

**PART 5—LABOR STANDARDS PROVISIONS APPLICABLE TO CONTRACTS COVERING FEDERALLY FINANCED AND ASSISTED CONSTRUCTION (ALSO LABOR STANDARDS PROVISIONS APPLICABLE TO NONCONSTRUCTION CONTRACTS SUBJECT TO THE CONTRACT WORK HOURS AND SAFETY STANDARDS ACT)**

3. The authority citation for Part 5 continues to read as follows:

**Authority:** 40 U.S.C. 276a–276a–7; 40 U.S.C. 276c; 40 U.S.C. 327–332; Reorganization Plan No. 14 of 1950, 5 U.S.C. Appendix; 5 U.S.C. 301; 29 U.S.C. 259; 108 Stat. 4104(c); and the statutes listed in section 5.1(a) of this part.

4. In § 5.2, paragraph (n)(1) is amended by removing “Bureau of Apprenticeship and Training” each place it appears in the paragraph and inserting in its place “Office of Apprenticeship Training, Employer and Labor Services”, and paragraph (n)(4) is revised to read as follows:

**§ 5.2 Definitions.**

\* \* \* \* \*

(n) \* \* \*

(4) A distinct classification of “helper” will be issued in wage determinations applicable to work performed on construction projects covered by the labor standards provisions of the Davis-Bacon and Related Acts only where:

(i) The duties of the helper are clearly defined and distinct from those of any other classification on the wage determination;

(ii) The use of such helpers is an established prevailing practice in the area; and

(iii) The helper is not employed as a trainee in an informal training program. A “helper” classification will be added to wage determinations pursuant to § 5.5(a)(1)(ii)(A) only where, in addition, the work to be performed by the helper is not performed by a classification in the wage determination.

\* \* \* \* \*

5. Section 5.5 is amended by removing paragraphs (a)(1)(ii)(A)(4) and (a)(1)(v); by removing “; and” from the end of paragraph (a)(1)(ii)(A)(3) and inserting in its place a period; by revising paragraph (a)(1)(ii)(A)(1) to read as set forth below; and by removing the phrase “Bureau of Apprenticeship and Training” each place it appears in paragraph (a)(4) and inserting in its place “Office of Apprenticeship Training, Employer and Labor Services” and removing “Bureau” each time it appears in paragraph (a)(4) and inserting in its place “Office”.

**§ 5.5 Contract provisions and related matters.**

\* \* \* \* \*

(a) \* \* \*

(1) \* \* \*

(ii)(A) \* \* \*

(1) The work to be performed by the classification requested is not performed by a classification in the wage determination; and

\* \* \* \* \*

Signed at Washington, D.C., on this 14th day of November, 2000.

**Bernard E. Anderson,**  
*Assistant Secretary for Employment Standards.*

[FR Doc. 00–29533 Filed 11–17–00; 8:45 am]

**BILLING CODE 4510–27–U**

**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 73**

[DA 00–2483; MM Docket No. 99–282; RM–9710]

**Radio Broadcasting Services; Littlefield, AZ**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; petition for reconsideration.

**SUMMARY:** This document dismisses a Petition for Reconsideration filed on behalf of Mountain West Broadcasting directed to the *Report and Order* in this proceeding, which denied the requested allotment of Channel 265C to Littlefield, Arizona, for failure to demonstrate that Littlefield qualifies as a community for allotment purposes. See 65 FR 25463, May 2, 2000. The petition for reconsideration is dismissed as it does not meet the limited provisions set forth in the Commission’s Rules under which a rule making action will be reconsidered. With this action, this docketed proceeding is terminated.

**FOR FURTHER INFORMATION CONTACT:** Nancy Joyner, Mass Media Bureau, (202) 418–2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission’s *Memorandum Opinion and Order*, in MM Docket No. 99–282, adopted October 25, 2000, and released November 3, 2000. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Information Center (Room CY–A257), 445 Twelfth Street, SW., Washington, DC. The complete text of this decision may also be purchased from the Commission’s copy contractor,

International Transcription Service, Inc., 1231 20th Street, NW., Washington, DC 20036, (202) 857–3800.

Federal Communications Commission.

**John A. Karousos,**  
*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 00–29625 Filed 11–17–00; 8:45 am]

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**DEPARTMENT OF THE INTERIOR**

**Fish and Wildlife Service**

**50 CFR Part 17**

**RIN 1018–AF73**

**Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Tidewater Goby**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Final rule.

**SUMMARY:** We, the U.S. Fish and Wildlife Service (Service), designate critical habitat for the tidewater goby (*Eucyclogobius newberryi*), pursuant to the Endangered Species Act of 1973, as amended (Act). The designation includes 10 coastal stream segments in Orange and San Diego Counties, California, totaling approximately 9 linear miles of streams. Critical habitat includes the stream channels and their associated wetlands, flood plains, and estuaries. These habitat areas provide for the primary biological needs of foraging, sheltering, reproduction, and dispersal, which are essential for the conservation of the tidewater goby.

Section 7 of the Act requires Federal agencies to ensure that actions they authorize, fund, or carry out are not likely to destroy or adversely modify designated critical habitat. As required by section 4 of the Act, we considered economic and other relevant impacts prior to making a final decision on what areas to designate as critical habitat.

**DATES:** The effective date of this rule is December 20, 2000.

**ADDRESSES:** You may inspect the complete file for this rule at the Carlsbad Fish and Wildlife Office, U.S. Fish and Wildlife Service, 2730 Loker Avenue West, Carlsbad, California 92008, by appointment during normal business hours.

**FOR FURTHER INFORMATION CONTACT:** Ken Berg, Field Supervisor, Carlsbad Fish and Wildlife Office, at the above address; telephone 760/431–9440, facsimile 760/431–5902.

**SUPPLEMENTARY INFORMATION:**