small, and

(iv) The Secretary determines that action is appropriate under this paragraph to prevent evasion of such order,

the Secretary, after taking into account any advice provided by the Commission under paragraph (d)(7) of this section, may include such imported products within the scope of such order at any time such order is in effect.

(2) *Factors to consider.* In determining whether to include a product in an order under paragraph (f)(1) of this section, the Secretary will take into account such factors as:

(i) The pattern of trade;

(ii) Whether the manufacturer or exporter of the product described in paragraph (f)(1)(ii) is related to the person who uses the merchandise described in paragraph (f)(1)(ii) to assemble or complete in the foreign country the product that is subsequently imported into the United States; and

(iii) Whether imports into the foreign country of the product described in paragraph (f)(1)(ii) have increased after the issuance of such order.

(g) *Minor alterations of merchandise*—(1) *In general.* The class or kind of merchandise subject to an investigation or order will include articles altered in form or appearance in minor respects (including raw agricultural products that have undergone minor processing), whether or not included in the same tariff classification.

(2) *Exception.* Paragraph (g)(1) of this section will not apply with respect to altered merchandise if the Secretary determines that it would be unnecessary to consider the altered merchandise within the scope of the investigation or order.

(h) *Later-developed products*—(1) *In general.* For purposes of determining whether a product developed after an antidumping investigation is initiated (hereafter in this paragraph referred to as the "later-developed merchandise") is within the scope of an order, the Secretary will consider whether:

(i) The later-developed product has the same general physical characteristics as the merchandise with respect to which the order was originally issued (hereafter in this paragraph referred to as the "earlier merchandise");

(ii) The expectations of the ultimate purchasers of the later-developed product are the same as for the earlier merchandise;

(iii) The ultimate use of the earlier merchandise and the later-developed product are the same;

(iv) The later-developed product is sold through the same channels of trade as the earlier merchandise; and

(v) The later-developed product is advertised and displayed in a manner similar to the earlier merchandise.

The Secretary will take into account any advice provided by the Commission under paragraph (d)(7) of this section before making a determination under this paragraph.

(2) *Exclusion from orders.* The Secretary may not exclude later-developed products from an order merely because the products:

(i) Are classified under a tariff classification other than that identified in the petition or the Secretary's prior notices during the proceeding; or

(ii) Permit the purchaser to perform additional functions, unless such additional functions constitute the primary use of the products and the cost of the additional functions constitute more than a significant proportion of the total cost of production of the products.

(i) *Other scope determinations.* With respect to those scope determinations that are not covered under paragraph (e) through (h) of this section, in considering whether a particular product is within the class or kind of merchandise described in an existing order, the Secretary will take into account the following:

(1) The descriptions of the merchandise contained in the petition, the initial investigation, and the determinations of the Secretary and the Commission.

(2) When the above criteria are not dispositive, the Secretary will further consider:

(i) The physical characteristics of the product;

(ii) The expectations of the ultimate purchasers;

(iii) The ultimate use of the product; and

(iv) The channels of trade.

(j) *Suspension of liquidation.*

(1) When the Secretary initiates a scope inquiry pursuant to paragraph (c) of this section, and the subject product is already subject to suspension of liquidation, that suspension of liquidation will be continued pending a preliminary or a final scope ruling. Any suspension of liquidation will be at the cash deposit of estimated duty rate that will apply if the subject product is ruled to be included within the scope of the order.

(2) If the Secretary issues a preliminary scope ruling pursuant to paragraph (d)(3) of this section to the effect that the subject product is included within the scope of the order,

any suspension of liquidation described in paragraph (j)(1) of this section will continue. Where there has been no suspension of liquidation, the Secretary will instruct the Customs Service to suspend liquidation and require a cash deposit of estimated duties, at the applicable rate, for each suspended entry of the product entered, or withdrawn from warehouse, for consumption on or after the date of the preliminary scope ruling. If the Secretary issues a preliminary scope ruling to the effect that the subject product is not included within the scope of the order, the Secretary will order any suspension of liquidation on the subject product ended and will instruct the Customs Service to refund any cash deposits or release any bonds relating to this product.

(3) If the Secretary issues a final scope ruling, pursuant to either paragraph (b) or (d) (5) of this section, to the effect that the subject product is included within the scope of the order, any suspension of liquidation pursuant to paragraph (j)(1) or (j)(2) of this section will continue. Where there has been no suspension of liquidation, the Secretary will instruct the Customs Service to suspend liquidation and require a cash deposit of estimated duties, at the applicable rate, for each entry of the product entered, or withdrawn from warehouse, for consumption on or after the date of the final scope ruling. If the Secretary's final scope ruling is to the effect that the subject product is not included within the scope of the order, the Secretary will order any suspension of liquidation on the subject product ended and will instruct the Customs Service to refund any cash deposits or release any bonds relating to this product.

(k) *Where to file; time of filing; format and number of copies.* The requirements of § 353.31 (d), (e), (f), and (g) apply to this section.

5. Section 353.31 is amended by revising paragraph (e)(2) and (g) to read as follows:

§ 353.31 Submission of factual information.

* * * * *

(e) * * *

(2) *Documents.* In an investigation, submit 10 copies of any document, except a computer printout, and, if a person has requested that the Secretary treat portions of the document as proprietary information, submit five copies of a public version of the document, including any public summaries required under § 353.32(b) as substitutes for the portions for which the person has requested proprietary treatment; and if administrative protective order versions are required to be served pursuant to § 353.31(g) (1) or (2), submit one copy of the cover page, marked as described in paragraph (e)(2)(v), together with only those pages that differ from the public or proprietary versions. In an administrative review, scope inquiry, or downstream product monitoring application, submit seven copies of any document, except a computer printout; and if a person has requested that the Secretary treat portions of the document as proprietary information, submit three copies of a public version of the document, as described above; and submit one copy of any administrative protective order versions required to be served pursuant to § 353.31(g) (1) or (2), as described above. In an investigation, administrative review, scope inquiry, or downstream product monitoring application, submit documents, if prepared for that segment of the proceeding, on letter-size paper, single-sided and double-spaced. Securely bind each copy as a single document with any letter of transmittal as the first page of the document. Mark the first page of each document in the upper right-hand corner with the following information in the following format:

(i) On the first line, except for a petition, the Department case number;

(ii) On the second line, the total number of pages in the document including cover pages, appendices, and any unnumbered pages;

(iii) On the third line, state whether the document is for an investigation, scope inquiry, downstream product monitoring application, or an administrative review and, if the latter, the inclusive dates of the review;

(iv) On the fourth and subsequent lines, state whether any portion of the document contains classified, privileged, or proprietary information and, if so, list the applicable page numbers and state either "Document May be Released Under APO" or "Document May Not be Released Under APO" (*see* §§ 353.32(c) and 353.34); and

(v) For administrative protective order versions, described in § 353.31(g) (1) or (2), complete the marking as required in paragraphs (i)–(iv) above for the proprietary document, but conspicuously mark the first page "APO Version Prepared for [Name of party entitled to receive materials]"; and

(vi) For public versions of proprietary documents, required by § 353.32(b), complete the marking as required in paragraphs (e)(2) (i)–(iv) of this section for the proprietary document, but conspicuously mark the first page "Public Version."

* * * * *

(g) *Service of copies on other parties.* With the exception of petitions, proposed suspension agreements submitted under § 353.18(g)(1)(i), and factual information submitted under § 353.32(a) that is not required to be served on an interested party, the submitter of a document shall, at the same time, serve either a copy of the document or a copy of the public version required by § 353.32(b), on all interested parties on the Department's service list by first class mail or personal service. In addition, where proprietary information is involved, the submitter shall serve the following administrative protective order versions:

(1) With respect to parties to the proceeding that are subject to administrative protective orders under § 353.34, the submitter of a document shall include that proprietary information that the interested party is entitled to receive under the terms of the administrative protective order, as well as the party's own proprietary information, but no other proprietary information;

(2) With respect to interested parties that are not subject to an administrative protective order, but when the submission contains that interested party's proprietary information, the submitter of a document shall serve the interested party with a version that contains just the interested party's own proprietary information.

The Secretary will not accept any document that is not accompanied by a certificate of service listing the parties served, the type of document served, and, for each, indicating the date and method of service.

* * * * *

6. In § 353.34, paragraphs (a), (b)(1), (b)(5), and (c) are revised, and paragraph (b)(6) is added to read as follows:

§ 353.34 Disclosure of proprietary information under administrative protective order.

(a) *In general.* Upon receipt of an application (before or after receipt of the information requested) which describes in general terms the information requested and sets forth the reasons for the request, the Secretary shall require all proprietary information presented to, or obtained by it, during a segment of a proceeding (except privileged information, classified information, and specific information of a type for which there is a clear and compelling need to withhold from disclosure) to be

disclosed to interested parties who are parties to the proceeding under a protective order described in this section, regardless of when the information is submitted during the segment of the proceeding.

(b) *Request for disclosure.* (1) A representative must file a request for disclosure under administrative protective order not later than the later of:

(i) 30 days after the date of publication in the **Federal Register** of the notice of initiation under § 353.11 or § 353.13, or the notice of initiation of administrative review under § 353.22; or

(ii) 30 days after the initiation of a scope inquiry pursuant to § 353.29(a) or (b); or

(iii) 10 days after the date the representative's client or employer becomes a party to the proceeding, but in no event later than the date the case briefs, under § 353.38 are due.

* * * * *

(5) The Secretary will decide whether to disclose information under administrative protective order:

(i) Not later than 14 days after the date on which the information is submitted; or

(ii) If—

(A) The person who submitted the information raises objection to its release, or

(B) The information is usually voluminous or complex,

not later than 30 days after the date on which the information is submitted.

(6) If the Secretary decides that disclosure of information under administrative protective order is proper under paragraph (5), above:

(i) With respect to proprietary information submitted to the Secretary on or before the date of the decision to disclose, the submitting party shall, within two business days of the date of decision, serve the party which requested such disclosure, in accordance with § 353.31(g); and

(ii) The submitting party shall serve all future submissions of proprietary information directly on the requesting party as required by § 353.31(g).

(c) *Opportunity to withdraw proprietary information.* If the Secretary decides to require disclosure of proprietary information under administrative protective order without the consent of the submitter, the Secretary will provide to the submitter written notice of the decision and the reasons therefor and will permit the submitter to withdraw the information from the official record within two business days. The Secretary will not consider withdrawn information. Furthermore, if the submitter does not withdraw the information but fails to serve the party requesting such information, in accordance with § 353.34(b)(6), the Secretary will not consider such information.

* * * * *

7. Subpart E consisting of § 353.71 is added to Part 353 to read as follows:

Subpart E—Effective Dates

§ 353.71 Effective dates of amendments to the Tariff Act of 1930 made by the Omnibus Trade and Competitiveness Act of 1988.

In accordance with section 1337 of the Omnibus Trade and Competitiveness Act of 1988 (Pub. L. No. 100–418) ("the 1988 Act"), the amendments to the Tariff Act of 1930 made by the 1988 Act are deemed effective as follows:

(a) Except as provided in paragraphs (b), (c), (d), (e), and (f) of this section, all amendments made by Title I, Subtitle C, Part II of the 1988 Act which affect authorities administered by the Secretary are deemed effective as of August 23, 1988.

(b) Amendments made by sections 1312, 1315, 1316, 1318, 1325, 1326, 1327, 1331, and 1332 of the 1988 Act which affect authorities administered by the Secretary are deemed to take effect immediately with respect to all investigations, section 736(c) reviews, or section 751 reviews initiated after August 23, 1988.

(c) The amendment made by section 1324 of the 1988 Act which affects authorities administered by the Secretary is deemed to apply only to investigations initiated after August 23, 1988.

(d) The amendments made by sections 1321(a) and 1334 of the 1988 Act which affect authorities administered by the Secretary are deemed to be effective with respect to articles entered, or withdrawn from warehouse for consumption, on or after August 23, 1988.

(e) The amendments made by sections 1321(b) and 1335 of the 1988 Act which affect authorities administered by the Secretary are deemed to be effective with respect to entries, and withdrawals from warehouse for consumption, that are liquidated on or after August 23, 1988.

(f) The amendment made by section 1319 is deemed effective with respect to all section 736(c) and section 751 reviews initiated on or after August 23, 1988, as well as to all section 736(c) and section 751 reviews for which there is a request for revocation pending on August 23, 1988.

(g) Notwithstanding the provisions of paragraphs (a) through (f) of this section, the Secretary may implement the amendments of the 1988 Act at a date later than August 23, 1988, if the Secretary determines that implementation in accordance with paragraphs (a) through (f) of this section would prevent the Department from complying with other requirements of law.

PART 355—[AMENDED]

8. The authority citation for part 355 is revised to read as follows:

Authority: 5 U.S.C. 301, and subtitle IV, parts, II, III, and IV of the Tariff Act of 1930, as amended by Title I of The Trade Agreements Act of 1979, Pub. L. 96–39, 93 Stat. 150, and section 221 and Title VI of the Trade and Tariff Act of 1984, Pub. L. 98–573, 98 Stat. 294, and Title I, subtitle C, Part II of the Omnibus Trade and Competitiveness Act of 1988, Pub. L. No. 100–418, 102 Stat. 1107 (1988).

9. Section 355.27 is added to subpart B to read as follows:

§ 355.27 Procedures for initiation of downstream product monitoring.

(a) *In general.* A domestic producer of an article that is like a component part or a downstream product may file an application pursuant to this section requesting that the Secretary designate a downstream product for monitoring.

(b) *Contents of application*—The application shall contain the following information, to the extent reasonably available to the applicant:

(1) The name and address of the person requesting the monitoring and a description of the article it produces which is the basis for filing its application;

(2) A detailed description of the downstream product in question;

(3) A detailed description of the component product incorporated into such downstream product, including the value of the component part in relation to the value of the downstream product, and the extent to which the component part has been substantially transformed as a result of its incorporation into the downstream product;

(4) The name of the home market country of both the downstream and component products and the name of any intermediate country through which these products are transshipped;

(5) The name and address of all known producers of the component part and downstream product in the relevant countries and a detailed description of any relationship between such producers;

(6) Whether the component part is already subject to monitoring to aid in the enforcement of a bilateral arrangement within the meaning of Section 804 of the Trade and Tariff Act of 1984;

(7) A list of all antidumping or countervailing duty investigations suspended under § 353.18 or § 355.18, or antidumping or countervailing duty orders issued under § 353.21 or § 355.21 on merchandise related to the component part and manufactured in the same foreign country in which the component part is manufactured;

(8) A list of all antidumping or countervailing duty investigations suspended under § 353.18 or § 355.18, or antidumping or countervailing orders issued under § 353.21 or § 355.21 on merchandise manufactured or exported by the manufacturer or exporter of the component part that is similar in description and use to the component part; and

(9) The reasons for suspecting that the imposition of antidumping or countervailing duties has resulted in a diversion of exports of the component part into increased production and exportation to the United Sates of such downstream product.

(c) *Determination of sufficiency of application—(1) In general.* Within 14 days after an application is filed under paragraph (b) of this section the Secretary will determine the sufficiency of the application. An application is considered to be filed at the time it is received by the Secretary. In order to determine that an application is sufficient, the Secretary must find:

(i) There is a reasonable likelihood that imports of the downstream product into the United States will increase as an indirect result of any diversion with respect to the component part; and

(ii) That—

(A) The component part is already subject to monitoring with respect to the enforcement of a bilateral arrangement within the meaning of Section 804 of the Trade and Tariff Act of 1984, or

(B) Merchandise related to the component part and manufactured in the same foreign country in which the component part is manufactured has been the subject of a significant number of antidumping or countervailing duty investigations suspended under § 353.18 or § 355.18, or antidumping or countervailing duty orders issued under § 353.21 or § 355.21, or

(C) Merchandise manufactured or exported by the manufacturer or exporter of the component part that is similar in description and use to the component part has been the subject of at least two antidumping or countervailing duty investigations suspended under § 353.18 or § 355.18, or antidumping or countervailing duty orders issued under § 353.21 or § 355.21.

(2) In making a determination under paragraph (c)(1)(i) of this section, the Secretary will consider all factors the Secretary considers relevant and may, if appropriate, take into account such factors as:

(i) The value of the component part in relation to the value of the downstream product;

(ii) The extent to which the component part has been substantially transformed as a result of its incorporation into the downstream product; and

(iii) The relationship between the producers of the component part and producers of the downstream product.

(d) *Notice of determination.* The Secretary will publish in the **Federal Register** notice of each affirmative or negative "monitoring" determination made under paragraph (c) of his section and if the determination under (c)(1)(i) and under any clause of (c)(1)(ii) are affirmative, will transmit to the Commission a copy of the determination and the application. The Secretary will make available to the Commission and to its employees directly involved in the monitoring all information upon which the Secretary based the initiation.

(e) *Action on basis of monitoring reports.* The Secretary will review the information in any monitoring reports submitted to the Department by the Commission under Section 780 of the Act and will:

(1) Consider the information in determining whether to initiate an investigation under § 355.11 regarding any downstream product; and

(2) Request the Commission to cease monitoring any downstream product if the information indicates that imports into the United States are not increasing and there is no reasonable likelihood of diversion with respect to the component part.

(f) *Definitions.* (1) "Downstream product" means any manufactured product imported into the United States into which a component part is incorporated.

(2) "Component part" means any imported article which:

(i) During the previous five-year period, ending on the date on which the application is filed under paragraph (b) of this section, has been subject to—

(A) An antidumping or countervailing duty order issued under § 353.21 or § 355.21 that required the deposit of estimated antidumping or countervailing duties, applicable to the particular manufacturer or exporter, at a rate of at least 15 percent *ad valorem* or,

(B) A suspension agreement entered into under § 353.18 or § 355.18 after a preliminary determination under § 353.15 or § 355.15 was made by the Secretary which included a determination that the estimated net antidumping margin or subsidy rate, applicable to the particular manufacturer or exporter, was at least 15 percent *ad valorem*; and

(ii) Due to its inherent characteristics, is routinely used as a major part, material, component, assembly, or subassembly in a downstream product.

(g) *Where to file; time of filing; format and number of copies.* The requirements of § 355.31 (d), (e), (f), and (g) apply to this section.

10. Section 355.28 is added to subpart B to read as follows:

§ 355.28 Procedures for the correction of ministerial errors.

(a) *In general.* The Secretary will disclose the calculations performed in connection with a final countervailing duty determination pursuant to § 355.20, or in a final results of an administrative review of a countervailing duty order pursuant to § 355.22, to any party to the proceeding making a request in accordance with this section. A party to the proceeding must file such a request in writing with the Secretary within five business days of the date of publication of the relevant final determination or final results of administrative review. A party to whom the Secretary has disclosed final calculations may submit comments concerning any ministerial errors in such calculations.

(b) *Time limits.* Comments must be filed within five business days after the date of disclosure unless the Secretary extends the time limit based upon a written request for extension that is filed within five business days after the date of disclosure and showing cause for such extension. Comments shall be submitted in writing to the Secretary and shall be served on all interested parties on the Department's service list. Interested parties may file replies to any comments submitted under paragraph (a) of this section. Any replies must be filed with the Secretary within five business days after the date the relevant comments under paragraph (a) are received by that party and shall be served on all interested parties on the Department's service list. All service of interested parties on the Department's service list pursuant to this paragraph shall be in accordance with § 355.31(g). Notwithstanding the provisions of § 355.34(d), the Secretary may permit

representatives to retain proprietary information released under administrative protective order under § 355.34 until the expiration of the time for filing for judicial review of the Secretary's correction of any ministerial errors. If the Secretary determines there are no ministerial errors, proprietary information will be returned in accordance with the provisions of § 355.34(d).

(c) *Corrections.* The Secretary will analyze any comments received and will correct any ministerial errors by amending the final countervailing duty determination or final results of administrative review. Such corrections will be published in the Federal Register. A correction notice does not alter the anniversary month of an order or suspension of investigation for purposes of requesting an administrative review under § 355.22.

(d) *Definition of "ministerial error".* For purposes of this section, "ministerial error" means an error in addition, subtraction, or other arithmetic function, clerical error resulting from inaccurate copying, duplication, or the like, and any other type of unintentional error which the Secretary considers ministerial.

11. Section 355.29 is added to Subpart B to read as follows:

§ 355.29 Scope determination.

(a) *Self-initiation.* If the Secretary determines from available information that an inquiry is warranted to determine whether a product is included within the scope of a countervailing duty order, the Secretary will initiate an inquiry and notify all interested parties on the Department's service lists of its initiation of a scope inquiry.

(b) *By application.* Any interested party, as defined in § 355.2(i), may file an application to determine whether a particular product is within the scope of an order. The application shall contain the following, to the extent reasonably available to the interested party:

(1) A detailed description of the product, including technical characteristics and uses of the product, and its current U.S. Tariff Classification number;

(2) A statement of the interested party's position as to whether the product is within the scope of an order, including—

(i) A summary of the reasons for this conclusion,

(ii) Citations to any applicable statutory authority, and

(iii) Attachment of any factual support for this position, including applicable portions of the Secretary's or the Commission's investigation.

Where all of these conditions are met, the Secretary will evaluate the application. If the Secretary determines that no inquiry is warranted to determine whether a product is included within the scope of an order, the Secretary will issue a final ruling as to whether the merchandise which is the subject of the application is included in the existing order. The Secretary will, by mail, notify all interested parties on the Department's service lists of its determination. If, however, the Secretary determines that a scope inquiry is warranted, the Secretary will, by mail, notify all interested parties on the Department's service lists of the initiation of a scope inquiry.

(c) *Notice.* Any initiation of a scope inquiry issued pursuant to paragraphs (a) or (b) of this section will include:

(1) A description of the product that is the subject of the scope inquiry; and

(2) An explanation of the reasons for the Secretary's decision to initiate a scope inquiry; and

(3) A schedule for submission of comments.

(d) *Procedures for scope inquiry.* Except as provided under paragraph (d)(6) of this section, the procedures for scope inquiries will be as follows:

(1) Interested parties shall file any comments not later than twenty days after receipt of the notification described in paragraph (c) of this section, unless the Secretary alters this time limit;

(2) Not later than the time limit stated in the notification described in paragraph (c) of this section (ordinarily five days after the time limit for filing the comments described in paragraph (d)(1) of this section), any interested party may submit rebuttal comments;

(3) Whenever the Secretary determines that a scope inquiry presents an issue of significant difficulty, the Secretary will issue a preliminary scope ruling based upon the available information at the time, as to whether there is a reasonable basis to believe or suspect that the product subject to a scope inquiry is included within the order. The Secretary will, by mail, notify all interested parties on the Department's service lists of its preliminary scope ruling and provide an invitation for comment. Unless otherwise specified, the Secretary will provide all interested parties thirty days from the date of receipt of the notification for comment;

(4) The Secretary may issue questionnaires or verify submissions received, where appropriate;

(5) The Secretary will issue a final ruling as to whether the product which is the subject of the scope inquiry is included in the existing order, including an explanation of the factual and legal conclusions on which the final ruling is based. The Secretary will, by certified mail, return receipt requested, notify all interested parties on the Department's service lists of its final scope ruling;

(6) When a § 355.22 review is in progress at the time the Secretary provides the notification outlined in paragraph (c) of this section, the scope investigation, in the Secretary's discretion, may be conducted in conjunction with a § 355.22(c) review;

(7) With respect to countervailing duty proceedings in which the Commission made an affirmative injury determination, prior to issuing a ruling in accordance with paragraph (3) or (5) of this section or § 355.22(c)(4) or § 355.22(c)(8) to include products within the scope of an order pursuant to—

(i) Paragraph (e) of this section, other than operations in the United States involving minor completion or assembly,

(ii) Paragraph (f) of this section, or

(iii) Paragraph (h) of this section, with respect to later-developed products which incorporate a signficant technological advance or significant alteration of an earlier product,

the Secretary will notify the Commission in writing of the proposed inclusion of such products in the order. Upon the written request of the Commission, the Secretary will consult with the Commission regarding the proposed inclusion and any such consultation will be completed within 15 days after the date of such request. If the Commission believes, after such consultation, that a significant injury issue is presented by the proposed inclusion, the Commission may provide written advice to the Secretary as to whether the inclusion would be inconsistent with the affirmative determination of the Commission on which the order is based; and

(8) On a quarterly basis, the Secretary will publish in the Federal Register a list of scope rulings completed within the last three months. This list will include the case name, reference number and a brief description of the ruling.

(e) *Products completed or assembled in the United States.*

(1) *In General.* If—

(i) A product sold in the United States is of the same class or kind as merchandise that is the subject of an order, and

(ii) Such product sold in the United States is completed or assembled in the United States from parts or components produced in the foreign country with respect to which such order applies, and

(iii) The difference between the value of such product sold in the United States and the value of the imported parts and components referred to in paragraph (e)(1)(ii) is small,

the Secretary, after taking into account any advice provided by the Commission under paragraph (d)(7) of this section, may include within the scope of such order the imported parts or components referred to in paragraph (e)(1)(ii) that are used in the completion or assembly of the merchandise in the United States at any time such order is in effect.

(2) *Factors to consider.* In determining whether to include parts or components in an order under paragraph (e)(1) of this section, the Secretary will take into account such factors as:

(i) The pattern of trade;

(ii) Whether the manufacturer or exporter of the parts or components is related to the person who assembles or completes the merchandise sold in the United States from the parts or components produced in the foreign country with respect to which the order described in paragraph (e)(1) of this section applies; and

(iii) Whether imports into the United States of the parts or components produced in such foreign country have increased after the issuance of such order or finding.

(f) *Products completed or assembled in other foreign countries*—(1) *In General.* If—

(i) A product sold in the United States is of the same class or kind as the merchandise that is the subject of an order,

(ii) Before importation into the United States, such imported product is completed or assembled in another foreign country from merchandise which is subject to such order, or is produced in the foreign country with respect to which such order applies,

(iii) The difference between the value of such imported products and the value of the merchandise described in paragraph (f)(1)(ii) is small, and

(iv) The Secretary determines that action is appropriate under this paragraph to prevent evasion of such order,

the Secretary, after taking into account any advice provided by the Commission under paragraph (d)(7) of this section, may include such imported products within the scope of such order at any time such order is in effect.

(2) *Factors to consider.* In determining whether to include a product in an order under paragraph (f)(1) of this section, the Secretary will take into account such factors as:

(i) The pattern of trade;

(ii) Whether the manufacturer or exporter of the product described in paragraph (f)(1)(ii) is related to the person who uses the merchandise described in paragraph (f)(1)(ii) to assemble or complete in the foreign country the product that is subsequently imported into the United States; and

(iii) Whether imports into the foreign country of the product described in paragraph (f)(1)(ii) have increased after the issuance of such order.

(g) *Minor alterations of merchandise*—(1) *In general.* The class or kind of merchandise subject to an investigation or order will include articles altered in form or appearance in minor respects (including raw agricultural products that have undergone minor processing), whether or not included in the same tariff classification.

(2) *Exception.* Paragraph (g)(1) of this section will not apply with respect to altered merchandise if the Secretary determines that it would be unnecessary to consider the altered merchandise within the scope of the investigation or order.

(h) *Later-developed products*—(1) *In general.* For purposes of determining whether a product developed after a countervailing duty investigation is initiated (hereafter in this paragraph referred to as the "later-developed merchandise") is within the scope of an order, the Secretary will consider whether:

(i) The later-developed product has the same general physical characteristics as the merchandise with respect to which the order was originally issued (hereafter in this paragraph referred to as the "earlier merchandise");

(ii) The expectations of the ultimate purchasers of the later-developed product are the same as for the earlier merchandise;

(iii) The ultimate use of the earlier merchandise and the later-developed product are the same;

(iv) The later-developed product is sold through the same channels of trade as the earlier merchandise; and

(v) The later-developed product is advertised and displayed in a manner similar to the earlier merchandise.

The Secretary will take into account any advice provided by the Commission under paragraph (d)(7) of this section before making a determination under this paragraph.

(2) *Exclusion from orders.* The Secretary may not exclude later-developed products from an order merely because the products:

(i) Are classified under the tariff classification other than that identified in the petition or the Secretary's prior notices during the proceeding; or

(ii) Permit the purchaser to perform additional functions, unless such additional functions constitute the primary use of the products and the cost of the additional functions constitute more than a significant proportion of the total cost of production of the products.

(i) *Other scope determinations.* With respect to those scope determinations that are not covered under paragraphs (e) through (h) of this section, in considering whether a particular product is within the class or kind of merchandise described in an existing order, the Secretary will take into account the following:

(1) The descriptions of the product contained in the petition, the initial investigation, and the determinations of the Secretary and the Commission.

(2) When the above criteria are not dispositive, the Secretary will further consider:

(i) The physical characteristics of the product;

(ii) The expectations of the ultimate purchasers;

(iii) The ultimate use of the product; and

(iv) The channels of trade.

(j) *Suspension of liquidation.*

(1) When the Secretary initiates a scope inquiry pursuant to paragraph (c) of this section, and the subject product is already subject to suspension of liquidation, that suspension of liquidation will be continued pending a preliminary or a final scope ruling. Any suspension of liquidation will be at the cash desposit of estimated duty rate that will apply if the subject product is ruled to be included within the scope of the order.

(2) If the Secretary issues a preliminary scope ruling pursuant to paragraph (d)(3) of this section to the effect that the subject product is included within the scope of the order, any suspension of liquidation described in paragraph (j)(1) of this section will continue. Where there has been no suspension of liquidation, the Secretary will instruct the Customs Service to suspend liquidation and require a cash deposit of estimated duties, at the applicable rate, for each suspended entry of the product entered, or withdrawn from warehouse, for consumption on or after the date of the preliminary scope ruling. If the Secretary issues a preliminary scope ruling to the effect that the subject product is *not* included within the scope of the order, the Secretary will order any suspension of liquidation on the subject product ended and will instruct the Customs

Service to refund any cash deposits or release any bonds relating to this product.

(3) If the Secretary issues a final scope ruling, pursuant to either paragraph (b) or (d)(5) of this section, to the effect that the subject product is included within the scope of the order, any suspension of liquidation pursuant to paragraph (j)(1) or (j)(2) of this section will continue. Where there has been no suspension of liquidation, the Secretary will instruct the Customs Service to suspend liquidation and require a cash deposit of estimated duties, at the applicable rate, for each entry of the product entered, or withdrawn from warehouse, for consumption on or after the date of the final scope ruling. If the Secretary's final scope ruling is to the effect that the subject product is not included within the scope of the order, the Secretary will order any suspension of liquidation on the subject product ended and will instruct the Customs Service to refund any cash deposits or release any bonds relating to this product.

(k) *Where to file; time of filing; format and number of copies.* The requirements of § 355.31 (d), (e), (f), and (g) apply to this section.

12. Section 355.31 is amended by revising paragraphs (e)(2) and (g) to read as follows:

§ 355.31 Submission of factual information.

* * * * *

(e) * * *

(2) *Documents.* In an investigation, submit 10 copies of any document, except a computer printout, and, if a person has requested that the Secretary treat portions of the document as proprietary information, submit five copies of a public version of the document, including any public summaries required under § 355.32(b) as substitutes for the portions for which the person has requested proprietary treatment; and if administrative protective order versions are required to be served pursuant to § 355.31(g) (1) or (2), submit one copy of the cover page, marked as described in paragraph (e)(2)(v), together with only those pages that differ from the public or proprietary versions. In an administrative review, scope inquiry, or downstream product monitoring application, submit seven copies of any document, except a computer printout; and if a person has requested that the Secretary treat portions of the document as proprietary information, submit three copies of a public version of the document, as described above; and submit one copy of any administrative protective order versions required to be served pursuant to § 355.31(g) (1) or (2), as described above. In an investigation, administrative review, scope inquiry, or downstream product monitoring application, submit documents, if prepared for that segment of the proceeding, on letter-size paper, single-sided and double-spaced. Securely bind each copy as a single document with any letter of transmittal as the first page of the document. Mark the first page of each document in the upper right-hand corner with the following information in the following format:

(i) On the first line, except for a petition, the Department case number;

(ii) On the second line, the total number of pages in the document including cover pages, appendices, and any unnumbered pages;

(iii) On the third line, state whether the document is for an investigation, scope inquiry, downstream product monitoring application, or an administrative review and, if the latter, the inclusive dates of the review;

(iv) On the fourth and subsequent lines, state whether any portion of the document contains classified, privileged, or proprietary information and, if so, list the applicable page numbers and state either "Document May be Released Under APO" or "Document May Not be Released Under APO" (*see* §§ 355.32(c) and 355.34);

(v) For administrative protective order versions, described in § 355.31(g) (1) or (2), complete the marking as required in paragraphs (i)–(iv) above for the proprietary document, but conspicuously mark the first page "APO Version Prepared for [Name of party entitled to receive materials]"; and

(vi) For public versions of proprietary documents, required by § 355.32(b), complete the marking as required in paragraphs (e)(2) (i) through (iv) of this section for the proprietary document, but conspicuously mark the first page "Public Version."

* * * * *

(g) *Service of copies on other parties.* With the exception of petitions, proposed suspension agreements submitted under § 355.18(g)(1)(i), and factual information submitted under § 355.32(a) that is not required to be served on an interested party, the submitter of a document shall, at the same time, serve either a copy of the document or a copy of the public version required by § 355.32(b) on the government of the affected country and all interested parties on the Department's service list by first class mail or personal service. In addition, where proprietary information is involved, the submitter shall serve the following administrative protective order versions:

(1) With respect to parties to the proceeding that are subject to administrative protective orders under § 355.34, the submitter of a document shall include that proprietary information that the interested party is entitled to receive under the terms of the administrative protective order, as well as the party's own proprietary information, but no other proprietary information;

(2) With respect to interested parties that are not subject to an administrative protective order, but when the submission contains that interested party's proprietary information, the submitter of a document shall serve the interested party with a version that contains just the interested party's own proprietary information.

The Secretary will not accept any document that is not accompanied by a certificate of service listing the parties served, the type of document served, and, for each, indicating the date and method of service.

* * * * *

13. In § 355.34, paragraphs (a), (b)(1), (b)(5) and (c) are revised and paragraph (b)(6) is added to read as follows:

§ 355.34 Disclosure of proprietary information under administrative protective order.

(a) *In general.* Upon receipt of an application (before or after receipt of the information requested) which describes in general terms the information requested and sets forth the reasons for the request, the Secretary shall require all proprietary information presented to, or obtained by it, during a segment of a proceeding (except privileged information, classified information, and specific information of a type for which there is a clear and compelling need to withhold from disclosure) to be disclosed to interested parties who are parties to the proceeding under a protective order described in this section, regardless of when the information is submitted during the segment of the proceeding.

(b) *Request for disclosure.* (1) A representative must file a request for disclosure under administrative protective order not later than the later of:

(i) 30 days after the date of publication in the **Federal Register** of the notice of initiation under § 355.11 or § 355.13, or the notice of initiation of administrative review under § 355.22; or

(ii) 30 days after the initiation of a scope inquiry pursuant to § 355.29 (a) or (b); or

(iii) 10 days after the date the representative's client or employer becomes a party to the proceeding, but in no event later than the date the case briefs, under § 355.38 are due.

* * * * *

(5) The Secretary will decide whether to disclose information under administrative protective order:

(i) Not later than 14 days after the date on which the information is submitted; or

(ii) If—

(A) The person who submitted the information raises objection to its release, or

(B) The information is unusually voluminous or complex,

not later than 30 days after the date on which the information is submitted.

(6) If the Secretary decides that disclosure of information under administrative protective order is proper under paragraph (b)(5) of this section:

(i) With respect to proprietary information submitted to the Secretary on or before the date of the decision to disclose, the submitting party shall, within two business days of the date of decision, serve the party which requested such disclosure, in accordance with § 355.31(g); and

(ii) The submitting party shall serve all future submissions of proprietary information directly on the requesting party as required by § 355.31(g).

(c) *Opportunity to withdraw proprietary information.* If the Secretary decides to require disclosure of proprietary information under administrative protective order without the consent of the submitter, the Secretary will provide to the submitter written notice of the decision and the reasons therefor and will permit the submitter to withdraw the information from the official record within two business days. The Secretary will not consider withdrawn information. Furthermore, if the submitter does not withdraw the information but fails to serve the party requesting such information, in accordance with § 355.34(b)(6), the Secretary will not consider such information.

* * * * *

14. Subpart E consisting of § 355.51 is added to Part 355 to read as follows:

Subpart E—Effective Dates

§ 355.51 Effective dates of amendments to the Tariff Act of 1930 made by the Omnibus Trade and Competitiveness Act of 1988.

In accordance with section 1337 of the Omnibus Trade and Competitiveness Act of 1988 (Pub. L. No. 100–418) ("the 1988 Act"), the amendments to the Tariff Act of 1930 made by the 1988 Act are deemed effective as follows:

(a) Except as provided in paragraphs (b), (c), (d), (e), and (f) of this section, all amendments made by Title I, Subtitle C, Part II of the 1988 Act which affect authorities administered by the Secretary are deemed effective as of August 23, 1988.

(b) Amendments made by sections 1312, 1315, 1316, 1318, 1325, 1327, 1331, and 1332 of the 1988 Act which affect authorities administered by the Secretary are deemed to take effect immediately with respect to all investigations, section 736(c) reviews, or section 751 reviews initiated after August 23, 1988.

(c) The amendment made by section 1324 of the 1988 Act which affects authorities administered by the Secretary is deemed to apply only to investigations initiated after August 23, 1988.

(d) The amendments made by sections 1321(a) and 1334 of the 1988 Act which affect authorities administered by the Secretary are deemed to be effective with respect to articles entered, or withdrawn from warehouse for consumption, on or after August 23, 1988.

(e) The amendments made by section 1321(b) and 1335 of the 1988 Act which affect authorities administered by the Secretary are deemed to be effective with respect to entries, and withdrawals from warehouse for consumption that are liquidated on or after August 23, 1988.

(f) The amendment made by section 1319 is deemed effective with respect to all section 736(c) and section 751 reviews initiated on or after August 23, 1988, as well as to all section 736(c) and section 751 reviews for which there is a request for revocation pending on August 23, 1988.

(g) Notwithstanding the provisions of paragraphs (a) through (f) of this section, the Secretary may implement the amendments of the 1988 Act at a date later than August 23, 1988, if the Secretary determines that implementation in accordance with paragraphs (a) through (f) of this section would prevent the Department from complying with other requirements of law.

[FR Doc. 90–5318 Filed 3–8–90; 8:45 am]

BILLING CODE 3510–DS–M

federal register

Friday
March 9, 1990

Part III

Department of Education

Inviting Applications for New Awards for Fiscal Year (FY) 1990 Under the Indian Education Act of 1988, Subpart 2, Section 5321(d)—Educational Personnel Development

DEPARTMENT OF EDUCATION

[CFDA No.: 84.061F]

Inviting Applications for New Awards for Fiscal Year (FY) 1990 Under the Indian Education Act of 1988, Subpart 2, Section 5321(d)—Educational Personnel Development

Purpose of Program: Provide grants to institutions of higher education, and State educational agencies or local educational agencies in combination with institutions of higher education, to prepare or improve the qualifications of persons serving Indian students as educational personnel or ancillary educational personnel.

Deadline for Transmittal of Applications: April 30, 1990.

Available Funds: $69,212.

Applications Available: March 9, 1990.

Estimated Number of Awards: 1.

Estimated Amounts for Stipends: For projects that involve the payment of stipends to participants, the estimated maximum stipend in fiscal year 1990 will be $600 per month for graduate students and $375 per month for undergraduate students. An estimated maximum allowance of $90 per month will be paid for each dependent.

Project Period: 12, 24 or 36 months.

Applicable Regulations: (a) The Education Department General Administrative Regulations (EDGAR) in 34 CFR parts 75, 77, 80, 81, and 85; and (b) The regulations for this program in 34 CFR part 250 and in 34 CFR part 256, as amended in the **Federal Register** on May 11, 1989 (54 FR 20484).

For Applications or Information Contact: Elsie Janifer, U.S. Department of Education, 400 Maryland Avenue, SW., Room 2166, Washington, DC 20202–6335. Telephone: (202) 732–1918.

Program Authority: 25 U.S.C. 2621(d).

Dated: March 2, 1990.

Daniel F. Bonner,

Acting Assistant Secretary, Elementary and Secondary Education.

[FR Doc. 90–5363 Filed 3–8–90; 8:45 am]

BILLING CODE 4000–01–M

federal register

Friday
March 9, 1990

Part IV

Office of Personnel Management

Proposed Demonstration Project; Department of Agriculture; Notice

OFFICE OF PERSONNEL MANAGEMENT

Proposed Demonstration Project; Department of Agriculture

AGENCY: Office of Personnel Management.

ACTION: Notice of approval of a final demonstration project.

SUMMARY: Title VI of the Civil Service Reform Act authorizes the Office of Personnel Management (OPM) to conduct demonstration projects which experiment with new and different personnel management concepts to determine whether such changes in personnel policy or procedure would result in improved Federal personnel management. The proposed Department of Agriculture Demonstration Project was published in the **Federal Register** on August 23, 1989. This is the final demonstration project plan approved by the Office of Personnel Management.

DATES: *Approval date:* The demonstration project was approved by the Office of Personnel Management on March 5, 1990. *Implementation date:* The demonstration project will be implemented after the 90-day congressional review period.

FOR FURTHER INFORMATION CONTACT: (1) Mary Ellen Recchia, U.S. Department of Agriculture, (202) 447–8580; (2) Paul R. Thompson, U.S. Office of Personnel Management, (202) 632–6164 (after April 30, 1990, (202) 606–2890).

SUPPLEMENTARY INFORMATION: The Department of Agriculture has submitted a proposed demonstration project for consideration under chapter 47 of title 5, U.S. Code entitled "The U.S. Department of Agriculture Demonstration Project."

The purpose of the project is to demonstrate a flexible and responsive staffing system which will permit managers to attain a quality workforce reflective of society. To this end, the demonstration project tests four major innovations in current personnel policy and practice:

(1) Delegation of authority for the day-to-day recruitment and hiring process to the agency for internal redelegation, as appropriate;

(2) A streamlined candidate assessment and selection process, based on greater delegation of direct hire authority and replacement of numerical ratings with broad quality groupings;

(3) Recruitment incentives, including bonuses and relocation expenses, to attract candidates to hard-to-fill positions; and

(4) Establishment of an extended probationary period for scientists, to provide greater opportunity to evaluate employee performance before granting career status.

The demonstration project will cover up to 5,000 newly hired employees, at any given time, at about 140 locations within the Forest Service (FS) and the Agricultural Research Service (ARS). Covered employees will represent all occupational groups and grade levels (excluding SES) at the project sites, including both General Schedule (GS) and Federal Wage System (FWS) employees. A proposed demonstration project plan was published on August 23, 1989, in the **Federal Register** (54 FR 35134). On the same date, copies of the proposed plan were transmitted to both Houses of Congress as required by 5 U.S.C. 4703 (b)(4). On October 17, 1989, an amendment to the proposed demonstration project was published in the **Federal Register** (54 FR 42608). The public comment period began on August 23, 1989.

A public hearing was held by OPM at the Department of Agriculture in Washington, DC on October 18, 1989.

Summary of Comments

Letters Received and Comments Made at the Public Hearing

Letters and comments received are categorized as follows:

ARS employees	1
FS employees	11
Other Federal employees	3
Members of Congress	1
Forest Service union local	1
National unions	4
Veterans' organizations	2
Total	23

Five (5) of the letters of comment expressed agreement with one or more aspects of the project. Four (4) commenters asked specific questions about the project and its interventions; twenty-two (22) commenters raised specific concerns with one or more of the project interventions.

Comments in support of the project generally cited the advantages of:

(1) Instituting more flexibility into the current hiring system,

(2) Facilitating the meeting of workforce diversity goals through flexible hiring,

(3) Simplifying hiring of candidates based on qualifying experience, and

(4) Decentralizing the register process to streamline hiring.

The questions raised about the specific interventions illustrated the need for more information regarding the methods through which project flexibilities will be implemented. Additional detail has been provided in the project plan where appropriate. Several commenters questioned the appropriateness of the interventions and whether they will accomplish their stated objectives. The project evaluation is designed to determine, in as rigorous and scientific a manner as possible, whether these innovations succeed in USDA and are likely to do so elsewhere in the Federal Government.

A public hearing was held on October 18, 1989, and the public comment period ended November 17, 1989. Comments expressing concerns or criticism about the project are summarized and discussed below by topic. In response to the comments we have also identified changes in, or clarification of, the proposed project plan contained in the **Federal Register** notice of August 23, 1989:

(1) Extended Probationary Period

The original project plan contained a proposal to establish a period of provisional appointment of 3 years for research scientists and 2 years for all others.

Many people commented that provisional appointment is a "band-aid" approach that will not mitigate the problem of dismissing poor performers. Several commenters, including the 3 unions representing ARS and FS, remarked that the provisional appointment would prolong the period during which an employee is denied due process and appeal rights. Several commenters mentioned Reduction-in-Force (RIF) problems relating to provisional appointment (i.e., there is the potential for a demonstration hire with less time in service, who has been converted to career tenure, to be retained ahead of a non-demonstration hire during RIF).

After giving careful consideration to the comments and recommendations received on this topic, we have modified the project plan. Provisional appointment has been dropped, and the probationary period will be extended to 3 years for research scientists *only*.

The extended probationary period will provide a more adequate period of time within which to evaluate employees in scientific positions. Work assignments are often of long duration, making it difficult to evaluate an employee's performance completely within the first year. In this instance, the advantage of extending the period in which a manager can assess an employee clearly outweighs possible disadvantages identified by the commenters.

With this change in the project plan, the question raised regarding RIF is no longer at issue. Research scientists under extended probation will be placed in tenure group II (all career-conditional and probationary employees), and will be treated the same as other employees in this group under RIF.

(2) Potential Abuse of the System

Several comments suggested that the managerial flexibilities provided under the project will allow for or promote abuses and compromises of the merit system. Several people mentioned that no checks or oversight seem apparent, and that management accountability needs to be a part of the project design. Specific areas mentioned with regard to potential abuse included: Modification of X–118 standards; definitions of "hard-to-fill," "inadequate" number, and "quality" group; and the criteria for and amount of cash incentives.

OPM's experience with deregulation and decentralization of the personnel function, including evidence from other demonstration projects, does not support the assumption that simplification leads to merit system abuse. OPM is committed to moving toward optimal delegation of authorities and operating responsibilities to agencies and deregulation of required processes, accompanied by effective oversight to ensure that the agencies comply with the law and that the results are in keeping with public policy objectives. The USDA demonstration project is designed to test a particular aspect of deregulation.

To reflect the importance of accountability in this process, we have added a section to the project plan headed "Managerial Accountability." This section describes specific USDA and OPM efforts to ensure accurate implementation of project provisions, accountability through the existing performance management system, and compliance with merit principles. As detailed in this section, documentation will be required for all decisions employing any of the project interventions. Standard operating procedures and guidelines are also being developed by USDA to ensure that managers and personnelists have a clear understanding about their role in the hiring process, and the portions of that process for which they will be held accountable.

The project evaluation will also contribute to this effort. It is hypothesized that supervisors will be more responsible and accountable for both the integrity and the success of the recruitment and hiring program. This hypothesis will be evaluated and monitored through management surveys, but also through case file audits during data collection, and the regular OPM and USDA Personnel Management Evaluation (PME) process.

(3) Budget Neutrality and Cost Analysis

Several commenters questioned whether costs would increase within USDA because of expanded responsibility at the site level; if so, parts of the organization not under the demonstration could be required to supply extra funding while not receiving any of the benefits of the demonstration. Several people questioned the ability of various sites to establish new positions because of current fiscal constraints, and one commenter suggested that the project be properly funded at the outset so that all worksites have adequate funding to carry out project provisions. Two commenters suggested that early retirement authority be given to experimental sites in order to free resources for project implementation.

The project plan continues to state that the project will be budget neutral—i.e., that no additional funds be requested from Congress specifically for the demonstration project. USDA believes that this will not unduly constrain managers, and that all project sites will be able to make effective use of demonstration project authority within general budget limits.

However, we have made a technical change to the project evaluation model (Table 1. Expected Effects, Measures, and Data Sources), in order to clarify our expectations regarding the broader issue of how expensive it is to operate the experimental system. The focus of the project evaluation will be on identifying and analyzing both short- and long-term costs and cost savings under the project. This approach emphasizes the ongoing costs of operating the experimental system, as opposed to the special one-time costs associated with implementing the demonstration project itself.

(4) Effect of the Project on Current USDA Employees

Concern was expressed about the pay inequities that may result between current employees and employees hired under the project. Several current employees mentioned that there is a general lack of promotional opportunity within certain parts of USDA, and that it would be deleterious to morale to bring new people in to fill jobs which current employees could fill.

We recognize that agencies must expend every effort to retain the current workforce by emphasizing the fair and equitable treatment of current employees. To mitigate the potential effects of the project on morale, we will place special emphasis on this issue during the training, implementation, and evaluation phases. Training and orientation will heighten managers' awareness of the potential problems. The implementation evaluation will monitor and document any unintended consequences of the project, including changes in perceptions of equity.

(5) Incentive Payments

Several people mentioned that incentive payments offered to new hires under the project should also be made available to current employees.

Apart from technical clarifications, no change has been made to the incentives portion of the project plan. The incentive intervention under the new system in no way reflects on the quality of the current USDA workforce. It was designed to help managers deal with current and projected recruiting problems, and to enable the agency to adapt to fluctuating labor market conditions in order to become a more competitive employer. Incentives may be an effective means of attracting high quality candidates for vacant positions in remote sites, or specialized fields where supply is very limited. As noted above, the project evaluation will track the effectiveness of these incentives as well as any impact on perceptions of equity.

Some commenters suggested that cash payments be given incrementally—after the employee has proven his or her ability to perform the work.

Under the project plan, incentive payments may be given on an incremental basis in order to encourage retention. Further, employees separated for reasons within their control prior to the completion of 12 months of service are bound by a service requirement to repay the incentive amount.

One person commented that payment of relocation expenses should not exceed money paid to current employees who transfer.

The amount of reimbursement available for new employees relocating to their first post of duty is, and was always, the same as for employees transferring under the current system.

(6) Veterans Issues

One person commented that assurance needs to be made under the project plan that veterans preference is properly applied and adhered to. A veterans group suggested that a veteran representative be placed on the Steering Committee and task group of the project in order to give input on project issues. Another veterans association voiced

concern that recruitment incentives will be offered to disproportionately fewer veterans.

During project development, we consulted with veterans groups extensively, and the proposed project plan reflected their input. No subsequent changes have been made to the original project plan. Veterans will be given preference in hiring over nonpreference eligibles within the category in which they are placed according to qualifications. (See expanded section "g. Selection and Appointment," under Objective #1 in the Methodology section.)

In order to monitor whether veterans preference is being properly applied, and whether project provisions are implemented consistently, several specific data elements will be collected and analyzed as part of the project evaluation. These include the number of preference eligibles offered positions, the number selected, the number who declined offers, as well as type and/or amount of monetary incentives offered. USDA will also be required to justify the nonselection of preference eligibles.

Recruitment incentives will not affect the application of veterans preference. These incentives will afford the managers of USDA the capability to compete for and hire prospective employees who might otherwise choose a better paying position. We believe that these managers will act in their own best interest by offering incentives to the best candidates—be they veterans or non-veterans.

One person questioned whether any form of veterans preference should be used under the project.

Preference in hiring for veterans, in various forms, is a long-standing public policy, and OPM fully supports our nation's commitment to veterans. Other approaches to hiring veterans were considered before adopting the provisions in this plan as the most acceptable.

(7) Evaluation Issues and Selection of Experimental Sites

Concern was expressed over the scope of the project, i.e., that 5,000 employees covered is excessive.

The number of employees covered under the project will remain at 5,000. The statute authorizing demonstration projects allows for this many participants in order to ensure an adequate experimental base from which to recommend Governmentwide changes to law or regulation. A statistically valid analysis of the effects of the project on the numerous subsets of employees would be difficult to achieve with a smaller study population.

A comment was made that the populations in the experimental and control sites should be equal in size so that evaluation integrity is maintained. Concern was also expressed over the large concentration of experimental sites in Alaska. One request was made to drop Allegheny National Forest in Pennsylvania as an experimental site; two requests were made to include Ouachita National Forest in Arkansas in the experiment.

No changes have been made in either the experimental or the comparison sites since the October 17, 1989, amendment (54 FR 42608) to the original **Federal Register** notice. The selection of experimental and control sites was done randomly on a national basis, and experimental and comparison sites were matched for characteristics (e.g., occupational categories), not necessarily for population numbers. The outside evaluator subsequently verified that selection of the sites was accomplished by means of a random selection protocol, and that the number of experimental and comparison sites will be sufficient for valid analysis.

One commenter expressed concern over OPM's data collection and evaluation record with regard to demonstration projects, specifically OPM's role in looking at the feasibility of extending personnel management changes to other parts of the Federal Government.

Effective evaluation in a dynamic, real-world setting is always difficult. However, the evaluation model was specifically designed to ensure that OPM will receive all the information needed to assess whether to formulate Governmentwide policy changes.

To this end, with OPM's advice and consent, USDA has entered into a Cooperative Agreement with a multidisciplinary team of scholars from the Pennsylvania State University to conduct the evaluation. We are confident that their efforts will be of the highest quality. As an advisor to Penn State during the design of the evaluation, and as a customer of the information that will result from the evaluation, OPM is committed to ensuring that the integrity of the evaluation is maintained.

(8) EEO Issues

Concern was expressed about the EEO record of USDA.

As expressed in its departmental Federal Affirmative Employment Program Plan and in ARS' and Forest Service's Federal Equal Opportunity Recruitment Program (FEORP) plans, USDA is committed to achieving fair representation of protected groups among those hired under the project. USDA will closely monitor efforts to achieve these goals.

Potentially, the flexibilities given to managers under the experimental system could make this important task easier. The project evaluation will be looking very closely at the effect of the experimental system on the proportion of hires who are disabled, women, or members of minority groups.

One commenter questioned the purpose of USDA's goal to be reflective of society. Two commenters mentioned a fear of resentment toward minorities who are hired under the project.

It is the policy of the United States Government, as stated in 5 U.S.C. 2301, that "* * * recruitment should be from qualified individuals from appropriate sources in an effort to achieve a workforce from all segments of society, and selection and advancement should be determined solely on the basis of relative ability, knowledge, and skills, after fair and open competition which assures that all receive equal opportunity."

(9) Quality Measures for Candidates

Some people commented that a 2.7 grade point average (GPA) does not indicate that a candidate is of high quality. Several people questioned hiring people who do not meet the original X–118 criteria.

One of the objectives of the new system is to attract the maximum number of candidates without compromising quality. Because of the current (and projected) tight labor markets, with fewer well-educated workers available and increased competition among employers for available candidates, some flexibility is needed to fill vacant positions with qualified candidates. Under these conditions, a 2.7 threshold should make available for selection an adequate number of quality candidates. The project plan also provides that, if labor markets improve enough to support higher minimum standards, the 2.7 GPA may be adjusted upward by mutual agreement between USDA and OPM.

OPM has recently moved toward more generic qualifications standards which better accommodate the diverse backgrounds of individual job applicants. In addition, OPM permits agencies to modify X–118 qualification standards for non-competitive appointments when a candidate demonstrates the specialized skills, knowledges, and abilities needed to do the work. This flexibility is expanded to competitive appointments under the project, but the principle remains the

same. Standards are not lowered but rather made flexible, so that qualified candidates with backgrounds differing from those traditionally recognized as qualifying will have a chance to be considered.

General Response to Comments

The comments received on the USDA project proposal brought several new perspectives to the attention of those responsible for implementing, overseeing, and evaluating the project. The comments suggested modifications to the project that will help to make it more responsive to the people affected by it, and highlighted instances of miscommunication and misunderstanding about project interventions. During project implementation, and especially during the training of employees and managers, these misconceptions can be cleared up in a more comprehensive way. The substance of the comments has also been conveyed to the evaluation team and the evaluation plan has been modified as a result of issues raised.

Other Demonstration Project Changes

Several editorial changes and minor clarifications have also been made to the plan. Please refer to the actual text of the project plan for specific changes.

U.S. Office of Personnel Management.

Constance Berry Newman,

Director.

The plan for the proposed demonstration project reads as follows:

U.S. DEPARTMENT OF AGRICULTURE, DEMONSTRATION PROJECT— PROJECT PLAN

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I. Executive Summary

A. Purpose

The purpose of this demonstration project is to develop a recruitment and selection program for new hires that is flexible and responsive to local recruitment needs and which will facilitate the attainment of a quality workforce reflective of society.

In support of this goal, the following project objectives have been identified:

(1) Increase the flexibility and responsiveness of the recruitment and hiring system.

(2) Increase the reliability of the decision to grant career tenure for employees in scientific positions. During the course of this project, the following interventions will be tested:

(a) Decentralize the decision to authorize direct hire in shortage categories.

(b) Implement an alternative candidate assessment method which uses categorical grouping instead of numeric score.

(c) Provide the option of awarding monetary incentives for recruitment purposes.

(d) Provide the option of reimbursing relocation travel and transportation expenses beyond those currently authorized for travel to first post of duty.

(e) Extend the one-year probationary period to three years for employees in scientific positions.

B. Benefits to be Derived From the Project

The combined changes are expected to simplify the hiring system, and to improve the ability of the agency to compete for quality candidates, reflective of society.

C. Project Administration

The project is a joint effort on the part of the U.S Department of Agriculture Office of Personnel (OP), the Agricultural Research Service (ARS), and the Forest Service (FS). The project is guided by an Executive Steering Committee and will be conducted through a project task group. Representatives from OP, ARS, and FS serve on both the steering committee and the task group, reflecting the joint nature of the project.

D. Participating Organizations

The demonstration project will be conducted entirely within ARS and FS of the U.S. Department of Agriculture, at selected experimental and comparison sites, which have been listed in Appendix B. Agency reorganization may necessitate changes to this list during the life of the project.

E. Types and Numbers of Participating Employees

Demonstration project coverage at any one time is limited to 5,000 employees hired under project provisions and who are serving a probationary period or receiving a recruitment incentive. Since the project covers only prospective new hires, the occupational mix of participating employees cannot be identified precisely. Based on historical staffing patterns at the participating sites, it is anticipated that the annual breakdown of new hires will include the following approximate percentages for each of the participating agencies:

ARS: 17% scientific, 9% professional, 11% administrative, 36% technical, and 27% clerical and wage grade.

FS: 2% scientific, 18% professional, 8% administrative, 43% technical, and 29% clerical and wage grade.

The most populous occupational series within ARS include biological technician, entomologist, plant physiologist, and chemist. The most populous occupational series within FS include forester, forestry technician, engineering technician, and civil engineer.

F. Labor Participation

ARS employees are represented at various experimental locations by the American Federation of Government Employees (AFGE) and the National Federation of Federal Employees (NFFE); FS employees are also represented by both AFGE and NFFE and by the National Association of Government Employees (NAGE).

Briefings were conducted by both agencies during the developmental stage of the project. In accordance with 5 U.S.C. 4703 (f) and (g), the agencies did consult and are in the process of negotiating with certified labor organizations.

G. Methodology

This proposal provides a detailed description of the following interventions, or personnel system changes, to be tested and evaluated during the life of the project: (1) Delegated direct hire authority; (2) an alternative candidate assessment method; (3) recruitment incentives; (4) payment of relocation travel and transportation expenses; and (5) an extended probationary period.

H. Training

A comprehensive training effort will be conducted prior to project implementation in order to ensure that project interventions are implemented as originally conceived.

I. Evaluation Plan

An evaluation plan has been designed for the purpose of measuring the outcomes expected to result from project implementation. The scope of the evaluation plan is intended to provide sufficient data to evaluate the Federal sector-wide applicability of each of the interventions.

The evaluation model is part of a quasi-experimental design using experimental and comparison groups matched for characteristics but not necessarily for population numbers. The model will provide statistical and historical data regarding the effects attributable to the experimental treatments. Baseline data collection will occur pre-treatment, and data will be collected during the post-treatment period for comparison and analysis.

II. Introduction

A. Purpose

The project was conceived in response to managerial concern with the adequacy of the present recruiting and hiring system in light of the predicted recruitment challenges of the future, which have been described in recent publications including Workforce 2000, and Civil Service 2000, which were prepared by the Hudson Institute for the Department of Labor and the Office of Personnel Management, respectively. The purpose of this project is to develop and test an alternative system which will enable Federal managers to meet these challenges.

Workforce 2000 outlines an employment future characterized by a slowly growing population, which will result in slower labor force growth. This, in turn, is expected to result in tighter labor markets, with fewer well-educated workers available, and increased competition among employers for available candidates.

Civil Service 2000 provides the following analysis of the impact of these trends within the Federal sector: "Because these tight labor markets are likely to develop in different ways in different states and to shift quickly in response to economic and population changes, it is essential to decentralize responsibility and to provide more flexibility in hiring and personnel management than is characteristic of the current system. Federal employers in locally tight or expensive labor markets must be able to compete for workers on a par with private employers if they are to continue to fulfill their responsibilities," (page 27).

This publication goes on to describe a slowly emerging crisis of competence, as labor markets become tighter and it becomes increasingly more difficult to hire qualified workers. The competition for qualified workers will only intensify, for coupled with slower labor force growth is the fact that substantial numbers of new entrants to the labor market will have lower levels of competence in language, math, and other basic skills. The inability of Federal agencies to adapt as easily as private employers to fluctuating labor market conditions means that, "* * * some of them will be unable to compete successfully with the private sector, and may find it much harder to recruit and keep good employees," (page 30).

It is imperative that Federal managers and others in positions of responsibility prepare to meet the recruitment challenges of the future. This project was developed as part of a continuing effort to anticipate and successfully confront these challenges. The strategies and recommendations provided by Workforce 2000, Civil Service 2000, and other publications provided guidance and direction as we developed this project. It is our intention to evaluate the demonstration project in order to determine the extent to which each intervention impacts the recruitment and hiring program.

It is anticipated that an alternative recruitment and hiring system, offering expanded incentives for recruitment purposes, will enable Federal managers to more readily adapt to fluctuating labor market conditions. In addition, the level of performance demonstrated by those hired under the new system is expected to be equal to the level of performance demonstrated by employees hired through traditional methods.

B. Problems with the Present System

The current method of employee intake, generally through centralized testing, assumes a surplus of applicants for available positions within the Federal sector, with a concomitant emphasis on the stratification process required to provide manageable rosters of best qualified candidates from among the numerous applicants for a given position vacancy.

In reality, however, the manner in which changing demographics have fundamentally altered the American labor force has been well documented in the publications cited above. As the population ages and technological innovation accelerates, shortages of qualified candidates either already exist or are predicted to develop in a wide variety of occupations. Trend lines indicate an exacerbation of this problem. Simply stated, the supply/demand curve for labor resources no longer reflects an excess of supply but, rather, a strong demand for well-trained, quality candidates.

For example, FS has been recruiting candidates with backgrounds in engineering research combined with a knowledge of wood technology. These candidates are in exceedingly short supply; the few meeting these criteria are found either in academia, or conducting research in private wood technology firms. Experience has shown that potential candidates have been lost to competing employers who can more quickly make position offers and establish reporting dates.

As another example, ARS has advertised a GS–13 Plant Geneticist position at a remote location on two separate occasions during the past year and received only two applications. Neither applicant possessed the highly specialized skills necessary to perform the duties of the position. The availability of recruitment incentives might have enhanced the ability of the agency to attract qualified candidates to this location.

C. Benefits to be Derived from the Project

The demonstration system is expected to simplify the selection and appointment of candidates to the Federal service. Additionally, the system is expected to improve the ability of agencies to compete with other public employers and private industry for available quality candidates.

D. Participating Organizations

ARS and FS experimental and comparison sites are identified in Appendix B. Agency reorganization may necessitate changes to this list during the life of the project.

E. Types and Numbers of Participating Employees

Demonstration project coverage is limited to permanent hires receiving appointment to the competitive service at the experimental sites identified in Appendix B following selection under the demonstration project candidate assessment method.

Candidates with reinstatement eligibility as currently defined by regulation may continue to be noncompetitively appointed to positions at experimental sites under the reinstatement authority. At the discretion of the selecting official, however, reinstatement eligibles may be considered for competitive appointment under the demonstration project

authority and all provisions pertaining thereto.

Demonstration project coverage is extended to General Schedule (GS) and Federal Wage System (FWS), regardless of occupational series, from grade 1 through grade 15 or equivalent. Candidates for appointment to the Senior Executive Service, to supergrade positions, or to the Executive Assignment System are excluded from coverage.

The rate at which the number of accessions approaches the regulatory limitation of 5,000 employees to be covered under this authority will be centrally monitored throughout the test sites.

III. Methodology

A. Objective #1: Increase the Flexibility and Responsiveness of the Recruitment and Hiring System

1. Interventions

(a) Decentralize the decision to authorize direct hire in shortage categories.

(b) Implement an alternative candidate assessment method which uses categorical grouping instead of numeric score.

(c) Provide the option of awarding monetary incentives for recruitment purposes.

(d) Provide the option of reimbursing relocation travel and transportation expenses beyond those currently authorized for travel to first post of duty.

Interventions (a) and (b), and (c) and (d), will be discussed separately in the sections that follow.

2. Description of Interventions (a) and (b)

a. Introduction. Civil Service 2000 recommends a number of strategies for attracting, hiring, training, motivating, and keeping talented people. Chief among these is the following: "Decentralize authority and responsibility for operations and hiring * * * Standardized recruiting, testing, competition, classification, and pay should give way to decentralized personnel management, giving agency managers full responsibility not only for their missions, but for the human resources they need to accomplish them * * *" (page 32).

The concept of decentralized authority and full responsibility for human resources is fundamental to this project. The alternative system is founded upon the assumption that centralized registers no longer meet local hiring needs and that a level of qualifications can be established at which all candidates meeting this level are well qualified. Selection will be made from this group following the normal candidate evaluation process, which may include such additional measures as personal interview, reference checks, etc.

The experimental sites will have examining authority for all of their positions. The elimination of centralized registers which establish fine distinctions among candidates will be balanced by an increased emphasis on the responsibility and accountability of managers for ensuring that selection and advancement are determined on the basis of the ability, knowledge, and skills necessary to perform the duties of the position.

This system is expected to produce a workforce equal to that which has been obtained through traditional testing and examining, without compromising the merit system principles, outlined in 5 U.S.C. 2301, which stipulate that, "* * * Recruitment should be from qualified individuals from appropriate sources in an effort to achieve a workforce from all segments of society, and selection and advancement should be determined solely on the basis of relative ability, knowledge, and skills, after fair and open competition which assures that all receive equal opportunity."

Fair and open competition will be provided by the proposed system as follows:

(1) All basically qualified candidates (other than those eligible for appointment under the direct hire option) will be considered against the same job-related evaluation criteria for the purpose of placing candidates in the quality group.

(2) All candidates meeting these criteria will be available for selection, with preference given to veterans. Candidates who do not meet these criteria are available for selection when there is an inadequate number of candidates in the quality group.

(3) Candidates will no longer be eliminated from consideration by the rule of three or point score ranking.

(4) Information regarding all vacancies to be filled under the demonstration project authority shall be made available to the appropriate State Employment Service offices and local Federal Job Information Centers.

Finally, recognizing the mandate contained in Title 5, U.S. Code, that the workforce be from all segments of society, and to the extent that the current system may be a barrier to achieving this objective, the alternative system will allow managers and supervisors more direct access to a candidate pool that is reflective of society.

b. Overview of Method. As with the current system, the individual manager will decide whether to fill a position from among internal candidates or to recruit from the outside. If the decision is made to recruit from the outside using the demonstration project authority, candidates will be evaluated using the following method:

(1) Candidate's basic eligibility is determined using OPM Handbook X–118 or modified standard, as outlined below. Questions regarding a candidate's suitability or general fitness to perform the duties of the position may be resolved at this or at any stage prior to appointment.

(2) Candidates meeting basic eligibility requirements are then evaluated for eligibility under the direct hire option, which allows candidates in shortage categories to be directly appointed.

(3) All remaining candidates meeting basic eligibility requirements are evaluated against job-related evaluation criteria, outlined below, which measure above average educational achievement, quality experience, and high ability. Candidates meeting any one of these criteria are placed in the quality group.

Selection will be made from the quality group, taking into account such factors as personal interview or reference check, etc. Candidates not meeting any of these criteria are in the eligible group, and may only be selected when there is an inadequate number of quality candidates available. Veterans preference will apply when selecting candidates from either group.

c. Recruitment Methods and Sources. The demonstration project authority is one option for outside recruitment. However, the participating agencies may make use of any direct hire authority issued by OPM, for example, in connection with a job fair, for the purpose of directly appointing individuals to positions at experimental sites. Demonstration project implementation at experimental sites does not preclude the use of other available noncompetitive appointing authorities intended to facilitate access to particular candidates, e.g., disabled individuals, students eligible for cooperative education programs, etc. The continued use of these programs is encouraged in support of agency employment goals and objectives.

Certificates of eligibles issued either by OPM or agencies with delegated examining authority will not be utilized at the experimental sites. However, the participating agencies may make use of any direct hire authority issued by OPM for the purpose of directly appointing

individuals to positions at experimental sites. As these individuals will not be appointed under the demonstration project authority, none of the other provisions of the project such as incentives or extended probationary period will apply to them.

Appropriate recruitment methods and sources include those that are likely to yield candidates with knowledges, skills, or abilities sufficient to perform the duties of the position. Agencies will continue to utilize recruitment methods and sources which identify disabled individuals or members of protected groups.

As no specific waivers of law or regulation are required prior to the development of an effective recruitment strategy, agencies will explore the use of innovative or creative recruitment methods and sources in order to facilitate the attainment of a quality workforce, reflective of society. Towards this end, agencies will take advantage, to the extent necessary, of the full range of telecommunications, printed, and other media in order to reach a sufficient number of qualified candidates.

Recruitment and consideration of candidates under the demonstration project authority will be subject to the following requirements:

(1) Current law and regulation concerning the Reemployment Priority List (RPL), and Displaced Employee (DE) or other outplacement programs, will be observed. The agency is responsible for maintaining and following the regulations concerning the RPL as outlined in pertinent FPM and Departmental guidance. No part of these regulations is waived for the purpose of this project.

Additionally, agencies are responsible for contacting the appropriate OPM office concerning the referral of displaced employees prior to making competitive appointments under the demonstration project authority, and according bona fide consideration, as appropriate, to DE or other outplacement program eligibles.

(2) Information regarding all vacancies to be filled under the demonstration project authority regardless of source will be made available to the appropriate State Employment Service offices and local Federal Job Information Centers. Procedures for providing such notification will be established at the local level.

Recruitment sources may include, but are not limited to, such activities as attendance at a job fair, career day, or professional association meeting; preparation and distribution of a vacancy announcement; on-campus recruiting; or other focused recruitment effort, etc. Procedures for the acceptance of unsolicited or walk-in applications will be established at the local level.

d. Determination of Basic Eligibility. A determination regarding each candidate's basic eligibility for a particular position will be made utilizing the standard criteria.

No part of law or regulation concerning citizenship requirements, security investigations, or other suitability issues is waived under this authority. Additionally, the requirement to pass any pre-employment physical, drug screening, or other fitness for duty examination remains in effect.

The determination that a candidate meets experience or education requirements will be made using OPM Handbook X–118 or approved single-agency standard. OPM policy on positive education, licensure, and professional certification requirements will be followed.

Selective placement factors may be established when judged to be critical to successful job performance and will be communicated to all candidates for particular position vacancies. These must be met for basic eligibility.

Test requirements as outlined in X–118 or elsewhere, including minimum typing or stenography scores, are eliminated. Instead, the manager's assessment of the candidate's ability to do the work of the position will be based on an evaluation of the candidate's training and experience. Managers may, however, continue to accept candidates' self-certification of typing or stenography proficiency when such documentation is necessary to perform an adequate assessment of basic eligibility.

Agencies are authorized to modify X–118 experience requirements (other than positive education, professional certification, or licensure requirements) when the agency determines that an individual can successfully perform the work of a position even though that person may not meet all the requirements in the OPM qualification standard. The modified standard must assure that candidates' backgrounds include experience which has provided the skills and abilities necessary for successful job performance. Agencies may not, however, require additional amounts of education or experience beyond those required by the standards, other than selective placement factors as indicated above.

The decision to modify X–118 experience requirements is discretionary on the part of the manager and is intended to provide management with a recruitment tool which will allow the consideration of candidates for whom X–118 might otherwise serve as a prima facie basis for exclusion. The decision to modify a standard will be made before a recruiting announcement is issued, and the announcement will include the modified standard.

Agencies may delegate the decision to use a modified standard to the lowest practicable level within the organization. The decision to modify X–118 requirements will be documented in the recruitment case file and will also be noted in the employee's Official Personnel Folder.

e. Candidate Evaluation—(1) *Direct Hire of Individuals in Shortage Categories.* Candidates meeting basic eligibility requirements as outlined above, and who are in shortage categories as locally determined by the agency, may be directly appointed. Agency determination of shortage category will be made by applying the criteria in 5 CFR 572.301 or other factors which the agency has determined to be significant, and may be delegated to the lowest practicable level within the organization.

Agency determination of shortage category may include, but is not limited to, consideration of such factors as external or local labor market demands, extent or impact of prior recruitment efforts, critical or recurring need for particular knowledges or skills based on chronic shortages, turbulent state of the art, etc.

A determination by one agency that a shortage of eligibles exists for a particular title, series, grade, and geographical location does not require a like determination by any other agency. A determination made in connection with one specific vacancy does not establish a precedent in connection with future vacancies.

Agency determination of shortage category will be documented. The documentation supporting the decision to appoint an individual under this authority will be placed on the right-hand or permanent side of the Official Personnel Folder.

(2) *Evaluation of Candidates in Non-Shortage Categories.* Candidates meeting basic eligibility requirements as outlined above, but who are not eligible for direct hire as outlined in the section immediately preceding, may be considered for appointment against the job-related evaluation criteria outlined below under above average educational achievement, quality experience, and high ability.

All candidates, to the extent necessary, will be evaluated against

each of these criteria; that is, no candidate will be eliminated from the quality group without being considered under the three criteria outlined under (a), (b), and (c), below.

It is hypothesized that all employees hired through this system are equally likely to demonstrate successful job performance, regardless of the criterion under which the candidate qualifies.

Minimum grade point averages established under above average educational achievement or high ability, below, may be adjusted by mutual agreement between the participating agencies and OPM.

(a) Candidates demonstrating above average educational achievement under any of the options outlined below are eligible for the quality category:

1. Candidate has completed all the requirements for, or is a candidate, within nine months, for a high school diploma, or a degree from an accredited junior college, college, university, or other baccalaureate institution, provided he or she meets one of the requirements listed below (b. and c. apply to post-high school only):

a. Candidate's grade point average is at least 2.70 on a 4.0 scale or equivalent. This is either the average of all completed courses at the time of application, or the average of all courses completed during the last two years of a high school, college, or other four year program, in which case verification that the required average was maintained is prerequisite to appointment.

b. Candidate's grade point average in the major field of study is at least 3.0 on a 4.0 scale or equivalent. This is either the average of all completed courses at the time of application, or the average of all courses completed during the last two years of a four year curriculum, in which case verification that the required average was maintained is prerequisite to appointment.

c. Candidate is a member of one of the national honorary scholastic societies meeting the minimum requirements of the Association of College Honor Societies, other than freshman honor societies.

Applicants may not be appointed on the basis of overall grade point average if more than 10 percent of their grades were based on pass/fail or similar systems rather than on traditional grading systems. Such applicants may claim credit under this provision only on the basis of national honorary society membership.

Candidates are required to submit an official transcript or similar correspondence documenting grade point average in order to establish eligibility for appointment based on above average educational achievement. In the event that grade point average has not been computed by the educational institution, an official transcript may provide the basis for manual computation. Transfer credits, foreign credits, and credits from more than one educational institution must be evaluated and included to the extent that they provided the basis for awarding the degree or the certificate.

Eligibility under this provision is awarded to candidates who have completed or who are about to complete a formal educational program culminating in the granting of a degree. Once a candidate has completed a qualifying period of education as outlined above, leading to the completion of a degree or a diploma, and during which a qualifying grade point average was maintained, he or she is eligible for the quality category. Additional course work has no impact on eligibility, once established.

For example, a candidate qualifying on the basis of high school grade point average retains that eligibility even though he or she may go on to complete several more courses as part of a continuing education program. The additional course work does not become part of the overall grade point average computation. However, course work beyond the high school level which does not culminate in the awarding of a degree should be factored into the decision to appoint candidates to administrative, management, specialist, or other positions for which such education would normally be qualifying in lieu of experience.

2. Candidate has completed all requirements for an advanced degree from an accredited institution, appropriate to the position being filled. An advanced degree is defined as beyond the baccalaureate, e.g., D.V.M., M.A., Ph.D., etc. Candidate must provide certification of completion of all degree requirements, e.g., thesis, dissertation, etc.

Evaluation of candidates under this provision will take into account the relevancy of both the type *and* the level of education completed to the knowledges, skills, and abilities required to perform the duties of the position.

Candidates are required to submit an official transcript or similar correspondence documenting actual course work, and grade point average, if necessary, in order to establish eligibility for appointment based on above average educational achievement. In the event that grade point average has not been computed by the educational institution, an official transcript may provide the basis for manual computation. Transfer credits, foreign credits, and credits from more than one educational institution must be evaluated and included to the extent that they provided the basis for awarding the degree.

Inasmuch as eligibility under this provision requires completion of a degree or a diploma, candidates who have completed either without meeting any of the criteria outlined above, or who have not completed any type of degree or diploma, will be evaluated under the criteria addressing experience and ability outlined in (b) and (c), below.

(b) Candidates who have quality experience in the field are eligible for the quality category.

Quality experience in the field is defined as directly related experience, and is differentiated from the specialized experience requirements outlined in X–118 to the extent that it is directly related to the position to be filled, was gained in the same functional specialization, and has clearly equipped the candidate with superior ability to perform the duties and responsibilities of the position. The directly related experience must have been at an acceptable level of competence in order to qualify for appointment under this provision.

OPM's generic standard for two-grade interval professional positions defines specialized experience as that, "***which is in or related to the line of work of the position to be filled and which has equipped the applicant with the specific knowledge, skills, and abilities to successfully perform the duties of the position." Similar language also appears in the other generic standards. The intent of the "quality experience" provision is to go beyond experience which is simply related to the line of work and focus upon directly related experience in the same field.

Assessment of individual candidates under this provision will take into account the extent of the candidate's experience beyond that which is necessary to meet basic eligibility requirements.

Candidates currently employed in the same or a directly related occupation, either within the agency under temporary or excepted service appointments, or outside the agency in State or local government, private industry or academia, are likely to be placed in the quality group under this criterion. For example, candidates employed in one of the private forestry operations located in the Pacific Northwest may possess experience that

is directly related to one of the specializations covered by the forester or forestry technician standard.

Candidates who have made an outstanding contribution to the state of the art or to the advancement of knowledge in a directly related field may also qualify under this provision. Evaluation of these candidates will be performed by an agency subject matter expert and will focus upon extraordinary professional achievement, beyond normal professional competency, which may include, but is not limited to, such accomplishments as the publication of groundbreaking experimental results, authorship of seminal works in the field, or other noteworthy achievements or credentials.

Documentation regarding the extent to which the candidate's experience exceeds that which is required for basic eligibility, or documentation of extraordinary professional achievement, will be maintained in the recruitment case file.

(c) Candidates who demonstrate high ability to do the work of the position are eligible for the quality category.

The intent of this provision is to allow candidates, who do not meet criteria established for above average educational achievement or quality experience, to be considered on the basis of having demonstrated high ability through some other means.

Assessment of the candidate's high ability will utilize the following measures:

1. Candidate has received a certificate or other indicator of successful completion of a trade or vocational program that is directly related to the work of the position to be filled, for positions for which this type of education has been determined to be appropriate. Candidates must also meet applicable experience requirements; that is, program completion is not a substitute for, but clearly exceeds, basic eligibility requirements.

2. Candidate has a grade point average of at least 2.7 on a 4 point scale, or equivalent, for at least 24 semester hours, or equivalent, of course work above the high school level that is directly related to the position to be filled.

f. Grouping of Eligibles. Candidates who meet basic eligibility requirements and who have been evaluated against the criteria outlined above are grouped as follows:

(1) Candidates meeting any one of the criteria outlined above are placed in the quality group.

(2) Candidates who do not meet any of these criteria are placed in the eligible group.

(3) Within each group, preference eligibles will be listed ahead of nonpreference eligibles. In addition, for positions other than scientific and professional at GS–9 and above, preference eligibles with a compensable service-connected disability of 10 percent or more who meet basic eligibility requirements will be listed at the top of the quality group.

The quality group and/or the eligible group for a particular position vacancy may include candidates from one or more sources, provided that candidates from the State Employment Service or Federal Job Information Center are included, as appropriate.

g. Selection and Appointment. Selection will be made from among candidates in the quality group. When an inadequate number of candidates is in the quality group, all qualified candidates from all sources will be listed as a single group.

In making selections, the provisions granting extra points for veterans and the rule of three (i.e., selection from the top three) will not be followed because candidates will not be assigned points or ranked numerically within a group. However, all preference eligibles in a group will be listed ahead of nonpreference eligibles. To pass over any preference eligible(s) to select a nonpreference eligible requires approval under formal objection procedures. The agency will have authority to act on proposals to pass over preference eligibles, including compensably disabled veterans, for suitability, qualifications, and other reasons considered to be disqualifying under 5 U.S.C. 3318. To do so, the agency will follow the procedures in title 5, United States Code. This authority will rest with the agency personnel officer, and may be redelegated, as appropriate, to someone other than the selecting official.

Candidates selected under the demonstration project authority may be eligible for recruitment incentives, subject to the requirements outlined below.

3. Description of Interventions (c) and (d)

a. Introduction. Incentives will be authorized to augment the employment and compensation package as part of an effort to enhance the ability of the agency to compete with other employers for individuals with desired skills. Subject to OPM approval, the agency may decide to identify additional incentives under this authority at a future date. Any such additions will be published in the **Federal Register**.

b. Method. Recruitment incentives may be authorized to encourage individuals to enter as well as to remain with the Federal service. These may include cash payments and reimbursement for relocation travel and transportation expenses, any combination of which may be authorized for an individual candidate.

The decision to authorize an incentive will be based upon such market factors as shortage category designation; salary comparability and salary offer issues; relocation considerations; programmatic urgency; emerging technologies; or a candidate's unique qualifications. The payment of incentives is discretionary in all cases.

Incentives may only be authorized after a break in service of at least 180 days for former Federal employees with reinstatement eligibility who are reappointed under the demonstration project authority following separation from the Federal service. In addition, incentives may not be authorized for current permanent competitive service Federal employees.

(1) Cash Payments. Cash payments are authorized for recruitment and retention purposes. The amount of a cash payment will be firmly established prior to entrance on duty, and is not considered to be a part of an individual's basic pay.

Cash payments may be made either in a lump sum upon entrance on duty, incrementally over a period not to exceed 36 months, or deferred until the completion of a specified period, not to exceed 36 months.

(2) Relocation Travel and Transportation Expenses. The authority to reimburse new appointees for relocation travel and transportation expenses is expanded to include all of the expenses authorized for transferred employees as outlined in 5 U.S.C. 5724 and 5724a, 5724b, and 5724c. This may include payment to new appointees for such expenses as house hunting trips, expenses related to the sale and/or purchase of residence, access to relocation services, and other services normally available only to transferred employees.

The provisions of this section apply only to employees hired under the demonstration project authority. Current law and regulation covering the reimbursement of relocation travel and transportation expenses for employees not hired under the demonstration project authority remain the same and are not affected by this provision.

(3) Statement of Conditions of Employment. A statement summarizing conditions of employment under which a

recruitment incentive may be authorized will be prepared in each case, and will address the following:

(a) Type of incentive(s)
  1. Cash payment
  2. Relocation travel and transportation expenses
(b) Total authorized amount or entitlement(s)
(c) Method and schedule for cash payment
  1. Lump sum upon EOD
  2. Increments over a period NTE 36 months
  3. Deferred until the end of a specified period, NTE 36 months

(d) Service requirement for lump sum upon EOD is 12 months with the hiring agency. For incremental or deferred cash payments, the employee must be on the rolls of the hiring agency on the scheduled date in order to receive payment. No outstanding deferred or incremental amounts will be paid in cases where the employee for any reason is no longer employed by the hiring agency.

(e) Service requirement for relocation travel and transportation expenses in all cases is 12 months of service with the Federal Government.

(4) Failure to Meet Service Requirement. Repayment of incentives is required if the employee is separated prior to fulfilling the service requirement, unless the reasons for the separation are beyond the control of the employee and are acceptable to the agency. Repayment is required in all cases where the employee is separated for misconduct. Actions to collect repayment may be terminated under appropriate circumstances and in accordance with 5 U.S.C. 5584.

B. Objective #2: Increase the Reliability of the Decision to Grant Career Tenure for Employees in Scientific Positions

1. Intervention

Under the career-conditional appointment system, extend the probationary period to three years for all employees in scientific positions covered by the Research Grade Evaluation Guide.

2. Introduction

The purpose of the extended probationary period is to allow managers an adequate period of time within which to assess the job performance of employees in scientific positions, and to provide the employee with a longer period of time to demonstrate his or her competence.

Under the experimental system, the probationary period will be three years in length for employees in scientific positions. Aside from extending the time period, all other features of the current probationary period are retained, including the potential to remove an employee without providing the full substantive and procedural rights afforded a nonprobationary employee.

3. Method

Candidates hired for scientific positions under the demonstration project authority, as described under section II. E., above, Types and Numbers of Participating Employees, will receive career-conditional appointments to the competitive service with a probationary period of three years prior to conversion to career tenure. Scientific positions are those which are covered under the Research Grade Evaluation Guide. These employees are assigned to tenure group II; conversion to nonprobationary or career status will take place according to current regulation and FPM guidance, except for the longer period of probation.

Candidates who have already attained career status will receive career appointments but will be subject to completion of the extended probationary period. Prior service will be credited toward probation as outlined by current regulation and FPM guidance.

To ensure that managers have sufficient time to make tenure decisions, the probationary period will be extended by the amount of time spent in non-pay status, except when protected by law, e.g., credit is given for non-pay time due to compensable injury or military service.

The extended probationary period is portable both within and between ARS and FS experimental sites, but is not portable to non-experimental sites or to non-participating agencies.

Employees under an extended probationary period are eligible for transfer to other Federal agencies. Upon position change or transfer to a comparison site or to a non-participating agency, within or outside of USDA, employees must serve any remaining balance of the one-year probationary period. However, the extended probationary period will no longer be in effect.

An employee under an extended probationary period who is reappointed to a demonstration project experimental site under the demonstration project authority begins a new probationary period. An employee under an extended probationary period who is reinstated to either a comparison site, or to a non-participating agency, must serve a one-year probationary period if the employee has not completed one year of satisfactory service under the previous appointment.

Employees under an extended probationary period will not be eligible for the reemployment rights in 5 C.F.R. part 352 based on other service such as with an international organization, as these rights are generally discretionary with the agency head or reserved for non-probationers. Therefore, exclusion of employees under an extended probationary period is consistent with existing policies.

Completion of an extended probationary period as a supervisor or manager fulfills the requirement to complete a supervisory probationary period.

Any employee appointed prior to the implementation date of the project will not be affected. Present performance management systems will not be affected, as performance standards must still be established against which employees will continue to be rated annually.

If the agency decides to separate an employee on an extended probationary period for non-RIF reasons, the agency shall follow the current procedures for separating probationary employees, as outlined in 5 CFR 315.804, 315.805, and 315.806. 5 CFR parts 432 and 752 do not apply to an employee under an extended probationary period, regardless of the employee's length of service.

The decision to retain or separate an employee under an extended probationary period may take into account such factors as performance, suitability, conduct, aptitude, etc., as outlined in FPM chapter 315, subchapter 8. The decision to retain these employees will also take into account the documentation of his or her research findings. Employees must be rated at least fully successful in order to be converted to non-probationary status.

Four months prior to the conclusion of the extended probationary period, the supervisor will be asked for a decision to either convert the employee to career tenure, or to separate the employee. This does not preclude the agency from separating an employee on an extended probationary period any time prior to the conclusion of the three year probationary period.

IV. Training

A coordinated and extensive training effort, for managers and personnelists at both experimental and comparison sites, will be conducted prior to project implementation. The purpose of the training is to ensure that the experimental interventions are implemented as originally conceived,

and that the intent of all interventions, policies, and procedures developed in connection with the project are clearly communicated to all managers, supervisors, employees, and others affected by project implementation.

Training will be conducted prior to implementation to ensure that managers and personnelists understand not only the internal and standard operating procedures established in connection with the project but also the expanded role of the personnelist in providing management advisory services.

Training and orientation will include the following major elements:

1. An in-depth description of each of the project interventions, including philosophy and expected effects;

2. A detailed outline of the policies and procedures established in support of each intervention; and,

3. An overview of the project evaluation effort, including the methods through which data collection will be accomplished.

More specifically focused and ad hoc training modules will be developed as additional training needs are identified throughout the life of the project.

To the extent that the continuing success of the project is a function of the adequacy of the training effort, periodic refresher training sessions are planned for the purpose of ensuring that experimental interventions continue to be implemented as originally conceived. As the system was designed to increase managerial and supervisory accountability for the integrity as well as the success of the recruitment and hiring program, a training effort particularly directed at managers and supervisors is critical to implementation. A discussion of the Department's plan to monitor managerial accountability follows in Section V., below.

V. Managerial Accountability

Managerial accountability will be monitored as follows:

1. The extent to which merit system principles are upheld will be examined during regularly scheduled reviews of agency recruitment and hiring activity conducted as part of the Department's ongoing personnel management evaluation program. The review will include examining case file data which summarizes recruitment sources, whether or not incentives were offered to individual candidates, selections made, and other factors.

2. Agency personnel specialists will be responsible for the technically accurate implementation of project provisions on a day-to-day basis. Managerial reviews will focus on such areas as the modification of X–118 qualification standards, the placement of candidates in quality groups, and the application of veterans preference.

3. OPM will conduct a periodic review of particular authorities delegated under the demonstration project, including the determination of shortage categories and the approval to pass over a preference eligible, as part of each OPM region's ongoing personnel management evaluation program.

4. The Department's overall performance management program requires that senior executives be evaluated on the extent to which they meet the performance standard established for management and organizational effectiveness, as well as that which addresses equal opportunity/civil rights. The former stipulates, among other action items, that senior managers establish and maintain effective management control systems to monitor activities, identify problem areas, and initiate timely corrective action; the latter requires, in part, that Departmental and agency equal employment plan objectives and concepts are part of the total management process.

VI. Cost/Benefit Analysis

The experimental modifications are expected to be budget neutral. Current decentralized policies and procedures regarding the expenditure of agency funds will be retained. No additional funding will be requested specifically for this project; all costs will be charged to available funds through existing appropriations, including those incurred in the areas of project development, training, and project evaluation.

No additional costs are expected to accrue to the operation of the alternative recruitment and hiring system, the extended probationary period, or the recruitment incentive system. In fact, the alternative recruitment and hiring system is expected to reduce the number of staff hours expended testing, examining, and rating applicants, as well as to alleviate some of the administrative burden generated in support of these activities.

VII. Duration of the Project

The project will be implemented no earlier than ninety (90) days from the date of this notice. The project will terminate at or before the end of the five year period beginning on the date on which the project takes effect, unless otherwise extended or terminated at an earlier date in accordance with 5 U.S.C. 4703.(e).

VIII. Evaluation Plan

A. Introduction

An evaluation methodology is established in order to comply with the requirement that the demonstration project be evaluated in terms of the impact of project results against stated objectives as well as to determine whether or not permanent changes in law and/or regulation should be considered or proposed. The Agricultural Research Service has entered into a cooperative agreement with the Pennsylvania State University for the purpose of conducting the evaluation.

B. Methodology

The formal evaluation will be conducted by the Pennsylvania State University and is expected to follow a modified Action Research Model process. The utilization of that model in this situation means that the evaluators, researchers, and research participants share information about the research results to the extent that interventions detrimental to the organization can either be modified or aborted. This is to prevent the continuation of an intervention with obvious and severe impact deficiencies.

The evaluation effort will be carried out in four distinct phases, as follows:

1. Design phase—includes the development of the experimental model, selection of test and comparison sites, and the collection of baseline data prior to implementation;

2. Implementation phase—includes actual project implementation, and monitoring to assure that each of the project interventions has been operationalized as originally conceived;

3. Evaluation phase—includes data collection and analysis. Periodic reports and annual summaries will be presented throughout the life of the project; and,

4. Concluding phase—summary evaluation and overall assessment of the impact of the project; conclusions and final recommendations.

C. Model

There are two objectives, five interventions, one constraint, and fifteen related hypotheses. It is operationally not feasible to apply interventions (a), (b), and (e) independently, nor can interventions (c) and (d) be broken into separate experiments. It was further decided to apply all interventions as one experimental design because to do otherwise would create inadequate sample sizes and become too difficult to manage. Hence, all interventions will be introduced at each of the experimental

sites, although the authorization of recruitment and retention incentives is discretionary on the part of management. The utilization and results of experimentation with these incentives will be separately identified to the extent possible.

1. Objectives

(a) Increase the flexibility and responsiveness of the recruitment and hiring system.

(b) Increase the reliability of the decision to grant career tenure for employees in scientific positions.

2. Interventions

(a) Decentralize the decision to authorize direct hire in shortage categories.

(b) Implement an alternative candidate assessment method which uses categorical grouping instead of numeric score.

(c) Provide the option of awarding monetary incentives for recruitment purposes.

(d) Provide the option of reimbursing relocation travel and transportation expenses beyond those currently authorized for travel to first post of duty.

(e) Extend the one-year probationary period to three years for employees in scientific positions.

TABLE 1.—EXPECTED EFFECTS, MEASURES, AND DATA SOURCES

Overall Project Constraint

Constraint	Measures	Data sources
Fair representation of protected groups will not be adversely affected.	# of women & minorities, and individuals with disabilities in the workforce file.	Personnel Records (PR).
	# among applicants	Recruitment Case File (RCF).
	# available for selection	RCF.
	# offered positions	RCF.
	# hired	PR.

Objective 1: Increase the flexibility and responsiveness of the recruitment and hiring system.
Interventions:
(a) Decentralize the decision to authorize direct hire in shortage categories.
(b) Implement an alternative candidate assessment method using categorical grouping instead of numeric score.
(c) Provide the option of awarding monetary incentives for recruiting purposes.
(d) Provide the option of reimbursing relocation travel and transportation expenses beyond those currently authorized for travel to first post of duty.

Hypotheses	Measures	Data sources
A. Managers will perceive the new system as more responsive to local recruitment needs.	Managers' perceptions	Annual survey of managers (AS).
B. Managers will be more satisfied with the new recruitment and hiring system than with the traditional system.	Managers' attitudes	AS.
C. Under the experimental employee intake process, candidates will receive job offers more quickly than under the traditional system.	Time required to fill positions	RCF.
	Managers' perceptions	AS.
	New hires' perceptions	Pre-employment survey (PES).
D. The experimental employee intake process will require equal or less staff time than the traditional system.	Activities required to fill positions	RCF.
	Staff hours required to fill positions	RCF.
E. Quality of new hires under the experimental system, as measured by appropriate indicators, will be equal to or greater than that of employees hired through traditional methods.	GPA	PES.
	Education level	PES.
	Year of degree	PES.
	Field of study	PES.
	Previous salary	PES.
	Level of experience	PES.
	Relevant experience	PES.
	Competing offers	PES.
F. Level of performance of new hires will be equal to or greater than that of those hired through traditional means.	Performance appraisal	PR.
	Performance awards	PR.
	Adverse actions	PR.
	Managers' perceptions	AS.
G. Competitive recruitment position will improve for sites using the experimental recruiting and hiring system relative to those using traditional procedures.	Managers' perception of competitive position	AS.
	Candidates lost to competition	RCF.
	Number of qualified candidates who apply for USDA positions	RCF.
	Ability to hire candidates whom the managers perceive as best qualified.	AS.
H. Recruitment incentives will increase acceptance rates above and beyond any effects of the new recruitment and hiring system.	Declination/acceptance ratio	RCF.
	Number, type, and $ value of incentives	PR.
I. Retention will improve for appointees for whom a recruitment incentive is authorized relative to those hired without recruitment incentives.	Rate at which service agreements are met	PR.
	Turnover rates	PR.
	Number of voluntary separations with outstanding deferred or incremental payments.	PR.
	Number, type, and $ value of incentives	PR.

Objective 2: Increase the reliability of the decision to grant career tenure for employees in scientific positions.
Intervention:
(e) Extend the one-year probationary period to three years for employees in scientific positions.

Hypotheses	Measures	Data sources
A. Managers will have more confidence in career tenure decisions with an extended probationary period.	Managers' perceptions	AS.
B. Turnover patterns and the reasons associated with those patterns will differ between experimental and comparison sites.	Turnover rates/reasons	PR.
C. Recruitment efforts will not be hampered by the extended probationary period for employees in scientific positions.	Managers' perceptions	AS.
	New employees' perceptions	PES.
	Declination/acceptance ratio (scientists)	RCF.

Overall Project Expectations

Hypotheses	Measures	Data sources
A. Supervisory responsibility and accountability for the integrity as well as the success of the recruitment and hiring program will increase.	Managers' perceptions	AS.
	Senior managers' perceptions	Interviews.
	Documentation of accountability	Performance standards RCF.
	Personnel management evaluation	RCF review.
B. Management advisory role for personnel specialists will increase.	Managers' perceptions	AS interviews.
C. Total operating costs for recruitment and hiring will not increase due to the new recruitment and hiring process.	Administrative costs for recruitment and hiring	To be identified.
	Amount spent for recruitment incentives	

D. Procedures

Experimental results will be evaluated annually (1) against baseline data collected before the implementation of the interventions, and (2) between the experimental and comparison populations in each block and in toto. While the introduction of the interventions will continue throughout the five year life of the project, the collection of data and consequent evaluation efforts will continue until reasonably stable results can be identified. It is not necessary to wait until the results of the last experimentally hired employee can be fully evaluated before declaring the evaluation completed if sufficient valid data have been accumulated to draw such a conclusion.

E. Model Limitations

The evaluation plan shown in Figure 1 represents the consensus of USDA, FS, ARS, and OPM regarding project constraints, objectives, and expectations. USDA has entered into a cooperative agreement with the Pennsylvania State University (PSU) to conduct the evaluation of this project. PSU's efforts will be guided by, but in no way restricted to, the hypotheses, measures, and data sources in this model.

This demonstration project is a complex experiment, to be conducted in a dynamic environment over a 5-year period. Based on OPM experience with previous demonstration projects, we expect that modifications to the evaluation model will be required in response to mid-course project changes; following statutory, regulatory, and policy changes related to project interventions; and based on further exploration of proposed data sources.

All additions, deletions, and modifications to the current evaluation model will be fully documented and explained as part of the evaluation reporting process.

If at any time during the course of the project, experimental sites are added or deleted, we will publish a notice in the **Federal Register** explaining the reasons for the change.

F. Implementation Evaluation

The evaluation model presents a framework for evaluating the success of the demonstration project in meeting its stated objectives. An equally important component of the overall evaluation is the description and monitoring of the implementation of the project.

Implementation monitoring will provide a qualitative context in which to understand and interpret evaluation results. This facet of the evaluation will help to answer the "why" questions that are likely to arise, whether the project is a success or failure, and provide the documentation of actual implementation necessary to replicate the results of this demonstration project in other settings.

Through examination of project-related documents, ongoing contact with key players in the participating agencies, interviews with project participants, and case studies of selected units, the implementation evaluation will address such questions as:

1. When are project changes implemented?
2. What training and orientation is delivered to facilitate implementation?
3. What operating procedures/guidelines are developed to manage project implementation? How do these guidelines differ from the project plan?
4. How does actual practice differ from the project plan and/or operating guidelines?
5. To what extent are recruiting and hiring practices being carried out in a manner consistent with the merit principles outlined in 5 U.S.C. 2301?
6. To what extent do users of the new system understand it?
7. What differences in actual practice exist with respect to different types of candidates and/or new appointees?
8. To what extent are discretionary interventions (i.e., recruitment incentives) actually used?
9. How similar are the experimental and the comparison sites? How are they different?
10. What other changes occurring at experimental/comparison sites might provide competing explanations for observed changes?
11. What events in the external environment might provide competing explanations for observed changes or lack of change?
12. What unintended consequences of the demonstration project initiative may be observed?
13. What impact does the application of veterans preference under the project have on the examining and selection process? How many preference eligibles are being hired at experimental and comparison sites?
14. To what extent do the project interventions affect perceptions of equity among employees at experimental sites?

IX. Experimental Design

The experimental design uses experimental and comparison groups matched for characteristics but not necessarily for population numbers in ten population blocks. The populations

were classified into five occupational categories: scientists, professionals, administrative employees, technicians, and all others (includes clerical and Federal Wage System). Each participating unit of the two agencies, the Agricultural Research Service and Forest Service, appeared in as many of these five blocks as the occupational category distribution represents.

The occupational categories were then further subdivided into two situational categories: difficult and simple. In the difficult situation, the working site or environment, and/or the local personnel supply pool, make it very difficult to attract candidates in a particular occupational category. This situational condition is not necessarily constant for all five occupational categories at any one location. It was postulated that this random assignment to the experimental and comparison groups within these ten groupings would result in ten matched groups. Except for limited administrative pre-selection, the assignments to experimental and comparison groups within each of the ten blocks were by random draw.

A detailed description of the selection process is available upon request.

APPENDIX A—REQUIRED WAIVERS TO LAW AND REGULATION [1]

Waivers to Title 5 United States Code

1104(a)(2): Delegation of authority for personnel management
3309: Preference eligibles; examinations; additional points for
3312(b): Preference eligibles; physical qualifications; waiver
3313: Competitive service; registers of eligibles
3317(a): Competitive service; certification from registers
3318(a), (b): Competitive service; selection from certificates
5723: Travel and transportation expenses of new appointees and student trainees; manpower shortage positions
5724a, 5724b, 5724c: Relocation expenses
7501(1), 7511(a)(1)(A): Adverse actions; definitions, "employee"

Waivers to Title 5 Code of Federal Regulations

2.1(b): Competitive Examinations and Eligible Registers.
315.801: Probationary period; when required.
315.802: Length of probationary period.
Part 332: Recruitment and selection through competitive examination (except 332.101)
337.101: Rating applicants. (except (c))
Part 352: Reemployment Rights

[1] Waiver required only to the extent that the project conflicts with pertinent provisions of law and regulation.

APPENDIX B—EXPERIMENTAL AND COMPARISON SITES

Agricultural Research Service

Experimental Sites

Akron, CO
Albany, CA
All Hawaiian Islands
Ames/Ankeny, IA
Athens, GA
Beaumont, TX
Beckley, WV
Beltsville, MD
Bozeman, MT
Byron, GA
Canal Point, FL
Charleston, SC
Clemson, SC
Columbia, MO
Corvallis, OR
Davis, CA
Dawson, GA
East Grand Forks, MN
East Lansing, MI
Fairbanks, AK
Fargo, ND
Florence, SC
Frederick, MD
Fresno, CA
Fort Collins, CO
Geneva, NY
Grand Forks, ND
Griffin, GA
Houston, TX
Ithaca, NY
Kerrville, TX
Lane, OK
Las Cruces, NM
Lexington, KY
Logan, UT
Lubbock, TX
Madison, WI
Manhattan, KS
Miami, FL
Miles City, MT
New Orleans, LA
Orient Point, NY
Orlando, FL
Orono, ME
Oxford, MS
Oxford, NC
Pasadena, CA
Peoria, IL
Phoenix, AZ
Pullman, WA
Raleigh, NC
Reno, NV
Riverside, CA
San Francisco, CA
Shafter, CA
Sidney, MT
St. Paul, MN
St. Croix, VI
Stillwater, OK
Stoneville, MS
Suffolk, VA
Temple, TX
Tifton, GA
Tucson, AZ
University Park, PA
Watkinsville, GA
Weslaco, TX
Woodward, OK
Wooster, OH
Yakima, WA

Comparison Sites

Aberdeen, ID
Auburn, AL
Baton Rouge, LA
Boise, ID
Booneville, AR
Boston, MA
Brawley, CA
Brookings, SD
Brooksville, FL
Brownwood, TX
Burns, OR
Bushland, TX
Cheyenne, WY
Clay Center, NE
College Station, TX
Columbus, OH
Coshocton, OH
Delaware, OH
Dubois, ID
Durant, OK
El Reno, OK
Ft. Lauderdale, FL
Gainesville, FL
Georgetown, DE
Greenville, TN
Headquarters, MD
Houma, LA
Jackson, TN
Kearneyville, WV
Kimberly, ID
Laramie, WY
Lewisburg, TN
Lincoln, NE
Mandan, ND
Mayaguez, PR
Mississippi State
Morris, MN
Newark, DE
Pendleton, OR
Poplarville, MS
Prosser, WA
Salinas, CA
Savannah, GA
Stuttgart, AR
Tuxtla, MX
Urbana, IL
Wenatchee, WA
West Lafayette, IN
Winter Haven, FL
Wyndmoor, PA

Forest Service

Experimental sites	Comparison sites
Region 1:	
Regional Office (includes MTDC) Clearwater NF, Custer NF (includes Helena NF), Flathead NF, Idaho Panhandle NF, Kootenai NF, Lolo NF.	Beaverhead NF (includesGallatin NF), Bitterroot NF, Deerlodge NF, Lewis and Clark NF, Nez Perce NF.
Region 2:	
Big Horn NF, Black Hills NF (includes Nebraska NF), Grand Mesa, Uncompahgre, and Gunnison NF, Pike and San Isabel NF, Rio Grande NF, Routt NF, Shoshone NF.	Regional Office, Medicine Bow NF, San Juan NF, White River NF.
Region 3:	
Apache Sitgraves NF, Cibola NF, Coconino NF, Coronado NF, Kaibab NF, Lincoln NF, Santa Fe NF, Tonto NF.	Regional Office, Carson NF, Gila NF, Prescott NF.
Region 4:	
Regional Office/Intermountain Station, Targhee NF (includes Bridger-Teton, Challis, Caribou, & Salmon NF).	Payette NF (includes Boise & Sawtooth NF), Utah-Nevada Cluster: Fish Lake, Dixie, Humboldt, Toiyabe, Uinta, Wasatch-Cache, Manti-LaSal, Ashley NF, and Geometronics Service Center.

Experimental sites	Comparison sites
Region 5:	
Regional Office, Angeles NF, Inyo NF, Klamath NF (includes Six Rivers and Modoc NF), Los Padres NF, Plumas NF (includes Lassen and Mendocino NF), Shasta-Trinity NF, Sierra NF (includes Sequoia and Stanislaus NF), Tahoe NF/Basin.	Cleveland NF, Eldorado NF, San Bernardino NF.
Region 6:	
Colville NF, Deschutes NF (includes Malheur & Ochoco NF), Mt. Baker/Snoqualmie NF (includes Seattle Lab), Mt. Hood NF, Olympic NF, Siuslaw NF, Umpqua NF, Wallowa-Whitman NF, (includes LaGrande Lab & Umatilla NF), Wenatchee NF (includes Wenatchee Lab & Okanogan NF), Willamette NF, Winema NF (includes Fremont NF).	Regional Office/PNW, Gifford Pinchot NF, Rogue River NF (includes Siskiyou NF).
Region 8:	
Regional Office (includes Macon Seed Lab & Caribbean NF), Chattahoochee & Oconee NF (includes Frances Marion & Sumter NF), Jefferson NF (includes George Washington NF), Kisatchie NF (includes Texas NF, part of Alexandria Lab), Mississippi NF (includes NF's in Alabama and Florida).	Daniel Boone NF (includes Cherokee NF) Ouachita NF (includes Ozark-St. Francis NF).
Region 9:	
Regional Office, Allegheny NF, Chequamegon NF, Chippewa NF, Hiawatha NF, Huron-Manistee NF, Mark Twain NF, Monongahela NF, Nicolet NF, Ottowa NF, Superior NF, Wayne-Hoosier NF.	Green Mountain & Finger Lakes NF, Shawnee NF, White Mountain NF.
Region 10:	
Regional Office, Chatham Area, Chugach NF, Ketchikan Area	Stikine Area.
Research Units	
Forest Products Lab, Intermountain Station/R-4 RO, Northeast Station/Area, Pacific Southwest, Forest and Range, Experiment Station, Southeast Station (includes North Carolina NF), Southern Station.	North Central Station, Pacific NW Station/R-6 RO, Rocky Mountain Station (includes Arapahoe & Roosevelt NF).
Headquarters	Washington Office.

[FR Doc. 90-5335 Filed 3-8-90; 8:45 am]

BILLING CODE 6325-01-M

federal register

Friday
March 9, 1990

Part V

Department of Health and Human Services

Food and Drug Administration

21 CFR Part 5 et al.

Code of Federal Regulations; Authority Citations; Editorial Amendments; Final Rule

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Parts 5, 7, 10, 12, 13, 14, 15, 16, 20, 25, 179, and 338

[Docket No. 87N-0358]

Code of Federal Regulations; Authority Citations; Editorial Amendments

AGENCY: Food and Drug Administration, HHS

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is making editorial amendments to the authority citations for parts 5, 7, 10, 12, 13, 14, 15, 16, 20, 25, 179, and 338 in chapter I of title 21 of the Code of Federal Regulations (CFR) that were published in the **Federal Register** on September 27, 1989 (54 FR 39630). These amendments update and correct inaccuracies in these regulatory citations. This action does not represent a change in agency policy and does not increase any burdens on the public.

DATES: Effective March 9, 1990; comments by May 8, 1990.

ADDRESSES: 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: T. Rada Proehl, Office of Regulatory Affairs (HFC–222), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301–443–2994.

SUPPLEMENTARY INFORMATION: In the **Federal Register** of September 27, 1989 (54 FR 39630), FDA made editorial revisions to its procedures in 21 CFR 1.4 for including authority citations in the agency's regulations and revised the authority citations for 21 CFR parts 1 through 1250 to conform to these revised procedures in § 1.4.

This final rule is making additional editorial amendments to the authorities cited for 21 CFR parts 5, 7, 10, 12, 13, 14, 15, 16, 20, 25, 179, and 338 in that September 27, 1989, publication. Specifically, the amendments are as follows:

1. The authority citations for parts 5, 7, 10, 12, 13, 14, 15, 16, 20, and 25 are revised to reflect an amendment to the Federal Food, Drug, and Cosmetic Act (the act) by the addition of section 903 (21 U.S.C. 393). Section 903 was added to the act on November 4, 1988, by Pub. L. 100–607 (102 Stat. 3121), amended by Pub. L. 100–690 (102 Stat. 4244) on November 18, 1988. This amendment established FDA within the Department of Health and Human Services, and provides for the appointment of the Commissioner of Food and Drugs by the President by and with the advice and consent of the Senate, and enumerates his general powers.

2. The authority citation for part 179 is revised to add sections 703 and 704 of the act (21 U.S.C. 373 and 374), and to remove section 701 of the act (21 U.S.C. 371). These revisions will accurately reflect those authorities under which the agency will implement or enforce those sections dealing with irradiated foods in part 179.

3. The authority citation for part 338 is amended by removing references to 5 U.S.C. 553, 554, 702, 703, and 704. This amendment will provide consistency with procedures in § 1.4 and authorities cited for 21 CFR parts 330 through 369 where there is no citation to sections of the Administrative Procedure Act in those parts dealing with over-the-counter drug products.

FDA has determined that the amendments in this final rule do not change the statutory authority applicable to the regulations issued by FDA. The agency is merely revising those references to part authorities to reflect: (1) An amendment to the act; (2) accurate statutory authority applicable to one or more sections in that part; and (3) consistency with its procedures in § 1.4 for including authority citations in the agency's regulations. Because the changes that the agency is making are not substantive but merely describe already applicable authority, the Commissioner of Food and Drugs finds that there is good cause not to engage in notice and public comment procedures or to delay the effective date of these amendments.

In accordance with 21 CFR 10.40(e)(1), the agency is providing until May 8, 1990 for interested persons to submit written comments on the changes to the Dockets Management Branch (address above) to permit the agency to determine whether any of the provisions of the amendments should subsequently be modified or revoked. 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.

Because the amendments are of a housekeeping nature and are amendments of current citations, the amendments are not subject to Executive Order 12291.

The agency has determined under 21 CFR 25.24(a) (8) and (9) that this action is of a type that does not individually or cumulatively have a significant effect on the human environment. Therefore, neither an environmental assessment nor an environmental impact statement is required.

List of Subjects

21 CFR Part 5

Authority delegations (Government agencies), Imports, Organization and functions (Government agencies).

21 CFR Parts 7, 10, 12, 13, 14, 15, 16

Administrative practice and procedure.

21 CFR Part 20

Confidential business information, Courts, Freedom of information, Government employees.

21 CFR Part 25

Environmental impact statements, Foreign relations, Reporting and recordkeeping requirements.

21 CFR Part 179

Food additives, Food labeling, Food packaging, Radiation protection, Reporting and recordkeeping requirements, Signs and symbols.

21 CFR Part 338

Labeling, Over-the-counter drugs.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs, 21 CFR parts 5, 7, 10, 12, 13, 14, 15, 16, 20, 25, 179, and 338 are amended as follows:

PART 5—DELEGATIONS OF AUTHORITY AND ORGANIZATION

1. The authority citation for 21 CFR part 5 is revised to read as follows:

Authority: 5 U.S.C. 504, 552, App. 2; 7 U.S.C. 2271; 15 U.S.C. 638, 1261–1282, 3701–3711a; secs. 2–12 of the Fair Packaging and Labeling Act (15 U.S.C. 1451–1461); 21 U.S.C. 41–50, 61–63, 141–149, 467f, 679(b), 801–886, 1031–1309; secs. 201–903 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321–393); 35 U.S.C. 156; secs. 301, 302, 303, 307, 310, 311, 351, 352, 354–360F, 361, 362, 1701–1706, 2101 of the Public Health Service Act (42 U.S.C. 241, 242, 242a, 242l, 242n, 243, 262, 263, 263b–263n, 264, 265, 300u–300u–5, 300aa–1); 42 U.S.C. 1395y, 3246b, 4332, 4831(a), 10007–10008; E.O. 11490, 11921, and 12591.

PART 7—ENFORCEMENT POLICY

2. The authority citation for 21 CFR part 7 is revised to read as follows:

Authority: Secs. 201–903 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321–393); secs. 301, 351, 354–360F, 361 of the Public Health Service Act (42 U.S.C. 241, 262, 263b–263n, 264).

PART 10—ADMINISTRATIVE PRACTICES AND PROCEDURES

3. The authority citation for 21 CFR part 10 is revised to read as follows:

Authority: Secs. 201–903 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321–393); 21 U.S.C. 41–50, 141–149, 467f, 679, 821, 1034; secs. 2, 351, 354–360F, 361 of the Public Health Service Act (42 U.S.C. 201, 262, 263b–263n, 264); secs. 2–12 of the Fair Packaging and Labeling Act (15 U.S.C. 1451–1461); 5 U.S.C. 551–558, 701–706; 28 U.S.C. 2112.

PART 12—FORMAL EVIDENTIARY PUBLIC HEARING

4. The authority citation for 21 CFR part 12 is revised to read as follows:

Authority: Secs. 201–903 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321–393); 21 U.S.C. 41–50, 141–149, 467f, 679, 821, 1034; secs. 2, 351, 354–360F, 361 of the Public Health Service Act (42 U.S.C. 201, 262, 263b–263n, 264); secs. 2–12 of the Fair Packaging and Labeling Act (15 U.S.C. 1451–1461); 5 U.S.C. 551–558, 701–706; 28 U.S.C. 2112.

PART 13—PUBLIC HEARING BEFORE A PUBLIC BOARD OF INQUIRY

5. The authority citation for 21 CFR part 13 is revised to read as follows:

Authority: Secs. 201–903 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321–393); 21 U.S.C. 41–50, 141–149, 467f, 679, 821, 1034; secs. 2, 351, 354–360F, 361 of the Public Health Service Act (42 U.S.C. 201, 262, 263b–263n, 264); secs. 2–12 of the Fair Packaging and Labeling Act (15 U.S.C. 1451–1461); 5 U.S.C. 551–558, 701–706; 28 U.S.C. 2112.

PART 14—PUBLIC HEARING BEFORE A PUBLIC ADVISORY COMMITTEE

6. The authority citation for 21 CFR part 14 is revised to read as follows:

Authority: Secs. 201–903 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321–393); 21 U.S.C. 41–50, 141–149, 467f, 679, 821, 1034; secs. 2, 351, 354–360F, 361 of the Public Health Service Act (42 U.S.C. 201, 262, 263b–263n, 264); secs. 2–12 of the Fair Packaging and Labeling Act (15 U.S.C. 1451–1461); 5 U.S.C. App. 2; 28 U.S.C. 2112.

PART 15—PUBLIC HEARING BEFORE THE COMMISSIONER

7. The authority citation for 21 CFR part 15 is revised to read as follows:

Authority: Secs. 201–903 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321–393); 21 U.S.C. 41–50, 141–149, 467f, 679, 821, 1034; secs. 2, 351, 354–360F, 361 of the Public Health Service Act (42 U.S.C. 201, 262, 263b–263n, 264); secs. 2–12 of the Fair Packaging and Labeling Act (15 U.S.C. 1451–1461); 5 U.S.C. 553; 28 U.S.C. 2112.

PART 16—REGULATORY HEARING BEFORE THE FOOD AND DRUG ADMINISTRATION

8. The authority citation for 21 CFR part 16 is revised to read as follows:

Authority: Secs. 201–903 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321–393); 21 U.S.C. 41–50, 141–149, 467f, 679, 821, 1034; secs. 2, 351, 354–360F, 361 of the Public Health Service Act (42 U.S.C. 201, 262, 263b–263n, 264); secs. 2–12 of the Fair Packaging and Labeling Act (15 U.S.C. 1451–1461); 28 U.S.C. 2112.

PART 20—PUBLIC INFORMATION

9. The authority citation for 21 CFR part 20 is revised to read as follows:

Authority: Secs. 201–903 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321–393); secs. 301, 302, 303, 307, 310, 311, 351, 352, 354–360F, 361, 362, 1701–1706, 2101 of the Public Health Service Act (42 U.S.C. 241, 242, 242a, 242l, 242n, 243, 262, 263, 263b–263n, 264, 265, 300u–300u–5, 300aa–1); 5 U.S.C. 552; 18 U.S.C. 1905.

PART 25—ENVIRONMENTAL IMPACT CONSIDERATIONS

10. The authority citation for 21 CFR part 25 is revised to read as follows:

Authority: Secs. 201–903 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321–393); secs. 351, 354–361 of the Public Health Service Act (42 U.S.C. 262, 263b–264); 42 U.S.C. 4321, 4332; 40 CFR parts 1500–1508; E.O. 11514 as amended by E.O. 11991; E.O. 12114.

PART 179—IRRADIATION IN THE PRODUCTION, PROCESSING AND HANDLING OF FOOD

11. The authority citation for 21 CFR part 179 is revised to read as follows:

Authority: Secs. 201, 402, 403, 409, 703, 704 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 342, 343, 348, 373, 374).

PART 338—NIGHTTIME SLEEP-AID DRUG PRODUCTS FOR OVER-THE-COUNTER HUMAN USE

12. The authority citation for 21 CFR part 338 is revised to read as follows:

Authority: Secs. 201, 501, 502, 503, 505, 510, 701 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 351, 352, 353, 355, 360, 371).

Dated: February 21, 1990.

Ronald G. Chesemore,

Associate Commissioner for Regulatory Affairs.

[FR Doc. 90–4632 Filed 3–8–90; 8:45 am]

BILLING CODE 4160–01–M

federal register

Friday
March 9, 1990

Part VI

Department of Transportation

Federal Aviation Administration

14 CFR Part 71

Establishment of the Orlando Terminal Control Area and Revocation of the Orlando International Airport, Airport Radar Service Area; Florida; Rule

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Airspace Docket No. 89-AWA-4]

RIN: 2120-AD03

Establishment of the Orlando Terminal Control Area and Revocation of the Orlando International Airport, Airport Radar Service Area; FL

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment establishes a Terminal Control Area (TCA) at Orlando, FL. The TCA will consist of airspace from the surface or higher within a 30-nautical-mile radius of the Orlando International Airport up to and including 10,000 feet above mean sea level (MSL). This action will increase the capability of the air traffic control (ATC) system to separate aircraft in the terminal airspace around the Orlando International Airport. Orlando International Airport is currently served by an Airport Radar Service Area (ARSA) which is rescinded concurrent with the establishment of this TCA.

EFFECTIVE DATE: 0901 UTC, September 20, 1990.

FOR FURTHER INFORMATION CONTACT: Lewis W. Still, Airspace Branch (ATO-240), Airspace-Rules and Aeronautical Information Division, Air Traffic Operations Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone: (202) 267-9250.

SUPPLEMENTARY INFORMATION:

Background

The TCA program was developed to reduce the midair collision potential in the congested airspace surrounding airports with high density air traffic by providing an area in which all aircraft will be subject to certain operating rules and equipment requirements.

The density of traffic and the type of operations being conducted in the airspace surrounding major terminals increase the probability of midair collisions. In 1970, an extensive study found that the majority of midair collisions occurred between a general aviation (GA) aircraft and air carrier, military or another GA aircraft. The basic causal factor common to these conflicts was the mix of uncontrolled aircraft operating under visual flight rules (VFR) and controlled aircraft operating under instrument flight rules (IFR). TCA's provide a method to accommodate the increasing number of IFR and VFR operations. The regulatory requirements of TCA airspace afford the greatest protection for the greatest number of people by providing ATC with an increased capability to provide aircraft separation service, thereby minimizing the mix of controlled and uncontrolled aircraft.

On August 22, 1987, the Secretary of Transportation announced nine locations for which the FAA would issue Notices proposing the establishment of TCA's. The nine candidates cited qualify for TCA status by meeting the criteria published in FAA Handbook 7400.2C, "Procedures for Handling Airspace Matters." The criteria for establising a TCA are based on factors which include the number of aircraft and people using that airspace, the traffic density, and the type or nature of operations being conducted. Accordingly, guidelines have been established to identify TCA locations based on two elements—the number of enplaned passengers and the number of aircraft operations.

User Group Participation

The TCA adopted by this amendment is the product of discussions with a broad representation of the aviation community. In conjuction with this action, the FAA will continue to work cooperatively with local user groups to ensure that the TCA is effective for all users by identifying any adjustments or modifications that appear necessary. Through joint FAA and user cooperation, any problems that arise can then be identified and corrective action taken when necessary.

The TCA configuration adopted in this final rule has been developed through substantial public participation. Initially, informal airspace meetings were held on August 16 and 17, 1988, to allow local aviation interests and airspace users an opportunity to present input for the design of the proposed TCA. In addition, the Florida Airspace Utilization Committee (FAUC) appointed a special task group to recommend a TCA design to meet the needs of the flying community while providing the greatest degree of safety. Technical assistance and support were supplied by Orlando Terminal Radar Approach Control (TRANCON) personnel. After the initial meetings and extensive coordination with the FAUC subgroup committee, a tentative TCA configuration was prepared for public discussion. The committee's recommendations and all public comments were considered and substantially accommodated in the TCA configuration formally proposed by the FAA for adoption. An additional opportunity for public participation was provided by a Notice of Proposed Rulemaking (NPRM) published in the **Federal Register** on September 13, 1989 (54 FR 37884). Comments were received in response to the Notice. Due consideration has been given to these comments as well as the comments received at the various meetings.

Discussion of Comments

In response to the TCA proposal, the FAA received seven written comments. In addition, the FAA has had the benefit of considerable dialogue at user group meetings. The FAA appreciates the thoughtful and meaningful contributions and the interest expressed by all of those who took time to participate in the several steps of this rulemaking proceeding. The following is an analysis of the comments received.

Two commenters were critical of the 30-mile Mode C veil (that airspace within 30 nautical miles of a primary TCA airport, as established in 53 FR 23356, June 21, 1988) which would be established concurrent with the TCA. The Mode C rule requires pilots to have and operate a transponder with Mode C in their aircraft when operating within 30 nautical miles of any designated TCA-primary airport (commonly called Mode C veil) from the surface to 10,000 feet MSL. The advantages of including the requirement for transponder with Mode C are: (1) To provide automatic conflict alert and low-altitude alert warnings to controllers which can be quickly relayed to the pilot; (2) to provide controllers with a continuous, more complete traffic picture; (3) to reduce radio communications; and (4) to assist aircraft being controlled by ATC in avoiding aircraft operating without ATC assistance.

One commenter suggested, in lieu of the TCA, a climb and descent corridor concept which would keep jets in a narrow area and at high altitudes until necessary to descend. The primary concern in any proposed TCA action is providing the highest degree of safety while preserving the most efficient use of the available terminal airspace. Simulations of the climb/descent corridor concept concluded that, while corridors do provide a degree of safety for aircraft arriving and departing terminal areas, they do not provide adequate airspace to effectively vector, sequence, and meter the vast number of aircraft served in major terminal areas today. The use of corridors would result in a drop in capacity for most terminal areas because of the different performance characteristics of aircraft.

Two commenters stated that the size of the TCA was too large, and one of the commenters suggested that the size and shape of the TCA should be more compatible with the area. In considering the size of the TCA, it is the FAA's policy to use only that airspace necessary to accomplish the objective of the TCA. In designing the TCA, the FAA used the considerable input provided by the users committee (the Florida Airspace Utilization Committee) and the FAA facilities in the area. Consideration of these comprehensive comments produced a TCA design which the agency believes represents the needs of the users and the FAA, as well as being compatible with the local area.

One commenter expressed a concern that pilots who would be affected by the airspace change in central Florida were not made aware of the proposed changes by the FAA. On June 10, 1988, the FAA mailed out circulars to pilots within 100 miles of the TCA announcing the dates and place of the informal airspace meetings for the establishment and design of the Orlando TCA. The informal airspace meetings were held on August 16 and 17, 1988. While it is not guaranteed that everyone interested in flying will receive information on any or all airspace matters, the FAA meets all legal requirements for public notice of meetings and proposed rules, and the agency makes a considerable effort to notify local airspace users of proposed and implemented changes to the airspace system through the press and special mailings.

The Air Transport Association concurred with the TCA configuration and the concept of a TCA at Orlando.

The Air Line Pilots Association (ALPA) strongly supported the establishment of a TCA at Orlando. However, it did not support the design configuration of the TCA and suggested extending the outer areas of the TCA to 30 nautical miles with floors of 6,000 feet from 20 to 25 miles, and 8,000 feet from 25 to 30 miles. The FAA believes that the current size of the TCA is sufficient to offer the best possible service to the users as well as adhering to the agency's policy of using only that airspace necessary to accomplish the objectives of a TCA.

ALPA also suggested that a very high frequency omnidirectional radio range and tactical air navigational aid (VORTAC) or VOR with distance measuring equipment (DME) be installed at Orlando Airport so that VOR radials, DME, and crossing radials can be used to define the boundaries of the TCA in conjunction with prominent landmarks. The installation of a VORTAC or VOR, to be used as ALPA suggested, would be extremely expensive and the facility could not be commissioned for some time. The benefits from such a project, if any, would not justify the costs of the project in light of the navigation aids currently available in the Orlando area.

Two commenters expressed concern over the impact the TCA will have on VFR aircraft operations at smaller airports in the area. Specific references were made to Flying Seminole Ranch, Sanford Regional, Winter Haven's Gilbert, Leesburg Municipal, and Spruce Creek Airpark. The floor of the TCA over Seminole Ranch and Sanford Regional is 3,000 feet MSL, and the floor over Leesburg Municipal and Winter Haven's Gilbert is 6,000 feet MSL. This allows ample airspace for operations to and from each airport for those pilots who do not desire to fly in the TCA. Leesburg Municipal is located on the northwest boundary of the TCA; therefore, the airspace west through northeast of Leesburg Municipal is outside the boundaries of the TCA. At Winter Haven's Gilbert, the airspace one mile south of the airport and the airspace two miles west of the airport are outside the boundaries of the TCA. Spruce Creek Airpark is several miles outside the boundaries of the TCA. Therefore, the establishment of a TCA at Orlando should have a minimum impact, if any, on aircraft operations at Spruce Creek Airpark.

The Rule

This amendment to part 71 of the Federal Aviation Regulations designates a Terminal Control Area (TCA) at Orlando International Airport, FL, to accommodate current traffic flows and provide a greater degree of safety in known areas of congestion involving controlled IFR and uncontrolled VFR flights. Consequently, the FAA has determined that establishment of a TCA at Orlando International Airport is in the interest of flight safety and will result in a greater degree of protection for the greatest number of people during flight in that terminal area. Orlando International Airport is currently served by an ARSA which is rescinded with the establishment of this TCA.

Regulatory Evaluation Summary

This section summarizes the full regulatory evaluation prepared by the FAA that provides more detailed estimates of the economic consequences of this regulatory action. This summary and the full evaluation quantify, to the extent practicable, estimated costs to the private sector, consumers, Federal, State and local governments, as well as anticipated benefits.

Executive Order 12291, dated February 17, 1981, directs Federal agencies to promulgate new regulations or modify existing regulations only if potential benefits to society for each regulatory change outweigh potential costs. The order also requires the preparation of a Regulatory Impact Analysis of all "major" rules except those responding to emergency situations or other narrowly defined exigencies. A "major" rule is one that is likely to result in an annual effect on the economy of $100 million or more, a major increase in consumer costs, a significant adverse effect on competition, or is highly controversial.

The FAA has determined that this rule is not "major" as defined in the executive order; therefore, a full regulatory analysis, which includes the identification and evaluation of cost-reducing alternatives to the rule, has not been prepared. Instead, the agency has prepared a more concise document, termed a regulatory evaluation, that analyzes only this rule without identifying alternatives. In addition to a summary of the regulatory evaluation, this section also contains a regulatory flexibility determination required by the 1980 Regulatory Flexibility Act (Pub. L. 96-354) and an international trade impact assessment. If more detailed economic information is desired than is contained in this summary, the reader is referred to the full regulatory evaluation contained in the docket.

This rule is intended to lower the likelihood of midair collisions by increasing the capability of the ATC system to separate all aircraft in terminal airspace around the Orlando International Airport. This action was prompted by data indicating that a high percentage of near midair collisions reported to the FAA in terminal areas involve VFR aircraft that are not required to be under the control of ATC. Thus, the overall objective of this rule is to substantially increase safety while accommodating the legitimate concerns of airspace users.

Cost-Benefit Analysis

a. Costs

The FAA estimates the total cost expected to accrue from implementation of this rule is $7.3 million ($4 million, discounted, 15 years) in 1987 dollars. Approximately $3.8 million (discounted) or 95 percent of the total estimated costs will be incurred by the FAA primarily for additional equipment. The remaining costs will be incurred by small GA aircraft operators who will be required under this rule to equip their aircraft

with Mode C transponders sooner than they would have for the ARSA under the previous FAA rule: "Transponder With Automatic Altitude Reporting Capability Requirement (Mode C)" (53 FR 23356, June 21, 1988). This rule is being implemented in two phases. Phase I, which began in July 1989, requires a transponder with Mode C at and above 10,000 feet MSL and in the vicinity (30 nautical miles) of TCA-primary airports. There are currently 27 TCA's.

Phase II will require a transponder with Mode C requirement in the airspace in the vicinity (10 nautical miles) of ARSA-primary airports. Phase II becomes effective on December 30, 1990, and will affect over 135 ARSA's. Also in Phase II, a transponder with Mode C will be required at other designated airports for which either a TCA or ARSA has not been adopted. Consequently, most aircraft without Mode C transponders will need ATC authorization to fly within 30 nautical miles of a TCA-primary airport, within 10 nautical miles of an ARSA-primary airport, or within controlled airspace of other designated airports that would also require Mode C transponders.

Thus, this evaluation, as well as the Mode C rule, assumes that all aircraft without Mode C will acquire such equipment rather than circumnavigate the subject airport. The only aircraft without this equipment will be nonelectrical types. Costs to these types of aircraft operators have already been accounted for by the Mode C rule. Thus, aircraft operators impacted by this rule will only incur the opportunity cost of capital by requiring them to acquire, install, and maintain Mode C transponders one year earlier than they otherwise would be required to do so in accordance with Phase II of the Mode C rule.

b. Benefits

This rule is expected to generate potential benefits primarily in the form of enhanced safety for the aviation community and the flying public. Such safety, for instance, will take the form of reduced casualty losses (namely, aviation fatalities and property damage) resulting from a lowered likelihood of midair collisions due to increased ATC in airspace to be established as the TCA. In addition, potential benefits are expected to accrue in the form of improved operational efficiency on the part of FAA air traffic controllers.

Ordinarily, the potential benefits of this rule would be the reduction in the probability of midair collisions resulting from converting the former ARSA to a TCA. However, because of the recent Mode C rule (and to some extent, the rule for Traffic Alert and Collision Avoidance System (TCAS), 54 FR 940, January 10, 1989), the number of potential midair collisions avoided by this rule is expected to be significantly lower. Nevertheless, this rule is still expected to accrue benefits in terms of enhanced safety, though on a much smaller scale.

This point can be illustrated with the use of statistical models based on actual and projected critical near midair collision (NMAC) incidents in lieu of actual midair collisions. (A critical NMAC is an event involving two aircraft coming within 100 feet of each other; the fact that they do not collide is not due to an action on the part of either pilot but, rather, is due purely to chance.) Since midair collisions involving part 135 aircraft, and especially part 121 aircraft, are rare, the use of critical NMAC's will serve to illustrate, to some degree, the potential improvements in aviation safety because of this rule.

Simple regression analyses were prepared for this evaluation which focused on critical NMAC's, aircraft operations in 23 existing TCA's, and a random sample of 23 of the existing 79 ARSA's (as of 1986 and 1987). The results of these analyses indicated that TCA's have approximately 68 percent fewer critical NMAC's annually, on average, than ARSA's. While there is no demonstrated relationship between critical NMAC's and actual midair collisions, the lower critical NMAC rate does indicate a more efficient separation of aircraft in congested airspace.

As the result of these findings, if the former Orlando ARSA had remained intact (and the recent Mode C and TCAS rules were not in effect), the Orlando Terminal Area would have expected to experience approximately 2.2 critical NMAC's annually (or 34 critical NMAC's over the next 15 years). Due to this new TCA, however, this figure could be reduced to approximately 0.7 critical NMAC's annually (or 11 critical NMAC's over the next 15 years). Thus, over the next 15 years, this rule could result in the reduction of approximately 23 critical NMAC's. However, it is important to note that many, if not most, of these potential critical NMAC's will never materialize as predicted primarily because of the Mode C rule and, to some extent, the TCAS rule.

According to Phase II of the Mode C rule, all aircraft operating within 10 nautical miles (except for flights below the outer 5-mile "shelf") of an ARSA-primary airport must be equipped with a Mode C transponder. Phase I of the Mode C rule requires, as of July 1989, aircraft operating within 30 nautical miles of a TCA to be equipped with a Mode C transponder. These requirements are expected to significantly reduce the risk of midair collisions in ARSA's and TCA's. For this reason, the primary safety benefit of this rule to create a TCA in March 1990 at Orlando is that the safety enhancements of the Mode C and TCAS requirements will occur earlier than they otherwise would be expected without this rule. A second safety benefit will be in terms of the lowered likelihood of midair collisions as a result of expanding the lateral boundaries by 20 nautical miles through replacing the Orlando ARSA with a TCA.

Thus, the safety benefits of the establishment of a new TCA, while positive, will be less than would otherwise accrue in the absence of the Mode C and TCAS rules. Since this rule essentially extends the effects of the Mode C rule, virtually all of its potential safety benefits are assumed to be part of that rule. Such benefits cannot be estimated separately and, therefore, are considered to be inextricably linked primarily to the Mode C rule. Over a 15-year period, the Mode C rule is expected to generate total potential safety benefits of $344 million (discounted, in 1987 dollars). (The Mode C rule benefits estimate of $310 million for 10 years has been adjusted to a 15-year period for the purpose of comparability with the TCAS rule and other FAA rulemaking actions). It is important to note that part of these safety benefits would be attributed to the TCAS rule. Thus, the potential safety benefits of this rule, and the Mode C and TCAS rules, are considered to be inextricably linked.

Another potential benefit of this rule will be improved operational efficiency on the part of FAA air traffic controllers. Under this rule, Mode C transponder requirements will ease controller workload as a result of aircraft being controlled due to a reduction in radio communications. It will also make potential traffic conflicts more readily apparent to the controller. As the result of improved operational efficiency, the impact of controller workload, increased by separation requirements in the new TCA, will be somewhat offset due to the controller's ability to adjust the volume of VFR traffic in any given portion of the TCA.

Improved operational efficiency should generate other types of benefits in the form of significant reductions in the number of VFR aircraft requests denied and in the number of VFR aircraft delayed during busy periods. As the result of converting the former Orlando ARSA to a TCA, improved

operational efficiency will accrue due to the availability of additional air traffic equipment. If the former Orlando ARSA had remained intact, such additional equipment would not be required. Therefore, the potential benefits of improved operational efficiency, which are not considered to be quantifiable in monetary terms in this evaluation, will be attributed to this rule rather than either the Mode C rule or TCAS rule.

c. Comparison of Benefits and Costs

The total cost that will accrue from implementation of this rule is estimated to be $4 million (discounted, in 1987 dollars). Approximately 5 percent of this total cost estimate will fall on those GA aircraft operators without Mode C transponders in the form of opportunity costs requiring them to acquire such avionics equipment, including maintenance, sooner than they otherwise would under the status quo. The typical individual GA aircraft operator impacted will incur an estimated one-time cost ranging from $86 to $191 (discounted) under this rule. (As a result of the opportunity cost concept, the derivation of these cost estimates is too complex to discuss briefly. Therefore, the reader should refer to the detailed regulatory evaluation, which is contained in the docket, for a full explanation of the method by which these costs estimates were made.)

The potential benefits of this rule will be the lowered likelihood of midair collisions from the conversion of the former ARSA to a TCA. The number of midair collisions avoided and their respective monetary values cannot be estimated for this rule independent of the Mode C and TCAS rules, but the FAA believes this risk would be substantially reduced. An FAA analysis prepared for this evaluation, however, has shown that critical near midair collisions occur approximately two-thirds less frequently in a TCA than within an ARSA. The FAA believes that even after the aviation community complies with the Mode C and TCAS rules, locations converting from ARSA's to TCA's will continue to experience reduced critical NMAC's. In addition, this rule will generate improved operational efficiency benefits on the part of FAA air traffic controllers, though they are not considered to be quantifiable in monetary terms.

Clearly, in view of the cost of compliance relative to the significant reduction in the likelihood of midair collisions as well as improved operational efficiency in the Orlando Terminal Area, the FAA firmly believes this rule is cost-beneficial.

The Regulatory Evaluation that has been placed in the docket contains additional detailed information related to the costs and benefits that are expected to accrue from the implementation of this rule.

Final Regulatory Flexibility Determination

The Regulatory Flexibility Act of 1980 (RFA) was enacted to ensure that small entities are not unnecessarily and disproportionately burdened by Government regulations. The RFA requires agencies to review rules which may have "a significant economic impact on a substantial number of small entities."

The small entities that could be potentially affected by the implementation of this rule are unscheduled operators of aircraft for hire owning nine or fewer aircraft.

Virtually all of the aircraft operators impacted by this rule will be those who acquire Mode C transponder capability. The FAA believes that all unscheduled aircraft operators (namely, air taxi operators) potentially impacted by this rule already have Mode C transponders due to the fact that such operators fly regularly in or near airports where radar approach control service has been established. Even if some of these operators were to acquire, install, and maintain Mode C transponders, the cost would not have a significant economic impact on a substantial number of them. The annual FAA threshold for significant economic impact is $3,700 (1987 dollars) for a small entity.

According to FAA Order 2100.14A (Regulatory Flexibility Criteria and Guidance), the definition of a small entity, in terms of an air taxi operator, is one with nine aircraft owned, but not necessarily operated.

If we were to assume that a particular aircraft operator had nine aircraft without transponders, then the annual one-time cost per impacted aircraft would be approximately $210 (undiscounted, for the purpose of comparability with the figure of $3,700). The total annual one-time cost per small entity would amount to an estimated $1,890. Thus, the annual worst case cost for a small entity would fall far below the FAA's annual threshold of $3,700. Therefore, the FAA believes this rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

International Trade Impact Assessment

This rule will neither have an effect on the sale of foreign aviation products or services in the United States, nor will it have an effect on the sale of U.S. products or services in foreign countries. This is because this rule will only potentially impact small GA aircraft operators without Mode C, and not aircraft manufacturers. The average cost of acquiring Mode C capability is estimated to range from $900 (to upgrade from a Mode A transponder) to $2,000 (to acquire a Mode C transponder without having a Mode A transponder). The cost of acquiring Mode C capability is not considered to be high enough to discourage potential buyers of small GA airplanes.

Federalism Implications

This regulation will not have substantial direct effects on the states, on the relationship between the national government and the states, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, preparation of a Federalism assessment is not warranted.

Conclusion

For the reasons discussed under "Regulatory Evaluation," the FAA has determined that this regulation (1) is not a "major rule" under Executive Order 12291; and (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; Febraury 26, 1979). It is certified that this regulation will not have a significant economic impact on a substantial number of small entities.

List of Subjects in 14 CFR Part 71

Aviation safety, Terminal control areas, Airport radar service areas.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, part 71 of the Federal Aviation Regulations (14 CFR part 71) is amended as follows:

PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE AND REPORTING POINTS

1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. 1348(a), 1354(a), 1510; Executive Order 10854; 49 U.S.C. 106(g) (Revised Pub. L. 97-449, January 12, 1983); 14 CFR 11.69.

§ 71.401 [Amended]

2. Section 71.401(b) is amended as follows:

Orlando, FL [New]

Primary Airport

Orlando International Airport (lat. 28°25'43"N., long. 81°18'58"W.)
Boundaries.

Area A. That airspace extending upward from the surface to and including 10,000 feet MSL beginning at lat. 28°30'15"N., long. 81°26'30"W.; to lat 28°34'00"N., long. 81°16'15"W.; to lat. 28°34'00"N., long. 81°11'00"W.; to lat. 28°19'15"N., long. 81°10'45"W.; to lat. 28°17'45"N., long. 81°14'45"W.; to lat. 28°19'30"N., long. 81°26'45"W.; to the point of beginning.

Area B. That airspace extending upward from 1,500 feet MSL to and including 10,000 feet MSL beginning at lat. 28°28'45"N., long. 81°30'15"W.; to lat. 28°30'13"N., long. 81°26'30"W.; to lat. 28°19'30"N., long. 81°26'45"W.; to lat. 28°17'45"N., long. 81°14'45"W.; to lat. 28°19'15"N., long. 81°10'45"W.; to lat. 28°11'30"N., long. 81°10'30"W.; to lat. 28°11'30"N., long. 81°29'30"W.; to the point of beginning.

Area C. That airspace extending upward from 1,600 feet MSL to and including 10,000 feet MSL beginning at lat. 28°41'00"N., long. 81°31'00"W.; to lat. 28°40'30"N., long. 81°11'15"W.; to lat. 28°34'00"N., long. 81°11'00"W.; to lat. 28°34'00"N., long. 81°16'15"W.; to lat. 28°30'15"N., long. 81°26'30"W.; to lat. 28°28'45"N., long. 81°30'15"W.; to the point of beginning.

Area D. That airspace extending upward from 3,000 feet MSL to and including 10,000 feet MSL beginning at lat. 28°51'00"N., long. 81°39'00"W., to lat. 28°51'15"N., long. 81°36'00"W.; to lat. 28°52'30"N., long 81°18'00"W.; to lat. 28°51'30"N., long. 81°10'30"W.; to lat. 28°51'00"N., long. 81°05'30"W.; to lat. 28°32'00"N., long. 81°02'00"W.; to lat. 28°16'15"N., long. 80°58'15"W.; to lat. 28°03'00"N., long. 81°05'45"W.; to lat. 28°03'00"N., long. 81°38'30"W.; to lat. 28°13'00"N., long. 81°40'30"W.; to lat. 28°37'30"N., long. 81°46'30"W.; to lat. 28°41'30"N., long. 81°44'15"W.; to the point of beginning, excluding Areas A, B, and C.

Area E. That airspace extending upward from 6,000 feet MSL to and including 10,000 feet MSL beginning at lat. 28°10'15"N., long. 81°46'30"W.; to lat. 28°13'00"N., long. 81°40'30"W.; to lat. 28°03'00"N., long. 81°38'30"W.; to lat. 28°03'00"N., long. 81°46'45"W.; to the point of beginning.

Area F. That airspace extending upward from 6,000 feet MSL to and including 10,000 feet MSL beginning at lat. 28°48'30"N., long. 81°50'00"W.; to lat. 28°55'30"N., long. 81°43'00"W.; to lat. 28°51'15"N., long. 81°36'00"W.; to lat. 28°51'00"N., long. 81°39'00"W.; to lat. 28°41'30"N., long. 81°44'15"W.; to the point of beginning.

Area G. That airspace extending upward from 6,000 feet MSL to and including 10,000 feet MSL beginning at lat. 29°00'00"N., long. 81°10'30"W.; to lat. 29°00'00"N., long. 81°00'00"W.; to lat. 28°53'00"N., long. 81°00'00"W.; then clockwise along the 27 NM DME arc of the Orlando VOR to lat. 28°23'14"N., long. 80°51'21"W.; to lat. 28°26'15"N., long. 81°00'37"W.; to lat. 28°32'00"N., long. 81°02'00"W.; to lat. 28°51'00"N., long. 81°05'30"W.; to lat. 28°51'30"N., long. 81°10'30"W.; to the point of beginning.

§ 71.501 [Amended]

3. Section 71.501 is amended as follows:

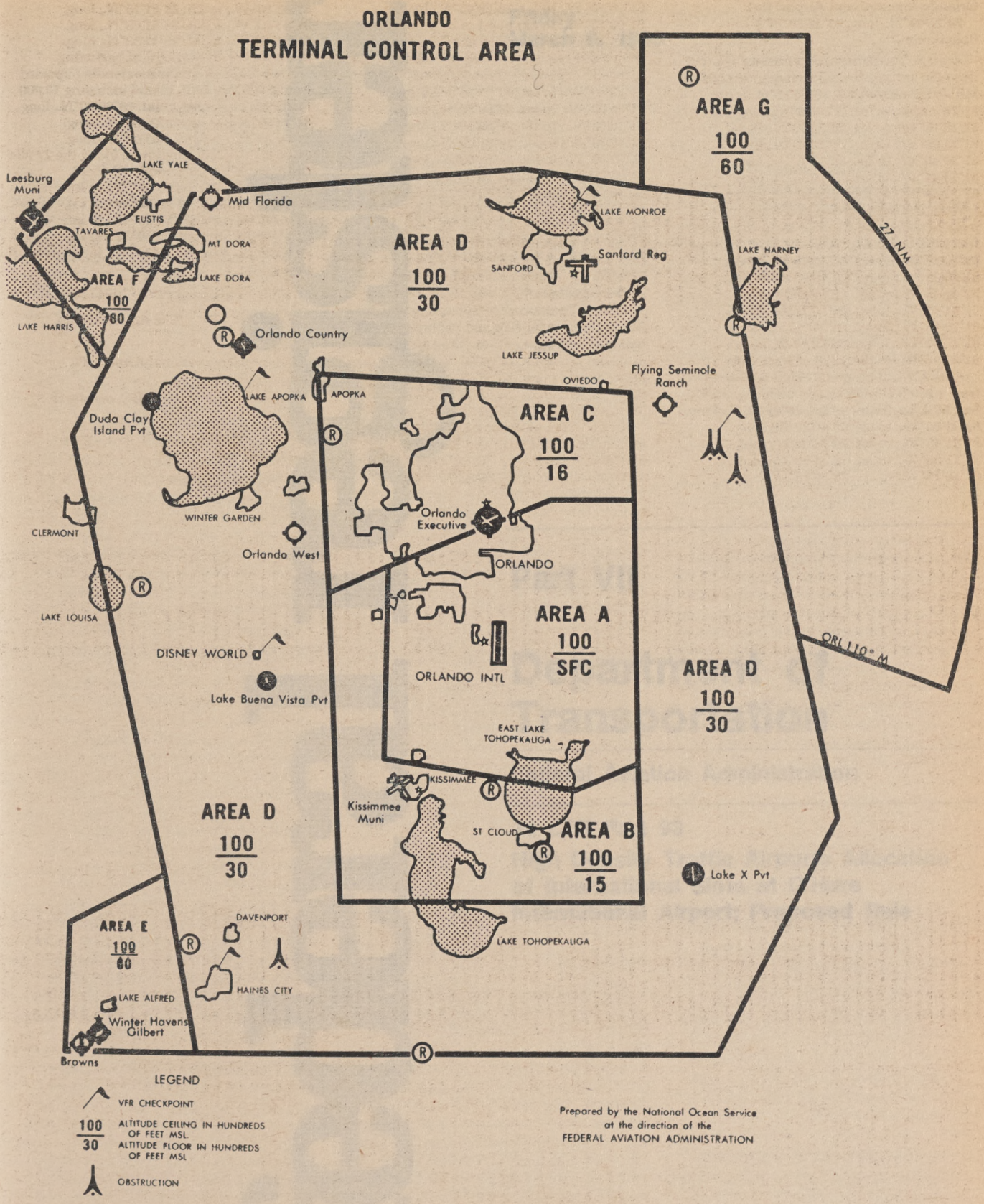
Orlando International Airport, FL [Removed]

Issued in Washington, DC, on March 5, 1990.

James B. Busey,

Administrator.

BILLING CODE 4910-13-M



[FR Doc. 90-5439 Filed 3-8-90; 8:45 am]

BILLING CODE 4910-13-C

federal register

Friday
March 9, 1990

Part VII

Department of Transportation

Federal Aviation Administration

14 CFR Part 93

High Density Traffic Airports Allocation of International Slots at O'Hare International Airport; Proposed Rule

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 93

[Docket No. 26151; Notice No. 90-10]

High Density Traffic Airports Allocation of International Slots at O'Hare International Airport

AGENCY: Federal Aviation Administration (FAA), Department of Transportation, (DOT).

ACTION: Notice of proposed rulemaking.

SUMMARY: This notice proposes to amend the Federal Aviation Regulations relating to the allocation of air carrier and commuter operator slots (i.e., instrument flight rules (IFR) takeoff and landing reservations) at O'Hare International Airport to limit the availability of seasonal international slots at O'Hare Airport for carriers with 100 or more slots. The proposal responds to a petition from United Airlines to limit the requirement that U.S. carriers furnish domestic slots for international operations by other carriers. Under the rule proposed, slots would not be withdrawn from domestic operators at O'Hare to accommodate international operations by carriers with 100 or more slots at that airport. The proposal would require each large slot holder at the airport to accommodate international operations from its own slot base or from unallocated slots, rather than the domestic slots of other carriers.

DATES: Comments must be received on or before April 9, 1990.

ADDRESSES: Comments on this regulation may be mailed in triplicate to:

Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket (AGC-10), Docket No. 26151, 800 Independence Avenue, SW., Washington, DC 20591

or delivered in triplicate to:

Federal Aviation Administration, Rules Docket, Room 915, 800 Independence Avenue, SW., Washington, DC 20591

Comments may be examined in the Rules Docket weekdays, except Federal holidays, between 8:30 a.m. and 5:00 p.m.

FOR FURTHER INFORMATION CONTACT:

David L. Bennett, Office of the Chief Counsel, AGC-230, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591, Telephone: (202) 267-3491.

SUPPLEMENTARY INFORMATION:

Comments Invited

Interested persons are invited to comment on the proposed rule by submitting such written data, views, or arguments as they may desire on any portion of the amendment. Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in developing reasoned regulatory decisions. Communications should identify the regulatory docket number and be submitted in duplicate to the address listed above. All communcations received on or before the closing date for comments will be considered by the Administrator before taking further rulemaking action. Commenters wishing the FAA to acknowledge receipt of their comments must submit with those comments a self-addressed, stamped postcard on which the following statement is made: "Comments to Docket No. 26151." The postcard will be date/time stamped and returned to the commenter. Also, any portion of this rule may be changed in the light of comments received. All comments submitted will be available for examination in the Rules Docket both before and after the closing date for comments.

Availability of NPRM's

Any person may obtain a copy of this NPRM by submitting a request to the Federal Aviation Administration, Office of Public Affairs, Attention: Public Information Center, APA-430, 800 Independence Avenue, SW., Washington, DC 20591; or by calling (202) 267-8058. Communications must identify the amendment number of the NPRM. Persons interested in being placed on a mailing list for future notices should also request a copy of Advisory Circular No. 11-2 which describes the application procedure.

Background

The High Density Traffic Airport Rule, 14 CFR part 93, subpart K, limits the number of operations during certain hours or half hours at four airports: Kennedy International, LaGuardia, O'Hare International, and Washington National. Comprehensive rules for the allocation and transfer of high density airport slots were adopted in December 1985 (14 CFR part 93, subpart S). A "slot" is defined as the authority to conduct one allocated IFR landing or takeoff operation during a specific hour or 30-minute period at one of the high density airports.

Slots used by foreign carriers and by U.S. carriers for international operations are allocated by the FAA under procedures different from those that apply to the allocation and transfer of slots for domestic operations. Under FAR § 93.217, international slots are allocated at Kennedy International Airport and O'Hare International Airport by the FAA for each summer and winter season. These slots may not be sold, and they expire at the end of the season for which they are allocated.

At Kennedy, an international slot is allocated upon request to a carrier that requested and operated the same slot in the same season the previous year. A new request is granted if a slot is available at the time requested, and denied if there is no slot available. An alternate slot will be offered at the nearest suitable time period if available. At O'Hare, a slot requested for scheduled international service by the dates specified in the rule (May 15 for the following winter season and October 15 for the following summer season) is allocated at or within two hours of the time requested. Domestic slots are withdrawn from U.S. operators to make slots available for the international requests, if those requests would otherwise have exceeded High Density Rule limits in that half hour.

The United Air Lines Petition

On July 10, 1987, the FAA published in the **Federal Register** a Notice of Petition for Rulemaking filed on behalf of United Air Lines, Inc. (52 FR 26020). The petition requested an amendment to the Federal Aviation Regulations (FAR) to conform the requirements for allocating international arrival and departure slots at O'Hare Airport to the requirements for allocating such slots at Kennedy Airport (JFK). The amendment as proposed would have removed the provision in the current rule that requires the FAA to make international slots at O'Hare available even if slots must be withdrawn from domestic carriers currently holding the slots.

More specifically, United requested that FAR § 93.217 be amended to make the procedures for the allocation of international slots at O'Hare identical with the procedures at JFK. Current regulations affecting JFK permit the allocation of international slots "to the extent vacant slots are available" and "if required by international obligations" (§ 93.217(a)(8)), while the regulations pertaining to O'Hare require allocation of international slots upon request even if the slots must be withdrawn from a domestic carrier (§ 93.217(a)(6)). United stated that the

O'Hare policy is a hardship to the losing domestic carrier because of the uncertainty and operating inefficiencies resulting from withdrawal of slots, and is disruptive to the planning and investment decisions made in reliance on the continued operation of the slots.

Requests for international slots at O'Hare have exceeded slots available for several years. Slots have been withdrawn from domestic operators for the 1989 summer season and the 1989–90 winter season as indicated below:

Summer 1989 (August—typical day)

Carrier	Number withdrawn
American	4
Delta	1
Eastern	1
Northwest	1
United	15

Winter 1989–90 (January—typical day)

Carrier	Number withdrawn
American	3
Delta	1
Eastern	1
United	19

Requests for international slots received by the FAA for the summer 1990 season exceed requests for summer 1989.

Comments on the United Air Lines Petition

The FAA received six comments on the United Air Lines petition, with the majority of the commenters opposing the petition. Swissair, American Trans Air, American Airlines, and Wardair Canada, Inc., all opposed the petition for a variety of reasons. Swissair and American Airlines both stressed that O'Hare is the only international airport in the area, and that withdrawal of slots was necessary to provide access to O'Hare for carriers providing international service. American also commented that the disruption claimed by United was exaggerated, in that United could identify in advance the slots that would be withdrawn. American Trans Air further noted that O'Hare operated 14½ hours of slot restrictions while JFK only had 5 hours of restrictions. Noting that "the limited number of international slots makes trading virtually impossible," Swissair asserted that expansion of existing international service would be severely hampered.

American Trans Air further stated that charter international operators should be treated on an equal basis with scheduled international operators for slot purposes. Finally, Wardair noted that the FAA has obligations under bilateral agreements with Canada to provide access to airports and to guarantee the ability of Canadian carriers to operate charter flights into the United States. Accordingly, it was Wardair's opinion that United's petition would violate such agreements by restricting the ability of international operators from access to the Chicago area.

Both commenters that supported the petition, Delta Air Lines and Air Wisconsin, believed that the withdrawal of domestic slots for international operations was unfair, disruptive, and expensive. Both stressed that slot allocation procedures should be consistent at both airports.

The Department agrees with comments that the continued withdrawal of slots for international operations at O'Hare is necessary and appropriate at this time, for several reasons. First, unlike New York, the Chicago area has no airport other than O'Hare available for service to Europe, Asia, and South America. Second, O'Hare is slot-restricted for 14½ hours of the day, compared to 5 hours at JFK. International operators at New York may serve New York through Newark Airport at any time, or through a substantial portion of the day at JFK. In Chicago, unlike New York, there are no suitable alternatives that would provide access to that market for international service, and withdrawal of slots for international operations at O'Hare is required to provide adequate access to the point Chicago under bilateral air service agreements. Finally, the proportion of international operations at O'Hare—about 6% of the total—is far smaller than that at Kennedy, where about 40% of total operations are international. As a result, the withdrawal of domestic slots for international operations has a substantially smaller effect on total service at O'Hare than it would at Kennedy. For these reasons, the Department is not proposing to adopt the action requested by United in its petition for rulemaking, i.e., to conform the O'Hare procedure to that in effect at Kennedy Airport, where new international slots are granted only if unallocated slots are available.

Proposed Amendments

In consideration of issues raised in the United petition and comments received, the status of current slot holdings, and trends in requests for international slots, the Department is proposing to limit the availability of international slots provided to carriers holding or operating 100 or more permanent slots at O'Hare International Airport—currently American Airlines and United Airlines. Such carriers would be allocated a requested international slot if a slot is available, but a domestic slot would not be withdrawn from another carrier for that purpose. As a result, each such carrier would need to decide whether to use its own domestic slots for international operations. The rule would apply to commuter operators as well as air carriers; however, there are no international operations at O'Hare using commuter slots at this time, and no commuter slots have been requested or withdrawn for commuter operations since the adoption of the current allocation rules in 1985.

The two largest air carriers at O'Hare—American Airlines and United Airlines, which together hold more than 70% of air carrier slots at that airport—currently withdraw slots from each other and from smaller carriers to provide seasonal international operations. These larger carriers have the capacity and flexibility to use slots from their own bases for international service. The Department proposes that domestic slots not be withdrawn to provide slots for international operations for air carriers at O'Hare holding or operating 100 or more slots. Seasonal slots for international operations would be allocated to these carriers only in time periods in which withdrawal is not necessary, i.e., in which unallocated slots are available.

The rule proposed would have no effect on carriers with fewer than 100 slots at O'Hare, and would, for the foreseeable future, have no practical effect on commuter operators holding 100 or more commuter slots. The proposal would have two general effects on air carriers with 100 or more slots. First, the two largest carriers at O'Hare would be required to furnish slots for international service from their own domestic slot bases. However, the effect on these carriers would be less than the effect of the current system on carriers with far smaller slot bases at O'Hare. These carriers are currently required to supply slots for the international operations of the largest carriers.

Second, carriers with 100 or more slots would continue to be subject to withdrawal of their slots to accommodate international operations requested by other carriers. This is the current rule, and the fact that the two largest carriers hold more than 70% of all air carrier slots at O'Hare necessitates that these carriers continue to be subject to withdrawal along with other carriers at the airport. However, withdrawals from the two largest carriers would be reduced somewhat

from current levels by the fact that these carriers will not be furnishing slots for each other's international operations.

The Department recognizes the long-standing nature of some international operations by United and American, several of which have been in effect continuously since prior to the adoption of the current allocation rules. The Department does not intend that these operations be rolled back to a level substantially below current international operations. Rather, it is proposed that the slots allocated to and used by United and American for the winter 1989–90 season serve as a baseline for the number of operations by these carriers that will be granted in the future. Requests by American or United for international operations above the winter 1989–90 level would be granted only if slots were available in the season requested.

The Department notes that slots for international operations have been requested and allocated for summer 1990. This rule, if adopted, would not alter those allocations. Accordingly, the FAA would withdraw sufficient slots, in accordance with existing regulations, to accommodate operations for summer 1990. However, the rule would preclude allocation of some of those slots in future seasons, to the extent the summer 1990 allocation exceeded the number of slots allocated for the winter 1989–90 season used as a baseline.

Regulatory Evaluation

The proposed amendment does not significantly alter the current operations environment for air carriers at O'Hare Airport.

Since slots are neither created nor withdrawn, the net effect of this proposed amendment is arguably zero. To the extent that the use of slots under this amendment is different than the use of slots would be in its absence, the net effect is essentially unknowable without a great deal more information than is available. However, given the competitive pressures present at O'Hare Airport, which can be assumed to cause the slots to be used for highly valued services largely irrespective of their holders, it should be assumed that any economic differences attributable to the effects of this proposed amendment would be minimal.

The proposal to eliminate the withdrawal and reallocation of slots for international operations for the two largest air carriers at O'Hare Airport will impose a cost on those carriers, although it is somewhat offset by each carrier not having to furnish slots to its largest competitor for that purpose. Two commuters hold more than 100 slots at O'Hare, but would not be affected because currently there are no withdrawals of commuter slots for international operations. The proposed rule would have no identifiable impact on any other operators.

The Department has determined that the proposed amendment (1) is not a "major rule" under Executive Order 12291; and (2) is a "significant rule" under Department of Transportation Regulatory Policies and Procedures (44 FR 11034; February 26, 1979). For the reasons discussed above under Regulatory Evaluation, I certify that under the criteria of the Regulatory Flexibility Act, this rule, if adopted, would not have a significant economic impact on a substantial number of small entities.

Paperwork Reduction Act

This amendment provides for no changes to the required reporting of information by air carrier and commuter operators to the FAA. Under the requirements of the Federal Paperwork Reduction Act, the Office of Management and Budget previously has approved the information collection provision of subpart S. OMB Approval Number 2120–0524 has been assigned to subpart S.

Federalism Implications

The regulations proposed herein would not have substantial direct effects on the states, on the relationship between the national government and the states, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this proposal would not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

List of Subjects in 14 CFR Part 93

Aviation safety, Air traffic control, Reporting and recordkeeping requirements.

The Proposed Amendment

Accordingly, the Department of Transportation proposes to amend part 93 of the Federal Aviation Regulations (14 CFR part 93) as follows:

PART 93—SPECIAL AIR TRAFFIC RULES AND AIRPORT TRAFFIC PATTERNS

1. The authority citation for part 93 is revised to read as follows:

Authority: 49 U.S.C. App. 1302, 1303, 1348, 1354(a), 1421(a), 1424, 2402, and 2424; 49 U.S.C. App. 106 (Revised Pub. L. 97–449, January 12, 1983).

§ 93.217 [Amended]

2. In § 93.217, paragraph (a)(5) is amended by removing the first word, "At", and substituting "Except as provided in paragraph (a)(10) of this section, at".

3. In § 93.217, paragraph (a)(6) is amended by removing the first word, "Additional", and substituting "Except as provided in paragraph (a)(10) of this section, additional".

4. In § 93.217, new paragraph (a)(10) is added to read as follows:

§ 93.217 Allocation of slots for international operations and applicable limitations.

(a) * * *

(10) A slot will not be allocated at O'Hare Airport under this section to a carrier holding or operating 100 or more permanent slots on the previous May 15 for a winter season or October 15 for a summer season unless:

(i) A lot is available for allocation without withdrawal of a permanent slot from any carrier; or

(ii) Allocation of the slot does not result in a total allocation to that carrier under this section that exceeds the number of slots allocated to, and operated by, that carrier under this section for the winter 1989–90 season.

Issued in Washington, DC on March 5, 1990.

Samuel K. Skinner,

Secretary of Transportation.

[FR Doc. 90–5423 Filed 3–6–90; 1:51 pm]

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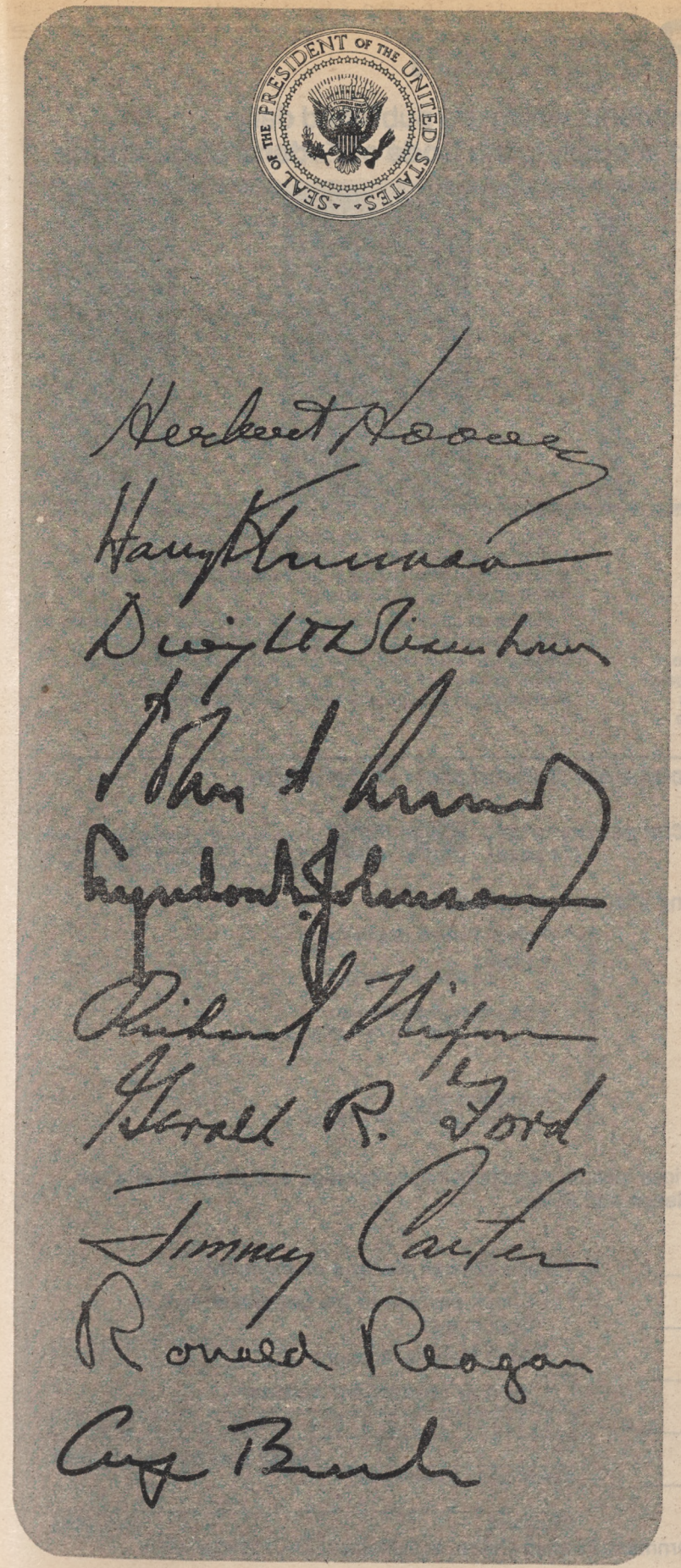
H.R. 150/Pub. L. 101-249

Posthumous Citizenship for Active Duty Service Act of 1989. (Mar. 6, 1990; 104 Stat. 94; 2 pages) Price: $1.00

H.R. 2281/Pub. L. 101-250

To amend the Elementary and Secondary Education Act of 1965 to extend the authorization for certain school dropout demonstration programs (Mar. 6, 1990; 104 Stat. 96; 2 pages) Price: $1.00



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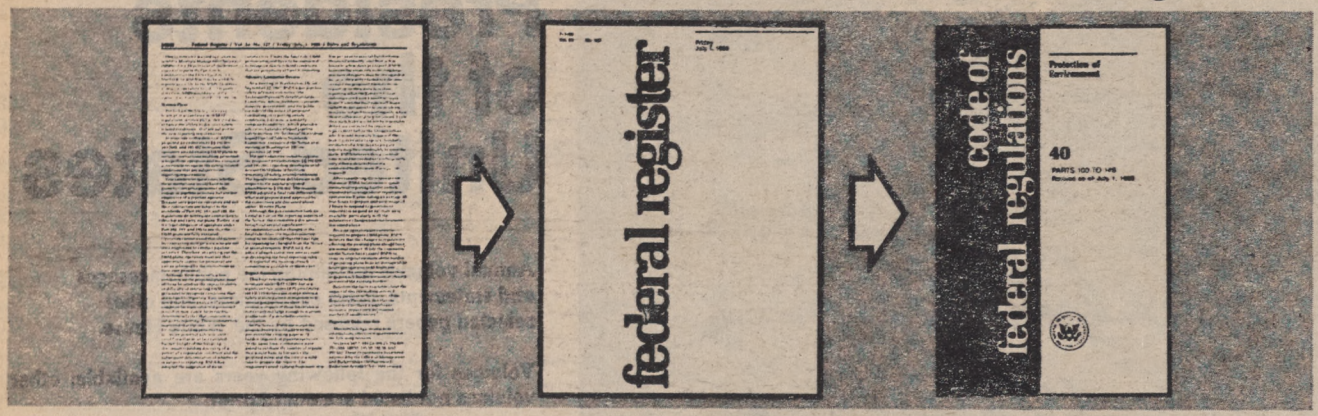

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