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PROCLAMATION 4307

National Student Government Day, 1974

By the President of the United States of America
A Proclamation

One of the foundation blocks in the American democracy is the civic responsibility which every American accepts as part of his heritage and his obligation to his country.

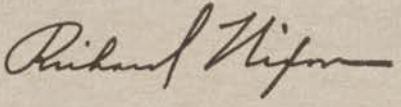
This responsibility—this understanding, appreciation, and involvement in our Government—begins in our Nation's educational institutions. Within these institutions our student government associations play a central role. The learning experience that students obtain as officers, members, and as voters in student government associations is vital to a clear understanding of our democratic system.

The successful functioning of student government associations reaffirms the essential truth of our democracy: that all people should have a voice in making those decisions that affect their lives. Student government provides this voice for our Nation's students in educational institutions.

NOW, THEREFORE, I, RICHARD NIXON, President of the United States of America, do hereby proclaim October 29, 1974, as National Student Government Day. I invite the Governors of the States and of the Commonwealth of Puerto Rico and other officials at the local level to issue similar proclamations.

I also urge all educational institutions to join in appropriate activities to highlight the importance of student government and to encourage wide participation in its activities. I further urge all students in our country to acquaint themselves fully with their own student government associations and to play a constructive role in contributing to their success.

IN WITNESS WHEREOF, I have hereunto set my hand this seventh day of August, in the year of our Lord nineteen hundred seventy-four, and of the Independence of the United States of America the one hundred ninety-ninth.



[FR Doc.74-18365 Filed 8-7-74;12:46 pm]

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This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

Title 5—Administrative Personnel

CHAPTER I—CIVIL SERVICE COMMISSION

PART 213—EXCEPTED SERVICE

Department of the Army

Section 213.3107 is amended to reflect the reorganization of the Defense Language Institute.

Effective August 9, 1974, § 213.3107(g) (2) and (5) are amended to read as set out below.

§ 213.3107 **Department of the Army.**

* * * * *

(g) *Defense Language Institute.* * * *

(2) Clerk-Typist positions (except at the English Language School) whose incumbents are required to have a foreign language knowledge and whose duties require rapid and accurate typing of foreign language materials in foreign language script and proofreading of the materials typed.

* * * * *

(5) Positions which require a native proficiency in a given foreign language and whose incumbents serve as foreign language subject matter specialists to assist in the development and evaluation of instructional material and methods directly related to the teaching of foreign languages. Appointments under this authority are made initially for not to exceed 1 year, but may be extended for no more than 1 additional year with the prior approval of the Director, Defense Language Institute.

* * * * *

(5 U.S.C. secs. 3301, 3302, E.O. 10577, 3 CFR 1954–58 Comp. p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.74–18277 Filed 8–8–74;8:45 am]

PART 213—EXCEPTED SERVICE

Treasury Department

Section 213.3305 is amended to reflect the following title change from: one Staff Assistant to the Deputy Under Secretary to Staff Assistant to the Assistant Secretary for Trade, Energy, and Financial Resources Policy Coordination.

Effective August 9, 1974, § 213.3305 (a)(19) is amended as set out below.

§ 213.3305 **Treasury Department.**

(a) *Office of the Secretary.* * * *

(19) One Staff Assistant to the Assistant Secretary for Trade, Energy, and Financial Resources Policy Coordination.

* * * * *

(5 U.S.C. secs. 3301, 3302; E.O. 10577, 3 CFR 1954–58 comp. p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.74–18281 Filed 8–8–74;8:45 am]

PART 213—EXCEPTED SERVICE

Small Business Administration

Section 213.3332 is amended to show that one position of Special Assistant and Director of Equal Employment Opportunity and Compliance, Office of the Administrator, is reestablished as an excepted position under Schedule C.

Effective August 9, 1974, § 213.3332(d) is amended as set out below.

§ 213.3332 **Small Business Administration.**

* * * * *

(d) One Special Assistant and Director of Equal Opportunity and Compliance, Office of the Administrator.

* * * * *

(5 U.S.C. secs. 3301, 3302, E.O. 10577, 3 CFR 1954–58 comp. p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.74–18278 Filed 8–8–74;8:45 am]

PART 213—EXCEPTED SERVICE

Department of Housing and Urban Development

Section 213.3384 is amended to show that one position of Special Assistant to the Assistant Secretary for Housing Production and Mortgage Credit—Federal Housing Administration Commissioner is excepted under Schedule C.

Effective August 9, 1974, § 213.3384(b) (12) is added as set out below.

§ 213.3384 **Department of Housing and Urban Development.**

* * * * *

(b) *Office of the Assistant Secretary for Housing Production and Mortgage Credit*—Federal Housing Administration Commissioner. * * *

(12) One Special Assistant to the Assistant Secretary-Commissioner.

* * * * *

(5 U.S.C. secs. 3301, 3302; E.O. 10577, 3 CFR 1954–58 comp. p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.74–18280 Filed 8–8–74;8:45 am]

PART 213—EXCEPTED SERVICE

Department of Housing and Urban Development

Section 213.3384 is amended to show that one position of Special Assistant to the Assistant Secretary for Policy Development and Research is expected under Schedule C.

Effective August 9, 1974, § 213.3384(i) (3) added as set out below.

§ 213.3384 **Department of Housing and Urban Development.**

* * * * *

(i) *Office of the Assistant Secretary for Policy Development and Research.* * * *

(3) One Special Assistant to the Assistant Secretary.

(5 U.S.C. secs. 3301, 3302; E.O. 10577, 3 CFR 1954–58 comp. p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.74–18282 Filed 8–8–74;8:45 am]

PART 213—EXCEPTED SERVICE

Temporary Boards and Commissions

Section 213.3399(b) is amended to show the change in the headnote to properly reflect the new name and to show that one position of Staff Assistant (Secretary) to the Administrator, American Revolution Bicentennial Administration, is excepted under Schedule C.

Effective August 9, 1974, § 213.3399(b) is amended and (b)(5) is added as set out below.

§ 213.3399 **Temporary Boards and Commissions.**

* * * * *

(b) *American Revolution Bicentennial Administration.* * * *

(5) One Staff Assistant (Secretary) to the Administrator.

(5 U.S.C. secs. 3301, 3302; E.O. 10577, 3 CFR 1954–58 Comp. p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.74-18279 Filed 8-8-74;8:45 am]

Title 10—Energy

CHAPTER II—FEDERAL ENERGY ADMINISTRATION

PART 212—MANDATORY PETROLEUM PRICE REGULATIONS

Emergency Amendment to Special Propane Rule

The Federal Energy Administration hereby amends, effective August 1, 1974, the "Special Propane Rule" (10 CFR 212.83(c)(1)(iii)), to limit the amount of increased costs of crude oil that may be applied to propane prices by a refiner to an amount which is proportional to the quantity of propane produced from crude oil by that refiner.

This amendment is made effective August 1, 1974, upon a finding that an emergency exists.

Propane prices and the regulations governing those prices have been a matter of continuing concern to the FEA. Initially, the price regulations did not restrict the amount of increased product costs which refiners could allocate to propane in computing base prices under the refiner's cost rules of § 212.83.

In January, 1974, the FEO responded to rapidly escalating propane prices by adopting a "special propane rule" (§ 212.83(c)(1)(iii)). The special propane rule was an effort to end what appeared to be the disproportionate allocation of increased product costs to propane, by limiting the allocation of such costs (on a twelve month basis) to an amount which bears the same proportion to total increased products costs as the sales volume of propane bears to the sales volume of all covered products of a refiner. The special propane rule, along with enforcement efforts embodied in "Project Speculator," had a substantial stabilizing effect on propane prices.

Nevertheless, there are now indications that the special propane rule will not be adequate to continue to stabilize propane prices as demand for the product increases with the approach of the harvesting and heating seasons. A number of refiners have, in fact, increased propane prices in recent months. We have concluded that the special propane rule, adopted in January, 1974, could contribute to even higher propane prices because it permits a larger share of a refiner's increased costs of crude oil to be allocated to the price of propane sold by a refiner than the proportionate amount of propane produced from crude oil.

We have, therefore, determined that the special propane rule shall be amended to further restrict the allocation by refiners of increased product costs to propane prices, so that the amount of the increased product costs allocated to propane will more closely reflect the actual product cost increases attributable to propane. Thus, increased costs of crude oil may be allocated by a refiner to propane in an amount that is proportional to the sales volume of only that propane which is produced by a refiner from crude oil.

We have concluded that this revised regulation must be made effective for the month of August, 1974, and prior to opportunity for comment, because announcement of the rule as a proposal would involve a substantial likelihood that supply patterns would be disrupted in anticipation of the adoption of the proposal. Such disruption would be particularly injurious to the public welfare in view of the need for propane to be available at the end-user level as the harvesting and heating seasons approach.

The FEA will, however, receive public comment on the rule issued today. As outlined below, the FEA staff has been instructed to prepare further proposed revisions to the FEA price regulations on an expedited basis, and we anticipate receiving written comments and holding a public hearing on those proposals, together with the change announced today, early in September.

The emergency amendment to the special propane rule, which is effective August 1, 1974, provides specific new guidelines for calculating propane prices, and treats separately three types of increased product costs which affect propane—crude petroleum costs, natural gas liquids costs, and purchased propane costs. These costs were formerly taken into account only generally, as increased product costs, under the special propane rule. The emergency amendment to the special propane rule now limits the amount of increased cost of crude petroleum which may be apportioned to propane to a percentage which is equal to the percentage that propane produced from crude oil is to all other products produced from crude oil. A percentage of the increased cost of natural gas liquids may be apportioned to propane, which is the percentage that the volume of propane recoverable from the natural gas liquids is to the total volume of natural gas liquids. Increased costs of propane purchased by a refiner may be totally apportioned to propane.

The emergency special propane rule further provides that no increased costs may be calculated by refiners for domestic natural gas liquids and propane which are acquired from an affiliated entity. This aspect of the rule simply reflects the fact that while natural gas liquids are subject to the FEA's mandatory petroleum price regulations, increased costs associated with the production or processing of natural gas liquids have generally been minimal and there has been no precise method for passing any increased costs through in the present regulations. The FEA is aware of the need for improving its regulations in this area and will be proposing amendments for this purpose in the immediate future. In the meantime, the amount of increased product costs which may be passed through by refiners is subject to the general principle that such increased costs are limited to those cost increases which reflect payment of lawful prices.

In the case of domestic natural gas liquids and propane, it is clear that no increased costs should be attributed to transactions with affiliated entities, and this has therefore been made explicit in the new rule. To the extent that natural gas liquids or propane have been purchased from foreign sources, not subject to price controls, or from affiliated or non-affiliated entities that have been permitted to charge higher prices for natural gas liquids or propane by virtue of exceptions granted or prenotified price increases approved, or from affiliated or non-affiliated entities that have a higher lawful price than entities from which purchases were made in May, 1973, such increased costs are permissible.

Finally, the emergency special propane rule provides that to the extent that a refiner apportioned fewer increased product costs to propane under the special propane rule that was in effect from February through July, 1974, than that rule permitted, such unrecouped increased product costs may not be carried forward for recovery under the new rule. Thus, any increased product costs which a refiner has "banked," rather than passed through under the former special propane rule, cannot now be passed through on propane, but may be passed through on products other than special products or propane. If the amount of such unrecouped increased product costs is substantial, the FEA will consider a further revision to the regulations to permit such costs either to be passed through on special products, or on propane, with appropriate limits on the monthly amount.

The August 1, 1974, effective date of this amendment will not require retroactive price adjustments by refiners as to propane sold on or after August 1. However, the total revenues received on sales of propane by a refiner in the month of August will be taken into account in computing recoupment of increased product costs calculated pursuant to the amended special propane rule for the entire month of August, so that the FEA expects that any price adjustments called for by the new rule will be promptly implemented.

The provisions of section 7(i)(1)(B) of the Federal Energy Administration Act of 1974 (Pub. L. 93-275), with respect to notice and opportunity to comment, are hereby waived upon a finding that strict compliance would cause serious harm or injury to the public health, safety or welfare. Opportunity for written and oral comment on this amendment to the regulations will be provided within 45 days of this date.

The review provisions of section 7(c)(2) of the Federal Energy Administra-

tion Act of 1974 (Pub. L. 93-275) are hereby waived for a period of fourteen days, as provided for in that section, upon a finding that there is an emergency situation, which, in my judgment, requires immediate action.

(Emergency Petroleum Allocation Act of 1973, Pub. L. 93-159; Federal Energy Administration Act of 1974, Pub. L. 93-275; E.O. 11790 (39 FR 23185))

In consideration of the foregoing, Part 212 of Chapter II, Title 10 of the Code of Federal Regulations, is amended as set forth below, effective August 1, 1974.

Issued in Washington, D.C., August 5, 1974.

JOHN C. SAWHILL,
Administrator,
Federal Energy Administration.

Section 212.83 is amended in paragraph (c) (1) (iii) to read as follows:

§ 212.83 Allocation of refiner's increased product costs.

* * * * *

(c) *Allocation of increased costs*—(1) *General rule.* * * *

(iii) *Special propane rule.* Notwithstanding the provisions of §§ 212.83(c) (1) (ii) and 212.83(d), a refiner in computing base prices for propane for the seven month period of August 1, 1974, through February 28, 1975:

(A) May not apportion to propane a greater percentage of increased cost of crude petroleum purchased or landed in the seven month period of July 1, 1974, through January 31, 1975, than the percentage that the volume of propane produced by that refiner from crude petroleum and sold during the seven month period of August 1, 1974, through February 28, 1975, is to the total volume of all products produced by it from crude petroleum (including other than covered products) and sold by it during the same seven month period;

(B) May apportion to propane a percentage of the increased cost of natural gas liquids purchased or landed in the seven month period of July 1, 1974, through January 31, 1975, which is not more than the percentage that the volume of propane recoverable from such natural gas liquids is to the total volume of such natural gas liquids, and may apportion to propane the increased cost of propane purchased or landed in the seven month period of July 1, 1974, through January 31, 1975. Notwithstanding § 212.83(e), no increased cost of natural gas liquids or propane may be calculated with respect to domestic natural gas liquids and propane which are obtained from affiliated entities. Notwithstanding § 212.83(b), for purposes of this special propane rule, cost of crude petroleum shall not include the cost of unfinished oils or natural gas liquids; and

(C) May not apportion to propane any increased product costs incurred prior to July 1, 1974, and not recovered through July 31, 1974.

* * * * *

[FR Doc.74-18188 Filed 8-7-74;8:45 am]

Title 12—Banks and Banking

CHAPTER V—FEDERAL HOME LOAN BANK BOARD

SUBCHAPTER C—FEDERAL SAVINGS AND LOAN SYSTEM

[No. 74-755]

PART 544—CHARTER AND BYLAWS

PART 545—OPERATIONS

Officers' Employment Contracts

JULY 30, 1974.

By Resolution No. 74-125, dated February 19, 1974, the Federal Home Loan Bank Board proposed to amend Parts 544 and 545 of the rules and Regulations for the Federal Savings and Loan System (12 CFR Parts 544, 545) for the purpose of removing certain restrictions regarding the authority of Federal savings and loan associations to make employment contracts relating to the employment of certain officers of such associations. By a companion Resolution No. 74-126, also dated February 19, 1974, the Board proposed to amend Parts 563, 570 and 571 of the rules and regulations for Insurance of Accounts (12 CFR Parts 563 570, 571) regarding employment contracts between State-chartered institutions whose accounts are insured by the Federal Savings and Loan Insurance Corporation and the officers of such institutions. Said resolutions did not propose to change said rules and regulations so as to permit employment contracts with employees other than officers.

Notice of such proposed rulemaking contained in said Resolution No. 74-125 was duly published in the FEDERAL REGISTER on March 26, 1974 (39 FR 11199), with an invitation for interested persons to submit written comments by April 30, 1974.

On the basis of the Board's consideration of all relevant material presented by interested persons and otherwise available, the Board hereby amends said Part 544 by adding a new paragraph (k) immediately following paragraph (j) of § 544.6 and hereby amends said Part 545 by adding a new § 545.25-1 immediately following § 545.25, to read as set forth below, effective September 16, 1974.

The above amendment to said Part 544 provides for the addition of a new optional bylaw (§ 544.6(k)) authorizing a Federal association's board of directors to enter into an employment contract with any officer of such association "in accordance with regulations of the Federal Home Loan Bank Board". Also, this bylaw provides that "no such contract shall impair the right of the board of directors to remove any officer at any time". A Federal association adopting such new optional bylaw would substitute such bylaw for section 5 of the bylaws prescribed in § 544.5 of said Part 544.

The above amendment to said Part 545 provides for the addition of a new section (§ 545.25-1) containing the following principal points:

(a) After a Federal association has adopted the new optional bylaw (§ 544.6(k)), the association may enter into employment contracts with any of its officers for terms of not in excess of one year. Also, after a Federal association has adopted such new optional bylaw, the association may enter into employment contracts with certain of its officers and provide in such contracts for original terms of not in excess of 3 years (and for renewal, at the association's option, for terms of not in excess of one year) if such contracts are made or assumed in connection with:

(1) A conversion of the Federal association to a stock type State-chartered institution;

(2) A merger, purchase of bulk assets or similar transaction and the person employed pursuant to such contract was an officer of an association whose assets are acquired by such Federal association upon completion of such merger, purchase of bulk assets or similar transaction; or

(3) An eligible "new officer" as specified in new § 545.25-1(b)(1).

It is noted that a person is not an eligible "new officer" if he is a close relative (as defined in said new § 545.25-1(b)(1) of an officer or director of the employing association or if he has been employed by such association during the immediately preceding 12-month period.

(b) Each such employment contract for any term shall provide in substance that:

(1) The officer's employment may be terminated at any time with or without cause. If such employment is terminated "for cause", the officer will have no right to receive under such contract any compensation or other benefit for any period subsequent to such termination; and the term "for cause" is defined (see the last sentence of new § 545.25-1(c)(2) for this definition which is a principal provision in the above amendment). If such employment is terminated other than "for cause", such termination shall not prejudice the rights of the officer to receive compensation or other benefits under the employment contract.

(2) If the officer's employment is suspended and/or the officer is temporarily prohibited from participating in the conduct of the association's business pursuant to the Board's regulatory prescribed enforcement procedures under section 5 of the Home Owners' Loan Act of 1933, as amended, or section 407 of the National Housing Act, as amended, all obligations of the association under the employment contract shall be suspended. In the event the charges against the officer are dismissed, the association, in its discretion, may pay the officer all or any part of the compensation or other benefits withheld during the period of suspension and/or prohibition.

(3) All obligations of all parties to an officer-Federal association employment contract shall terminate immediately if the association "defaults" (as defined in section 401(d) of the National Housing Act, as amended).

(c) An officer of a Federal association shall not have an employment contract

concerning such officer's employment as an officer of such association with any other person or entity such as a service corporation.

The final regulations set forth below differ from the proposed regulations as follows:

(1) Additional language has been added in new § 545.25–1(c)(2) to exclude traffic and similar violations in the definition of "termination for cause"; and

(2) Additional language has been added in new §§ 545.25–1(c)(4) and (5) to clarify that the termination or suspension of an officer, or the default of an insured institution, will not disrupt "vested rights" of such officer.

Section 544.6 is amended by reserving paragraph (k)(1) through (4) and by adding a new paragraph (k)(5) to read as follows:

§ 544.6 Amendment to bylaws.

* * * * *

(k) *Officers, employees and agents.* Substitute the following for section 5 of the bylaws prescribed in § 544.5:

(1) through (4) [Reserved]

(5) *Officers, employees and agents.* Annually at the meeting of the board of directors of the association next following the annual meeting of the members of the association, the board of directors shall elect a president, one or more vice presidents, a secretary, and a treasurer. The offices of secretary and treasurer may be held by the same person, and a vice president may also be either the secretary or the treasurer. The board of directors may appoint such additional officers and such employees and agents as it may from time to time determine. The term of office of all officers shall be one year or until their respective successors are elected (or appointed) and qualified. However, the board of directors may authorize the association to enter into an employment contract with any officer in accordance with regulations of the Federal Home Loan Bank Board; but no such control shall impair the right of the board of directors to remove any officer at any time. In the absence of designation from time to time of powers and duties by the board of directors, officers shall have such powers and duties as generally pertain to their respective offices.

2. Section 545.25–1 is added as follows.

§ 545.25–1 Employment contracts.

(a) *General.* A Federal association which has bylaws that include the provisions contained in paragraph (k) of § 544.6 of this subchapter may, upon specific approval of its board of directors, enter into employment contracts with officers of the association, in accordance with the provisions of this section.

(b) *Limitations as to term.* (1) Except as is otherwise provided in this paragraph (b)(1), no such employment contract may be made for a term in excess of one year. Such an employment contract may be for an initial term not in excess of three years if: (i) Such employment contract is made in connection with a conversion of the association pursuant to the provisions of Part 563b of this chapter; (ii) in connection with a merger, purchase of bulk assets or similar transaction, such employment contract is entered into or assumed by the resulting association (as defined in § 546.1 of this subchapter) with a person who, immediately prior to such transaction, was an officer of the association being acquired and who, after such transaction, will be an officer of the resulting association; or (iii) such employment contract is made between a Federal association and a new officer of such association who is not a close relative of an officer or director of such association. A person who has served as a director, officer or employee of the employer-Federal association or its predecessor during any part of the immediately preceding 12-month period shall not be deemed to be a new officer. As used in subdivision (iii) of this paragraph (b)(1), the term "close relative" of a person means a relative by blood, marriage or adoption who is a father, mother, brother, sister, son, daughter or spouse of such person or such a relative of the spouse of such person.

(2) An employment contract may provide for renewal at the option of the association upon expiration of the initial term or any renewal thereof, but no such renewal may be for a term in excess of one year.

(c) *Required provisions.* Each such employment contract shall provide:

(1) That the employment of the officer may be terminated at any time by the association's board of directors, but any such termination, other than termination for cause, shall be without prejudice to the rights of the officer to receive compensation or other benefits under the contract.

(2) That in the event of termination for cause, the officer shall have no right to receive any compensation or other benefit for any period subsequent to such termination. For the purposes of this section, a termination of employment by the association shall be considered to be a termination for cause if such termination is by reason of the officer's personal dishonesty, incompetence, willful misconduct, breach of a fiduciary duty involving personal profit, intentional failure to perform stated duties, willful violation of any law, rule, regulation (other than a law, rule or regulation as to a traffic violation or similar offense) or final cease-and-desist order, or material breach of any provision of such contract.

(3)(i) That any suspension of the officer from the office and/or temporary prohibition from participation in the conduct of the affairs of the association, pursuant to a notice served by the Board under § 550.4 or § 550.5 of this subchapter, or by the Federal Savings and Loan Insurance Corporation under § 566.4 or § 566.5 of this chapter, unless stayed by appropriate proceedings, shall suspend, as of the date of such service, all obligations of the association under such contract.

(ii) That, in the event the charges specified in a notice served as provided in subdivision (i) of this subparagraph (3) are dismissed, the association may, in its discretion, (*a*) pay the officer all or any part of the compensation withheld from such officer pursuant to the suspension of the association's obligations as required in said subdivision (i) and (*b*) reinstate any or all (in whole or in part) of the obligations suspended as required in said subdivision (i).

(4) That any removal of the officer from office and/or permanent prohibition from participation in the conduct of the affairs of the association, pursuant to an order issued by the Board under § 550.3 or § 550.5 of this subchapter, or by the Federal Savings and Loan Insurance Corporation under § 566.3 or § 566.5 of this chapter, shall terminate, as of the effective date of such order, all obligations of the association under such contract.

(5) That, in the event of default of the association (as the term "default" is defined in section 401(d) of the National Housing Act, as amended), all obligations of all parties to such contract shall terminate as of the date of such default.

(d) *Contracts with other entities or persons.* An officer of a Federal association shall not have any employment contract or any other written or oral agreement concerning such officer's employment as an officer of such association with any entity or person other than such association.

(Sec. 5, 48 Stat. 132, as amended (12 U.S.C. 1464). Reorg. Plan No. 3 of 1947, 12 FR 4981, 3 CFR, 1943–48 Comp., p. 1071).

By the Federal Home Loan Bank Board.

[SEAL] GRENVILLE L. MILLARD, Jr.,
Assistant Secretary.

[FR Doc.74–18290 Filed 8–8–74;8:45 am]

[No. 74–756]

PART 563—OPERATIONS
PART 570—BOARD RULINGS
Employment Contracts

JULY 30, 1974.

The Federal Home Loan Bank Board, by Resolution No. 74–126, dated February 19, 1974, proposed to amend Parts 563, 570 and 571 of the rules and regulations for Insurance of Accounts (12 CFR Parts 563, 570 and 571) for the purpose of prescribing certain restrictions regarding employment contracts between insured institutions and officers of such institutions. By Resolution No. 74–125, dated February 19, 1974, the Board proposed collateral amendments to Parts 544 and 545 of the rules and regulations for the Federal Savings and Loan System (12 CFR Parts 544 and 545). Said Resolution No. 74–125 and said Resolution No. 74–126, were duly published beginning on page 11199 in the March 26, 1974, issue of the FEDERAL REGISTER (39 FR 11199 et seq.) with an invitation for interested persons to submit written comments by April 30, 1974. On the basis of its consideration of all relevant material presented by interested

persons and otherwise available, the Board considers it desirable to adopt amendments to Parts 563 and 570 as described herein. By companion Resolution No. 74–755, the Board also adopts amendments to Parts 544 and 545.

The amendments hereby adopted by the Board to Parts 563 and 570 constitute a substantial revision of the amendments proposed in Resolution No. 74–126. In Resolution No. 74–126, the Board proposed to add a new § 563.39, to rescind § 570.2(b), and to add a new § 571.7–1. Proposed § 563.39 would have set a three-year maximum term on employment contracts by insured institutions and required that certain provisions be contained in such contracts. Proposed § 571.7–1 would have set forth a Board Statement of Policy regarding the term of employment contracts.

Upon further consideration of this matter the Board has determined to rescind § 570.2(b) as proposed. However, the Board has determined not to adopt proposed § 571.7–1 and has determined to substantially modify proposed § 563.39. Section 563.39, as hereby adopted, provides that an insured institution shall not enter into an employment contract with any of its officers or other employees if such contract would constitute an unsafe or unsound practice. Rather than specifying the terms and provisions for employment contracts by insured institutions, § 563.39 sets forth standards which will be used to determine, on a case-by-case basis, whether individual contacts may constitute an unsafe or unsound practice, depending upon the circumstances of the case. An employment contract would be an unsafe or unsound practice if it could lead to a material financial loss or damage to the insured institution or could materially interfere with the exercise by the members of its board of directors of their duty or discretion provided by law, charter, bylaw or regulation as to the employment or termination of employment of an officer or employee of the institution. This may occur, depending upon the circumstances of the case, where an employment contract provides for an excessive term or does not contain an appropriate termination for cause provision. An employment contract by an insured institution which is not a Federal savings and loan association will not be deemed to be an unsafe or unsound practice merely for the reason that its provisions vary from the requirements for employment contracts by Federal associations contained in § 545.25–1 of the rules and regulations for the Federal Savings and Loan System (12 CFR 545.25–1) which is adopted by Resolution No. 74–755.

Accordingly, the Board hereby adds § 563.39 to read as set forth below and rescinds § 570.2(b), both effective September 16, 1974.

§ 563.39 Employment contracts.

An insured institution shall not enter into an employment contract with any of its officers or other employees if such contract would constitute an unsafe or unsound practice. Section 545.25–1 of this chapter contains the requirements of the Board as to employment contracts by Federal savings and loan associations with their officers. The making of an employment contract by an insured institution other than a Federal association with any of its officers or employees will not be considered to be an unsafe or unsound practice merely for the reason that the contract varies from the requirements of § 545.25–1. However, the making of such an employment contract would be an unsafe or unsound practice if such contract could lead to material financial loss or damage to the insured institution or could materially interfere with the exercise by the members of its board of directors of their duty or discretion provided by law, charter, bylaw or regulation as to the employment or termination of employment of an officer or employee of the institution. This may occur, depending upon the circumstances of the case, where an employment contract provides for an excessive term or does not contain an appropriate termination for cause provision.

§ 570.2 Pension, retirement and deferred compensation plans and contracts; principles governing.

* * * * *

(b) [Rescinded] effective September 16, 1974

* * * * *

(Secs. 402, 403, 407, 48 Stat. 1256, 1257, 1260, as amended (12 U.S.C. 1725, 1726, 1730). Reorg. Plan No. 3 of 1947, 12 FR 4981, 3 CFR, 1943–48 Comp., p. 1071)

By the Federal Home Loan Bank Board.

[SEAL] GRENVILLE L. MILLARD, Jr.,
Assistant Secretary.

[FR Doc.74–18291 Filed 8–8–74;8:45 am]

Title 14—Aeronautics and Space

CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 74–SO–76, Amdt. 39–1920]

PART 39—AIRWORTHINESS DIRECTIVES

Grumman Model G–1159 Airplanes

Pursuant to the authority delegated to me by the Administrator (31 FR 13697), an airworthiness directive was adopted on July 17, 1974, and made effective immediately as to all known United States operators of Grumman G–1159 airplanes. The directive requires the deactivation of the ground spoilers to prevent their deployment in flight, resulting in the possible loss of control of the airplane.

Since it was found that immediate corrective action was required, notice and public procedure thereon was impracticable and contrary to the public interest and good cause existed for making the airworthiness directive effective immediately as to all known U.S. operators of Grumman G–1159 airplanes by individual telegrams dated July 17, 1974, July 25, 1974, and by Air Mail letter on July 29, 1974. These conditions still exist and the airworthiness directive is hereby published in the FEDERAL REGISTER as an amendment to § 39.13 of Part 39 of the Federal Aviation Regulations to make it effective as to all persons.

GRUMMAN AMERICAN AVIATION CORPORATION. Applies to Grumman Model G–1159 airplanes certificated in all categories.

Compliance required within the next 10 hours' time in service after receipt of telegram dated July 17, 1974 unless already accomplished or noted otherwise. Deactivate the ground spoilers by accomplishing the following:

1. Remove the electrical connector on the ground spoiler solenoid operated control valve P/N 1159 SCH 230–1. Cap and stow. Placard control valve "INOPERATIVE".

2. Pull and lock out ground spoiler circuit breaker (2 amp) (Pilot's Circuit Breaker Panel).

3. Disconnect the ground spoiler actuators from the solenoid actuated control valve by either of the following methods:

First Method. (A) Remove hydraulic line P/N 1159H20014–770 GRSU–6 which connects the ground spoiler control valve to hydraulic flow divider P/N 1159 SCH 255–1.

(B) Remove AN815–6 union from flow divider. Remove restrictor-filter P/N H962–041 from the control valve and install in open port of flow divider using P/N 1159H20011–6 O-ring. Leave port open to atmosphere. Plug open port of control valve with P/N AN814–6 DL plug and P/N 1159H20011–6 O-ring, Safety plug.

(C) Plug both ends of line removed and place line and union in storage, OR

Second Method. (A) Disconnect restrictor-filter P/N H962–041 from the control valve. Leave restrictor-filter attached to the hydraulic line P/N 1159H20014–770 GRSU–6 and open to the atmosphere. Secure the hydraulic line and restrictor-filter.

(B) Plug the control valve with P/N AN 814–6D plug and P/N 1159H20011–6 O-ring.

4. Without hydraulic system pressure applied, check that the ground spoiler cylinders are locked. This may be accomplished by applying an upward force of approximately 50 pounds to the trailing edge surface of the ground spoiler. There shall be no motion of the cylinder piston. If the piston extends, readjust the cylinder terminal end until a locked condition results.

5. Repeat item 4 with "Combined" hydraulic system pressure applied.

6. Install following placard adjacent to the Ground Spoiler Hydraulic Pressure Arming Switch with the words "GROUND SPOILERS INOPERATIVE".

7. To prevent the Speed Brake/Take-Off warning from sounding during landing incorporate Grumman Interim Aircraft Service Change (ASC) 181 "Speed Brake/Flap Warning—Ground Disable" by September 13, 1974. The "NO GRD SPOILER" light will be inoperative.

8. Follow the Airplane Flight manual procedures for selection of ground spoiler switch, "armed" for take-off, to prevent hydraulic system pressure fluctuations in the event of failure of the left engine during take-off.

For flight operation with the ground spoilers inoperative, attention is directed to the following limitations in the AFM:

Page 1–9, Anti-Skid Brakes. The airplane will not be dispatched with the anti-skid system inoperative.

Page 1–10, Takeoff with 10° flaps. No takeoff will be made when using 10° flaps.

Page 1–27, Note at bottom of page. Add 680 feet to the required field length, or subtract 680 feet from the available field length in determining allowable weight.

Landing field lengths in AFM are unchanged—See AFM Page 4–126.

This amendment is effective August 9, 1974, and was effective on receipt for all recipients of the telegrams dated July 17, 1974, and July 25, 1974, and the letter of July 29, 1974, which contained this amendment.

(Secs. 313(a), 601, 603, Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1423); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(e)))

Issued in East Point, Ga., on August 2, 1974.

PHILLIP M. SWATEK,
Director, Southern Region.

[FR Doc.74–18202 Filed 8–8–74;8:45 am]

[Docket No. 74–SO–61, Amdt. 39–1918]

PART 39—AIRWORTHINESS DIRECTIVES

Piper Model PA–34–200

There have been instances of fuel lines chafing on the Piper PA–34–200 airplanes that have resulted in wear through and fuel leaks. Since this condition is likely to exist or develop in other airplanes of the same type design, an airworthiness directive is being issued to require the installation of additional clamping on PA–34–200 airplanes.

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.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator 31 FR 13697, § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

PIPER. Applies to PA–34–200 airplanes Serial Numbers 34–7250001 to 34–7450209 inclusive, certificated in all categories.

Compliance required within the next 50 hours' time in service after the effective date of this AD, unless already accomplished.

To prevent fuel line chafing and fuel leaks, accomplish the following:

Modify the fuel and instrumentation line clamping in accordance with Piper Service Bulletin No. 429 or an equivalent method approved by the Chief, Engineering and Manufacturing Branch, Federal Aviation Administration, Southern Region. Replace all lines that have been damaged by chafing wear with serviceable lines of the same part number or equivalent lines approved by the Chief, Engineering and Manufacturing Branch, Federal Aviation Administration, Southern Region.

This amendment becomes effective August 15, 1974.

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

Issued in East Point, Ga., on August 1, 1974.

PHILLIP M. SWATEK,
Director, Southern Region.

[FR Doc.74–18201 Filed 8–8–74;8:45 am]

[Docket No. 74–EA–50, Amdt. 39–1919]

PART 39—AIRWORTHINESS DIRECTIVES

Piper Aircraft

The Federal Aviation Administration is amending § 39.13 of Part 39 of the Federal Aviation Regulations so as to recodify and revise AD 61–6–6.

Since this deficiency can exist or develop in similar type airplanes, an airworthiness directive is being issued which will require repetitive inspections and repair where necessary. As this deficiency affects air safety, notice and public procedure hereon are impractical and good cause exists for making the amendment effective in less than 30 days.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator, 14 CFR 11.89 (31 FR 13697) § 39.13 of Part 39 of the Federal Aviation Regulations is amended by recodifying and revising AD 61–6–6 as follows:

PIPER. Applies to Models PA–12, Serial Numbers 12–2904 and higher, except 12–2907, 12–2911, 12–2914, 12–2915, 12–2917, 12–2925, 12–2950, 12–3028–S and 12–3901 through 12–3903; PA–14; PA–15; PA–16; PA–17; PA–20; and PA–22 Airplanes, Serial Numbers 22–1 through 22–7999, certificated in all categories.

To prevent sudden failure of the fabric at the top of the windshield where the fabric attaches to the channel, accomplish the following:

1. For all airplanes, unless already accomplished, the indicated Piper Kits or equivalent parts approved by the Chief, Engineering and Manufacturing Branch, FAA, Eastern Region, must be installed within the next 25 hours in service after the effective date of this AD on airplanes which have fabric exceeding three years since installation:

(a) 760 799 effective on: PA–12, Serial Numbers 12–2904 and higher, except 12–2907, 12–2911, 12–2914, 12–2915, 12–2917, 12–2925, 12–2950, 12–3028–S and 12–3901 through 12–3903; all PA–12S and PA–14 airplanes.

(b) Kit 754 404 effective on: All PA–15, PA–16, PA–17 and PA–20 and PA–22 Airplane Serial Numbers 22–1 through 22–7999.

2. For all airplanes at every 100 hours in service after accomplishment of 1(a) or 1(b), remove the metallic strip and inspect the fabric over the top surface.

(a) If no cracks or fraying are found, reinstall the metallic strip.

(b) If any cracks or fraying are found, prior to further flight, add a fabric reinforcement strip (pinked-tape) starting from a line formed by the intersection of the windshield and the leading edge of the channel and extending aft at least three inches from the trailing edge of the channel. Reinstall the metallic strip.

3. For all airplanes which have fabric installed within the last three years, every 100 hours in service after the effective date of this AD, until three years are accumulated, inspect the fabric over the top surface.

If any cracks or fraying are found, prior to further flight, install Piper Kits or equivalent parts approved by the Chief, Engineering and Manufacturing Branch, FAA, Eastern Region, as in 1(a) or 1(b) as appropriate.

Upon request and appropriate substantiating data submitted through an FAA maintenance inspector, the compliance time specified in this AD may be increased by the Chief, Engineering and Manufacturing Branch, FAA, Eastern Region.

Piper Service Letter No. 362A pertains to this subject.

This AD supersedes AD 61–6–6.

This amendment is effective August 16, 1974.

(Secs. 313(a), 601, 603, Federal Aviation Act of 1958, (49 U.S.C. 1354(a), 1421, 1423); sec. 6(c), Department of Transportation Act, (49 U.S.C. 1655(c))

Issued in Jamaica, N.Y., on August 2, 1974.

ROBERT H. STANTON,
Director, Eastern Region.

[FR Doc.74–18247 Filed 8–8–74;8:45 am]

[Airspace Docket No. 74–EA–30]

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

Alteration of Control Zone

The Federal Aviation Administration is amending § 71.171 of Part 71 of the Federal Aviation Regulations so as to alter the Atlantic City, N.J., control zone (39 FR 359).

The control zone is described in part by reference to the Atlantic City ILS southwest localizer course. It is planned to decommission the ILS–4 system at Atlantic City, which requires prior deletion of the airspace assignment based on the ILS–4 localizer facility.

This action is basically less restrictive in substance and imposes no additional burden on any person, thereby making notice and public procedure hereon unnecessary and permits making the rule effective in less than 30 days.

In view of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective on August 9, 1974, as follows:

1. Amend § 71.171 of Part 71, Federal Aviation Regulations so as to alter the description of the Atlantic City, N.J. control zone by deleting, "within 2 miles each side of the NAFEC Atlantic City Airport ILS localizer southwest course, extending from the 5-mile radius zone to the OM;".

(Sec. 307(a), Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)))

Issued in Jamaica, N.Y., on July 29, 1974.

ROBERT H. STANTON,
Director, Eastern Region.

[FR Doc.74–18244 Filed 8–8–74;8:45 am]

[Airspace Docket No. 74–EA–48]

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

Alteration of Control Zone and Transition Area

The Federal Aviation Administration is amending §§ 71.171 and 71.181 of Part 71 of the Federal Aviation Regulations so as to alter the Newport News, Va.,

control zone (39 FR 411) and Norfolk, Va., transition area (39 FR 555).

The Patrick Henry Airport, Newport News, Va., was recently renamed Patrick Henry International Airport and will require a minor change in the description of the control zone and 700-foot floor transition area to reflect the new airport name.

Since the foregoing alterations are editorial in nature, notice and public procedure hereon are unnecessary.

In view of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective on August 9, 1974, as follows:

1. Amend § 71.171 of Part 71, Federal Aviation Regulations so as to amend the description of the Newport News, Va. control zone by substituting, "Patrick Henry International Airport" for "Patrick Henry Airport" in the text.

2. Amend § 71.181 of Part 71, Federal Aviation Regulations so as to amend the description of the Norfolk, Va. 700-foot floor transition area by substituting, "Patrick Henry International Airport" for "Patrick Henry Airport" wherever it appears in the text.

(Sec. 307(a), Federal Aviation Act of 1958, (72 Stat. 749; 49 U.S.C. 1348); sec. 6(c), Department of Transportation Act, (49 U.S.C. 1655(c)))

Issued in Jamaica, N.Y., on July 26, 1974.

ROBERT H. STANTON,
Director, Eastern Region.

[FR Doc.74-18246 Filed 8-8-74;8:45 am]

SUBCHAPTER F—AIR TRAFFIC AND GENERAL OPERATING RULES

[Reg. Docket No. 13951, Amdt. 95-249]

PART 95—IFR ALTITUDES

Miscellaneous Amendments

The purpose of this amendment to Part 95 of the Federal Aviation Regulations is to make changes in the IFR altitudes at which all aircraft shall be flown over a specified route or portion thereof. These altitudes, when used in conjunction with the current changeover points for the routes or portions thereof, also assure navigational coverage that is adequate and free of frequency interference for that route or portions thereof.

As a situation exists which demands immediate action in the interest of safety. I find that compliance with the notice and procedure provisions of the Administrative Procedure Act is impracticable and that good cause exists for making this amendment effective within less than 30 days from publication.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (24 FR 5662) Part 95 of The Federal Aviation Regulations is amended, effective September 12, 1974 as follows:

1. By amending Subpart C as follows:

§95.47 GREEN FEDERAL AIRWAY 7
is amended to delete:

FROM	TO	MEA
Nenabank INT, Alas.	Fairbanks, Alas. LFR	4100

§95.47 GREEN FEDERAL AIRWAY 7
is amended by adding:

FROM	TO	MEA
Nenabank INT, Alas.	Chena, Alas. LF/RBN	4100

§95.48 GREEN FEDERAL AIRWAY 8
is amended to delete:

FROM	TO	MEA
Glenallen, Alas. LF/RBN	Northway, Alas. LFR	*10000
*9900–MOCA		

§95.48 GREEN FEDERAL AIRWAY 8
is amended by adding:

FROM	TO	MEA
Glenallen, Alas. LF/RBN	Nabesna, Alas. LF/RBN	10000

§95.48 GREEN FEDERAL AIRWAY 8
is amended to read in part:

FROM	TO	MEA
Mantonusko INT, Alas.	Glenallen, Alas. LF/RBN	10000

§95.101 AMBER FEDERAL AIRWAY 1
is amended to delete:

FROM	TO	MEA
Harbor Point INT, Alas.	Yakutat, Alas. LFR	*6000
*2000–MOCA		
Yakutat, Alas. LFR	Cape Yakataga INT, Alas.	2000
Farewell, Alas. LF/RBN	McGrath, Alas. LFR	4000
McGrath, Alas. LFR	Unalakleet, Alas. LFR	6000
Unalakleet, Alas. LFR	Darby INT, Alas.	3000

§95.101 AMBER FEDERAL AIRWAY 1
is amended by adding:

FROM	TO	MEA
Harbor Point INT, Alas.	Ocean Cape, Alas. LF/RBN	*6000
*2000–MOCA		
Ocean Cape, Alas. LF/RBN	Cape Yakataga INT, Alas.	2000
*Farewell, Alas. LF/RBN	Takotna River, Alas. LF/RBN	4000
*8600–MCA Farewell LF/RBN, E-bound		
Takotna River, Alas. LF/RBN	North River, Alas. LF/RBN	6000
North River, Alas. LF/RBN	Darby INT, Alas.	3000

§95.101 AMBER FEDERAL AIRWAY 1
is amended to read in part:

FROM	TO	MEA
Hinchinbrook, Alas. LF/RBN	*Campbell Lake, Alas. LF/RBN	9000
*6700–MCA Campbell Lake LF/RBN, E-bound		
Campbell Lake, Alas. LF/RBN	*Skwentna, Alas. LF/RBN	5000
*7000–MCA Skwentna LF/RBN, W-bound		
Skwentna, Alas. LF/RBN	Puntilla Lake, Alas. LF/RBN	10000

§95.102 AMBER FEDERAL AIRWAY 2
is amended to delete:

FROM	TO	MEA
Burwash, Y. T. Can. LFR	Northway, Alas. LFR	*#9600
*8600–MOCA		
#For that airspace over U.S. territory.		
Northway, Alas. LFR	Delta Junction, Alas. LF/RBN	8000
Delta Junction, Alas. LF/RBN	Fairbanks, Alas. LFR	5000
Fairbanks, Alas. LFR	Bettles, Alas. LF/RBN	*5500
*5200–MOCA		

§95.102 AMBER FEDERAL AIRWAY 2
is amended by adding:

FROM	TO	MEA
Burwash, Y.T. Can. LFR	Nabesna, Alas. LF/RBN	*#9600
*8600–MOCA		
#For that airspace over U.S. territory.		
Nabesna, Alas. LF/RBN	Delta Junction, Alas. LF/RBN	8000
Delta Junction, Alas. LF/RBN	Chena, Alas. LF/RBN	5000
Chena, Alas. LF/RBN	Bettles, Alas. LF/RBN	5500

§95.115 AMBER FEDERAL AIRWAY 15
is amended to delete:

FROM	TO	MEA
Burwash, Y.T. Can. LFR	Northway, Alas. LFR	#9600
#For that airspace over U.S. territory.		
Northway, Alas. LFR	Delta Junction, Alas. LF/RBN	8000
Delta Junction, Alas. LF/RBN	Fairbanks, Alas. LFR	5000
Fairbanks, Alas. LFR	Beaver INT, Alas.	*7000
*6000–MOCA		
U.S. Canadian Border	Annette Island, Alas. LFR	5000
Annette Island, Alas. LFR	Guard Island INT, Alas.	4700

§95.115 AMBER FEDERAL AIRWAY 15
is amended by adding:

FROM	TO	MEA
Burwash, Y.T. Can. LFR	Nabesna, Alas. LF/RBN	*#9600
*8600–MOCA		
#For that airspace over U.S. territory.		
Nabesna, Alas. LF/RBN	Delta Junction, Alas. LF/RBN	8000
Delta Junction, Alas. LF/RBN	Chena, Alas. LF/RBN	5000
Chena, Alas. LF/RBN	Beaver INT, Alas.	*7000
*6000–MOCA		
U.S. Canadian Border	Nichols, Alas. LF/RBN	5000
Nichols, Alas. LF/RBN	Guard Island INT, Alas.	4700

§95.115 AMBER FEDERAL AIRWAY 15
is amended to read in part:

FROM	TO	MEA
Haines, Alas. LF/RBN	Burwash, Y. T. Can. LFR	#11000
#For that airspace over U.S. territory.		

§95.227 RED FEDERAL AIRWAY 27
is amended to delete:

FROM	TO	MEA
Julius, Alas. LF/RBN	Fairbanks, Alas. LFR	*4000
*2600–MOCA		

§95.227 RED FEDERAL AIRWAY 27
is amended by adding:

FROM	TO	MEA
Julius, Alas. LF/RBN	Chena, Alas. LF/RBN	*4000
*2600–MOCA		

§95.239 RED FEDERAL AIRWAY 39
is amended to delete:

FROM	TO	MEA
Julius, Alas. LF/RBN	Fairbanks, Alas. LFR	*4000
*2600–MOCA		

§95.239 RED FEDERAL AIRWAY 39
is amended by adding:

FROM	TO	MEA
Julius, Alas. LF/RBN	Chena, Alas. LF/RBN	*4000
*2600–MOCA		

§95.250 RED FEDERAL AIRWAY 50
is amended to delete:

FROM	TO	MEA
Bear Creek, Alas. LF/RBN	Fairbanks, Alas. LF/RBN	*5000
*4900–MOCA		

§95.250 RED FEDERAL AIRWAY 50
is amended by adding:

FROM	TO	MEA
Bear Creek, Alas. LF/RBN	Chena, Alas. LF/RBN	*5000
*4900–MOCA		

§95.612 BLUE FEDERAL AIRWAY 12
is amended to read:

FROM	TO	MEA
Takotna River, Alas. LF/RBN	Galena, Alas. LF/RBN	*6000
*5500–MOCA		
Galena, Alas. LF/RBN	Kotzebue, Alas. LF/RBN	*6000
*5300–MOCA		

§95.626 BLUE FEDERAL AIRWAY 26
is amended to delete:

FROM	TO	MEA
Wolf INT, Alas.	Fairbanks, Alas. LFR	3200
Fairbanks, Alas. LFR	Fort Yukon, Alas. LF/RBN	*7000
*6800–MOCA		

§95.626 BLUE FEDERAL AIRWAY 26
is amended by adding:

FROM	TO	MEA
Wolf INT, Alas.	Chena, Alas. LF/RBN	3200
Chena, Alas. LF/RBN	Fort Yukon, Alas. LF/RBN	*7000
*6800–MOCA		

§95.638 BLUE FEDERAL AIRWAY 38
is amended to delete:

FROM	TO	MEA
U.S. Canadian Border	Annette Island, Alas. LFR	5000
Annette Island, Alas. LFR	Guard Island INT, Alas.	4700

§95.638 BLUE FEDERAL AIRWAY 38
is amended by adding:

FROM	TO	MEA
U.S. Canadian Border	Nichols, Alas. LF/RBN	5000
Nichols, Alas. LF/RBN	Guard Island INT, Alas.	4700

§95.679 BLUE FEDERAL AIRWAY 79
is amended to delete:

FROM	TO	MEA
Sandspit, B.C. LFR	Annette Island, Alas. LFR	*#5000
*4900–MOCA		
#For that airspace over U.S. territory.		
Annette Island, Alas. LFR	Hazy Island INT, Alas.	*6900
*5900–MOCA		

§95.679 BLUE FEDERAL AIRWAY 79
is amended by adding:

FROM	TO	MEA
U.S. Canadian Border	Nichols, Alas. LF/RBN	*5000
*4900–MOCA		
Nichols, Alas. LF/RBN	Hazy Island INT, Alas.	*6900
*5900–MOCA		

§95.1001 DIRECT ROUTES–U.S.
is amended to delete:

FROM	TO	MEA
Middleton Island, Alas. LF/RBN	Porpoise INT, Alas.	*3000
*2000–MOCA	Via Control 1310	
(VHF/UHF Communications available 10000 ft. and above, HF only below 10000 ft.)		

§95.1001 DIRECT ROUTES–U.S.
is amended by adding:

FROM	TO	MEA
Scholes, Tex. VOR	Leeville, La. VOR	*12000
*1500–MOCA		
Wessels, Alas. LF/RBN	Porpoise INT, Alas.	*3000
*2000–MOCA	Via Control 1310	
(VHF/UHF Communications available 10000 ft. and above, HF only below 10000 ft.)		
*Anchorage, Alas. VOR	Hope INT, Alas.	**7000
	Via Control 1310	
*5000–MCA Anchorage VOR, E-bound		
**5500–MOCA		
Hope INT, Alas.	Wessels, Alas. LF/RBN	*9000
*8500–MOCA		

§95.1001 DIRECT ROUTES–U.S.
is amended to read in part:

FROM	TO	MEA
*Kachemak, Alas. LF/RBN	Granite INT, Alas.	7500
	Via Control 1218	
*5000–MCA Kachemak LF/RBN, SE-bound		

§95.1001 DIRECT ROUTES–U.S.

Bahama Routes

FROM	TO	MEA
54V is amended to read in part:		
Palm Beach, Fla. VOR	Basket INT, Fla.	*2000
*1300–MOCA		

§95.1001 DIRECT ROUTES—U.S.

Is amended to read in part:

Panama Routes

FROM	TO	MEA
V-11A		
David, R.P. VOR/DME	*Int. 078 M rad DAV VOR/DME & 12NM DAV	2000
*6000—MCA Int. 078 M rad DAV & 12NM DAV, E-bound		
V-12		
Bocas Del Toro, R.P. VOR	Int. 098 M rad BDT VOR/DME & 30 NM BDT	1500
V-13		
Santiago, R.P. VOR	*Chitre INT, R.P	**3000
*3000—MRA		
**1800—MOCA		
Chitre INT, R.P.	Taboga Island, R.P. VOR	3000
V-15		
Int. 023 M rad DAV VOR/DME & 20 NM DAV	Int. 171 M rad BDT VOR/DME & 20 NM BDT	9000
V-16		
Bocas Del Toro, R.P. VOR/DME	Int. 092 M rad BDT VOR/DME & 30 NM BDT	1500
Arenosa INT, R.P.	Tocumen, R.P. VOR	3000
V-19		
Coiba INT, R.P.	Santiago, R.P. VOR	3500
Santiago, R.P. VOR	Rio Hato INT, R.P.	2500
V-29		
Bocas Del Toro, R.P. VOR/DME	Int. 085 M rad BDT VOR/DME & 30 NM BDT	1500
France Field, C.Z. VOR	*Mandinga INT, R.P.	**8000
*8000—MRA		
**6000—MOCA		
A-2		
Taboga Island, R.P. NDB	*Rio Hato INT, R.P.	**5000
*8000—MRA Rio Hato INT, SW-bound		
**4300—MOCA		
David, R.P. NDB	Porton INT, R.P.	15000

§95.6002 VOR FEDERAL AIRWAY 2

Is amended to read in part:

FROM	TO	MEA
Syracuse, N.Y. VOR	Stoda INT, N.Y.	*2400
*1800—MOCA		
Stoda INT, N.Y.	Vernon INT, N.Y.	*3000
*2800—MOCA		

§95.6004 VOR FEDERAL AIRWAY 4

Is amended to read in part:

FROM	TO	MEA
Springdale INT, Kans.	Lansing INT, Kans.	2700
Wood INT, Kans.	Kansas City, Mo. VOR	
Via N alter.	Via N alter.	2700
Front Royal, Va. VOR	Int. 111 M rad Front Royal VOR & 053 M rad Casanova VOR	3900

§95.6007 VOR FEDERAL AIRWAY 7

Is amended to read in part:

FROM	TO	MEA
*Lobster INT, Fla.	**Teresa INT, Fla.	
Via W alter.	Via W alter.	***7000
*3000—MRA		
**7000—MCA Teresa INT, E-bound		
***1300—MOCA		

§95.6010 VOR FEDERAL AIRWAY 10

Is amended to read in part:

FROM	TO	MEA
Springdale INT, Kans.	Lansing INT, Kans.	
Via N alter.	Via N alter.	2700

§95.6017 VOR FEDERAL AIRWAY 17

Is amended to read in part:

FROM	TO	MEA
McAllen, Tex. VOR	Factory INT, Tex.	*1800
*1600—MOCA		
Factory INT, Tex.	McCook INT, Tex.	*1800
*1500—MOCA		
McCook INT, Tex.	*Jennings INT, Tex.	**3000
*4500—MRA		
**1900—MOCA		
Jennings INT, Tex.	*Lee INT, Tex.	**2500
*5500—MRA		
**1900—MOCA		
Lee INT, Tex.	Laredo, Tex. VOR	*2500
*1900—MOCA		

§95.6065 VOR FEDERAL AIRWAY 65

Is amended to read in part:

FROM	TO	MEA
Lansing INT, Kans.	New Market INT, Mo.	2700

§95.6066 VOR FEDERAL AIRWAY 66

Is amended to read in part:

FROM	TO	MEA
Brookwood, Ala. VOR	Helena INT, Ala.	*2400
*2000—MOCA		
Helena INT, Ala.	Andy INT, Ala.	*2800
*2300—MOCA		
Andy INT, Ala.	La Grange, Ga. VOR	2800

§95.6187 VOR FEDERAL AIRWAY 187

Is amended to read in part:

FROM	TO	MEA
*Pryor DME Fix, Mont.	Billings, Mont. VOR	7000
*9300—MCA Pryor DME Fix, S-bound		

§95.6222 VOR FEDERAL AIRWAY 222

Is amended to read in part:

FROM	TO	MEA
Staples INT, Tex.	Lockhart INT, Tex.	*2600
*2000—MOCA		

§95.6225 VOR FEDERAL AIRWAY 225

Is amended to read in part:

FROM	TO	MEA
La Belle, Fla. VOR	*Haven INT, Fla.	**2000
*3000—MRA		
**1300—MOCA		

§95.6278 VOR FEDERAL AIRWAY 278

Is amended to delete:

FROM	TO	MEA
Monticello, Ark. VOR	*Jerome INT, Ark.	**2000
*3000—MRA		
**1600—MOCA		
Jerome INT, Ark.	Greenwood, Miss. VOR	*2000
*1800—MOCA		

§95.6278 VOR FEDERAL AIRWAY 278
is amended by adding:

FROM	TO	MEA
Monticello, Ark. VOR	Jerome INT, Ark.	2000
Jerome INT, Ark.	Greenville, Miss. VOR	2000
Greenville, Miss. VOR	Greenwood, Miss. VOR	2000

§95.6280 VOR FEDERAL AIRWAY 280
is amended to read in part:

FROM	TO	MEA
Wood INT, Kans.	Kansas City, Mo. VOR	2700

§95.6317 VOR FEDERAL AIRWAY 317
is amended to read in part:

FROM	TO	MEA
Johnstone Point, Alas. VOR	Perry DME Fix, Alas.	5000
Perry DME Fix, Alas.	Whittier INT, Alas.	
	W-bound	10000
	E-bound	8000

§95.6434 VOR FEDERAL AIRWAY 434
is amended to read in part:

FROM	TO	MEA
Moline, Ill. VOR *2100—MOCA	Gregg INT, Ill.	*2400
Gregg INT, Ill. *1800—MOCA	Peoria, Ill. VOR	*2300

§95.6465 VOR FEDERAL AIRWAY 465
is amended to read in part:

FROM	TO	MEA
*Laurel DME Fix, Mont.	Billings, Mont. VOR	
	S-bound	6500
	N-bound	6000

*8000—MCA Laurel DME Fix, S-bound

§95.6483 VOR FEDERAL AIRWAY 483
is amended to read in part:

FROM	TO	MEA
*Peterboro INT, N.Y. *3700—MCA Peterboro INT, S-bound **2700—MOCA	Stoda INT, N.Y	**3400
Stoda INT, N.Y. *1800—MOCA	Syracuse, N.Y. VOR	*2400

§95.6492 VOR FEDERAL AIRWAY 492
is amended to read in part:

FROM	TO	MEA
La Belle, Fla. VOR Via N alter. *3000—MRA **1300—MOCA	*Haven INT, Fla. Via N alter	**2000

§95.7192 JET ROUTE NO. 192 is added to read:

FROM	TO	MEA	MAA
Goodland, Kans. VORTAC	Pawnee City, Nebr. VORTAC	18000	45000

§95.7515 JET ROUTE NO. 515 is amended to delete:

FROM	TO	MEA	MAA
Bettles, Alas. VORTAC	Barrow, Alas. VORTAC	#18000	45000

#MEA is established with a gap in navigation signal coverage.

§95.7515 JET ROUTE NO. 515 is amended by adding:

FROM	TO	MEA	MAA
Bettles, Alas. VORTAC	Browerville, Alas. LF/RBN	18000	45000

§95.7525 JET ROUTE NO. 525 is amended to read:

FROM	TO	MEA	MAA
Sandspit, B.C. Can. LF/RBN	Nichols, Alas. LF/RBN	#18000	#45000

#For that airspace over U.S. territory.

(Secs. 307, 1110, Federal Aviation Act of 1958 (49 U.S.C. 1348, 1510))

Issued in Washington, D.C., on July 31, 1974.

JAMES M. VINES,
Chief,
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[FR Doc.74-18068 Filed 8-8-74;8:45 am]

Title 17—Commodity and Securities Exchanges

CHAPTER I—COMMODITY EXCHANGE AUTHORITY (INCLUDING COMMODITY EXCHANGE COMMISSION), DEPARTMENT OF AGRICULTURE

PART 1—GENERAL REGULATIONS UNDER THE COMMODITY EXCHANGE ACT

Miscellaneous Amendments

On April 12, 1974, notice was published in the FEDERAL REGISTER (39 FR 13281) of proposed amendments to the general regulations promulgated under the Commodity Exchange Act, as amended, by issuing a new paragraph (y) of § 1.3, by revising §§ 1.7, 1.10 and 1.17, by issuing a new § 1.18, and by revising subparagraph (2) of paragraph (b) of § 1.35. All interested parties were given an opportunity to request that a hearing be held in regard to the proposed amendments, or to submit their written statements on the proposals, by May 31, 1974. No one requested a hearing on this matter. The written responses were few.

The new paragraph (y) of § 1.3 of the regulations fulfills the need for a guideline as to the type account which cannot be considered as that of a customer for purposes of complying with the segregation and financial requirements and related recordkeeping provisions under the Act and the regulations thereunder.

The revision of § 1.7 declines to require registration by futures commission merchants who trade solely for accounts which are classifiable as proprietary accounts under new § 1.3(y). The registration of such futures commission merchants serves no useful purpose. Exemption of such persons from registration automatically exempts them from the minimum financial standards and related reporting and recordkeeping requirements contained in the regulations. Such persons remain subject to all other provisions of the Act and the rules, regulations and orders thereunder. Part of the proposed amendment to § 1.7, regarding when a proprietary account can be otherwise considered as a customer's account, has been appropriately removed from this section and added as a proviso to paragraph (k) of § 1.3, which defines "customer."

The revision to § 1.35(b)(2) involves only the substitution of the word "proprietary" for the word "house".

Modifications to § 1.10 strengthen recordkeeping and reporting requirements which relate to the financial status of applicants for registration as futures commission merchants. In addition to filing a statement of his financial condition with his application for registration, an applicant will have to disclose the sources of his current assets, financial arrangements and estimated expenses for the first year of operation. This same regulation will also require that all financial information which applicants and registrants are obligated to submit periodically must be presented within 45 days from the date of such reports rather than three months after such date as is now required. This regulation is also modified by the transfer from paragraph (f) of § 1.10 to paragraph (c) of new § 1.18, the requirement that futures commission merchants prepare monthly computations of net worth. New § 1.18 also includes a monthly requirement for a written computation of total subordinated borrowings and total long term liabilities of the applicant or registrant to be summarized with . is net worth figure. This particular regulation also requires the regular maintenance of journals, ledgers and trial balances on the part of registered futures commission merchants and applicants for such registration.

The revision of § 1.17 of the regulations under the Commodity Exchange Act consists mainly of the addition of clarifying language, the rearrangement of the sequential order of subsections to the regulation and the strengthening of certain parts of the regulation, the need for which was indicated quite often by the application of the present regulations on many occasions throughout the past five years. Among the principal changes in this regulation are: the specific exclusion from current assets of uncollectible and past due receivables; a definition of what are considered to be properly secured loans, advances and receivables; the inclusion of long-term loans among current liabilities if such loans are not evidenced by legally enforceable written instruments; a requirement that subordinated indebtedness must not exceed 75 percent of the total of capital and subordinated liabilities; and a new provision that denies exemption from safety factor calculations for futures positions which represents hedges against unfilled anticipated requirements. The definition of "proprietary account" will be transferred from this regulation to § 1.3(y) and extended as described earlier.

The opposing comments to these proposals were not of sufficient volume and justification to warrant change. Therefore, pursuant to the authority vested in the Secretary of Agriculture under the Commodity Exchange Act, as amended, and in consideration of all relevant facts and information available, the general regulations promulgated under such Act are amended by revising paragraph (k) and issuing a new paragraph (y) of § 1.3, by revising §§ 1.7, 1.10 and 1.17, by issuing a new § 1.18, and by revising subparagraph (2) of paragraph (b) of § 1.35, to read as follows:

§ 1.3 **Definitions.**

* * * * *

(k) *Customer; commodity customer.* These terms have the same meaning and refer to a customer trading in any commodity named in the definition of commodity herein: *Provided, however,* An owner or holder of a proprietary account as defined in paragraph (y) of this section shall not be deemed to be a customer within the meaning of section 4d of the Act, the regulations that implement sections 4d and 4f of the Act and § 1.35, and such an owner or holder of such a proprietary account shall otherwise be deemed to be a customer within the meaning of the Act and §§ 1.37 and 1.46 and all other sections of these rules, regulations and orders which do not implement sections 4d and 4f.

* * * * *

(y) *Proprietary account.* This term shall mean a commodity futures trading account carried on the books and records of an individual, a partnership, corporation or other type association, (1) for one of the following persons, or (2) which is partially or jointly owned by one of the following persons:

(i) Such individual himself, or such partnership, corporation or association itself;

(ii) In the case of a partnership, a general partner in such partnership;

(iii) In the case of a limited partnership, a limited or special partner in such partnership whose duties include:

(*a*) The management of the partnership business or any part thereof,

(*b*) The handling of trades and/or funds of customers of such partnership,

(*c*) The keeping of records pertaining to trades and/or funds of customers of such partnership, or

(*d*) The signing or co-signing of checks or drafts on behalf of such partnership;

(iv) In the case of a corporation or association, an officer, director or owner of ten percent or more of the capital stock, of such organization;

(v) An employee of such individual, partnership, corporation or association whose duties include:

(*a*) The management of the business of such individual, partnership, corporation or association or any part thereof,

(*b*) The handling of trades and/or funds of customers of such individual, partnership, corporation or association,

(*c*) The keeping of records pertaining to trades and/or funds of customers of such individual, partnership, corporation or association, or

(*d*) The signing or co-signing of checks or drafts on behalf of such individual, partnership, corporation or association;

(vi) A spouse or minor dependent living in the same household of any of the foregoing persons;

(vii) A business affiliate that directly or indirectly controls such individual, partnership, corporation or association;

(viii) A business affiliate that, directly or indirectly is controlled by or is under common control with, such individual, partnership, corporation or association.

Provided, however, That an account owned by any shareholder or member of a cooperative association of producers, within the meaning of sections 5(e) and

6(a) of the Act, which association is registered as a futures commission merchant and carries such account on its records, shall be deemed to be a customer's account and not a proprietary account of such association, unless the shareholder or member is an officer, director or manager of the association. No person shall engage as futures commission merchant in the solicitation or acceptance of orders for the purchase or sale of any commodity for future delivery, or involving any contracts of sale of any commodity for future delivery, on or subject to the rules of any contract market, unless the Secretary of Agriculture has registered such person as futures commission merchant under the Commodity Exchange Act and such registration has not expired and is not under suspension or revocation: *Provided however,* That a person trading solely for proprietary accounts within the meaning of § 1.3(y) shall not be required to register as a futures commission merchant; such a person trading solely for proprietary accounts as defined, shall otherwise be subject to all provisions of the Act and of the rules, regulations and orders thereunder.

§ 1.10 Application for registration and financial reports.

(a) Application for registration as futures commission merchant shall be made on Form 1–R. Application for registration as floor broker shall be made on Form 2–R. Each application shall be executed and filed in accordance with the instructions accompanying the prescribed form.

(b) Except as provided in paragraph (c) of this section, each person who files an application for registration as a futures commission merchant, and who is not so registered at the time of such filing, shall, concurrently with the filing of such application, file on Form 1–FR a report of his financial condition as of a date not more than 45 days prior to the date on which such report is filed. Each such person shall include with such financial report a statement describing the source of his current assets and representing that his capital has been contributed for the purpose of operating his business and will continue to be used for such purpose. He shall also submit with the financial report a statement for the first year of operations which shall include (1) source of income, both current and anticipated, (2) arrangements made for obtaining the necessary funds to operate his business, and (3) the estimated total expenses of his business for the year.

(c) The provisions of paragraph (b) of this section shall not apply to any person succeeding to and continuing the business of another futures commission merchant. Each such person who files an application for registration as a futures commission merchant and who is not so registered at the time of such filing, shall file on Form 1–FR a report of his financial condition as of the first month-end following the date on which his registration is approved. Such report shall be filed with the Commodity Exchange Authority not more than one month after the date as of which it reports such person's financial condition.

(d) Except as provided in paragraph (e) of this section, each person registered as a futures commission merchant under the Act shall file on Form 1–FR a report of his financial condition as of each June 30 and each December 31, unless the registrant's fiscal year is other than a calendar year, in which case he shall file on Form 1–FR such financial reports as of the midpoint and the end of each fiscal year. Each such report shall be completed and filed not more than 45 days after the date as of which it reports the registrant's financial condition.

(e) The provisions of paragraph (d) of this section shall not apply to any person registered as a futures commission merchant who is a member of a contract market and conforms to minimum financial standards and related reporting requirements set by such contract market in its bylaws, rules, regulations or resolutions and approved by the Secretary of Agriculture as adequate to effectuate the purposes of section 4f(2) of the Act: *Provided, however,* That each such registrant shall promptly file with the Commodity Exchange Authority a true and exact copy of each financial report which he files with such contract market.

(f) Every report prepared on Form 1–FR shall be completed in accordance with the instructions accompanying the prescribed form and shall report financial condition as of the close of business on the date reported.

§ 1.17 Minimum financial requirements.

(a) Except as provided in paragraph (b) of this section, no person applying for registration as futures commission merchant shall be so registered unless he has adjusted working capital equal to or in excess of whichever of the following is greater: (1) $10,000, or (2) the sum of the safety factors hereinafter prescribed in this section with respect to both proprietary accounts and customers' accounts plus 5 percent of the applicant's aggregate indebtedness; and each person registered as a futures commission merchant shall at all times continue to meet such financial requirements.

(b) The requirements of paragraph (a) of this section shall not be applicable if the applicant for registration or registrant is a member of a contract market and conforms to minimum financial standards and related reporting requirements set by such contract market in its bylaws, rules, regulations or resolutions and approved by the Secretary of Agriculture as adequate to effectuate the purposes of paragraph (2) of section 4f of the Act.

(c) Definitions: For the purposes of this section:

(1) The term "working capital" means the amount by which current assets exceed current liabilities.

(2) The term "current assets" means cash and other assets or resources commonly identified as those which are reasonably expected to be realized in cash or sold during the next twelve months in the normal course of operation of the principal business of the applicant or registrant, and which are available for and intended for payment of current liabilities. The term "current assets" excludes:

(i) Any unsecured customer's regulated commodity futures account containing a ledger balance and open trades, the combination of which liquidates to a deficit or containing a debit ledger balance only and which account has been in such condition for more than 30 consecutive days;

(ii) Any unsecured customer's nonregulated commodity futures account containing a ledger balance and open trades, the combination of which liquidates to a deficit or containing a debit ledger balance only and which account has been in such condition for more than 30 consecutive days;

(iii) Any unsecured regulated commodity futures account, which is a "proprietary account" as defined in § 1.3(y), and which account contains a ledger balance and open trades, the combination of which liquidates to a deficit or contains a debit ledger balance only;

(iv) Any unsecured nonregulated commodity futures account which is a "proprietary account" as defined in § 1.3 (y), and which account contains a ledger balance and open trades, the combination of which liquidates to a deficit or contains a debit ledger balance only;

(v) Any unsecured loan or advance on the part of applicant or registrant to any person whose account is classifiable as a proprietary account under these regulations;

(vi) Crop loans (loans made to farmers for the purpose of financing their crops or farm operations) which are not (*a*) due and collectable within nine months after the respective dates of the making of such loans, and (*b*) evidenced by legally enforceable written instruments in the possession of the applicant or registrant;

(vii) All other unsecured receivables that are not due within six months from the respective dates of their inception;

(viii) All unsecured receivables that are not collectable within six months from the respective dates of their inception;

(ix) All past due unsecured receivables;

(x) Exchange memberships, clearing house stocks and guaranty funds;

(xi) Unrealized commissions on open futures contracts;

(xii) Cash and claims to cash which are restricted as to withdrawal;

(xiii) Fixed assets, such as land, buildings, furniture and fixtures, improvements to real property;

(xiv) Prepaid expenses and deferred charges;

(xv) Securities without a ready market; and

(xvi) Everything excluded from such term in accord with generally accepted accounting principles.

(3) A loan or advance or any other form of receivable shall not be consid-

ered secured unless the following conditions exist:

(i) The receivable is secured by collateral which can be readily converted into cash equal to or in excess of that part of the receivable which is shown in the creditor's records as secured; and

(ii) The collateral is in the possession and control of the creditor; or

(iii) The creditor has a legally enforceable, written security agreement, signed by the debtor, and has a perfected security interest in the collateral within the meaning of the laws of the state in which the collateral is located.

(4) The term "current liabilities" means obligations that are due and payable or will become due and payable in the next 12 months, or the liquidation of which is reasonably expected to require the use of existing resources classifiable as current assets or the creation of other current liabilities. It would include any long-term loan which is not evidenced by a legally enforceable written instrument and any long-term liability that can be accelerated at the creditor's option to a term of a year or less. For the purpose of computing "working capital" within the meaning of this section, the following amounts may be excluded from current liabilities:

(i) The amount of indebtedness subordinated to the claims of all general creditors of the applicant or registrant pursuant to a satisfactory subordination agreement, as hereinafter defined; and

(ii) The amount of money, securities and property due to commodity customers, which is held in segregated accounts in compliance with the requirements of section 4d(2) of the Act and the regulations thereunder: *Provided, however,* That such exclusion may be taken only if such money, securities and property held in segregated accounts has also been excluded from current assets in computing working capital.

(5) The term "satisfactory subordination agreement" means an agreement which satisfies all the following conditions:

(i) It is a written agreement duly executed by the applicant or registrant and the lender or creditor, which agreement is legally binding and enforceable in accordance with its terms upon the lender or creditor and his creditors, heirs, executors, administrators, assigns and successors in interest;

(ii) It effectively subordinates any right of the lender or creditor to demand or receive payment or return of the cash, securities or property loaned or otherwise owed, to the claims of all present and future creditors of the registrant or applicant: *Provided, however,* With the consent of the borrower, prior to the maturity of the agreement, the lender may substitute cash or other assets, with a ready market at an equal or greater value, for the assets initially loaned, if the agreement provides for such substitution and is modified so that the substitute cash or assets are subordinated in accordance with this regulation;

(iii) The agreement shall be in effect for a period of not less than one year.

(iv) It provides that the agreement shall not be subject to cancellation by either party, and that the loan shall not be repaid and the agreement shall not be terminated, rescinded or modified by mutual consent or otherwise if the effect thereof would be to make the agreement inconsistent with the conditions of this regulation or to reduce the adjusted working capital of the applicant or registrant below the amount required by this regulation;

(v) Sole possession and control of the subordinated assets must be maintained by the borrower for the term of the agreement;

(vi) It provides that no default in the payment of interest or in the performance of any covenant or condition by the registrant or applicant shall have the effect of accelerating the maturity of the indebtedness;

(vii) It provides that any notes or other written instruments evidencing the indebtedness shall bear on their face an appropriate legend stating that such notes or instruments are issued subject to the provisions of a subordination agreement which shall be adequately referred to and incorporated by reference;

(viii) It provides that any securities or other property loaned to the registrant or applicant pursuant to its provisions may be used and dealt with by the registrant or applicant as part of his capital and shall be subject to the risks of the business; and

(ix) Copies of each such agreement and of any notes or written instruments, evidencing the indebtedness are filed, within 10 days after each such agreement is entered into, with the regional office of the Commodity Exchange Authority for the region in which the registrant or applicant maintains his principal place of business, together with a statement of the full name and address of the lender or creditor and the business relationship of the lender or creditor to the registrant or applicant.

(6) The term "adjusted working capital" means working capital less:

(i) Five percent of all unsecured receivables used by the applicant or registrant in computing his working capital;

(ii) The amount by which any advances paid by the applicant or registrant on cash commodity contracts and used in computing his working capital, exceeds 90 percent of the market value of the commodities covered by such contracts;

(iii) In the case of cash commodity inventories that are hedged by bona fide hedging positions in the futures market as defined in section 4a(3) of the Act, the amount by which the value of such inventories used by the applicant or registrant in computing his working capital, exceeds 95 percent of the market value of such inventories;

(iv) In the case of all inventories which are included as current assets and which are not hedged in futures markets, the amount by which the value of such inventories used by the applicant or registrant in computing his working capital, exceeds 80 percent of the market value of such inventories: *Provided, however,* That with respect to those units of inventory that are committed to fixed price sales, there shall be no deduction from the value of such units of inventory used by the applicant or registrant in computing his working capital if the value so used does not exceed the committed sales price;

(v) The amount by which the value of securities and obligations used by the applicant or registrant in computing his working capital exceeds:

(*a*) In the case of preferred stocks, 80 percent of the market value thereof;

(*b*) In the case of common stocks, 70 percent of the market value thereof;

(*c*) In the case of commercial bonds and revenue bonds, 90 percent of the market value thereof;

(*d*) In the case of obligations of, or guaranteed by, the United States, and of general obligations of any State, or of any political subdivision thereof, 100 percent of the market value thereof;

(*e*) In the case of all other securities classifiable as current assets under this regulation, 70 percent of the market value thereof; and

(vi) That amount of subordinated borrowings and other forms of subordinated indebtedness which is in excess of 75 percent of the total of capital and subordinated liabilities.

(7) The term "aggregate indebtedness" means that portion of the total liabilities of an applicant or registrant which is not adequately collateralized, but excluding:

(i) Advances received by the applicant or registrant against bills of lading issued in connection with the shipment of commodities sold by the applicant or registrant;

(ii) Equities in partners' and officers' commodity futures accounts;

(iii) Equities in customers' commodity futures accounts segregated in accordance with the Act and regulations; and

(iv) The amount of indebtedness subordinated to the claims of all general creditors of the applicant or registrant pursuant to a satisfactory subordination agreement, as defined in this section.

(8) Liabilities shall be deemed to be "adequately collateralized" when, pursuant to a legally-enforceable written instrument, such liabilities are secured by identified assets that are otherwise unencumbered and the market value of which exceeds the amount of such liabilities by 10 percent or more.

(d) In the case of open futures contracts held in customers' accounts carried by the applicant or registrant, the safety factor shall be one-half of one percent of the market value of the greater of either the total long or total short futures contracts in each commodity (regulated, nonregulated and foreign) in all such accounts: *Provided, however,* (1) That such safety factor shall not apply to any spread or straddle held for the same account in the same commodity, on the same market, in the same crop year, and (2) that in the case of any intermarket or inter-crop year

spread or straddle, or any intermarket and inter-crop year spread or straddle, held for the same account in the same commodity, the safety factor shall be one-fourth of one percent of the market value of that side of each such spread or straddle having the greater market value.

(e) In the case of open futures contracts held in proprietary accounts carried by the applicant or registrant, the safety factor shall be 10 percent of the market value of the greater of either the total long or total short futures contracts in each commodity (regulated, nonregulated and foreign) in all such accounts: *Provided, however,* (1) That such safety factor shall not apply to any spread or straddle held for the same account in the same commodity, on the same market, in the same crop year, or to any contract representing a bona fide hedging transaction as defined in section 4a(3) (A) & (B) of the Act (however, such factor shall apply to contracts that represent hedges against unfilled anticipated requirements); nor shall it apply to any contract resulting from a "changer trade" made in accordance with the rules of a contract market which have been submitted to and not disapproved by the Secretary of Agriculture, and (2) that in the case of any intermarket or inter-crop year spread or straddle, or any intermarket and inter-crop year spread or straddle, held for the same account in the same commodity, the safety factor shall be 5 percent of the market value of that side of each such spread or straddle having the greater market value.

§ 1.18 Records for and relating to financial reporting and monthly computation.

(a) No person shall be registered as a futures commission merchant under the Act unless, commencing on the date his application for such registration is filed, he prepares and keeps current, ledgers or other similar records which show or summarize with appropriate references to supporting documents, each transaction affecting his asset, liability, income, expense and capital accounts, and in which (except as otherwise permitted in writing by the Commodity Exchange Authority) all his asset, liability and capital accounts are classified into either the account classification subdivisions specified on Form 1–FR or categories that are in accord with generally accepted accounting principles. Each person so registered shall prepare and keep current such records.

(b) No person shall be registered as a futures commission merchant under the Act unless he prepares, from his ledgers or other records, a trial balance as of the end of each of his month-end closing business days, commencing with the first month-end closing date after he files his application for such registration. Such trial balances shall be prepared no later than 15 days after each such closing date. Each person so registered shall continue to prepare such month-end trial balances no later than 15 days after each month-end closing date.

(c) No person shall be registered as a futures commission merchant under the Act unless he prepares, as of the end of each month-end closing date subsequent to the date of filing his application for such registration, a written computation of the total of his subordinated borrowings, the total of his long term liabilities and the total of his net worth. Such computation must be prepared no later than 15 days after the applicant's month-end closing date; and the applicant must promptly thereafter inform the Commodity Exchange Authority of the sum of such totals. Each person registered as a futures commission merchant shall also prepare such written computation as of each month-end closing date, no later than 15 days after such day, and shall compare the sum of such totals with the sum total of the balances of such items as they appear in the report of financial condition most recently submitted to the Commodity Exchange Authority by such person in accord with paragraph (d) or (e) of § 1.10. Whenever such computation and comparison discloses that the sum total of subordinated borrowings, long term liabilities and net worth has declined 20% or more from the sum total of such items as they appear on such report of financial condition, or whenever such registrant knows or has reason to believe that he is not in compliance with the requirements prescribed in § 1.17, such registrant shall immediately notify the Commodity Exchange Authority thereof. For purposes of this paragraph, net worth shall mean total liabilities (including long-term debt and subordinated borrowings) deducted from total assets.

(d) All such records, trial balances, and computations shall be retained in accord with § 1.31.

§ 1.35 Records of cash commodity and futures transactions.

* * * * *

(b) *Futures commission merchants and clearing members of contract markets.* * * *

(2) A record of transactions which will show separately for each account (including proprietary accounts) all commodity futures transactions executed for such account, including the date, price, quantity, market, commodity and future; and

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(Section 4f, as added by section 5, 49 Stat. 1495, and amended by section 7, 82 Stat. 28; (Sec. 4f, as added by sec. 5, 49 Stat. 1495, and amended by sec. 7, 82 Stat. 28; sec. 8a, as added by sec. 10, 49 Stat. 1500, and amended, 69 Stat. 535, sec. 18, 82 Stat. 31; 7 U.S.C. 6f, 12a; 37 F.R. 28464–5, 7 CFR 2.17(c))

Effective date. The foregoing amendments shall become effective September 30, 1974.

Issued August 5, 1974.

RICHARD FELTNER,
Assistant Secretary,
Marketing and Consumer Services.

[FR Doc.74–18299 Filed 8–8–74;8:45 am]

Title 20—Employees' Benefits

CHAPTER II—RAILROAD RETIREMENT BOARD

PART 208—ELIGIBILITY FOR AN ANNUITY

PART 210—EXECUTION AND FILING OF AN APPLICATION FOR AN ANNUITY

Age Requirements and Cancellation of Application

This document provides revisions of the Board's regulations with respect to age requirements for annuity eligibility and of the manner in which an annuity application may be cancelled.

Pursuant to the general authority contained in section 10 of the act of June 24, 1937 (50 Stat. 314, as amended; 45 U.S.C. 228j), §§ 208.1(a) (2) and (3) and 208.7 (a) (1) and (2) of Part 208 (20 CFR 208.1(a) (2) and (3) and 208.7(a) (1) and (2)) and § 210.11 of Part 210 (20 CFR 210.11) of the regulations under such act are amended by Board Order 74–67, dated July 17, 1974, as follows:

§ 208.1 Statutory provisions.

(a) * * *

(2) Individuals who will have attained the age of sixty and will have completed thirty years of service.

(3) Individuals who will have attained the age of sixty-two and will have completed less than thirty years of service, but the annuity of such individuals shall be reduced by $\frac{1}{180}$ for each calendar month that he or she is under age sixty-five when the annuity begins to accrue.

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§ 208.7 Annuities for employees.

(a) * * *

(1) The individual (i) has attained the age of 65 or (ii) has attained the age of 60 and has completed at least 354 months of service, except that the provisions of this clause shall not apply to a man whose annuity first began to accrue before July 1, 1974, or

(2) The individual (i) has attained the age of 62 and has completed less than 354 months of service or (ii), in the case of a man whose annuity first began to accrue before July 1, 1974, has attained the age of 60 and has completed at least 354 months of service, except that the annuity of such an individual shall be reduced by 1/180 for each calendar month during all of which he or she is under age 65 when the annuity begins to accrue, or

* * * * *

§ 210.11 Cancellation of an application.

(a) *Who may cancel an application.* An application may be cancelled by:

(1) The individual who filed the application (or the person who is authorized to act in behalf of such individual pursuant to § 266.4 or § 266.5 of this chapter); or

(2) An indiivdual described in Part 234 of this chapter (or the person who is authorized to act in behalf of such person pursuant to § 266.4 or § 266.5 of this chapter) who, if an annuity was (or were to be) awarded, could upon filing an application be entitled to the annuity accrual under Part 234 of this chapter.

(b) *Conditions for cancellation.* An application may be cancelled under the following conditions:

(1) *Before the annuity is awarded.* An application may be cancelled before the annuity is awarded if:

(i) A written request for cancellation is filed;

(ii) The individual who filed the application is alive at the time the request for cancellation is filed, or if such individual is deceased, it appears that the rights of no person other than the person by whom, or in whose interest, the cancellation is requested will be adversely affected, and

(iii) The request for cancellation is filed on or before the date the annuity is awarded.

(2) *After the annuity is awarded.* An application may be cancelled after the date the annuity is awarded if:

(i) The conditions enumerated in subdivisions (i) and (ii) of subparagraph (1) of this paragraph are met;

(ii) Any other person whose entitlement would be rendered erroneous by such cancellation consents in writing thereto; and

(iii) There is repayment of the annuity or annuities previously paid because of such application;

Provided, however, That an individual awarded an annuity under subparagraphs (2), (3) and (4) of § 208.7(a) of this chapter, which began to accrue prior to July 1, 1974, may not cancel his application for the purpose of becoming entitled to an annuity under clause (ii) of subparagraph (1) of § 208.7(a) of this chapter after June 30, 1974, or for the purpose of permitting some other person to become entitled to an annuity to which such person would not otherwise be entitled. Recoupment of the annuity or annuities previously paid may be effected by one or more of the methods described in §§ 255.5 and 255.6 of this chapter.

Dated: August 2, 1974.

By authority of the Board.

[SEAL] R. F. BUTLER,
Secretary of the Board.

[FR Doc.74-18199 Filed 8-8-74;8:45 am]

CHAPTER III—SOCIAL SECURITY ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

[Reg. 5, further amended]

PART 405—FEDERAL HEALTH INSURANCE FOR THE AGED AND DISABLED (1965- —)

Medical and Other Health Services

On June 29, 1973, there was published in the FEDERAL REGISTER (38 FR 17246) a notice of proposed rulemaking and proposed amendments to regulations to implement changes made by sections 251 (a) (1), 252, 256, 264, and 273 of Pub. L. 92-603, the Social Security Amendments of 1972.

Comments were received from many sources (including representatives of national, State, and local organizations) concerned with the furnishing of physical therapy and optometric services and with the practice of medicine, chiropractic, and dentistry and oral surgery. The comments received reflected a variety of concerns. There were objections to the requirement that the physical therapist in independent practice maintain an office as a condition for coverage of his services. Issue was taken with the refusal to recognize diagnostic examinations by optometrists as covered services. Comments with respect to the chiropractic provisions presented objections to the nonpayment for X-rays; divergent views between chiropractic and medical sources regarding qualifications to take and interpret X-rays; concern with the potential for overexposure of patients to X-rays; conflicting views with respect to the meaning of terms including "subluxation;" recommendations that chiropractic should not be accepted as a separate point of entry to health care; and conflicting objections to the proposed minimum qualifying standards for chiropractors which were considered, on one hand, to be too restrictive and on the other, too lax. Comments took issue with the requirement that the need for hospital admissions for excluded dental services must be supported by the presence of impairments other than dental.

All comments have been carefully considered. The following summarizes those substantive comments not adopted:

(1) With respect to the proposed regulations concerning the physical therapist in independent practice, there were objections to the requirement that the physical therapist must maintain at his own expense an office or office space and the necessary equipment to provide an adequate program of physical therapy. It was contended that this is unrealistic and discriminates against the practitioner who only treats patients in their homes, i.e., the practitioner who maintains merely sufficient space to keep records because his equipment is all of the portable variety, and the practitioner who, while employed by an institution, physician, etc., also treats homebound patients in a private capacity in the evenings and on weekends but has no office or equipment. The statutory language and legislative history surrounding this change in the law reflect a congressional expectation that the independent practitioner would have an office, but in terms of coverage, he could render reimbursable services to homebound patients as well as to those he treats in his office. The report of the Committee on Ways and Means indicates that one of the purposes was to make outpatient physical therapy more readily available to the beneficiary in cases where the therapist's office might be more accessible than a provider's facility and that the Secretary, in establishing the health and safety conditions under which the services of such practitioner must be furnished, should assure the availability of an adequate program of physical therapy services in the therapist's office. In addition, payment to a practitioner on a fee-for-service basis contemplates that he will bear operating overhead inherent in office practice.

(2) Comments from optometric sources contended that the proposed regulation defining the role of the optometrist as a physician is unduly restrictive. It was stated that the statutory amendment contemplated coverage for diagnostic services performed by an optometrist in addition to including him in the definition of "physician" for the purpose of attesting to the beneficiary's need for prosthetic lenses. The proposed regulation reflects the intent expressed in the congressional committee reports that the legislation provides no broadening of coverage of optometrists' services, which prior to the amendment extended only to the supplying of prosthetic lenses. It is also significant to note that the Senate Finance Committee has recognized the lack of current coverage for optometrists' diagnostic services in adding to the amendments now under consideration (H.R. 3153) a provision (section 192) requiring a study of the advisability of including such coverage in title XVIII by future amendment.

(3) Numerous comments were received regarding the regulations pertaining to chiropractic services.

(a) There were objections to the refusal to cover X-rays in the face of the statutory requirement that the existence of a subluxation must be demonstrated by X-ray. The regulations were drafted to reflect the statutory provisions and the related committee report language which lay great stress on the very limited scope of the coverage extension by emphasizing that coverage is intended for only the single treatment modality specified in the statute. For that reason it seemed that the phrase "* * * only with respect to treatment by means of manual manipulation * * *" is intended to bar payment to chiropractors for such other services as diagnostic X-rays. Moreover, the statute considers chiropractors to be physicians only for purposes of section 1861 (s) (1) and (s) (2) of the Social Security Act (42 U.S.C. 1395x (s) (1) and (s) (2)). Thus, they are not recognized as physicians under section 1861(s) (3) of the Act (42 U.S.C. 1395x(s) (3)), the provision of law that specifically provides payment for X-rays. The law requires that the existence of a subluxation be demonstrated by X-ray. However, because the covered service is so precisely defined in the law to be restricted to manual manipulation of the spine, it did not seem that this evidentiary requirement was intended to extend the area of coverage to include the X-rays. Further, the version of the chiropractic coverage provision that passed the Senate made no reference to X-rays. This precondition to the coverage of chiropractic services was agreed to by the Conference Committee apparently as a coverage control rather than a broadening of coverage.

(b) It was contended that only chiropractors' interpretation of X-rays and their judgment concerning the appropriateness of treatment should be utilized in determining coverage and that the chiropractic definition of subluxation

must be used. Accordingly, carriers should be required to utilize chiropractic peer review in making coverage decisions in the claims adjudication process. The regulation as published under the notice of proposed rule making goes as far as is necessary with respect to the term "subluxation;" the Department of Health, Education, and Welfare believes that an over-technical interpretation of that term was not within the congressional intention or expectation. It seems clear that the amendment contemplates that, at least, there must be a malpositioning of a vertebra anatomically demonstrable on an X-ray film and that its objectivity should be such that anyone trained and experienced in the reading of X-rays could identify it. In view of the objectivity contemplated, it is the Department's view that chiropractors should not be the only discipline considered qualified to identify on X-ray such a deviation from the normal configuration of the spine.

(c) The fact of enactment of the amendment (section 273 of Pub. L. 92–603) requires rejection of the suggestion from medical sources that chiropractic should not be allowed to be a separate and distinct point of entry to health care.

(d) Chiropractic comments objected to the provision in the proposed regulations which would limit coverage of manipulative treatment to those subluxations which have resulted in a neuromusculoskeletal condition. It was contended that the term "neuromusculoskeletal condition" is not set out in the law nor specifically mentioned in the legislative history. The Department does not believe that the term in question imposes limitations on this benefit which are inconsistent with congressional intent. The Senate Finance Committee Report indicates the committee's awareness of the potential for overutilization of chiropractic services and its expectation that the Secretary will issue guidelines to assure proper usage of the benefit. The Department believes that reasonable implementation of this congressional expectation should limit the benefit to those diagnoses more commonly treated by chiropractic adjustment rather than extend coverage to the entire range of human ills which under chiropractic theory may be treatable by this technique. Another comment regarding "neuromusculoskeletal condition" suggested that the term be further defined. This matter would be better dealt with in future regulations at a time when program data becomes available indicating the various conditions that chiropractors treat by manual manipulation of the spine.

(e) There were several comments concerning the uniform qualifying standards which must be met by chiropractors. Medical sources contended that education and training requirements for chiropractors should be the same as those which the medical doctor must meet. Such standards would effectively eliminate the coverage of chiropractors' services and would be clearly contrary to congressional intent. Chiropractic sources suggested that a "grandfather clause" be adopted which would have the effect of blanketing in all chiropractors presently in practice. There is no indication in the statute or the legislative history that any type of "grandfathering" was contemplated. The Department proposed as the basic minimum standards which would be effective for chiropractors who entered chiropractic school before July 1, 1974, those listed in the Senate Finance Committee Report. Like the committee, the Department considers these to be an irreducible minimum. The standards which would become effective July 1, 1974, reflect the trend toward higher licensure requirements established by an increasing number of States and more demanding academic requirements among the chiropractic colleges. A further suggestion took the position that chiropractors who entered chiropractic school prior to July 1, 1974, should be required to meet the higher standards prescribed by § 405.232(b)(2) by July 1, 1980. There may be some validity to the suggestion that there should be an upgrading in the qualifications of such practitioners through continuing education requirements. However, development and publication of requirements for continuing education as a condition for ongoing participation by those presently in practice would, if feasible, be a protracted undertaking requiring substantial involvement of the chiropractic profession. Consequently, this should be a matter for future regulations. Another comment suggested that the lower standards should apply only to chiropractors who have completed their studies in a chiropractic college before July 1, 1974, rather than to those who have begun their studies before that date as provided in the proposed regulations. This suggestion is based on the premise that those presently enrolled in chiropractic colleges would not meet the higher standards and should, therefore, be retained in school and given the additional required training. As of 1972, chiropractic colleges were uniformly requiring a 4-year curriculum and anyone graduating after July 1, 1973, will have satisfied the higher requirements as they relate to professional education including the additional courses specified. The Department is nevertheless disinclined to adopt this suggestion because it would have the effect of excluding those presently enrolled or about to enroll in a chiropractic college solely on the basis of a lack of the pre-chiropractic training the higher standards require. The suggestion was made that the Department set specific qualifying standards in terms of numbers of hours of training in the use, effect, and interpretation of X-rays that would have to be met by all participating chiropractors. The proposed regulations require that practitioners commencing their studies in a chiropractic college after June 30, 1974, successfully complete a course of study in the use and effect of X-ray as an additional standard for participation in the program. Chiropractic colleges presently include in their curriculum, courses in roentgenology including technique and interpretation. The Department agrees, however, that many chiropractors presently in practice require such training and it is satisfied that the profession itself recognizes this need but it would not be possible for the Department to promulgate regulations in this area until a feasible approach is developed for presenting an effective roentgenology training program to chiropractors on a continuing education basis.

(4) The comments pertaining to the regulations dealing with the coverage of hospitalization of patients for excluded dental procedures contended that the proposed language is inconsistent with the legislation and unduly restrictive in ruling out coverage of hospitalization for such procedures based solely on the patient's dental condition. The position taken in the proposed regulation was confirmed by a clarifying change contained in section 18(k) of Pub. L. 93–233 enacted December 31, 1973 (H.R. 11333). This change specifies that admissions for excluded dental services can be covered only if the patient's underlying medical condition and clinical status requires hospitalization.

The following changes in the amendments as proposed are made:

(a) To correct an erroneous reference, "clause (a) of this section" is revised to read "paragraph (a)(1) of this section" in § 405.232a(a)(3).

(b) To conform the regulatory language regarding hospital admissions for excluded dental services with the statutory language in sections 1814(a)(2)(E) and 1862(a)(12) of the Act as amended by section 18(k) of Pub. L. 93–233 which confirmed the substantive position taken in the proposed regulations, (1) § 405.310(i) is revised to read, "(i) Dental services in connection with the care, treatment, filling, removal, or replacement of teeth, or structures directly supporting the teeth, except that payment may be made under Part A of title XVIII for inpatient hospital services in connection with such dental procedures when the individual's underlying medical condition and clinical status require hospitalization;" and (2) the second sentence of § 405.1627(a)(3) is revised to read, "Effective with admissions occurring on and after January 1, 1973, certification as to the need to admit a patient for any of the dental services specified in § 405.310(i) because his underlying medical condition and clinical status require hospitalization, may, in those cases where intermediaries have required such certifications, be made by the dentist caring for the patient." Accordingly, with these changes, the proposed amendments are adopted as set forth below.

(Secs. 1102, 1814, 1861(p), 1861(r), 1861(s), 1862, 1871; 49 Stat. 647, as amended; 79 Stat. 294, as amended; 79 Stat. 321, as amended; 79 Stat. 325, as amended; 79 Stat. 331; (42 U.S.C. 1302, 1395f, 1395x(p), 1395x(r), 1395x(s), 1395y, and 1395hh)).

Effective date. These amendments shall be effective on August 9, 1974.

(Catalog of Federal Domestic Assistance Programs Nos. 13.800, Health Insurance for the Aged—Hospital Insurance, and 13.801, Health Insurance for the Aged—Supplementary Medical Insurance)

Dated: June 18, 1974.

J. B. CARDWELL,
Commissioner of Social Security.

Approved: July 30, 1974.

CASPAR W. WEINBERGER,
Secretary of Health, Education, and Welfare.

Regulations No. 5 of the Social Security Administration (20 CFR Part 405) are amended as follows:

Subpart B—Supplementary Medical Insurance Benefits; Enrollment, Coverage, Exclusions, and Payments

1. Paragraphs (h) and (l) of § 405.231 are revised to read as follows:

§ 405.231 Medical and other health services; included items and services.

* * * * *

(h) Prosthetic devices (other than dental) which replace all or part of an internal body organ, including replacement of such devices (effective with respect to items furnished on or after October 30, 1972, such devices include colostomy bags and supplies directly related to colostomy care);

* * * * *

(l) Outpatient physical therapy services which are furnished:

(1) By or under arrangements made by a participating clinic, rehabilitation agency, public health agency (see Subpart Q of this part) or other provider of services (see Subparts J, K, and L of this part); or

(2) After June 30, 1973, by or under the direct supervision of a qualified physical therapist in independent practice in his office or in the individual's home (see § 405.232(e)(2)).

2. Paragraph (e) of § 405.232 is revised to read as follows:

§ 405.232 Medical and other health services; conditions, limitations, and exclusions.

* * * * *

(e) *Outpatient physical therapy services.* (1) There shall be excluded from the outpatient physical therapy services described in § 405.231(l)(1) any item or service which:

(i) Is furnished before July 1, 1968 (with respect to services furnished before such date, see § 405.231(c)); or

(ii) Would not be included as inpatient hospital services if furnished to an inpatient of a hospital.

(2) The outpatient physical therapy services described in § 405.231(l)(2) shall include only those items and services:

(i) The incurred expenses for which do not exceed $100 in any calendar year; and

(ii) Furnished by a physical therapist in independent practice, i.e., he renders services on his own responsibility and free of the administrative and professional control of an employer; the individuals he treats are his own patients and he has the right to collect the fee or other compensation for the services he renders; he maintains at his own expense an office or office space and the necessary equipment to provide an adequate program of physical therapy; he is engaged in such practice on a regular basis; and

(iii) Furnished by a physical therapist licensed by the State in which the items and services were furnished and who meets the other qualifications set out in § 405.1720(e).

* * * * *

3. Sections 405.232a, 405.232b, and 405.232c are added to read as follows:

§ 405.232a Physican defined.

(a) The term "physician," when used in connection with the performance of any function or action means:

(1) A doctor of medicine or osteopathy legally authorized to practice medicine and surgery by the State in which he performs such function or action (including a physician within the meaning of section 1101(a)(7) of the Act);

(2) A doctor of dentistry or of dental oral surgery who is legally authorized to practice dentistry by the State in which he performs such function but only with respect to surgery related to the jaw or any structure contiguous to the jaw, or the reduction of any fracture of the jaw or any facial bone, or the certification required by section 1814(a)(2)(E) of the Act;

(3) Except for the purposes of section 1814(a), section 1835, and subsections (j), (k), (m), and (o) of section 1861 of the Act, a doctor of podiatry or surgical chiropody, but (unless paragraph (a)(1) of this section also applies to him) only with respect to functions which he is legally authorized to perform as such by the State in which he performs them;

(4) A doctor of optometry who is legally authorized to practice optometry by the State in which he performs such function, but only for the purpose of attesting to the necessity for prosthetic lenses; or

(5) A chiropractor who is licensed as such by the State (or in a State which does not license chiropractors as such, is legally authorized to perform the services of a chiropractor in the jurisdiction in which he performs such services), and who meets uniform minimum standards set forth in § 405.232b(b), but only for the purpose of sections 1861(s)(1) and 1861(s)(2)(A) of the Act and only with respect to treatment by means of manual manipulation of the spine (to correct a subluxation demonstrated by X-ray to exist) which he is legally authorized to perform by the State or jurisdiction in which such treatment is provided.

(b) For the purposes of section 1862(a)(4) of the Act and subject to the limitations and conditions provided in paragraph (a)(1) through (a)(5) of this section, the term "physician" includes a doctor of one of the arts, specified in paragraph (a)(1) through (a)(5) of this section legally authorized to practice such art in the country in which the inpatient hospital services (referred to in such section 1862(a)(4) of the Act) are furnished.

§ 405.232b Chiropractors.

(a) *Licensure and authorization to practice.* A chiropractor must be licensed or legally authorized to furnish chiropractic services by the State or jurisdiction in which he provides them. Reimbursement may not be made for chiropractic services rendered in the State of Louisiana where the practice is not legal.

(b) *Uniform minimum standards.* (1) Chiropractors licensed or authorized to practice prior to July 1, 1974, and those individuals who commence their studies in a chiropractic college before that date must meet all of the following minimum standards to render reimbursable services under the program:

(i) Preliminary education equal to the requirements for graduation from an accredited high school or other secondary school; and

(ii) Graduation from a college of chiropractic approved by the State's chiropractic examiners which included the completion of a course of study covering a period of not less than 3 school years of 6 months each year in actual continuous attendance covering adequate courses of study in the subjects of anatomy, physiology, symptomatology and diagnosis, hygiene and sanitation, chemistry, histology, pathology, and principles and practice of chiropractice, including clinical instruction in vertebral palpitation, nerve tracing and adjusting; and

(iii) Passage of an examination prescribed by the State's chiropractic examiners covering the subjects listed in subdivision (ii) of this subparagraph.

(2) Individuals commencing their studies in a chiropractice college after June 30, 1974, must meet all of the following *additional* requirements:

(i) Satisfactory completion of 2 years of pre-chiropractic study at the college level;

(ii) Satisfactory completion of a 4-year course of 8 months each year (instead of a 3-year course of 6 months each year) at a college or school of chiropractic which includes not less than 4,000 hours in the scientific and chiropractic courses specified in subparagraph (1)(ii) of this paragraph plus courses in the use and effect of X-ray and chiropractice analysis; and

(iii) The practitioner must be over 21 years of age.

(c) *Coverage of chiropractic services.* Payment may be made only for the chiropractor's manual manipulation of the spine to correct a subluxation (demonstrated by X-ray to exist) which has resulted in a neuromusculoskeletal condition for which such manipulation is appropriate treatment. No reimbursement may be made for X-rays or other diagnostic or therapeutic services.

§ 405.232c Optometrists.

The prescription or order of a doctor of optometry will be accepted as evidence of the medical need for prosthetic lenses.

However, optometric examinations for any purpose are not covered.

4. Paragraph (i) of § 405.310 is revised to read as follows:

§ 405.310 Types of expenses not covered.

* * * * *

(i) Dental services in connection with the care, treatment, filling, removal, or replacement of teeth, or structures directly supporting the teeth, except that payment may be made under Part A of title XVIII for inpatient hospital services in connection with such dental procedures when the individual's underlying medical condition and clinical status require hospitalization;

* * * * *

Subpart P—Certification and Recertification; Request for Payment

5. Paragraph (a)(3) of § 405.1627 is revised to read as follows:

§ 405.1627 Inpatient hospital services other than inpatient psychiatric or tuberculosis hospital services; certification and recertification for services furnished on or after January 3, 1968.

(a) *General.* * * *

(3) Certifications and recertifications should be signed by the physician responsible for the case, or by another physician having knowledge of the case who is authorized to do so by the responsible physician or by the hospital's medical staff. Effective with admissions occurring on and after January 1, 1973, certification as to the need to admit a patient for any of the dental services specified in § 405.310 (i) because his underlying medical condition and clinical status require hospitalization, may, in those cases where intermediaries have required such certifications, be made by the dentist caring for the patient.

[FR Doc.74-18168 Filed 8-8-74;8:45 am]

[Regs. 16]

PART 416—SUPPLEMENTAL SECURITY INCOME FOR THE AGED, BLIND, AND DISABLED

Miscellaneous Amendments

On January 2, 1974, there was published in the FEDERAL REGISTER (39 FR 13) a notice of proposed rulemaking with proposed amendments to Regulations No. 16, consisting of a new subpart (Subpart A—Introduction, General Provisions, and Definitions). On January 7, 1974, there was published in the FEDERAL REGISTER (39 FR 1276) a notice of proposed rulemaking with proposed amendments to Regulations No. 16, relating to citizenship and alien residence requirements for eligibility for supplemental security income. Interested parties were given 30 days within which to submit data, views, or arguments. The 30-day periods have elapsed and few comments have been received.

Of the comments received in response to the notice of proposed rulemaking on January 2, 1974, most concerned the definitions of "institution," "public institution," and "inmate of a public institution." Since these terms are defined in Subpart B of Regulations No. 16, paragraps (c) (6), (7), and (8) of § 416.120 have been revised by substituting for the definitions cross-references to the pertinent paragraphs of Subpart B in order to ensure consistency. The comments concerning these definitions were considered when Subpart B was prepared for final publication in the FEDERAL REGISTER.

Section 416.110(f) has been expanded to reflect the requirements that the eligibility criteria applicable to the Federal portion of the supplemental security income payment must be used to determine eligibility for the State supplementary payment if the State elects Federal administration of its supplementation program. In addition, editorial changes have been made in the first sentence and in paragraph (b) of § 416.101 and in the second sentence and paragraphs (b) and (f) (1) and (2) of § 416.110. In § 416.120, paragraph (a)(1) and the material in paragraph (c) preceding (c)(1) have been expanded; and definitions of "eligible individual" and "eligible spouse" have been added and designated (c)(13) and (c)(14), respectively. With these minor changes, Subpart A as proposed in the notice of proposed rule making is hereby adopted and set forth below.

The only comment received in response to the notice of proposed rulemaking of January 7, 1974, was from the Ohio Department of Public Welfare. That agency said that it was pleased that the regulations of the Social Security Administration and the Social and Rehabilitation Service are consistent and thus establish one standard of help for people, regardless of whether or not they are members of families or whether they are adults. Therefore, the amendments to Regulations No. 16, relating to citizenship and alien residence requirements, are hereby adopted and set forth below as proposed in the notice of proposed rulemaking.

(Secs. 1102, 1601–1634; 49 Stat. 647, as amended, 86 Stat. 1465–1478, 87 Stat. 155–156; (42 U.S.C. 1302, 1381–1385))

Effective date. These regulations shall be effective on August 9, 1974.

(Catalog of Federal Domestic Assistance Program No. 13.807, Supplemental Security Income Program)

Dated: July 15, 1974.

J. B. CARDWELL,
Commissioner of Social Security.

Approved: August 2, 1974.

FRANK CARLUCCI,
Acting Secretary of Health, Education, and Welfare.

Part 416 of 20 CFR Ch. III is amended as follows:

1. New Subpart A is added to read as follows:

Subpart A—Introduction, General Provisions, and Definitions

Sec.
416.101 Introduction.
416.105 Administration.
416.110 Purpose of program.
416.120 General definitions and use of terms.

AUTHORITY: Secs. 1102, 1601–1634; 49 Stat. 647, as amended, 86 Stat. 1465–1478, 87 Stat. 155–156; (42 U.S.C. 1302, 1381–1385).

Subpart A—Introduction, General Provisions and Definitions

§ 416.101 Introduction.

The regulations in this Part 416 (Regulations No. 16 of the Social Security Administration) relate to the provisions of title XVI of the Social Security Act as amended by section 301 of Pub. L. 92–603 enacted October 30, 1972, and as may thereafter be amended. Title XVI (Supplemental Security Income For The Aged, Blind, and Disabled) of the Social Security Act, as amended, established a national program, effective January 1, 1974, for the purpose of providing supplemental security income to individuals who have attained age 65 or are blind or disabled. The regulations in this part are divided into the following subparts according to subject content:

(a) This Subpart A contains this introduction, a statement of the general purpose underlying the supplemental security income program, general provisions applicable to the program and its administration, and definitions and use of terms occurring throughout this part.

(b) Subpart B of this part covers in general the eligibility requirements which must be met for benefits under the supplemental security income program. It sets forth the requirements regarding residence, citizenship, age, disability, or blindness, and describes the conditions which bar eligibility and generally points up other conditions of eligibility taken up in greater detail elsewhere in the regulations (e.g., limitations on income and resources, receipt of support and maintenance, etc.).

(c) Subpart C of this part sets forth the rules with respect to the filing of applications, requests for withdrawal of applications, cancellation of withdrawal requests and other similar requests.

(d) Subpart D of this part sets forth the rules for computing the amount of benefits payable to an eligible individual and eligible spouse.

(e) Subpart E of this part covers provisions with respect to periodic payment of benefits, joint payments, payment of emergency cash advances, payment of benefits prior to a determination of disability, prohibition against transfer or assignment of benefits, adjustment and waiver of overpayments, and payment of underpayments.

(f) Subpart F of this part contains provisions with respect to the selection of representative payees to receive benefits on behalf of and for the use of recipients and to the duties and responsibilities of representative payees.

(g) Subpart G of this part sets forth rules with respect to the reporting of

events and circumstances affecting eligibility or the amount of benefits payable.

(h) Subpart H of this part sets forth rules and guidelines for the submittal and evaluation of evidence of age where age is pertinent to establishing eligibility or the amount of benefits payable.

(i) Subpart I of this part sets forth the rules for establishing disability or blindness where the establishment of disability or blindness is pertinent to eligibility.

(j) Subpart J of this part sets forth the rules for determining marital and other family relationship where pertinent to the establishment of eligibility for or the amount of benefits payable.

(k) Subpart K of this part defines "income," "earned income," and "unearned income" and sets forth the statutory exclusions applicable to earned and unearned income for the purpose of establishing eligibility for and the amount of benefits payable.

(l) Subpart L of this part defines the term "resources" and sets forth the statutory exclusions applicable to resources for the purpose of determining eligibility.

(m) Subpart M of this part deals with events or circumstances requiring suspension or termination of benefits.

(n) Subpart N of this part contains provisions with respect to procedures for making determinations with respect to eligibility, amount of benefits, representative payment, etc., notices of determinations, rights of appeal and procedures applicable thereto, and other procedural due process provisions.

(o) Subpart O of this part contains provisions applicable to attorneys and other individuals who represent applicants in connection with claims for benefits.

(p) Subpart P of this part is reserved.

(q) Subpart Q of this part contains provisions with respect to the referral of individuals for vocational rehabilitation, treatment for alcoholism and drug addiction, and application for other benefits to which an applicant may be potentially entitled.

(r) Subpart R of this part is reserved.

(s) Subpart S of this part is reserved.

(t) Subpart T of this part contains provisions with respect to the supplementation of Federal supplemental security income payments by States, agreements for Federal administration of State supplementation programs, and payment of State supplementary payments.

(u) Subpart U of this part contains provisions with respect to agreements with States for Federal determination of Medicaid eligibility of applicants for supplemental security income.

§ 416.105 Administration.

The Supplemental Security Income for the Aged, Blind, and Disabled program is administered by the Social Security Administration under authority delegated by the Secretary of Health, Education, and Welfare.

§ 416.110 Purpose of program.

The basic purpose underlying the supplemental security income program is to assure a minimum level of income for people who are age 65 or over, or who are blind or disabled and who do not have sufficient income and resources to maintain a standard of living at the established Federal minimum income level. The supplemental security income program replaces the financial assistance programs for the aged, blind, and disabled in the 50 States and the District of Columbia for which grants were made under the Social Security Act. Payments are financed from the general funds of the United States Treasury. Several basic principles underlie the program:

(a) *Objective tests.* The law provides that payments are to be made to aged, blind, and disabled people who have income and resources below specified amounts. This provides objective measurable standards for determining each person's benefits.

(b) *Legal right to payments.* A person's rights to supplemental security income payments—how much he gets and under what conditions—are clearly defined in the law. The area of administrative discretion is thus limited. If an applicant disagrees with the decision on his claim, he can obtain an administrative review of the decision and if still not satisfied, he may initiate court action.

(c) *Protection of personal dignity.* Under the Federal program, payments are made under conditions that are as protective of people's dignity as possible. No restrictions, implied or otherwise, are placed on how recipients spend the Federal payments.

(d) *Nationwide uniformity of standards.* The eligibility requirements and the Federal minimum income level are identical throughout the 50 States and the District of Columbia. This provides assurance of a minimum income base on which States may build supplementary payments.

(e) *Incentives to work and opportunities for rehabilitation.* Payment amounts are not reduced dollar-for-dollar for work income but some of an applicant's income is counted toward the eligibility limit. Thus, recipients are encouraged to work if they can. Blind and disabled recipients with vocational rehabilitation potential are referred to the appropriate State vocational rehabilitation agencies that offer rehabilitation services to enable them to enter the labor market.

(f) *State supplementation and Medicaid determinations.* (1) Federal supplemental security income payments lessen the variations in levels of assistance and provide a basic level of assistance throughout the nation. States are required to provide mandatory minimum State supplementary payments beginning January 1, 1974, to aged, blind, or disabled recipients of assistance for the month of December 1973 under such State's plan approved under titles I, X, XIV, or XVI of the Act in order for the State to be eligible to receive title XIX funds (see Subpart T of this part). These payments must be in an amount sufficient to ensure that individuals who are converted to the new program will not have their income reduced below what it was under the State program for December 1973. In addition, each State may choose to provide more than the Federal supplemental security income and/or mandatory minimum State supplementary payment to whatever extent it finds appropriate in view of the needs and resources of its citizens or it may choose to provide no more than the mandatory minimum payment where applicable. States which provide State supplementary payments can enter into agreements for Federal administration of the mandatory and optional State supplementary payments with the Federal Government paying the administrative costs. A State which elects Federal administration of its supplementation program must apply the same eligibility criteria (other than those pertaining to income) applied to determine eligibility for the Federal portion of the supplemental security income payment, except as provided in sec. 1616(c) of the Act (see Subpart T of this part). There is a limitation on the amount payable to the Secretary by a State for the amount of the supplementary payments made on its behalf for any fiscal year pursuant to the State's agreement with the Secretary. Such limitation on the amount of reimbursement is related to the State's payment levels for January 1972 and its total expenditures for calendar year 1972 for aid and assistance under the appropriate State plan(s) (see Subpart T of this part).

(2) States with Medicaid eligibility requirements for the aged, blind, and disabled that are identical to the supplemental security income eligibility requirements may elect to have the Social Security Administration determine Medicaid eligibility under the State's program for recipients of supplemental security income and recipients of a federally administered State supplementary payment. The State would pay half of Social Security Administration's incremental administrative costs arising from carrying out the agreement.

§ 416.120 General definitions and use of terms.

(a) *Terms relating to acts and regulations.* As used in this part:

(1) "The Act" means the Social Security Act as amended (42 U.S.C. Chap. 7).

(2) Wherever a title is referred to, it means such title of the Act.

(3) Vocational Rehabilitation Act means the act approved June 2, 1920 (41 Stat. 735), 29 U.S.C. 31–42, as amended, and as may be amended from time to time hereafter.

(b) *Secretary; Commissioner; Administration; Appeals Council; defined.* As used in this part:

(1) "Secretary" means the Secretary of Health, Education, and Welfare.

(2) "Commissioner" means the Commissioner of Social Security.

(3) "Administration," except where the context clearly indicates otherwise, means the Social Security Administration in the Department of Health, Education, and Welfare.

(4) "Appeals Council" means the Appeals Council of the Bureau of Hearings and Appeals in the Social Security Administration or such member or members thereof as may be designated by the Chairman.

(c) *Miscellaneous.* As used in this part unless otherwise indicated:

(1) "Supplemental security income benefit" means the amount to be paid to an eligible individual (or eligible individual and his eligible spouse) under title XVI of the Act.

(2) "Income" means the receipt by an individual of any property or service which he can apply, either directly or by sale or conversion, to meeting his basic needs (see Subpart K of this part).

(3) "Resources" means cash or other liquid assets or any real or personal property that an individual owns and could convert to cash to be used for support and maintenance (see § 416.1201 (a)).

(4) "Attainment of age." An individual attains a given age on the first moment of the day preceding the anniversary of his birth corresponding to such age.

(5) "Couple" means an eligible individual and his eligible spouse.

(6) "Institution" (see § 416.231(b)(1)).

(7) "Public institution" (see § 416.231(b)(2)).

(8) "Inmate of a public institution" (see § 416.231(b)(3)).

(9) "State," unless otherwise indicated, means a State of the United States or the District of Columbia.

(10) The term "United States" when used in a geographical sense, means the 50 States and the District of Columbia.

(11) Masculine gender includes the feminine, unless otherwise indicated.

(12) "Section" means a section of the regulations in Part 416 of this chapter unless the context indicates otherwise.

(13) "Eligible individual" means an aged, blind, or disabled individual who meets all the requirements for eligibility for benefits under the supplemental security income program.

(14) "Eligible spouse" means an aged, blind, or disabled individual who is the husband or wife of another aged, blind, or disabled individual and has not been living apart from such other individual for more than 6 months.

(d) *Periods of limitation ending on nonwork days.* Pursuant to the Act, where any provision of title XVI, or any provision of another law of the United States (other than the Internal Revenue Code of 1954) relating to or changing the effect of title XVI, or any regulation of the Secretary issued under title XVI, provides for a period within which an act is required to be done which affects eligibility for or the amount of any benefit or payment under title XVI or is necessary to establish or protect any rights under title XVI and such period ends on a Saturday, Sunday, or Federal legal holiday or on any other day all or part of which is declared to be a nonworkday for Federal employees by statute or Executive Order, then such act shall be considered as done within such period if it is done on the first day thereafter which is not a Saturday, Sunday, or legal holiday or any other day all or part of which is declared to be a nonworkday for Federal employees either by statute or Executive Order. For purposes of this paragraph, the day on which a period ends shall include the final day of any extended period where such extension is authorized by law or by the Secretary pursuant to law. Such extension of any period of limitation does not apply to periods during which an application for benefits or payments may be accepted as such an application pursuant to § 416.300.

Subpart B—Eligibility

2. Subpart B is amended by adding §§ 416.203 through 416.205 to read as follows:

§ 416.203 Evidence of United States citizenship or nationality.

(a) *Type of evidence to be submitted.* Evidence as to an applicant's status as a citizen or national of the United States for the purpose of establishing eligibility for supplemental security income benefits, shall be of the following character:

(1) A certified copy of a public record of birth or a religious record of birth or baptism evidencing birth in the United States, as defined in paragraph (c) of this section, or

(2) A certificate of citizenship, or

(3) A certificate of naturalization, or

(4) A United States Passport, or

(5) An Identification Card for Use of Resident Citizen in the United States (I & NS Form I–179 or I & NS Form I–197).

(b) *Evidence not available.* If the evidence described in paragraph (a) of this section is not available, the applicant shall state the reason therefor and submit other evidence of probative value as to the date and place of his birth in the United States, or as to his citizenship, or as to the citizenship of, and the relationship of the applicant to, any person from whom derivative citizenship is claimed.

(c) *United States defined.* For purposes of this section, the term "United States" means the Continental United States, Alaska, Hawaii, Puerto Rico, Guam, the Virgin Islands of the United States, American Samoa, and Swain's Island.

§ 416.204 Evidence of permanent residence in the United States under color of law.

(a) *Type of evidence to be submitted.* Evidence that an applicant has been residing permanently under color of law in the United States, as defined in § 416.120 for the purposes of establishing eligibility for supplemental security income payments, shall be of the following character:

(1) INS Form I–94 (Arrival-Departure Record) endorsed "REFUGEE—CONDITIONAL ENTRY," or

(2) INS Form I–94 endorsed to show bearer has been paroled for an indefinite period pursuant to section 212(d)(5) of the Immigration and Nationality Act, or

(3) Documentation in the form of correspondence from the Immigration and Naturalization Service stating the applicant has been granted *indefinite voluntary departure* or an *indefinite stay of deportation.*

(b) *Evidence not available.* If the evidence described in paragraph (a) of this section is not available, the applicant shall state the reason therefor and submit other evidence of probative value.

§ 416.205 Evidence of lawful admission for permanent residence in the United States.

(a) *Type of evidence to be submitted.* Evidence as to an applicant's lawful admission for permanent residence in the United States, as defined in § 416.120(c), for the purpose of establishing eligibility for supplemental security income benefits, shall be of the following character:

(1) Alien Registration Receipt Card (INS Form I–151), or

(2) A reentry permit.

(b) *Evidence not available.* If the evidence described in paragraph (a) of this section is not available, the applicant shall state the reason therefor and submit other evidence of probative value.

[FR Doc.74–18243 Filed 8–8–74;8:45 am]

Title 21—Food and Drugs

CHAPTER I—FOOD AND DRUG ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 121—FOOD ADDITIVES

Subpart F—Food Additives Resulting From Contact With Containers or Equipment and Food Additives Otherwise Affecting Food

Sanitizing Solutions

The Commissioner of Food and Drugs, having evaluated the data in a petition (FAP 2H2811) filed by Onyx Chemical Co., 190 Warren St., Jersey City, NJ 07302, and other relevant material, concludes that the food additive regulations should be amended as set forth below to provide for safe use of an aqueous solution containing equal amounts of *n*-alkyl (C_{12}—C_{18}) dimethyl benzyl ammonium chloride and *n*-alkyl (C_{12}—C_{14}) dimethyl ethylbenzyl ammonium chloride (having average molecular weights of 377–384), with the optional adjuvant substances tetrasodium ethylenediaminetetraacetate and/or *alpha*-(*p*-nonylphenyl)-*omega*-hydroxypoly(oxyethylene) having an average poly(oxyethylene) content of 11 moles. The solution is to be used for sanitizing food-processing

equipment and utensils and food-contact surfaces in public eating places.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)) and under authority delegated to the Commissioner (21 CFR 2.120), § 121.2547 is amended by adding new paragraphs (b)(16) and (c)(11) to read as follows:

§ 121.2547 Sanitizing solutions.

* * * * *

(b) * * *

(16) An aqueous solution containing equal amounts of *n*-alkyl (C_{12}—C_{16}) benzyl dimethyl ammonium chloride and *n*-alkyl (C_{12}—C_{14}) dimethyl ethylbenzyl ammonium chloride (having average molecular weights of 377–384), with the optional adjuvant substances tetrasodium ethylenediaminetetraacetate and/or *alpha*-(*p*-nonylphenol)-*omega*-hydroxypoly(oxyethylene) having an average poly(oxyethylene) content of 11 moles. In addition to use of food-processing equipment and utensils, this solution may be used on food-contact surfaces in public eating places.

(c) * * *

(11) Solutions identified in paragraph (b)(16) of this section shall provide not more than 200 parts per million of active quaternary compound.

* * * * *

Any person who will be adversely affected by the foregoing order may at any time on or before September 9, 1974, file with the Hearing Clerk, Food and Drug Administration, Rm. 4–65, 5600 Fishers Lane, Rockville, MD 20852, written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order, specify with particularity the provisions of the order deemed objectionable, and state the grounds for the objections. If a hearing is requested, the objections shall state the issues for the hearing, shall be supported by grounds factually and legally sufficient to justify the relief sought, and shall include a detailed description and analysis of the factual information intended to be presented in support of the objections in the event that a hearing is held. Objections may be accompanied by a memorandum or brief in support thereof. Six copies of all documents shall be filed. Received objections may be seen in the above office during working hours, Monday through Friday.

Effective date. This order shall become effective August 9, 1974.

(Sec. 409(c)(1), 72 Stat. 1786 (21 U.S.C. 348(c)(1)))

Dated: August 2, 1974.

SAM D. FINE,
Associate Commissioner for Compliance.

[FR Doc.74-18251 Filed 8-8-74;8:45 am]

Title 23—Highways

CHAPTER I—FEDERAL HIGHWAY ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

SUBCHAPTER A—GENERAL MANAGEMENT AND ADMINISTRATION

PART 1—GENERAL

Bonus Program

The Federal Highway Administration hereby revises § 1.35 of Part 1 to reflect the current status of the 1958 bonus program and the proper statutory reference for the provisions of the section. The section heading is also revised to avoid confusion with nonbonus program sections of the Code of Federal Regulations.

Part 1 of Title 23 of the Code of Federal Regulations is amended by revising § 1.35 to read as follows:

§ 1.35 Bonus program.

(a) Any agreement entered into by a State pursuant to the provisions of section 12 of the Federal-Aid Highway Act of 1958, Pub. L. 85–381, 72 Stat. 95, as amended, shall provide for the control or regulation of outdoor advertising, consistent with the advertising policy and standards promulgated by the Administrator, in areas adjacent to the entire mileage of the Interstate System within that State, except such segments as may be excluded from the application of such policy and standards by section 12.

(b) Any such agreement for the control of advertising may provide for establishing publicly owned informational sites, whether publicly or privately operated, within the limits of or adjacent to the right-of-way of the Interstate System on condition that no such site shall be established or maintained except at locations and in accordance with plans, in furtherance of the advertising policy and standards, submitted to and approved by the Administrator.

(c) No advertising right in the acquisition of which Federal funds participated shall be disposed of without the prior approval of the Administrator.

Effective date: July 25, 1974.

NORBERT T. TIEMANN,
Federal Highway Administrator.

[FR Doc.74-18205 Filed 8-8-74;8:45 am]

SUBCHAPTER G—ENGINEERING AND TRAFFIC OPERATIONS

PART 656—CARPOOL DEMONSTRATION PROJECTS

The Federal Highway Administrator is amending Chapter I of Title 23, CFR by adding a new Part 656. The new Part 656 implements section 3 of the Emergency Highway Energy Conservation Act, Pub. L. 93–239, enacted on January 2, 1974. Section 3 of the Act authorizes the use of funds apportioned for extensions of the Federal-aid primary and secondary systems within urban areas and for the Federal-aid urban system for demonstration projects designed to encourage the use of carpools in urban areas. The Federal share of the cost of each project shall be 90 percent and shall not exceed $1,000,000 for any single project.

The new rules stipulate that a project may include, but need not be limited to, providing systems for locating potential riders and informing them of carpool opportunities, designating existing highway lanes as preferential carpool or shared bus and carpool lanes, providing related traffic control devices, designating existing publicly-owned facilities for use as preferential parking sites for carpools, and underwriting the risk cost of making commuter-driven vanpool services available. Because the projects are for demonstration purposes, the rules permit wide discretion in the choice of projects in order to stimulate creative approaches and maximum participation. Notably, however, the rules do not authorize construction projects, massive purchases of hardware, or demonstrations which might have an adverse effect on mass transit systems.

Under the rules, individual projects must be originated by or have the concurrence of the local organization with the responsibility for carrying out the section 134 planning within urbanized areas. For an urban area under 50,000 in population, the mayor or chief administrative officer must concur. The State transportation agencies are responsible for submitting proposals to the Federal Highway Administration Division Engineer for the State, who has approval authority. The statutory deadline for approval of demonstration projects is December 31, 1974.

In consideration of the foregoing, Chapter I of Title 23, CFR is amended by adding a new Part 656, reading as set forth below.

Since this amendment involves the administration of a program of public grants-in-aid, notice and public procedure thereon are unnecessary, and it is effective on the date of issuance set forth below.

This amendment is issued under the authority of section 3 of the Emergency Highway Energy Conservation Act, Pub. L. 93–239, 23 U.S.C. 315, and the delegation of authority by the Secretary of Transportation.

Issued on August 1, 1974.

NORBERT T. TIEMANN,
Federal Highway Administrator.

Sec.

656.1 Purpose and scope of the rules in this part.
656.3 Eligibility.
656.5 Limitations on eligibility.
656.7 Procedures.
656.9 Availability of information.
656.11 Termination.

AUTHORITY: Sec. 3, Emergency Highway Energy Conservation Act, 87 Stat. 1046 (23 U.S.C. 315), delegation of authority by the Secretary of Transportation.

§ 656.1 Purpose and scope of the rules in this part.

The rules in this part prescribe the Federal Highway Administration's policies and procedures for administering the program of carpool demonstration projects. The objectives of the program are to conserve fuel, decrease traffic congestion during rush hours, improve air quality, and enhance the use of existing highways and parking facilities in urban areas.

§ 656.3 Eligibility.

Except as provided in § 656.5, Federal-aid funds apportioned for extensions of the Federal-aid primary and secondary systems in urban areas and for the Federal-aid urban system may pay 90 percent of the cost of carpool demonstration projects of the following types:

(a) Systems, whether manual or computerized, for locating potential participants in carpools or buspools and informing them of the opportunities for participation. Eligible costs for such a system may include costs of use or rental of computer hardware, costs of software, installation costs (including both labor and other related items), and reasonable public information and promotion expenditures, incurred until the system is fully developed and operational.

(b) Work necessary to designate existing highway lanes (whether or not the highway is on a Federal-aid system) as preferential carpool lanes or bus and carpool lanes. Eligible costs for the work may include expenditures for preliminary engineering type of work to obtain traffic flow data and information about roadway features, and to develop a traffic flow model to determine the best carpool criterion for the specific highway. In addition, eligible costs may include the costs of required signing and marking, as well as minor physical modification to permit the use of designated lanes as preferential carpool lanes or bus and carpool lanes. The cost of providing the initial enforcement equipment, personnel costs, reasonable public information and promtion expenditures, and reimbursement for any actual losses in toll revenue occasioned solely by designating lanes on toll facilities, to assure the project is fully developed and operating properly, are also eligible. Proposals for reimbursement for actual losses in toll revenue which occur due to a reduction of the per-vehicle toll charge shall be treated as special cases and submitted to the Washington office for review prior to proceeding.

(c) Traffic control devices that are necessary to advise motorists and control the movement of carpools. Eligible costs would include expenditures for informational or directional signing and sensing equipment that responds to carpool vehicles, or carpool vehicles and buses when both use the facility.

(d) Signing of, and minor modifications to, publicly owned facilities to provide preferential parking for carpools. Eligible costs would include costs of trail blazers and on-site signs designating highway interchange areas or other publicly owned facilities as fringe parking for carpool participants. Reasonable public information and promotion expenditures, and reimbursement for any actual losses in income or additional costs occasioned by designating space for carpool vehicles, other than those resulting from a reduction of the per-vehicle user charge for parking, during the demonstration period are also eligible.

(e) The risk or "abort" cost of making commuter-driven vanpool service available. Eligible costs may include the difference between the initial cost of a reasonable number of commuter-driven vans (but not privately owned passenger cars or buses) and the residual value of the vehicles less the accumulated depreciation, if the demonstration project is aborted prior to the agreed termination date of the demonstration project. Federal-aid funds may not participate in any form of operating subsidy. A user fee based on a reasonable number of riders per vehicle must be charged for the use of each van. The fee must cover the cost of reasonable vehicle depreciation, as well as its operating and maintenance costs. Normally, the duration of the guarantee of risk costs should not exceed the first 12 months of the project's operation.

§ 656.5 Limitations on eligibility.

(a) Federal-aid funds for carpool demonstration projects may not participate in the construction of new facilities, such as special highway lanes or parking areas for carpools, buses, or both.

(b) Federal-aid funds for carpool demonstration projects may not participate in projects which will encourage substantial numbers of persons who use mass transit to switch to carpools.

(c) The maximum amount of the Federal share for a single carpool demonstration project is $1,000,000. There is no limit on the number of projects in a single State or urban area.

§ 656.7 Procedures.

(a) Each project or program of projects in an urbanized area must be initiated by, or have the concurrence of, the local organization which has responsibility for transportation planning in accordance with 23 U.S.C. 134. If this organization is not also the clearinghouse agency under OMB Circular A-95, notification of and consultation with that agency if necessary is also required. Each project or program or projects in an urban area having a population of less than 50,000 must have the concurrence of the mayor or chief administrative officer of the area.

(b) A project or program of projects must be submitted by the State highway department to the Federal Highway Administration Division Engineer for that State.

(c) Division Engineers are authorized to approve proposed carpool demonstration projects in accordance with the rules in this directive.

§ 656.9 Availability of information.

Before the Federal Highway Administration Division Engineer approves a demonstration project, he must find that the State is willing, and has the capability to, provide information concerning the effectiveness of the project.

§ 656.11 Termination.

A carpool demonstration project may not be approved after December 31, 1974.

[FR Doc.74-18207 Filed 8-8-74;8:45 am]

SUBCHAPTER H—RIGHT-OF-WAY AND ENVIRONMENT

PART 712—THE ACQUISITION FUNCTION

Subpart G—Right-of-Way Revolving Fund

REORGANIZATION AND REPUBLICATION

The sections in Subpart D, Part 712 of Title 23 of the Code of Federal Regulations published in the FEDERAL REGISTER on July 19, 1974 (39 FR 26421-22) are hereby transferred to Subpart G of that part. The sections therein are hereby redesignated as follows:

Old section No.	*New section No.*
712.401	712.701
712.402	712.702
712.403	712.703

Issued on August 1, 1974.

NORBERT T. TIEMANN,
Federal Highway Administrator.

[FR Doc.74-18204 Filed 8-8-74;8:45 am]

PART 750—HIGHWAY BEAUTIFICATION

Authority and Statutory Reference

The Federal Highway Administration hereby revises Subpart A of Part 750 to reflect the proper authority and statutory reference for the provisions of the subpart. The subpart heading is also revised to avoid confusion with non-bonus program provisions of Part 750.

1. In 23 CFR Ch. I, Part 750 is amended by revising the heading of Subpart A to read as follows:

Subpart A—National Standards for Regulation by States of Outdoor Advertising Adjacent to the Interstate System Under the 1958 Bonus Program

2. Section 750.101(a) is revised to read as follows:

§ 750.101 Purpose.

(a) In section 12 of the Federal-Aid Highway Act of 1958, Pub. L. 85-381, 72 Stat. 95, hereinafter called the "act," the Congress declared that:

* * * * *

(Sec. 12, Pub. Law 85-381, 72 Stat. 95, as amended; (23 U.S.C. 131(j)); delegation of authority in 49 CFR 1.48(b))

Effective date: July 25, 1974.

NORBERT T. TIEMANN,
Federal Highway Administrator.

[FR Doc.74-18206 Filed 8-8-74;8:45 am]

Title 38—Pensions, Bonuses, and Veterans' Relief

CHAPTER I—VETERANS ADMINISTRATION

PART 3—ADJUDICATION

Subpart A—Pensions, Compensation and Dependency and Indemnity Compensation

SUBSISTENCE ALLOWANCE PAYMENT TO DISABLED VETERANS

On page 23070 of the FEDERAL REGISTER of June 26, 1974, there was published a notice of proposed regulatory development to revoke § 3.670 relating to payment of subsistence allowance to veterans in training under chapter 31 of title 38, United States Code, which was made obsolete by Pub. L. 92–540 (86 Stat. 1074). A minor editorial change was made in § 3.669(a) to reflect a prior amendment to § 3.905 authorizing the Adjudication Officer in the Manila Regional Office to make final determination in forfeiture cases. A further editorial change was made in § 3.669(c) to reflect agency policy of using specific words denoting gender. Interested persons were given 30 days in which to submit comments, suggestions, or objections regarding the proposed regulations.

No written comments have been received and the proposed regulations are hereby adopted without change and are set forth below.

Effective date. The revocation of § 3.670 is effective October 1, 1972 and the amendment of § 3.669(a) is effective April 12, 1974.

Approved: August 2, 1974.

By direction of the Administrator.

[SEAL] R. L. ROUDEBUSH,
Deputy Administrator.

1. In § 3.669, paragraphs (a) and (c) are amended to read as follows:

§ 3.669 Forfeiture.

(a) *General.* Upon receipt of notice from a Chief Attorney or the Adjudication Officer in the Manila Regional Office that a case is being formally submitted for consideration of forfeiture of a payee's rights or that the payee has been indicted for subversive activities, payments will be suspended effective date of last payment.

* * * * *

(c) *Subversive activities.* If the payee is acquitted of the charge, payments will be resumed from date of last payment, if otherwise in order. If the payee is convicted, benefits will be discontinued effective the commencing date of the award or the day preceding the commission of the act resulting in the forfeiture, whichever is later.

* * * * *

§ 3.670 [Revoked]

2. Section 3.670, *Subsistence allowance,* is revoked and the cross reference immediately folowing this section is deleted.

[FR Doc. 74–18268 Filed 8–8–74;8:45 am]

PART 21—VOCATIONAL REHABILITATION AND EDUCATION

Subpart A—Vocational Rehabilitation Under 38 U.S.C. Ch. 31

TUTORING OF DISABLED VETERANS

On page 20996 of the FEDERAL REGISTER of June 17, 1974, there was published a notice of proposed regulatory development to amend § 21.278 to liberalize the provisions defining the factors for determining eligibility for tutorial training for trainees under chapter 31, title 38, United States Code. In addition minor editorial changes were made to §§ 21.268, 21.274 and 21.279. Interested persons were given 30 days in which to submit comments, suggestions, or objections regarding the proposed regulations.

No written comments have been received and the proposed regulations are hereby adopted without change and are set forth below.

Effective date. Section 21.278 is effective August 1, 1974.

Approved: August 1, 1974.

By direction of the Administrator.

R. L. ROUDEBUSH,
Deputy Administrator.

1. In § 21.268, the introductory portion preceding paragraph (a) and paragraph (b) are revised to read as follows:

§ 21.268 Interregional transfers not at Government expense.

A veteran may transfer for his or her own convenience to attend a training facility other than one located in the State or the regional territory of the veteran's residence upon his or her written request. Any such transfer will not be at the expense of the Government.

* * * * *

(b) After a veteran is transferred for his or her own convenience, the expense to the Government of any additional transfer to a satisfactory facility will not be in excess of that which would have been necessary to transfer the veteran to a satisfactory facility originally.

2. In § 21.274, paragraph (a) is revised to read as follows:

§ 21.274 Authorization for travel for attendants.

(a) The services of an attendant to accompany a veteran while traveling for vocational rehabilitation purposes may be provided when such services are necessitated by the severity of the disability of the veteran.

* * * * *

3. Section 21.278 is revised to read as follows:

§ 21.278 Tutoring.

Tutoring at Government expense may be provided when, for a veteran to be successfully rehabilitated, there is need for special assistance beyond that given to other students pursuing the same or comparable courses.

4. In § 21.279, paragraphs (a) and (b)(3) and the introductory portion of paragraph (c) preceding subparagraph (1) are amended to read as follows:

§ 21.279 Reader service.

(a) Reader service, necessary for the successful pursuit of a course of vocational rehabilitation by a veteran with visual impairment, may be furnished when:

(1) The vision of a veteran in school training is so impaired as to make it impossible or inadvisable to use his or her eyes for reading; or

(2) The visual impairment of a veteran in training on the job where study is required in connection with his or her training is such that need for reader assistance is established.

(b) * * *

(3) One with impaired vision, whose conditions or prognosis indicates that the residual sight will be affected detrimentally by the use of his or her eyes for reading.

(c) The functions of a reader should be more than simply to read mechanically. The reader's services should serve a twofold purpose:

* * * * *

[FR Doc.74–18267 Filed 8–8–74;8:45 am]

Title 45—Public Welfare

SUBTITLE A—DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE, GENERAL ADMINISTRATION

PART 5—AVAILABILITY OF INFORMATION TO THE PUBLIC PURSUANT TO PUBLIC LAW 90–23

Alcohol, Drug Abuse, and Mental Health Administration

On August 17, 1973, the Department's Public Information Regulation was published in the FEDERAL REGISTER (38 FR 22230). Since that time, the Public Health Service has been reorganized to include a sixth health agency; namely, the Alcohol, Drug Abuse, and Mental Health Administration. Consequently, it is necessary to revise the regulation to reflect the current organization. Therefore, §§ 5.3, 5.4, 5.31(c), and 5.32(c) are amended to add the Alcohol, Drug Abuse, and Mental Health Administration.

In the August 17 regulation the address given for Region VI was that of Region VII and vice versa. Therefore, § 5.31(b) is amended to correct this error.

The position of Associate Director of Information for Public Services has been abolished and the Department's Information Center Officer is now designated as Freedom of Information Officer. Sections 5.32(a) and 5.32(c) are amended to reflect that change.

The Department is in the process of delegating many program authorities and functions to the Regional Offices. Therefore, it is anticipated that a greater volume of records will be generated in the regions and a correspondingly greater number of requests for records will be made to the Regional Offices. In order to expedite the handling of these requests, authority to issue denials of access to

records of the Department is being delegated to the Assistant Regional Director for Public Affairs. Section 5.32(b) is amended to reflect the delegation. In order to comply with the Attorney General's order of July 11, 1973, to consult with the Freedom of Information Committee of the Department of Justice, administrative review of denials made in the regions will continue to be made by headquarters.

On December 6, 1973, the Special Action Office on Drug Abuse Prevention issued regulations respecting confidentiality of drug abuse patient records. (38 FR 33744) Such regulations apply to programs which are conducted by any agency or supported by any agency. We have, therefore, amended § 5.71 by adding a new § 5.71(b) and redesignating the old paragraphs (b) and (c), as (c) and (d), respectively. The new paragraph (b) provides that records concerning drug abuse patients will not be disclosed except under the conditions and in the manner prescribed in regulations of the Special Action Office on Drug Abuse Prevention, which are incorporated in the regulation by reference.

Section 5.51(c) provides that the Department will respond to initial requests as soon as possible, but in no event more than 10 working days from the date of receipt. Section 5.85 provides that decisions on review will be made within 20 days from receipt of the request of review. In order to be consistent and to avoid any ambiguity, § 5.75(a) is amended to provide that decisions on review will be made within 20 working days.

The Department's present procedures for preparing final reports by audits, surveys, reviews or evaluations of performance by grantees and contractors allow these entities and Department officials ample opportunity to familiarize themselves with the contents and prepare to respond to public inquiries during preliminary stages. It is therefore no longer deemed necessary to delay the availability of final reports for 14 days following transmittal to the grantee or contractor.

Most of the amendments made by this document are technical in nature and there would be no purpose served in requesting public comment or delaying the effective date of these amendments. The amendment which eliminates the 14-day delay in the availability of final audit reports is a substantive rule relieving a restriction on the public's access to documents and, as such, is exempt from the public rulemaking requirements. The amendments, therefore, will be effective on August 9, 1974.

Dated: August 7, 1974.

CASPAR W. WEINBERGER,
Secretary.

§ 5.3 [Amended]

(1) Section 5.3 of the regulation is amended by inserting after the reference to the "Health Services Administration" the following: "Alcohol, Drug Abuse and Mental Health Administration." The last sentence of that section is amended by substituting the word "six" for the word "five" and inserting after the reference to the "Health Services Administration" the title "Alcohol, Drug Abuse and Mental Health Administration."

§ 5.4 [Amended]

(2) Section 5.4 is amended by inserting after the reference to Health Services Administration: "Alcohol, Drug Abuse and Mental Health Administration—Administrator, Alcohol, Drug Abuse and Mental Health Administration."

§ 5.31 [Amended]

(3) Section 5.31(b) is amended to correct the addresses for Regions VI and VII so that they read: "Region VI—1114 Commerce Street, Dallas, Texas 75202 Region VII—601 East 12th Street, Kansas City, Missouri 64106."

(4) Section 5.31(c) is amended by adding after the reference to the "Health Services Administration" Alcohol, Drug Abuse and Mental Health Administration, 5600 Fishers Lane, Rockville, Maryland 20852.

§ 5.32 [Amended]

(5) Section 5.32(a) is amended by deleting the title "Associate Director of Information for Public Services" and substituting in lieu thereof the title "Freedom of Information Officer."

(6) Section 5.32(b) is amended by deleting after the word "records" the phrase "of the Office of the Secretary." The second sentence is also amended by substituting for the title "Assistant to the Regional Director (for Information)" the title "Assistant Regional Director for Public Affairs."

(7) Section 5.32(c) is amended by deleting the title "Director of Public Services, Department Information Center Officer" and substituting therefor "Freedom of Information Officer."

(8) Section 5.32(c) is further amended by inserting after the reference to "Health Services Administration", "Alcohol, Drug Abuse and Mental Health Administration."

(9) Section 5.71 is revised to insert a new § 5.71(b) to read as follows:

§ 5.71 Protection of personal privacy and proprietary information.

* * * * *

(b) * * * (1) Except as provided in paragraph (b)(2) of this section, information concerning the identity, diagnosis, prognosis or treatment of any patient, obtained from records or entries in records maintained in connection with the performance of any drug abuse prevention function authorized or assisted under the Drug Abuse Office and Treatment Act of 1972 (21 U.S.C. 1175) or any act amended by that Act, will not be disclosed except as provided in section 408 of that Act and the regulations issued pursuant thereto by the Special Action Office for Drug Abuse Prevention (21 CFR Part 1401). Those regulations are incorporated herein by reference and made a part hereof as if fully set forth herein.

(2) Information covered under paragraph (b)(1) of this section which is obtained by the Department or any person, agency or organization with whom the Social Security Administration has entered into an agreement to perform certain functions in the administration of the Social Security Act and which is in any way related to, or is necessary to, or is used in or in connection with the administration of the Social Security Act, will not be disclosed except as provided under section 1106 of the Social Security Act (42 U.S.C. 1306) and the regulations of the Social Security Administration promulgated thereunder (20 CFR Part 401 et seq.), and under section 408 of the Drug Abuse Office and Treatment Act and the regulations of the Special Action Office for Drug Abuse Prevention. (21 CFR Part 1401)

* * * * *

The previous §§ 5.71(b) and 5.71(c) are redesignated as §§ 5.71(c) and 5.71(d).

§ 5.72 [Amended]

(10) Section 5.72(d) is amended by deleting the last sentence and substituting the following sentence therefor: "However, reports subject to the provisions of 20 CFR Parts 401 and 322 will be available only after 30 days have elapsed following transmittal of the report to the provider."

§ 5.85 [Amended]

(11) Section 5.85(a) is amended by inserting after the numeral "20" the word "working."

[FR Doc.74-18363 Filed 8-8-74;8:45 am]

Title 47—Telecommunication

CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

PART 73—RADIO BROADCAST SERVICES

Order Amending Table of Assignments

In the Matter of Amendment of § 73.606(b), Table of Assignments, Television Broadcast Stations, to show the carrier offsets for UHF channel assignments.

1. The present television Table of Assignments, § 73.606(b) of the Commission rules, shows the offset designators for VHF channel assignments but not for UHF assignments. The purpose of the carrier offsets designated for UHF channel assignments.

2. In adopting the presently-used revised Table of Assignments for UHF television broadcast channels in 1966 (2 F.C.C. 2d 527), the offset designators for the UHF channel assignments were not shown because of the exigencies of time. The Commission, however, by note preceding the listing of television channel assignments in the Table, stated that the offset designators would be added in a subsequent order and that the appropriate offset would be shown on any construction permit or license which might be issued prior thereto. Consistent with that statement, this order adds the UHF offset designators. This should facilitate

application processing and may be useful to UHF applicants and others. We shall continue to show the appropriate offset on UHF, as well as VHF, construction permits and licenses.

3. Authority for the attached amendments is contained in sections 4(i), 5(d), 303, and 307(b) of the Communications Act of 1934, as amended, and in § 0.231(d) of the Commission's rules. Inasmuch as the amendments ordered are editorial in nature, impose no new requirements, and are intended only to inform of existing requirements, compliance with the prior notice, procedural, and effective date provisions of the Administrative Procedure Act (5 U.S.C. 553) would serve no useful purpose and is otherwise unnecessary.

4. Accordingly, It is ordered, That, effective August 14, 1974, § 73.606(b) of the Commission's rules, the television Table of Assignments, is amended as set forth below.

(Secs. 4, 5, 303, 307, 48 Stat., as amended, 1066, 1068, 1082, 1083; 47 U.S.C. 154, 155, 303, 307)

Adopted: July 31, 1974.

Released: August 2, 1974.

FEDERAL COMMUNICATIONS COMMISSION,
JOHN M. TORBET,
Executive Director.

Part 73 of Chapter I, title 47, Code of Federal Regulations, is amended as follows:

Section 73.606(b), the Table of assignments, is amended by deleting the NOTE preceding the listing of television channel assignments and by adding offset designators for UHF channels listed so that the section reads as follows:

§ 73.606 Table of Assignments.

* * * * *

(b) *Table of Assignments*

	Channel No.
Alabama:	
Andalusia	*2—
Anniston	40—
Birmingham	6—, *10—, 13—, 21, 42+, *62+, 68—
Decatur	23—
Demopolis	*41
Dothan	4, 18, *39+, 60—
Florence	15, 26, *36—
Gadsden	44+, 60
Huntsville	19, *25+, 31+, 48—
Louisville	*43+
Mobile	5+, 10+, 15+, 21+, *31, *42
Montgomery	12, 20, *26+, 32, 45—
Munford	*7—, *16—
Selma	8—, 29—
Tuscaloosa	17, 33, *39—
Tuscumbia	47—
Alaska:	
Anchorage	2—, *7—, 11, 13—
Bethel	*4
Fairbanks	2+, 4+, 7+, *9+, 11+, 13+
Juneau	*3, 8, 10
Ketchikan	2, 4, *9
Seward	4—, 9—
Sitka	13
Arizona:	
Ajo	*23—
Coolidge	*43
Douglas	3, *28
Arizona—Con.	
Flagstaff	2, 13, *16
Globe	*14+
Holbrook	*18+
Kingman	6—, *14—
McNary	*22+
Mesa	12—
Nogales	*16+
Page	*17
Parker	*17—
Phoenix	3+, 5—, *8+, 10—, 15—, 21, 33, *39
Prescott	7, *19
Safford	*23+
Tucson	4—, *6+, 9—, 13—, 18—, *27—, 40
Tucson-Nogales	[2] 11
Yuma	11—, 13+, *16—
Arkansas:	
Arkadelphia	*9+
Batesville	*17
El Dorado	10—, 18—, *30+
Fayetteville	*13—, 36
Fort Smith	5—, 24+, 40—
Harrison	*14
Hot Springs	*20, 26
Jonesboro	8—, *19+
Little Rock	*2—, 4, 7—, 11+, 16—, *29—
Pine Bluff	25—, 38—
Russellville	*28+
California:	
Alturas	13+
Anaheim	56—
Bakersfield	17, 23—, 29, *39—
Barstow	*35+
Bishop	*14—
Blythe	*22—
Brawley	*26
Chico	12—, [1] *18, 24+, *30—
Coalinga	*27—
Concord	42
Corona	52
Cotati	*22—
El Centro	7+, 9+
Eureka	3—, 6—, *13—
Fort Bragg	[1] *17+
Fresno	*18+, 24, 30+, 47, 53
Hanford	21
Indio	[1] *19+
Los Angeles	2, 4, 5, 7, 9, 11, 13, 22, *28, 34, *58—, *68—
Modesto	19—, *23+
Oxnard	63+
Palm Springs	36—, 42
Redding	7, [1] *9, [1] 16, [1] 16
Ridgecrest	*25
Riverside	40, 46
Sacramento	3, *6, 10, 15, [2] 31—, 40
Salinas-Monterey	8+, 46—, *56, 67—
San Bernardino	18—, *24—, 30
San Diego	8, 10, *15, 39, 51
San Francisco	2+, 4—, 5+, 7—, *9+, 20—, 26+, *32+, 38, 44—, 60
San Jose	11+, 36, 48—, *54
San Luis Obispo	6+, *15+
San Mateo	*14+
Santa Ana	*50—
Santa Barbara	3—, 14, [1] *20, [1] *32
Santa Cruz	[1] *16—
Santa Maria	12+
Santa Rosa	50—, *62
Stockton	13+, 58, 64
California—Con.	
Susanville	*14
Tulare	26+
Vallejo-Fairfield	66
Ventura	16+
Visalia	43
Watsonville	*25+
Yreka City	*20+
Colorado:	
Alamosa	3—, *16
Boulder	*12, 14
Colorado Springs	11, 13, 21
Craig	*16+
Denver	2, 4—, *6—, 7, 9—, 20, 31, *41
Durango	6+, *20—
Fort Collins	22—
Glenwood Springs	*19+
Grand Junction	5—, 8—, *18+
Gunnison	*17—
La Junta	*22+
Lamar	12—, *14—
Leadville	*15—
Montrose	10+, *22
Pueblo	5, *8, 26+, 32—
Salida	*23+
Sterling	3, *18+
Trinidad	*24
Connecticut:	
Bridgeport	43—, *49—
Hartford	3+, 18—, *24, 61+
New Britain	30+
New Haven	8+, 59+, *65
New London	26+
Norwich	*53
Waterbury	20
Delaware:	
Dover	*34
Seaford	*38
Wilmington	*12, 61
District of Columbia: Washington	4—, 5—, 7+, 9, 14—, 20+, *26—, *32+, 50
Florida:	
Boca Raton	*14
Bradenton	*19
Clearwater	22
Cocoa	*18—, 52
Daytona Beach	2—, 26
Fort Lauderdale	51
Fort Myers	11+, 20+, *30
Fort Pierce	*21—, 34
Gainesville	*5—, 20
Jacksonville	4+, *7, 12+, 17, 30+, 47—, *59
Key West	16+, 22+
Lake City	*41
Lakeland	32
Leesburg	*45—, 55
Madison	*36—
Marianna	*16+
Melbourne	43+, 56
Miami	*2, 4, 6, 7—, 10+, *17—, 23—, 33, 39, 45+
Naples	26—
New Smyrna Beach	*15+
Ocala	*29, 51—
Orlando	6—, 9, *24—, 35+
Palatka	*42
Panama City	7+, 13, *22+, 28—
Pensacola	3—, *23, 33+, 44
St. Petersburg	10—, 38, 44+
Sarasota	40
Sebring	*27
Tallahassee	*11—, 27+, 40+
Tampa	*3, 8—, 13—, *16, 28
West Palm Beach	5, 12, 25+, *42+, 53
Georgia:	
Albany	10, 19—, 31—
Ashburn	*23+
Athens	*8, 34
Atlanta	2, 5—, 11+, 17—, *30, 36, 46—, *57+
Augusta	6+, 12—, 26, 54—
Chatsworth	*18—
Cochran	*15
Columbus	3, 9+, *28, 38+, 54+

[1] Following the decision in Docket No. 18261, channels so indicated will not be available for television use until further action by the Commission.

[2] Operation on this channel is subject to the conditions, terms, and requirements set out in the Report and Order in Docket No. 19075, RM-1645, adopted January 5, 1972, released January 7, 1972, FCC 72-19.

[3] Channel 15 will not be available for television use until further action by the Commission.

Georgia—Con.	Channel No.
Dawson	*25
Draketown	*27—
Macon	13+, 24+, 41+, *47+
Pelham	*14—
Rome	14+
Savannah	3+, *9—, 11, 22
Thomasville	6
Toccoa	32—
Valdosta	*33, 44—
Vidalia	*18+
Warm Springs	*22—
Waycross	*8+
Wrens	*20—
Hawaii:	
Hilo (Hawaii)	2, *4, 9, 11, 13, 14+, 20+, 26+, *32+, *38+
Honolulu (Oahu)	2+, 4—, 9—, *11+, 13—, 14, 20, 26, 32, *38, *44
Lihue (Kauai)	3+, *8—, 10+, 12—, 15—, *21—, *27—
Wailuku (Maui)	3, 7, *10, 12, 15, 21, *27, *33
Idaho:	
Boise	2, *4+, 7, 14
Burley	*17+
Caldwell	9—
Coeur d'Alene	*26+
Grangeville	*15—
Idaho Falls	3, 8+, 20, *33+
Filer	*19—
Lewiston	3—
Moscow	*12—
Nampa	6, 12+
Preston	*28
Pocatello	6—, *10, 15, 25+, 31—
Sandpoint	*16+
Twin Falls	11, *13—
Weiser	*17
Illinois:	
Aurora	60
Bloomington	43
Carbondale	*8
Champaign	3+, 15—
Chicago	2—, 5, 7, 9+, *11, *20, 26, 32 38—, 44
Danville	68
Decatur	17, 23—
DeKalb	*48—
Edwardsville	*18—
Elgin	[4] 66+
Freeport	23, *65—
Galesburg	63
Harrisburg	3
Jacksonville	14
Joliet	14—[1], 66+
Kankakee	*54—
LaSalle	35
Macomb	*22+
Moline	8, *24—
Mount Vernon	13
Olney	*16—
Peoria	19, 25+, 31+, 47—, *59+
Quincy	10—, 16+, *27+
Rockford	13, 17—, 39
Rock Island	4+
Springfield	20+, 49—, 55+, *65+
Streator	*64+
Urbana	*12—, 27
Vandalia	*21
Indiana:	
Anderson	67+
Bloomington	4, *30—, 63+
Elkhart	28+
Evansville	7, *9+, 14—, 25—, 44—
Fort Wayne	15+, 21+, 33—, *39—, 55
Gary	*50, 56+
Hammond	62+

[1] Following the decision in Docket No. 18261, channels so indicated will not be available for television use until further action by the Commission.

[4] This channel is not available for use at Elgin unless and until it is determined by the Commission that it is not needed for use at Joliet, Ill.

Indiana—Con.	Channel No.
Indianapolis	6, 8—, 13—, *20—, 40, 59—, *69
Kokomo	29—
Lafayette	18, *24
Madison	*60+
Marion	23
Muncie	49, *61—
Richmond	43+
South Bend	16, 22, *34—, 46
Terre Haute	2+, 10, *26—, 38
Vincennes	*22—
Iowa:	
Ames	5, 23—, *34+
Burlington	26+, *58—
Carroll	*18—
Cedar Rapids	2, 9—, 28+
Council Bluffs	*32
Davenport	6+, 18+, 30—, *36+
Decorah	*14+
Des Moines	8—, *11+, 13—, 17+, *43—, 63—, 69
Dubuque	16—, *29—, 40—
Estherville	*49+
Fort Dodge	21, *46
Iowa City	*12+, 20—
Mason City	3+, *24+
Ottumwa	15+, *33—
Red Oak	*36
Sioux City	4—, 9, 14, *27—
Waterloo	7+, 22—, *32—
Kansas:	
Chanute	*30+
Colby	4
Columbus	*34+
Dodge City	6+, *21—
Emporia	*25+
Garden City	11+, 13—
Goodland	10
Great Bend	2
Hays	7—, *14
Hutchinson	*8, 12, 36+
Lakin	*3
Lincoln Center	*9
Manhattan	*21
Oakley	*15—
Parsons	*39
Phillipsburg	*22—
Pittsburg	7+
Pratt	*32+
Salina	18+, 34—, 44
Sedan	*28
Topeka	*11, 13+, 27, 43, 49
Wichita	3—, 10—, *15+, 24—, 33, *42
Kentucky:	
Ashland	*25—, 61+
Bowling Green	13, 40+, *53—
Covington	*54+
Elizabethtown	*23+
Hazard	*35+, 57—
Hopkinsville	51
Lexington	18+, 27—, *46, 62
Louisville	3—, 11+, *15, 21—, 32—, 41+, *68+
Madisonville	*35—
Morehead	*38+
Murray	*21+
Owensboro	19—, 31—
Owenton	*52+
Paducah	6+, 29
Pikeville	*22—, 51+
Somerset	16, *29+
Louisiana:	
Alexandria	5, 25+, 31+, *41+
Baton Rouge	2, 9—, *27+, 33—
De Ridder	*23—
Houma	11
Lafayette	3, 10, 15, *24
Lake Charles	7—, *18, 29—
Monroe	8+, *13, 14—, 39+
Morgan City	*14+
Natchitoches	*28—
New Iberia	36—
New Orleans	4+, 6+, 8, *12, 20—, 26, *32+, 38+
Shreveport	3—, 12, *24—, 33
Tallulah	*19

Maine:	Channel No.
Augusta	*10—
Bangor	2—, 5+, 7—
Calais	*13—
Fort Kent	*46+
Fryeburg	*18+
Houlton	*25+
Kittery	*34
Lewiston	8—, 35—
Millinocket	*44—
Orono	*12—
Portland	6—, 13+, *26—, 51
Presque Island	8, *10+
Rumford	*43+
Maryland:	
Annapolis	*22+
Baltimore	2+, 11—, 13+, 24+, 45, 54, *67—
Cumberland	*36+, 52+, 65
Frederick	*62
Hagerstown	25—, *31
Salisbury	16+, *28—
Waldorf	*56—
Boston	*2+, 4—, 5—, 7+, 25+, 38, *44+, 56, 68+
Greenfield	32+
New Bedford	6+, 28—, *47—
North Adams	19, *35
Pittsfield	51+
Springfield	22, 40, *57+
Worcester	14,[1] 27, *48+, 66
Michigan:	
Alpena	*6, 11
Ann Arbor	31+, *58+
Bad Axe	*[1] 15—
Battle Creek	41+
Bay City	5—, *19+, 61+
Cadillac	9, *27
Calumet	5—, *22—
Cheboygan	4+
Detroit	2+, 4, 7—, 20+, 50—, *56, 62
East Lansing	*23—, *69—
Escanaba	3+
Flint	12—, *28—, 66—
Grand Rapids	8+, 13+, 17, *35+
Iron Mountain	8—, *14—
Ironwood	*15—, 24+
Jackson	18+
Kalamazoo	3—, *52+
Lansing	6—, 36+, 53—
Manistee	*21
Manistique	*15+
Marquette	6—, *13, 19
Mount Clemens	38+
Mount Pleasant	*14
Muskegon	54+
Parma	10—
Petoskey	*23+
Port Huron	46+
Saginaw	25—, 45—
Sault Ste. Marie	8, 10+, *32—
Traverse City	7+, 29—
West Branch	*24
Minnesota:	
Alexandria	7, *24
Appleton	*10—
Austin	6—, *15—
Bemidji	*9, 26+
Brainerd	*22
Crookston	*33
Duluth	3, *8, 10+, 21+, 27—
Ely	*17—
Fairmont	*16+
Hibbing	13—, *18—
International Falls	11, *35+
Mankato	12, *26—
Marshall	*30—
Minneapolis-St. Paul	*2—, 4, 5—, 9+, 11—, *17, 23+, 29+
Rochester	10, 47—
Ct. Cloud	19, *25—, 41
St. James	38
Thief River Falls	10
Wadena	*20—
Walker	12—
Wilmar	*14—

Minnesota—Con.	Channel No.
Winona	*35+, 44+
Worthington	*20
Mississippi:	
Biloxi	13+, *19+, 25—
Booneville	*12—
Bude	*17+
Clarksdale	*22—
Cleveland	*31—
Columbia	*45
Columbus	4—, 27, *43
Greenville	15—, 21—
Greenwood	6, *23+
Hattiesburg	22, *47
Houston	45+
Jackson	3+, 12+, 16, *29+, 40+
Laurel	7, 18+
Meridian	11—, *14, 24—, 30—
Mississippi State	*2+
Natchez	*42+
Oxford	*18
Senatobia	*34—
Tupelo	9—
Vicksburg	35—
Yazoo City	*32—
Missouri:	
Birchtree	*20—
Bowling Green	*35+
Cape Girardeau	12, 23, *39—
Carrollton	*18
Columbia	8+, 17—
Flat River	*22
Hannibal	7—
Jefferson City	13, 25, *36—
Joplin	12+, 16, *22—
Kansas City	4, 5+, 9+,, *19+, 41—, 50—, 62+, *68—
King City	*28—
Kirksville	3—
LaPlata	*21+
Lowry City	*15—
Poplar Bluff	15+, *26+
Rolla	*28
St. Joseph	2—, 16—, 22
St. Louis	2, 4—, 5—, *9, 11—, 24+, 30+, *40—
Sedalia	6—
Springfield	3+, 10, *21—, 27—
Montana:	
Anaconda	2+
Billings	2, 8, *11, 14, 20+
Bozeman	*9
Butte	4, 6+, *7—, 18, 24
Cut Bank	*14—
Dillon	*14+
Glendive	5+, 9+, *16—
Great Falls	3+, 5+, 16, 26, *32
Hardin	4+
Havre	9+, 11+, *18—
Helena	10+, 12, *15+
Kalispell	9—, *29—
Lewistown	13
Miles City	3—, *6, 10
Missoula	8—, *11—, 13—, 17—, 23—
Wolf Point	*17+
Nebraska:	
Albion	8+, *21+
Alliance	*13—
Bassett	*7—
Grand Island	11—, 17—
Hastings	5—, *29+
Hayes Center	6
Hay Springs	4+
Kearney	13
Lexington	*3+
Lincoln	10+, *12—, 45, 51
McCook	8—
Merriman	*12
Norfolk	*19+
North Platte	2—, *9+
Omaha	3, 6+, 7, 15, *26, 42+, *48—
Scottsbluff	10—
Superior	4+
Nevada:	
Boulder City	5+
Elko	10—, *14+
Ely	3—, 6+

Nevada—Con.	Channel No.
Fallon	*25
Goldfield	2—
Las Vegas	3, 8—, *10+, 13—, 21+
McGill	*13
Reno	2, 4, *5, 8, 21+, 27+
Tonopah	9—, *17+
Winnemucca	7+, *15—
Yerington	*16+
New Hampshire:	
Berlin	*40—
Concord	21+
Durham	*11
Hanover	*15+, 31
Keene	*52+
Littleton	*49+
Manchester	9—, 50—, 60+
Portsmouth	[1] 17—
New Jersey:	
Asbury Park	[5] 58
Atlantic City	*18 [1], *36, 53+
Burlington	48—
Camden	*23+
Little Falls	*50+
Newark	13—, 68
New Brunswick	*19— [1], 47+, *58
Paterson	41—
Trenton	*52—
Vineland	65—
Wildwood	40
New Mexico:	
Alamogordo	*18—
Albuquerque	4+, *5+, 7+, 13+, 14—, 23—, *32+
Carlsbad	6—, *15+, 25—
Clayton	*17
Clovis	12+
Deming	*16
Farmington	12+, *15+
Gallup	3, *8—, 10
Hatch	*12
Hobbs	29+
Las Cruces	*22—, 48+
Lovington	*19
Portales	*3+
Raton	*18—
Roswell	8, 10—, 21—, 27—, *33+
Santa Fe	2+, *9+, 11—, 19—
Silver City	6, *10+
Socorro	*15—
Tucumcari	*15
New York:	
Albany-Schenectady	6, 10—, 13, *17+, 23—, *29+, 45
Amsterdam	*39+, 55
Binghamton	12—, 34, 40—, *46+
Buffalo	2, 4—, 7+, 17, *23, 29—, 49—
Carthage	7—
Corning	*30
Elmira	18+, 36—
Glens Falls	*58—
Ithaca	52, *65+
Jamestown	26+, *46
Kingston	63
Lake Placid	5, *34+
Levittown	*21—
Massena	*18
New York	2, 4, 5+, 7, 9+, 11+, *25, 31—
Oneonta	15 [1], *42
Patchogue	67
Plattsburg	*57
Poughkeepsie	54+
Riverhead	55+
Rochester	8, 10+, 13—, *21, 31+, *61+
Syracuse	3—, 5—, 9—, *24+, 43+, 62+
Utica	2—, 20+, 33, *59
Watertown	*16, 50+

North Carolina:	Channel No.
Asheville	13—, 21+, *33, 62+
Burlington	16
Chapel Hill	*4+
Charlotte	3, 9+, 18, 36, *42+
Columbia	*2
Concord	*58
Durham	11+, 28+
Fayetteville	40+, 62
Franklin	*56+
Goldsboro	17—
Greensboro	2—, 48—, 61
Greenville	9—, 14, *25
Hickory	14—
High Point	8—, *32+
Jacksonville	19
Kannapolis	64—
Lexington	20
Linville	*17
Morganton	23—
New Bern	12+
Raleigh	5, 22, *34—
Rocky Mount	47—
Washington	7
Waynesville	59
Wilmington	3—, 6, 29+, *39—
Wilson	30—
Winston-Salem	12, *26+, 45
North Dakota:	
Bismarck	*3, 5, 12—, 17—, 26+
Devils Lake	8+, *22+
Dickinson	2+, *4—, 7
Ellendale	*19—
Fargo	6, 11+, *13, 15—
Grand Forks	*2, 14+, 27+
Jamestown	7—, *23
Minot	*6+, 10—, 13—, 14—, 24
Pembina	12
Valley City	4—
Williston	8—, 11—, *15—
Ohio:	
Akron	23+, *49+, 55—
Alliance	*45+
Ashtabula	[1] 15
Athens	*20—
Bowling Green	*27+, *70
Cambridge	*44—
Canton	17—, 67
Chillicothe	53
Cincinnati	5—, 9, 12, 19+, *48—, 64—
Cleveland	3, 5+, 8, 19, *25+, 61
Columbus	4—, 6+, 10+, 28—, *34, *56—
Dayton	2, 7+, 16+, 22+, *45
Defiance	65+
Hillsboro	*24+
Lima	35—, 44+, *57+
Lorain	43
Mansfield	*47+
Marion	68—
Newark	*31—, 52
Oxford	*14+
Portsmouth	30, 36, *42—
Sandusky	51—
Springfield	26+, *66
Steubenville	9+, *62+
Toledo	11—, 13, 24—, *30+, 54, 60—
Youngstown	21—, 27, 33, *58
Zanesville	18—
Oklahoma:	
Ada	10+, *22
Altus	*19—
Ardmore	12—, *17
Bartlesville	17+
Elk City	8+, *15—
Enid	20—, *26+
Guymon	*16
Hugo-Paris (Texas)	*15+, 42+
Lawton	7+, 16—, *36—
McAlester	*32—
Miami	*18—
Muskogee	19
Oklahoma City	4—, 5, 9—, *13, 14—, 25—, 34—, 43+
Tulsa	2+, 6, 8—, *11—, 23, 29, *35—, 41+

[5] This channel is not available for use at Asbury Park unless and until it is determined by the Commission that it is not needed for educational use at New Brunswick, N.J.

Oklahoma—Con.	Channel No.
Woodward	*17—
Oregon:	
Astoria	*21
Bend	*15, 21+
Brookings	*14—
Burns	*18
Corvallis	*7—
Eugene	9+, 13, 16+, *28—
Klamath Falls	2—, *22+
LaGrande	13+, *16
Medford	5, 8+, 10+, *18+
North Bend	11, *17+
Portland	2, 6+, 8—, *10, 12, 24+, *30
Roseburg	4+
Salem	3+, *22, 32
The Dalles	*17—
Pennsylvania:	
Allentown	*39, 69
Altoona	10—, 38—, 47, *57+
Bethlehem	60—
Clearfield	*3+
Erie	12, 24, 35+, *54+, 66+
Greensburg	40+
Harrisburg	21+, 27—, *33+
Hazleton	56
Johnstown	6, 19+, *28+
Lancaster	8—, 15+
Lebanon	59—
Philadelphia	3, 6—, 10, 17—, 29, *35—, 57
Pittsburgh	2—, 4+, 11, *13—, *16, 22, 53+
Reading	51
Scranton	16—, 22—, 38+, *44—, 64
State College	29+, *55+
Wilkes Barre	28
Williamsport	[1] 20—
York	43, 49+
Rhode Island: Providence	10+, 12+, [1] 16, *36, 64+
South Carolina:	
Aiken	*44
Allendale	*14
Anderson	40
Beaufort	*16—
Charleston	2+, 4, 5+, *7—
Columbia	10—, 19+, 25—, *35+, 57—
Conway	*23+
Florence	13+, 15—, 21, *33+
Georgetown	*41—
Greenville	4—, 16+, *29
Greenwood	*38
Myrtle Beach	43+
Rock Hill	30+, *55—
Spartanburg	7+, 49
Sumter	*27—
South Dakota:	
Aberdeen	9—, *16—
Brookings	*8
Eagle Butte	*13
Huron	12+
Lead	5—, 11+
Lowry	*11—
Martin	*8—
Mitchell	5+
Pierre	4, *10+
Rapid City	3+, 7+, *9, 15—, 21—
Reliance	6—
Seneca	*2—
Sioux Falls	11, 13+, 17—, *23, 36+
Vermillion	*2+
Watertown	3—
Tennessee:	
Athens	*24
Chattanooga	3+, 9, 12+, *45, 61—
Cookeville	*22
Crossville	*20+, 55+
Fayetteville	*28—
Greeneville	39—
Jackson	7+, 16+, *32+

[1] Following the decision in Docket No. 18261, channels so indicated will not be available for television use until further action by the Commission.

Tennessee—Con.	Channel No.
Johnson City	11—, *41
Kingsport	19
Knoxville	6, 10+, *15—, 26—, 43+
Lexington	*11
Memphis	3—, 5+, *10+, 13+, *14+, 24, 30
Murfreesboro	39+
Nashville	2—, 4+, 5, *8+, 17+, 30+, *42
Sneedville	*2+
Texas:	
Abilene	9+, 15, *26+, 32+
Alpine	12—
Amarillo	*2—, 4, 7, 10, 14+
Austin	7+, *18+, 24, 36, 42—
Bay City	*43+
Beaumont	6—, 12—, 21, *34—
Big Spring	4—, *14
Boquillas	8—
Brady	13
Brownsville	23
Bryan	3+, *15—
Childress	*21
Corpus Christi	3—, 6+, 10—, *16, 28—, 38+
Dallas	4+, 8, *13+, 27—, 33+, 39
Del Rio	10, *24+
Denton	*2
El Paso	4, *7, 9, 13, 14, 26+, *38—
Fort Stockton	5+
Fort Worth	5+, 11—, 21—, *31+
Galveston	*22, 47+
Harlingen	4+, *44, 60
Houston	2—, *8, 11+, 13—, *14, 20, 26, 39—
Laredo	8, 13, 27—, *39
Longview	16+
Lubbock	*5—, 11, 13—, 28, 34—
Lufkin	9
McAllen	48
Marfa	3
Marshall	*22—, 35+
Midland	2+, 18
Monahans	9—
Nacogdoches	19—, *32
Odessa	7—, 24—, 30, *36+
Paris-Hugo (Oklahoma)	42+
Port Arthur	4—
Presidio	7+
Richardson	23
Rosenberg	45
San Angelo	3—, 6+, 8+, *21+
San Antonio	4, 5, *9—, 12+, *23—, 29+, 41+
Sherman	20—, *26—
Sonora	11+
Sweetwater	12
Temple	6, 46—
Texarkana	6+, 17—, *34
Tyler	7, 14+, *38
Victoria	19+, 25
Waco	10+, 25+, *34+, 44—
Weslaco	5—
Wichita Falls	3, 6—, 18—, *24
Utah:	
Cedar City	4, *16+
Logan	12—, *22
Moab	*14+
Monticello	*16—
Ogden	*9+, *18—, 24, 30
Price	6, *15
Provo	*11+, 16
Richfield	8+, *19
Salt Lake City	2—, 4—, 5+ *7—, 14—, 20+, *26—
St. George	*18—
Vernal	3+, *17+
Vermont:	
Burlington	3, 22+, *33—
Rutland	*28+
St. Johnsbury	*20—
Windsor	*41
Virginia:	
Blacksburg	*43
Bluefield	*63+
Bristol	5+, *28—

Virginia—Con.	Channel No.
Charlottesville	29—, *41—, 64+
Courtland	*52
Danville	24—, 44+, *56
Fredericksburg	*53, 69+
Front Royal	*42
Hampton	13—, *15
Harrisonburg	3—
Kenbridge	*31—
Lynchburg	13, 21—, *54+
Norfolk-Portsmouth-Newport News	3+ 10+, 27, 33, 49—, *55+
Norton	*47—
Onancock	*25+
Petersburg	8
Richmond	6+, 12—, *23, 35+, *57—, 63
Roanoke	7—, 10, *15+, 27+
Staunton	*51—
West Point	*46
Washington:	
Bellingham	12+, 24, *34, 64
Centralia	*15+
Everett	16—
Kennewick	42+
Pasco	19—
Pullman	*10—
Richland	25, *31
Seattle	4, 5+, 7, *9, 22+, *28+
Spokane	2—, 4—, 6—, *7+, 22, 28—
Tacoma	11+, 13—, 20, *56, *62
Vancouver	*14
Walla Walla	14—
Wenatchee	*18+, 27
Yakima	23+, 29+, 35, *47
West Virginia:	
Beckley	4
Bluefield	6—, 40—
Charleston	8+, 23, 29, *49—
Clarksburg	12+, 46—
Fairmont	66—
Grandview	*9—
Huntington	3+, 13+, *33+
Keyser	*48+
Martinsburg	*44
Morgantown	*24—
Parkersburg	15—, 39+, *57
Weirton	*50+
Weston	5
Milwaukee	4—,
Williamson	*31+
Wisconsin:	
Appleton	32+
Colfax	*28—
Eau Claire	13+, 18
Fond du Lac	34+
Green Bay	2+, 5+, 11+, 26+, *38
Janesville	57+
Kenosha	55—
LaCrosse	8+, 19+, 25, *31
Madison	3, 15, *21—, 27—, 47+
Manitowoc	16+
Milwaukee	4—, 6, *10+, 12, 18—, 24+, 30, *36
Oshkosh	22+
Racine	49+
Rhinelander	12+
Sheboygan	28
Superior	6+, 40
Wausau	7—, 9, *20+, 33—
Wyoming:	
Casper	2+, *6+, 14—, 20—
Cheyenne	5+, *17, 27—, 33—
Lander	4
Laramie	*8+
Rawlins	11—
Riverton	10+
Rock Springs	13
Sheridan	7, 12+
U.S. Territories and Possessions	
Guam: Agana	*4, 8, 10, *12
Puerto Rico:	
Aguadilla	*32, 44
Arecibo-Aguadilla	12+

[1] Following the decision in Docket No. 18261, channels so indicated will not be available for television use until further action by Commission.

Puerto Rico—Con.	Channel No.
Arecibo	54, 80
Bayamon	36
Caguas	11—, *58
Carolina	52
Cayey	76
Fajardo	13+, *40
Guayama	46
Humacoa	68
Mayaguez	3+, 5—, 16, 22
Ponce	7+, 9—, 14, 20, *26, 48
San Juan	2+, 4—, *6+, 18, 24, 30, *74
San Sebastian	38
Utuado	*70
Vega Baja	64
Yauco	42
Virgin Islands:	
Charlotte Amalie	10—, 17, *23, 43
Christiansted	8+, 15, *21, 27
Charlotte Amalie-Christiansted	*3,* *12

[FR Doc.74-17994 Filed 8-8-74;8:45 am]

Title 49—Transportation

CHAPTER V—NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 4-2; Notice 10]

PART 571—FEDERAL MOTOR VEHICLE SAFETY STANDARDS

Warning Devices

The purpose of this amendment to Motor Vehicle Safety Standard No. 125 (49 CFR 571.125), Warning Devices, is to prescribe the color specifications for the orange and red materials used in the warning devices authorized under the standard.

On April 6, 1973, the NHTSA issued a proposal on this subject (38 FR 8752). The comments from industry were generally in agreement with the method for testing the orange fluorescent material, although several requested that light source C be allowed for testing of the orange fluorescent material. After consultation with testing laboratories and the National Bureau of Standards, NHTSA has concluded that for purposes of obtaining repeatable results and simulating daylight conditions, source C does not provide the necessary ultraviolet radiation. Therefore, the use of the xenon arc lamp has been incorporated into the standard and will be required for testing of the orange color and luminescence of the daylight fluorescent material.

The majority of the commenters and the National Bureau of Standards agreed that the direct illumination method for testing of standard orange fluorescent material for both color and luminance should be continued, and the integrating sphere method should be used for dual-purpose materials. The industry, including the testing laboratories, have had sufficient time to utilize this method and repeatable results have been obtained.

The color definition equation for the orange fluorescent material has been broadened from $x+y=0.943$ to $x+y=0.93$. The majority of those commenting had no objection to broadening the area of the orange fluorescent material, but one equipment manufacturer desired the red boundary to be extended from $y=0.35$ to $y=0.34$. NHTSA concludes that to do so would place this boundary line too near the red area for proper differentiation between orange and red. Since orange is used as a daylight material, it should not be similar to the red material in color.

As proposed, the three-digit system in the straight-line equations for the boundary of the orange and red colors has been converted to a two-digit system, as this degree of accuracy is sufficient for general testing purposes.

The final amendment to the standard establishes the type of light to be used for testing the orange material used in dual purpose material. Of particular importance in this test procedure is separating the red retroreflective and orange fluorescent material. The majority of the commenters and the National Bureau of Standards recommended that the xenon arc lamp be used, as it provides sufficient ultraviolet radiation to simulate daylight conditions with overcast sky, if the unmodified spectrum illuminating the material is at an angle of incidence of 45° and the angle of observation is 90°. In this procedure, which is adopted, the material is illuminated diffusely by an integrating sphere.

Because a number of amendments to Standard No. 125 have been issued, the standard is hereby reissued in its entirety.

In light of the foregoing, 49 CFR 571.125, Standard No. 125, Warning Devices, is amended to read as set forth below.

Effective date: November 11, 1974.

(Sec. 103, 119, Pub. L. 89-563, 80 Stat. 718, 15 U.S.C. 1392, 1407; delegation of authority at 49 CFR 1.51.)

Issued on August 2, 1974.

JAMES B. GREGORY,
Administrator.

§ 571.125 Standard No. 125—Warning devices.

S1. *Scope.* This standard establishes requirements for devices, without self-contained energy sources, that are designed to be carried in motor vehicles and used to warn approaching traffic of the presence of a stopped vehicle, except for devices designed to be permanently affixed to the vehicle.

S2. *Purpose.* The purpose of this standard is to reduce deaths and injuries due to rear end collisions between moving traffic and disabled vehicles.

S3. *Application.* This standard applies to devices, without self-contained energy sources, that are designed to be carried in motor vehicles and used to warn approaching traffic of the presence of a stopped vehicle, except for devices designed to be permanently affixed to the vehicle.

S4. *Definitions.* "Entrance angle" means the angle having as its sides the line through the center, and normal to the face, of the object to be tested, and the line from the center of the object to the center of the source of illumination (Figure 2).

"Fluorescent" means the property of emitting visible light due to the absorption of radiation of a shorter wavelength which may be outside the visible spectrum.

"Observation angle" means the angle having as its sides the line from the observation point to the center of the object to be tested and the line from the center of that object to the center of the source of illumination (Figure 2).

"Reflex reflective" means reflective of light in directions close to the direction of incident light, over a wide range of variations in the direction of incident light.

S5. *Requirements.*

S5.1 *Equipment.*

S5.1.1 Reflex reflective material and fluorescent material that meet the requirements of this standard shall be affixed to both faces of the warning device. Alternatively, a dual purpose orange fluorescent and red reflective material that meets the requirements of this standard (hereafter referred to as "dual purpose material") may be affixed to both faces in places of the reflective and fluorescent materials.

S5.1.2 Each warning device shall be protected from damage and deterioration—

(a) By enclosure in an opaque protective reusable container, except that two or three warning devices intended to be sold for use as a set with a single vehicle may be enclosed in a single container; or

(b) By secure attachment to any light-tight, enclosed, and easily accessible compartment of a new motor vehicle with which it is supplied by the vehicle manufacturer.

S5.1.3 The warning device shall be designed to be erected, and replaced in its container, without the use of tools.

S5.1.4 The warning device shall be permanently and legibly marked with:

(a) Name of manufacturer;

(b) Month and year of manufacture, which may be expressed numerically, as "6/72"; and

(c) The symbol DOT, or the statement that the warning device complies with all applicable Federal motor vehicle safety standards.

S5.1.5 Each warning device shall have instructions for its erection and display.

(a) The instructions shall be either indelibly printed on the warning device or attached in such a manner that they cannot be easily removed.

(b) Instructions for each warning device shall include a recommendation that the driver activate the vehicular hazard warning signal lamps before leaving the vehicle to erect the warning device.

(c) Instructions shall include the illustration depicted in Figure 3 indicating recommended positioning.

* Stations using these assignments shall limit radiation toward stations on the same channel in Puerto Rico, to no more than the effective radiated power which would be radiated by an omnidirectional station maximum permissible effective radiated power for antenna height above average terrain, at the minimum distances from such stations specified in § 73.610(b). The Commission shall consider the status of the negotiations with the appropriate British authorities concerning these assignments when the applications for construction permits come before the Commission.

S5.2 *Configuration.*

S5.2.1 When the warning device is erected on level ground:

(a) Part of the warning device shall form an equilateral triangle that stands in a plane not more than 10° from the vertical, with the lower edge of the base of the triangle horizontal and not less than 1 inch above the ground.

(b) None of the required portion of the reflective material and fluorescent material shall be obscured by any other part of the warning device except for any portion of the material over which it is necessary to provide fasteners, pivoting beads or other means to allow collapsibility or support of the device. In any event, sufficient reflective and fluorescent material shall be used on the triangle to meet the requirements of S5.4 and S.5.5.

S5.2.2 Each of the three sides of the triangular portion of the warning device shall not be less than 17 and not more than 22 inches long, and not less than 2 and not more than 3 inches wide (Figure 1).

S5.2.3 Each face of the triangular portion of the warning device shall have an outer border of red reflex reflective material of uniform width and not less than 0.75 and not more than 1.75 inches wide, and an inner border of orange fluorescent material of uniform width and not less than 1.25 and not more than 1.30 inches wide (Figure 1). However, this requirement shall not apply if the dual purpose material is used.

S5.2.4. Each vertex of the triangular portion of the warning device shall have a radius of not less than 0.25 inch and not more than 0.50 inch.

S5.2.5 All edges shall be rounded or chamfered, as necessary, to reduce the possibility of cutting or harm to the user.

S5.2.6 The device shall consist entirely of the triangular portion and attachments necessary for its support and enclosure, without additional visible shapes or attachments.

S5.3 *Color.*

S5.3.1 The color of the red reflex reflective material on the warning device shall have the following characteristics, both before and after the warning device has been conditioned in accordance with S6.1, when the source of illumination is a lamp with a tungsten filament operating at 2856° Kelvin color temperature. Expressed in terms of the International Commission on Illumination (CIE) 1931 standard colorimetric observer system (CIE chromaticity diagram, Figure 4), the chromaticity coordinates of the red reflex reflective material shall lie within the region bounded by the spectrum locus and the lines on the diagram defined by the following equations:

Boundary:	*Equations*
Yellow	$y = 0.33$
White	$x + y = 0.98$

S5.3.2 The color of the orange fluorescent material on the warning device shall have the following characteristics, both before and after the warning device has been conditioned in accordance with S6.1, when the source of illumination is a 150-watt high pressure xenon compact arc lamp. Expressed in terms of the International Commission on Illumination (CIE) 1931 standard colorimetric observer system, the chromaticity coordinates of the orange fluorescent material shall lie within the region bounded by the spectrum locus and the lines on the diagram defined by the following equations:

Boundary:	*Equations*
Yellow	$y = 0.49\,x + 0.17$
White	$x + y = 0.93$
Red	$y = 0.35$

The 150-watt high pressure xenon compact arc lamp shall illuminate the sample using the unmodified spectrum at an angle of incidence of 45° and an angle of observation of 90°. If dual purpose material is being tested, it shall be illuminated by a 150-watt high pressure xenon compact arc lamp, whose light is diffused by an integrating sphere.

S4.5 *Reflectivity.* When the red reflex reflective material on the warning device is tested in accordance with S6.2, both before and after the warning device has been conditioned in accordance with S6.1, its total candlepower per incident foot candle shall be not less than the values specified in Table I for each of the listed entrance angles.

S5.5 *Luminance.* When the orange fluorescent material on the warning device is tested in accordance with S6.3, both before and after the warning device has been conditioned in accordance with S6.1, it shall have a minimum relative luminance of 25 percent of a flat magnesium oxide surface and a minimum product of that relative luminance and width in inches of 44.

S5.6 *Stability.* When the warning device is erected on a horizontal brushed concrete surface both with and against the brush marks and subjected to a horizontal wind of 40 miles per hour in any direction for 3 minutes—

(a) No part of it shall slide more than 3 inches from its initial position;

(b) Its triangular portion shall not tilt to a position that is more than 10° from the vertical; and

(c) Its triangular position shall not turn through a horizontal angle of more than 10° in either direction from the initial position.

S5.7 *Durability.* When the warning device is conditioned in accordance with S6.1, no part of the warning device shall become warped or separated from the rest of the warning device.

S5.6 *Test Procedures.*

S6.1 *Conditions.*

S6.1.1 Submit the warning device to the following conditioning sequence, returning the device after each step in the sequence to ambient air at 68° F. for at least 2 hours.

(a) Minus 40° F. for 16 hours in a circulating air chamber using ambient air which would have not less than 30 percent and not more than 70 percent relative humidity at 70° F.;

(b) 150° F. for 16 hours in a circulating air oven using ambient air which would have not less than 30 percent and not more than 70 percent relative humidity at 70° F.;

(c) 100° F. and 90 percent relative humidity for 16 hours;

(d) Salt spray (fog) test in accordance with American Society of Testing and Materials Standard B–117, Standard Method of Salt Spray (fog) testing, August 1964, except that the test shall be for 4 hours rather than 40 hours; and

(e) Immersion for 2 hours in water at a temperature of 100° F.

S6.2 *Reflectivity Test.* Test the red reflex reflective material as follows:

(a) Unless dual purpose material is used, prevent the orange fluorescent material from affecting the photometric measurement of the reflectivity of the red reflex reflective material, either by separation or masking.

(b) Use a lamp with a tungsten filament operating at 2856° Kelvin color temperature as the source of illumination.

(c) Place the source of illumination 100 feet from the red reflex reflective material (Figure 2).

(d) Place the observation point directly above the source of illumination (Figure 2).

(e) Calculate the total candlepower per incident foot candle of the red reflex reflective material at each of the entrance and observation angles specified in Table 1.

S6.3 *Luminance Test.* Test the orange fluorescent material as follows:

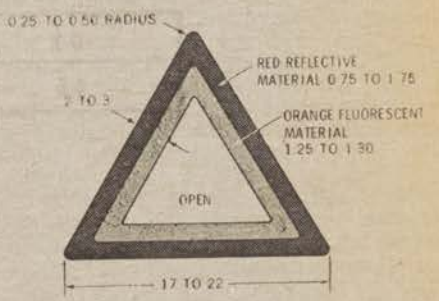
(a) Unless dual purpose material is used, prevent the red reflex reflective material from affecting the photometric measurement of the luminance of the orange fluorescent material.

(b) Using a 150-watt high pressure xenon compact arc lamp as the light source, illuminate the test sample at an angle of incidence of 45° and an angle of observation of 90°. If dual purpose material is being tested, illuminate the sample diffusely through an integrating sphere.

(c) Measure the luminance of the material at a perpendicular viewing angle, with no ray of the viewing beam more than 5° from the perpendicular to the specimen.

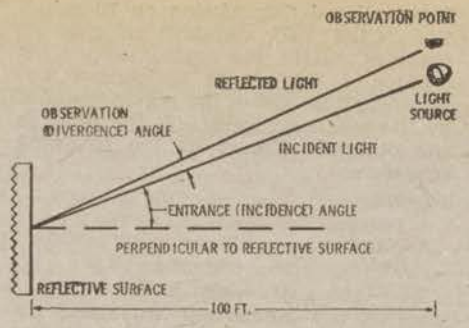
(d) Repeat the procedure for a flat magnesium oxide surface, and compute the quotient (percentage) of the luminance of the material relative to that of the magnesium oxide surface.

WARNING DEVICE



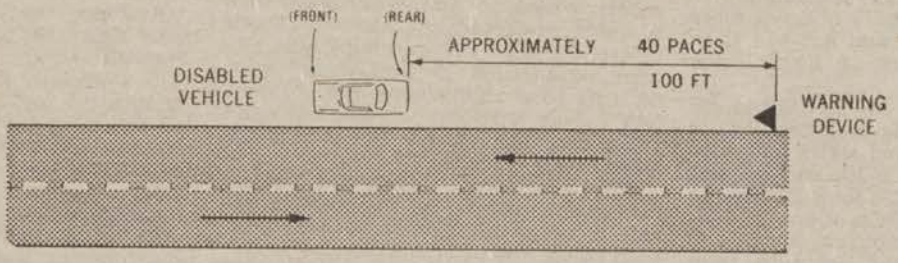
DIMENSIONS OF WARNING DEVICE (inches)

Figure 1



REFLECTIVITY TEST DIAGRAM

Figure 2



RECOMMENDED WARNING DEVICE POSITIONING

Figure 3

TOTAL MINIMUM CANDLEPOWER PER INCIDENT FOOT CANDLE

Observation Angles - Degrees	Entrance Angles - Degrees						
	0	10 up	10 down	20 left	20 right	30 left	30 right
0.2	80	80	80	40	40	8.0	8.0
1.5	0.8	0.8	0.8	0.4	0.4	0.08	0.08

TABLE 1

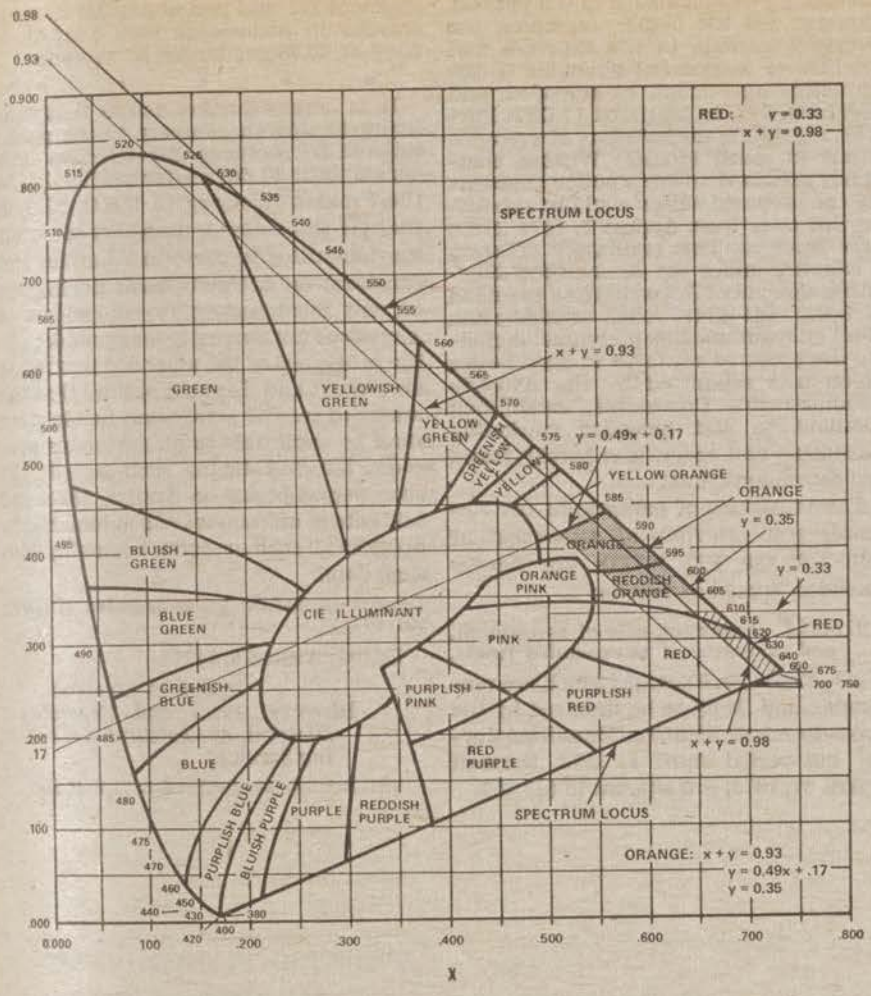


Figure 4. - CIE Chromaticity Diagram.

[FR Doc.74-18048 Filed 8-8-74;8:45 am]

Title 7—Agriculture

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

[Lemon Reg. 651]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

This regulation fixes the quantity of California-Arizona lemons that may be shipped to fresh market during the weekly regulation period August 11–17, 1974. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 910. The quantity of lemons so fixed was arrived at after consideration of the total available supply of lemons, the quantity of lemons currently available for market, the fresh market demand for lemons, lemon prices, and the relationship of season average returns to the parity price for lemons.

§ 910.951 Lemon Regulation 651.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for this section to limit the quality of lemons that may be marketed during the ensuing week stems from the production and marketing situation confronting the lemon industry.

(i) The committee has submitted its recommendation with respect to the quality of lemons it deems advisable to be handled during the ensuing week. Such recommendation resulted from consideration of the factors enumerated in the order. The committee further reports the demand for lemons is about unchanged from last week. Average f.o.b. price was $6.84 per carton the week ended August 3, 1974, compared to $6.52 per carton the previous week. Track and rolling supplies at 151 cars were down 1 car from last week.

(ii) Having considered the recommendation and information submitted by the committee, and other available information, the Secretary finds that the quantity of lemons which may be handled should be fixed as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on August 6, 1974.

(b) *Order.* (1) The quantity of lemons grown in California and Arizona which may be handled during the period August 11, 1974, through August 17, 1974, is hereby fixed at 275,000 cartons.

(2) As used in this section, "handled", and "carton(s)" have the same meaning

as when used in the said amended marketing agreement and order.

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

Dated: August 8, 1974.

FLOYD F. HEDLUND,
Director Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc.74–18507 Filed 8–8–74;11:32 am]

PART 915—AVOCADOS GROWN IN SOUTH FLORIDA

Increase in Expenses and Rate of Assessment for 1974–75 Fiscal Year

This document authorizes an increase in expenses to $42,250 for the Florida Avocado Administrative Committee, under Marketing Order No. 915, for the 1974–75 fiscal year and increases the rate of assessment to $0.06 per bushel of avocados handled in such year to be paid to the committee by each first handler as his pro rata share of such expenses.

The increase in expenses is necessary to permit added research on new methods of determining the maturity of avocados, and the increased assessment rate is necessary to provide funds to support such research and to offset a reduction in the crop resulting from hail and wind damage which occurred after the current expenses and assessment rate were approved.

On July 18, 1974, notice of proposed rulemaking was published in the FEDERAL REGISTER (39 FR 26292) regarding the proposed increase in the expenses and the rate of assessment pursuant to the marketing agreement, as amended, and Order No. 915, as amended (7 CFR Part 915), regulating the handling of avocados grown in south Florida. Written comments pursuant to such notice concerning the proposed action could be submitted not later than August 2, 1974. None were received. This regulatory program is effective under the Agricultural Marketing agreement Act of 1937, as amended (7 U.S.C. 601–674). After consideration of all relevant matters presented, including the proposal set forth in such notice which was submitted by the Avocado Administrative Committee, established pursuant to said amended marketing agreement and order, it is hereby found and determined that:

The provisions of paragraphs (a) *Expenses* and (b) *Rate of assessment* of § 915.213 (39 FR 19773) are hereby amended to read as follows:

§ 915.213 Expenses, rate of assessment, and carryover of unexpended funds.

(a) *Expenses.* Expenses which are reasonable and likely to be incurred by the Avocado Administrative Committee during the period April 1, 1974, through March 31, 1975, will amount to $42,250.

(b) *Rate of assessment.* The rate of assessment for said period payable by each handler in accordance with § 915.41, is fixed at $0.06 per bushel of avocados.

* * * * *

It is hereby further found that it is impracticable an contrary to the public interest to postpone the effective time hereof until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) this action is necessary to permit the committee to perform its duties and functions on a timely basis during the current fiscal period; (2) Shipments of avocadoes are currently being made; (3) the provisions of the amended marketing agreement and this part require that the amended rate of assessment herein fixed shall be applicable to all assessable avocados handled during such period; (4) such period began on April 1, 1974, and said rate of assessment will automatically apply to all such avocados beginning with such date.

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

Dated: August 6, 1974.

FLOYD F. HEDLUND,
Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc.74–18242 Filed 8–8–74;8:45 am]

proposed rules

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

DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

[8 CFR Part 287]

ARREST OF ALIEN WITHOUT WARRANT

Disposition Without Unnecessary Delay; Withdrawal

Reference is made to the notice of proposed rulemaking which was published in the FEDERAL REGISTER on Friday, June 14, 1974 (39 FR 20805), pursuant to section 553 of title 5 of the United States Code (80 Stat. 383) and in which there were set out the terms of proposed amendments to 8 CFR 287.3 pertaining to the disposition without unnecessary delay of cases of aliens arrested without warrants. The representations which were received concerning the proposed rulemaking have been considered. It has been determined not to proceed with the final adoption of those proposed rules.

(Sec. 103, 66 Stat. 173; 8 U.S.C. 1103)

Dated: August 2, 1974.

L. F. CHAPMAN, Jr.,
Commissioner of Immigration and Naturalization.

[FR Doc.74-18203 Filed 8-8-74;8:45 am]

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[50 CFR Part 222]

ENDANGERED SPECIES PERMITS

New Procedures

The regulations herein referred to are only for those species under the jurisdictional responsibilities of the Secretary of Commerce.

Regulations on Endangered Species, Title 50, Wildlife and Fisheries, Chapter II, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce, Parts 217–222, were published in the FEDERAL REGISTER on March 18, 1974 (39 FR 10146), as amended on April 1, 1974 (39 FR 11892), under the authority of the Endangered Species Act of 1973 (the "Act"; 87 Stat. 884 et seq.; 16 U.S.C. 1531 et seq.). The regulations were a republication and readoption with technical changes of regulations originally promulgated under the Endangered Species Conservation Act of 1969.

The purpose of this proposed rulemaking is to amend the portion of those regulations dealing with permit issuance to implement new permit procedures for the Endangered Species Act of 1973.

This proposed rulemaking is based on the desire of the National Marine Fisheries Service to state the policies and procedures which will be followed in the consideration of applications and the issuance of permits under section 10(a) of the Act. For the survival of many endangered species, certain activities need to be permitted in order to provide for, among other things, necessary scientific research and/or the establishment of populations removed from the threat of destruction. The proposed rulemaking is intended to provide for these activities under the provisions of section 10(a) which allow the issuance of permits for scientific purposes or to enhance the propagation or survival of the affected species.

Written comments, views, and objections may be made with respect to these proposed regulations to the Director, National Marine Fisheries Service, Washington, D.C. 20235, on or before October 8, 1974. It is proposed that regulations will be promulgated as soon as possible after this 60-day comment period.

ROBERT W. SCHONING,
Director.

AUGUST 6, 1974.

1. Section 222.23 is revised to read as follows:

§ 222.23 Permits for scientific purposes or to enhance the propagation or survival of the affected endangered species.

(a) The Director may issue permits for scientific purposes or to enhance the propagation or survival of the affected endangered species which authorize, under such terms and conditions as he may prescribe, taking, importation, or certain other acts with respect to endangered species otherwise prohibited by section 9 of the Endangered Species Act of 1973. Within the jurisdiction of a State, more restrictive State laws or regulations in regard to endangered species shall prevail in regard to taking. Proof of compliance with applicable State laws will be required before a permit will be issued.

(b) *Application procedures.* Any person desiring to obtain such a permit may make application therefor to the Director. The sufficiency of the application shall be determined by the Director in accordance with the requirements of this part and, in that connection, he may waive any requirement for information, or require any elaboration or further information deemed necessary. The following information will be used as the basis for determining whether an application is complete and whether a permit for scientific purposes or to enhance the propagation or survival of the affected endangered species should be issued by the Director. An original and four copies of the completed application shall be submitted to the Director, National Marine Fisheries Service, National Oceanic and Atmospheric Administration (NOAA), U.S. Department of Commerce, Washington, D.C. 20235. Assistance may be obtained by writing the Director or calling the Marine Mammal and Endangered Species Division in Washington, D.C. (202 343–7780). At least 120 days should be allowed for processing. An application for a permit shall provide the following information (when the information requested is not applicable put "N.A.") and such other information that the Director may require:

(1) Title: As applicable, either:

(i) Application for Permit for Scientific Purposes under the Endangered Species Act of 1973; or

(ii) Application for Permit to Enhance the Propagation or Survival of the Endangered Species Under the Endangered Species Act of 1973.

(2) The date of the application.

(3) The identity of the applicant including complete name, address, and telephone number. If the applicant is a partnership or a corporate entity set forth the details. If the endangered species is to be utilized by a person other than the Applicant, set forth the name of that person and such other information as would be required if such person were an Applicant.

(4) A description of the purpose of the proposed acts, including:

(i) A detailed justification of the need for the endangered species, including a discussion of possible alternatives, whether or not under the control of the applicant; and

(ii) A detailed description of how the species will be used.

(5) A detailed description of the project, or program, in which the endangered species is to be used, including:

(i) the period of time over which the project or program will be conducted;

(ii) A list of the names and addresses of the sponsors or cooperating institutions and the scientists involved;

(iii) A copy of the formal research proposal or contract if one has been prepared;

(iv) A statement of whether the proposed project or program has broader significance than the individual re-

searcher's goals (i.e., does the proposed project or program respond directly or indirectly to recommendations of any national or international scientific body charged with research or management of the endangered species, and, if so, how?); and

(v) A description of the arrangements, if any, for the disposition of any dead specimen or its skeleton or other remains, for the continued benefit to science, in a museum or other institutional collection.

(6) A description of the endangered species which is the subject of the application, including the following:

(i) A list of each species and the number of each, including the common and scientific name; the subspecies (if applicable), population group, and range;

(ii) A physical description of each animal, including the age, size, and sex;

(iii) A list of the probable dates of capture and importation or exportation for each animal, and the location of capture and importation or exportation, as specifically as possible;

(iv) A description of the status of the stock of each species related insofar as possible to the location or area of taking;

(v) A description of the manner of taking for each animal, including the gear to be used;

(vi) The name and qualifications of the persons or entity which will capture the animals;

(vii) If applicable, if the capture is to be done by a contractor, a statement as to whether a qualified member of your staff (include name(s) and qualifications) will supervise or observe the capture. Accompany such statement with a copy of the proposed contract or a letter from the contractor indicating agreement to capture the animals, should a permit be granted;

(7) A description of the manner of transportation of any animal taken, imported, or exported, including:

(i) Mode of transportation;

(ii) Name of transportation company;

(iii) Length of time in transit for the transfer of the animal(s) from the capture site to the research or display facility;

(iv) Length of time in transit for any future move or transfer of the animal(s) that is planned;

(v) The qualifications of the common carrier or agent used for transportation of the animals;

(vi) A description of the pen, container, cage, cradle, or other devices used, both to hold the animal at the capture site and during transportation;

(vii) Special care before and during transportation, such as salves, antibiotics, moisture; and

(viii) A statement as to whether the animals will be accompanied by a veterinarian or other similarly qualified person, and the qualifications of such person.

(8) Describe the contemplated care and maintenance of any animals sought, including a complete description of the facilities where any such animals will be maintained including:

(i) The dimensions of the pools or other holding facilities and the number of animals by species to be held in each;

(ii) The water supply, amount, and quality;

(iii) The diet, amount and type, for all animals;

(iv) Sanitation practices used;

(v) Qualifications and experience of the staff; and

(vi) A written certification from a licensed veterinarian knowledgeable about the species (or related species) or group which is the subject of the application, or from a recognized expert on the species (or related species) or group covered in the application that he has personally reviewed the arrangements for transporting and maintaining the animal(s) and that in his opinion they are adequate to provide for the well-being of the animal. Such veterinarian or expert may not be formally affiliated with the applicant; and

(vii) The availability in the future of a consulting expert or veterinarian meeting (8) (vi) requirements;

(9) A statement of willingness to participate in a cooperative breeding program and maintain or contribute data to a stud book.

(10) A statement of how the applicant's proposed project or program will enhance the wild population.

(11) For the 5 years preceding the date of this application, provide a detailed description of all mortalities, involving endangered species and species related to the species which is the subject of this application, including:

(i) A list of all endangered species and species related to the species which is the subject of this application; captured, transported, maintained, or utilized by the applicant for scientific purposes or to enhance the propagation or survival of the affected species, and/or for all such species caused to be captured transported, maintained, or utilized for scientific purposes or to enhance the propagation or survival of the affected species, by the Applicant;

(ii) The numbers of mortalities among such animals by species, by date and location of such mortalities;

(iii) The cause(s) of any such mortalities; and

(iv) The steps which have been taken by Applicant to avoid or decrease any such mortalities.

(12) A certification in the following language:

I hereby certify that the foregoing information is complete, true and correct to the best of my knowledge and belief. I understand that this information is submitted for the purpose of obtaining a permit under the Endangered Species Act of 1973 (87 Stat. 884, Pub. L. 93-205) and regulations promulgated thereunder, and that any false statement may subject me to the criminal penalties of 18 U.S.C. 1001, or to penalties under the Endangered Species Act of 1973.

(13) The applicant and/or an officer thereof must sign the application.

(c) *Issuance criteria.* The Director shall specifically consider, among other criteria, the following in determining whether to issue a permit for scientific purposes or to enhance the propagation or survival of the affected endangered species:

(1) Whether the permit was applied for in good faith;

(2) Whether the permit if granted and exercised will not operate to the disadvantage of the endangered species;

(3) Whether the permit would be consistent with the purposes and policy set forth in section 2 of the Act;

(4) Whether the permit would further a bona fide and necessary or desirable scientific purpose, or enhance the propagation or survival of the endangered species, taking into account the benefits anticipated to be derived on behalf of the endangered species;

(5) The status of the population of the requested species, and the effect of the proposed action on the population, both direct and indirect;

(6) If a live animal is to be taken, transported, or held in captivity—the applicant's qualifications for the proper care and maintenance of the species and the adequacy of his facilities;

(7) Whether alternative non-endangered spcies or population stocks can and should be used;

(8) Whether the animal was born in captivity or was (or will be) taken from the wild;

(9) Provision for disposition of the species if and when the applicant's project or program terminates;

(10) How the applicant's needs, program, and facilities compare and relate to proposed and ongoing projects and programs;

(11) Whether the expertise, facilities, or other resources available to the applicant appear adequate to successfully accomplish the objectives stated in the application; and

(12) Opinions or views of scientists or other persons or organizations knowledgeable of the species which is the subject of the application or of other matters germane to the application.

(d) Permits applied for under this section shall contain terms and conditions as the Director may deem appropriate, including:

(1) The number and kind of species which are covered;

(2) The location and manner of taking;

(3) Port of entry or export;

(4) The methods of transportation, care and maintenance to be used with live species;

(5) Any requirements for reports or rights of inspections with respect to any activities carried out pursuant to the permit;

(6) The transferability or assignability of the permit;

(7) The sale or other disposition of the species, its progeny or the species product;

(8) A reasonable fee covering the costs of issuance of such permit, including an appropriate apportionment of overhead and administrative expenses of the Department of Commerce.

2. Section 222.24 is added to read as follows:

§ 222.24 Procedures for issuance of permits.

(a) Whenever application for a permit is received by the Director which the Director deems sufficient, he shall, as soon as practicable, publish a notice thereof in the FEDERAL REGISTER. Information received by the Director as a part of the application shall be available to the public as a matter of public record at every stage of the proceeding. An interested party may, within 30 days after the date of publication of such notice, submit to the Director his written data, views, or arguments with respect to the taking, importation, or other action proposed in the application and may request a hearing in connection with the action to be taken thereon.

(b) If a request for a hearing is made within the 30-day period referred to in paragraph (a) of this section, or if the Director determines that a hearing would otherwise be advisable, the Director may, within 60 days after the date of publication of the notice referred to in paragraph (a) of this section, afford to such requesting party or parties an opportunity for a hearing. Such hearing shall also be open to participation by any interested members of the public. Notice of the date, time, and place of such hearing shall be published in the FEDERAL REGISTER not less than 15 days in advance of such hearing. Any interested person may appear in person or through representatives at the hearing and may submit any relevant material, data, views, comments, arguments, or exhibits. A summary record of the hearing shall be kept.

(c) As soon as practicable but not later than 30 days after the close of the hearing (or if no hearing is held, as soon as practicable after the end of the 30 days succeeding publication of the notice referred to in paragraph (a) of this section) the Director shall issue or deny issuance of the permit. Notice of the decision of the Director shall be published in the FEDERAL REGISTER within 10 days after the date of the issuance or denial and indicate where copies of the permit, if issued, may be obtained.

(d) When a permit is issued, the Director shall publish notice thereof in the FEDERAL REGISTER, including his finding that (1) such permit was applied for in good faith, (2) if granted and exercised will not operate to the disadvantage of such endangered species, and (3) will be consistent with the purposes and policy set forth in section 2 of the Endangered Species Act of 1973.

3. Section 222.25 is added to read as follows:

§ 222.25 Applications for modification of permit by permittee.

Where circumstances have changed so that an applicant or permittee desires to have any term or condition of his application or permit modified, he must submit in writing full justification and supporting information in conformance with the provisions of this part and the part under which the permit has been issued or requested. Such applications for modification are subject to the same issuance criteria as are original applications, as provided in § 222.23(c).

4. Section 222.26 is added to read as follows:

§ 222.26 Recall and amendment of permits by NMFS.

All permits are issued subject to the condition that the National Marine Fisheries Serivce reserves the right to recall and amend the provisions of a permit for just cause at any time during its term. Such amendments take effect on the date of notification, unless otherwise specified.

5. Section 222.27 is added to read as follows.

§ 222.27 Procedures for suspension or revocation of permits.

(a) Any violation of the applicable provisions of parts 217–222, or of the statute under which the permit was issued, or of a condition of the permit, may subject the permittee to the following penalties:

(1) The penalty provided in the statute under which the permit was issued;

(2) Temporary suspension of the permit for a specified period; and

(3) Revocation of the permit. When revoked, permits must be surrendered to the Director on demand.

(b) Except in cases of willfulness or those in which the public health, safety, or interest requires, prior to any suspension or revocation of a permit, the permittee shall be given:

(1) Notice by the National Marine Fisheries Service in writing of the facts or conduct which may warrant the suspension or revocation; and

(2) Opportunity to demonstrate or achieve compliance with all permit requirements.

6. Section 222.28 is added to read as follows:

§ 222.28 Possession of permits.

(a) Any permit issued under these regulations must be in the possession of the person to whom it is issued (or an agent of such person) during:

(1) The time of the authorized taking, importation, exportation, or other act;

(2) The period of any transit of such person or agent which is incident to such taking or importation, or other act; and

(3) Any other time while any animal under such permit is in the possession of such person or agent.

(b) A duplicate copy of the issued permit must be physically attached to the container, package, enclosure, or other means of containment, in which the animal is placed for purposes of storage, transit, supervision, or care.

[FR Doc.74-18300 Filed 8-8-74;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of the Secretary

[45 CFR Part 17]

RELEASE OF ADVERSE INFORMATION TO NEWS MEDIA

Notice of Proposed Rulemaking

Notice is hereby given that the regulation set forth below is proposed by the Secretary of the Department of Health, Education, and Welfare. The proposed regulation implements a recommendation of the Administrative Conference of the United States (Recommendation 73-1, Adverse Agency Publicity, adopted June 8, 1973 (CFR 305.73-1, 38 FR 16839).

The Administrative Conference recommended the adoption of agency rules governing the issuance of statements by an agency or its personnel which invite public attention to an agency's action or policy and which may adversely affect persons or organizations identified therein and providing for retraction or correction when such issuances are shown to be erroneous.

It is the policy of the Department to avoid issuance of such statements where a reasonable and equally effective alternative is available. However, when it is necessary to warn of a danger to public health or safety, the Department seeks to balance the need for adequately serving the public interest and the need to observe the rights of persons or organizations affected by its statements.

The proposed regulation insures that persons or organizations adversely affected by issuances of the Department are provided adequate opportunity for obtaining correction or retraction if the content of such issuances is shown to be inaccurate.

This section provides a general policy framework with respect to adverse agency publicity. The various constituent agencies of the Department where they deem appropriate may propose rules more particularly fitting the circumstances of the matters handled by them governing adverse agency publicity.

Prior to the adoption of the proposed regulation, consideration will be given to any comments, suggestions, or objections thereto which are submitted in writing to the Assistant Secretary for Public Affairs, Department of Health, Education, and Welfare, 330 Independence Avenue, SW., Washington, D.C. 20201, on or before September 9, 1974.

Comments received will be available for public inspection in Room 5317 North Building of the Department's offices at 330 Independence Avenue SW., Washington, D.C., on Monday through Friday of each week from 9:00 a.m. to 5:30 p.m. or during business hours (area code 202 245-7470).

Dated: August 7, 1974.

CASPAR W. WEINBERGER,
Secretary.

A new Part 17 is added to Title 45 of the Code of Federal Regulations reading as follows:

PART 17—RELEASE OF ADVERSE INFORMATION TO NEWS MEDIA

Sec.
17.1 Definition.
17.2 Basic policy.
17.3 Precautions to be taken.
17.4 Regulatory investigations and trial-type proceedings.
17.5 Context to be reflected.
17.6 Advance notice.
17.7 Retractions or corrections.

A new Part 17 is added to Title 40 of the Code of Federal Regulations reading as follows:

§ 17.1 Definition.

Adverse information released by an agency means any statement or release by the Department or any constituent agency made to the news media inviting public attention to an action or a finding by the Department or constituent agency of the Department which may adversely affect persons or organizations identified therein. This part does not apply to nor is it affected by any disclosure of records to the public in response to requests made under the Freedom of Information Act (Pub. L. 90–23). The criteria for such disclosures are set forth in the Department's Public Information Regulation (45 CFR Part 5).

§ 17.2 Basic policy.

All adverse information released to news media shall be factual in content and accurate in description. Disparaging terminology not essential to the content and purpose of the publicity shall be avoided.

§ 17.3 Precautions to be taken.

The issuing organization shall take reasonable precautions to assure that information released is accurate and that its release fulfills an authorized purpose.

§ 17.4 Regulatory investigations and trial-type proceedings.

Adverse information relating to regulatory investigations of specifically identified persons or organizations or to pending agency trial-type proceedings shall be released only in limited circumstances in accordance with the criteria outlined below:

(a) Where the Department or a constituent agency determines that there is a significant risk that the public health or safety may be impaired or substantial economic harm may occur unless the public is notified immediately, it may release information to news media as one of the means of notifying the affected public speedily and accurately. However, where the Department or constituent agency determines that public harm can be avoided by immediate discontinuance of an offending practice, a respondent shall be allowed an opportunity, where feasible, to cease the practice (pending a legal test) in lieu of release of adverse information by the agency.

(b) Where it is required in order to bring notice of pending agency adjudication to persons likely to desire to participate therein or likely to be affected by that or a related adjudication, the Department or constituent agency shall rely on the news media to the extent necessary to provide such notice even though it may be adverse to a respondent.

§ 17.5 Context to be reflected.

The authority for and the character of the information shall be made clear. Where appropriate, the release shall explain the nature of any studies performed, the sources of relevant data, the areas in which administrative findings of fact were made, and whether the information is based on allegations subject to subsequent adjudication.

§ 17.6 Advance notice.

Any respondent or prospective respondent in an agency proceeding shall, if practicable and consistent with the nature of the proceeding, be given advance notice of information to be released about the proceeding and a reasonable opportunity to prepare in advance a response to the information released.

§ 17.7 Retractions or corrections.

Where the Assistant Secretary for Public Affairs finds that information released by the Department was a misstatement of fact and any person named therein requests a retraction or correction, the Department shall issue a retraction or correction in the same manner to all of the media outlets that received the original information (or as many of them as is feasible). Where information shown to be a misstatement of fact has been released by a constituent agency of the Department and any person named therein requests a retraction or correction, the agency head shall issue a retraction or correction in the same manner to all of the media outlets that received the original information (or as many of them as is feasible).

[FR Doc.74–18364 Filed 8–8–74;8:45 am]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 71]

[Airspace Docket No. 74–EA–47]

TRANSITION AREA

Proposed Designation

The Federal Aviation Administration is considering amending § 71.181 of Part 71 of the Federal Aviation Regulations so as to designate the Matawan, N.J., transition area.

A new VOR instrument approach procedure to Preston Airport, Matawan, N.J. was recently authorized and requires a 700-foot floor transition area to provide controlled airspace for arrival and departure procedures at Preston Airport.

Interested parties may submit such written data or views as they may desire. Communications should be submitted in triplicate to the Director, Eastern Region, Attn: Chief, Air Traffic Division, Department of Transportation, Federal Aviation Administration, Federal Building, John F. Kennedy International Airport, Jamaica, New York 11430. All communications received on or before September 9, 1974, will be considered before action is taken on the proposed amendment. No hearing is contemplated at this time, but arrangements may be made for informal conferences with Federal Aviation Administration officials by contacting the Chief, Airspace and Procedures Branch, Eastern Region.

Any data or views presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested parties at the Office of Regional Counsel, Federal Aviation Administration, Federal Building, John F. Kennedy International Airport, Jamaica, New York.

The Federal Aviation Administration, having completed a review of the airspace requirements for the terminal area of Matawan, New Jersey, proposes the airspace action hereinafter set forth:

1. Amend § 71.181 of Part 71, Federal Aviation Regulations by adding the Matawan, N.J. 700–foot floor transition area as follows:

MATAWAN, N.J.

That airspace extending upward from 700 feet above the surface within a 5.5-mile radius of the center, latitude 40°22'25" N., longitude 74°15'15" W. of Preston Airport, Matawan, N.J., and within 1.5 miles each side of the Colts Neck, N.J., VORTAC 307° radial extending from the 5.5-mile radius area to the Colts Neck VORTAC.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348) and section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Jamaica, N.Y., on July 26, 1974.

ROBERT H. STANTON,
Director, Eastern Region.

[FR Doc.74–18245 Filed 8–8–74;8:45 am]

National Highway Traffic Safety Administration

[49 CFR Part 575]

[Docket No. 25; Notice 14]

UNIFORM TIRE QUALITY GRADING SYSTEM

Proposed Tire Treadwear Test Procedures

This notice amends the tire treadwear test procedure for the proposed Uniform Tire Quality Grading System. The proposed Uniform Tire Quality Grading System was published on June 14, 1974 (39 FR 20808).

The proposed treadwear test procedure presently calls for treadwear measurements to be made every 400 miles. On the basis of present NHTSA testing, the NHTSA believes the interval between treadwear measurements should be extended to 800 miles. The testing has

shown that the amount of rubber worn from a tire in 400 miles is small, increasing the possibility of measurement error. The estimates of wear rates based on 400-mile measurements are as a consequence insufficiently precise, resulting in variability in measured wear rates. The NHTSA believes that tread measurements at every 800 miles will eliminate these problems, and it will also reduce the cost of testing.

In light of the above, the proposal to establish § 575.104 of Title 49, Code of Federal Regulations, Uniform Tire Quality Grading System, published in the FEDERAL REGISTER on June 14, 1974 (39 FR 20808), is revised as follows:

In § 575.104, paragraphs (e)(2)(vi) and (e)(2)(vii)(A) are revised and the formula in paragraph (e)(2)(vii)(B) is revised to read:

§ 575.104 **Uniform Tire Quality Grading System.**

* * * * *

(e) * * *

(2) * * *

(vi) Drive the convoy on the test roadway for 6,400 miles. After each 800 miles:

* * * * *

(vii) * * *

(A) Determine the rate of wear for each individual standard or candidate tire, for each 800-mile test section, using the following formula:

$$R_n = 2.5 \times (\overline{m}_{n-1} - \overline{m}_n)$$

where:

R_n = The rate of wear in miles per 1,000 miles for the n^{th} 800-mile segment, and * * *

(B) * * *

$$\overline{R} = \text{antilog} \frac{1}{8} \sum_{n=1}^{8} \log R_n$$

* * * * *

Interested persons are invited to submit comments on the proposal. Comments should refer to the docket number and be submitted to: Docket Section, National Highway Traffic Safety Administration, Room 5108, 400 Seventh St., SW., Washington, D.C. 20590. It is requested but not required that 10 copies be submitted.

All comments received before the close of business on the comment closing date indicated below will be considered, and will be available for examination in the docket at the above address both before and after that date. To the extent possible, comments filed after the closing date will also be considered. However, the rulemaking action may proceed at any time after that date, and comments received after the closing date and too late for consideration in regard to the action will be treated as suggestions for future rulemaking. The NHTSA will continue to file relevant material as it becomes available in the docket after the closing date, and it is recommended that interested persons continue to examine the docket for new material.

Comment closing date: September 12, 1974.

Proposed effective date: May 1, 1975.

Secs. 103, 112, 119, 201, 203, Pub. L. 89-563, 80 Stat. 718 (15 U.S.C. 1392, 1401, 1407, 1421, 1423); delegations of authority at 49 CFR 1.51 and 49 CFR 501.8)

Issued on August 5, 1974.

ROBERT L. CARTER,
Associate Administrator,
Motor Vehicle Programs.

[FR Doc.74-18194 Filed 8-8-74;8:45 am]

COST ACCOUNTING STANDARDS BOARD

[4 CFR Part 331]

CONTRACT COVERAGE

Applicability, Exemptions, and Waivers

Section 331.30 of the Cost Accounting Standards Board rules and regulations deals with applicability, exemptions, and waivers. Paragraph (c) of that section prescribes the method for requesting waiver from the obligation to include the Cost Accounting Standards clause and specifies who may submit such a request. In order to assure adequate review and consideration of requests, authority to submit requests for waivers has been limited essentially to the heads of relevant Federal agencies. Experience has demonstrated the value of this limitation, particularly with respect to the review and consideration of the initial waiver request concerning the procurement of an item or service from a given contractor.

Where the Board granted the initial request for a waiver and where subsequent procurements of substantively the same product or service from the same contractor are proposed, experience has indicated that a second or additional waiver may be sought and that in such cases, many of the factors leading to the initial decision to request a waiver remain unchanged. Review by the agency head of such requests accordingly has less value. In view of this and in the interest of further expediting the processing of administrative actions, the Cost Accounting Standards Board proposes to amend § 331.30(c)(4) of its regulations to permit submission of waiver requests in such subsequent procurements at a level below that of the agency head.

Interested parties are invited to submit written views concerning the proposal to the Cost Accounting Standards Board, 441 G Street, NW., Washington, D.C. 20548 to arrive no later than September 9, 1974. All written submissions made pursuant to this notice will be made available for public inspection at the Board's offices during regular business hours.

The following modification to § 331.30 (c)(4) is proposed:

Section 331.30 *Applicability, exemption, and waiver* is modified by deleting the current § 331.30(c)(4) and substituting in lieu thereof the following subparagraph (4):

§ 331.30 **Applicability, exemption, and waiver.**

* * * * *

(c) * * *

(4) Except as provided herein, the authority in this § 331.30(c) shall not be delegated. For any contract or subcontract for the procurement of substantially the same product or service from the same contractor for which, pursuant to subparagraph (1) or (2) of this paragraph, a waiver has previously been requested and granted by the Cost Accounting Standards Board, authority contained in those subparagraphs (1) and (2) may be delegated by the Secretary of Defense to the Secretaries of the Military Departments and to the Director, Defense Supply Agency, and by the heads of other agencies to Officials in equivalent positions.

(84 Stat. 796, sec. 103; 50 U.S.C. App. 2168)

ARTHUR SCHOENHAUT,
Executive Secretary.

[FR Doc.74-18307 Filed 8-8-74;8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[40 CFR Part 52]

[FRL 248-2]

ALABAMA IMPLEMENTATION PLAN

Proposed Revision

On May 31, 1972 (37 FR 10842), the Administrator approved portions of the Alabama plan to attain and maintain the national ambient air quality standards in the State. Under the particulate control strategy of the approved plan, emissions of this pollutant from coke ovens are regulated through the visible emissions provision (Part 4.1) and the general process weight table (Part 4.4) contained in the State's air pollution control regulations. The State now proposes to revise its approved plan by providing specific regulations for particulate emissions from coke ovens. These were adopted by the Alabama Air Pollution Control Commission on June 12, 1974, after notice and public hearing, and were submitted to the Agency as a proposed plan revision on June 20, 1974. The purpose of this notice is to describe the Alabama proposal and to offer it for public comment.

Alabama's newly adopted regulations for coke oven batteries, Part 4.9 of the State's air pollution control regulations, provide specific limitations on particulate emissions from existing conventional slot-oven coke batteries, and require, at § 4.9.10, that the best practicable control technology be used for any new coke producing facilities. A detailed description of Part 4.9 follows.

Section 4.9.2 requires that all reasonable measures be applied to prevent emissions from the unloading and transfer of coal and coke.

Section 4.9.3, Charging, applies to visible emissions from charging holes and larry cars. Such emissions may not be of an opacity greater than 20 percent except during brief periods not to exceed specific limits.

Section 4.9.4, Pushing, forbids any visible emissions, other than water mist or

vapor, of an opacity greater than 40 per cent during the pushing cycle, except that this limit may be exceeded for one push per hour per battery. This exception cannot be applied to cover more than two consecutive pushes from the same oven, however.

Section 4.9.5 deals with leaks on the topside of coke batteries.

Section 4.9.6, Coke Oven Doors, provides that there shall be no visible emissions, other than non-smoking flame, from more than 15 percent of the doors of a battery. Specific provisions are made for the repair and maintenance of coke oven doors.

Section 4.9.7 deals with the general maintenance of coke ovens.

Section 4.9.8, Combustion Stacks, provides that there shall be no visible emissions, other than water mist or vapor, of an opacity greater than 20 percent from any stack except during brief periods not to exceed specific limits.

Section 4.9.9, Quenching, require that quench towers be provided with properly operating baffles, and that the water used for this operation be of approved quality.

The State submitted with its new coke oven regulations an analysis intended to show that they would be both more enforceable and more restrictive than the regulations currently being used to deal with particulate emissions from this category of sources, and would, therefore, not prevent or interfere with the attainment and maintenance of the national ambient air quality standards if approved by the Administrator.

Copies of the information submitted by Alabama are available for public inspection at the following locations:

Air Programs Office
Environmental Protection Agency
Region IV
1421 Peachtree St., NE.
Atlanta, Georgia 30309

Division of Air Pollution Control
Alabama Department of Public Health
645 S. McDonough St.
Montgomery, Alabama 36104

Jefferson County Department of Health
1912 Eighth Avenue, South
Birmingham, Alabama 35233

Interested persons are encouraged to submit written comments on the present plan revision. To be considered, comments must be received on or before September 9, 1974, and should be directed to the acting director of the Agency's Region IV Air Programs Office at the Atlanta address given above. After carefully weighing all relevant comments and other available information in the light of requirements set forth in section 110 (a) of the Clean Air Act, as amended, and in the implementing regulations of 40 CFFR Part 51, the Administrator will take approval/disapproval action on the Alabama proposal.

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

Dated: July 31, 1974.

JACK E. RAVAN,
Regional Administrator, Region IV.

[FR Doc.74-18192 Filed 8-8-74;8:45 am]

[40 CFR Part 52]

[FRL 248-1]

FLORIDA IMPLEMENTATION PLAN

Proposed Revision

On May 31, 1972 (37 FR 10842), the Administrator approved Florida's plan to attain and maintain the national ambient air quality standards in the State. Under the particulate control strategy of the approved plan, the process weight table is used as the basis for regulating emissions of this pollutant from the combustion of vegetative matter (non-fossil fuel). The State now proposes to regulate the sources involved—bark boilers, bagasse boilers, and other waste wood boilers—by providing particulate emission limits to apply specifically to them. These limits, set forth in subsection 17-2.04(6)(i) of the rules of the Florida Department of Pollution Control, were adopted by the State after notice and public hearing, and were subsequently submitted to the Agency as a proposed plan revision on May 22, 1974. The purpose of this notice is to describe the new carbonaceous fuel rule and to offer it for public comment.

The new rule provides particulate limiting standards for sources with a heat input of 30.10^6 BTU/hr. or more. For carbonaceous fuel burned by existing sources of this size, the limit is $0.3\#/10^6$ BTU; in the case of new sources, the limit is $0.2\#/10^6$ BTU. Carbonaceous fuel, for the purposes of the new rule, is defined as solid material composed primarily of vegetative matter such as tree bark, wood waste, bagasse, and/or the combustible fraction of municipal wastes. Since the sources just described burn both carbonaceous and fossil fuels, the rule also provides a particulate limiting standard for the fossil fuel which they burn; this limit is $0.1\#/10^6$ BTU.

In addition, the new rule provides limits on visible emissions from all sources which burn carbonaceous fuel. In the case of sources with an input less than 30.10^6 BTU/hr, visible emissions may not be of an opacity greater than 20 percent; for larger sources, the limit is 30 percent. Notwithstanding these limits, all sources are permitted emissions of an opacity up to 40 percent during two minutes of any hour.

The rule specifies that the new standards do not relieve sources from the obligation of meeting stricter permit conditions established by the State. Such conditions are now in effect for sources in certain urban areas with a Priority I classification for particulate matter—specifically, in Jacksonville and Pensacola.

The State submitted with its carbonaceous fuel rule an analysis intended to show that its approval would not prevent or interfere with the attainment and maintenance of the national ambient air quality standards. The State also affirms that the new rule, as supported by the stricter permit conditions mentioned above, represents the best practicable control strategy for dealing with particulate emissions from this category of sources.

Copies of the information submitted by Florida are available for public inspection at the following locations:

Air Programs Office
Environmental Protection Agency
Region IV
1421 Peachtree St., N.E.
Atlanta, Georgia 30309

Florida Department of Pollution Control
2562 Executive Center Circle, East
Montgomery Building
Tallahassee, Florida 32301

Interested persons are encouraged to submit written comments on the present plan revision. To be considered, comments must be received on or before September 9, 1974, and should be addressed to the acting director of the Agency's Region IV Air Programs Office at the Atlanta address given above. After carefully weighing all relevant comments and other available information in the light of requirements of the Clean Air Act, as amended, and of the implementing regulations of 40 CFR Part 51, the Administrator will take approval/disapproval action on the Florida proposal.

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

Dated: July 31, 1974.

JACK E. RAVAN,
Regional Administrator, Region IV.

[FR Doc.74-18193 Filed 8-8-74;8:45 am]

FEDERAL ENERGY ADMINISTRATION

[10 CFR Part 212]

OCTANE AND PRICE POSTING

Proposed Requirements

The Federal Energy Administration hereby gives notice of a proposal to revise § 212.129, concerning octane and price posting. This provision of the FEA regulations requires retail sellers of diesel fuel and gasoline to post the maximum lawful price of the product on pumps used to dispense the product. In addition, § 212.129 requires retail sellers of gasoline to post the octane number or numbers of the gasoline sold.

These requirements were adopted by the Federal Energy Office on January 15, 1974, in the form that had been promulgated originally by the Cost of Living Council in November, 1973. The current rule requires posting in a manner prescribed by the FEO. The manner of posting which FEO prescribed is on a form (CLC-9004A) that was prepared by the Cost of Living Council and was distributed throughout the nation. In May, the authorization for that form lapsed, and with the subsequent unavailability of the form, compliance with the posting rule has been difficult for many sellers.

FEA is aware that the Federal Trade Commission may soon put into effect a requirement that certain sellers post octane numbers with respect to retail gasoline sales (16 CFR 422.1). At present, the FTC requirement is not in effect. However, the FEA believes that the consumer's ability to know the octane quality of gasoline, and the lawful prices of gasoline and diesel fuel, should be main-

tained, particularly since new grades of unleaded gasoline will be sold at retail gas stations as the Environmental Protection Agency's unleaded gasoline regulations are implemented (40 CFR Part 80).

In this connection, it should be noted that the statutory authority under which the initial octane and price posting regulations were adopted by the Cost of Living Council (The Economic Stabilization Act of 1970, as amended) expired on April 30, 1974. FEA has made a preliminary determination that the statutory authority to regulate the allocation and prices of refined petroleum products, which is provided by the Emergency Petroleum Allocation Act of 1973, is sufficiently broad to encompass the proposed price and octane posting requirements. This view is based on the fact that octane numbers are a primary indication of the quality of gasoline and that a reduction in octane number without a change in price is the same as a price increase. Moreover, the maximum lawful prices of gasoline and diesel fuel are of interest to almost all consumers, and the posting of such prices is reasonably likely to contribute to the FEA's overall ability to enforce its price regulations. Comments on the factual relationship between the proposed octane and price posting regulations and the FEA's statutory authority are, however, specifically requested, since the FEA is undertaking a review of this matter in light of the changes in statutory authority which have occurred since the initial issuance of the regulations.

The proposed amendment to the posting rule has three important features. First, use of the form that was formerly issued by the Cost of Living Council would no longer be required. Second, a minimum size for the posted price and octane figures (not less than ½ inch in height) would be specified, which is approximately the same size as could be displayed when using the forms. And, third, the new rule would look ahead to an eventual effective date for the FTC octane posting requirement. For this reason, the new rule would provide that an acceptable, alternative form of octane number posting is the form provided by for the FTC. Thus, sellers may comply with the proposed FEA rule by posting octane numbers in accordance with the FTC guidelines, whether or not such posting is required of them by the FTC.

As required by § 7(c)(2) of the Federal Energy Administration Act of 1974, Pub. L. 93-275, a copy of this notice has been submitted to the Administrator of the Environmental Protection Agency for his comments concerning the impact of this proposal on the quality of the environment. The Administrator's comments are contained in Appendix A[1] to this notice.

Interested persons are invited to participate in this rulemaking by submitting written data, views, or arguments with respect to the proposed regulations set forth in this notice to the Executive Secretariat, Federal Energy Administration, Box AQ, Washington, D.C. 20461.

Comments should be identified on the outside envelope and on the documents submitted to the FEA Executive Secretariat with the designation "Proposed Posting Regulation." Fifteen copies should be submitted. All comments received by August 20, 1974, and all other relevant information will be considered by the FEA before final action is taken on the proposed regulation.

(Emergency Petroleum Allocation Act of 1973, Pub. L. 93-159, 87 Stat. 627; Federal Energy Administration Act of 1974, Pub. L. 93-275, 88 Stat. 96; E.O. 11790, 39 FR 23185)

In consideration of the foregoing, it is proposed to amend Part 212 of Chapter II, Title 10 of the Code of Federal Regulations as set forth below.

Issued in Washington, D.C., August 5, 1974.

ROBERT E. MONTGOMERY, Jr.,
Acting General Counsel,
Federal Energy Administration.

Section 212.129 is proposed to be amended in paragraph (b) to read as follows:

§ 212.129 Price and octane number information and posting.

* * * * *

(b) Each retail seller of gasoline and No. 2-D diesel fuel shall post and maintain in legible form, in numbers of a conspicuous size, (not less than one-half (½) inch high) and in a prominent place on each face of each pump used to dispense gasoline or No. 2-D diesel fuel in retail sales, the maximum permissible price allowed to be charged pursuant to amended Subpart E or F of this part for such product and the octane number or numbers of the gasoline dispensed from that pump. Whenever a monthly adjustment is made to the maximum permissible price, each seller must post the new adjusted maximum permissible price, and remove the prior posted price. An alternative form for posting gasoline octane numbers, which may be used in lieu of the octane posting otherwise required by this paragraph, shall be the form prescribed or required by the Federal Trade Commission pursuant to its rule at 16 CFR 422.1.

[FR Doc.74-18240 Filed 8-8-74;8:45 am]

[1] Filed as part of the original document.

SECURITIES AND EXCHANGE COMMISSION

[17 CFR Part 210]

[Release Nos. 33-5513, 34-10912, 35-18490, IC-8422]

INSURANCE COMPANIES OTHER THAN LIFE INSURANCE COMPANIES

Form and Content of Financial Statements; Proposed Requirements

Notice is hereby given that the Securities and Exchange Commission has under consideration a general revision of the requirements of its Regulation S-X (17 CFR Part 210) concerning form and content of financial statements of insurance companies other than life insurance companies. The revision will be effected by an amendment of Article 7 (17 CFR 210.7-01—7-06) and related schedules in Article 12 of Regulation S-X (17 CFR 210.12-01—12-43). The revision reflects changes in accounting practice during the thirteen years since the last revision of the requirements for these companies.

As in the case of the revised requirements for life insurance companies, the most significant proposed change is the requirement that the statements be prepared in accordance with generally accepted accounting principles (GAAP) rather than in accordance with the statutory accounting requirements prescribed for the Annual Statements filed with State insurance commissions (7-02-1). Companies domiciled in States whose statutes prohibit publication of an insuror's primary financial statement on a basis other than in accordance with statutory accounting requirements may follow such requirements; however, in such event the statutory financial statements shall be accompanied by supplemental GAAP statements (7-02-2). Under either alternative the statements must be accompanied by supplemental reconciliations of material differences between statutory accounting requirements and GAAP (7-02-3).

As in the case of the revision of Article 7A (17 CFR 210.7A-01—210.7A-06), wherever appropriate captions and instructions have been brought into conformance with corresponding captions of Article 5 of Regulation S-X (17 CFR 210.5-01—210.5-04) which applies to commercial and industrial companies. It is also made clear that to the extent they are pertinent, the general rules in Articles 1, 2, 3 and 4 of Regulations S-X (17 CFR 210.1-01—210.1-02, 210.2-01—210.2-05, 210.3-01—210.3-16, 210.4-01—210.4-09) are applicable (7-02-1). In addition the proposed revision should also be considered in connection with preparation of financial statements of insurance holding companies (7-01). The order of the items on the financial statements is such that they are in a form generally comparable to those of life insurance companies.

The proposed revision is intended to be applicable to title insurance companies and mortgage guaranty insurance companies.

The following are additional proposed requirements and changes which are more specific in nature:

1. A statement of accounting principles and practices reflected in the statements (7-05-1).

2. The name of any person in which the investment exceeds two percent of total investments (7-03-1(6)).

3. Information as to policy, nature and changes in deferred policy acquisition costs (7-03-8, 7-04-5, 7-05-1 and 12-29).

4. Elimination of details of sources of investment income from the income statement. Such information would be stated separately in a note (7-04-2).

5. Details of restrictions on stockholders' equity (7-05-2).

6. An analysis of investment gains for the period consisting of a statement comparing realized and unrealized gains or losses on investments in bonds and notes and stocks (7-05-3).

7. Information concerning the significance of reinsurance ceded and assumed

8. Elimination of detailed schedules of bonds, stocks, mortgage loans and real estate and the summary of realized gains or losses on sale of investments. The revised summary of investments adopted for life insurance companies would be made applicable to all insurance companies (12-27). Schedule 12-29, which is concerned with premiums, losses and deferred costs, would be extensively revised.

These amendments to Regulation S-X are proposed to be made pursuant to sections 6, 7, 8, 10 and 19(a) of the Securities Act of 1933; sections 12, 13, 15(d) and 23(a) of the Securities Exchange Act of 1934; sections 5(b), 14 and 20(a) of the Public Utility Holding Company Act of 1935; and sections 8, 30, 31(c) and 38(a) of the Investment Company Act of 1940.

(Secs. 6, 7, 8, 10, 19(a), 48 Stat. 78, 79, 81, 85, secs. 205, 209, 48 Stat. 906, 908, sec. 8, 68 Stat. 685 (15 U.S.C. 77f, 77g, 77h, 77j, 77s); secs. 12, 13, 15(d), 23(a), 48 Stat. 892, 894, 895, 901, secs. 3, 8, 49 Stat. 1377, 1379, secs. 3, 4, 6, 10, 78 Stat. 565, 569, 570, 580, secs. 1, 2, 84 Stat. 1497 (15 U.S.C. 78l, 78m, 78o(d), 78w); secs. 5(b), 14, 20(a), 49 Stat. 812, 827, 833 (15 U.S.C. 79e, 79n, 79t); secs. 8, 30, 31(c), 38(a), 54 Stat. 803, 836, 838, 841, sec. 3(c), 84 Stat. 1415 (15 U.S.C. 80a-8, 80a-29, 80a-30(c), 80a-37(a)))

Commission action. The Commission hereby proposes to revise §§ 210.7-01—210.7-06 and the related title (Article 7) and § 210.12-29, and to revoke §§ 210.12-17, 210.12-23, 210.12-24, 210.12-25, 210.12-26, 210.12-28 and 210.12-30 of Chapter II of Title 17 of the Code of Federal Regulations as shown in the attached text of the proposed amendments.

All interested persons are invited to submit comments on the proposals in writing to the Secretary, Securities and Exchange Commission, Washington, D.C. 20549, on or before September 15, 1974. Such communications should refer to File No. S7-528. All such comments will be considered available for public inspection.

By the Commission.

GEORGE A. FITZSIMMONS,
Secretary.

JULY 11, 1974.

PART 210—FORM AND CONTENT OF FINANCIAL STATEMENTS, SECURITIES ACT OF 1933, SECURITIES EXCHANGE ACT OF 1934, PUBLIC UTILITY HOLDING COMPANY ACT OF 1935, AND INVESTMENT COMPANY ACT OF 1940

Part 210 of 17 CFR (Regulation S-X). Sections 210.7-01—7-06 and the related title (Article 7) and § 210.12-29 would be revised, and §§ 210.12-17, 12-23, 12-24, 12-25, 12-26, 12-28 and 12-30 would be revoked and reserved as follows:

INSURANCE COMPANIES OTHER THAN LIFE INSURANCE COMPANIES (ARTICLE 7)

§ 210.7-01 Application of §§ 210.7-01—210.7-06.

(a) This article shall be applicable to financial statements filed for insurance companies other than life insurance companies.

(b) If consolidated financial statements are prepared for an insurance holding company whose consolidated subsidiaries are primarily insurance companies other than life insurance companies, consideration shall be given to utilization of the format of the financial statements, notes and schedules prescribed in this article.

§ 210.7-02 General requirement.

(a) Financial statements filed for a person to which this article is applicable shall be prepared in accordance with generally accepted accounting principles except as otherwise provided in this article. The general rules in §§ 210.1-01—210.1-02, 210.2-01—210.2-05, 210.3-01—210.3-16 and 210.4-01—210.4-09 shall be applicable except where they differ from those prescribed in the special rules comprising this article.

(b) A person subject to this article may follow the rules and instructions governing the definition and computation of items in Annual Statements to the regulatory authority of its state of domicile (statutory accounting requirements) only if the statutes of that state prohibit the presentation of financial statements other than in accordance with such requirements. Financial statements which follow statutory accounting requirements shall be accompanied by corresponding financial statements prepared in accordance with generally accepted accounting principles.

(c) All financial statements prepared for persons to which this article is applicable shall include reconciliations of material differences between (1) total capital and surplus as reported on the corresponding Annual Statement and total stockholders' equity as determined in accordance with generally accepted accounting principles and (2) net gain from operations as reported on the corresponding Annual Statement and net income or loss as determined in accordance with generally accepted accounting principles. The reconciliations shall be in tabular form in a note or in supplemental statements and accompanied by appropriate explanations.

(d) Notwithstanding the foregoing requirements, financial statements filed for mutual insurance companies other than life insurance companies and wholly owned stock insurance company subsidiaries of such mutual insurance companies may be prepared in accordance with statutory accounting requirements without furnishing corresponding financial statements prepared in accordance with generally accepted accounting principles or supplemental reconciling statements.

(e) Financial statements prepared in accordance with statutory accounting requirements may be reasonably condensed as appropriate, but the amounts to be reported for net gain from operations and total capital and surplus shall be the same as those required on the corresponding Annual Statement.

§ 210.7-03 Balance sheets.

Balance sheets filed for insurance companies other than life insurance companies shall comply with the following provisions:

ASSETS AND OTHER DEBITS

1. *Investments—other than investments in affiliates.*

(a) Bonds and notes.
(b) Preferred stocks.
(c) Common stocks.
(d) Mortgage loans on real estate.
(e) Real estate.
(f) Other loans and investments.
(g) Invested cash.
(h) Total investments.

NOTES: (1) State the basis of determining the amounts shown in the balance sheet.

(2) State parenthetically for bonds and notes and preferred and common stocks either aggregate cost or aggregate value at the balance sheet date, whichever is the alternate to the amounts at which shown in the balance sheet. Consideration shall be given to the discussion of "Valuation of Securities" in Accounting Series Release No. 118 (35 FR 19986).

(3) State parenthetically accumulated depreciation and amortization deducted from investment real estate.

(4) Include under subcaption (g) share accounts in savings and loan associations, savings accounts, time deposits, certificates of deposits and other cash accounts and cash equivalents earning interest. State in a note any amounts subject to withdrawal or usage restrictions (see §§ 210.7-03-2 and 210.02-1).

(5) State separately any class of investments included in subcaption (f) exceeding five percent of total assets; however, if an amount to be reported under subcaption (f) or (g) is less than five percent of total assets it may be included under subcaption (f).

(6) State in a note the name of any person in which the total amount invested in the person and its affiliates, included in the above subcaptions, exceeded two percent of total investments. For the purpose of this disclosure consider as an investment indebtedness and stocks included in the several subcaptions above and the amount of any real estate included in subcaption (e). Indicate the amount included in each subcaption. An investment in bonds and notes of the United States Government or of a Federal Government agency or authority which exceeds two percent of total investments need not be reported.

(7) Investments in unconsolidated subsidiaries and 50 percent or less owned persons (including partnerships) which are held for investment purposes may be included under an appropriate subcaption above. The related equity in earnings shall be included under § 210.7-04-2 and the amount of dividends or other distributions stated separately. Investments in unconsolidated entities held for operating purposes may not be so reported.

(8) State in a note any amounts included under subcaptions (a), (b), (d), (e), (f) and (g) which have been nonincome producing for the six months preceding the balance sheet date.

2. *Cash and cash items.* State separately (a) cash on hand and unrestricted demand deposits; (b) restricted deposits held as compensating balances against short-term borrowing arrangements; (c) funds subject to repayment on call or immediately after the date of the balance sheet required to be filed; and (d) other funds, the amounts of which are known to be subject to withdrawal or usage restrictions, e.g., special purpose funds. The general terms and nature of such repayment provisions in (c) and withdrawal or usage restrictions in (d) shall be described in a note referred to herein (see § 210.5–02–1).

3. *Investments and indebtedness of affiliates and other persons.*—(a) *Investments.* State separately amounts representing investments in affiliates and investments in other persons which are held for operating purposes rather than investment and accounted for by the equity method, and state the basis of determining these amounts. State separately in the registrant's balance sheet the amounts which in the related consolidated balance sheet are (1) eliminated and (2) not eliminated.

(b) *Indebtedness.* Include under this caption amounts representing indebtedness of affiliates and indebtedness of other persons the investments in which are accounted for by the equity method. State separately in the registrant's balance sheet the amounts which in the related consolidated balance sheet are (1) eliminated and (2) not eliminated.

(c) Investments in and indebtedness from and to affiliates and other persons held for operating purposes and not for investment shall be reported under this caption and caption 15. The related equity in earnings shall be included under § 210.7–04–10.

4. *Accrued investment income.*

5. *Premiums receivable and agent's balances.* State separately the balance of the allowance for doubtful accounts which was deducted.

6. *Reinsurance recoverable on paid losses.*

7. *Property and equipment.* Include under this caption the cost of real estate, furniture, fixtures and equipment used in the conduct of the insurance business and not considered as an investment. State parenthetically the accumulated depreciation and amortization deducted. The amount of any encumbrances shall be shown separately as a liability.

8. *Deferred policy acquisition costs.* See §§ 210.7–04–5 and 210.7–05–1(d).

9. *Other assets.* State separately any other item not properly classed in one of the preceding asset captions which is in excess of five percent of total assets. Include deposits held as compensating balances against long-term borrowing arrangements.

10. *Total assets and, when appropriate, other debits.*

LIABILITIES AND OTHER CREDITS

11. *Losses and claims.* (a) Reported and estimated losses and claims.

(b) Adjustment expenses.

12. *Unearned premiums.*

13. *Other policyholders' funds.* Include experience rating refunds, dividends payable to policyholders and any similar items. State separately any item which is in excess of five percent of total liabilities.

14. *Notes payable.* State here or in a note the information required under § 210.5–02–29. Show separately any amount owed to affiliates.

15. *Indebtedness to affiliates and other persons.* Include under this caption amounts representing indebtedness to affiliates and indebtedness to other persons the investments in which are accounted for by the equity method. State separately in the registrant's balance sheet the amounts which in the related consolidated balance sheet are (a) eliminated and (b) not eliminated.

16. *Accrued income taxes.* State separately the amount of (a) income taxes payable and (b) deferred income taxes. State separately the amount of deferred income taxes applicable to unrealized appreciation of investments.

17. *Other liabilities.* State separately any other items not properly classed in one of the preceding liability captions which is in excess of five percent of total liabilities.

18. *Commitments and contingent liabilities.* See §§ 210.3–16(i) and 210.7–05–4.

STOCKHOLDER'S EQUITY

19. *Capital shares.* State for each class of shares the title of issue, the number of shares authorized, the number of shares issued or outstanding, as appropriate (see §§ 210.3–14 and 210.3–15), and the dollar amount thereof, and, if convertible, the basis of conversion (see also § 210.3–16(f)(3)). Show also the dollar amount, if any, of capital shares subscribed but unissued, and show the deduction of subscriptions receivable therefrom. Show here, or in a note or statement referred to herein, the changes in each class of capital shares for each period for which an income statement is required to be filed.

20. *Other stockholders' equity.* (a) Separate captions shall be shown for:

(1) Paid-in additional capital.

(2) Other additional capital.

(3) Unrealized appreciation or depreciation of investments, less applicable tax.

(4) Retained earnings.

(i) Appropriated

(ii) Unappropriated

(b) If undistributed earnings of unconsolidated subsidiaries and 50 percent or less owned persons are included, state the amount in each category parenthetically or in a note referred to herein.

(c) Include in subcaption (a)(4)(i) above or in a note the purpose for which retained earnings have been appropriated.

(d) For a period of at least 10 years subsequent to the effective date of a quasi-reorganization, any description of retained earnings shall indicate the point in time from which the new retained earnings dates and for a period of at least three years shall indicate the total amount of the deficit eliminated.

(e) See § 210.7–05–2.

(f) A summary of each account under this caption setting forth the information prescribed in § 210.11–02 shall be given for each period for which an income statement is required to be filed.

21. *Total liabilities, other credits and stockholders' equity.*

§ 210.7–04 Income statements.

Income statements filed for insurance companies other than life insurance companies shall comply with the following provisions:

1. *Premiums*—(a) *Premiums written.* Include premiums from reinsurance assumed and exclude premiums on reinsurance ceded.

(b) *Increase or decrease in unearned premiums.*

(c) *Premiums earned.*

2. *Net investment income.* (a) State parenthetically expenses deducted from investment income.

(b) State separately in a note in tabular form (1) investment income from each category of investments listed in the subcaptions of § 210.7–03–1 which exceeds five percent of total investment income; (2) total investment income; (3) applicable expenses; and (4) net investment income.

3. *Other income.* State separately any material amounts, indicating clearly the nature of the transactions out of which the items arose.

4. *Losses, claims and adjustment expenses.* State separately (a) losses and claims incurred and provided for and (b) related adjustment expense.

5. *Amortization of deferred policy acquisition costs.* (a) Include under this caption only the amount of deferred policy acquisition costs amortized to income during the period.

(b) State separately in a note the nature and amount of the costs deferred during the period. State separately any category of costs which is in excess of 15 percent of the total amount deferred during each period covered by an income statement, indicating the nature of the amount, e.g., commissions and brokerage, salaries and other compensation, and direct mail selling expenses.

(c) See § 210.7–05–1.

6. *Other operating costs and expenses.* Include general and administrative expenses not related to underwriting. State separately any material amounts.

7. *Dividends to policyholders.*

8. *Income or loss before income tax expense and appropriate items below.*

9. *Income tax expense.* Include under this caption only taxes based on income. Taxes applicable to profits or losses on securities and extraordinary items shall not be included under this caption (see § 210.3–16(o)).

10. *Equity in earnings of unconsolidated subsidiaries and 50 percent or less owned persons.* The amount reported under this caption shall be stated net of any applicable tax provisions and shall exclude profits or losses on investments. State parenthetically or in a note referred to herein the amount of dividends received from such persons.

11. *Minority interest in income of consolidated subsidiaries.*

12. *Income or loss before realized profits or losses on investments and extraordinary items.*

13. *Realized profits or losses on investments other than investments in affiliates, less applicable tax.* State separately (a) net realized investment profits or losses of the insurance company and (b) equity in net realized investment profits or losses of (1) unconsolidated subsidiaries and (2) 50 percent or less owned persons for which the equity in earnings was reported under caption 10, disclosing parenthetically or otherwise the tax applicable to such amounts. No profits or losses on the insurance company's own equity securities, or equity in profits or losses of its affiliates on their own equity securities, shall be included under this caption. State, here or in a note referred to herein, the method followed in determining the cost of investments sold by the insurance company, e.g., "average cost," "first-in, first-out," or "identified certificate." Consideration should be given to reporting transactions of the insurance company under caption 15, when appropriate. (See § 210.7–05–3.)

14. *Income or loss before extraordinary items.*

15. *Extraordinary items, less applicable tax.* State separately (a) extraordinary items of the person and (b) equity in extraordinary items of (1) unconsolidated subsidiaries and (2) 50 percent or less owned persons for which the equity in earnings was reported under caption 10, disclosing parenthetically or otherwise the tax applicable to such amounts.

16. *Net income or loss.* See § 210.7–03–20(f).

17. *Earnings per share data.* Refer to the pertinent requirements in the appropriate

filing form. No per share figure shall be based on net income or loss determined in accordance with statutory accounting requirements. (See § 210.7-02-2.)

§ 210.7-05 Special notes to financial statements.

1. *Accounting principles and practices.* Information shall be given in a note as to accounting principles and practices reflected in the financial statements concerning the following matters. (See also § 210.3-08.)

(a) Consolidation of subsidiaries.

(b) Valuation of investments and recognition and reporting of unrealized appreciation or depreciation and profits or losses on investments.

(c) The basis of determining unearned and earned premiums, policy claims and losses payable and other reserves.

(d) The nature of deferred policy acquisition costs, the methods and assumptions used in their determination and the methods and periods of amortization.

(e) The existence of a reserve for catastrophe losses and current status of development of a uniform accounting policy in this area. If a reserve is maintained, the following disclosure shall be made: (1) The methods and assumptions used in its determination; and (2) the effect of the reserve on the balance sheet and income statement, if material.

2. *Restrictions on stockholders' equity.* (a) The nature of any restriction on stockholders' equity created by statutory accounting requirements shall be explained in a note. See also § 210.3-16(h).

(b) Explain in a note any deficiency or imminent deficiency in the statutory requirements for capital and surplus and the possible effect of such deficiency on the financial statements.

3. *Analysis of gain on bonds and notes and stocks.* For each period for which an income statement is filed state separately for (a) bonds and notes (see § 210.7-03-1(a)) and (b) stocks (see §§ 210.7-03-1 (b) and (c)) the following information: (1) The portion of the realized profits or losses on investments, less applicable tax, included in § 210.7-04-13 which relates to each of the above categories; (2) the change during the reporting period in the difference between value and cost for each of the above categories; and (3) the total or net balance, as appropriate, for each category.

4. *Reinsurance.* Information and appropriate explanation shall be given on the general nature of reinsurance contracts. The following information shall be furnished:

(a) Amounts added to or deducted from unearned premiums and the liability for losses and claims in connection with reinsurance assumed or ceded.

(b) Amounts added to or deducted from premiums written and the expense for losses and claims in connection with reinsurance assumed or ceded.

(c) The nature of the contingent liability in connection with insurance ceded.

(d) The nature and effect of any material bulk portfolio or similar nonrecurring reinsurance transactions.

§ 210.7-06 What schedules are to be filed.

(a) Except as expressly provided otherwise in the applicable form (1) The schedules specified below in this rule as Schedules I, VIII, IX, X and XI shall be filed as of the dates of the most recent audited balance sheet and any subsequent unaudited balance sheet being filed for each person or group; *Provided,* That any such schedule (other than Schedules I and VIII) may be omitted if both of the following conditions exist:

(i) The financial statements are being filed as part of an annual or other periodic report; and

(ii) The information that would be shown in the respective columns of such schedule would reflect no changes in any issue of securities of the registrant or any significant subsidiary in excess of five percent of the outstanding securities of such issue as shown in the most recently filed annual report containing the schedule.

(2) Schedule VIII, Capital Shares, may also be omitted if the above two conditions exist and any information required by column G of the schedule is shown in the related balance sheet or in a note thereto.

(3) All other schedules specified below in this rule as Schedules II, III, IV, V, VI and VII shall be filed for each period for which an income statement is required to be filed for each person or group.

(b) When information is required in schedules for both the registrant and its consolidated subsidiaries it may be presented in the form of a single schedule. *Provided,* That items pertaining to the registrant are separately shown and that such single schedule affords a properly summarized presentation of the facts. If the information required by any schedule (including the notes thereto) may be shown in the related financial statement or in a note thereto without making such statement unclear or confusing, that procedure may be followed and the schedule omitted.

(c) The schedules shall support the financial statements prepared in accordance with generally accepted accounting principles except for statements prepared in accordance with § 210.7-02-4. Reference to the schedules shall be made in the appropriate captions of the financial statements. Where, pursuant to the applicable instructions, the supporting schedules do not accompany the financial statements, references to such schedules shall not be made.

(d) The schedules shall be examined by the independent accountant if the related financial statements are so examined.

Schedule I—Summary of Investments—Other than Investments in Affiliates. The schedule prescribed by § 210.12-27 shall be filed in support of caption 1 of each balance sheet.

Schedule II—Investments in, Equity in Earnings of, and Dividends Received from Affiliates and Other Persons. The schedule prescribed by § 210.12-04 shall be filed, for each period for which an income statement is required to be filed, in support of caption 3(a) of each balance sheet. This schedule may be omitted if neither the sum of captions 3(a) and 3(b) in the related balance sheet nor the amount of caption 15 in such balance sheet exceeds five percent of total assets as shown by the related balance sheet at either the beginning or end of the period.

Schedule III—Indebtedness of Affiliates and Other Persons. The schedule prescribed by § 210.12-05 shall be filed, for each period for which an income statement is required to be filed, in support of caption 3(b) of each balance sheet; however, the required information may be presented separately on Schedule II or Schedule VI. This schedule may be omitted if neither the sum of captions 3(a) and 3(b) in the related balance sheet nor the amount of caption 15 in such balance sheet exceeds 5 percent of total assets as shown by the related balance sheet at either the beginning or end of the period.

Schedule IV.—Amounts Receivable from Underwriters, Promoters, Directors, Officers, Employees, and Principal Holders (other than Affiliates) of Equity Securities of the Person and its Affiliates. The schedule prescribed by § 210.12-03 shall be filed, for each period for which an income statement is required to be filed, with respect to each person among the underwriters, promoters, directors, officers, employees, and principal holders (other than affiliates) of equity securities of the person and its affiliates from whom an aggregate indebtedness of more than $20,000 or one percent of total assets, whichever is less, is owed or, at any time during the period for which related income statements are required to be filed, was owed. For the purposes of this schedule exclude in the determination of the amount of indebtedness all amounts receivable from such persons for purchases subject to usual trade terms, for ordinary travel and expense advances, and for other such items arising in the ordinary course of business.

Schedule V.—Valuation and Qualifying Accounts and Reserves. The schedule prescribed by § 210.12-13 shall be filed, for each period for which an income statement is required to be filed, in support of asset valuation and qualifying accounts and reserves included in each balance sheet (see § 210.3-02).

Schedule VI.—Indebtedness to Affiliates and Other Persons. The schedule prescribed by § 210.12-11 shall be filed, for each period for which an income statement is required to be filed, in support of caption 15 of each balance sheet; however, the required information may be presented separately on Schedule II or Schedule III. This schedule may be omitted if neither the sum of captions 3(a) and 3(b) in the related balance sheet nor the amount of caption 15 in such balance sheet exceeds five percent of total assets as shown by the related balance sheet at either the beginning or end of the period.

Schedule VII—Premiums, Losses and Claims, Deferred Policy Acquisition Costs and Underwriting Expenses. The schedule prescribed by § 210.12-29 shall be filed, for each period for which an income statement is required to be filed, in support of captions 8 and 12 of each balance sheet and captions 1(a), 1(c), 4(a), 4(b) and 5 of each income statement.

Schedule VIII—Capital Shares. The schedule prescribed by § 210.12-14 shall be filed in support of caption 19 of a balance sheet.

Schedule IX—Warrants or Rights. The schedule prescribed by § 210.12-15 shall be filed with respect to warrants or rights granted by the person for which the statement is being filed to subscribe to or purchase securities to be issued by such person.

Schedule X—Guarantees of Securities of Other Issuers. The schedule prescribed by

§ 210.12-12 shall be filed with respect to any guarantees of securities of other issuers by the person for which the statement is being filed.

Schedule XI—Other Securities. If there are any classes of securities not included in Schedules VIII, IX and X, set forth in this schedule information concerning such securities corresponding to that required for the securities included in such schedules. Information need not be set forth, however, as to notes, drafts, bills of exchange, or bankers' acceptances having a maturity at the time of issuance of not exceeding one year.

FORM AND CONTENT OF SCHEDULES (ARTICLE 12)

§ 210.12-01 Application of §§ 210.12-01—210.12-43.

* * * * *

§ 210.12-17 [Revoked and reserved]

§ 210.12-23 [Revoked and reserved]

§ 210.12-24 [Revoked and reserved]

§ 210.12-25 [Revoked and reserved]

§ 210.12-26 [Revoked and reserved]

§ 210.12-28 [Revoked and reserved]

§ 210.12-29 Premiums, losses and claims, deferred policy acquisition costs and underwriting expenses.[1]

(For insurance companies other than life insurance companies)

Part 1—Premiums				Part 2—Losses				Part 3—Deferred policy acquisition costs [2]			
Col. A	Col. B	Col. C	Col. D	Col. E	Col. F	Col. G	Col. H	Col. I	Col. J	Col. K	Col. L
Line of business.[3]	Unearned premiums beginning of period.[4]	Premiums written.[5]	Unearned premiums end of period.[4]	Premiums earned during period.[5]	Losses and claims incurred during period.[5]	Loss and claim expense incurred during period.[5]	Balance beginning of period.[4]	Commissions and brokerage incurred during period.[5]	Other underwriting expense incurred during period.	Deduction—Amortization charged to costs and expenses.[5]	Balance end of period.[4]

[1] All money columns shall be totaled.

[2] Part 3 may be omitted if the total deferred policy acquisition costs at both the beginning and end of the period did not exceed five percent of total assets as shown by the related balance sheet.

[3] The required information shall be given for each line of business detailed in the Underwriting and Investment Exhibit, Parts 2 ad 3, of the Annual Statement filed with the regulatory authority of the person's statutory domicile. Information as to any line of business for which the premiums written (column C) do not exceed 5 percent may be omitted; however, information as to all such omitted lines of business shall be combined and listed as "All other."

[4] This column shall be totaled to correspond with the related balance sheet caption.

[5] This column shall be totaled to correspond to the related income statement caption.

§ 210.12-30 [Revoked and reserved]

[FR Doc.74-18092 Filed 8-8-74;8:45 am]

VETERANS ADMINISTRATION

[38 CFR Part 14]

LITIGATED CLAIMS

Suits Against Veterans Administration Employees

The following regulatory provisions implement recent amendments to 38 U.S.C. 4116, which pertains to protection of certain Veterans Administration personnel from suit, or, from monetary damages, for medical malpractice or other negligence. The amendments are included in Pub. L. 93-82 (87 Stat. 179). Also, editorial changes are made in § 14.615 to reflect agency policy of using precise terms denoting gender.

Interested persons are invited to submit written comments, suggestions, or objections regarding the proposal to the Administrator of Veterans Affairs (27H), Veterans Administration, 810 Vermont Avenue, NW., Washington, D.C. 20420. All relevant material received before September 9, 1974 will be considered. All written comments received will be available for public inspection at the above address only between the hours of 8 a.m. and 4:30 p.m. Monday through Friday (except holidays), during the mentioned 30-day period and for 10 days thereafter. Any person visiting Central Office for the purpose of inspecting any such comments will be received by the Central Office Veterans Assistance Unit in room 132. Such visitors to any VA field station will be informed that the records are available for inspection only in Central Office and furnished the address and the above room number.

Notice is also given that it is proposed to make § 14.610 effective as of the effective date of Pub. L. 93-82 (September 1, 1973).

1. Section 14.610 is revised to read as follows:

§ 14.610 Suits against Veterans Administration employees arising out of the operation of motor vehicles or based upon medical care and treatment furnished in or for the Department of Medicine and Surgery.

(a) (1) Section 2679 of title 28, United States Code, provides that no suit will lie against a Federal employee, or the employee's estate, for damage to property, personal injury, or death resulting from his or her operation of a motor vehicle while acting within the scope of his or her office or employment with the Federal Government. An action against the United States under 28 U.S.C. 2671-2680 is the exclusive remedy under these circumstances.

(2) Section 4116 of title 38, United States Code, provides that (i) where there is a remedy against the United States under 28 U.S.C. 2671-2680, or (ii) where proceedings for compensation or other benefits from the United States are provided by law, and the availability of such benefits precludes a remedy under 28 U.S.C. 2671-2680 (as is the case, for example, in the Federal Employees' Compensation Act, 5 U.S.C. 8101, et seq.), such recourse is the exclusive remedy for property damage, personal injury, or death allegedly occurring as a result of malpractice or negligence committed by a physician, dentist, nurse, physician's assistant, dentist's assistant, pharmacist or paramedical (for example, medical and dental technicians, nursing assistants and therapists), or other supporting personnel, while furnishing medical care and treatment in the exercise of duties in or for the Department of Medicine and Surgery. Accordingly, a malpractice or negligence suit for property damage, personnel injury, or death will not lie against such personnel under the circumstances set forth in this subparagraph.

(b) The Department of Justice will defend any civil action or proceeding brought in any court against persons referred to in paragraph (a) (1) or (2) of this section under the circumstances set forth therein. Accordingly, when a suit is filed against any employee of the Veterans Administration (1) as a result of the employee's operation of a motor vehicle incident to employment with the Government, or (2) as a result of furnishing medical or dental care and treatment in or for the Department of Medicine and Surgery, the employee shall immediately forward a copy of all papers served on him or her as a result of the filing of suit to the Chief Attorney having jurisdiction over the area in which the employee works. The employee will also promptly forward to the appropriate Chief Attorney a signed statement indicating whether he or she desires the Department of Justice to provide representation, and to otherwise protect his or her interests as provided for by law. Even though there may not have been service, if an employee learns that a suit arising from either of the above-described circumstances has been filed against him or her, the employee shall immediately so advise the appropriate Chief Attorney, provide the Chief Attorney with a brief description of the

facts involved, and state whether he or she desires Federal intervention.

(c) Upon receipt of notice that suit has been filed against an employee of the Veterans Administration, the Chief Attorney having jurisdiction over the place where the employee works will promptly so advise the General Counsel, and will submit a report, in duplicate, to the General Counsel in order that the General Counsel can make a preliminary determination as to whether such suit comes within the provisions of either 28 U.S.C. 2679, or 38 U.S.C. 4116. At the General Counsel's request, the Chief Attorney will advise the appropriate United States Attorney that suit has been filed against a Veterans Administration employee. At that time, the Chief Attorney will forward pertinent pleadings and a copy of the employee's request for Federal intervention to the United States attorney. The General Counsel will make a recommendation to the Department of Justice and the appropriate United States Attorney as to whether the employee is eligible for protection under 28 U.S.C. 2679, or 38 U.S.C. 4116. The final administrative decision concerning whether the Veterans Administration employee is eligible for such protection is made by the Department of Justice. In all such cases, the Chief Attorney will timely conduct a complete investigation into the facts and law of the matter, both as to applicability of one of the aforementioned immunization provisions, and as to the substance of the suit itself. Two copies of the investigative report will be sent to the General Counsel, and where the Chief Attorney has been asked to contact the United States Attorney directly, one copy will be sent to the appropriate United States Attorney. The General Counsel, through the Chief Attorney, will keep the employee advised of the action being taken concerning the suit. In the event that the Department of Justice determines that the employee is not eligible for immunization pursuant to one of the aforementioned provisions, the General Counsel, through the Chief Attorney, will advise the employee, and will call to his or her attention the discretionary conditional indemnification provisions of paragraph (e) of this section.

(d) Where a civil action is commenced in a State court against a Veterans Administration employee, and the matter is within the purview of either 28 U.S.C. 2679, or 38 U.S.C. 4116, the Department of Justice will be asked to remove such suit to the appropriate Federal District Court before trial, where it will be deemed an action against the United States. The defendant employee will be dismissed from the suit. After such removal, the United States has available all defenses to which it would have been entitled if the action had originally been commenced against the United States in the proper Federal District Court. Should a Federal District Court determine that the Veterans Administration employee whose acts or omissions gave rise to the suit was not acting within the scope of his or her office or employment, and was therefore not eligible for immunization as provided for in the aforementioned sections, the case will be remanded to the State Court from which it was removed, the employee will be reinstated as the defendant, and the United States will be dismissed from the suit. Where the employee has been reinstated as the defendant under such circumstances, in order to protect any rights which he or she may have under paragraph (e) of this section, he or she shall immediately notify the General Counsel, through the local Chief Attorney. Through the Chief Attorney, the General Counsel will call the employee's attention to the discretionary conditional indemnification provisions of paragraph (e) of this section.

(e) Under the authority of 38 U.S.C. 4116(e), the Administrator of Veterans Affairs may pay for monetary damages sustained by or assessed against an individual (or his or her estate) described in paragraph (a)(2) of this section, as the result of any suit instituted against such individual which is not cognizable under the provisions of 28 U.S.C. 2671–2680 because the individual was assigned to a foreign country, the said individual was detailed to a State or political division thereof, or the cause of action was specifically excluded under the provisions of 28 U.S.C. 2680(h): *Provided*, That the amount of damages sustained is reasonable when compared with similar cases, litigated or settled, and the United States was given a reasonable opportunity to defend such individual and to participate in settlement negotiations.

2. In § 14.615, paragraph (b) is amended to read as follows:

§ 14.615 General.

* * * * *

(b) *Action by claimant.* Claims for property loss or damage may be filed by the owner of the property or his or her duly authorized agent or legal representative. If the property was insured and the insurer is subrogated, in whole or in part, and if both the owner and the insurer desire to file a claim for their respective losses they should join in one claim. Claims for personal injury may be filed by the injured person or his or her agent or legal representative. Claims for death may be filed by the personal representative of the decedent or any other legally qualified person. When filed by an agent or legal representative, the claim must show the title or capacity of the person representing the claimant and be accompanied by evidence of the appointment of such person as agent, legal representative, executor, administrator, guardian, or other fiduciary.

* * * * *

Approved: August 2, 1974.

By direction of the Administrator.

[SEAL] R. L. ROUDEBUSH,
Deputy Administrator.

[FR Doc.74-18269 Filed 8-8-74;8:45 am]

notices

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

DEPARTMENT OF DEFENSE

Department of the Air Force

COMMUNITY COLLEGE OF THE AIR FORCE ADVISORY COMMITTEE

Notice of Meeting

AUGUST 5, 1974.

The Community College of the Air Force Advisory Committee will hold an open meeting on August 15, 1974, beginning at 8:30 a.m., in the Billy Mitchell Conference Room, Building 900, Randolph Air Force Base, Texas.

Agenda items include progress reports on various aspects of the Community College of the Air Force, including affiliation and association procedures; relationships with professional organizations and civilian community and junior colleges; analysis of Career Education Certificate Recipients; and a review by the Committee on Community College of the Air Force academic policies.

For additional information on this meeting, contact Major W. A. Wojciechowski, Community College of the Air Force (ATC), Randolph Air Force Base, Texas 78148, 512–652–5014.

STANLEY L. ROBERTS,
Colonel, USAF, Chief, Legislative Division, Office of The Judge Advocate General.

[FR Doc.74–18260 Filed 8–8–74;8:45 am]

Department of the Navy

NAVY AND MARINE CORPS ACQUISITION REVIEW COMMITTEE

Establishment, Organization and Functions

In accordance with the provisions of Pub. L. 92–463, Federal Advisory Committee Act, notice is hereby given that the Navy and Marine Corps Acquisition Review Committee has been found to be in the public interest in connection with duties imposed on the Department of Defense by law. The Office of Management and Budget has also reviewed the justification for this advisory committee and concerns with its establishment.

The Charter for the Navy and Marine Corps Acquisition Review Committee is as follows:

The official designation of the Committee is the Navy and Marine Corps Acquisition Review Committee (NMARC).

The scope of the NMARC will be to assess the organization, management, staffing and procedures used by the Navy in developing and producing weapon systems. The NMARC will examine, in depth, the development and production of seaborne and airborne systems and related subsystems. The objective of the NMARC will be the development of an action plan which will define changes to Department of the Navy basic procedures and organization to improve responsiveness to operating Fleet and Marine Corps requirements. The NMARC will not be responsible for the implementation of the action plan.

The total estimated time required for the NMARC to complete its purpose is 180 calendar days.

The NMARC will report to the Secretary of the Navy.

The Department of the Navy will be responsible for providing necessary support for the NMARC.

The duties of the NMARC will be to examine the organization, management, staffing and procedures used by the Navy in acquiring weapon systems. The NMARC will advise the Secretary of the Navy, by preparation of an action plan, of recommended steps to be taken to improve responsiveness to Fleet and Marine Corps Requirements.

The NMARC will require an estimated six man-years and an estimated total operating budget of $290,000 to complete its purpose.

The NMARC will officially meet at approximately one month intervals and will hold a total of approximately four meetings.

The NMARC will terminate approximately 180 calendar days from the date of filing this charter. The termination date will be on or about 31 January 1975.

MAURICE W. ROCHE,
Directorate for Correspondence and Directives OASD (Comptroller).

AUGUST 8, 1974.

[FR Doc.74–18479 Filed 8–8–74;11:19 am]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

MEDFORD DISTRICT ADVISORY BOARD

Notice of Meeting

Notice is hereby given that the Medford District Advisory Board will meet on August 26, 1974, commencing at 9 a.m. P.d.t., at the BLM Conference Room, 310 W. Sixth St., Medford, Oregon. The agenda for the meeting is limited to discussion of the status of the 42C section of the Cow Creek Road. The urgency of the situation requires an immediate meeting of the Medford District Advisory Board for their recommendation on the possible reconstruction of the 42C segment of the Cow Creek Road.

The meeting will be open to the public. It will be held in a room accommodating 50 people. In addition to discussion of agenda topics by board members, there will be time for brief statements by nonmembers. Persons wishing to make oral statements should so advise the chairman or co-chairman prior to the meeting, to aid in scheduling the time, available. Any interested person may file a written statement for consideration by the board by sending it to the chairman, in care of the co-chairman: Medford District Manager, Bureau of Land Management, 310 W. Sixth Street, Medford, Oregon 97501.

DONALD J. SCHOFIELD,
District Manager, Medford.

JULY 30, 1974.

[FR Doc.74–18229 Filed 8–8–74;8:45 am]

[A–052081; A–052901]

ALASKA

Opening of Lands

JULY 23, 1974.

1. In an order issued on November 21, 1973, the Federal Power Commission vacated a part of the power withdrawals created by the filing of applications for preliminary permits for Power Projects 2138 and 2215, involving the following described lands:

COPPER RIVER MERIDIAN, ALASKA

T. 2 S., R. 4 E.,
Sec. 21: lots 2, 5 and 6;
Sec. 22: lots 1 and 2;
Sec. 27: N½NW¼.

All the lands lying above the 1,000-foot contour.

Containing approximately 183.55 acres.

2. The lands described in paragraph 1 are within homestead applications A–052081 and A–052901. The Federal Power Commission has determined that modification of the project boundary to accommodate these homestead applications is in the public interest.

CURTIS V. MCVEE,
State Director.

[FR Doc.74–18189 Filed 8–8–74;8:45 am]

[NM 21891]

NEW MEXICO

Pipeline Application

JULY 30, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Mapco Inc. has applied for a truck unloading site and 8⅝ inch liquid hydrocarbon pipelines rights-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 29 N., R. 11 W.,
Sec. 34, SE¼NW¼, NE¼SW¼.

These pipelines will convey liquid hydrocarbons across .136 mile of national resource land in San Juan County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, 3550 Pan American Freeway, Albuquerque, NM 87107.

FRED E. PADILLA,
Chief, Branch of Lands and Minerals Operations.

[FR Doc.74-18239 Filed 8-8-74;8:45 am]

[NM 21987]

NEW MEXICO

Pipeline Application

JULY 30, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Southern Union Gas Company has applied for a 4 inch natural gas pipeline right-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 20 S., R. 28 E.,
Sec. 27, W½SE¼.

This pipeline will convey natural gas across .399 mile of national resource land in Eddy County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, P.O. Box 1397, Roswell, NM 88201.

FRED E. PADILLA,
Chief, Branch of Lands and Minerals Operations.

[FR Doc.74-18232 Filed 8-8-74;8:45 am]

[NM 21988]

NEW MEXICO

Pipeline Application

JULY 30, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Southern Union Gas Company has applied for a 4 inch natural gas pipeline right-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 20 S., R. 28 E.,
Sec. 28, SW¼SE¼;
Sec. 33, N½NE¼, SE¼NE¼, NE¼SE¼.

This pipeline will convey natural gas across .799 miles of national resource land in Eddy County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, P.O. Box 1397, Roswell, NM 88201.

FRED E. PADILLA,
Chief, Branch of Lands and Minerals Operations.

[FR Doc.74-18234 Filed 8-8-74;8:45 am]

[NM 21989]

NEW MEXICO

Pipeline Application

JULY 30, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Southern Union Gas Company has applied for a 10 inch natural gas pipeline right-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXSCO

T. 18 S., R. 32 E.,
Sec. 4, SW¼NE¼, W½SE¼;
Sec. 9, W½SE¼.

This pipeline will convey natural gas across 1.248 miles of national resource land in Lea County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, P.O. Box 1397, Roswell, NM 88201.

FRED E. PADILLA,
Chief, Branch of Lands and Minerals Operations.

[FR Doc.74-18230 Filed 8-8-74;8:45 am]

[NM 22000]

NEW MEXICO

Pipeline Application

JULY 31, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), El Paso Natural Gas Company has applied for a cathodic protection station site right-of-way on the following land:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 26 S., R. 4 E.,
Sec. 29, SW¼NE¼.

This cathodic protection station is necessary to the operation of natural gas pipelines and contains .047 miles or .173 acres of national resource land in Dona Ana County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, PO. Box 1420, Las Cruces, NM 88001.

FRED E. PADILLA,
Chief, Branch of Lands and Minerals Operations.

[FR Doc.74-18231 Filed 8-8-74;8:45 am]

[NM 22004]

NEW MEXICO

Pipeline Application

JULY 30, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), El Paso Natural Gas Company has applied for two 4½ inch natural gas pipelines rights-of-way across the following land:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 25 S., R. 29 E.,
Sec. 14, E½SW¼, SW¼SE¼;
Sec. 23, N½NE¼, SE¼NE¼;
Sec. 24, W½SW¼, SE¼SW¼, SW¼NW¼;
Sec. 25, NE¼NW¼.

These pipelines will convey natural gas across 1.932 miles of national resource land in Eddy County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Man-

ager, Bureau of Land Management, P.O. Box 1397, Roswell, NM 88201.

FRED E. PADILLA,
Chief, Branch of Lands and Minerals Operations.

[FR Doc.74-18236 Filed 8-8-74;8:45 am]

[NM 22005, 22006, 22007, 22008]

NEW MEXICO

Pipeline Applications

JULY 30, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), El Paso Natural Gas Company has applied for four 4½ inch natural gas pipelines rights-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 24 N., R. 3 W.,
Sec. 11, NE¼NE¼;
Sec. 12, NW¼NW¼;
Sec. 13, N½NW¼.

T. 25 N., R. 7 W.,
Sec. 13, SW¼NW¼;
Sec. 14, SE¼NE¼;
Sec. 23, S½SE¼, NE¼SE¼.

These pipelines will convey natural gas across 1.036 miles of national resource land in Rio Arriba County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the applications should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, 3550 Pan American Freeway, Albuquerque, NM 87107.

FRED E. PADILLA,
Chief, Branch of Lands and Minerals Operations.

[FR Doc.74-18233 Filed 8-8-74; 8:45 am]

[NM 22010 and NM 22011]

NEW MEXICO

Pipeline Applications

JULY 30, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), El Paso Natural Gas Company has applied for two, a 2⅜ inch and a 4½ inch, natural gas pipelines rights-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 31 N., R. 10 W.,
Sec. 4, Lot 5;
Sec. 15, Lot 12.

These pipelines will convey natural gas across .092 miles of national resource land in San Juan County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the applications should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, 3550 Pan American Freeway, Albuquerque, NM 87107.

FRED E. PADILLA,
Chief, Branch of Lands and Minerals Operations.

[FR Doc.74-18235 Filed 8-8-74;8:45 am]

[NM 22130, NM 22343]

NEW MEXICO

Pipeline Applications

JULY 30, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), El Paso Natural Gas Company has applied for four 4½ inch natural gas pipelines rights-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 21 S., R. 27 E.,
Sec. 11, E½SW¼;
Sec. 14, NE¼NW¼;
Sec. 21, NE¼SW¼.

These pipelines will convey natural gas across .719 miles of national resource land in Eddy County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the applications should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, P.O. Box 1397, Roswell, NM 88201.

FRED E. PADILLA,
Chief, Branch of Lands and Minerals Operations.

[FR Doc.74-18237 Filed 8-8-74;8:45 am]

[NM 22342]

NEW MEXICO

Pipeline Application

JULY 31, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), El Paso Natural Gas Company has applied for two 4½ inch natural gas pipelines rights-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 21 S., R. 26 E.,
Sec. 5, Lot 14.

These pipelines will convey natural gas across .117 miles of national resource land in Eddy County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, PO. Box 1397, Roswell, NM 88201.

FRED E. PADILLA,
Chief, Branch of Lands and Minerals Operations.

[FR Doc.74-18228 Filed 8-8-74;8:45 am]

[NM 22344]

NEW MEXICO

Pipeline Application

JULY 30, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), El Paso Natural Gas Company has applied for two 4½ inch natural gas pipelines rights-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 24 S., R. 25 E.,
Sec. 24, SW¼NE¼.

These pipelines will convey natural gas across .066 miles of national resource land in Eddy County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, PO. Box 1397, Roswell, NM 88201.

FRED E. PADILLA,
Chief, Branch of Lands and Minerals Operations.

[FR Doc.74-18238 Filed 8-8-74;8:45 am]

[NM 22345]

NEW MEXICO

Pipeline Application

JULY 30, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), El Paso Natural Gas Company has applied for a 6⅝ inch natural gas pipeline right-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 24 S., R. 25 E.,
Sec. 24, E½NE¼, SW¼NE¼.
T. 24 S., R. 26 E.,
Sec. 18, Lot 4, E½SW¼, NW¼SE¼;
Sec. 19, Lot 1.

This pipeline will convey natural gas across 1.274 miles of national resource land in Eddy County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their

name and address to the District Manager, Bureau of Land Management, P.O. Box 1397, Roswell, NM 88201.

FRED E. PADILLA,
Chief, Branch of Lands and Minerals Operations.

[FR Doc.74–18227 Filed 8–8–74;8:45 am]

National Park Service

SOUTHWEST REGIONAL ADVISORY COMMITTEE

Notice of Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act that a meeting of the Southwest Regional Advisory Committee will be held at 8:30 a.m., C.d.t., August 22 and 23, 1974, at the Superintendent's Conference Room at the LBJ State Park, Stonewall, Texas.

The Southwest Regional Advisory Committee was established pursuant to Pub. L. 91–383 to provide for the free exchange of ideas between the National Park Service and the public and to facilitate the solicitation of advise or other counsel from members of the public on programs and problems pertinent to the Southwest Region of the National Park Service.

The members of the Southwest Regional Advisory Committee are:

Mr. Bob Burleson, Temple, Texas (Chairman)
Mr. Charles T. Bernard, Earle, Arkansas
Mr. Leslie Bowling, New Orleans, Louisiana
Dr. Neil Compton, Bentonville, Arkansas
Dr. Bertha P. Dutton, Santa Fe, New Mexico
Mr. Claude B. Duval, Houma, Louisiana
Mr. Sam R. Powell, Tulsa, Oklahoma
Mr. J. R. Singleton, Austin, Texas
Mr. David R. Strickland, Muskogee, Oklahoma

Designated Federal Officer to attend the meeting is Joseph C. Rumburg, Jr., Regional Director, Southwest Region, National Park Service, or his designee.

The matters to be discussed at this meeting include:

1. Proposals relative to a Zuni-Cibola National Historical Park.
2. Construction of an interpretive trail on the cinder cone at Sunset Crater National Monument.
3. Development of the Lyndon B. Johnson National Historic Site.
4. Service Bicentennial planning.
5. Items of special interest in management of the Southwest Region.

The meeting will be open to the public. However, facilities and space for accommodating members of the public are limited, and persons will be accommodated on a first-come, first-served basis. Any member of the public may appear before the Committee or file with the Committee a written statement concerning the matters to be discussed.

Persons wishing further information concerning this meeting, or who wish to submit written statements, may contact Frank Mentzer, Assistant to the Regional Director, P.O. Box 728, National Park Service, Southwest Regional Office, Santa Fe, New Mexico 87501, telephone Area Code 505–988–6375. Minutes of the meeting will be available for public inspection four weeks after the meeting at the office of the Southwest Region.

Dated: July 30, 1974.

JOSEPH C. RUMBURG, Jr.,
Regional Director, Southwest Region, National Park Service.

[FR Doc.74–18309 Filed 8–8–74;8:45 am]

DEPARTMENT OF AGRICULTURE

Forest Service

ROCK CREEK ADVISORY COMMITTEE

Notice of Meeting

The Rock Creek Advisory Committee will meet at 7 p.m. on August 20, 1974. Meeting place will be in Drummond, Montana, in the Catholic Church basement.

The purpose of this meeting is to discuss East Fork-Medicine Lake Skalkaho Planning Unit in Upper Rock Creek in the Deerlodge National Forest.

The meeting will be open to the public. Any member of the public who wishes to do so shall be permitted to file a written statement with the Committee before or after the meeting. To the extent that time permits, the Committee Chairman may permit interested persons to present oral statements at the meeting.

General participation by members of the public, or questioning of Committee members or other participants shall not be permitted unless approved by the majority of Committee members.

Dated: August 1, 1974.

GEORGE M. SMITH,
Forest Supervisor, Deerlodge National Forest.

[FR Doc.74–18195 Filed 8–8–74;8:45 am]

Office of the Secretary

NATIONAL HORSE INDUSTRY ADVISORY COMMITTEE

Renewal

Notice is hereby given that the Secretary of Agriculture has renewed the National Horse Industry Advisory Committee. This Committee represents a broad spectrum of interests and geographic areas relative to the horse industry which advises the Secretary of Agriculture and other officials on research, disease control, educational programs, and other activities and programs of the Department of Agriculture affecting horse producers, owners, users, and other aspects of the horse industry.

The Chairman of this Committee is J. Phil Campbell, Under Secretary of Agriculture, U.S. Department of Agriculture, Washington, D.C. 20250.

This notice is given in compliance with Pub. L. 92–463.

Done at Washington, D.C., this 6th day of August 1974.

JOSEPH R. WRIGHT, Jr.,
Assistant Secretary for Administration.

[FR Doc.74–18297 Filed 8–8–74;8:45 am]

DEPARTMENT OF COMMERCE

YELLOWFIN TUNA FISHING IN THE EASTERN PACIFIC OCEAN

National Oceanic and Atmospheric Administration

Reversion of Incidental Catch Rate

Notice of reversion is hereby given pursuant to § 280.7(b) (2), Title 50, Code of Federal Regulations, as follows:

At 0001 hours, local time on August 11, 1974, the incidental catch rate of yellowfin tuna for purse seine vessels of 400 short tons carrying capacity or less will revert to fifteen percent (15%). On the basis of the catch and present catch rate, as of that date, the amount of yellowfin tuna caught during the closed season by purse seine vessels of 400 short tons carrying capacity or less will have reached 3900 short tons as provided in § 280.7(b) (2), Title 50, Code of Federal Regulations.

Issued at Washington, D.C. and dated August 9, 1974.

JACK W. GEHRINGER,
Deputy Director.

[FR Doc.74–18366 Filed 8–8–74;8:45 am]

Social and Economic Statistics Administration

ANNUAL SURVEY ON POLLUTION ABATEMENT EXPENDITURES

Notice of Determination

In conformity with Title 13, United States Code, sections 181, 224 and 225 and due notice having been published on May 10, 1974 (39 FR 16912), I have determined that annual data on pollution abatement expenditures are needed to aid the efficient performance of essential governmental functions and have significant application to the needs of the public and industry and are not available from non-governmental or other government sources.

The report form will be furnished to firms included in the survey and additional copies are available on request to the Director, Bureau of the Census, Washington, D.C. 20233.

I have, therefore, directed the annual survey be conducted for the purpose of collecting the data hereinabove described.

Dated: August 5, 1974.

VINCENT P. BARABBA,
Director, Bureau of the Census.

[FR Doc.74–18255 Filed 8–8–74; 8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

National Institutes of Health

AUTOMATION IN THE MEDICAL LABORATORY SCIENCES REVIEW COMMITTEE

Notice of Meeting

Pursuant to Pub. L. 92–463, notice is hereby given of the meeting of the Automation in the Medical Laboratory Sciences Review Committee, September 5–6, 1974, 9 a.m., National Institutes of Health, Building 31C, Conference Room 7. This meeting will be open to the public on September 5 from 9 a.m. to 12 noon

for opening remarks and general discussion. Attendance by the public will be limited to space available. In accordance with the provisions set forth in sections 552(b)(4) and 552(b)(6), Title 5, U.S. Code and section 10(d) of P.L. 92–463, the meeting will be closed to the public on September 5 from 12 noon to 5 p.m., and September 6 from 9 a.m. to 5 p.m., for the review, discussion, evaluation, and ranking of individual contract proposals. The proposals contain information of a proprietary or confidential nature, including detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals.

Mr. Paul Deming, Research Reports Officer, NIGMS, Building 31, Room 4A46, Bethesda, Maryland 20014, Telephone: 301, 496–5676, will provide a summary of the meeting and a roster of committee members.

Dr. Robert S. Melville, Executive Secretary, Automation in the Medical Laboratory Sciences Review Committee, Westwood Building, Room 954, Bethesda, Maryland 20014, Telephone: 301, 496–7081, will furnish substantive program information.

Dated: August 1, 1974.

(Catalog of Federal Domestic Assistance Program No. 13–860, National Institute of General Medical Sciences, National Institutes of Health)

SUZANNE L. FREMEAU,
Committee Management Officer,
National Institutes of Health.

[FR Doc.74–18211 Filed 8–8–74;8:45 am]

BEHAVIORAL SCIENCES RESEARCH CONTRACT REVIEW

Notice of Meeting

Pursuant to Pub. L. 92–463, notice is hereby given of the meeting of the Behavioral Sciences Research Contract Review Committee, National Institute of Child Health and Human Development, September 30–October 1, 1974, Landow Building, Room C–418, National Institutes of Health, Bethesda, Maryland.

This meeting will be open to the public from 9 a.m. to 5 p.m. on September 30 for a plenary session with the Contraceptive Development Contract Review Committee and the Contraceptive Evaluation Research Contract Review Committee for progress reports and program plans by the staff of the Behavioral Sciences Branch, Contraceptive Development Branch, and Contraceptive Evaluation Branch and information on program content and plans of the Population Research Grants Branch as well as current status of Center for Population Research publications and liaison activities. Attendance by the public will be limited to space available. In accordance with the provisions set forth in section 552(b)(4) and 552(b)(6), Title 5, U.S. Code and section 10(d) of Pub. L. 92–463, the meeting will be closed to the public on October 1 from 1 p.m. to adjournment for the review, discussion and evaluation of individual contract proposals. The proposals contain information of a proprietary or confidential nature, including detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals.

Mrs. Marjorie Neff, Committee Management Officer, NICHD, Landow Building, Room C–603, National Institutes of Health, Bethesda, Maryland, Area Code 301, 496–1756, will provide summaries of meetings and rosters of committee members. Dr. Jerry Combs, Chief, Behavioral Sciencies Branch, Center for Population Research, NICHD, Landow Building, Room C–719, National Institutes of Health, Bethesda, Maryland, Area Code 301, 496–1174, will furnish substantive program information.

Dated: August 2, 1974.

(Catalog of Federal Domestic Assistance Program No. 13.832, National Institutes of Health)

SUZANNE L. FREMEAU,
Committee Management Officer,
National Institutes of Health.

[FR Doc.74–18222 Filed 8–8–74;8:45 am]

BIOMETRY AND EPIDEMIOLOGY CONTRACT REVIEW

Notice of Meeting

Pursuant to Pub. L. 92–463, notice is hereby given of the meeting of the Biometry and Epidemiology Contract Review Committee, National Cancer Institute, September 11, 1974, Landow Building, Room C–418.

This meeting will be open to the public September 11, 1974, at 9 a.m., to discuss program plans for the Biometry and Epidemiology branches. Attendance by the public will be limited to space available. In accordance with the provisions set forth in sections 552(b)(4) and 552(b)(6), Title 5, U.S. Code and section 10(d) of Pub. L. 92–463, the meeting will be closed to the public September 11, 1974, from 10:30 a.m. to adjournment for the review, discussion, and evaluation of individual contract proposals. The proposals contain information of a proprietary or confidential nature, including detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals.

Mrs. Marjorie F. Early, Committee Management Officer, NCI, Building 31, Room 3A16, National Institutes of Health, Bethesda, Maryland, 20014 (301/496–5708) will furnish summaries of meetings and rosters of committee members.

Mr. Harvey Geller, Executive Secretary, Landow Building, Room C–519, National Institutes of Health, Bethesda, Maryland 20014 (301/496–6014) will furnish substantive program information.

Dated: August 2, 1974.

(Catalog of Federal Domestic Assistance Program No. 13.825, National Institutes of Health)

SUZANNE L. FREMEAU,
Committee Management Officer,
National Institute of Health.

[FR Doc.74–18224 Filed 8–8–74;8:45 am]

BREAST CANCER EXPERIMENTAL BIOLOGY COMMITTEE

Notice of Meeting

Pursuant to Pub. L. 92–463, notice is hereby given of the meeting of the Breast Cancer Experimental Biology Committee, National Cancer Institute, September 18, 19, 20, 1974, Holiday Inn of Bethesda, Versailles I Room.

This meeting will be open to the public on September 20, 1974 from 10:30 a.m. to 12 noon, to discuss contractors' needs and general problems. Attendance by the public will be limited to space available. In accordance with the provisions set forth in sections 552(b)(4) and 552(b)(6), Title 5, U.S. Code and section 10(d) of Pub. L. 92–463, the meeting will be closed to the public on September 18 and 19, 1974 from 8 a.m. to 5 p.m. and on September 20, 1974 from 8 a.m. to 10:30 a.m. for the review, discussion and evaluation of individual contract projects. The projects contain information of a proprietary or confidential nature, including detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the projects.

Mrs. Marjorie F. Early, Committee Management Officer, NCI, Building 31, Room 3A16, National Institutes of Health, Bethesda, Maryland, 20014 (301/496–5708) will furnish summaries of meetings and rosters of committee members.

Dr. D. Jane Taylor, Executive Secretary, Landow Building Room A–404, National Institutes of Health, Bethesda, Maryland 20014 (301/496–6718) will furnish substantive program information.

Dated: August 2, 1974.

(Catalog of Federal Domestic Assistance Program No. 13.825, National Institutes of Health)

SUZANNE L. FREMEAU,
Committee Management Officer,
National Institutes of Health.

[FR Doc.74–18220 Filed 8–8–74;8:45 am]

CANCER CONTROL ADVISORY COMMITTEE

Notice of Meeting

Pursuant to Pub. L. 92–463, notice is hereby given of the meeting of the Cancer Control Advisory Committee, National Cancer Institute, September 27, 1974, National Institutes of Health, Building 31, Conference Room 4.

This meeting will be open to the public on September 27, 1974, from 9 a.m. to 1 p.m., to discuss the Director's Report, a preliminary report of a pending conference entitled, "Persons at High Risk of Cancer: Implications for Cancer Con-

trol" and a report on the Survey of Cancer Control Activities. Attendance by the public will be limited to space available. In accordance with the provisions set forth in sections 552(b)(4) and 552(b)(6), Title 5, U.S. Code and section 10(d) of Pub. L. 92–463, the meeting will be closed to the public on September 27, 1974, from 1 p.m. until adjournment for the review, discussion and evaluation of individual grant applications and contract proposals. The applications and proposals contain information of a proprietary and confidential nature, including financial data and personal information concerning individuals associated with the applications and proposals.

Mrs. Marjorie F. Early, Committee Management Officer, NCI, Building 31, Room 3A16, National Institutes of Health, Bethesda, Maryland 20014 (301/496–5708) will furnish summaries of meetings and rosters of committee members.

Dr. Robert L. Woolridge, Executive Secretary, Blair Building, Room 723, National Institutes of Health, Bethesda, Maryland 20014 (301/427–7993) will furnish substantive program information.

Dated: August 2, 1974.

(Catalog of Federal Domestic Assistance Program No. 13.314 and No. 13.825, National Institutes of Health)

SUZANNE L. FREMEAU,
Committee Management Officer, National Institutes of Health.

[FR Doc.74–18221 Filed 8–8–74;8:45 am]

CANCER CONTROL EDUCATION REVIEW COMMITTEE

Notice of Meeting

Pursuant to Pub. L. 92–463, notice is hereby given of the meeting of the Cancer Control Education Review Committee, National Cancer Institute, September 19, 1974, National Institutes of Health, Landow Building, Conference Room C–418.

This meeting will be open to the public on September 19, 1974, from 8:30 a.m. to 10 a.m., to discuss minutes of last meeting, announcements, and future meeting dates. Attendance by the public will be limited to space available. In accordance with the provisions set forth in sections 552(b)(4) and 552(b)(6), Title 5, U.S. Code and section 10(d) of Pub. L. 92–463, the meeting will be closed to the public on September 19, 1974 from 10 a.m. to adjournment for the review, discussion and evaluation, of individual contract proposals. The proposals contain information of a proprietary or confidential nature, including detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals.

Mrs. Marjorie F. Early, Committee Management Officer, NCI, Building 31, Room 3A16, National Institutes of Health, Bethesda, Maryland 20014 (301/496–5708) will furnish summaries of meetings and rosters of committee members.

Dr. Margaret H. Edwards, Executive Secretary, Blair Building, Room 729, National Institutes of Health, Bethesda, Maryland 20014, (301/427–8080) will furnish substantive program information.

Dated: August 1, 1974.

(Catalog of Federal Domestic Assistance Program No. 13.825, National Institutes of Health)

SUZANNE L. FREMEAU,
Committee Management Officer, National Institutes of Health.

[FR Doc.74–18215 Filed 8–8–74;8:45 am]

CANCER SPECIAL PROGRAM ADVISORY COMMITTEE

Notice of Meeting

Pursuant to Pub. L. 92–463, notice is hereby given of the meeting of the Cancer Special Program Advisory Committee, National Cancer Institute, October 18–19, 1974, National Institutes of Health, Building 31, Conference Room 8.

This meeting will be open to the public on October 18, 1974, from 9 a.m. to 10 a.m. to discuss procedures to be followed in review of applications, assignment of applications to the Cancer Special Program Advisory Committee and to the Cancer Research Center Review Committee. Attendance by the public will be limited to space available. In accordance with the provisions set forth in sections 552(b)(4) and 552(b)(6), Title 5, U.S. Code and section 10(d) of Pub. L. 92–463, the meeting will be closed to the public on October 18, 1974, from 10 a.m. to 5 p.m., and on October 19, 1974, from 9 a.m. to adjournment, for the review, discussion and evaluation of individual grant applications. The applications contain information of a proprietary or confidential nature, including detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the applications.

Mrs. Marjorie F. Early, Committee Management Officer, NCI, Building 31, Room 3A16, National Institutes of Health, Bethesda, Maryland 20014, (301/496–5708) will furnish summaries of the meetings and rosters of committee members.

K. C. Potter, D.D.S., Executive Secretary, Westwood Building, Room 805, National Institutes of Health, Bethesda, Maryland 20014, 301/496–7565) will furnish substantive program information.

Dated: August 2, 1974.

(Catalog of Federal Domestic Assistance Program No. 13.312, National Institute of Health)

SUZANNE L. FREMEAU,
Committee Management Officer, National Institutes of Health.

[FR Doc.74–18225 Filed 8–8–74;8:45 am]

CHRONIC UREMIA ADVISORY COMMITTEE

Notice of Meeting

Pursuant to Pub. L. 92–463, notice is hereby given of the meeting of the Artificial Kidney—Chronic Uremia Advisory Committee, National Institute of Arthritis, Metabolism, and Digestive Diseases, September 10, 1974, Building 31, Conference Room 2.

This meeting will be open to the public on September 10, 1974, 9 A.M. to 10 A.M. to discuss administrative reports. Attendance by the public will be limited to space available. In accordance with the provisions set forth in sections 552(b)(4) and 552(b)(6), Title 5, U.S. Code and section 10(d) of Pub. L. 92–463, the meeting will be closed to the public from 10 a.m. to adjournment on September 10, 1974, for the review, discussion and evaluation of individual contract proposals. The proposals contain information of a proprietary or confidential nature, including detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals.

Mr. Victor Wartofsky, Information Officer, NIAMDD, NIH, Building 31, Room 9A04, Bethesda, Maryland 20014, (301) 496–3583, will provide summaries of meetings, rosters of committee members, and substantive program information.

Dated: August 1, 1974.

(Catalog of Federal Domestic Assistance Program No. 13.828, National Institutes of Health)

SUZANNE L. FREMEAU,
Committee Management Officer, National Institutes of Health.

[FR Doc.74–18214 Filed 8–8–74;8:45 am]

COMMITTEE ON CYTOLOGY AUTOMATION

Notice of Meeting

Pursuant to Pub. L. 92–463, notice is hereby given of the meeting of the Committee on Cytology Automation, National Cancer Institute, September 19, 1974 and September 20, 1974, National Institutes of Health, Westwood Building, Conference Room B.

This meeting will be open to the public on September 19, 1974 from 9 a.m. to 10 a.m., and September 20, 1974 from 9 a.m. to 10 a.m., to discuss Cytology Automation Contract Program, New Requests for Proposals and other new projects. Attendance by the public will be limited to space available. In accordance with the provisions set forth in sections 552(b)(4) and 552(b)(6), Title 5, U.S. Code and section 10(d) of Pub. L. 92–463, the meeting will be closed to the public on September 19, 1974 from 10 a.m. to 5 p.m., and September 20, 1974 from 10 a.m. to 5 p.m. for the review, discussion and evaluation, of individual contract proposals. The proposals contain information of a proprietary or confidential

nature, including detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals.

Mrs. Marjorie F. Early, Committee Management Officer, NCI, Building 31, Room 3A16, National Institutes of Health, Bethesda, Maryland 20014 (301/496-5708) will furnish summaries of meetings and rosters of committee members.

Dr. Bill Bunnag, Executive Secretary, NCI, Building 10, Room 2A08, National Institutes of Health, Bethesda, Maryland 20014 (301/496-5282) will furnish substantive program information.

Dated: August 1, 1974.

(Catalog of Federal Domestic Assistance Program No. 13.825, National Institutes of Health)

SUZANNE L. FREMEAU,
Committee Management Officer,
National Institute of Health.

[FR Doc.74-18216 Filed 8-8-74;8:45 am]

CONTRACEPTIVE DEVELOPMENT CONTRACT REVIEW COMMITTEE

Notice of Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Contraceptive Development Contract Review Committee, National Institute of Child Health and Human Development, September 30-October 1, 1974, Landow Building, Room C-418, National Institutes of Health, Bethesda, Maryland.

This meeting will be open to the public from 9 a.m. to 5 p.m. on September 30 for a plenary session with the Contraceptive Evaluation Research Contract Review Committee and the Behavioral Sciences Research Contract Review Committee for progress reports and program plans by the staff of the Contraceptive Development Branch, Contraceptive Evaluation Branch, and the Behavioral Sciences Branch and information on program content and plans of the Population Research Grants Branch as well as current status of Center for Population Research publications and liaison activities. Attendance by the public will be limited to space available. In accordance with the provisions set forth in section 552(b)(4) and 552(b)(6), Title 5, U.S. Code and section 10(d) of Pub. L. 92-463, the meeting will be closed to the public on October 1 from 9 a.m. to adjournment for the review, discussion and evaluation of individual contract proposals. The proposals contain information of a proprietary or confidential nature, including detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals.

Mrs. Marjorie Neff, Committee Management Officer, NICHD, Landow Building, Room C-603, National Institutes of Health, Bethesda, Maryland, Area Code 301, 496-1756, will provide summaries of meetings and rosters of committee members. Dr. Gabriel Bialy, Acting Chief, Contraceptive Development Branch, Center for Population Research, NICHD, Landow Building, Room B-704, National Institutes of Health, Bethesda, Maryland, Area Code 301, 496-1661, will furnish substantive program information.

Dated: August 2, 1974.

(Catalog of Federal Domestic Assistance Program No. 13.832. National Institutes of Health)

SUZANNE L. FREMEAU,
Committee Management Officer,
National Institutes of Health.

[FR Doc.74-18223 Filed 8-8-74;8:45 am]

CONTRACEPTIVE EVALUATION RESEARCH CONTRACT REVIEW COMMITTEE

Notice of Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Contraceptive Evaluation Research Contract Review Committee, National Institute of Child Health and Human Development, September 30-October 1, 1974, Landow Building, Room C-418, National Institutes of Health, Bethesda, Maryland.

The entire meeting will be open to the public from 9 a.m. to 5 p.m. on September 30 and from 9 a.m. to adjournment on October 1. On September 30 the Committee will meet in plenary session with the Contraceptive Development Contract Review Committee and the Behavioral Sciences Research Contract Review Committee for progress reports and program plans by the staff of the Contraceptive Evaluation Branch, Contraceptive Development Branch, and the Behavioral Sciences Branch and information on program content and plans of the Population Research Grants Branch as well as current status of Center for Population Research publications and liaison activities. On October 1 the Committee will discuss (1) progress report FY 1974, (2) RFP—Oral Contraceptive Steroids and Hypertension and (3) proposals and suggestions for new program initiatives. Attendance by the public will be limited to space available.

Mrs. Marjorie Neff, Committee Management Officer, NICHD, Landow Building, Room C-603, National Institutes of Health, Bethesda, Maryland, Area Code 301, 496-1756, will provide summaries of meetings and rosters of committee members. Dr. Heinz Berendes, Chief, Contraceptive Evaluation Branch, Center for Population Research, NICHD, Landow Building, Room C-719, National Institutes of Health, Bethesda, Maryland, Area Code 301, 496-1174, will furnish substantive program information.

Dated: August 2, 1974.

(Catalog of Federal Domestic Assistance Program No. 13.832, National Institutes of Health)

SUZANNE L. FREMEAU,
Committee Management Officer,
National Institutes of Health.

[FR Doc.74-18212 Filed 8-8-74;8:45 am]

PHARMACOLOGY-TOXICOLOGY PROGRAM COMMITTEE

Notice of Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Pharmacology-Toxicology Program Committee, National Institute of General Medical Sciences, September 12-13, 1974. National Institutes of Health, Building 31C, Conference Room 6.

This meeting will be open to the public on September 12 from 9 a.m. to 10:30 a.m for opening remarks and discussion of objectives and accomplishments of the program and revision of program guidelines. Attendance by the public will be limited to space available. In accordance with the provisions set forth in sections 552(b)(4) and 552(b)(6), Title 5, U.S. Code and section 10(d) of Pub. L. 92-463, the meeting will be closed to the public on September 12 from 10:30 a.m. to 5 p.m. and on September 13 from 9 a.m. to 5 p.m. for the review, discussion and evaluation of grant applications and contract proposals. The applications and proposals contain information of a proprietary or confidential nature, including detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the applications and proposals.

Mr. Paul Deming, Research Reports Officer, NIGMS, Building 31, Room 4A46, Bethesda, Maryland 20014, Telephone: 301, 496-5676, will provide a summary of the meeting and a roster of committee members.

Dr. Raymond Bahor, Executive Secretary, Pharmacology-Toxicology Program Committee, Westwood Building, Room 9A07, Bethesda, Maryland 20014, Telephone: 301, 496-7181, will furnish substantive program information.

Dated: August 1, 1974.

(Catalog of Federal Domestic Assistance Program No. 13-859 National Institute of General Medical Sciences, National Institutes of Health)

SUZANNE L. FREMEAU,
Committee Management Officer,
National Institutes of Health.

[FR Doc.74-18217 Filed 8-8-74;8:45 am]

PRESIDENT'S CANCER PANEL

Notice of Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the President's Cancer Panel, National Cancer Institute, September 12, 1974, 9:30 a.m. to adjournment, National Institutes of Health, Building 31, Conference Room 11A10. This meeting will be open to the public from 9:30 a.m. to adjournment for a report from the Director, National Cancer Institute, report from the Chairman, President's Cancer Panel, and a presentation on the International Cancer Research Data Bank. Attendance by the public will be limited to space available.

Mrs. Marjorie F. Early, Committee Management Officer, NCI, Building 31, Room 3A16, National Institutes of Health, Bethesda, Maryland 20014 (301–496–5708) will furnish summaries of the open meeting and roster of committee members.

Dr. Richard A. Tjalma, Executive Secretary, Building 31, Room 11A46, National Institutes of Health, Bethesda, Maryland 20014 (301–496–5854) will provide substantive program information.

Dated: August 11, 1974.

SUZANNE L. FREMEAU,
Committee Management Officer,
National Institutes of Health.

[FR Doc.74–18219 Filed 8–8–74;8:45 am]

TOBACCO WORKING GROUP

Notice of Meeting

Pursuant to Pub. L. 92–463, notice is hereby given of the meeting of the Tobacco Working Group, National Cancer Institute, September 10–11, 1974, Building 31, Conference Room 9, Bethesda, Maryland.

This meeting will be open to the public on September 10–11, 1974 from 9 a.m. to 5 p.m. to discuss the current activities and plans of the Tobacco Working Group. Attendance by the public will be limited to space available.

Mrs. Marjorie F. Early, Committee Management Officer, NCI, Building 31, Room 3A16, National Institutes of Health, Bethesda, Maryland 20014 (301/496–5708) will furnish summaries of meetings and rosters of committee members.

Dr. Gio B. Gori, Chairman, Building 31, Room 11A03, National Institutes of Health, Bethesda, Maryland 20014 (301/496–6616) will furnish substantive program information.

Dated: August 2, 1974.

SUZANNE L. FREMEAU,
Committee Management Officer,
National Institutes of Health.

[FR Doc.74–18213 Filed 8–8–74;8:45 am]

FOGARTY INTERNATIONAL CENTER

Program Announcement for Senior International Fellowship Program

The John E. Fogarty International Center for Advanced Study in the Health Sciences will sponsor a program of fellowships for faculty members of U.S. schools of medicine, osteopathy, dentistry, and public health with demonstrated productive scholarship and recognized stature in their profession to go abroad to study and share their expertise. Authority for this program is derived from sections 301(c) and 308(b) of the Public Health Service Act (42 U.S.C. 241 and 242(f)).

These fellowships have four major objectives:

1. To increase the interchange of ideas of mutual interest between U.S. scholars in academic medicine and those of other nations of the world,

2. To permit the exchange of the latest advances in a particular area of medicine, both basic and clinical,

3. To permit participation in the contribution to on-going research in the medical sciences or in science areas related to medicine, and

4. To improve the academic, research and/or clinical biomedical potential of the U.S. medical institution.

The nomination of an individual for this fellowship will be made by the U.S. institution. The application will require the endorsement of the President or other appropriate official of the nominating institution, and shall specify the expected benefits to the institution of the applicant's proposed program. Additional information may be submitted by the institution in support of the nomination as it considers pertinent. A letter of invitation from an appropriate individual at the host institution abroad attesting to the willingness of the institution to sponsor the applicant and outlining any benefits which may accrue will be a necessary part of the application. In addition, letters of recommendation from colleagues or others who are acquainted with the individual's scientific competence will be solicited by the Fogarty International Center based on information submitted by the applicant. The nominee will be judged on these evidences of academic competence and on ability to pursue the proposed program.

Program guidelines and the appropriate fellowship forms may be obtained by writing the Office of Research Manpower, Division of Research Grants, National Institutes of Health, Bethesda, Maryland 20014.

Deadlines for receipt of applications are:

1. Applications received by:	*Awards made by:*
January 15	June
May 1	November

2. Applications received after one deadline are considered at the next review.

Dated: August 2, 1974.

ROBERT S. STONE,
Director,
National Institutes of Health.

[FR Doc.74–18427, Filed 8–8–74;10:38 am]

Office of Education

NATIONAL ADVISORY COUNCIL ON INDIAN EDUCATION (GOVERNMENT INTRA-AGENCY COMMITTEE)

Notice of Meeting

Notice is hereby given, pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), that the next meeting of the National Advisory Council on Indian Education (Government Intra-Agency Committee) will be held on August 23, 1974 at 7:30 p.m. and August 24, 1974 from 9 a.m. to 5 p.m. at Crimont Hall, Gonzaga University, Spokane, Washington.

The National Advisory Council on Indian Education is established under section 401 of the Indian Education Act (Pub. L. 92–318 Title IV). The Council is directed to:

Advise the Commissioner in the preparation of general regulations and with respect to policy matters arising in the administration of this title including policies and procedures governing the approval of State plans under section 318 and policies to eliminate duplication, and to effectuate the coordination of programs under this title and other program offering Indian Education activities and services.

The Council shall review the administration and effectiveness of programs under this title, make recommendations with respect thereto, and make annual reports to the President of its findings and recommendations (including recommendations for changes in this title and other federal laws relating to Indian Education activities and services). The President shall transmit each such report to the Congress together with his comments and recommendations.

The proposed agenda includes:

1. Organize Committee.
2. Write Goals & Objectives and Planning procedure.
3. Set Committee responsibilities.
4. Plan for meeting with Deputy Commissioners in HEW.

Records shall be kept of all Council proceedings (and shall be available for public inspection at the Office of the National Advisory Council on Indian Education located at 425 13th St. NW., Room 326, Washington, D.C. 20004.

Signed at Washington, D.C., on August 6, 1974.

DWIGHT A. BILLEDEAUX,
Executive Director, National Advisory Council on Indian Education.

[FR Doc.74–18351 Filed 8–8–74;8:45 am]

NATIONAL ADVISORY COUNCIL ON INDIAN EDUCATION (RESEARCH AND PUBLICATIONS COMMITTEE)

Notice of Meeting

Notice is hereby given, pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), that the next meeting of the National Advisory Council on Indian Education (Research and Publications Committee) will be held on August 25, 1974 from 9 a.m. to 5 p.m. and August 26, 1974 from 9 a.m. to 12 noon at Crimont Hall, Gonzaga University, Spokane, Washington.

The National Advisory Council on Indian Education is established under section 401 of the Indian Education Act (Pub. L. 92–318, Title IV). The Council is directed to:

Advise the Commissioner in the preparation of general regulations and with respect to policy matters arising in the administration of this title, including policies and procedures governing the approval of State plans under section 318 and policies to eliminate duplication, and to effectuate the coordination of programs under this title and other programs offering Indian Education activities and services.

The Council shall review the administration and effectiveness of programs under this

title, make recommendations with respect thereto, and make annual reports to the President of its findings and recommendations (including recommendations for changes in this title and other federal laws relating to Indian Education activities and services). The President shall transmit each such report to the Congress together with his comments and recommendations.

The proposed agenda includes:

1. Work assignments for completing Second Annual Report to Congress.
2. Make additions and deletions to draft of the proposed Second Annual Council Report to Congress.
3. Regular Committee business.

Records shall be kept of all Council proceedings (and shall be available for public inspection at the Office of the National Advisory Council on Indian Education located at 425 13th St. NW., Room 326, Washington, D.C. 20004.

Signed at Washington, D.C., on August 6, 1974.

DWIGHT A. BILLEDEAUX,
Executive Director, National Advisory Council on Indian Education.

[FR Doc.74-18350 Filed 8-8-74;8:45 am]

DEPARTMENT OF TRANSPORTATION

Hazardous Materials Regulations Board

SPECIAL PERMITS ISSUED OR DENIED

Pursuant to Docket No. HM-1, rulemaking procedures of the Hazardous Materials Regulations Board, issued May 22, 1968 (33 FR 8277) 49 CFR Part 170, following is a list of new DOT Special Permits upon which Board action was completed during July 1974.

Special permit No.	Issued to—Subject	Mode or modes of transportation
SP 6890	Explosive Technology, Fairfield, Calif., to ship certain Class C explosives as flexible linear shaped charges, metal clad.	Cargo vessel, Cargo-only aircraft, Highway, Rail freight.
SP 6892	Spear and Hill, New York, N.Y., on behalf of Explogiochi, S.P.A. Italy, to ship Toy caps incorporating inside packaging modifications.	Cargo vessel, Highway, Rail freight.
SP 6896	Southern Agricultural Chemicals, Inc., Kingstree, South Carolina, to ship certain Class B poisonous liquids (organic phosphate compounds and mixtures thereof) in non-DOT specification cargo tanks built to the ASME Code.	Highway.
SP 6898	Allied Chemical Corp., Morristown, N.J., to ship Acid and corrosive liquids in a DOT Specification 33A polystyrene case having closure secured by polypropylene strapping or equivalent.	Cargo vessel, Highway, Rail freight.
SP 6900	Lucidol Division, Pennwalt, Corporation, Buffalo, N.Y., to ship two container loads of Benzoyl peroxide, wet with a least 20 percent of water by weight in non-DOT specification wooden drums complying with the United Nations packaging recommendations and ADR Regulations.	Highway.
SP 6902	Halocarbon Products Corporation, Hackensack, N.J. to ship Anhydrous hydrogen bromide in DOT Specification 110A800W tanks.	Highway, Rail freight.
SP 6906	Hercules Incorporated, Wilmington, Del., to ship Dicumyl peroxide of 50 percent maximum concentration in a non-volatile solvent in tank cars.	Rail freight.
SP 6907	Proctor & Gamble Company, Cincinnati, Ohio, to ship a Flammable liquid, n.o.s. commodity in one gallon glass bottles inside DOT Specification 12B fiberboard boxes.	Highway.
SP 6909	Monsanto Company, St. Louis, Mo., to ship Chloracetyl chloride in DOT Specification MC-310, MC-311 and MC-312 tanks motor vehicles having tanks fabricated from nickel.	Highway.
SP 6911	U.S. Department of Defense, Washington, D.C., to ship a Class A poison in DOT Specification 106A500X tanks equipped with modified valve protection caps.	Highway.
SP 6912	Dow Chemical Co., Midland, Mich., to ship portable gas chromatograph instruments which include hydrogen in a non-DOT specification sphere.	Passenger-carrying aircraft.

Denied—Subject

(1) Request by Cardinal Chemical, Inc., to transport hydrochloric acid solution in non-DOT Specification mild steel, and fiberglass reinforced plastic cargo tanks.
(2) Request by Rolf Jensen & Associates, Inc., in behalf of CBF Systems, Inc., to ship a compressed gas fire extinguishant in non-DOT specification steel cylinders constructed in accordance with the ASME Code, Section VIII.

J. R. GROTHE,
Alternate Secretary.

[FR Doc.74-18226 Filed 8-8-74;8:45 am]

ATOMIC ENERGY COMMISSION

ADVISORY COMMITTEE ON REACTOR SAFEGUARDS, SUBCOMMITTEE ON PERRY NUCLEAR POWER PLANT, UNITS 1 & 2

Notice of Meeting

AUGUST 6, 1974.

In accordance with the purposes of sections 29 and 182 b. of the Atomic Energy Act (42 U.S.C. 2039, 2232 b.), the Advisory Committee on Reactor Safeguards' Subcommittee on Perry Nuclear Power Plant, Units 1 & 2 will hold a meeting on August 26, 1974 in Room 1046, 1717 H Street, NW., Washington, D.C. The purpose of this meeting will be to develop information for consideration by the ACRS in its review of the application of the Cleveland Electric Illuminating Company for a permit to construct this nuclear power plant. The facility will be located on Lake Erie in Lake County, Ohio. The plant site is approximately 35 miles northeast of Cleveland and 21 miles southwest of Ashtabula, Ohio.

The following constitutes that portion of the Subcommittee's agenda for the above meeting which will be open to the public:

MONDAY, AUGUST 26, 1974—9 A.M. UNTIL THE CONCLUSION OF BUSINESS

The Subcommittee will hear presentations by representatives of the Regulatory Staff and Cleveland Electric Illuminating Company and will hold discussions with these groups pertinent to its review of the application of Cleveland Electric Illuminating Company for a permit to construct the Perry Nuclear Power Plant, Units 1 & 2. In connection with the above agenda item, the Subcommittee will hold Executive Sessions, not open to the public, at 8:30 a.m. and at the end of the day to consider matters relating to the above application. These sessions will involve an exchange of opinions and discussion of preliminary views and recommendations of Subcommittee Members and internal deliberations for the purpose of formulating recommendations to the ACRS.

In addition to the Executive Sessions, the Subcommittee may hold closed sessions with representatives of the Regulatory Staff and Applicant for the purpose of discussing privileged information concerning plant physical security and other matters related to plant design, construction and operation, if necessary.

I have determined, in accordance with subsection 10(d) of Pub. L. 92-463, that the above-noted Executive Sessions will consist of an exchange of opinions and formulation of recommendations, the discussion of which, if written, would fall within exemption (5) of 5 U.S.C. 552(b) and that a closed session may be held, if necessary, to discuss certain documents and information which are privileged and fall within exemption (4) of 5 U.S.C. 552(b). Further, any non-exempt material that will be discussed during the above closed sessions will be inextricably intertwined with exempt material, and no further separation of this material is considered practical. It is essential to close such portions of the meeting to protect the free interchange of internal views, to avoid undue interference with agency or Subcommittee operation, and to avoid public disclosure of proprietary information.

Practical considerations may dictate alterations in the above agenda or schedule.

The Chairman of the Subcommittee is empowered to conduct the meeting in a manner that in his judgment will facilitate the orderly conduct of business, including provisions to carry over an incompleted open session from one day to the next.

With respect to public participation in the open portion of the meeting, the following requirements shall apply:

(a) Persons wishing to submit written statements regarding the agenda item may do so by mailing 25 copies thereof, postmarked no later than August 19, 1974, to the Executive Secretary, Advisory Committee on Reactor Safeguards, U.S. Atomic Energy Commission, Washington, D.C. 20545. Such comments shall

be based upon the Preliminary Safety Analysis Report for this facility and related documents on file and available for public inspection at the Atomic Energy Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. 20545 and at the Perry Public Library, 3753 Main Street, Perry, Ohio 44081.

(b) Those persons submitting a written statement in accordance with paragraph (a) above may request an opportunity to make oral statement concerning the written statement. Such requests shall accompany the written statement and shall set forth reasons justifying the need for such oral statement and its usefulness to the Subcommittee. To the extent that the time available for the meeting permits, the Subcommittee will receive oral statements during a period of not more than 30 minutes at an appropriate time, chosen by the Chairman of the Subcommittee, between the hours of 1:30 p.m. and 3:30 p.m. on August 26, 1974.

(c) Requests for the opportunity to make oral statements shall be ruled on by the Chairman of the Subcommittee, who is empowered to apportion the time available among those selected by him to make oral statements.

(d) Information as to whether the meeting has been cancelled or rescheduled and in regard to the Chairman's ruling on requests for the opportunity to present oral statements, and the time allotted, can be obtained by a prepaid telephone call on August 23, 1974, to the Office of the Executive Secretary of the Committee (telephone: 301-973-5640) between 8:30 a.m. and 5:15 p.m. e.d.t.

(e) Questions may be propounded only by members of the Subcommittee and its consultants.

(f) Seating for the public will be available on a first-come, first-served basis.

(g) The use of still motion picture, and television cameras, the physical installation and presence of which will not interfere with the conduct of the meeting, will be permitted both before and after the meeting and during any recess. The use of such equipment will not, however, be allowed while the meeting is in session.

(h) Persons desiring to attend portions of the meeting where proprietary information is to be discussed may do so by providing to the Executive Secretary, Advisory Committee on Reactor Safeguards, 1717 H Street, NW., Washington, D.C. 20545, 7 days prior to the meeting, a copy of an executed agreement with the owner of the proprietary information to safeguard this material.

(i) A copy of the transcript of the open portion of the meeting will be available for inspection on or after August 27, 1974 at the Atomic Energy Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. 20545, and within approximately nine days at the Perry Public Library, 3753 Main Street, Perry, Ohio 44081. Copies of the transcript may be reproduced in the Public Document Room or may be obtained from Ace Federal Reporters, Inc., 415 Second Street, NE., Washington, D.C. 20002 (telephone 202-547-6222) upon payment of appropriate charges.

(j) On request, copies of the Minutes of the meeting will be made available for inspection at the Atomic Energy Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. 20545 after October 28, 1974. Copies may be obtained upon payment of appropriate charges.

JOHN C. RYAN,
Advisory Committee Management Officer.

[FR Doc.74-18257 Filed 8-8-74;8:45 am]

ADVISORY COMMITTEE ON REACTOR SAFEGUARDS' SUBCOMMITTEE ON DOUGLAS POINT GENERATING STATION

Cancellation of Meeting

AUGUST 7, 1974.

The meeting of the Advisory Committee on Reactor Safeguards' Subcommittee on Douglas Point Nuclear Generating Station, originally scheduled for August 20 and 21, 1974, a notice of which was previously published in the FEDERAL REGISTER on Tuesday, July 30, 1974 (39 FR 27598) has been cancelled.

JOHN C. RYAN,
Advisory Committee Management Officer.

[FR Doc.74-18372 Filed 8-8-74;8:45 am]

[Docket No. PRM-50-12]

ATLANTIC COUNTY CITIZENS COUNCIL ON ENVIRONMENT

Filing of Petition for Rulemaking

Notice is hereby given that the Atlantic County Citizens Council on Environment, 2 Old Turnpike, Pleasantville, New Jersey, by letter dated June 19, 1974, has filed with the Atomic Energy Commission a petition for rule making.

The petitioner requests that the Commission amend its regulation 10 CFR Part 50 to require full scale operational system testing of pilot model or prototype versions of nuclear power plants in the configuration they are expected to be employed in situ, prior to licensing for production manufacture wherein it is evident that such plants are to be assembly line manufactured, mass produced, or otherwise turned out in substantial quantity for distribution on a wide scale. The petitioner recommends that the license to manufacture, in such cases, be limited to a pilot model or prototype until systems operations testing has been successfully completed. The petitioner suggests also that the amendment be made to section XI, test control, of Appendix B of 10 CFR Part 50.

The petitioner states the basis for the petition as follows:

> The basis for this request is the ACCCE conviction that the different circumstances of the OPS type application in terms of subsequent likely proliferation and widespread implementation of future assembly line or mass production of the floating nuclear power plants stemming from the granting of a license to manufacture in the case of the OPS venture. It is contended that the greater possible ensuing proliferation of such mass produced plants warrants more extensive or full scale operational testing of a pilot model or prototype version than has been accorded individual or single sited land based plants heretofore.

The petitioner states further that during the hearings on the ACCCE petition for leave to intervene in the Offshore Power Systems floating nuclear power plant application for license to manufacture, an ACCCE contention was disallowed on the basis that Commission regulations do not require full scale operational system testing of a pilot model or prototype version of proposed nuclear power plants prior to granting of a manufacturing or production license. The petitioner requests that the disallowance by the Atomic Safety and Licensing Board of ACCCE's contention number 1 in said hearings be held in abeyance pending Commission action on the ACCCE petition for rulemaking.

A copy of the petition for rulemaking is available for public inspection in the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. A copy of the petition may be obtained by writing the Rules and Proceedings Branch at the below address.

All interested persons who desire to submit written comments or suggestions concerning the petition for rulemaking should send their comments to the Rules and Proceedings Branch, Office of Administration-Regulation, U.S. Atomic Energy Commission, Washington, D.C. 20545, on or before October 8, 1974.

Dated at Germantown, Md., this fifth day of August 1974.

For the Atomic Energy Commission.

PAUL C. BENDER,
Secretary of the Commission.

[FR Doc.74-18313 Filed 8-8-74;8:45 am]

[Docket Nos. STN 50-488, STN 50-489, STN 50-490, STN 50-491, STN 50-492, STN 50-493]

DUKE POWER CO.

Receipt of Application for Construction Permits and Facility Licenses and Availability of Applicant's Environmental Reports; Time for Submission of Views on Antitrust Matters

Duke Power Company, pursuant to section 103 of the Atomic Energy Act of 1954, as amended, has filed an application which was docketed on May 24, 1974, for authorization to construct and operate six pressurized water nuclear power reactors at its Perkins and Cherokee sites. The application was tendered on March 29, 1974. Following a preliminary review for completeness, the application, the preliminary safety analysis report, general and financial information and the antitrust information, was found to be acceptable for docketing on May 21, 1974. However, the environmental reports were not sufficiently complete for docketing and Duke Power Company filed revised environmental reports on June 17, 1974. The revised reports were found to be acceptable on

July 5, 1974. This application has been filed utilizing two approaches of the Commission's standardization policy for nuclear power plants—the "reference system" and "duplicate plant" concepts. (See "Licensing of Duplicate Nuclear Power Plants; Review of Standard Nuclear Power Plant Designs", Notice of Proposed Rules, 39 FR 13668, April 16, 1974.) The application references the standard nuclear steam supply system design of Combustion Engineering's Standard Safety Analysis Report (CESSAR), Docket No. STN 50-470, which is currently under staff review. The remainder of the plant design, with the exception of some specific site features, consists of identical duplicates for all six units. Docket Nos. STN 50-488, STN 50-489, and STN 50-490 have been assigned to units 1, 2, and 3, respectively, at the Perkins site and STN 50-491, STN 50-492, and STN 50-493 have been assigned to units 1, 2, and 3, respectively, at the Cherokee site. These docket numbers should be referenced in any correspondence relating to this application.

The Perkins site is located in the southeast portion of Davie County, North Carolina, on the Yadkin River about 11 miles west of Lexington, 12 miles north of Salisbury and about 17 miles southeast of Winston-Salem. The Cherokee site is located in the eastern portion of Cherokee County, South Carolina, on the west bank of the Broad River about 6 miles southeast of Blacksburg and 21 miles northeast of Spartanburg.

Each of the proposed nuclear units, designated by the applicant as the Perkins Nuclear Station, units 1, 2, and 3, and the Cherokee Nuclear Station, units 1, 2, and 3, are designed for initial operation at approximately 3800 megawatts thermal with a net electrical output of approximately 1280 megawatts.

A notice of hearing with opportunity for public participation is being published separately.

Any person who wishes to have his views on the antitrust matters of the application presented to the Attorney General for consideration should submit such views to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Office of Antitrust and Indemnity, Directorate of Licensing, Regulation, on or before September 17, 1974. The request should be filed in connection with Docket Nos. STN 50-488-A, STN 50-489-A, STN 50-490-A, STN 50-491-A, STN 50-492-A, and STN 50-493-A.

A copy of the application is available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. 20545, at the Davie County Public Library, 416 N. Main Street, Mocksville, North Carolina 20780, and at the Cherokee County Library, Gaffney, South Carolina 29340.

Duke Power Company has also filed, pursuant to the National Environmental Policy Act of 1969 and the regulations of the Commission in Appendix D to 10 CFR Part 50, separate environmental reports for the Perkins and Cherokee Stations. The reports, discuss environmental considerations related to the proposed construction of the Perkins and Cherokee Stations. The reports are being made available for public inspection at the aforementioned locations, and are being made available at the Clearinghouse and Information Center, 116 West Jones Street, Raleigh, North Carolina 27603, at the Piedmont Triad Council of Governments, P.O. Box 8945, Greensboro, North Carolina 27410, at the Office of the Governor, Division of Administration, Wade Hampton Office Building, Columbia, South Carolina 29201, and at the South Carolina Appalachian Council of Governments, Drawer 6668, 11 Regency Hills Drive, Greensville, South Carolina 29606.

After the environmental reports have been analyzed by the Commission's Director of Regulation or his designee, draft environmental statements related to the proposed action will be prepared by the Commission. Upon preparation of the draft environmental statements, the Commission will, among other things, cause to be published in the FEDERAL REGISTER a summary notice of availability of the draft statements. The summary notice will request comments from interested persons on the proposed action and on the draft statements. The summary notice will also contain a statement to the effect that comments of Federal agencies and state and local officials thereon will be made available when received. Upon consideration of comments submitted with respect to the draft environmental statement, the regulatory staff will prepare final environmental statements, the availability of which will be published in the FEDERAL REGISTER.

Dated at Bethesda, Md., this 8th day of July, 1974.

For the Atomic Energy Commission.

OLAN D. PARR,
Chief,
Light Water Reactors Group 1-3.

[FR Doc.74-16500 Filed 7-18-74;8:45 am]

[Docket Nos. STN 50-498, STN 50-499]

HOUSTON LIGHTING AND POWER CO. ET AL.

Receipt of Application for Construction Permits and Facility Licenses and Availability of Applicants' Environmental Report: Time for Submission of Views on Antitrust Matters

Houston Lighting and Power Company, the city of Antonio, Central Power and Light Company, and the city of Austin (the applicants), pursuant to section 103 of the Atomic Energy Act of 1954, as amended, have filed an application, which was docketed July 5, 1974, for authorization to construct and operate two generating units utilizing two pressurized water reactors. The application was tendered on May 17, 1974. Following a preliminary review for completeness, the application was accepted on June 20, 1974, for docketing. Docket Nos. STN 50-498 and STN 50-499 have been assigned to the application and should be referenced in any correspondence relating to the application.

The proposed nuclear facilities, designated by the applicants as the South Texas Project, units 1 and 2 are located on the west side of the Colorado River, in south central Matagorda County, Texas and are designed for initial operation at approximately 3800 megawatts (thermal) each, with a net electrical output of approximately 1250 megawatts each.

A notice of hearing with opportunity for public participation is being published separately.

Any person who wishes to have his views on the antitrust matters of the application presented to the Attorney General for consideration should submit such views to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Office of Antitrust and Indemnity, Directorate of Licensing, on or before September 17, 1974. The request should be filed in connection with Docket Nos. STN 50-498-A and STN 50-499-A.

A copy of the application is available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. 20545, and at the Matagorda County Courthouse, 1700 7th Street, Bay City, Texas.

The applicants have also filed, pursuant to the National Environmental Policy Act of 1969 and the regulations of the Commission in Appendix D to 10 CFR Part 50, an environmental report dated July 1, 1974. The report, which discusses environmental considerations related to the construction and operation of the proposed facilities is being made available for public inspection at the aforementioned locations and at the Division of Planning Coordination, Office of the Governor, P.O. Box 12428, Capitol Station, Austin, Texas 78711, and at the Houston-Galveston Area Council, 3311 Richmond Avenue, Houston, Texas 77006.

After the environmental report has been analyzed by the Commission's Director of Regulation or his designee, a draft environmental statement will be prepared by the Commission's regulatory staff. Upon preparation of the draft environmental statement, the Commission will, among other things, cause to be published in the FEDERAL REGISTER a summary notice of availability of the draft statement, with a request for comments from interested persons on the draft statement. The summary notice will also contain a statement to the effect that comments of Federal agencies and state and local officials will be made available when received. Upon consideration of comments submitted with respect to the draft environmental statement, the regulatory staff will prepare a final environmental statement, the availability of which will be published in the FEDERAL REGISTER.

Dated at Bethesda, Md., this 5th day of July, 1974.

For the Atomic Energy Commission.

A. W. DROMERICK,
Acting Chief, Light Water Reactors Project Branch 1-1, Directorate of Licensing.

[FR Doc.74-16501 Filed 7-18-74;8:45 am]

[Docket No. 50-309]

MAINE YANKEE ATOMIC POWER CO.

Issuance of Amendment to Facility Operating License

Notice is hereby given that the U.S. Atomic Energy Commission (the Commission) has issued Amendment No. 3 to Facility Operating License No. DPR-39 issued to Maine Yankee Atomic Power Company which revised Technical Specifications for operation of the Maine Yankee Atomic Power Station, located in Lincoln County, Maine. The amendment is effective as of its date of issuance.

The amendment requires monthly testing of the Reactor Protective System logic trip relays rather than quarterly testing.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Ch. I, which are set forth in the license amendment.

For further details with respect to this action, see (1) Amendment No. 3 to License No. DPR-39, with any attachments, and (2) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C., and at the Wiscasset Public Library Association, High Street, Wiscasset, Maine 04578.

A copy of items (1) and (2) may be obtained upon request addressed to the United States Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing—Regulation.

Dated at Bethesda, Md., this 24th day of July 1974.

For the Atomic Energy Commission.

ROBERT A. PURPLE,
Chief, Operating Reactors Branch #1, Directorate of Licensing.

[FR Doc.74-18258 Filed 8-8-74;8:45 am]

[Docket No. 50-309]

MAINE YANKEE ATOMIC POWER CO.

Issuance of Amendment to Facility Operating License

Notice is hereby given that the U.S. Atomic Energy Commission (the Commission) has issued Amendment No. 4 to Facility Operating License No. DPR-36 issued to Maine Yankee Atomic Power Company which revised Technical Specifications for operation of the Maine Yankee Atomic Power Station, located in Lincoln County, Maine. The amendment is effective as of its date of issuance.

The amendment modifies the organizational chart in the Technical Specifications in order to reflect current organizational responsibilities for the Maine Yankee Atomic Power Station.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Ch. I, which are set forth in the license amendment.

For further details with respect to this action, see (1) the application for amendment dated May 24, 1974, and supplement dated June 17, 1974, (2) Amendment No. 4 to License No. DPR-36, with any attachments, and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. and at the Wiscasset Public Library Association, High Street, Wiscasset, Maine 04578.

A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing—Regulation.

Dated at Bethesda, Md., this 24th day of July, 1974.

For the Atomic Energy Commission.

ROBERT A. PURPLE,
Chief, Operating Reactors Branch No. 1, Directorate of Licensing.

[FR Doc.74-18259 Filed 8-8-74;8:45 am]

[Docket No. 50-260]

TENNESSEE VALLEY AUTHORITY

Proposed Issuance of Amendment to Facility Operating License

The Atomic Energy Commission (the Commission) is considering issuance of an amendment to Facility Operating License No. DPR-52 issued to Tennessee Valley Authority (the licensee) for operation of Browns Ferry Nuclear Plant, Unit 2 (the facility) located in Limestone County, Alabama.

The amendment would revise the provisions in the Technical Specifications relating to new maximum average planar linear heat generation rate (MAPLHGR) curves (fuel densification) in accordance with the licensee's application for amendment dated June 3, 1974, as supplemented June 10, 1974.

Prior to issuance of the proposed license amendment, the Commission will have made the findings required by the Act and the Commission's regulations which are set forth in the proposed license amendment.

By September 9, 1974, the licensee may file a request for a hearing and any person whose interest may be affected by this proceeding may file a petition for leave to intervene. Requests for a hearing and petitions to intervene shall be filed in accordance with the Commission's rules of practice in 10 CFR Part 2. If a request for a hearing or a petition for leave to intervene is filed within the time prescribed in this notice, the Commission will issue a notice of hearing or an appropriate order.

For further details with respect to this action, see (1) the application for amendment and supplement thereto dated June 3, 1974, and June 10, 1974, respectively; and (2) the Commission's Technical Report on Densification of General Electric Reactor Fuels, dated August 28, 1973, and Supplement 1, dated December 14, 1973. These items are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C., and at the Athens Public Library, South and Forrest, Athens, Alabama 35611. When the Safety Evaluation by the Directorate of Licensing and the Technical Specifications to the proposed license amendment become available, they may be inspected at the above locations.

A copy of item (2) above and, when available, the Safety Evaluation and the Technical Specifications to the proposed license amendment may be obtained upon request to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing—Regulation.

Dated at Bethesda, Md., this 5th day of August 1974.

For the Atomic Energy Commission.

JOHN F. STOLZ,
Light Water Reactors Project Branch 2-1, Directorate of Licensing.

[FR Doc.74-18200 Filed 8-8-74;8:45 am]

CIVIL AERONAUTICS BOARD

[Docket No. 26926; Order 74-8-15]

AMERICAN AIRLINES, INC.

Statement of Tentative Findings and Conclusions and Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 5th day of August 1974.

In two separate show cause orders issued concurrently herewith, the Board has proposed deletion by show cause procedures of various dormant operating authorizations in certificates held by United Air Lines, Inc. and Trans World Airlines, Inc. In each case, the points proposed for deletion are essentially short-haul, low-traffic-density points that were long ago determined by the Board to be ill-suited to the long-haul operations of trunkline carriers. Consequently, the Board had suspended trunkline carrier service at the points, with the concurrent certification of a local service carrier to provide replacement services.

In accordance with this Board policy of eliminating unnecessary dormant operating authorizations, we are hereby proposing similar deletion by show cause procedures with respect to several

American Airlines points which have each been suspended for 19 years or longer during which a local service carrier has been certificated to provide replacement services. These points are: Ann Arbor, Jackson, Battle Creek, and Kalamazoo, Michigan and South Bend, Indiana on route 7; Huntington, West Virginia on routes 4 and 25; and Erie, Pennsylvania on route 7. Each of these communities is continuing to receive service from the local service carriers originally certificated to provide replacement services.

American's authorizations at Huntington on routes 4 and 25 and at Erie on route 7 were originally granted as part of the carrier's grandfather certificate rights. In the "All American Certificate Renewal Case," 17 C.A.B. 400 (1953), the Board determined that the air service needs of these two communities would best be met by local service carriers, which were better suited than trunkline carriers to provide adequate and economic intra-regional service to these essentially short-haul markets. Accordingly, the Board suspended American's authority at both points, and certificated Allegheny Airlines to provide replacement services.[1] Allegheny has continued to provide service to these points for the last 20 years.

American's authority at Ann Arbor, Jackson, Battle Creek, Kalamazoo, and South Bend was also originally granted as a part of its "grandfather" certificate rights. In "American Airlines, Chicago-Detroit Local Service," 20 C.A.B. 565 (1955), the Board likewise determined that the air service needs of these communities would best be met by a local service carrier rather than a trunkline carrier, and, accordingly, the Board certificated North Central Airlines at these points. As a consequence of the certification of North Central, the Board suspended American at these points "for the period during which North Central Airlines is authorized to serve such points." [2] North Central has continued to provide service to these communities for the last 19 years.[3]

Upon consideration of the foregoing and all the relevant facts, we have decided to issue an order to show cause why these seven points should not be deleted from American's certificates for routes 4, 7, and 25. Accordingly, we tentatively find and conclude that the public convenience and necessity require the amendment of American's certificates so as to delete Huntington, West Virginia; Erie, Pennsylvania; Ann Arbor, Jackson, Battle Creek, and Kalamazoo, Michigan; and South Bend, Indiana.

In support of our ultimate conclusion, we make the following tentative findings and conclusions: First, it is unlikely that the public interest would be benefited by reinstitution of American's services at any of these points. We concluded in 1953 and 1955 that the primary air service needs of these communities would best be met by local service carriers rather than long-haul trunkline carriers, and we have seen no evidence suggesting that these conclusions are no longer valid.[4] Moreover, we take notice of the fact that American's present all-jet services are geared even more to long-haul operations than at the time of the carrier's original suspensions. The local service carriers originally authorized for replacement services at these communities—North Central and Allegheny—have now served the points for nearly two decades, and we see no basis for concluding that the carriers will not provide a full pattern of service adequate for the cities' needs in the future. In these circumstances, we do not believe that any useful public purpose would be served by the retention of American's dormant certificate authority at these seven points.[5]

The action we propose by this order is similar to that recently taken with respect to applications of other trunkline carriers to delete dormant operating authorizations. See, e.g., Delta Air Lines deletion of Terre Haute, Indiana, Order 70–8–77, August 19, 1970, and American Airlines deletion of Bridgeport/New Haven, Conn., Order 74–2–90, February 22, 1974. In each of those cases, the trunkline carrier's authority was suspended concurrently with the temporary certification of a local service carrier at the point. The local service carrier's authority was subsequently made permanent, with the suspension of the trunkline carrier continuing for a substantial period during which the local service carrier continued to serve the point. In granting the deletions in those cases, the Board found and concluded that the community involved was suitable for service by a local service carrier and that the particular local service carrier was continuing to provide an appropriate pattern of service to the community. In those circumstances, the Board concluded that there was no reason to retain the trunkline carrier's dormant authority.

Interested persons will be given 30 days following service of this order to show cause why the tentative findings and conclusions set forth herein should not be made final. We expect such persons to support their objections, if any, with detailed answers, specifically setting forth the tentative findings and conclusions to which objection is taken. Such objections should be accompanied by arguments of fact or law and should be supported by legal precedent or detailed economic analysis. If an evidentiary hearing is requested, the objector should state in detail why such a hearing is considered necessary and what relevant and material facts he would expect to establish through such a hearing that cannot be established in written pleadings. General, vague, or unsupported objections will not be entertained.

Accordingly, it is ordered, That: 1. All interested persons are directed to show cause why the Board should not issue an order making final the tentative findings and conclusions stated herein and amending the certificates of public convenience and necessity of American Airlines, Inc. (1) for route 7 so as to delete therefrom Erie, Pennsylvania, (2) for routes 4 and 25 so as to delete therefrom Huntington, West Virginia, and (3) for route 7 so as to delete therefrom Ann Arbor, Jackson, Battle Creek, and Kalamazoo, Michigan, and South Bend, Indiana;

2. Any interested persons having objections to the issuance of an order making final any of the proposed findings, conclusions, or certificate amendments set forth herein shall, within 30 days after service of a copy of this order, file with the Board and serve upon all persons listed in paragraph 5 a statement of objections together with a summary of testimony, statistical data, and other evidence expected to be relied upon to support the stated objections; [6]

3. If timely and properly supported objections are filed, full consideration will be accorded the matters and issues raised by the objections before further action is taken by the Board;

4. In the event that no objections are filed, all further procedural steps will be deemed to have been waived and the Board may proceed to enter an order in accordance with the tentative findings and conclusions set forth herein; and

5. A copy of this order shall be served upon American Airlines, Inc., Allegheny Airlines, Inc., and North Central Airlines, Inc.; Mayors, Cities of Erie, Huntington, Ann Arbor, Jackson, Battle

[1] American's suspension at Erie was made contingent upon Allegheny's continued certification at the point (see condition 3 of American's certificate for route 7). However, American's suspension at Huntington was not predicated upon Allegheny's continued certification, as the Board noted that Huntington would continue to receive service from two certificated carriers—Piedmont and Eastern—in addition to Allegheny.

[2] Condition 4 of American's certificate for route 7 embodies this suspension.

[3] North Central is presently authorized to serve Kalamazoo-Battle Creek as a hyphenated point through the Kalamazoo airport, located less than 20 miles from Battle Creek (Order 71–8–100, August 23, 1971). Additionally, North Central serves Ann Arbor through the Detroit Metropolitan Airport located less than 25 miles away via Interstate Highway 94. Ann Arbor travelers are offered frequent bus and limousine service directly to the airport.

[4] Indeed, the present facts suggest the continuing validity of those conclusions. As set forth in the attached appendix, each of these communities receives a satisfactory pattern of single-plane service to various major U.S. cities. In addition, the communities receive intra-regional service in a variety of smaller short-haul markets.

[5] In addition, we tentatively find and conclude that American is fit, willing and able properly to perform the transportation proposed herein and to conform to the provisions of the Act and the Board's rules, regulations, and requirements thereunder.

[6] All motions and/or petitions for reconsideration shall be filed within the period allowed for filing objections and no further such motions, requests, or petitions for reconsideration of this order will be entertained.

Creek, Kalamazoo, and South Bend; Governors, States of Pennsylvania, West Virginia, Michigan, and Indiana; and the Postmaster General.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] PHYLLIS T. KAYLOR,
Acting Secretary.

APPENDIX A

SINGLE-PLANE SERVICE AVAILABLE TO MAJOR HUBS

Community	Carriers	Round-trip single-plane service available to major hubs [1]
Ann Arbor, Mich.[3]	10 certificated scheduled carriers.	All major U.S. points.
Battle Creek, Mich.[3]	Two commuter airlines	Detroit, Chicago.
Erie, Pa.	Allegheny	Chicago: 2 daily nonstop. New York: 3 daily one-stop. Philadelphia: 2 daily nonstop. Pittsburgh: 5 daily nonstop. Also Boston, Toronto, Washington.
Huntington, W. Va.	Piedmont, Allegheny	Atlanta, Chicago, Cincinnati, Louisville, New York, Pittsburgh, Washington.
Jackson, Mich.	North Central	Chicago, Detroit, Milwaukee.
Kalamazoo, Mich.	do	Chicago: 5½ daily nonstop. 4½ daily one-stop. Detroit: 4½ daily nonstop. 2½ daily one-stop.
South Bend, Ind.	United, North Central	Chicago: 9 daily nonstop. Detroit: 4 daily one-stop. Also Baltimore, Cleveland, Los Angeles, Miami, Milwaukee, New York, Washington.

[1] OAG, July 15, 1974. Frequencies listed are on a daily round-trip basis.
[2] Served through Detroit Metropolitan Airport, located less than 25 miles from Ann Arbor via interstate highway.
[3] Service also available through the Kalamazoo airport, located less than 20 miles from Battle Creek.

[FR Doc.74-18288 Filed 8-8-74;8:45 am]

[Docket No. 24869]

BAGGAGE ALLOWANCE TARIFF RULES IN OVERSEAS AND FOREIGN AIR TRANSPORTATION

Notice of Hearing

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that a hearing in the above-entitled proceeding will be held on Wednesday, September 11, 1974,[1] at 9:30 a.m. (local time) in Room 726 South Universal Building, 1825 Connecticut Avenue, NW., Washington, D.C., before Administrative Law Judge Thomas P. Sheehan.

For information concerning the issues involved and other details in this proceeding, interested persons are referred to the prehearing conference report, served April 18, 1974, the supplemental prehearing conference report, served May 1, 1974, and other documents in this docket on file in the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., August 5, 1974.

[SEAL] THOMAS P. SHEEHAN,
Administrative Law Judge.

[FR Doc.74-18289 Filed 8-8-74;8:45 am]

[Docket No. 25831; Order 74-8-14]

TRANS WORLD AIRLINES, INC.

Statement of Tentative Findings and Conclusions and Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 5th day of August 1974.

By application filed August 24, 1973, Trans World Airlines, Inc. has requested that its certificate of public convenience and necessity for Route 38 be canceled.[1] TWA's action was prompted by the filing by Hughes Airwest of an application to delete Prescott and Kingman, Arizona, from Airwest's certificate for Route 76 (Docket 25703). Concurrently with its application, TWA filed an answer in Docket 25703, a contingent motion to consolidate its application with that of Airwest, and a contingent petition for an order to show cause why TWA's certificate should not be amended so as to delete Route 38 in its entirety. For the reasons discussed below, we have decided to dismiss TWA's motion to consolidate and to process its deletion application by show cause procedures.

TWA's authorizations for Route 38 and for Boulder City on Route 2 were originally granted to the carrier as a part of its "grandfather" certificate rights. In the "Additional California-Nevada Service Case," 10 C.A.B. 405, 419–422 (1949), the Board decided that Bonanza Air Lines should be certificated for a Reno-Las Vegas-Phoenix route, serving Prescott, Kingman, and Boulder City as intermediate points between Las Vegas and Phoenix. However, it was felt that duplicating carriers between Las Vegas and Phoenix would be undesirable; hence, the Board made the suggestion that Bonanza and TWA enter into an agreement for the transfer of TWA's authority on Route 38 and at Boulder City on Route 2 to Bonanza. Subsequently, TWA and Bonanza entered into such a transfer agreement,[2] which was approved by the Board in the "Bonanza Air Lines-Transcontinental Western Air Route Authorization Transfer Case," 10 C.A.B. 893 (1949). In finding the transfer agreement to be in the public interest, the Board emphasized that service by Bonanza, a local service carrier, would be "more consistent with the needs of the points on the route than are the services of a trunk carrier."[3] Pursuant to the agreement, the Board suspended TWA's authority in these markets, and issued a temporary certificate to Bonanza.[4]

Bonanza's authority at Prescott and Kingman was subsequently made permanent, while the carrier's authority to serve Boulder City was terminated in the "Bonanza Renewal Case," 19 C.A.B. 779 (1955). Bonanza's authority was transferred to Air West, Inc. (now Hughes Airwest) as a result of the "Bonanza-Pacific-West Coast Merger Case," 48 C.A.B. 380 (1968).

Although TWA contends that affirmative Board action on Airwest's deletion application in Docket 25703 would not, by the terms of its certificate, require TWA to reenter and serve the markets in question, the carrier is requesting deletion of Route 38. In support of its application, TWA alleges that Route 38 is basically a local service carrier route; that the economic analysis presented by Airwest in Docket 25703 demonstrates that even continued service by a local service carrier is economically unjustifiable; and that institution of service by TWA, with the higher cost of DC-9 aircraft operations vis-a-vis F-27 aircraft, operating costs forecast by Airwest would produce even greater potential losses to TWA than those forecast by Airwest. Moreover, TWA asserts that the inappropriateness of its operations to these essentially local service markets, as recognized by the Board over 24 years ago in the "Bonanza-TWA Route Authorization Transfer Case," supra, is now even more obvious in view of the long-haul characteristics of TWA's present operations.

No answers to TWA's application have been filed.

Upon consideration of the foregoing and all the relevant facts, we have decided to issue an order to show cause why the requested deletion of Route 38 should not be granted. Additionally, we hereby

[1] This reflects a one day delay in the date for the hearing established by notice of July 22, 1974.

[1] Route 38 is described in TWA's certificate as follows: "Between the terminal point Phoenix, Ariz., the intermediate points Prescott, Ariz., Kingman, Ariz., and Boulder City, Nev., and the terminal point Las Vegas, Nev." Boulder City also appears as an intermediate point on TWA's certificate for Route 2.

[2] The transfer agreement did not contemplate a complete transfer of TWA's authority for Route 38 and at Boulder City on Route 2, but rather provided for suspension of TWA's authority during the period Bonanza or its assignee held an effective certificate for the operations, with TWA holding a "remainderman interest" in the route.

[3] 10 C.A.B. 893, 897.

[4] Order E-3596, November 22, 1949. TWA's suspension at Boulder City on Route 2 is set forth in condition 13 for Route 2.

propose to delete Boulder City, Nevada from TWA's certificate for Route 2. Accordingly, we tentatively find and conclude that the public convenience and necessity require the cancellation of TWA's certificate for Route 38 in its entirety, and the amendment of its certificate for Route 2 so as to delete therefrom Boulder City, Nevada.

In support of our ultimate conclusion, we make the following tentative findings and conclusions. First, it is unlikely that the public interest would be benefited by reinstitution of TWA's services either over Route 38 or at Boulder City on Route 2. We concluded in 1949 that the primary air service needs of these communities would best be met by local service carriers rather than by long-haul trunkline carriers. Moreover, in 1955, we concluded that Boulder City did not even warrant continued certificated service from a local service carrier.[5] We have seen no evidence suggesting that those conclusions are no longer valid. Although the question of continued service by Airwest to both Prescott and Kingman is presently before the Board in Docket 25703, we would note that our decision here in no way prejudices the outcome of that separate proceeding, but rather is merely a recognition of the fact that, regardless of the feasibility or appropriateness of continued certificated service by Airwest, these markets do not warrant reinstitution of service by an essentially long-haul trunkline carrier. In these circumstances, we do not believe that any useful public purpose would be served by the retention of TWA's dormant certificate obligations at these points.[6]

The action we propose by this order is similar to that recently taken with respect to applications of other trunkline carriers to delete dormant operating authorizations. See, e.g., Delta Air Lines deletion of Terre Haute, Indiana, Order 70-8-77, August 19, 1970, and American Airlines deletion of Bridgeport/New Haven, Conn., Order 74-2-90, February 22, 1974. In each of those cases, the trunkline carrier's authority had been suspended concurrently with the temporary certification of a local service carrier at the point. The local service carrier's authority was subsequently made permanent, with the suspension of the trunkline carrier continuing for a substantial period during which the local service carrier continued to serve the point. In granting the deletions in those cases, the Board found and concluded that the community involved was suitable for service by a local service carrier rather than a trunkline carrier. In those circumstances, the Board concluded that there was no reason to retain the trunkline carrier's dormant authority. In the instant case—as was true in these previous cases—the absence of civic opposition to the deletion application lends further support to our decision that the show cause procedure is appropriate.

Interested persons will be given 30 days following service of this order to show cause why the tentative findings and conclusions set forth herein should not be made final. We expect such persons to support their objections, if any, with detailed answers, specifically setting forth the tentative findings and conclusions to which objection is taken. Such objections should be accompanied by arguments of fact or law and should be supported by legal precedent or detailed economic analysis. If an evidentiary hearing is requested, the objector should state in detail why such a hearing is considered necessary and what relevant and material facts he would expect to establish through such a hearing that cannot be estblished in written pleadings. General, vague, or unsupported objections will not be entertained.

Accordingly, it is ordered, That: 1. All interested persons are directed to show cause why the Board should not issue an order making final the tentative findings and conclusions stated herein and (1) amending the certificate of public convenience and necessity of Trans World Airlines, Inc. for Route 2 so as to delete therefrom Boulder City, Nevada; and (2) canceling the certificate of public convenience and necessity of Trans World Airlines, Inc. for Route 38 in its entirety;

2. Any interested persons having objections to the issuance of an order making final any of the proposed findings, conclusions, or certificate amendments set forth herein shall, within 30 days after service of a copy of this order, file with the Board and serve upon all persons listed in paragraph 6 a statement of objections together with a summary of testimony, statistical data, and other evidence expected to be relied upon to support the stated objections; [7]

3. If timely and properly supported objections are filed, full consideration will be accorded the matters and issues raised by the objections before further action is taken by the Board;

4. In the event that no objections are filed, all further procedural steps will be deemed to have been waived and the Board may proceed to enter an order in accordance with the tentative findings and conclusions set forth herein;

5. The motion of Trans World Airlines, Inc. to consolidate Dockets 25703 and 25831 be and it hereby is dismissed; and

6. A copy of this order shall be served upon Trans World Airlines, Inc.; Hughes Airwest; Mayor, City of Prescott; Mayor, City of Kingman; Mayor, City of Boulder City; Governor, State of Arizona; Governor, State of Nevada; and the Postmaster General.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] PHYLLIS T. KAYLOR,
Acting Secretary.

[FR Doc.74-18287 Filed 8-8-74;8:45 am]

[Docket No. 20576; Order 74-8-13]

UNITED AIR LINES, INC.

Statement of Tentative Findings and Conclusions and Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 5th day of August 1974.

By application filed December 19, 1968, United Air Lines, Inc. requested amendment of its certificate of public convenience and necessity for route 34 so as to delete therefrom the intermediate points Elmira-Corning, New York, and Harrisburg and Williamsport, Pennsylvania.[1] In the alternative, United requested that its suspension of service at the three points, originally authorized in "United Air Lines Deletion of Route 34 Points," 44 C.A.B. 660 (1966), be extended for an additional five-year period.[2] The carrier's suspension has continued in effect under the automatic extension provisions of Section 9 of the Administrative Procedure Act (5 U.S.C. Section 558).

United's service to these three points was last considered by the Board in "United Air Lines Deletfon of Route 34 Points," supra, wherein the Board authorized United to suspend service at these points for a period of three years. At the same time, the Board certificated Mohawk Airlines, which already had some authority at Elmira-Corning, to provide replacement services between Elmira-Corning and Philadelphia/Washington, for an experimental three-year period.[3] Underlying the Board's decision in that case was the belief that the services of trunkline carriers were ill-suited to the intra-regional, short-haul needs of such smaller, low-density markets, and that such markets could be more adequately and economically served by

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[5] In this respect, we note that Boulder City is located only 22 miles from alternate air services at McCarran Field in Las Vegas, a large hub airport with service by ten certificated air carriers which together provide single-plane and connecting service to every major market in the nation.

[6] In addition, we tentatively find and conclude that TWA is fit, willing and able properly to perform the transportation proposed herein and to conform to the provisions of the Act and the Board's rules, regulations, and requirements thereunder.

[7] All motions and/or petitions for reconsideration shall be filed within the period allowed for filing objections and no further such motions, requests, or petitions for reconsideration of this order will be entertained.

[1] United's authority at the three points was originally acquired from Capital Airlines as a result of the United-Capital Merger Case, 33 C.A.B. 307 (1961).

[2] United's present suspension is embodied in condition (3) of its certificate for route 34.

[3] Although United's suspensions at Harrisburg and Williamsport were not predicated upon the operation of any replacement services, the Board noted that these markets were inappropriate for trunkline carrier service, and that Allegheny Airlines, which already served the two communities, possessed unexercised route authority at those points which it would be expected to exploit in the absence of competition from United.

local service carriers. United's suspension and Mohawk's concurrent certification were limited to a three-year period to enable the Board to reevaluate the service requirements of the communities in light of the actual operating experience of the new air service patterns at the communities.

Mohawk's authority between Elmira-Corning and Philadelphia/Washington, D.C. was subsequently made permanent in the "Mohawk Segments 8 and 9 Renewal Case," Order 70–11–108, November 23, 1970. Although United was a party to that case, there is no indication that any civic party or air carrier advocated the decertification of Mohawk in favor of United. On the contrary, Mohawk's service record confirmed the correctness of the Board's decision in the "Deletion of Route 34 Points" case. Mohawk's authority was subsequently assumed by Allegheny Airlines as a result of its acquisition of Mohawk in 1972 ("Allegheny-Mohawk Merger Case," Order 72–4–52, April 12, 1972).[4]

No answers in opposition to United's application have been filed.

Upon consideration of the foregoing and all the relevant facts, we have decided to issue an order to show cause why the requested deletions should not be granted. Accordingly, we tentatively find and conclude that the public convenience and necessity require the amendment of United's certificate for route 34 so as to delete therefrom the points Elmira-Corning, New York, and Harrisburg and Williamsport, Pennsylvania.

In support of our ultimate conclusion, we make the following tentative findings and conclusions: First, it is unlikely that the public interest would be benefited by reinstitution of United's services at either of the three points in issue. We concluded in 1966 that the primary air service needs of these communities would best be met by local service carriers rather than by long-haul trunkline carriers, and we have no reason to believe that those conclusions are no longer valid.[5] Allegheny and its predecessor, Mohawk, have served the three communities for many years and in addition have provided service over the replacement route between Elmira-Corning and Philadelphia/Washington, D.C. for over eight years. We perceive no basis for concluding that Allegheny and the various commuter carriers presently serving these communities will not provide a full pattern of service adequate for their needs in the future. In these circumstances, we do not believe that any useful public purpose would be served by the retention of United's dormant certificate obligations at Elmira-Corning, Harrisburg, and Williamsport.[6]

The action we propose by this order is similar to that recently taken with respect to applications of other trunkline carriers to delete dormant operating authorizations. See, e.g., Delta Air Lines Deletion of Terre Haute, Indiana, Order 70–8–77, August 19, 1970, and American Airlines deletion of Bridgeport/New Haven, Conn., Order 74–2–90, February 22, 1974. In each of those cases, the trunkline carrier's authority had been suspended concurrently with the temporary certification of a local service carrier at the point. The local service carrier's authority was subsequently made permanent, with the suspension of the trunkline carrier continuing for a substantial period during which the local service carrier continued to serve the point. In granting the deletions in those cases, the Board found and concluded that the community involved was suitable for service by a local service carrier and that the particular local service carrier was continuing to provide an appropriate pattern of service to the community. In those circumstances, the Board concluded that there was no reason to retain the trunkline carrier's dormant authority. In the instant case—as was true in these previous cases—the absence of civic opposition to the deletion application lends further support to our decision that the show cause procedure is appropriate.

Interested persons will be given 30 days following service of this order to show cause why the tentative findings and conclusions set forth herein should not be made final. We expect such persons to support their objections, if any, with detailed answers, specifically setting forth the tentative findings and conclusions to which objection is taken. Such objections should be accompanied by arguments of fact or law and should be supported by legal precedent or detailed economic analysis. If an evidentiary hearing is requested, the objector should state in detail why such a hearing is considered necessary and what relevant and material facts he would expect to establish through such a hearing that cannot be established in written pleadings. General, vague, or unsupported objections will not be entertained.

Accordingly, it is ordered, That: 1. All interested persons are directed to show cause why the Board should not issue an order making final the tentative findings and conclusions stated herein and amending the certificate of public convenience and necessity of United Air Lines, Inc. for route 34 so as to delete therefrom Elmira-Corning, New York, and Harrisburg and Williamsport, Pennsylvania;

2. Any interested persons having objections to the issuance of an order making final any of the proposed findings, conclusions, or certificate amendments set forth herein shall, within 30 days after service of a copy of this order, file with the Board and serve upon all persons listed in paragraph 5, a statement of objections together with a summary of testimony, statistical data, and other evidence expected to be relied upon to support the stated objections;[7]

3. If timely and properly supported objections are filed, full consideration will be accorded the matters and issues raised by the objections before further action is taken by the Board;

4. In the event that no objections are filed, all further procedural steps will be deemed to have been waived and the Board may proceed to enter an order in accordance with the tentative findings and conclusions set forth herein; and

5. A copy of this order shall be served upon Allegheny Airlines, Inc.; United Air Lines, Inc.; Mayor, City of Elmira; Mayor, City of Corning; Mayor, City of Harrisburg; Mayor, City of Williamsport; Governor, State of New York; Governor, State of Pennsylvania; and the Postmaster General.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] PHYLLIS T. KAYLOR,
Acting Secretary.

[FR Doc.74–18286 Filed 8–8–74;8:45 am]

COMMISSION ON CIVIL RIGHTS

NEBRASKA STATE ADVISORY COMMITTEE

Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the rules and regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Nebraska State Advisory Committee (SAC) to this Commission will convene at 10:00 a.m. on September 13, 1974, in Room 327, 215 South 15th Street, Lincoln, Nebraska 68508.

Persons wishing to attend this meeting should contact the Committee Chairman, or the Central States Regional Office of the Commission, Room 3103, Old Federal Office Building, 911 Walnut Street, Kansas City, Missouri 64106.

The purposes of this meeting shall be to (1) discuss followup activities to the

[4] Allegheny presently operates one daily nonstop and one daily one-stop round trip between Elmira-Corning and Washington, D.C., and one daily nonstop round trip between Elmira-Corning and Philadelphia. (OAG, July 1, 1974).

[5] Indeed, the present facts suggest the continuing validity of those conclusions. Harrisburg is well served by Allegheny and three commuter air carriers, which provide single-plane service between Harrisburg and such major hubs as Boston, Chicago, New York, Pittsburgh, Philadelphia, and Washington, D.C. Williamsport is served by Allegheny and one commuter carrier, which provide single-plane service to Cleveland, New York, Philadelphia, Pittsburgh, and Washington, D.C., among others, Elmira-Corning is served by Allegheny and one commuter carrier, which provide single-plane service between Elmira-Corning and Boston, Chicago, Detroit, New York, and Pittsburgh. Additionally, Elmira-Corning receives nonstop service to Philadelphia and Washington, D.C., as was originally authorized in the Deletion of Route 34 Points case as a replacement for United's suspended service.

[6] In addition, we tentatively find and conclude that United is fit, willing and able properly to perform the transportation proposed herein and to conform to the provisions of the Act and the Board's rules, regulations, and requirements thereunder.

[7] All motions and/or petitions for reconsideration shall be filed within the period allowed for filing objections and no further such motions, requests, or petitions for reconsideration of this order will be entertained.

Nebraska Prison Study and (2) plan activities to be undertaken by the Nebraska SAC during FY 1975.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., August 5, 1974.

ISAIAH T. CRESWELL, Jr.,
Advisory Committee Management Officer.

[FR Doc.74-18253 Filed 8-8-74;8:45 am]

NEW YORK STATE ADVISORY COMMITTEE

Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the rules and regulations of the U.S. Commission on Civil Rights, that a planning meeting of the New York State Advisory Committee (SAC) to this Commission will convene at 4:00 p.m. on September 19, 1974, at the Phelps Stokes Fund, 10 East 87 Street, New York, New York 10028.

Persons wishing to attend this meeting should contact the Committee Chairman, or the Northeastern Regional Office of the Commission, Room 1639, 26 Federal Plaza, New York, New York 10007.

The purposes of this meeting shall be to (1) discuss followup activities to the New York SAC's factfinding meeting on the Asian American and (2) review the status of all Subcommittee reports.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., August 5, 1974.

ISAIAH T. CRESWELL, Jr.,
Advisory Committee Management Officer.

[FR Doc.74-18254 Filed 8-8-74;8:45 am]

CIVIL SERVICE COMMISSION

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of Health, Education, and Welfare to fill by noncareer executive assignment in the excepted service the position of Assistant Director for Policy, Planning and Program Development, Office of the Assistant Director (Policy, Planning and Program Development), Office for Civil Rights, Office of the Secretary.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.74-18283 Filed 8-8-74;8:45 am]

COUNCIL ON ENVIRONMENTAL QUALITY

ENVIRONMENTAL IMPACT STATEMENTS

Availability

Environmental impact statements received by the Council on Environmental Quality from July 29 through August 2, 1974. The date of receipt for each statement is noted in the summary. Under Council Guidelines, the minimum period for public review and comment on draft environmental impact statements is forty-five (45) days from this FEDERAL REGISTER notice of availability. (September 23, 1974).

Copies of individual statements are available for review from the originating agency. Back copies will also be available from a commercial source, the Environmental Law Institute, of Washington, D.C.

DEPARTMENT OF AGRICULTURE

Contact: Dr. Fred H. Tschirley, Acting Coordinator, Environmental Quality Activities, Office of the Secretary, U.S. Department of Agriculture, Room 331-E, Administration Building, Washington, D.C. 20250, 202-447-3965.

FOREST SERVICE

Final

Timber Management, Deschutes National Forest, several counties, Oregon, July 29: The statement refers to a revision of the 10 year timber management plan (July 1, 1974 through June 30, 1984) for the Deschutes National Forest. The recommended alternative for pine-associated species type has a biological potential yield of 1,882.0 MMBF. The potential yield for lodge-pole pine type is 282.0 MMBF, and the programmed harvest for mountain hemlock type is 28.0 MMBF. The management direction also provides silvicultural prescription, reforestation plan, transportation development plan, timber sale schedule, and related measures. There will be impact upon air and water qualities, soil, wildlife, and beauty (334 pages). Comments made by: USDA, HUD, COE, EPA, DOT, DOI, State and local agencies and concerned citizens. (ELR Order No. 41227).

ATOMIC ENERGY COMMISSION

Contact: For Non-Regulatory Matters: Mr. W. Herbert Pennington, Office of Assistant General Manager, E-201, AEC, Washington, D.C. 20545, 301-973-4241. For Regulatory Matters: Mr. A. Giambusso, Deputy Director for Reactor Projects, Directorate of Licensing P-722, AEC, Washington, D.C. 20545, 301-973-7373.

Final

Byron Station, Units 1 and 2, Ogle, County, Illinois, July 29: The statement refers to the proposed issuance of construction permits to the Commonwealth Edison Company for the Byron Station, Units 1 and 2. The Station will employ two pressurized water reactors to produce a total of 6850 MWt, which will be generated into a total of 2240 MWe (net). Cooling will be accomplished through the use of two natural draft towers, with makeup water drawn from the Rock River at 92 cfs avg. Approximately 1360 acres of land will be committed to the project site. Comments made by: EPA, DOI, DOC, USCG, AHP, HEW, USDA, State agencies and concerned citizens. (ELR order No. 41233.)

DEPARTMENT OF DEFENSE

AIR FORCE

Contact: Dr. Billy Welch, Room 4D 873, The Pentagon, Washington, D.C. 20330, 202-OX 7-9297.

Final

F-15 Beddown, Luke AFB, Arizona, Maricopa County, Arizona, August 1: The statement refers to the proposed basing of the first squadron of F-15 fighter aircraft at Luke AFB, in order to provide combat crew training in terms of operation and weapons delivery. The major impacts associated with the action are those relating to operational noise and engine emissions; the noise of the F-15 is approximately equivalent to that of the F-4. Future operations will be similar to those which are presently conducted with F-4 and F-104 aircraft; there will be some new construction to support the aircraft. Comments made by: DOD, HEW, DOT, DOI, EPA, State agencies and concerned citizens. (ELR Order No. 41246.)

ARMY CORPS

Contact: Mr. Francis X. Kelly, Director, Office of Public Affairs, Attn: DAEN-PAP, Office of the Chief of Engineers, U.S. Army Corps of Engineers, 1000 Independence Avenue, SW., Washington, D.C. 20314, 202-693-7168.

Draft

Mobile Harbor, Maintenance Dredging, Mobile County, Alabama, July 29: The statement refers to the continued operation and maintenance to authorized dimensions of Federal navigation channels within the Mobile Harbor project. Adverse impacts are the loss of bottom dwelling organisms, disruption of benthic communities, and long term separation of land disposal sites from the natural environment (44 pages). (ELR Order No. 41226.)

Grove Lake, Soldier Creek, Kansas, Shawnee and Jackson Counties, Kansas, July 29: The statement refers to the construction of Grove Lake, a multi-purpose lake project, on Soldier Creek in Shawnee and Jackson Counties. Adverse impacts include the inundation of wildlife and stream habitat, inundation of agricultural land, the relocation of archeological and historical materials, and the formation of mudflats due to sediment deposit (Kansas District). (ELR Order No. 41229.)

Central and Southern Florida Project, Hendry County, Florida, July 30: The project consists of the widening and deepening of existing borrow canals, the construction of new canals, and provisions for new inlet and water control structures, and a pumping station. The project will provide flood control, will prevent drainage, and will provide water supply for the area. Adverse impacts are the destruction of benthic and terrestrial organisms, the loss of wildlife habitat, temporary turbidity, and construction noise (Jacksonville District). (ELR Order No. 41238.)

ENVIRONMENTAL PROTECTION AGENCY

Contact: Mr. Sheldon Meyers, Director, Office of Federal Activities, Room 3630 Waterside Mall, Washington, D.C. 20460, 202-755-0940.

Final

Wastewater Treatment, Southwest Denver, Colorado, August 1: The statement refers to four separate applications for Federal funds for wastewater treatment facilities in the southwest Denver metropolitan area. Included are: a 20 MGD sewage treatment plant as the initial phase of an ultimate 60

MGD plant; an interceptor between Cherry Hills Village and Greenwood Village; a major interceptor along the South Platte River; and a major interceptor in the vicinity of Columbine Valley. There will be adverse impact from construction disruption, and project-induced urbanization. Comments made by: USDA, DOT, State and local agencies. (ELR Order No. 41249.)

DEPARTMENT OF THE INTERIOR

Contact: Mr. Bruce Blanchard, Director, Environmental Project Review, Room 7260, Department of the Interior, Washington, D.C. 20240, 202-343-3891.

Final

Legislation to Deregulate Natural Gas, July 30: The statement refers to proposed legislation which would amend the Natural Gas Act of 1938 to remove the pricing of "new" natural gas in interstate commerce from regulation by the Federal Power Commission, and subject it to the forces of the free market. Deregulation of natural gas prices may lead to changes in production by consumption. Potential impact from increased production would include: 1) activities associated with exploration, production, transportation, distribution and combustion; 2) those which do not take place because gas displaces other energy forms; and 3) those which arise from changes in the uses of natural gas. Comments made by: COE, AEC, DOC, DOD, EPA, FPC, HUD, TVA, TREA, FTC, DJUS, concerned citizens. (ELR Order No. 41239.)

NATIONAL PARK SERVICE

Final

Bandelier National Monument (2), Washington, July 30: The statement refers to the proposed legislative designation of 834,980 acres in Olympic National Park as wilderness. Major portions of the park will thereby be preserved in a completely undeveloped state, with natural succession allowed to continue without interference by man. Adverse effects will include foregoing the possibility for development of additional visitor use facilities, and possible restriction on backcountry use. Comments made by: USDA, DOC, HUD, COE, DOI, DOT, EPA, FPC, State and local agencies and concerned citizens. (ELR Order No. 41235.)

INTERSTATE COMMERCE COMMISSION

Final

Ex. Parte 270, Railroad Freight Rates, Iron Ores, August 2. The statement refers to an investigation of the freight rate structure for iron ore and iron and steel scraps. The statement indicates an inelastic demand for scrap iron and steel with the result that near term fluctuations in the freight rate for scrap will have very little impact on scrap consumption and a concomitant negligible effect on the environment. Holddowns in the freight rate may retard the growth of small, electric furnace nonintegrated steel mills. Comments made by: DOT, EPA, DOI, concerned corporations. (ELR Order No. 41250.)

TENNESSEE VALLEY AUTHORITY

Contact: Dr. Francis Gartrell, Director of Environmental Research and Development, 720 Edney Building, Chattanooga, Tenn. 37401. (615) 755-2002.

Final

Johnsonville Steam Plant; Humphreys County, Tenn., July 31. Proposed is the construction and operation of a 600 MW gas turbine plant at the Johnsonville Steam Plant. Adverse impact will include the discharge of particulates, SO2 and NOx, and the possible spillage or leakage of fuel oil into Kentucky Reservoir. (36 pages.) Comments made by: EPA, FPC, FEA, USDA, DOD, HEW, HUD, DOI, State and regional agencies. (ELR order No. 41242.)

DEPARTMENT OF TRANSPORTATION

Contact: Mr. Martin Convisser, Director, Office of Environmental Quality, 400 7th Street SW., Washington, D.C. 20590 (202) 426-4357.

FEDERAL HIGHWAY ADMINISTRATION

Draft

Freeway 520, Hamilton-Hardin Counties, Iowa, July 31. The project involves the construction of 16 miles of Freeway 520 in Hamilton and Hardin Counties. The new Facility will be a four lane divided highway. Adverse impacts include the diversion of approximately 543 acres of productive cropland, the displacement of two farmsteads, and increased air and noise pollution. (ELR Order No. 41244.)

L.R. 1101, U.S. 22, Westmoreland County, Pa., July 31. The proposed highway improvement will consist of the construction of a multi-lane limited access facility approximately 16 miles in length. Adverse impacts are the relocation of families and businesses, and increased air, noise, and stream pollution. (53 pages). (ELR Order No. 41243.)

S.R. 251, Boundary to International Boundary, Stevens County, Wash., July 30. The project provides for surface treatment of an unpaved section of Sign Route 251, known as Boundary to International Boundary, in Stevens County. The 0.92 mile section is between Northport and the US-Canada Boundary. There will be increased air and noise pollution. (54 pages). (ELR Order No. 41240).

Final

SR 71, Blountstown Highway, Jackson County, Fla., July 29. The statement refers to the proposed construction of SR 71 for a length of approximately one mile. The new four lane segment will be located on the eastern side of Marianna. There will be a slight loss of plant life caused by the project. Comments made by: EPA, DOI, HEW, USDA, and State agencies. (ELR Order No. 41231).

71st Street and Metcalf Avenue, Overland Park, Johnson County, Kansas, August 1. The project calls for the improvement of the intersection at 71st Street and Metcalf Ave., in Overland Park, Kansas. An unspecified amount of land will be acquired for right-of-way. Trees will be lost and increases in noise and air pollution levels will occur. (61 pages). Comments made by: USDA, COE, HEW, EPA, DOI, DOT, HUD, State, and local agencies. (ELR Order No. 41248).

Chase-Winnsboro Highway, Franklin Parish, La, July 29. The proposed project, a land service facility, is located between the municipalities of Chase and Winnsboro in Franklin Parish. There are two bridges to be built, the first crossing Stokes Bayou and the second crossing Turkey Creek. Adverse impacts include increased siltation, noise levels, and the displacement of 14 families and 2 buildings. Comments made by: USDA, GSA, HEW, DOI, COE, EPA, AHP, and State agencies. (ELR Order No. 41230).

Oregon Forest Highway 55, Clackamas County, Oregon, July 29. The proposed improvement involves the construction to current standards of Oregon Forest Highway Route 55 beginning just east of Estacada in Clackamas County, and extending easterly approximately 6 miles to the Mount Hood National Forest Boundary. Adverse impacts are the permanent loss of 50 to 60 acres and the temporary loss of 110 to 130 acres of land; the displacement of 6 residences and 1 business; increased turbidity of the Clackamas River; and increased noise levels. (117 pages). Comments made by: EPA, DOI, USDA, HUD, State, and local agencies and concerned citizens. (ELR Order No. 41232).

The following statements were received during the week of July 29 through August 2, and the commenting period for them will begin with this notice of availability. Complete summaries of these statements will appear in next week's FEDERAL REGISTER.

DEPARTMENT OF AGRICULTURE: FOREST SERVICE

Final

Herbicide Use on the Deschutes, Fremont, Ochoco, and Winema National Forest, Oregon, July 29.

DEPARTMENT OF COMMERCE

Draft

S & S Corrugated Paper Machinery Company, New York, July 29.

ATOMIC ENERGY COMMISSION

Draft

Joseph M. Farley Nuclear Plant/Units 1 and 2, Alabama, July 29.

DEPARTMENT OF INTERIOR

Draft

Land Acquisition Ceiling for Colonial National Historical Park, Virginia, July 29.

DEPARTMENT OF DEFENSE: AIR FORCE

Draft

CONUS — Over-the-Horizon-Backscatter Radar System, Washington County, Maine, July 30.

ARMY CORPS

Final

Proposed Four-Mile Run Local Flood Protection, Arlington County, Va., August 1.

ENVIRONMENTAL PROTECTION AGENCY

Draft

Wastewater Facilities, City of Houston, Texas, July 31.

GARY L. WIDMAN,
General Counsel.

[FR Doc.74-18256 Filed 8-8-74;8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

ADMINISTRATIVE LAW JUDGES

Delegations of Authority

This notice supersedes the delegations of authority appearing in 39 FR 18805 of May 30, 1974. The only change is in item 7; the authority delegated to the Administrative Law Judges has been expanded.

The following officials are authorized to exercise the authority of the Administrator of the Environmental Protection Agency to sign certain FEDERAL REGISTER documents as indicated.

Official	*Type of Document*
1. Within their respective areas of responsibility—Assistant Administrator for Air and Waste Management, Assistant Administrator for Enforcement and General Counsel, Assistant Administrator for Planning and Management, Assistant Administrator for Research and Development, Assistant Administrator for Water and Hazardous Materials.	a. General notices, including but not limited to, Notices of Committee Meetings, Public Hearings, and the availability of publications, reports, and guidelines. b. Final and proposed rulemaking documents which make corrections and nonsubstantive changes (e.g. typographical, grammatical, and coding errors, extension of time for comments) to previously published documents.
2. Assistant Administrator for Air and Waste Management.	State Implementation Plans, other than compliance schedules, as submitted by the States and published as proposed rulemaking.
3. Assistant Administrator for Enforcement and General Counsel.	a. State Implementation Plan compliance schedules as submitted by the States and published as proposed rulemaking. b. General notices pursuant to the following sections of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended—7, 8, 9, 13, 14, 16, 17(a), 17(c), 17(e), 21(a), 21(b), 22, and 23.
4. Assistant Administrator for Water and Hazardous Materials.	a. General Notices pursuant to the following sections of FIFRA, as amended, and the Federal Food, Drug, and Cosmetic Act (FD&CA) as amended. FIFRA sections 3, 4, 5, 6, 15, 17(b), 18, 21(a), 21(b), 22, and 23. FD&CA sections 406, 408, and 409 (21 U.S.C. 346, 346a, and 348). b. Final and proposed rulemaking documents pursuant to sections 406, 408, and 409 of FD&CA as amended (21 U.S.C. 346, 346a, and 348). c. Final and proposed rulemaking documents governing Advisory Committees and Rules of Practice governing hearings under FIFRA as amended.
5. Regional Administrators.	State Implementation Plans, including compliance schedules, as submitted by the States and published as proposed rulemaking.
6. Director, Office of Federal Activities.	Notices listing all Environmental Impact Statement reviews upon which written comments have been developed under section 309 of the Clean Air Act as amended.
7. Administrative Law Judges.	a. Notices for Public Hearings requiring adjudicatory actions which have an Agency component as a party to the hearing or in which an Administrative Law Judge is designated to preside. b. Notices of responses to notices of intention to hold a Public Hearing. c. Notices of filing of objections to the Administrator's notices of refusal to register, intent to cancel, or to change classification of pesticides.

Authorities for officials in 1b, 2, 3a, 5, 6, and 7 above may not be redelegated. Authorities for officials in 1a, 3b, and 4c above may be redelegated but not below the Deputy Assistant Administrator level. Authorities for the official in 4a and 4b above may be redelegated but not below the level of a Division Director. None of the authorities listed in 1, 2, 3, 4, 6, and 7 above may be redelegated to Regional Administrators or their subordinates.

By the authority contained in section 515 of the Federal Water Pollution Control Act as amended, the Chairman, Effluent Standards and Water Quality Information Advisory Committee is authorized to sign Notices of Public Hearings, Committee Meetings, and Agenda.

RUSSELL E. TRAIN,
Administrator.

AUGUST 1, 1974.

[FR Doc.74-18190 Filed 8-8-74;8:45 am]

[FRL 247-4; OPP-32000/97]

NOTICE OF RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION; DATA TO BE CONSIDERED IN SUPPORT OF APPLICATIONS

On November 19, 1973, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of section 3(c)(1)(D) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This policy provides that EPA will, upon receipt of every application for registration, publish in the FEDERAL REGISTER a notice containing the information shown below. The labeling furnished by the applicant will be available for examination at the Environmental Protection Agency, Room EB-37, East Tower, 401 M Street SW., Washington, D.C. 20460.

On or before October 8, 1974, any person who (a) is or has been an applicant, (b) believes that data he developed and submitted to EPA on or after October 21, 1972, is being used to support an application described in this notice, (c) desires to assert a claim for compensation under section 3(c)(1)(D) for such use of his data, and (d) wishes to preserve his right to have the Administrator determine the amount of reasonable compensation to which he is entitled for such use of the data, must notify the Administrator and the applicant named in the notice in the FEDERAL REGISTER of his claim by certified mail. Notification to the Administrator should be addressed to the Information Coordination Section, Technical Services Division (WH-569), Office of Pesticide Programs, 401 M Street SW, Washington, D.C. 20460. Every such claimant must include, at a minimum, the information listed in the interim policy of November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy will be processed to completion in accordance with existing procedures. Applications submitted under 2(c) of the interim policy cannot be made final until the 60 day period has expired. If no claims are received within the 60 day period, the 2(c) application will be processed according to normal procedure. However, if claims are received within the 60 day period, the applicants against whom the claims are asserted will be advised of the alternatives available under the Act. No claims will be accepted for possible EPA adjudication which are received after October 8, 1974.

APPLICATIONS RECEIVED

EPA File Symbol 11515-LA. ABC Chemical Corp., 14288 Meyers Rd., Detroit MI 48227. ABC CHEMICAL CORPORATION TWIN ESTERS. Active Ingredients: Isoctyl Ester of 2,4-Dichlorophenoxyacetic Acid 24.5%; Isoctyl Ester of 2,4,5-Trichlorophenoxyacetic Acid 11.7%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 11515-LT. ABC Chemical Corp. ABC CHEMICAL CORPORATION MOD FOG. Active Ingredients: Fenthion (O-P-Dimethyl O-(4-(methylthio)-m-tolyl) phosphorothioate 1.0%; Aromatic Petroleum Distillate 99.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 11515-LL. ABC Chemical Corp. ABC CHEMICAL CORPORATION BANKILL WITH BANUEL D. Active Ingre-

dients: Dimethylamine Salt of Dicamba (3,6-dichloro-o-anisic acid) 3.43%; Dimethylamine Salts of Related Acids 0.55%; Dimethylamine Salt of 2,4-Dichlorophenoxyacetic acid 17.22%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 32427-T. Allied Services, Division of Allied Equities Corp., 765 Landess Ave., Milpitas CA 95035. ALLIED SERVICES TANDEX 4-G. Active Ingredients: m-(3,3-Dimethylurcido) phenyl tertbutylcarbamate 4.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 32427-I. Allied Services. ALLIED SERVICES ALSTOP 2-B+2-D. Active Ingredients: Bromacil [5-bromo-3-sec-butyl-6-methyluracil] 2%; Diuron [3-(3,4-dichlorophenyl)-1,1-dimethylurea] 2%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 32427-0. Allied Services. ALLIED SERVICES ALSTOP 8-D. Active Ingredients: Diuron [3-(3,4-dichlorophenyl)-1,1-dimethylurea] 8%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 32427-RN. Allied Services. ALLIED SERVICES ALTROL 10.6-B(L). Active Ingredients: Lithium salt of bromacil (5-bromo-3-sec-butyl-6-methyluracil) 10.6%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 32427-RR. Allied Services. ALLIED SERVICES ALTROL 12-B(S). Active Ingredients: Bromacil (5-bromo-3-sec-butyl-6-methyluracil) 12%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 12468-G. Aquatherm, Inc., 2233 W. Second St., Santa Ana CA 92703. MICROBIOCIDE 288. Active Ingredients: Disodium cyanodithioimidocarbonate 6.35%; Ethylenediamine 2.40%; Potassium N-methyldithiocarbamate 8.75%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 34692-R. CSC Equipment Supply, 3805 Tally Rd., Richmond VA 23228. CSC-ALGAE-BAN. Active Ingredients: Poly[oxyethylene(dimethyliminio)ethylene(dimethyliminio)-ethylene dichloride] 10.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 34692-E. CSC Equipment Supply, 3805 Tally Rd., Richmond VA 23228. CSC-TOWER TREAT ALGAECIDE. Active Ingredients: Poly[oxyethylene(dimethyliminio) ethylene (dimethyliminio)-ethylene dichloride] 10.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 34695-E. Chemical Products, Inc., PO Box 50387, Tulsa OK 74150. CPI ALGAECIDE CONCENTRATE. Active Ingredients: Poly[oxyethylene(dimethyliminio) ethylene(dimethyliminio)ethylene dichloride] 60.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 34695-R. Chemical Products, Inc., PO Box 50387, Tulsa OK 74150. CPI ALGAECIDE. Active Ingredients: Poly[oxyethylene (dimethyliminio) ethylene(dimethyliminio)ethylene dichloride] 15.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 34691-R. Culligan Water Conditioning Co., 704 Madison St., Huntsville AL 35801. ALGICIDE CT-10. Active Ingredients: Poly[oxyethylene(dimethyliminio)ethylene (dimethyliminio) ethylene dichloride] 10.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 34691-E. Culligan Water Conditioning Co., 704 Madison St., Huntsville AL 35801. ALGICIDE-P. Active Ingredients: Poly[oxyethylene(dimethyliminio)ethylene(dimethyliminio)ethylene dichloride] 10.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 1325-TO. Davis-Weil Mfg. Co., Inc., 219 Scott St., Memphis TN 38112. EZ TREET ALGAECIDE. Active Ingredients: Poly[oxyethylene(dimethyliminio) ethylene(dimethyliminio)ethylene dichloride] 5.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 34694-G. Dearborn Aqua Service of Wilson, N.C., Inc., PO Box 3897, Wilson NC 27893. POOLCIDE CONCENTRATE. Active Ingredients: Poly[oxyethylene (dimethyliimino) ethylene - (dimethyliminio)ethylene dichloride] 60.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 34694-E. Dearborn Aqua Service. POOLCIDE. Active Ingredients: Poly[oxyethylene(dimethyliminio) ethylene-(dimethyliminio)ethlene dichloride] 10.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File 34694-R. Dearborn Aqua Service. TOWERCIDE. Active Ingredients: Poly-[oxyethylene (dimethyliminio) ethylene-(dimethyliminio) ethylene dichloride] 15.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 23611-I. Delta Chemicals, Inc., One Lucon Dr., Deer Park NY 11729. DELTA-CIDE. Active Ingredients: Pyrethrins 1.00%; Piperonyl Butoxide, Technical 10.00%; Amorphous Silica Gel 40.00%; Petroleum Hydrocarbons 49.00%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 464-LNO. The Dow Chemical Co., Ag-Organics Dept., PO Box 1706, Midland MI 48640. DOW LORSBAN 25-PB INSECTICIDE. Active Ingredients: Chlorpyrifos [O,O-diethyl O-(3,5,6-trichloro-2-pyridyl) phosphorothioate] 25%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 11497-U. Enviro-Chem Corp., PO Box 29113, Dallas, TX 75229. EC-1000. Active Ingredients: Disodium cyanodithioimidocarbonate 3.18%; Ethylenediamine 1.20%; Potassium N-methyldithiocarbamate 4.37%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA Reg. No. 279-1859. FMC Corp., Ag. Chem. Div., 100 Niagara St., Middleport NY 14105. SINOX PE (WATER SOLUBLE DINITRO WEED-KILLER). Active Ingredients: Alkanol Amine Salts (of the ethanol and isopropanol of Dinitro ortho Secondary Butylphenol) 50%. Method of Support: Appplication proceeds under 2(c) of interim policy.

EPA Reg. No. 279-2712. FMC Corp., Ag. Chem. Div., 100 Niagara St., Middleport NY 14105. FURADAN 10 GRANULES. Active Ingredients: Carbofuran 10%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 270-RNG. Farnam Companies, 2230 E. Magnolia, Omaha NB 68112. FARNAM FLY-REPELLENT OINTMENT. Active Ingredients: Cedarleaf oil 6.5%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 270-RNU. Farnam Companies, 2230 E. Magnolia, Omaha NB 68112. FARNAM ROLL-ON FLY REPELLENT. Active Ingredients: Butoxypolypropylene Glycol 15%; Pyrethrins 0.40%; Piperonyl Butoxide technical 1.00%; (Equivalent to 0.80% (butylcarbityl) (6-propylpiperonyl) ether and 0.20% of related compounds); Di - n - propyl - isocinchomeronate 0.40%, N-Octyl bicycloheptene dicarboximide 0.40%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 729-LO. Gulf Oil Corp., Gulf Bldg., Houston TX 77002. GULF SPRAY QUICK ACTION INSECTICIDE FORMULA 20. Active Ingredients: Perfume Oil 0.025%; Pyrethrins 0.100%; Technical Piperonyl Butoxide 0.120%; N-octyl bicycloheptene dicarboximide 0.500%; Petroleum Distillates 99.255%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 2393-EAO. Hopkins Agricultural Chemical Co., PO Box 584, Madison WI 53701. HOPKINS MYLONE 50D EASY TO USE SOIL FUMIGANT. Active Ingredients Tetrahydro-3,5,dimethyl-2H-1,3,5-thiadiazine-2-thione 50%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 3432-UE. N. Jonas & Co., 1919 E. Boston St., Phila. PA 19125. ON GUARD BRAND "PRO" ALGAECIDE CONCENTRATE. Active Ingredients: Poly(oxyethylene (dimethyliminio) ethylene (dimethyliminio)ethylene dichloride) 60%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 3432-UN. N. Jonas & Co., Inc., G.P.S. FIRE RESISTANT CONCENTRATED POOL CHLORINE GRANULAR ALGAECIDE & GERMICIDE. Active Ingredients: Sodium Dichloro-s-triazinetrione Dihydrate 60%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 3432-UR. N. Jonas & Co., Inc. MAXI-CLOR "55" GERMICIDE & ALGAECIDE. Active Ingredients: Sodium Dichloro-s-triazinetrione 55%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 2342-OUT. Kerr-McGee Chemical Corp., Kerr-McGee Center, Oklahoma City OK 73125. FASCO SHADE METHOMYL DUST 2.5 INSECTICIDE. Active Ingredients: Methomyl (S-methyl-N-[(methylcarbamoyl) oxy] thioacetimidate) 2.50%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 9859-TA. Landia Chemical Co., 1801 W. Olive St., Lakeland FL 33801. LANCO NUTRITIONAL MIX 129. Active Ingredients: Sulphur as S 59.7%; Copper as Metallic 2.5%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 9859-TU. Landia Chemical Co. LANCO NUTRITIONAL MIX 118. Active Ingredients: Sulphur as S 66.3%; Copper as Metallic 8.4%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 9859-TL. Landia Chemical Co. LANCO NUTRITIONAL MIX 130. Active Ingredients: Sulphur as S 61.1%; Copper as Metallic 5.1%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1021-RGER. McLaughlin Gormley King Co., 8810 Tenth Ave., North, Minneapolis MN 55427. PYROCIDE INTERMEDIATE 7226. Active Ingredients: Pyrethrins 1.25%; Piperonyl butoxide, technical 12.25%; Petroleum - distillate 86.50%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 8123-LT. Frank Miller & Sons, 13831 S. Emerald Ave., Chicago, IL 60627. AMINE SELECTIVE WEED KILLER. Active Ingredients: Dimethylamine salt of 2,4-Dichlorophenoxyacetic acid 26.4%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 3624-RAG. Nova Products, Inc., PO Box 5086, Packers Sta., Kansas

City KS 66119. NOPRO KILL 1382. Active ingredients: (5-Benzyl-3-furyl)methyl 2, 2 - dimethyl - 3 - (2 - methylpropenyl) cyclopropanecarboxylate 0.250%; Related Compounds 0.034%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 3095-EN. PIC Corp., 1100 Sylvan St., Linden NJ 07036. PIC MOSQUITO COILS MOSQUITO-GNAT INSECT REPELLENT. Active Ingredients: Pyrethrins 0.40%; Pyrethrum Flower & Marc 34.60%; Vegetable Matter & Wood Fiber 62.30%; Coloring 0.30%; Potassium Nitrate 1.50%; Sodium Benzoate 0.90%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 5576-GG. Regal Supply & Chemical Co., PO Box 1955, El Paso TX 79950. SAF-T-BRITE. Active Ingredients: Hydrochloric acid 52.68%; n-alkyl (50% C14, 40% C12, 10% C16) dimethyl benzyl ammonium chloride 0.43%; Ortho-dichlorobenzene 1.22%; Essential oils 0.49%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 10226-GI. Rockwood Chemical Co., PO Box 34, Brawley CA 92227. ROCKWOOD BRAND ZINEB DUST NO. 6. Active Ingredients: Zinc ethylene bisdithiocarbamate (zineb) 6%. Method of Support: Application proceeds under 2 (c) of interim policy.

EPA File Symbol 10226-RO. Rockwood Chemical Co., PO Box 34, Brawley CA 92227. ROCKWOOD BRAND MALATHION 8LB. EC. Active Ingredients: (O,O-dimethyl dithiophosphate of diethyl mercapto succinate) 85.00%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 11547-GG. Share Corp., PO Box 9, Brookfield WI 53005. BROADLEAF WEED CONTROL SELECTIVE WEED KILLER. Active Ingredients: Isooctyl ester of 2,4-dichlorophenoxyacetic acid 35.05%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 3682-UG. E. W. Smith Chemical Co., 15020 E. Proctor Ave., Industry CA 91746. EMS KAPOOT AQUEOUS INSECTICIDE. Active Ingredients: Pyrethrins 0.1%; Piperonyl Butoxide, technical 1.0%; Petroleum distillate 0.4%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 4000-AU. Southern Chemical Products Co., 430 Lower Boundary, Macon GA 31202. ORANGE BACTERIASOL GERMICIDAL CLEANER FORMULA 2 HOSPITAL FORMULA. Active Ingredients: Sodium Metasilicate 3.16%; n-Alkyl (C14 50%, C12 40%, C16 10%) Dimethyl Benzyl Ammonium Chloride 2.50%; Tetrasodium Salt of Ethylene Diamine tetraacetic Acid 0.10%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 998-RRL. Superior Chemical Products Inc., 3942 Frankford Ave., Phila. PA 19124. OMNICIDE CONCENTRATE #3610. Active Ingredients: Pyrethrins 3.00%; Piperonyl Butoxide, Technical 6.00%; N-octyl bicycloheptene dicarboximide 10.00%; Petroleum Distillates 81.00%. Method of support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 20004-L. Traylor Chemical & Supply Co., Inc., PO Box 7937, Orlando FL 32804. TRACO BRAND COPPER-ZINC 25-25. Active Ingredients: Copper (Expressed as Elemental) 25.0%; (Derived from Tri-Basic Copper Sulphate and Copper Oxide). Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 20004-U. Traylor Chemical & Supply Co., Inc., PO Box 7937, 1911 Lockwood Way, Orlando FL 32804. TRACO ZINC-COPPER SULPHATE FUNGICIDE. Active Ingredients: Copper Sulphate, Pentahydrate 38%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 10292-EE. Venus Laboratories, Inc., 1025 Industrial Dr., Bensenville IL 60106. VENUS NO. 832 FOGGING INSECTICIDE. Active Ingredients: (5-Benzyl-3-furyl)methyl 2,2-dimethyl-3-(2-methylpropenyl) cyclopropanecarboxylate 0.250%; Related compounds 0.034%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 11659-U. Walling Chemical Co., 2008 Westport Ave., Sioux Falls SD 57107. WALLING A-233. Active Ingredients: Disodium cyanodithioimidocarbonate 3.18%; Ethylenediamine 1.20%; Potassium N-methyldithiocarbamate 4.37%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 11659-G. Walling Chemical Co. WALLING A-231. Active Ingredients: Disodium cyanodithioimidocarbonate 6.35%; Ethylenediamine 2.40% Potassium N-methyldithiocarbamate 8.75%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 11659-L. Walling Chemical Co. WALLING A-232. Active Ingredients: Disodium cyanodithioimidocarbonate 4.23%; Ethylenediamine 1.60%; Potassium N-methyldithiocarbamate 5.83%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 52-EGO. West Chemical Products, Inc., 4216 West St., Long Island City NY 11101. PESTOX 2E INSECTICIDE. Active Ingredients: Aromatic petroleum derivative solvent 69.8%; Chlorpyrifos [O,O-diethyl O-(3,5,6-trichloro-2-pyridyl) phosphorothioate] 23.5%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 2935-UNR. Wilbur-Ellis Co., PO Box 1286, Fresno CA 93715. RED-TOP BAITOX 5 BAIT. Active Ingredients: O,O-Dimethyl 2,2,2,-Trichloro-1,hydroxyethyl phosphonate 5.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 769-ULR. Woolfolk Chemical Works, Inc., PO Box 938, Fort Valley GA 31030. SECURITY 10% TOXAPHENE DUST CONTROLS COWPEA CURCULIO. Active Ingredients: Toxaphene (Technical Chlorinated Camphene [Chlorine Content 67% to 69%]) 10.0%. Method of Support: Application proceeds under 2(c) of interim policy.

Dated: August 1, 1974.

JOHN B. RITCH, Jr.,
Director,
Registration Division.

[FR Doc.74-18061 Filed 8-8-74;8:45 am]

FEDERAL RESERVE SYSTEM

COMMERCE BANCSHARES, INC.

Order Approving Acquisition of Bank Stock by Bank Holding Company

Commerce Bancshares, Inc., Kansas City, Missouri, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval under section 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)) to acquire 80 per cent or more of the voting shares of Exchange Bank of Kahoka, Kahoka, Missouri ("Bank").

The application has been processed by the Federal Reserve Bank of Kansas City pursuant to authority delegated by the Board of Governors of the Federal Reserve System under the provisions of § 265.2(f)(24) of the Rules Regarding Delegation of Authority.

As required by section 3(b) of the Act, the Reserve Bank gave written notice of receipt of the application to the Missouri Commissioner of Finance. The Commissioner offered no objection to approval of the application. Notice of receipt of the application was published in the FEDERAL REGISTER on June 3, 1974 (39 FR 107) providing an opportunity for interested persons to submit comments and views with respect to the proposal. The United States Department of Justice and the Comptroller of the Currency were given notice of receipt of the application. Time for filing comments and views has expired and none has been received. The Reserve Bank has considered the application in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant, the third largest banking organization in Missouri, controls 26 operating banks with aggregate deposits of $1,163.5 million,[1] representing 7.73 per cent of the commercial bank deposits in the State. Acquisition of Bank would increase Applicant's share of deposits only slightly, and would not result in a significant increase in the concentration of banking resources in Missouri. Applicant's ranking among banking organizations in the State would remain unchanged.

Bank ($15.9 million in deposits) is the second largest of six banking organizations in the Kahoka market (approximated by Clark County, Missouri and Keokuk, Iowa) and holds 19.0 per cent of the deposits in commercial banks in the market. Applicant's nearest subsidiary is located in Hannibal, Missouri, 64 miles from Kahoka. The record indicates that there is no significant existing competition between Bank and any of Applicant's subsidiaries, and it is not likely that significant future competition will develop in view of the distances involved and Missouri's restrictive branching laws. Furthermore, the possibility that approval would eliminate some potential competition is considered remote. The declining population in Clark County and the low median family income lessen the attractiveness of entering the market de novo. Competitive considerations are, therefore, consistent with approval of the application.

The financial and managerial resources and future prospects of Applicant and its subsidiaries appear satisfactory. The financial condition and prospects of Bank are consistent with approval. Affiliation with Applicant should enable Bank to offer expanded banking services, including agri-business

[1] All banking data are as of December 31, 1973, and reflect bank holding company formations and acquisitions approved by the Board through June 21, 1974.

loans and trust services. These factors, as they relate to the convenience and needs of the community to be served, lend some weight for approval of the application. It is the Reserve Bank's judgment that consummation of the proposed acquisition is in the public interest and that the application should be approved.

On the basis of the record, the application is approved for the reasons summarized above. The transaction shall not be consummated (a) before the thirtieth calendar day following the effective date of this order or (b) later than three months after the effective date of this order, unless such period is extended for good cause by the Board, or by the Federal Reserve Bank of Kansas City pursuant to delegated authority.

[SEAL] JOHN F. ZOELLNER,
Vice President.

JULY 23, 1974.

[FR Doc.74-18265 Filed 8-8-74;8:45 am]

INDEPENDENT BANKSHARES CORP.

Order Approving Acquisition of Shares of Bank

Independent Bankshares Corporation, San Rafael, California, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval under section 3 (a) (3) of the Act (12 U.S.C. 1842(a) (3)) to acquire 100 percent of the voting shares (less directors' qualifying shares) of the successor by merger to Bank of Lake County, Lakeport, California (entitled Bank of Upper Lake prior to May 1, 1974) ("Bank"). The bank into which Bank is to be merged has no significance except as a means to facilitate the acquisition of the voting shares of Bank. Accordingly, the proposed acquisition of shares of the successor organization is treated herein as the proposed acquisition of shares of Bank.

Notice of the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act. The time for filing comments and views has expired, and the Federal Reserve Bank of San Francisco has considered the application and all comments received in the light of the factors set forth in section 3(c) of the Act (13 U.S.C. 1842(c)).

Applicant, the thirty-seventh largest banking organization in California, controls three banks with aggregate deposits of approximately $158 million, representing less than 1 per cent of total deposits of commercial banks in the State.[1] The acquisition of Bank (deposits of $13 million) would increase Applicant's share of deposits in commercial banks in the State by less than one half of 1 percentage point and would not significantly increase the concentration of banking resources in California.

Bank is located in Lakeport, California (population 3000) within the Clear Lake Banking market, which is comprised of the towns of Lakeport, Kelseyville, Lower Lake, Clear Lake Highlands, Upperlake, and Middletown. Bank is the second largest of the three market banks, and controls approximately 22 per cent of total market deposits. The largest banking institution in the market, Bank of America, controls approximately 70 per cent of such deposits, and the third largest, Wells Fargo Bank, controls approximately 7 per cent. The proposed acquisition would represent Applicant's initial entry into the market. The closest office of Applicant and Bank are 34 miles apart, and there is no substantial existing competition between Bank and any of Applicant's subsidiary banking offices. Furthermore, the area does not appear to be attractive for de novo entry in view of the market's low population to banking office ratio. Accordingly, on the basis of the record, it appears that the proposed acquistion would not have any significant adverse effects on competition in the relevant areas.

The financial condition and managerial resources of Applicant, its subsidies, and Bank are considered to be generally satisfactory and their prospects appear favorable. Banking factors are consistent with approval of the application. The present customers of Bank would benefit from the additional services proposed by Applicant for Bank which include credit cards, trust services and customer computer services. Accordingly, considerations relating to the convenience and needs of the communities to be served are consistent with approval of the application. It is the judgment of the Federal Reserve Bank of San Francisco that the proposed acquisition is in the public interest and that the application should be approved.

On the basis of the record, the application is approved for the reasons summarized above. The transaction shall not be made (a) before the thirtieth calendar day following the effective date of this order nor (b) later than three months after the effective date of this order, unless such period is extended for good cause by the Board, or by the Federal Reserve Bank of San Francisco pursuant to delegated authority.

By order of the Reserve Bank of San Francisco, acting pursuant to delegated authority by the Board of Governors, effective July 30, 1974.

H. B. JAMISON,
Vice President.

[FR Doc.74-18264 Filed 8-8-74;8:45 am]

PEOPLES BANKING CORP.

Order Approving Acquisition of Bank

Peoples Banking Corporation, Bay, City, Michigan, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval under section 3(a) (3) of the Act (12 U.S.C. 1842(a) (3)) to acquire 100 percent of the voting shares of the successor by consolidation to The Oscoda State Savings Bank, Oscoda, Michigan ("Bank"). The bank into which Bank is to be consolidated has no significance except as a means to facilitate the acquisition of the voting shares of Bank. Accordingly, the proposed acquisition of shares of the successor organization is treated herein as the proposed acquisition of the shares of Bank.

Notice of the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act. The time for filing comments and views has expired, and none has been received. The Federal Reserve Bank has considered the application in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant, ranking 19th in the State and controlling 0.72 percent of the total State commercial bank deposits, has two subsidiaries, Peoples National Bank & Trust Company of Bay City, Bay City, Michigan (deposits $171.2 million) and The State Savings Bank of West Branch, West Branch, Michigan (deposits $22.2 million).[1] Upon acquisition of Bank (deposits $11 million), Applicant would increase its share of State deposits by only 0.04 of a percentage point and would not significantly increase concentration of banking resources in the State. Applicant's rank would rise to 18th in the State.

Bank holds 34 percent of the total deposits in the market (approximated by the Eastern one-half of Iosco County) and is the smaller of the two banks in that market. Bank and the two subsidiaries of Applicant are each in different markets and the closest subsidiary office to Bank is about 45 miles west. No significant competition exists between Bank and Applicant's subsidiaries. The market area, with four banking offices, has a population - per - banking - office ratio slightly below the regional average. The projected growth for the area is expected to be somewhat below the State average; therefore, de novo entry by Applicant does not appear feasible. There would be no elimination of significant present or future competition. Considerations of competitive factors are not adverse and are consistent with approval.

The financial and managerial resources and future prospects of Applicant, its subsidiary banks, and Bank are considered to be generally satisfactory and consistent with approval. Applicant intends to assist Bank in the area of mortgage lending and to enhance Bank's operations with managerial and technical assistance.

Applicant would make new mortgage funds available to Bank by purchasing mortgages from Bank and thereby make Bank more competitive in the residential mortgage market. New trust services, not now available at Bank, would be introduced with assistance from Applicant's lead bank. Applicant would increase internal efficiencies through better management and increased computerization, thereby improving services and conveni-

[1] All banking data are as of December 31, 1973.

[1] All deposit data are as of December 31, 1973.

ence to customers. The full resources of Applicant would be available to Bank to assist in branch expansion, site selection, and capitalization. Considerations of convenience and needs lend weight toward approval of this application.

On the basis of the record as summarized above, the Federal Reserve Bank of Chicago approves the application, provided the transaction shall not be consummated (a) before the thirtieth calendar day following the effective date of this order or (b) later than three months after the effective date of this order, unless such period is extended for good cause by the Board, or by the Federal Reserve Bank of Chicago, pursuant to delegated authority.

By order of the Federal Reserve Bank of Chicago, acting pursuant to delegated authority for the Board of Governors of the Federal Reserve System effective, July 24, 1974.

[SEAL] ROBERT P. MAYO,
President.

[FR Doc.74-18263 Filed 8-8-74;8:45 am]

SOUTHEAST BANKING CORP., MIAMI, FLORIDA

Order Approving Acquisition of Banks

Southeast Banking Corporation, Miami, Florida, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval under section 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)) to acquire 80 percent or more of the voting shares of Beach State Bank, Panama City Beach, Florida ("State Bank"), and 80 percent or more of the voting shares of Panama City National Bank, Panama City, Florida ("National Bank").

Notice of the applications affording opportunity for interested persons to submit comments and views has been given in accordance with section 3(b) of the Act. The Federal Reserve Bank of Atlanta has considered the applications and comments received in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant, the largest banking organization in Florida, controls 26 banks with aggregate deposits of $1,841.5 million or 8.9 percent of deposits in all commercial banks of the state. (All banking data are as of June 30, 1973, unless otherwise indicated, and reflect acquisitions and formations approved through June 1, 1974.) Acquisition of the banks would increase Applicant's share of Florida commercial bank deposits by less than one percent. No undue concentration of banking resources in Florida would result.

The relevant market area is Bay County, located in northwest Florida on the Gulf of Mexico. Panama City is the county's population center. Three banking organizations have total deposits of $152.7 million in this market. The market's largest banking organization holds 44.39 percent of deposits and the second largest banking organization in the market has 41.92 percent of deposits. State Bank holds $20.9 million in deposits or 13.69 percent of commercial bank deposits; National Bank was established January 24, 1974, and had deposits of $3 million as of April 24, 1974, a comparatively small market share. These acquisitions would be Applicant's initial entry into the market. Applicant's closest subsidiary is located in Jacksonville, Florida, about 250 miles to the east. There is no significant present competition between either State Bank or National Bank and Applicant's closest subsidiary; future competition is unlikely due to the distance involved and Florida's restrictions on branching. State Bank and National Bank do not compete now as they are subsidiaries of West Florida Bank Holding Company, Inc., Panama City Beach, Florida. While Applicant has the resources and expertise to enter the market de novo, these acquisitions would be pro-competitive and should help to deconcentrate the market as the banks will be able to compete more effectively. Thus, the acquisitions have no significant anti-competitive effects.

The financial condition and managerial resources of Applicant, its subsidiary banks, and State Bank and National Bank are considered to be generally satisfactory; Applicant has committed itself to increase equity capital in one existing subsidiary and three approved subsidiary banks. Banking factors are consistent with approval.

There is no evidence that the banking needs of the community are not being served; however, Applicant will assist both banks in offering real estate financing and in expanding consumer loan services to local residents. Therefore, considerations relating to the convenience and needs of the community to be served are consistent with approval. It is this Federal Reserve Bank's judgment that consummation of the proposed acquisitions is in the public interest and that the application should be approved.

On the basis of the record, the applications are approved for the reasons summarized above. The transactions shall not be made (a) before the thirtieth calendar day following the effective date of this order or (b) later than three months after that date, unless the period described in (b) is extended for good cause by the Board, or by this Federal Reserve Bank pursuant to delegated authority.

By order of the Federal Reserve Bank of Atlanta acting under delegated authority for the Board of Governors of the Federal Reserve System, effective July 24, 1974.

[SEAL] MONROE KIMBREL,
President.

[FR Doc.74-18262 Filed 8-8-74;8:45 am]

GENERAL ACCOUNTING OFFICE

REGULATORY REPORTS REVIEW

Receipt and Approval of Report Proposals

The following requests for clearance of reports intended for use in collecting information from the public were received by the Regulatory Reports Review Staff, GAO, on July 24, 1974. See 44 U.S.C. 3512 (c) & (d). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public of such receipt.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; and the frequency with which the information is proposed to be collected.

Further information about the items of this list may be obtained from the Regulatory Reports Review Officer, 202-376-5300.

FEDERAL POWER COMMISSION

Request for single time collection clearance of a proposed Supplement. Natural Gas Requirements, Curtailments and Deliveries, End-Use and alternate Fuel Information, to FPC Form No. 16, Report of Supply and Requirements; potential respondents are 42 Natural Gas Pipeline companies; burden estimated at 116 hours per response.

The FPC states that based on analyses of data compiled from the FPC Form No. 16 (Order No. 489, Docket No. R-472) natural gas curtailments by interstate natural gas pipeline companies to their individual customers projected for the 1974-75 winter period are 80.9 percent above such curtailments for the 1973-74 winter period. The data contained in FPC Form No. 16 show gross supply deficiencies but do not provide an analysis of how these deficiencies will be allocated to each pipeline customer, nor which types of uses may be affected. Without information as to the impact of curtailment to each customer, no further detailed use can be made of these data, and a more meaningful assessment of the impact of the national natural gas shortage projected for the 1974-75 winter period is impossible.

Therefore the FPC requested clearance under § 10.9(d) of the GAO regulations because of the emergency need to receive the information requested on the supplement to the Form 16 by August 26, 1974, in order to allow time to evaluate the data to determine the impact of the national natural gas shortage on local and regional industrial dislocation, if any, and to identify the type and amount of additional requirements of fuels alternate to natural gas. Moreover, such information is necessary to permit coordination of the responsibilities of the FPC under the Natural Gas Act with those of the Federal Energy Administration under the Federal Energy Administration Act of 1974, to evaluate the fuel requirements of the national economy for the 1974-75 winter period.

Clearance was provided by GAO on July 26, 1974, under approval number B-180228 (S75001) and expires December 31, 1974.

NORMAN F. HEYL,
Regulatory Reports Review Officer.

[FR Doc.74-18285 Filed 8-8-74;8:45 am]

GENERAL SERVICES ADMINISTRATION

[Federal Property Management Regs.; Temporary Reg. F-227]

SECRETARY OF DEFENSE

Delegation of Authority

1. *Purpose.* This regulation delegates authority to the Secretary of Defense to enter into contracts for procurement of public utility services for a period not exceeding 10 years.

2. *Effective date.* This regulation is effective immediately.

3. *Delegation.* Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly sections 201(a)(3) and 205(d) (40 U.S.C. 481(a)(3) and 486(d)), authority is delegated to the Secretary of Defense to enter into contracts for public utility services for periods extending beyond a current fiscal year, but not exceeding 10 years, under one or more of the following circumstances:

a. Where there are obtained lower rates, larger discounts, or more favorable conditions of service than those available under contracts, the firm term of which would not extend beyond a current fiscal year;

b. Where connection or special facility charges payable under contracts, the firm term of which would not extend beyond a current fiscal year, are eliminated or reduced; or

c. The utility refuses to render the desired service except under a contract the firm term of which extends beyond a current fiscal year.

4. *General.* a. Copies and amendments of, and other pertinent data and information with respect to, such contracts executed by the Department of Defense for such utility services under the authority of this delegation shall be furnished to the General Services Administration as soon as practicable after the execution thereof, unless distribution thereof is inadvisable for reasons of security.

b. This authority shall be exercised strictly in accordance with the applicable provisions of the "Statement of Areas of Understanding Between the Department of Defense and General Services Administration," which are entitled "Procurement of Utility Services (Power, Gas, Water)" dated November 2, 1950 (15 FR 8227, as amended January 19, 1957 (22 FR 871)), and "Procurement of Communications Services" dated November 27, 1950 (15 FR 8226).

c. The delegation of authority shall be subject to all provisions of law with respect to such contracts.

d. The Secretary of Defense may redelegate this authority to any officer, official, or employee of the Department of Defense.

5. *Effect on other issuances.* A prior delegation dated October 11, 1954 (19 FR 6665), is superseded.

ARTHUR F. SAMPSON,
Administrator of General Services.

JULY 30, 1974.

[FR Doc.74-18261 Filed 8-8-74;8:45 am]

OFFICE OF MANAGEMENT AND BUDGET

CLEARANCE OF REPORTS

List of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on August 6, 1974 (44 U.S.C. 3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

The symbol (x) identifies proposals which appear to raise no significant issues, and are to be approved after brief notice through this release.

Further information about the items on this Daily List may be obtained from the Clearance Office, Office of Management and Budget, Washington, D.C. 20503 (202-395-4529).

NEW FORMS

DEPARTMENT OF COMMERCE

Bureau of the Census: Survey of Property Assessment Ratio Studies, Form GP-37, Single Time, Ellett, State and local officials.

DEPARTMENT OF THE INTERIOR

National Park Service:
- Canyon de Chelly Interview Schedule, Form ——, Quarterly, Planchon, Park Visitors.
- Survey of Gateway National Recreation Area Users, Form ——, Single Time, Planchon, Visitors to Gateway National Recreation Area.

VETERANS ADMINISTRATION

Application for Burial: Form 40-4962, Occasional, Caywood, Funeral Homes.

REVISIONS

DEPARTMENT OF COMMERCE

Bureau of the Census:
- Public Juvenile Detention & Correction Facilities Survey & Private Juvenile Detention & Correction Facilities Survey, Forms CJ-17 & CJ-29, Annual, Ellett, Public & Private Juvenile Detention & Correction Facilities.
- Radio Receivers & Television Sets, Phonographs & Record Players, Speakers, and Related Equipment, Form MA-36M, Annual, Weiner, Manufacturing Establishment.

EXTENSIONS

DEPARTMENT OF DEFENSE

Department of the Air Force: Report of Government Furnished Material, Form AFLC 814 & 815.

PHILLIP D. LARSEN,
Budget and Management Officer.

[FR Doc.74-18319 Filed 8-8-74;8:45 am]

POSTAL SERVICE

DECREASE IN CERTAIN TEMPORARY PHASED POSTAGE RATES

By notices published in the daily issues of the FEDERAL REGISTER on June 25, 1974 (39 FR 22987) and July 8, 1974 (39 FR 24961) the United States Postal Service announced certain temporary phased postage rates which became effective July 6, 1974. It has been determined that certain of those temporary phased postage rates should be decreased. Therefore, effective 12:01 a.m. August 11, 1974, the temporary rates for the advertising portion of qualified classroom publications, for zones 1 through 6 will be:

Zones:	*Cents*
1 and 2	3.2
3	3.9
4	5.1
5	6.9
6	8.8

ROGER P. CRAIG,
Deputy General Counsel.

[FR Doc.74-18196 Filed 8-8-74;8:45 am]

SECURITIES AND EXCHANGE COMMISSION

CHICAGO BOARD OPTIONS EXCHANGE, INC.

Proposed Amendments to Option Plan

Notice is hereby given that the Chicago Board Options Exchange, Inc. (CBOE) has filed proposed amendments to its option plan pursuant to Rule 9b-1 under the Securities Exchange Act of 1934 (17 CFR 240.9b-1). CBOE proposes to amend subparagraph (b)(iii)(D) of rule 13.3 and proposes new subparagraphs (b)(iii)(E), (b)(iii)(F) and (c) of CBOE Rule 13.3.

In effect, proposed subparagraph (F) would require the "haircut" on each class of listed options positions maintained in Market-Makers' accounts to be the greater of (i) 30 percent of the market value of the long position or (ii) 130 percent of the market value of the short position less 70 percent of the market value of the long position; and proposed subparagraph (c) would require Clearing Members carrying these accounts to take such haircuts less the net equity maintained by the Market-Makers therein.

Paragraph (b)(iii)(D) has, in effect, been completely rewritten in order to change the methodology for taking capital deductions on listed options positions maintained in accounts other than Mar-

ket-Makers' accounts. Under CBOE's existing paragraph (b)(iii)(D), the deduction is based on the market value of the option; in contrast, under the proposed amendment to paragraph (d) the deduction on uncovered (and "unspread") short positions would be 30 percent of the market value of the underlying security reduced by any amount the option is "out of the money" (subject to a minimum deduction of $250 per option contract). The capital deduction for short option positions that are "spread" by a long position in a listed option of the same class or by another security which may be converted into or exchanged for the underlying security is covered by the first proviso to amended subparagraph (D), which provides that the deduction on the short option position would be limited in such cases to the amount of money (if any) payable upon the exercise or conversion of the security held in the long position. The second proviso to proposed subparagraph (D) provides that there is to be no deduction for short positions that are covered by a long position in the underlying security, and this proviso also provides for the deduction (as well as the adjustment for unrealized profit or loss) to be taken in respect of the long position in the underlying security. Finally, the last sentence of proposed subparagraph (D) would eliminate the existing CBOE requirement that short option positions in accounts other than Market-Makers' accounts be marked to the market, since the capital deduction under the proposed amendment would no longer be based on the market value of the short position.

Proposed new subparagraph (b)(iii)(E) would provide for a 30 percent haircut on long option positions maintained in accounts other than Market-Makers' accounts.

At the time the amendments proposed herein are adopted, present subparagraph (b)(iii)(E) of rule 13.3 would be redesignated as subparagraph 13.3(b)(iii)(G) and present subparagraphs (c) through (j) would be redesignated as (d) through (k), respectively.

All interested persons are invited to submit their views and comments on the proposed amendments to CBOE's plan either before or after it has become effective. Written statements of views and comments should be addressed to the Secretary, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549. Reference should be made to file number 10-54. The proposed amendments including the reasons for such amendments are, and all such comments will be, available for public inspection at the Public Reference Room of the Securities and Exchange Commission at 1100 L Street, NW., Washington, D.C.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

AUGUST 1, 1974.

[FR Doc.74-18276 Filed 8-8-74;8:45 am]

[File No. 500-1]

CANADIAN JAVELIN, LTD.

Suspension of Trading

AUGUST 5, 1974.

The common stock of Canadian Javelin, Ltd. being traded on the American Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of Canadian Javelin, Ltd., being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to sections 19(a)(4) and 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities on the above mentioned exchange and otherwise than on a national securities exchange is suspended, for the period from August 6, 1974 through August 15, 1974.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

[FR Doc.74-18272 Filed 8-8-74;8:45 am]

[File No. 500-1]

FRANKLIN NATIONAL BANK

Suspension of Trading

AUGUST 2, 1974.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the preferred stock and 4.75% debentures of Franklin National Bank being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from August 3, 1974 through August 12, 1974.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

[FR Doc.74-18274 Filed 8-8-74;8:45 am]

[File No. 500-1]

FRANKLIN NEW YORK CORP.

Suspension of Trading

AUGUST 2, 1974.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common and preferred stock and 7.30 percent notes of Franklin New York Corp. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended; for the period from August 3, 1974 through August 12, 1974.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

[FR Doc.74-18273 Filed 8-8-74;8:45 am]

MANHATTAN FUND, INC. AND TMR APPRECIATION FUND, INC.

Notice of Application for Order Exempting Proposed Transaction

Notice is hereby given that Manhattan Fund, Inc. ("Manhattan") and TMR Appreciation Fund, Inc. ("Appreciation"), 245 Park Avenue, New York, New York 10017 (Collectively referred to as "Applicants"), open-end, diversified, management investment companies registered under the Investment Company Act of 1940 (the "Act"), have filed an application pursuant to section 17(b) of the Act for an order of the Commission exemption from the provisions of section 17(a) of the Act the proposed merger of Appreciation into Manhattan. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

Manhattan, a Maryland corporation, was organized in 1965 and, as of March 31, 1974, had net assets of $73,018,766. Appreciation, a Delaware corporation, was organized in 1966 and, as of March 31, 1974, had net assets of $7,704,210. The principle investment objective of both Applicants is capital appreciation. CNA Management Corporation ("CNA"), a wholly-owned subsidiary of CNA Financial Corporation, acts as investment adviser and principle underwriter for both Applicants. The Boards of Directors and officers of both Applicants are identical, and their governing instruments are substantially similar. Accordingly, each of the Applicants may be deemed to be under common control, and, therefore, Applicants may be deemed to be affiliated persons of each other within the meaning of section 2(a)(3) of the Act.

Applicants propose to enter into an agreement of merger under which Appreciation is to be merged into Manhattan. Manhattan shall be the surviving corporation, and the separate existence of Appreciation shall cease. The proposed merger is contingent upon the receipt of an opinion of counsel to the effect that the merger will constitute a tax-free reorganization. The agreement of merger requires the affirmative vote of at least a majority of the outstanding voting securities of Appreciation.

Prior to the effective date of merger, each Applicant will distribute to its respective shareholders a dividend consist-

ing of substantially all of its undistributed net taxable investment income and net taxable short-term capital gains. Such taxable dividends will be paid in each case in additional shares of the respective Applicant or, at the election of each shareholder, in cash. On the effective date of merger, the outstanding shares of capital stock of Appreciation will be converted into that number of full shares (and fractional interest in a full share) of Manhattan as shall have an aggregate net asset value, as of the last day on which the New York Stock Exchange is open for unrestricted trading prior to the effective date of the merger, equal to the aggregate net asset value of each shareholder's interest in Appreciation.

As of March 31, 1974, Appreciation had a tax loss carry forward of approximately $26,305,000. Of such tax loss carry forward, $9,045,000 will be available to Manhattan if the merger is effected. As of March 31, 1974, Manhattan had a tax loss carry forward of approximately $113,162,000. On March 31, 1974, Appreciation had unrealized losses of $2,237,277 and Manhattan had unrealized losses of $38,882,106.

No adjustment in the net asset values of Applicants will be made to compensate for any potential Federal income tax impact on the shareholders of Applicants which may result from the differences between the Applicants in the percentage of each Applicant's net unrealized capital losses to its net asset value and in the amount of each Applicant's tax loss carry forward. Applicants assert that the application of an adjustment formula is inappropriate in this instance in view of the substantial tax loss carry forward and unrealized losses possessed by each Applicant. Applicants further assert that a tax adjustment can not be demonstrated to result in fairer treatment to the respective shareholders than not making an adjustment since the effect on a particular shareholder is dependent on a variety of personal factors such as the individual shareholder's capital gains tax rate, the individual's cost basis, the time when the individual ultimately redeems his shares in Manhattan, and Manhattan's future pattern of realization and distribution of gains.

Section 17(a) of the Act, in pertinent part, provides that it shall be unlawful for any affiliated person of a registered investment company knowingly to sell to or purchase from such registered investment company any security or other property. Section 17(b) of the Act provides that the Commission, upon application, may exempt a proposed transaction from the provisions of section 17 (a) if evidence establishes that the terms of the proposed transaction, including the consideration to be paid or received, are reasonable and fair and do not involve overreaching on the part of any person concerned and the proposed transaction is consistent with the policy of each registered investment company concerned and with the general purposes of the Act.

Applicants assert that the terms of the proposed transaction are fair and reasonable and do not involve overreaching on the part of any person concerned since shares of Manhattan will be issued to the shareholders of Appreciation on the basis of the respective net asset values of each of the Applicants determined at the same point in time. Applicants state that certain expenses, such as legal, accounting, and custodial fees, qualification of shares for sale, shareholder meetings, preparation of proxies and shareholder reports, franchise taxes and possibly brokerage commissions, are expected to constitute a lower percentage of income of the surviving Applicant than they presently constitute of each Applicant separately.

Applicants assert that the proposed merger is consistent with the policies of both Appreciation and Manhattan and the general purposes of the Act. The investment objective of both Applicants is capital appreciation, and the investment policies and restrictions of both Applicants are susbtantially the same.

The aggregate expenses of the Applicants in connection with the proposed merger, including legal, accounting, printing, transfer agent and other miscellaneous expenses, are estimated at $24,500. Such expenses will be borne by Manhattan in the event the merger is effected and will be allocated to each Applicant in proportion to its respective net asset value in the event the merger is not effected.

Notice is further given that any interested person may, not later than August 27, 1974, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reasons for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the Applicants at the address stated above. Proof of such service (by affidavit or, in the case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by Rule 0–5 of the rules and regulations promulgated under the Act, an order disposing of the application will be issued as of course following August 27, 1974, unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

[FR Doc.74–18198 Filed 8–8–74;8:45 am]

[File Nos. 7–4643, 7–4644]

McDONALD'S CORP. AND WALT DISNEY PRODUCTIONS

Application for Unlisted Trading Privileges and of Opportunity for Hearing

AUGUST 5, 1974.

In the matter of application of the Cincinnati Stock Exchange, for unlisted trading privileges in a certain security, Securities Exchange Act of 1934.

The above named national securities exchange has filed an application with the Securities and Exchange 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 common stock of the following company, which security is listed and registered on one or more other national securities exchange:

	File No.
McDonald's Corp	7–4643
Walt Disney Productions	7–4644

Upon receipt of a request, on or before August 21, 1974, from any interested person, the Commission will determine whether the application shall be set down for hearing. Any such request should state briefly the nature of the interest of the person making the request and the position he proposes to take at the hearing, if ordered. In addition, any interested person may submit his views or any additional facts bearing on the said application by means of a letter addressed to the Secretary, Securities and Exchange Commission, Washington, D.C., 20549 not later than the date specified. If no one requests a hearing, this application will be determined by order of the Commission on the basis of the facts stated therein and other information contained in the official files of the Commission pertaining thereto.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

[FR Doc.74–18275 Filed 8–8–74;8:45 am]

[File No. 500–1]

ROYAL PROPERTIES INC.

Suspension of Trading

AUGUST 5, 1974.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Royal Properties Incorporated being traded otherwise than on a national securities exchange is required in

the public interest and for the protection of investors;

Therefore, pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from August 6, 1974 through August 15, 1974.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.74-18252 Filed 8-8-74;8:45 am]

[811-1927]

TUDOR CAPITAL FUND

Notice of Filing of Application for Order Declaring That Company Has Ceased To Be Investment Company

Notice is hereby given that Tudor Capital Fund ("Applicant"), 120 Broadway, New York, New York 10005, registered under the Investment Company Act of 1940 (the "Act") as a diversified, closed-end, management investment company, has filed an application pursuant to section 8(f) of the Act for an order of the Commission declaring that Applicant has ceased to be an investment company as defined in the Act. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

Applicant was organized as a Delaware corporation on July 17, 1969, and registered under the Act by filing a Form N-8A Notification of Registration on August 21, 1969.

Applicant represents that a Plan of Dissolution (the "Plan") was adopted by its shareholders at a special meeting on December 21, 1973 and that a Certificate of Dissolution was filed with the Secretary of State of the State of Delaware on December 26, 1973. Applicant states that since December 26, 1973, it has not continued the business for which it was organized, but rather, has remained in existence solely for the purpose of converting any remaining assets to cash, discharging or otherwise providing for the discharge of its liabilites and distributing its remaining cash to shareholders.

As of December 31, 1973, Applicant had 46,244 shares of common stock outstanding and had net assets of $373,159. Pursuant to the Plan, Applicant states that all of its assets have been converted to cash, its liabilities have been satisfied or provision has been made therefore, and a liquidating cash distribution, in the aggregate amount of $370,768, has been made to shareholders in redemption and cancellation of 45,944 shares of common stock. As of June 14, 1974, two shareholders, owners of 300 shares of common stock, had not yet been located. Cash not distributed to shareholders in connection with the initial liquidating distribution will be held by Applicant's custodian bank for up to one year to satisfy any claims which may hereafter be asserted against Applicant. Thereafter, a final liquidating distribution will be made to all shareholders of any remaining cash. Cash which cannot be distributed because shareholders cannot be located will be placed in an escrow account for their benefit, subject to the applicable laws of escheat.

Section 8(f) of the Act provides, in pertinent part, that when the Commission upon application, finds that a registered investment company has ceased to be an investment company, it shall so declare by order, and upon the effectiveness of the order the registration of such company shall cease to be in effect.

Notice is further given that any interested person may, not later than August 27, 1974, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address stated above. Proof of such service (by affidavit or, in case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application will be issued as of course following August 27, 1974, unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.74-18197 Filed 8-8-74;8:45 am]

[File No. 500-1]

WINNER INDUSTRIES, INC.

Suspension of Trading

AUGUST 5, 1974.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Winner Industries, Inc. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from August 6, 1974 through August 15, 1974.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.74-18271 Filed 8-8-74;8:45 am]

SMALL BUSINESS ADMINISTRATION

[License No. 01/01/0031]

GROWTH BUSINESS FUNDS, INC.

Surrender of License

Notice is hereby given that Growth Business Funds, Inc. (Growth), One Financial Plaza, Fort Lauderdale, Florida 33394, incorporated under the laws of the State of Florida on October 2, 1970, has surrendered its license No. 02/05-0098, issued by the Small Business Administration (SBA) on January 20, 1971.

Growth has complied with all conditions set forth by SBA for the surrender of its license. Therefore, under the authority vested by the Small Business Investment Act of 1958, as amended, and pursuant to the regulations promulgated thereunder, the surrender of the license of Growth is hereby accepted and it is no longer licensed to operate as a small business investment company.

Dated: August 1, 1974.

JAMES THOMAS PHELAN, *Deputy Associate Administrator for Investment.*

[FR Doc. 74-18210 Filed 8-8-74;8:45 am]

[Application No. 09/09-5164]

TRANSPACIFIC INVESTMENT CORP.

Application for License as Small Business Investment Company

An application for a license to operate as a small business investment company under the provisions of section 301(d) of the Small Business Investment Act of 1958, as amended (15 U.S.C. 661 et seq.), has been filed by the Transpacific Investment Corporation (applicant) with the Small Business Administration (SBA) pursuant to 13 CFR 107.102 (1974).

The officers and directors of the applicant are as follows:

Edmund S. P. Wong, President, Treasurer, Director, 44-010 Aumoana Place, Kaneohe, Hawaii 96744.

A. James Wriston, Jr., Vice President, Secretary and Director, 3625 Nuuanuu Pali Drive, Honolulu, Hawaii 96817.

Wayne P. Nasser, Director, 1415 Victoria, Honolulu, Hawaii 96822.

The applicant, with its principal place of business located at 1575 S. Beretania, Room 211, Honolulu, Hawaii 96814, will begin operations with $300,000 of paid-in capital and paid-in surplus. All of the issued and outstanding stock of the applicant, consisting of 3,000 shares of common stock will be owned by Edmund S. P. Wong.

As a small business investment company under section 301(d) of the Act,

the applicant has been organized and chartered solely for the purpose of performing the functions and conducting the activities contemplated under the Small Business Investment Act of 1958, as amended from time to time, and will provide assistance solely to small business concerns which will contribute to a well-balanced national economy by facilitating ownership in such concerns by persons whose participation in the free enterprise system is hampered because of social or economic disadvantages.

Matters involved in SBA's consideration of the applicant include the general business reputation and character of the proposed owner and management and the probability of successful operation of the applicant under their management, including adequate profitability and financial soundness, in accordance with the Small Business Investment Act and the SBA Rules and Regulations.

Any person may, on or before August 26, 1974, submit to SBA written comments on the proposed applicant. Any such communication should be addressed to the Deputy Associate Administrator for Investment, Small Business Administration, 1441 L Street NW., Washington, D.C. 20416.

A copy of this notice shall be published in a newspaper of general circulation in Honolulu, Hawaii.

Dated: August 1, 1974.

JAMES THOMAS PHELAN,
Deputy Associate Administrator for Investment.

[FR Doc.74-18208 Filed 8-8-74;8:45 am]

[License No. 06/10-0075]

WESTERN CAPITAL CORP.

Filing of Application for Approval of Conflict of Interest Transaction Between Associates

Notice is hereby given that Western Capital Corporation (Western), Suite 300, Zidell Building, 7007 Preston Road, Dallas, Texas 75205, a Federal Licensee under the Small Business Investment Act of 1958, as amended (Act), has filed an application, pursuant to § 107.1004 of the regulations governing small business investment companies (13 CFR 107.1004 (1974)), for approval of a conflict of interest transaction.

It is proposed that Western provide $65,000 in financing to Texas Resort Properties, Inc., Suite 290, Zidell Building, 7007 Preston Road, Dallas Texas 75205. In addition, approximately $35,000 will be provided from another source. Mr. Allan Zidell is the president and sole shareholder of this concern. The proceeds of these loan funds will be used for the purpose of subdividing real property and developing it for resale.

As the result of a number of joint-venture relationships with Mr. Harold L. Knop, the president and sole shareholder of Western, Mr. Zidell is considered to be an Associate of the Licensee as defined by § 107.3 of the regulations. As such, the transaction falls within the purview of § 107.1004(b)(1) of the regulations and requires the prior written approval of the Small Business Administration (SBA).

Notice is further given that any interested person may, on or before August 26, 1974, submit to SBA, in writing, relevant comments on the proposed transaction. Any such communications should be addressed to: Associate Administrator for Finance and Investment, Small Business Administration, 1441 "L" Street, NW., Washington, D.C. 20416.

A copy of this notice shall be published by Western in a newspaper of general circulation in Dallas, Texas.

Dated: July 31, 1974.

JAMES THOMAS PHELAN,
Deputy Associate Administrator for Investment.

[FR Doc.74-18209 Filed 8-8-74;8:45 am]

UNITED STATES RAILWAY ASSOCIATION

[USRA Docket No. 75-6]

LEHIGH VALLEY RAILROAD CO., NATIONAL DOCKS BRANCH, JERSEY CITY, N.J.

Notice of Proposed Interim Abandonment of Part of Branch

The Trustees in Bankruptcy of the Lehigh Valley Railroad Company ("Lehigh Valley"), propose to abandon part of the National Docks Branch, Jersey City, New Jersey and have made a request to the United States Railway Association ("USRA") for the authorization required for that purpose under section 304(f) of the Regional Rail Reorganization Act of 1973 ("the Act"), Pub. L. 93-236.

Section 304(f) provides:

> After [January 2, 1974], no railroad in reorganization may discontinue service or abandon any line of a railroad other than in accordance with the provisions of [the Act], unless it is authorized to do so by the Association and unless no affected State or local or regional transportation authority reasonably opposes such action, notwithstanding any provision of any other Federal law, the constitution or law of any State, or decision or order of or the pendency of any proceeding before any Federal or State court, agency, or authority.

The part of the National Docks Branch sought to be abandoned extends from railroad milepost M.P. 2+260' near Bright Street in Jersey City in a northerly direction to milepost M.P. 1+3528' near Academy Street in Jersey City, a distance of approximately 2012 feet.

This abandonment request is accompanied by letters from the State of New Jersey Department of Transportation, the Mayor of Jersey City, and the Port Authority of New York and New Jersey, all stating that they have no objection to the proposed abandonment.

In support of its request, Lehigh Valley asserts that:

(1) There are no stations on this line, and the only shipper or receiver of freight thereon is Jersey City Bakers Cooperative Association.

(2) The last rail freight shipment by that shipper occurred on August 27, 1973.

(3) If the National Docks Branch is abandoned, the Lehigh Valley will sell the land on which the part of the branch is located to the Jersey City Redevelopment Agency.

(4) The land on which the shipper is located similarly will be obtained by that agency through condemnation.

(5) The shipper does not oppose the requested abandonment.

To assist USRA in its analysis and disposition of this request, all affected or interested parties are invited to submit written statements, views, arguments or comments either favoring or opposing the discontinuance proposal.

Any such submissions must be filed with the Docket Clerk, United States Railway Association, Room 2216, Trans Point Building, 2100 Second Street SW., Washington, D.C. 20590, by September 11, 1974 to enable timely consideration by USRA. The docket containing the original application and all submissions received shall be available for public inspection at that address.

In addition to this publication, Lehigh Valley shall, by August 9, 1974, furnish a copy of this notice and invitation for written submissions, to each shipper or receiver who, within the past year has originated or terminated a shipment from the part of the National Docks Branch sought to be abandoned, to each creditor holding an obligation secured by that property, and to each labor union whose members are employed on that part of its line.

This action is taken pursuant to section 304(f) of the Regional Rail Reorganization Act of 1973, P.L. 93-236.

Copies of this notice have been sent to the Governor of New Jersey, the New Jersey Board of Public Utilities Commissioners, the New Jersey Department of Transportation, the Mayor of Jersey City, The Board of Freeholders of Hudson County, and the Port Authority of New York and New Jersey, to newspapers and to radio and television broadcasting stations serving the area involved.

Dated at Washington, D.C. this 5th day of August 1974.

EDWARD G. JORDAN,
President,
United States Railway Association.

[FR Doc.74-18301 Filed 8-8-74;8:45 am]

INTERSTATE COMMERCE COMMISSION

[Notice 567]

ASSIGNMENT OF HEARINGS

AUGUST 6, 1974.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified

of cancellation or postponements of hearings in which they are interested. No amendments will be entertained after the date of this publication.

NO. 35976, Commutation Fares, Hudson Transit Lines, Inc., now assigned September 9, 1974, at New York, N.Y., postponed to September 10, 1974 (4 days), in Room A-238, 26 Federal Plaza, New York, N.Y.

MC 2860 Sub-139, National Freight, Inc., now assigned October 1, 1974, at Columbus, Ohio, is cancelled and the application is dismissed.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.74-18293 Filed 8-8-74;8:45 am]

FOURTH SECTION APPLICATIONS FOR RELIEF

AUGUST 6, 1974.

An application, as summarized below, has been filed requesting relief from the requirements of Section 4 of the Interstate Commerce Act to permit common carriers named or described in the application to maintain higher rates and charges at intermediate points than those sought to be established at more distant points.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of practice (49 CFR 1100.40) and filed on or before August 26, 1974.

FSA No. 42860—*Fresh Frozen Fruit, Juices, Etc., from Delta, Colorado.* Filed by Western Trunk Line Committee, Agent (No. A-2708), for interested rail carriers. Rates on food, fresh frozen, viz.: fruit, juices or concentrates, viz.: fruit, natural or artificial, pulps, fruit, purees, fruit, in carloads, as described in the application, from Delta, Colorado, to points in Illinois, Indiana, Kentucky, and western trunk-line territory.

Grounds for relief—Market competition, short-line distance formula and grouping.

Tariff—Supplement 1 to Western Trunk Line Committee, Agent, tariff W-200-E, I.C.C. No. A-4936. Rates are published to become effective on September 10, 1974.

FSA No. 42861—*Pipeline Rates—Petroleum Products from the Southwest.* Filed by Williams Pipe Line Company (No. 1), for interested rail carriers. Rates on petroleum products, as described in the application, from points in Kansas, Oklahoma, and Texas, to specified points in Iowa, Illinois, and Missouri.

Grounds for relief—Market and carrier competition.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.74-18294 Filed 8-8-74;8:45 am]

[Notice 111]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

AUGUST 2, 1974.

The following area notices of filing of application, except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application, for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49 CFR Part 1131), published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six (6) copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC-28060 (Sub-No. 26 TA), filed July 26, 1974. Applicant: Willers Inc., doing business as WILLERS TRUCK SERVICE, 1400 North Cliff Avenue, Sioux Falls, S Dak. 57101. Applicant's representative: Bruce E. Mitchell, 3379 Peachtree Road NE., Suite 375, Atlanta, Ga. 30326. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meat, meat products, and meat by-products,* as defined by the Commission in Sections A, B and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except hides and liquid commodities in bulk), from Sioux Falls, S. Dak., to points in Colorado, restricted to traffic originating at the plantsite or storage facilities of John Morrell & Co., Sioux Falls, S. Dak., for 180 days. SUPPORTING SHIPPER: John Morrell & Co., 208 South LaSalle Street, Chicago, Ill. 60604, Robert L. Lee, Manager, Rates and Services. SEND PROTESTS TO: District Supervisor J. L. Hammond, Interstate Commerce Commission, Bureau of Operations, Room 369, Federal Building, Pierre, S. Dak. 57501.

No. MC-29555 (Sub-No. 71 TA), filed July 25, 1974. Applicant: BRIGGS TRANSPORTATION CO., a Corporation, 2360 West County Road C, St. Paul, Minn. 55113. Applicant's representative: Winston W. Hurd (same address as applicant). Authority sought to operate as a *common carrier,* by motor vehicle, over regular routes, transporting: *General commodities* except those of unusual value, livestock, Class A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment (except those requiring temperature control) and those injurious or contaminating to other lading, serving the town of Millersburg, Iowa as an off-route point in connection with applicant's authorized regular route operations, for 180 days.

NOTE.—Applicant states that in Docket MC 29555, they will interline with other carriers at all points in their system where interlining is possible.

SUPPORTING SHIPPERS: Alfred E. Shaull Implement, Millersburg, Iowa and Burck Tire Co., Millersburg, Iowa. SEND PROTESTS TO: Raymond T. Jones, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 414 Federal Bldg., 110 S. 4th Street, Minneapolis, Minn. 55401.

No. MC-29555 (Sub-No. 72 TA), filed July 25, 1974. Applicant: BRIGGS TRANSPORTATION CO., a Corporation, 2360 West County Road C, St. Paul, Minn. 55113. Applicant's representative: Winston W. Hurd (same address as above). Authority sought to operate as a *common carrier,* by motor vehicle, over regular routes, transporting: *General commodities* except those of unusual value, livestock, Class A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment (except those requiring temperature control) and those injurious or contaminating to other landing, serving the Warner-Lambert Co. distribution center, Centex Industrial Park, Elk Grove Village, Ill., as an off-route points in connection with applicant's authorized regular route authority, for 180 days.

NOTE.—Applicant states that in Docket MC-2955, they will interline with other carriers at all points in our system where interlining is possible.

SUPPORTING SHIPPER: Warner-Lambert Company, 201 Tabor Road, Morris Plains, N.J. 07950. SEND PROTESTS TO: Raymond T. Jones, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 414 Federal Bldg. & U.S. Courthouse, 110 S. 4th Street, Minneapolis, Minn. 55401.

No. MC-39406 (Sub-No. 17 TA), filed July 26, 1974. Applicant: CENTRAL MOTOR LINES, INC., 324 N. College Street, P.O. Box 1067, Charlotte, N.C. 28231. Applicant's representative: Stewart E. Fulk (same address as applicant). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Wood residuals,* in bulk, from Camak, Ga., to Clifton, N.J. with no transportation for compensation on return except as otherwise authorized, for 180 days. SUPPORTING SHIPPER: Knox Wood Products Division of Knox Realty Investment Corporation, P.O. Drawer C, Thomson, Ga. 30824. SEND PROTESTS TO: District Supervisor Terrell Price, Interstate Commerce Commission, Bureau of Operations, 800 Briar Creek Road—Room CC516, Mart Office Building, Charlotte, N.C. 28205.

No. MC-64832 (Sub-No. 5 TA), filed July 22, 1974. Applicant: MAGNOLIA

TRUCK LINE, INC., 3097 Fontaine Road, Memphis, Tenn. 38116. Applicant's representative: Fred W. Johnson, Jr., 717 Deposit Guaranty Bank Bldg., (P.O. Box 22628) Jackson, Miss. 39205. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except articles of unusual value, household goods, Classes A and B explosives, commodities in bulk, and commodities requiring special equipment), serving the facilities of Mississippi Power & Light Company at or near Grand Gulf, Miss., as an off-route point in connection with applicant's regular routes, between Memphis, Tenn. and Port Gibson, Miss., for 180 days.

Note: Applicant intends to interline with other carriers at all points of common service including Memphis, Tenn. and Vicksburg, Miss. with (MC-64832 Sub 3).

SUPPORTING SHIPPER: Mississippi Power & Light Company, P.O. Box 1640, Jackson, Miss. 39205. SEND ROTESTS TO: District Supervisor Floyd A. Johnson, Interstate Commerce Commission, Bureau of Operations, 435 Federal Office Building, 167 North Main Street, Memphis, Tenn. 38103.

No. MC-107496 (Sub-No. 963 TA), filed July 25, 1974. Applicant: RUAN TRANSPORT CORP., Third and Keosauqua Way, Des Moines, Iowa 50309. Applicant's representative: E. Check (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Acids* (sulphuric and phosphoric), in bulk, in tank vehicles, from Depue, Ill., to points in Wisconsin, for 150 days. SUPPORTING SHIPPER: Mobil Oil Corporation, 150 E. 42nd Street, New York, N.Y. 10017. SEND PROTESTS TO: Herbert W. Allen, Transportation Specialist, Bureau of Operations, Interstate Commerce Commission, 875 Federal Bldg., Des Moines, Iowa 50309.

No. MC-110686 (Sub-No. 46 TA), filed July 25, 1974. Applicant: McCORMICK DRAY LINE, INC., Avis, Pa. 17721. Applicant's representative: James S. Griffith (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel castings or forgings*, from DePere and Waukesha, Wis., to Dayton, Ohio and Muncy, Pa., for 180 days. SUPPORTING SHIPPER: Sprout, Waldron & Co., Inc., Muncy, Pa. 17756. SEND PROTESTS TO: Paul J. Kenworthy, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 314 U.S. Post Office Building, Scranton, Pa. 18503.

No. MC-111729 (Sub-No. 455 TA), filed July 25, 1974. Applicant: PUROLATOR COURIER CORP., a Corporation, 2 Nevada Drive, Lake Success, N.Y. 11040. Applicant's representative: John M. Delany, (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Business papers, records, audit and accounting media of all kinds*, between Milwaukee, Wis. and Hannibal, Mo., for 90 days. SUPPORTING SHIPPER: Wisconsin Shoe Co., 1039 South 2nd St., Milwaukee, Wis. 53204. SEND PROTESTS TO: Anthony D. Giaimo, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, N.Y. 10007.

No. MC-111729 (Sub-No. 456 TA), filed July 25, 1974. Applicant: PUROLATOR COURIER CORP., 2 Nevada Drive, Lake Success, N.Y. 11040. Applicant's representative: John M. Delany, (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Business papers, records of all kinds; small emergency automotive replacement parts, accessories and samples*, (a) Between Lock Haven, Pa. and Baltimore, Md. and (b) Between Lock Haven and Philadelphia, Pa., on traffic having a prior or subsequent movement by air; and (2) *Denture impressions, models, bites, articulators, and products* related to the dental industry, between Toledo, Ohio, on the one hand, and, on the other, points in Hillsdale, Jackson, Lenawee, Monroe, St. Joseph, and Washtenow Counties, Mich., for 180 days. SUPPORTING SHIPPERS: (1) Tolson Dental Laboratory, Inc., 4231 Monroe St., Toledo Ohio and (2) Snowblind Friends, Inc., 2-6 Woodward Avenue, Lock Haven, Pa. SEND PROTESTS TO: Anthony D. Giaimo, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 26 Federal Plaza, New York, N.Y. 10007.

No. MC-126555 (Sub-No. 30 TA), filed July 26, 1974. Applicant: UNIVERSAL TRANSPORT, INC., P.O. Box 268, Rapid City, S. Dak. 57701. Applicant's representative: Barry C. Burnette (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, in bulk, from points in Colorado and Laramie, Wyo., to points in South Dakota, for 180 days. SUPPORTING SHIPPER: Birdsall Sand & Gravel, 411 North 7th Street, Rapid City, S. Dak. 57701, Don Chaulk, President. SEND PROTESTS TO: J. L. Hammond, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 369, Federal Building, Pierre, S. Dak. 57501.

No. MC-128030 (Sub-No. 74 TA), filed July 23, 1974. Applicant: THE STOUT TRUCKING CO., INC., P.O. Box 177, Urbana, Ill. 61801. Applicant's representative: R. C. Stout (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, in containers, (1) from Peoria Heights, Ill., to Lebanon, Lafayette, and Frankfort, Ind.; (2) from Belleville, Ill., to Frankfort, Ind.; (3) from Minneapolis, Minn., to Lafayette and Lebanon, Ind.; (4) from Frankenmuth, Mich., to Frankfort, Ind.; (5) from St. Louis, Mo., to Lafayette and Lebanon, Ind.; (6) from Louisville, Ky., to Frankfort and Lebanon, Ind.; (7) from St. Paul, Minn., to Frankfort, Ind.; (8) from Milwaukee, Wis., to Frankfort, Lebanon, and Lafayette, Ind.; (9) from Columbus, Ohio, to Lebanon, Ind.; and (10) from La-Crosse, Wis., to Lafayette, Ind., for 180 days. SUPPORTING SHIPPERS: Mr. Harold Selby, Office Manager, Boone Beverages Incorporated, 1206 West South St., Lebanon, Ind. 46052; Mr. Thomas Brodsky, V.P., Better Brands, Inc., 510 Mor-Land Dr., Lafayette, Ind. 47902; and Mr. Charles Woofendale, Owner, J. W. Beverage Co., 1401 Walnut Avenue, Frankfort, Ind. 46401. SEND PROTESTS TO: Robert G. Anderson, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Everett McKinley Dirksen Bldg., 219 South Dearborn Street, Room 1086, Chicago, Ill. 60604.

NOTE.—Applicant states that he will not tack or interline with any other carrier.

No. MC-136307 (Sub-No. 5 TA), filed July 26, 1974. Applicant: BURKEWITZ TRANSPORT, INC., P.O. Box 47, Coventry, Vt. 05825. Applicant's representative: Frederick T. O'Sullivan, P.O. Box 2184, 622 Lowell Street, Peabody, Mass. 01960. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Granite*, from Derby, Vt., to points in New York, New Jersey and Pennsylvania, for 180 days. SUPPORTING SHIPPER: Derby Granite, Inc., Quarry Road, Derby, Vt. 05829. SEND PROTESTS TO: District Supervisor Paul D. Collins, Bureau of Operations, Interstate Commerce Commission, P.O. Box 548, Montpelier, Vt. 05602.

No. MC-138415 (Sub-No. 9 TA), filed July 25, 1974. Applicant: TRAILER EXPRESS, INC., Box 327, Topeka, Ind. 46571. Applicant's representative: Michael M. Yoder, Box 321, Topeka, Ind. 46571. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Camping trailers*, from the plantsite of Vega Corporation in Syracuse, Ind. (Koscuisko County), to points in the United States (except Alaska and Hawaii), for 150 days. SUPPORTING SHIPPER: Vega Corporation, West Brooklyn St., Syracuse, Ind. 46567. SEND PROTESTS TO: J. H. Gray, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 345 W. Wayne Street, Room 204, Fort Wayne, Ind. 46802.

No. MC-138896 (Sub-No. 9 TA), filed July 24, 1974. Applicant: AJAX TRANSFER CO., a Corporation, 550 East Fifth Street South, South St. Paul, Minn. 55075. Applicant's representative: Samuel Rubenstein, 301 North Fifth Street, Minneapolis, Minn. 55403. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Meats and meat products*, fresh, cooked, cured, preserved and/or frozen, and (2) *Foodstuffs* in mechanically refrigerated vehicles, from the plantsite and storage facilities utilized by Oscar Mayer and Company in Madison, Wis. and its Commercial Zone, to points in North Dakota, for 180 days. SUPPORTING SHIPPER: Oscar Mayer & Co., P.O. Box 1409, Madison, Wis.

53701. SEND PROTESTS TO: A. N. Spath, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 414 Federal Building & U.S. Court House, 110 S. 4th Street, Minneapolis, Minn. 55401.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.74-18295 Filed 8-8-74;8:45 am]

[Notice 112]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

AUGUST 5, 1974.

The following are notices of filing of application, except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application, for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49 CFR Part 1131) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six (6) copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC-52574 (Sub-No. 47 TA), filed July 25, 1974. Applicant: ELIZABETH FREIGHT FORWARDING CORP., 120 South 20th Street, Irvington, N.J. 07111. Applicant's representative: Edward F. Bowes, 744 Broad Street, Newark, N.J. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Bakery products*, from Baltimore, Md., to Portsmouth, Va., for the account of Gourmet Bakers, Inc., for 90 days. SUPPORTING SHIPPER: Gourmet Bakers, Inc., P.O. Box B, Edison, N.J. 08817, General Manager: Joel Joseph. SEND PROTESTS TO: District Supervisor Robert S. H. Vance, Interstate Commerce Commission, Bureau of Operations, 9 Clinton Street, Newark, N.J. 07102.

No. MC-60203 (Sub-No. 7 TA), filed July 29, 1974. Applicant: MONAHAN TRANSPORTATION CO., INC., 99 Colorado Avenue, Warwick, R.I. 02888. Applicant's representative: Thomas W. Murrett, 342 North Main Street, West Hartford, Conn. 06117. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Freight all kinds* (FAK), restricted to trailer on flat cars (TOFC) movements having an immediately prior or subsequent movement by rail, between Hartford, Conn. and Springfield, Mass. as follows: from Hartford over Interstate Highway 91 to Springfield, Mass. and return over the same route serving no intermediate points, for 180 days. SUPPORTING SHIPPER: Penn Central Transportation Company, Room 520, Six Penn Center Plaza, Philadelphia, Pa. 19104. SEND PROTESTS TO: Gerald H. Curry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 187 Westminster Street, Providence, R.I. 02903.

No. MC-103051 (Sub-No. 316 TA), filed July 26, 1974. Applicant: FLEET TRANSPORT CO., INC., 934 44th Avenue, North, Nashville, Tenn. 37209. Applicant's representative: William G. North (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay slurry*, in bulk, in tank vehicles, from points in Georgia (except Decatur and Thomas Counties, Ga.), to Franklin, Va., for 180 days. SUPPORTING SHIPPER: Union Camp Corporation, 1600 Valley Road, Wayne, N.J. 07470. SEND PROTESTS TO: Joe J. Tate, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 803-1808 West End Building, Nashville, Tenn. 37203.

No. MC-103191 (Sub-No. 44 TA), filed July 26, 1974. Applicant: THE GEO. A. RHEMAN CO., INC., P.O. Box 2095, Station A, Charleston, S.C. 29403. Applicant's representative: Harris G. Andrews, P.O. Box 4255, Greenville, S.C. 29608. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles from Tampa, Fla. to points in South Carolina, for 180 days. SUPPORTING SHIPPER: Texaco Inc., 1111 Rusk Avenue, Houston, Tex. 77052. SEND PROTESTS TO: E. E. Strotheid, District Supervisor, I.C.C., Rm 302, 1400 Building, 1400 Pickens St., Columbia, S.C. 29201.

No. MC-106688 (Sub-No. 22TA), filed July 29, 1974. Applicant: EDWARD M. RUDE CARRIER CORP., R.F.D. No. 1, Falling Waters, W. Va. 25419. Applicant's representative: Francis J. Ortman, 1100 17th Street, NW., Washington, D.C. 20036. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *nitro carbo nitrate* from Sullivan, W. Va., and points within 4 miles thereof, to points in Maine, Massachusetts, New Hampshire, Vermont, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, West Virginia, North Carolina, Tennessee, Kentucky, Ohio, the District of Columbia, and Van Wyck, S.C., for 180 days. SUPPORTING SHIPPER: E. I. DuPont de Nemours and Company, Wilmington, Del. 19898. SEND PROTESTS TO: W. C. Hersman, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 12th and Constitution Ave., NW., Washington, D.C. 20423.

No. MC-107295 (Sub-No. 726TA), filed July 25, 1974. Applicant: PRE-FAB TRANSIT CO., 100 South Main Street, Farmer City, Ill. 61842. Applicant's representative: Bruce J. Kinnee (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sheet metal products* and *materials and supplies* used in the installation thereof, from the plantsite and warehouse facilities of Acme Manufacturing Co. at Peoria, Ill., to points in Montana, North Dakota, South Dakota, Nebraska, Minnesota, Wisconsin, Iowa, Missouri, Illinois, Indiana, Kentucky, Tennessee, Ohio, and Michigan, for 180 days. SUPPORTING SHIPPER: William Stonerock, Traffic Manager, Acme Manufacturing Company, 7500 State Road, Philadelphia, Pa. 19136. SEND PROTESTS TO: Harold C. Jolliff, District Supervisor, Interstate Commerce Commission, P.O. Box 2418, Springfield, Ill. 62705.

No. MC-107295 (Sub-No. 727 TA), filed July 25, 1974. Applicant: PRE-FAB TRANSIT CO., 100 South Main Street, Farmer City, Ill. 61842. Applicant's representative: Bruce J. Kinnee (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Burial crypts*, from points in Winnebago County, Wis., to points in the continental United States, for 180 days. SUPPORTING SHIPPER: W. Robert Bruce, Secretary, Duwe Precast Concrete Products, Inc., P.O. Box 1277, Oshkosh, Wis. 54901. SEND PROTESTS TO: Harold C. Jolliff, District Supervisor, Interstate Commerce Commission, P.O. Box 2418, Springfield, Ill. 62705.

No. MC-108207 (Sub-No. 398 TA), filed July 16, 1974. Applicant: FROZEN FOOD EXPRESS, P.O. Box 5888, Dallas, Tex. 75222. Applicant's representative: J. B. Ham (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals and chemical compounds, constituting vitro diagnostic reagents, and products* for human use, and *related advertising and promotional materials*, in vehicles equipped with mechanical refrigeration, from Dallas, Tex., to Fountain Valley, Calif.; Los Angeles and San Francisco, Calif.; Tulsa, Okla.; and Houston, Tex., for 180 days.

NOTE.—Carrier does intend to interline with other carriers via Dallas, Tex.

SUPPORTING SHIPPER: Coulter Diagnostics, Inc., 740 W. 83rd Street, Hialeah, Fla. 33014. SEND PROTESTS TO: District Supervisor Gerald T. Holand, Interstate Commerce Commission, Bureau of Operations, 1100 Com-

merce Street, Room 13C12, Dallas, Tex. 75202.

No. MC 108676 (Sub-No. 70TA), filed July 25, 1974. Applicant: A. J. METLER HAULING AND RIGGING, INC., 117 Chicamauga Ave., Knoxville, Tenn. 37917. Applicant's representative: Louis J. Amato, P.O. Box E, Bowling Green, Ky. 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Uncrated flat glass* from Cinnaminson, N.J., to points in the United States (except Alaska and Hawaii), for 180 days. SUPPORTING SHIPPER: C-E Glass Division of Combustion Engineering, Inc., 825 Hylton Road, Pennsauken, N.J. 08110. SEND PROTESTS TO: Joe J. Tate, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 803-1808 West End Building, Nashville, Tenn. 37203.

No. MC 113646 (Sub-No. 10TA), filed July 29, 1974. Applicant: JEFFERSON TRUCKING COMPANY, P.O. Box 17, National City, Mich. 48748. Applicant's representative: William B. Elmer, 21635 East Nine Mile Road, St. Clair Shores, Mich. 48080. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Metal building materials and parts, materials and accessories* incidental to the installation thereof, from Niles, Ohio to points in Kansas, Nebraska, North Dakota and South Dakota, for 180 days. SUPPORTING SHIPPER: Gold Bond Building Products, Division of National Gypsum Company, 325 Delaware Avenue, Buffalo, N.Y. 14202. SEND PROTESTS TO: C. R. Flemming, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 225 Federal Building, Lansing, Mich. 48933.

No. MC-114004 (Sub-No. 147TA), filed July 29, 1974. Applicant: CHANDLER TRAILER CONVOY, INC., 8828 New Benton Highway, Little Rock, Ark. 72203. Applicant's representative: Harold Hernly, Jr., 118 North St. Asaph Street, Alexandria, Va. 22314. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Travel trailers*, from Crawfordsville, Indiana, to points in North Dakota, South Dakota, Wisconsin, Minnesota, Nebraska, Iowa, Illinois, Indiana, Missouri, Tennessee, Kentucky, Georgia, Alabama, Ohio, and Michigan, for 180 days. SUPPORTING SHIPPERS: Prowler Industries, Inc., P.O. Box 665, Crawfordsville, Ind. 47933. SEND PROTESTS TO: District Supervisor William H. Land, Jr., 2519 Federal Office Building, 700 West Capitol, Little Rock, Ark. 72201.

No. MC-114273 (Sub-No. 214TA), filed July 24, 1974. Applicant: CEDAR RAPIDS STEEL TRANSPORTATION, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Robert E. Konchar, Suite 315, Commerce Exchange Building, 2720 First Avenue NE., P.O. Box 1943, Cedar Rapids, Iowa 52406. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Butter*, from Luana, Maquoketa, Cresco, Fredericksburg, and Hopkinton, Iowa, to Reedsburg and Madison, Wis., for 180 days. SUPPORTING SHIPPER: Land O'Lakes, Inc., Transportation Specialist-Marketing, 614 McKinley Place, Minneapolis, Minn. 55413. SEND PROTESTS TO: Herbert W. Allen, Transportation Specialist, Bureau of Operations, Interstate Commerce Commission, 875 Federal Building, Des Moines, Iowa 50309.

No. MC 115162 (Sub-No. 295TA), filed July 25, 1974. Applicant: POOLE TRUCK LINE, INC., P.O. Drawer 500, Evergreen, Ala. 36401. Applicant's representative: Robert E. Tate, Registered Practitioner (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wooden pallets*, between Lowndes County, Ala., on the one hand, and, on the other, points in the states of Mississippi, Louisiana, Florida, North Carolina, Georgia, Tennessee, Arkansas, Texas, and South Carolina, for 180 days. SUPPORTING SHIPPER: Lowndes Wood Products, Inc., P.O. Box 113, Calhoun, Ala. 36012. SEND PROTESTS TO: Clifford W. White, District Supervisor, Bureau of Operations, I.C.C., Room 1616-2121 Building, Birmingham, Ala. 35203.

No. MC 115331 (Sub-No. 372TA), filed July 18, 1974. Applicant: TRUCK TRANSPORT, INCORPORATED, 29 Clayton Hills Lane, St. Louis, Mo. 63131. Applicant's representative: J. R. Ferris, 230 St. Clair Avenue, East St. Louis, Ill. 62201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic pallets*, in bulk, from Stryker, Ohio, to Anderson, Ind., for 180 days. SUPPORTING SHIPPER: A. Schulman, Inc., 3550 W. Market Street, Akron, Ohio 44313. SEND PROTESTS TO: District Supervisor J. P. Werthmann, Interstate Commerce Commission, Bureau of Operations, Room 1465, 210 N. 12th Street, St. Louis, Mo. 63101.

No. MC 115860 (Sub-No. 8TA), filed July 25, 1974. Applicant: DALBY TRANSFER AND STORAGE, INC., P.O. Box 7187, Colorado Springs, Colo. 80933. Applicant's representative: John P. Thompson and Susan E. Ayer, 450 Capitol Life Center, Denver, Colo. 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Limestone* (except cement), from points in El Paso County, Colo. to points in Colfax County, N. Mex., for 180 days. SUPPORTING SHIPPERS: Calco, Inc., P.O. Box 816, Colorado Springs, Colo. 80901; and Castle Concrete Company, P.O. Box 2379, Colorado Springs, Colo. 80901. SEND PROTESTS TO: District Supervisor Herbert C. Ruoff, Interstate Commerce Commission, 2022 Federal Building, Denver, Colo. 80202.

No. MC 116119 (Sub-No. 26TA), filed July 25, 1974. Applicant: JOHN F. HARRIS, doing business as HOGANS TRANSFER & STORAGE CO., P.O. Box 31, Elkins, W. Va. 26241. Applicant's representative: John F. Harris (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, in bulk, in dump or hopper type vehicles, from Frackville, Gilberton and Shamokin, Pa. to Parsons, W. Va., for 180 days. SUPPORTING SHIPPER: The Kingsford Company, P.O. Box 1033, Louisville, Ky. 40201. SEND PROTESTS TO: H. R. White, District Supervisor, Interstate Commerce Commission, 3108 Federal Office Bldg., 500 Quarrier St., Charleston, W. Va. 25301.

No. MC 117613 (Sub-No. 18TA), filed July 29, 1974. Applicant: D. M. BOWMAN, INC., Route 3, Box 26, Hagerstown, Md. 21740. Applicant's representative: Charles E. Creager, P.O. Box 1417, Hagerstown, Md. 21740. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Gabions*, from plantsite of Maccaferri Gabions at or near Williamsport, Md., to points in New York, New Jersey, Delaware, District of Columbia, Maryland, Virginia, West Virginia, Ohio, and Kentucky, for 180 days. SUPPORTING SHIPPER: Maccaferri Gabions of America, Governor Lane Blvd., Box 43A, Williamsport, Md. 21795. SEND PROTESTS TO: W. C. Hersman, District Supervisor, Interstate Commerce Commission Bureau of Operations, 12th Street and Constitution Avenue NW., Washington, D.C. 20423.

No. MC 118959 (Sub-No. 116TA), filed July 30, 1974. Applicant: JERRY LIPPS, INC., 130 South Frederick Street, Cape Giradeau, Mo. 63701. Applicant's representative: William P. Jackson, Jr., 919 18th Street NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper plates, trays, and cups*, from the facilities of Georgia-Pacific Corporation at or near Norwood, Ohio, to points in and east of North Dakota, South Dakota, Kansas, Nebraska, Oklahoma, and Texas, for 180 days. SUPPORTING SHIPPER: Georgia-Pacific Corporation, 3815 North Carnation, Franklin Park, Ill. 60301. SEND PROTESTS TO: District Supervisor J. P. Werthmann, Interstate Commerce Commission, Bureau of Operations, Room 1465, 210 North 12th Street, St. Louis, Mo. 63101.

No. MC 124147 (Sub-No. 4 TA), filed July 26, 1974. Applicant: ALAN P. GEREG, INC., Candlewood Orchards, Brookfield, Conn. 06804. Applicant's representative: Sidney L. Goldstein, Atty., 109 Church Street, New Haven, Conn. 06510. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Crushed stone*, in bulk, transported by dump vehicle, from Patterson, N.Y. to Brookfield, Conn., for 180 days. SUPPORTING SHIPPER: Patterson Materials Corp., Route 311, Patterson, N.Y. 12563. SEND PROTESTS TO: David J. Kiernan, District Supervisor, Interstate Commerce Commission, 324 U.S. Post Office Build-

ing, 135 High Street, Hartford, Conn. 06101.

No. MC 124211 (Sub-No. 250 TA), filed July 29, 1974. Applicant: HILT TRUCK LINE, INC., P.O. Box 988, Downtown Station, Omaha, Nebr. 68101. Applicant's representative: Thomas L. Hilt (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except in bulk and hides), from Clarinda, Iowa, to Cleveland and Salem, Ohio for purposes of partial unloading of shipments destined to points beyond as authorized in MC–124211, Sub-No. 144, for 180 days. SUPPORTING SHIPPER: Hygrade Food Products Corp., Donald M. Montgomery, Asst. General Traffic Mgr., P.O. Box 4771, Detroit, Mich. 48219. SEND PROTESTS TO: District Supervisor Carroll Russell, Interstate Commerce Commission, Bureau of Operations, Suite 620, Union Pacific Plaza, 110 North 14 Street, Omaha, Nebr. 68102.

No. MC 124796 (Sub-No. 128 TA), filed July 24, 1974. Applicant: CONTINENTAL CONTRACT CARRIER CORP., 15045 East Salt Lake Avenue, P.O. Box 1257, City of Industry, Calif. 91749. Applicant's representative: William J. Monheim (same address as applicant) or Richard A. Peterson, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (A) *Automobile parts and accessories, automotive jacks, cranes* (not self-propelled), *hand, electric and pneumatic tools, and advertising materials, premiums, racks, display cases and signs*, for the account of Tenneco, Inc., (1) from Jackson, Mich. to Seward, Nebr. and (2) from Racine, Wis. to Arden, N.C. and Seward, Nebr.; and (B) *component parts, materials, equipment and supplies* used in the manufacture, sale and distribution of the above described commodities, for the account of Tenneco, Inc., (1) from Aberdeen, Miss. to Harrisonburg, Va.; Jackson, Mich.; and Racine, Wis.; (2) from Arden, N.C. to Aberdeen, Miss.; Harrisonburg, Va.; Jackson, Mich.; and Racine, Wis.; (3) from Harrisonburg, Va. to Aberdeen, Miss.; Arden, N.C.; Jackson, Mich.; and Racine, Wis.; (4) from Racine, Wis. to Aberdeen, Miss.; Harrisonburg, Va.; and Jackson, Mich.; and (5) from Seward, Nebr. to Aberdeen, Miss.; Harrisonburg, Va.; Jackson, Mich.; and Racine, Wis., for 180 days. RESTRICTION: The service to be authorized is to be restricted against the transportation of commodities in bulk and those which by reason of size or weight require the use of special equipment and are to be limited to a transportation service to be performed under a continuing contract, or contracts with Tenneco, Inc. SUPPORTING SHIPPER: Tenneco, Inc., 1201 North Michigan Blvd., Racine, Wis. 53402. SEND PROTESTS TO: Walter W. Strakosch, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 7708 Federal Building, 300 North Los Angeles Street, Los Angeles, Calif. 90012.

No. MC 124796 (Sub-No. 129 TA), filed July 26, 1974. Applicant: CONTINENTAL CONTRACT CARRIER CORP., 15045 East Salt Lake Avenue, P.O. Box 1257, City of Industry, Calif. 91749. Applicant's representatives: William J. Monheim (same address as applicant) and Richard A. Peterson, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cooking oil* (except in bulk), for the account of The Clorox Company, (1) from Chicago, Ill., to Houston, Tex.; (2) from Houston, Tex., to points in that part of Arkansas on and south of Interstate Highway 40 and points in Mississippi and Louisiana; (3) from Los Angeles, Calif., to points in Arizona; (4) from the plantsites or facilities of The Clorox Company located at Boston, Mass., to points in Connecticut, Maine, New Hampshire, Vermont, and Rhode Island; (5) from the plantsites or facilities of The Clorox Company located at Jersey City, N.J., to points in Connecticut and New York; (6) from the plantsites or facilities of The Clorox Company located at Charlotte, N.C., to points in South Carolina, Virginia, West Virginia, and Tennessee; (7) from the plantsites or facilities of The Clorox Company located at Chicago, Ill., to points in Kentucky, Indiana, Ohio, Michigan, and Wisconsin; (8) from the plantsites or facilities of The Clorox Company located at Tampa, Fla., to points in that part of Georgia on and south of U.S. Highway 80; (9) from the plantsites or facilities of The Clorox Company located at Los Angeles, Oakland, and San Leandro, Calif., to points in Nevada, Utah, Oregon, Washington, Montana, Idaho, and points in that part of Texas on and west of U.S. Highway 287 from the Oklahoma-Texas state line to Amarillo, thence along U.S. Highway 87 to San Angelo and thence along U.S. Highway 277 to Del Rio; and (10) from the plantsites or facilities of The Clorox Company located at Oakland and San Leandro, Calif., to points in Arizona, for 180 days. SUPPORTING SHIPPER: The Clorox Company, P.O. Box 24305, Oakland, Calif. 94623. SEND PROTESTS TO: Walter W. Strakosch, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 7708 Federal Building, 300 North Los Angeles St., Los Angeles, Calif. 90012.

No. MC–125254 (Sub-No. 29 TA), filed July 25, 1974. Applicant: DONALD L. MORGAN, doing business as MORGAN TRUCKING CO., 1201 East 5th Street, P.O. Box 714, Muscatine, Iowa 52761. Applicant's representative: Larry D. Knox, 9th Floor Hubbell Bldg., Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Tinplate*, from the facilities of American Metal Decorating Company at Alsip, Ill., to the facilities of H. J. Heinz Company at Muscatine, Iowa; (2) *Bottle closures*, from the facilities of Continental Can Company, Inc., White Cap Division, at Chicago, Ill., to the facilities of H. J. Heinz Company at Muscatine, Iowa; (3) *Glass bottles*, from the storage facilities of Owens Illinois at Rock Island, Ill., to the facilities of H. J. Heinz Company at Muscatine, Iowa; and (4) *Paper boxes*, from the facilities of St. Regis Paper Company at Oak Lawn, Ill., to the facilities of H. J. Heinz Company at Muscatine, Iowa, for 180 days. SUPPORTING SHIPPER: H. J. Heinz Company, P.O. Box 57, Pittsburgh, Pa. 15230. SEND PROTESTS TO: Herbert W. Allen, Transportation Specialist, Interstate Commerce Commission, Bureau of Operations, 875 Federal Building, Des Moines, Iowa 50309.

No. MC 127777 (Sub-No. 21 TA), filed July 26, 1974. Applicant: MOBILE HOME EXPRESS, INC., P.O. Box 547, Wausau, Wisc. 54401. Applicant's representative: Harvey Thomas, P.O. Box 547, Wausau, Wisc. 55401. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings* in sections, mounted on wheeled under-carriages and *trailers* designed to be drawn by passenger automobiles, from Middlebury, Ind., to points in Illinois, Michigan, Ohio, Kentucky, Pennsylvania and Wisconsin, for 180 days. SUPPORTING SHIPPER: Schult Mobile Homes, Inc., Middlebury, Ind. SEND PROTESTS TO: Barney L. Hardin, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 139 W. Wilson St., Room 202, Madison, Wisc. 53703.

No. MC 128217 (Sub-No. 11 TA), filed July 26, 1974. Applicant: REINHART MAYER, doing business as MAYER TRUCK LINE, 1203 South Riverside Drive, Jamestown, N. Dak. 58401. Applicant's representative: James B. Hovland, 425 Gate City Building, Fargo, N. Dak. 58401. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Treated wood posts*, from Butte, Mont., to points in North Dakota and South Dakota. SUPPORTING SHIPPER: LeFevre Sales, Inc., P.O. Box 1708, Jamestown, N. Dak., 58401. SEND PROTESTS TO: J. H. Ambs, District Supervisor, Bureau of Operations, Interstate Commerce Commission, P.O. Box 2340, Fargo, N. Dak. 58102.

No. MC–123866 (Sub-No. 50 TA), filed July 29, 1974. Applicant: B & B TRUCKING, INC., P.O. Box 128, 9 Brade Lane, Cherry Hill, N.J. 08034. Applicant's representative: J. Michael Farrell, 1725 K Street NW., No. 814, Washington, D.C. 20006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum food containers*, on behalf of Penny Plate, Inc., from the distribution center of Penny Plate, Inc., at Atkins, Ark., to points in Illinois, Indiana, Iowa, Missouri, North Carolina, New Jersey, Ohio, Oklahoma, Pennsylvania, Texas, and

Virginia, for 180 days. SUPPORTING SHIPPER: Penny Plate, Inc., P.O. Box 458, Haddonfield, N.J. 08033. SEND PROTESTS TO: Richard M. Regan, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 428 East State Street, Room 204, Trenton, N.J. 08608.

No. MC–129124 (Sub-No. 10 TA), filed July 26, 1974. Applicant: SAMUEL J. LANSBERRY, Woodland, Pa. 16881. Applicant's representative: Herbert R. Nurick, Attorney at Law, P.O. Box 1166, 100 Pine Street, Harrisburg, Pa. 17108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, from points in Clearfield County, Pa., to Lincoln, N.H., for 180 days. SUPPORTING SHIPPER: Connecticut Coal, Inc., 608 Ferry Blvd., Stratford, Conn. 06497. SEND PROTESTS TO: District Supervisor James C. Donaldson, Bureau of Operations, Interstate Commerce Commission, 2111 Federal Building, 1000 Liberty Avenue, Pittsburgh, Pa. 15222.

No. MC–135684 (Sub-No. 6 TA), filed July 29, 1974. Applicant: BASS TRANSPORTATION CO., INC., P.O. Box 391, Old Croton Road, Flemington, N.J. 08822. Applicant's representative: Bert Collins, Suite 6193, 5 World Trade Center, New York, N.Y. 10048. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Containers, container ends, and parts and accessories* for the commodities described above, for the account of Niles Steel Container Corporation (a subsidiary of Cleveland Steel Container Corporation), from the plant site of Niles Steel Container Corp., subsidiary of Cleveland Steel Container Corp., at or near Niles, Ohio, to points in Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, and the District of Columbia, for 180 days. SUPPORTING SHIPPER: Niles Steel Container Corp., Cleveland Steel Container Corp., 12818 Coit Road, Cleveland, Ohio 44108. SEND PROTESTS TO: Richard M. Regan, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 428 East State Street, Room 204, Trenton, N.J. 08608.

No. MC–136903 (Sub-No. 8 TA), filed July 26, 1974. Applicant: INTERMODAL TRANSPORT, INC., P.O. Box 19022, Louisville, Ky. 40219. Applicant's representative: W. F. Hart (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry plastics*, in bulk, from the plant site of Bulk Distribution Centers, Inc., in Fulton County, Ga., to Spartanburg, S.C.; Winston-Salem, N.C.; Green Cove Springs, Fla.; and Tampa, Fla., for 180 days. SUPPORTING SHIPPER: Mr. R. C. Lawrence, Manager, Distribution Services & Analysis, Allied Chemical Corporation, P.O. Box 2365R, Morristown, N.J. 07960. SEND PROTESTS TO: District Supervisor Wayne L. Merilatt, Interstate Commerce Commission, Bureau of Operations, 426 Post Office Building, Louisville, Ky. 40202.

No. MC–138313 (Sub-No. 13 TA) (CORRECTION), filed July 9, 1974, published in the FEDERAL REGISTER issue of July 23, 1974, and republished as corrected this issue. Applicant: BUILDERS TRANSPORT, INC., 409 14th St. SW., Great Falls, Mont. 59505. Applicant's representative: Irene Warr, 430 Judge Building, Salt Lake City, Utah 84111.

NOTE.—The purpose of this republication is to show the applicant's name as above, in lieu of MACK E. BURGESS, doing business as BUILDERS TRANSPORT, INC., which was published in the FEDERAL REGISTER in error. The rest of the application will remain as previous published in the FEDERAL REGISTER.

No. MC–138398 (Sub-No. 6 TA), filed July 25, 1974. Applicant: CHARTER EXPRESS, INC., 1959 E. Turner Street, Springfield, Mo. 65804. Applicant's representative: Larry D. Knox, 9th Floor, Hubbell Bldg., Des Moines, Iowa 50309. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Earthenware*, (a) from York, Aspers, and Canonsburg, Pa.; East Liverpool and Wellsville, Ohio; Chester and Clarksburg, W. Va.; and Dundee, Monmouth and Morton, Ill., to Albany, Mo. and (b) from Canonsburg, Pa., to Hannibal, Sweet Springs, Sedalia, and Kansas City, Mo.; (2) *Coil and sheet steel*, from Warren and Yorkville, Ohio; Bakerstown and Pittsburgh, Pa.; Wierton, W. Va.; Portage and Gary, Ind.; and Chicago and Joliet, Ill., to Albany, Mo.; and (3) *Glassware*, from Columbus and Lancaster, Ohio, to Albany, Mo., for 180 days. SUPPORTING SHIPPER: Rival Manufacturing Company, 3600 Bennington, Kansas City, Mo. SEND PROTESTS TO: John V. Barry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 600 Federal Office Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC–138398 (Sub-No. 7TA), filed July 25, 1974. Applicant: CHARTER EXPRESS, INC., 1959 E. Turner Street, Springfield, Mo. 65804. Applicant's representative: Larry D. Knox, 9th Floor Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Earthenware*, from Dundee and Morton, Ill., to Hannibal, Sweet Springs, Sedalia, and Kansas City, Mo., (2) *Glassware*, from Columbus and Lancaster, Ohio, to Hannibal, Sweet Springs, Sedalia, and Kansas City, Mo., and (3) *Coil and sheet steel*, from Gary, Ind., and Chicago and Joliet, Ill., to Hannibal, Sweet Springs, Sedalia, and Kansas City, Mo., for 180 days. SUPPORTING SHIPPERS: Rival Manufacturing Company, 3600 Bennington, Kansas City, Mo. SEND PROTESTS TO: John V. Barry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 600 Federal Office Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC–139385 (Sub-No. 3 TA), filed July 26, 1974. Applicant: C. B. CHAVERS, doing business as CHAVERS STORAGE CO., P.O. Box 710, Milton, Fla. 32570. Applicant's representative: Sol H. Proctor, 1107 Blackstone Building, Jacksonville, Fla. 32202. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods* in containers having a prior or subsequent movement beyond the points applied for, between points in Santa Rosa County, Fla., restricted to the performance of pickup and delivery service in connection with the packing, crating and containerization or unpacking, uncrating and decontainerization of such traffic, for 180 days. SUPPORTING SHIPPER: Department of Defense, Regulatory Law Office, Office of the Judge Advocate General, Department of the Army, Washington, D.C. 20310. SEND PROTESTS TO: Clifford W. White, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 1616, 2121 Building, Birmingham, Ala. 35203.

No. MC–139495 (Sub-No. 5 TA), filed July 25, 1974. Applicant: NATIONAL CARRIERS, INC., 1501 East 8th Street (P.O. Box 1358), Liberal, Kans. 67901. Applicant's representative: Frederick J. Coffman, 521 South 14th Street (P.O. Box 81849), Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Oilers, safety cans, oily waste cans, lab cans, safety cabinets, oil and gasoline containers*, from Wellsburg, W. Va., to points in Colorado, New Mexico, Nebraska, Kansas, Oklahoma, Texas, Iowa, Arkansas, Missouri, Wisconsin, Illinois, and Louisiana, for 180 days. SUPPORTING SHIPPER: Eagle Manufacturing Company, Wellsburg, W. Va. 26070. SEND PROTESTS TO: M. E. Taylor, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 501 Petroleum Building, Wichita, Kans. 67202.

No. MC–139942 (Sub-No. 1 TA), filed July 29, 1974. Applicant: LASCO HAULING CO., INC., 211 Lee Court, Alexandria, Va. 22314. Applicant's representative: Chester A. Zyblut, 1522 K Street, NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Scrap metal*, in dump vehicles, from Alexandria, Va., to Camden, N.J., for 180 days. SUPPORTING SHIPPER: Alexandria Scrap Corporation, 2324 Mill Road, Alexandria, Va. SEND PROTESTS TO: W. C. Hersman, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 12th Street and Constitution Avenue, NW., Washington, D.C. 20423.

No. MC–139981 (Sub-No. 1 TA), filed July 24, 1974. Applicant: B & B TRANSPORTATION, INC., P.O. Box 1154, Cedar Rapids, Iowa 52406. Applicant's representative: Carl E. Munson, 469 Fischer Building, Dubuque, Iowa 52001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular

routes, transporting: *Road construction and excavating machinery and equipment,* transportation of which requires special equipment, between points in Illinois, Iowa, and Missouri in non-radial service, restricted to traffic originating or destined for the account of Altorfer Machinery Company, for 180 days. SUPPORTING SHIPPER: Altorfer Machinery Company, Transportation Manager, 2600 5th St., SW., Cedar Rapids, Iowa 52406. SEND PROTESTS TO: Herbert W. Allen, Transportation Specialist, Interstate Commerce Commission, Bureau of Operations, 875 Federal Building, Des Moines, Iowa 50309.

No. MC–140030 TA filed July 29, 1974. Applicant: RAY KURTZ AND LINDA FARLEY doing business as PLASTIC EXPRESS, 11452 Eckhoff Street, Orange, Calif. 92668. Applicant's representative: Jerry Solomon Berger, 9454 Wilshire Boulevard, Penthouse, Beverly Hills, Calif. 90212. Authority sought to operate as a *contract carrier,* by motor vehicle, over irregular routes, transporting: *Plastic pipe, fittings, valves, and parts, and materials, equipment and supplies* used in the installation of plastic pipe and plastic pipe systems, from points in Orange County, Calif., to points in Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Texas, Utah, Washington, and Wyoming, and return with *resin pellets* (other than bulk), from Deer Park and Bishop, Tex., for 180 days. SUPPORTING SHIPPER: Celanese Piping Systems, Inc., 402 West Central Avenue, Santa Ana, Calif. 92702. SEND PROTESTS TO: District Supervisor Philip Yallowitz, Bureau of Operations, Interstate Commerce Commission, 300 North Los Angeles St., Room 7708, Los Angeles, Calif. 90012.

No. MC–140033 TA, filed July 24, 1974. Applicant: COX REFRIGERATED EXPRESS, INC., 10606 Goodnight Lane, Dallas, Tex. 75220. Applicant's representative: E. Larry Wells, 4645 North Central Expressway, Dallas, Tex. 75205. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products and articles distributed by meat packinghouses as* described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from the plant site of and storage facilities utilized by American Beef Packers, Inc. at or near Cactus, Tex. (Moore County), to points in California, Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New York, New Hampshire, New Jersey, Pennsylvania, Rhode Island, Vermont, and Virginia, restricted to traffic originating at and destined to the named points, for 180 days. SUPPORTING SHIPPER: American Beef Packers, Inc., 7000 West Center Road, Omaha, Nebr. 68106. SEND PROTESTS TO: District Supervisor Gerald T. Holland, Bureau of Operations, Interstate Commerce Commission, 1100 Commerce Street, Room 13C12, Dallas, Tex. 75202.

No. MC–140034 TA, filed July 26, 1974. Applicant: BUD DRIGGERS, doing business as ABLE TRUCK LINE, 2301 North 23rd, East Omaha, Nebr. 68110. Applicant's representative: Donald L. Stern, 7100 West Center Road, Suite 530, Univac Building, Omaha, Nebr. 68106. Authority sought to operate as a *contract carrier,* by motor vehicle, over irregular routes, transporting: *Crushed auto bodies,* from Omaha and Fremont, Nebr. and points in their commercial zones, to Summit, Ill., for 180 days. SUPPORTING SHIPPER: Bud Driggers, doing business as Able Auto Parts, 2301 North 23rd, Omaha, Nebr. SEND PROTESTS TO: District Supervisor Carroll Russell, Interstate Commerce Commission, Bureau of Operations, Suite 620, Union Pacific Plaza, 110 North 14th Street, Omaha, Nebr. 68102.

No. MC–140035 TA filed July 26, 1974. Applicant: PAPER TRANSPORTATION SPECIALISTS, INC., 7175 SW., 78th Avenue, Portland, Oreg. 97223. Applicant's representative: Nick I. Goyak, 404 Oregon National Building, Portland, Oreg. 97205. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: (1) *Newsprint, recycled newsprint and recycled paper,* (a) from Vancouver, Wash.; Gardena and Los Angeles, Calif.; and Oregon City, Oreg., to Salt Lake City, Utah; (b) from Oregon City, Oreg. and Vancouver, Wash., to Los Angeles, Calif.; and (c) from Portland, Oreg., to points in Los Angeles, Alameda and Orange Counties, Calif. and (2) *Pulpboard and wrapping paper, towels, tissue and bags,* (a) from Oregon City, Oreg., to Boise, Idaho Falls, Twin Falls, and Pocatello, Idaho and Ogden and Salt Lake City, Utah and points in California and (b) from Tacoma, Wash., to Union City and Los Angeles, Calif., for 180 days. SUPPORTING SHIPPER: St. Regis Paper Corporation, 1019 Pacific Avenue, Tacoma, Wash. 98402; Publishers Paper Co., 419 Main Street, Oregon City, Oreg. 97045; Western Kraft Corporation, P.O. Box G, Beaverton, Oreg. 97005; Ecology Systems, 5600 N.E. 78th Avenue, Vancouver, Wash. 98665. SEND PROTESTS TO: District Supervisor A. E. Odoms, Interstate Commerce Commission, Bureau of Operations, 114 Pioneer Courthouse, Portland, Oreg. 97204. Note: Applicant will tack authority and/or interline.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.74–18296 Filed 8–8–74;8:45 am]

IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY

Elimination of Gateway Letter Notices

AUGUST 6, 1974.

The following letter-notices of proposals to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's Gateway Elimination Rules (49 CFR 1065(a)), and notice thereof to all interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commission on or before August 19, 1974. A copy must also be served upon applicant or its representative. Protests against the elimination of a gateway will not operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be numbered consecutively for convenience in identification. Protests, if any, must refer to such letter-notices by number.

No. MC–2860 (Sub-No. E10), filed May 17, 1974. Applicant: NATIONAL FREIGHT INC., 57 Westpark Avenue, Vineland, N.J. 08360. Applicant's representative: Jacob P. Billig, 1126 16th Street NW., Suite 300, Washington, D.C. 20036. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen citrus* products (except commodities in bulk), from points in Florida, to the District of Columbia.

The purpose of this filing is to eliminate the gateway of points in those parts of Delaware, Maryland, and Virginia east of the Chesapeake Bay and south of the Chesapeake and Delaware Canal.

No. MC–2860 (Sub-No. E44), filed May 17, 1974. Applicant: NATIONAL FREIGHT INC., 57 Westpark Avenue, Vineland, N.J. 08360. Applicant's representative: Jacob P. Billig, 1126 16th Street, NW., Suite 300, Washington, D.C. 20036. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Fibrous glass products and materials, building wall and insulating board, asphalt and asbestos, asphalt and asbestos products and materials, plastic products and materials, and materials, supplies and equipment* used in connection with the production, distribution, and installation of the above commodities (except commodities in bulk), between points in Massachusetts, Connecticut, Rhode Island, that part of New Jersey on and east of a line beginning at the Delaware Bay, thence along Riggins Ditch to New Jersey Highway 47, thence along New Jersey Highway 47 to the Delaware River, thence along the Delaware River to junction U.S. Highway 206, thence along U.S. Highway 206 to junction U.S. Highway 202, thence along U.S. Highway 202 to the New York-New Jersey State line, and that part of New York on and east of a line beginning at the New York-New Jersey State line, thence along U.S. Highway 202 to junction Interstate Highway 87, thence along Interstate Highway 87 to junction Interstate Highway 90, thence along Interstate Highway 90 to junction New York Highway 30, thence along New York Highway 30 to the International Boundary line between the United States and Canada, on the one

hand, and, on the other, points in Virginia, and the District of Columbia. The purpose of this filing is to eliminate the gateway of points in Winslow Township, Camden County, N.J.

No. MC–2860 (Sub-No. E47), filed May 17, 1974. Applicant: NATIONAL FREIGHT, INC., 57 Westpark Avenue, Vineland, N.J. 08360. Applicant's representative: Jacob P. Billig, 1126 16th Street, NW., Suite 300, Washington,, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), between points in that part of New York on and east of Interstate Highway 81, on the one hand, and, on the other, points in Delaware, and that part of Maryland on and east of U.S. Highway 1. The purpose of this filing is to eliminate the gateways of (1) the junction of Interstate Highway 276 and U.S. Highway 130 at or near Philadelphia, Pa., and (2) points in Salem County, N.J.

No. MC–2860 (Sub-No. E49), filed May 17, 1974. Applicant: NATIONAL FREIGHT INC., 57 Westpark Avenue, Vineland, N.J. 08360. Applicant's representative: Jacob P. Billig, 1126 16th Street, NW., Suite 300, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting; *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), between points in Wyoming, Luzerne, and Lackawanna Counties, Pa., on the one hand, and, on the other, points in Cape May County, N.J. The purpose of this filing is to eliminate the gateways of (1) junction of Interstate Highway 276 and U.S. Highway 1 near Philadelphia, Pa., (2) Philadelphia, Pa., and (3) points in Salem, or Cumberland Counties, N.J.

No. MC–14743 (Sub-No. E1), filed June 4, 1974, Applicant: E—E.L. POWELL & SONS TRUCKING CO., INC., P.O. Box 356, Tulsa, Okla. 74101. Applicant's representative: T. M. Brown, 600 Lenninger Building, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Machinery, equipment, materials, and, supplies* used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, between points in Mississippi, on the one hand, and, on the other, points in that part of Texas on and north of a line beginning at the Texas-Oklahoma State line, thence along U.S. Highway 66 to Amarillo, thence along U.S. Highway 60 to the Texas-New Mexico State line, that part of New Mexico on and north of U.S. Highway 70, that part of Oklahoma on and north of a line beginning at the Oklahoma-Texas State line, thence along U.S. Highway 66 to Clinton, thence along Interstate Highway 40 to Oklahoma City, thence along U.S. Highway 62 to Muskogee, thence along U.S. Highway 69 to junction U.S. Highway 60, thence along U.S. Highway 60 to junction U.S. Highway 169, thence along U.S. Highway 169 to the Oklahoma-Kansas State line, that part of Kansas on and west of a line beginning at the Kansas-Oklahoma State line, thence along U.S. Highway 169 to Chanute, thence along U.S. Highway 39 to junction U.S. Highway 75, thence along U.S. Highway 75 to the Kansas-Nebraska State line, that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, thence along Montana Highway 19 to the International Boundary line between the United States and Canada, that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, that part of South Dakota west of the Missouri River and on and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14, and thence along U.S. Highway 14 to the South Dakota-Wyoming State line, and the ports of entry on the International Boundary line between the United States and Canada between Sweetgrass, Mont., and Pembina, N. Dak., including Sweetgrass and Pembina (points in Tulsa County, Okla.) *.

(2) *Machinery, equipment, materials, and supplies* used in, or in connection with the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, between points in Louisiana, on the one hand, and, on the other, points in New Mexico, that part of Texas on and north of a line beginning at El Paso, thence along Interstate Highway 10 to Odessa, thence along U.S. Highway 385 to Brownfield, thence along U.S. Highway 82 to Paris, thence along U.S. Highway 271 to the Texas-Oklahoma State line, that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, thence along Montana Highway 19 to the International Boundary line between the United States and Canada, that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, that part of South Dakota west of the Missouri River and on and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14, thence along U.S. Highway 14 to the South Dakota-Wyoming State line, and the ports of entry on the International Boundary line between the United States and Canada between Sweetgrass, Mont., and Pembina, N. Dak., including Sweetgrass and Pembina (points in Oklahoma) *.

(3) *Machinery, equipment; materials, and supplies* used in or in connection with the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, between points in Louisiana, on the one hand, and, on the other, points in Colorado and Wyoming (points in Tulsa County, Okla.) *. (4) *Machinery, equipment, materials, and supplies* used in or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, between points in Arkansas, on the one hand, and, on the other, points in New Mexico, that part of Texas on and west of that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, thence along Montana Highway 19 to the International Boundary line between the United States and Canada, that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, that part of South Dakota west of the Missouri River and on and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14, thence along U.S. Highway 14 to the South Dakota-Wyoming

State line, and the ports of entry on the International Boundary line between the United States and Canada, between Sweetgrass, Mont., and Pembina, N. Dak., including Sweetgrass and Pembina (points in Oklahoma)*.

(5) *Machinery, equipment, materials, and supplies* used in, or in connection with, the discovery, development, production, refining, manufacture, and processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, between points in Arkansas, on the one hand, and, on the other, points in Colorado and Wyoming (points in Tulsa County, Okla.)* (6) *Machinery, equipment, materials and supplies* used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, between points in Texas, on the one hand, and, on the other, points in that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, and thence along Montana Highway 19 to the International Boundary line between the United States and Canada, that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, that part of South Dakota west of the Missouri River and on and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14, thence along U.S. Highway 14 to the South Dakota-Wyoming State line, and the ports of entry on the International Boundary line between the United States and Canada, between Sweetgrass, Mont., and Pembina, N. Dak., including Sweetgrass and Pembina (points in Oklahoma)*.

(7) *Machinery, equipment, materials and supplies* used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, between points in that part of Texas on and east of a line beginning at the Texas-Oklahoma State line, thence along U.S. Highway 271 to Paris, thence along Texas Highway 19 to junction Texas Highway 154, thence along Texas Highway 154 to junction Texas Highway 37, thence along Texas Highway 37 to junction U.S. Highway 69, thence along U.S. Highway 69 to junction Texas Highway 21, thence along Texas Highway 21 to junction Texas Highway 19, thence along Texas Highway 19 to Huntsville, thence along U.S. Highway 75 to Galveston, on the one hand, and, on the other, points in Colorado and Wyoming (points in Tulsa County, Okla.)*. (8) *Machinery, equipment, materials, and supplies* used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission and distribution of natural gas and petroleum and their products and by-products, between points in that part of New Mexico on and east of a line beginning at the New Mexico-Colorado State line, thence along U.S. Highway 85 to Las Cruces, thence along Interstate Highway 10 to the Arizona-New Mexico State line, on the one hand, and, on the other, points in that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, thence along Montana Highway 19 to the International Boundary line between the United States and Canada, that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, and thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, that part of South Dakota west of the Missouri River and on and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14 and thence along U.S. Highway 14 to the South Dakota-Wyoming State line, and the ports of entry on the International Boundary line between the United States and Canada, between Sweetgrass, Mont. and Pembina, N. Dak., including Sweetgrass and Pembina (points in Oklahoma)*.

(9) *Machinery, equipment, materials and supplies* used in or in connection with the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, between points in that part of Kansas on and south of a line beginning at the Kansas-Missouri State line, thence along U.S. Highway 54 to junction U.S. Highway 154, thence along U.S. Highway 154 to junction U.S. Highway 56, thence along U.S. Highway 56 to junction Kansas Highway 144, thence along Kansas Highway 144 to junction U.S. Highway 160, thence along U.S. Highway 160 to the Kansas-Colorado State line, on the one hand, and, on the other, points in that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, thence along Montana Highway 19 to the International Boundary line between the United States and Canada, that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, that part of South Dakota west of the Missouri River and on and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14, thence along U.S. Highway 14 to the South Dakota-Wyoming State line, and the ports of entry on the International Boundary line between the United States and Canada, between Sweetgrass, Mont., and Pembina, N. Dak., including Sweetgrass and Pembina, (points in Oklahoma).*

(10) *Machinery, equipment, materials, and supplies* and used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission and distribution of natural gas and petroleum and their products and by-products, between points in that part of Oklahoma on and east of U.S. Highway 81, that part of Texas on and east of U.S. Highway 281, and on and north of U.S. Highway 90, and that part of Kansas on and east of U.S. Highway 81 and on and south of U.S. Highway 54, on the one hand, and, on the other, points in Wyoming and Colorado (points in that part of Oklahoma on and east of U.S. Highway 81)*.

(11) *Machinery, equipment, materials, and supplies* used in, or in connection with, the construction, operation, repair, servicing, maintenance, and dismantling of pipe lines, including the stringing and picking up thereof, between points in Louisiana, on the one hand, and, on the other, points in New Mexico, and that part of Texas on and north of a line beginning at El Paso, thence along Interstate Highway 10 to Odessa, thence along U.S. Highway 385 to Brownfield, thence along U.S. Highway 82 to Paris, thence along U.S. Highway 271 to the Texas-Oklahoma State line (points in Oklahoma)*.

(12) *Machinery, equipment, materials, and supplies* used in, or in connection with, the construction, operation, repair, servicing, maintenance, and dismantling of pipe lines, including the stringing and picking up thereof, betewen points in Arkansas on the one hand, and, on the other, points in New Mexico, and that part of Texas on and west of U.S. Highway 281 (points in Oklahoma)*.

(13) *Machinery, and equipment* used in, or in connection with, the discovery,

development, production, refining, manufacture, processing, storage, transmission, and distribution of sulphur and its products, and *materials and supplies* used in, or in connection with, the discovery, development, prodction, refining, manufacturing, processing, storage, transmission, and distribution of sulphur and its products, when moving to or from exploration, drilling, production, job, construction, and plant (including refining, manufacturing, and processing plant) sites, or storage sites, between points in New Mexico, on the one hand, and, on the other, points in Louisiana (points in Oklahoma)*.

(14) *Machinery, and equipment* used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of sulphur and its products; and *materials and supplies* used in, or in connection with, the discovery, development, production, refining, manufacturing, processing, storage, transmission and distribution of sulphur and its products, when moving to or from exploration, drilling, production, job construction, and plant (including refining, manufacturing and processing plant) sites, or storage sites, between points in that part of New Mexico on and south of U.S. Highway 60, on the one hand, and, on the other, points in Wyoming, and that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line (points in Oklahoma)*.

(15) *Machinery, and equipment* used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of sulphur and its products, and *materials and supplies* used in, or in connection with, the discovery, development, production, refining, manufacturing, processing, storage, transmission, and distribution of sulphur and its products, when moving to or from exploration, drilling, production, job, construction, and plant (including refining, manufacturing and processing plant) sites, or storage sites, between points in that part of Texas on and north of a line beginning at El Paso, Tex., thence along Interstate Highway 10 to Odessa, thence along U.S. Highway 385 to Brownfield, thence along U.S. Highway 82 to Paris, thence along U.S. Highway 271 to the Texas-Oklahoma State line, on the one hand, and, on the other, points in Louisiana (points in Oklahoma)*. (16) *Machinery, and equipment* used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of sulphur and its products; and *materials and supplies* used in, or in connection with, the discovery, development, production, refining, manufacturing, processing, storage, transmission, and distribution of sulphur and its products, when moving to or from exploration, drilling, production, job, construction, and plant (including refining, manufacturing and processing plant) sites, or storage sites, between points in Texas, on the one hand, and, on the other, points in Wyoming and that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line (points in Oklahoma)*.

(17) *Machinery, equipment, materials, and supplies* used in, or in connection with, the drilling of water wells, between points in Mississippi, on the one hand, and, on the other, points in New Mexico, Kansas, that part of Texas on and north of a line beginning at the Texas-Oklahoma State line, thence along Texas Highway 79 to Wichita Falls, thence along U.S. Highway 82 to Brownfield, thence along U.S. Highway 385 to Odessa, thence along U.S. Highway 80 to the Texas-New Mexico State line, that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, and thence along Montana Highway 19 to the International Boundary line between the United States and Canada, that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, and that part of South Dakota west of the Missouri River, and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16, thence along U.S. Highway 14 to junction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14, and thence along U.S. Highway 14 to the South Dakota-Wyoming State line (points in Oklahoma)*.

(18) *Machinery, equipment, materials, and supplies* used in or in connection with, the drilling of water wells, between points in Louisiana, on the one hand, and, on the other, points in New Mexico, Colorado, Wyoming, that part of Texas on and north of a line beginning at El Paso, thence along Interstate Highway 10 to Odessa, thence along U.S. Highway 385 to Brownfield, thence along U.S. Highway 82 to Paris, thence along U.S. Highway 271 to the Texas-Oklahoma State line, that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, thence along Montana Highway 19 to the International Boundary line between the United States and Canada, points in that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, and that part of South Dakota west of the Missouri River, and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14, thence along U.S. Highway 14 to the South Dakota-Wyoming State line (points in Oklahoma)*.

(19) *Machinery, equipment, materials, and supplies* used in, or in connection with, the drilling of water wells, between points in Arkansas, on the one hand, and, on the other, points in New Mexico, Colorado, Wyoming, that part of Texas on and west of U.S. Highway 281, that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, thence along Montana Highway 19 to the International Boundary line between the United States and Canada, in that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, that part of South Dakota west of the Missouri River and on and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14, thence along U.S. Highway 14 to the South Dakota-Wyoming State line (points in Oklahoma)*. (20) *Machinery, equipment, materials, and supplies* used in or in connection with, the drilling of water wells, between points in Texas, on the one hand, and, on the other, points in that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, thence along Montana Highway 19 to the International Boundary line between the United States and Canada, that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway

30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, that part of South Dakota west of the Missouri River and on and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14, and thence along U.S. Highway 14 to the South Dakota-Wyoming State line (points in Oklahoma) *.

(21) *Machinery, equipment, materials, and supplies* used in, or in connection with, the drilling of water wells, between points in that part of Texas on and east of a line beginning at the Texas-New Mexico State line, thence along U.S. Highway 87 to San Antonio, thence along U.S. Highway 281 to the International Boundary line between the United States and Mexico, on the one hand, and, on the other, points in Colorado and Wyoming (points in Oklahoma) *. (22) *Machinery, equipment, materials, and supplies* used in or in connection with, the drilling of water wells, between points in that part of New Mexico on and east of a line beginning at the New Mexico-Colorado State line, thence along U.S. Highway 85 to Las Cruces, thence along Interstate Highway 10 to the Arizona-New Mexico State line, on the one hand, and, on the other, points in that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, thence along Montana Highway 19 to the International Boundary line between the United States and Canada, that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, that part of South Dakota west of the Missouri River and on and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14, thence along U.S. Highway 14 to the South Dakota-Wyoming State line (points in Oklahoma) *.

(23) *Machinery, equipment, materials, and supplies* used in or in connection with, the drilling of water wells, between points in that part of Kansas on and south of a line beginning at the Kansas-Missouri State line, thence along U.S. Highway 54 to junction U.S. Highway 154, thence along U.S. Highway 154 to junction U.S. Highway 56, thence along U.S. Highway 56 to junction Kansas Highway 144, thence along Kansas Highway 144 to junction U.S. Highway 160, thence along U.S. Highway 160 to the Kansas-Colorado State line, on the one hand, and, on the other, points in that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, thence along Montana Highway 19 to the International Boundary line between the United States and Canada, that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, that part of South Dakota west of the Missouri River and on and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14, thence along U.S. Highway 14, to the South Dakota-Wyoming State line (points in Oklahoma) *.

(24) *Machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way and *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites, and (d) the injection or removal of commodities into or from holes or wells, between points in Mississippi, on the one hand, and, on the other, points in that part of Texas on and north of a line beginning at the Texas-Oklahoma State line, thence along U.S. Highway 66 to Amarillo, thence along U.S. Highway 60 to the Texas-New Mexico State line, that part of New Mexico on and north of a line beginning at the Texas-New Mexico State line, thence along U.S. Highway 60 to Clovis, thence southwesterly in a straight line to Lordsburg, thence along U.S. Highway 70 to the New Mexico-Arizona State line, that part of Oklahoma on and north of a line beginning at the Oklahoma-Texas State line, thence along U.S. Highway 66 to Clinton, thence along Interstate Highway 40 to Oklahoma City, thence along U.S. Highway 62 to Muskogee, thence along U.S. Highway 69 to junction U.S. Highway 60, thence along U.S. Highway 60 to junction U.S. Highway 169, thence along U.S. Highway 169 to the Oklahoma-Kansas State line, that part of Kansas on and west of a line beginning at the Kansas-Oklahoma State line, thence along U.S. Highway 169 to Chanute, thence along U.S. Highway 39 to junction U.S. Highway 75, thence along U.S. Highway 75 to the Kansas-Nebraska State line, that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, thence along Montana Highway 19 to the International Boundary line between the United States and Canada, that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota State line, that part of South Dakota west of the Missouri River and on and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14, thence along U.S. Highway 14 to the South Dakota-Wyoming State line, and ports of entry on the International Boundary line between the United States and Canada, between Sweetgrass, Mont., and Pembina, N. Dak., including Sweetgrass and Pembina (points in Tulsa County, Okla.) *.

(25) *Machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, and *earth drilling machinery and equipment, and machinery, equipment, materials, supplies, and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites and (d) the injection or removal of commodities into or from holes or wells, between points in Louisiana, on the one hand, and, on the

other, points in New Mexico, that part of Texas on and north of a line beginning at El Paso, thence along Interstate Highway 10 to Odessa, thence along U.S. Highway 385 to Brownfield, thence along U.S. Highway 82 to Paris, thence along U.S. Highway 271 to the Texas-Oklahoma State line, that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, thence along Montana Highway 19 to the International Boundary line between the United States and Canada, that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, that part of South Dakota west of the Missouri River and on and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14, thence along U.S. Highway 14 to the South Dakota-Wyoming State line, and ports of entry on the International Boundary line between the United States and Canada, between Sweetgrass, Mont., and Pembina, N. Dak., including Sweetgrass and Pembina (points in Oklahoma) *.

(26) *Machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, and *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites, and (d) the injection or removal of commodities into or from holes or wells, between points in Louisiana, on the one hand, and, on the other, points in Colorado and Wyoming (points in Oklahoma) *.

(27) *Machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products, and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, and *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites and (d) the injection or removal of commodities into or from holes or wells, between points in Arkansas, on the one hand, and, on the other, points in New Mexico, that part of Texas on and west of U.S. Highway 281, that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, thence along Montana Highway 19 to the International Boundary line between the United States and Canada, in that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, that part of South Dakota west of the Missouri River and on and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14, thence along U.S. Highway 14 to the South Dakota-Wyoming State line, and port of entry on the International Boundary line between the United States and Canada, between Sweetgrass, Mont., and Pembina, N. Dak., including Sweetgrass and Pembina (points in Oklahoma) *.

(28) *Machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products, and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, and *earth drilling machinery and equipment, and machinery, equipment, materials, supplies, and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites, and (d) the injection or removal of commodities into or from holes or wells, between points in Arkansas, on the one hand, and, on the other, points in Colorado and Wyoming (points in Tulsa County, Okla.) *.

(29) *Machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products, and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, and *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites, and (d) the injection or removal of commodities into or from holes or wells, between points in Texas, on the one hand, and, on the other, points in that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, thence along Montana Highway 19 to the International Boundary line between the United States and Canada, in that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, that part of South Dakota west of the Missouri River and on and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16 to junction U.S. Highway 14, thence along U.S. Highway 14 to juction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14, thence along U.S. Highway 14 to the South Dakota-Wyoming State line, and ports of entry on the International Boundary line between the United States and Canada, between Sweetgrass, Mont., and Pembina, N. Dak., including Sweetgrass and Pembina (points in Oklahoma) *.

(30) *Machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products, and by-products, water sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, and *earth drilling machinery and equipment, and*

machinery, equipment, materials, supplies, and pipe incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites, and (d) the injection or removal of commodities into or from holes or wells, between points in that part of Texas on and east of a line beginning at the Texas-Oklahoma State line, thence along U.S. Highway 271 to Paris, thence along Texas Highway 19 to junction Texas Highway 154, thence along Texas Highway 154 to junction Texas Highway 37, thence along Highway 37 to junction U.S. Highway 69, thence along U.S. Highway 69 to junction Texas Highway 21, thence along Texas Highway 21 to junction Texas Highway 19, thence along Texas Highway 19 to Huntsville, thence along U.S. Highway 75 to Galveston, on the one hand, and, on the other, points in Colorado and Wyoming (points in Tulsa County, Okla.).*

(31) *Machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products, and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, and *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites, and (d) the injection or removal of commodities into or from holes or wells, between points in that part of New Mexico on and east of a line beginning at the New Mexico-Colorado State line, thence along U.S. Highway 85 to Las Cruces, thence along Interstate Highway 10 to the Arizona-New Mexico State line, on the one hand, and, on the other, points in that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, thence along Montana Highway 19 to the International Boundary line between the United States and Canada, that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, that part of South Dakota west of the Missouri River and on and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14, thence along U.S. Highway 14 to the South Dakota-Wyoming State line, and ports of entry on the International Boundary line between the United States and Canada, between Sweetgrass, Mont., and Pembina, N. Dak., including Sweetgrass and Pembina (points in Oklahoma).*

(32) *Machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products, and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, and *earth drilling machinery and equipment, and machinery, equipment, materials, supplies, and pipe* incidental to, used in, or in connection with, (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites, and (d) the injection or removal of commodities into or from holes or wells, between points in that part of Kansas on and south of a line beginning at the Kansas-Missouri State line, thence along U.S. Highway 54 to junction U.S. Highway 154, thence along U.S. Highway 154 to junction U.S. Highway 56, thence along U.S. Highway 56 to junction Kansas Highway 144, thence along Kansas Highway 144 to junction U.S. Highway 160, thence along U.S. Highway 160 to the Kansas-Colorado State line, on the one hand, and, on the other, points in that part of Montana on and east of a line beginning at the Montana-Wyoming State line, thence along U.S. Highway 212 to Miles City, thence along Montana Highway 22 to Jordan, thence northwesterly in a straight line to Malta, thence along Montana Highway 19 to the International Boundary line between the United States and Canada, that part of North Dakota on and west of a line beginning at the International Boundary line between the United States and Canada, thence along North Dakota Highway 30 to Ashley, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, that part of South Dakota west of the Missouri River and on and north of a line beginning at the Missouri River, thence along U.S. Highway 14 to Philip, thence along South Dakota Highway 73 to Philip Junction, thence along U.S. Highway 16 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction U.S. Alternate Highway 14, thence along U.S. Alternate Highway 14 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 14, thence along U.S.' Highway 14 to the South Dakota-Wyoming State line, and ports of entry on the International Boundary line between the United States and Canada, between Sweetgrass, Mont., and Pembina, N. Dak., including Sweetgrass and Pembina (points in Oklahoma)*.

(33) *Machinery, equipment, materials, and supplies*, used in or in connection with, the construction, operation, repair, servicing, maintenance, and dismantling of pipeline, other than pipelines used for the transmission of natural gas, petroleum, their products, and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, and *earth drilling machinery and equipment, and machinery, equipment, materials, supplies, and pipe* incidental to, used in, or in connection with, (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites, and (d) the injection or removal of commodities into or from holes or wells, between points in that part of Oklahoma on and east of U.S. Highway 81, that part of Texas on and east of U.S. Highway 281, and on and north of U.S. Highway 90, and that part of Kansas on and east of U.S. Highway 81 and on and south of U.S. Highway 54, on the one hand, and, on the other, points in Wyoming and Colorado (points in that part of Oklahoma on and east of U.S. Highway 81).*

The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC-30237 (Sub-No. E7), filed May 14, 1974. Applicant: YEATTS TRANSFER COMPANY, P.O. Box 666, Altavista, Va. 24517. Applicant's representative: J. Johnson Eller, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture*, as defined in Appendix II to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, from Culpeper, Va., to points in Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, Missouri, South Carolina, that part of Tennessee in and west of Campbell, Union, Knox, and Blount Counties, that part of Wisconsin in and north of Pierce, Pepin, Eau Claire, Clark, Marathon, Waupaca, Outagamie, Brown, and Kewaunee Counties, that part of Illinois in and south of Rock Island, Henry, Stark, Marshall, Woodford, McLean, De Witt, Platt, Moultrie, Shelby, Effingham, Jasper, Richland, and Lawrence Counties, that part of Kentucky in and south of Hancock, Daviess, McLean, Muhlenberg, and Christian Counties, and Posey, Vanderburgh, Warrick, Spencer, Perry, Dubois, Pike, and Gibson Counties, Ind. The purpose of this filing

is to eliminate the gateway of Altavista or Rock Mount, Va.

No. MC–30237 (Sub-No. E8), filed May 14, 1974. Applicant: YEATTS TRANSFER COMPANY, P.O. Box 666, Altavista, Va. 24517. Applicant's representative: J. Johnson Eller, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture*, as defined in Appendix II to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, from Winchester, Va., to points in Maine, New Hampshire, Rhode Island, Vermont, that part of Massachusetts in and east of Franklin and Worcester Counties, and Washington, Saratoga, Hamilton, Warren, Essex, St. Lawrence, Franklin, and Clinton Counties, N.Y. The purpose of this filing is to eliminate the gateway of Altavista or Rocky Mount, Va.

No. MC–30237 (Sub-No. E9), filed May 14, 1974. Applicant: YEATTS TRANSFER COMPANY, P.O. Box 666, Altavista, Va. 24517. Applicant's representative: J. Johnson Eller, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture*, crated or uncrated, from Winchester, Va., to points in Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, South Carolina, that part of Illinois in and south of Randolph, Perry, Jefferson, Wayne, Edwards, and Wabash Counties, that part of Kentucky in and west of Hancock, Daviess, McLean, Muhlenberg, and Christian Counties, that part of Missouri in and south of Holt, Andrew, De Kalb, Caldwell, Ray, Lafayette, Johnson, Pettis, Morgan, Miller, Maries, Phelps, Crawford, Washington, St. Francois, and Perry Counties, that part of Tennessee in and west of Washington and Unico Counties, and Posey, Vanderburgh, Warrick, Spencer, Perry, Dubois, Pike, and Gibson Counties. The purpose of this filing is to eliminate the gateway of Altavista or Rocky Mount, Va.

No. MC–30237 (Sub-No. E10), filed May 14, 1974. Applicant: YEATTS TRANSFER COMPANY, P.O. Box 666, Altavista, Va. 24517. Applicant's representative: J. Johnson Eller, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture*, as defined in Appendix II to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, from points Chautauqua and Cattaraugus Counties, N.Y., and Warren, McKean, and Erie Counties, Pa., to points in North Carolina. The purpose of this filing is to eliminate the gateway of Altavista or Rocky Mount, Va.

No. MC–88368 (Sub-No. E35), filed May 15, 1974. Applicant: CARTWRIGHT VAN LINES, INC., 1109 Cartwright Ave., Grandview, Mo. 64030. Applicant's representative: Theodore Polydoroff, Suite 600, 1250 Connecticut Ave. NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods* (1) from points in Texas to points in Connecticut (points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, Philadelphia, Pa., points in Mississippi, Florence, Sheffield, and Tuscumbia, Ala., and points in Harlan County, Ky.),* points in Illinois (points in Cowley County, Kans., and points in Missouri, Mississippi, and Oklahoma),* points in Indiana (points in Cowley County, Kans., and points in Missouri and Mississippi),* points in Iowa (points in Cowley County, Kans.),* points in Maine (points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, Philadelphia, Pa., Boston, Mass., and points within 25 miles thereof, points in Mississippi, Florence, Sheffield, and Harlan County, Ky),* points in Massachusets (points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, Philadelphia, Pa., points in Mississippi, Florence, Sheffield, and Tuscumbia, Ala., and points in Harlan County, Ky.),* points in Michigan (points in Cowley County, Kans., and Bloomington, Ill., and points within 25 miles thereof),* points in Minnesota (points in Cowley County, Kans., and Harlan, Iowa and points within 15 miles thereof),* points in Missouri (points in Cowley County, Kans., and points in Oklahoma).*

Points in New Hampshire (points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, Philadelphia, Pa., Boston, Mass., and points within 25 miles thereof, points in Mississippi, Florence, Sheffield, and Tuscumbia, Ala., and points in Harlan County, Ky.),* points in New Jersey (points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, Philadelphia, Pa., points in Mississippi, Florence, Sheffield, and Tuscumbia, Ala., and points in Harlan County, Ky.),* points in Ohio (points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Mississippi, Florence, Sheffield, and Tuscumbia, Ala., and points in Harlan County, Ky.),* points in Pennsylvania (points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ky., points in Mississippi, Florence, Sheffield, and Tuscumbia, Ala., and points in Harlan County, Ky.),* points in Rhode Island (points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, Philadelphia, Pa., Boston, Mass., and points within 25 miles thereof, points in Mississippi, Florence, Sheffield, and Tuscumbia, Ala., and points in Harlan County, Ky.) *

Points in Vermont (points in Cowley County, Kans., Bloomington, Ill., points in Jefferson County, Ohio, Philadelphia, Pa., Boston, Mass., points in Mississippi, Florence, Sheffield, and Tuscumbia, Ala., and points in Harlan County, Ky.),* and points in Wisconsin (points in Cowley County, Kans., and Bloomington, Ill., and points within 25 miles thereof);* (2) from points in McLennan, Falls, Coryell, Limestone, Bosque, Hamilton, and Burnett Counties, Tex., to points in Madison, Jackson, Marshall, Morgan, and Limestone Counties, Ala., (points in Oklahoma, Missouri, and Mississippi);* (3) from points in Texas on and north of U.S. Highway 80 to points in Alabama on and north of U.S. Highway 78 (points in Cherokee County, Tex., points in Cowley County, Kans., and points in Mississippi);* (4) from points in Cherokee County, Tex., to points in Delaware (points in Mississippi, Florence, Sheffield, and Tuscumbia, Ala., in Jefferson County, Ohio, and Philadelphia, Pa., and points in Harlan County, Ohio);* (5) from points in Texas on and west of a line from the Oklahoma-Texas State line along Interstate Highway 35 to San Antonio, thence along U.S. Highway 281 to McAllen, to points in Delaware, (points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, and Philadelphia, Pa.);* (6) from points in Texas on and north of U.S. Highway 80 and points within 200 miles of Detroit, Tex., to points in Georgia (points in Oklahoma, Missouri, and Mississippi, and Florence, Sheffield, and Tuscumbia, Ala.);* (7) from points in Texas on and east of a line from the Oklahoma-Texas State line along U.S. Highway 83 to Abilene, thence along U.S. Highway 277 to Del Rio (points in Cowley County, Kans., and points in Colorado and Montana.

(8) From points in Texas on and east of a line from the Oklahoma-Texas State line along U.S. Highway 183 to the junction of U.S. Highway 287, thence along U.S. Highway 287 to the junction of U.S. Highway 81 to Austin, thence along U.S. Highway 183 to the junction of U.S. Highway 77, thence south on U.S. Highway 77 to Brownsville (points in Cowley County, Kans., points in Colorado, Montana, and Oklahoma, and Newton, Kans., and points within 15 miles thereof);* (9) from Detroit, Tex., and points in Texas within 200 miles thereof to points in Harlan County, Ky. (points in Oklahoma, Missouri, Mississippi, and Florence, Sheffield, and Tuscumbia, Ala.);* (10) from points in Texas on and north of Interstate Highway 20 and on and west of U.S. Highway 281 to points in Mississippi (points in Oklahoma and points in Cherokee County, Tex.);* (11) from points in Texas on and east of a line from the Texas-Oklahoma State line along U.S. Highway 83 to the junction of Texas Highway 70, thence along Texas Highway 70 to the junction of U.S. Highway 277, thence along U.S. Highway 277 to Del Rio, thence along unnumbered highway to the United States-Mexican International Boundary Line (points in Cowley County, Kans., Newton, Kans., and points within 15 miles thereof, points in Kimball, Banner, and Cheyenne Coun-

ties, Nebr., and points in Wyoming);* (12) from points in Texas west of a line from the Oklahoma-Texas boundary line along U.S. Highway 283 to Brady, thence along U.S. Highway 87 to San Antonio, thence along U.S. Highway 81 to Laredo to points in Nebraska on and east of U.S. Highway 77 (points in Cowley County, Kans.),*

(13) From points in Texas within 200 miles of Detroit, Tex., and points on and north of U.S. Highway 80 to points in North Carolina (points in Oklahoma, Missouri, and Mississippi and Florence, Sheffield, and Tuscumbia, Ala.);* (14) from points in Texas in excess of 200 miles from Detroit, Tex., to points in Grant, Kay, Noble, Pawnee, and Osage Counties, Okla. (points in Cowley County, Kans.);* (15) from points in Texas on and east of U.S. Highway 83 to points in Oregon in and west of Douglas and Jackson Counties and in and north of Lincoln, Benton, Linn, Jefferson, Wheeler, Morrow, Umatilla, Union, and Wallowa Counties, Oreg. (points in Oklahoma, Newton, Kans., and points within 15 miles thereof, points in Colorado, and points in Washington east of the Cascade Mountain);* (16) from points in Texas in El Paso, Hudspeth, and Culberson Counties on and north of U.S. Highway 80 to points in Berkeley, Dorchester, Colleton, Hampton, Jasper, Beaufort, and Charleston Counties, S.C. (points in Oklahoma, points in Cherokee County, Tex., points in Mississippi, Florence, Sheffield, and Tuscumbia, Ala., and Valdosta, Ga.);* (17) from points in Texas on and east of U.S. Highway 277 to points in South Dakota (points in Cowley County, Kans., and Harlan, Iowa and points within 15 miles thereof);* (18) from Dallas, Tex., to El Paso, Tex. (points in Oklahoma, within an area bounded by a line beginning at the Oklahoma-Texas State line near Goodwin, Okla., and extending along U.S. Highway 60 to Seiling, Okla., thence along U.S. Highway 280 to El Reno, Okla., thence along U.S. Highway 81 to the Oklahoma-Texas State line, thence west and north along the Oklahoma-Texas State line to junction U.S. Highway 60, the point of beginning, including points on the indicated portions of the highways specified);* (19) from El Paso, Tex., to Jacksonville, Tex. (points in Oklahoma, within an area bounded by a line beginning at the Oklahoma-Texas State line near Goodwin, Okla. and extending along U.S. Highway 60 to Seiling, Okla., thence along U.S. Highway 270 to El Reno, Okla., thence along U.S. Highway 81 to the Oklahoma-Texas State line, thence west and north along the Oklahoma-Texas State line to junction U.S. Highway 60, the points of beginning, including points on the indicated portions of the highways specified);* (20) from points in Texas on and east of a line from the Texas-Oklahoma State line along U.S. Highway 83 to the junction of Texas Highway 70.

Thence along Texas Highway 70 to its junction with U.S. Highway 277, thence along U.S. Highway 277 to Del Rio, thence along an unnumbered highway to the United States-Mexico International Boundary to points in Washington (points in Cowley County, Kans., and points in Colorado);* (21) from points in Texas on and west of a line from Shulma along U.S. Highway 90 to the junction of Texas Highway 163, thence along Texas Highway 163 to the junction of Texas Highway 208, thence along Texas Highway 208 to the junction of U.S. Highway 70, thence along U.S. Highway 70 to the junction of U.S. Highway 283, thence along Texas Highway 283 to the Oklahoma-Texas State line to points in the District of Columbia (points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, and Philadelphia, Pa.);* (22) from points in Cherokee County, Tex., to points in West Virginia (points in Mississippi, Florence, Sheffield, and Tuscumbia, Ala., and points in Harlan County, Ky.);* (23) from points in Texas on, east, and north of a line from El Paso along U.S. Highway 80 to the junction of U.S. Highway 290, thence along U.S. Highway 290 to Ft. Stockton, thence along U.S. Highway 67 to the junction of Texas Highway 349, thence along Texas Highway 349 to the junction of U.S. Highway 87, thence along U.S. Highway 87 to Lubbock, thence along U.S. Highway 84 to the Texas-New Mexico State line to points in West Virginia (points in Oklahoma, Missouri, and Mississippi, Florence, Sheffield, and Tuscumbia, Ala., and points in Harlan County, Ky.);* (24) from points in Texas on and east of a line beginning near Olin along U.S. Highway 281 to San Antonio, thence along U.S. Highway 81 to the United States-Mexico International Boundary line to points in Wyoming (points in Cowley County, Kans., Newton, Kans., and points within 15 miles thereof, and points in Kimbull, Banner, and Cheyenne Counties, Nebr.).*

No. MC-88368 (Sub-No. E43), filed May 15, 1974. Applicant: CARTWRIGHT VAN LINES, INC., 1109 Cartwright Ave., Grandview, Mo. 64030. Applicant's representative: Theodore Polydoroff, Suite 600, 1250 Connecticut Ave. NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, from points in New Mexico to points in Alabama (points in Canadian County, Okla., points in Arkansas and Missouri, and Florence, Sheffield, and Tuscumbia, Ala.)*, points in Arkansas (points in Canadian County, Okla)*, points in Connecticut (points in Canadian County, Okla., points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, and Philadelphia, Pa.)*, points in Delaware (points in Canadian County, Okla., points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, and Philadelphia, Pa.)*, points in Georgia (points in Canadian County, Okla., points in Arkansas, and Florence, Sheffield, and Tuscumbia, Ala.)*, points in Illinois (points in Canadian County, Okla., points in Missouri, Bloomington, Ill., and points within 25 miles thereof, and points in Cowley County, Kans.)*, points in Indiana (points in Canadian County, Okla., and points in Cowley County, Kans)*, points in Iowa (points in Canadian County, Okla., and points in Cowley County, Kans.)*, points in Kentucky (points in Canadian County, Okla., points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Arkansas, and Florence, Sheffield, and Tuscumbia, Ala.)*, points in Massachusetts (points in Canadian County, Okla., points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio and Philadelphia, Pa.)*, points in Maine (points in Canadian County, Okla., points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, and Philadelphia, Pa.)*, points in Michigan (points in Canadian County, Okla., points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof)*, points in Minnesota (points in Canadian County, Okla., points in Cowley County, Kans., and Harlan, Iowa, and points within 15 miles thereof)*, points in Mississippi (points in Canadian County, Okla., and points in Cherokee County, Tex.)*.

Points in Missouri (points in Canadian County, Okla.)*, points in Nebraska east of U.S. Highway 81 (points in Canadian County, Okla., and points in Cowley County, Kans.)*, points in New Hampshire (points in Canadian County, Okla., points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, Philadelphia, Pa., and Boston, Mass., and points within 25 miles thereof)*, points in North Carolina (points in Canadian County, Okla., points in Arkansas, Missouri, and Mississippi, and Florence, Sheffield, and Tuscumbia, Ala.)*, points in Ohio (points in Canadian County, Okla., points in Cowley County, Kans., and Bloomington, Ill., and points within 25 miles thereof)*, points in Pennsylvania (points in Canadian County, Okla., points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, and points in Jefferson County, Ohio)*, points in Rhode Island (points in Canadian County, Okla., points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, Philadelphia, Pa., and Boston, Mass., and points within 25 miles thereof)*, points in South Carolina (points in Canadian County, Okla., and points in Cowley County, Kans.)*, points in Texas within 200 miles of Detroit, Tex. (points in Canadian County, Okla.)*, points in Vermont (points in Canadian County, Okla., points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, Philadelphia, Pa., and Boston, Mass., and points within 25 miles thereof)*, points in Virginia (points in Canadian County, Okla., points in Arkansas, Florence, Sheffield, and Tuscumbia, Ala., and points in Harlan, County, Ky.)*, points in West Virginia

(points in Canadian County, Okla., points in Mississippi, Florence, Sheffield, and Tuscumbia, Ala., and points in Harlan County, Ky.)*, points in Wisconsin (points in Canadian County, Okla., points in Cowley County, Kans., and Bloomington, Ill., and points within 25 miles thereof)*, and points in the District of Columbia (points in Canadian County, Okla., points in Cowley County, Kans., Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, and Philadelphia, Pa.)*. The purpose of this filing is to eliminate the gateways marked with asterisks above.

No. MC–100666 (Sub-No. E93), filed May 12, 1974. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Richard W. May (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Windows and doors* complete with glass panes, from Dierks, Ark., to points in Colorado and New Mexico. The purpose of this filing is to eliminate the gateways of points within 250 miles of Texarkana, Tex. and Duke, Okla.

No. MC–100666 (Sub-No. E94), filed May 12, 1974. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Richard W. May (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum windows and doors*, from Wright City, Okla., to points in Michigan, Ohio, and Wisconsin. The purpose of this filing is to eliminate the gateways of points within 250 miles of Texarkana, Tex. and Tap City, Ark.

No. MC–100666 (Sub-No. E112), filed May 12, 1974. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Richard W. May (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Composition lumber*, from Silsbee, Tex., to points in California in and north of Inyo, Tulare, Kings, and Monterey Counties, and points in Idaho, Montana, Nevada, Oregon, Utah, and Washington. The purpose of this filing is to eliminate the gateway of Pittsburg, Kans.

No. MC–100666 (Sub-No. E113), filed May 12, 1974. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Richard W. May (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum windows and doors*, from Dierks, Ark., to points in Michigan, Ohio, and Wisconsin. The purpose of this filing is to eliminate the gateways of points within 250 miles of Texarkana, Tex. and Tap City, Ark.

No. MC–100666 (Sub-No. E114), filed May 12, 1974. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Richard W. May (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Composition roofing and building slabs*, from Terry, Miss., to points in Wyoming. The purpose of this filing is to eliminate the gateway of points in Henry County, Tenn.

No. MC–100666 (Sub-No. E115), filed May 12, 1974. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Richard W. May (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Windows and doors* complete with glass panes, from Mountain Pine, Ark., to points in Colorado and New Mexico. The purpose of this filing is to eliminate the gateways of points within 250 miles of Texarkana, Tex. and Duke, Okla.

No. MC–107295 (Sub-No. E98), filed May 13, 1974. Applicant: PRE-FAB TRANSIT CO., P.O. Box 146, Farmer City, Ill. 61842. Applicant's representative: Dale L. Cox (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fencing* (except commodities the transportation of which, because of their size or weight, require the use of special equipment), from the plantsite and warehouse sites of Midstates Steel and Wire Company at Crawfordsville, Ind., to points in California. The purpose of this filing is to eliminate the gateway of Mount Sterling, Ohio.

No. MC–107403 (Sub-No. E244), filed May 29, 1974. Applicant: MATLACK, INC., 10 West Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Liquid chemicals* (except petroleum products and coal tar products), in bulk from points in Pennsylvania, within 100 miles of Philadelphia, Pa., to points in Kentucky. (2) *Liquid chemicals*, in bulk, from Philadelphia, Pa., to points in Kentucky. The purpose of this filing is to eliminate the gateway of Philadelphia, Pa. and South Point, Ohio in proposals (1) and (2) above.

No. MC–107403 (Sub-No. E245), filed May 29, 1974. Applicant: MATLACK, INC., 10 West Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Liquid chemicals*, in bulk (except petroleum, petroleum products), coal tar, and coal tar products, from points in Pennsylvania, within 100 miles of Philadelphia, Pa., to points in Minnesota and Nebraska. (2) *Liquid chemicals*, in bulk, from Philadelphia, Pa., to points in Minnesota, and Nebraska. The purpose of this filing is to eliminate the gateways of Philadelphia, Pa., Natrium, W. Va., and the plantsites of Baird Chemicals Industries, Inc., located at or near Mapleton, Ill. in proposals (1) and (2) above.

No. MC–107403 (Sub-No. E247), filed May 29, 1974. Applicant: MATLACK, INC., 10 West Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Liquid chemicals*, in bulk (except petroleum, petroleum products, coal tar and coal tar products), from points in Pennsylvania, within 100 miles of Philadelphia, Pa., to points in Indiana, Illinois, Iowa, Michigan, and Missouri. (2) *Liquid chemicals*, in bulk, from Philadelphia, Pa., to points in Indiana, Illinois, Iowa, Michigan, and Missouri. The Purpose of this filing is to eliminate the gateways of Philadelphia, Pa. and Natrium, W. Va.

No. MC–107496 (Sub-No. E442), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous hydrazine*, in bulk, in tank vehicles, from Lake Charles, La., to points in Utah. The purpose of this filing is to eliminate the gateway of the site of the Rocky Mountain Arsenal at Denver, Colo.

No. MC–107496 (Sub-No. E670), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Epoxidized vinyl plasticizers*, in bulk, in tank vehicles, from Blooming Prairie, Minn., to points in Tennessee. The purpose of this filing is to eliminate the gateway of the plantsite of Archer Daniels Midland Co., or near Decatur, Ill.

No. MC–107496 (Sub-No. E673), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lube oil*, in bulk, in tank vehicles, from Casper, Wyo., to points in Michigan. The purpose of this filing is to eliminate the gateway of Minneapolis, Minn.

No. MC–107496 (Sub-No. E676), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oil*, in bulk, in tank vehicles, from points in the Minneapolis-St. Paul, Minn., commercial zone to points in Oregon.

The purpose of this filing is to eliminate the gateway of Des Moines, Iowa.

No. MC–107496 (Sub-No. E763), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid petrochemicals*, in bulk, in tank vehicles, from Albany, Ill., and points within 5 miles thereof, to points in Minnesota. The purpose of this filing is to eliminate the gateway of the plantsite of the Hawkeye Chemical Co., at or near Clinton, Iowa.

No. MC–107496 (Sub-No. E764), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fertilizer*, in bulk, in tank vehicles, from the plant, storage, and warehouse facilities of Swift Agricultural Chemicals Corporation at or near Memphis, Tenn., to points in Minnesota. The purpose of this filing is to eliminate the gateway of the plantsite of Apple River Chemical Co., at or near East Dubuque, Ill.

No. MC–107496 (Sub-No. E765), filed June 4, 1974. Applicant: RUAN TRANSPORT CORP., P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from Peoria, Ill., and points within 10 miles thereof, to points in Montana. The purpose of this filing is to eliminate the gateway of Ft. Madison, Iowa, the terminal of the Kaneb Pipeline Company at or near Milford, Iowa, and points in Pennington County, S. Dak.

No. MC–107496 (Sub-No. E766), filed June 4, 1974. Applicant: RUAN TRANSPORT CORP., P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from all refining and distributing points in Kansas to points in Montana. The purpose of this filing is to eliminate the gateways of North Platte, Nebr., and points in Pennington County, S. Dak.

No. MC–107496 (Sub-No. E767,), filed June 4, 1974. Applicant: RUAN TRANSPORT CORP., P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fertilizer solution*, in bulk, in tank vehicles, from the plant, storage, and warehouse facilities of Swift Agricultural Chemicals Corporation at or near Memphis, Tenn., to points in Wisconsin. The purpose of this filing is to eliminate the gateway of Peru, Ill.

No. MC–107496 (Sub-No. E774), filed June 4, 1974. Applicant: RUAN TRANSPORT CORP., P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from points in Nebraska on and west of U.S. Highway 83 to points in Utah. The purpose of this filing is to eliminate the gateway of points in Wyoming.

No. MC–107496 (Sub-No. E775), filed June 4, 1974. Applicant: RUAN TRANSPORT CORP., P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from Denver, Colo., to points in Montana. The purpose of this filing is to eliminate the gateway of points in Pennington County, S. Dak.

No. MC–107496 (Sub-No. E776), filed June 4, 1974. Applicant: RUAN TRANSPORT CORP., P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid feed supplement*, in bulk, from Denver, Colo., to points in Texas west of U.S. Highway 83. The purpose of this filing is to eliminate the gateway of Leoti, Kans.

No. MC–107496 (Sub-No. E 777), filed June 4, 1974. Applicant: RUAN TRANSPORT CORP., P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid feed supplement*, in bulk, from Denver, Colo., to points in Missouri. The purpose of this filing is to eliminate the gateway of Leoti, Kans.

No. MC–107496 (Sub-No. E 778), filed June 4, 1974. Applicant: RUAN TRANSPORT CORP., P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum poducts*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61, M.C.C. 209, in bulk, in tank vehicles, from points in Colorado to points in Minnesota. The purpose of this filing is to eliminate the gateway of Norfolk, Nebr., and the terminal facilities of Kaneb Pipeline at or near Milford, Iowa.

No. MC–107496 (Sub-No. E 779), filed June 4, 1974. Applicant: RUAN TRANSPORT CORP., P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from points in Colorado to points in Iowa. The purpose of this filing is to eliminate the gateway of Omaha, Nebr.

No. MC–107496 (Sub-No. E 780), filed June 4, 1974. Applicant: RUAN TRANSPORT CORP., P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals* (except liquid oxygen, liquid hydrogen, and liquid nitrogen, and except those derived from petroleum), in bulk, in tank or hopper-type vehicles, from Denver, Colo., to points in Minnesota. The purpose of this filing is to eliminate the gateway of Fremont, Nebr.

No. MC–107496 (Sub-No. E781), filed June 4, 1974. Applicant: RUAN TRANSPORT CORP., P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemical coal tar products*, in bulk, in tank vehicles, from the plantsite of Ashland Chemical Company at or near Mapleton, Ill., to points in Arizona. The purpose of this filing is to eliminate the gateway of Pueblo, Colo.

No. MC–107496 (Sub-No. E 782), filed June 4, 1974. Applicant: RUAN TRANSPORT CORP., P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid petrochemicals*, in bulk, in tank vehicles, from Albany, Ill., and points within 5 miles thereof, to points in Indiana. The purpose of this filing is to eliminate the gateway of the plantsite of Hawkeye Chemical Co., at or near Clinton, Iowa.

No. MC–107496 (Sub-No. E783), filed June 4, 1974. Applicant: RUAN TRANSPORT CORP., P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid petrochemicals*, in bulk, in tank vehicles, from Albany, Ill., and points within 5 miles thereof to points in Michigan. The purpose of this filing is to eliminate the gateway of the plant site of Hawkeye Chemical Co., at or near Clinton, Iowa.

No. MC–107496 (Sub-No. E784), filed June 4, 1974. Applicant: RUAN TRANSPORT CORP., P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fertilizers*, in bulk, in tank vehicles, from the plant site of Nitrin, Inc., at or near Cordova, Ill., to points in California. The purpose of this

filing is to eliminate the gateway of Omaha, Nebr.

No. MC–110525 (Sub-No. E100) (Correction), filed May 1, 1974, published in the FEDERAL REGISTER May 24, 1974. Applicant: CHEMICAL LEAMAN TANK LINES, INC., P.O. Box 200, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same as above). Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Liquid chemicals* as defined in *The Maxwell Co., Extension-Addyston*, 63 M.C.C. 677 (except bituminous products and materials), in bulk, in tank vehicles, from points in Delaware to those points in that part of Ohio on, south, and west of a line beginning at Martins Ferry, Ohio, thence along U.S. Highway 250 to Norwalk, thence along U.S. Highway 20 to the Ohio-Michigan State line. The purpose of this filing is to eliminate the gateways of Follansbee and Moundsville, W. Va. The purpose of this correction is to redescribe the destination route description.

No. MC–110525 (Sub-No. E181) (Correction), filed May 8, 1974, published in the FEDERAL REGISTER June 3, 1974. Applicant: CHEMICAL LEAMAN TANK LINES, INC., P.O. Box 200, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, (except bituminous products and materials), in bulk, in tank vehicles, from points in Georgia to those points in Illinois on and north of a line beginning at the Illinois-Indiana State line, thence along U.S. Highway 150 to Paris, thence along Illinois Highway 16 to Pana, thence along Illinois Highway 29 to Springfield, thence along U.S. Highway 36 to the Illinois-Missouri State line. The purpose of this filing is to eliminate the gateways of Copperhill, Tenn., and Louisville, Ky. The purpose of this correction is to redescribe the route description.

No. MC–110525 (Sub-No. E227) (Correction), filed May 8, 1974, published in the FEDERAL REGISTER June 3, 1974. Applicant: CHEMICAL LEAMAN TANK LINES, INC., P.O. Box 200, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* (except bituminous products and materials), in bulk, in tank vehicles, from points in Indiana to points in that part of West Virginia on and east of a line beginning at the Ohio-West Virginia State line, thence along U.S. Highway 35 to junction Interstate Highway 64, thence along Interstate Highway 64 to Charleston, thence along Interstate Highway 64/77 to junction U.S. Highway 52, thence along U.S. Highway 52 to the West Virginia-Virginia State line. The purpose of this filing is to eliminate the gateway of S. Charleston, W. Va. The purpose of this correction is to correct the final destination State line.

No. MC–110525 (Sub-No. E299) (Correction), filed May 8, 1974, published in the FEDERAL REGISTER June 6, 1974. Applicant: CHEMICAL LEAMAN TANK LINES, INC., P.O. Box 200, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* (except bituminous products and materials), in bulk, in tank vehicles, from points in that part of Maryland on and east of Interstate Highway 81, to those points in that part of West Virginia on and west of a line beginning at the Maryland-West Virgina State line, thence along U.S. Highway 219 to Bluefield. The purpose of this filing is to eliminate the gateway of Morgantown, W. Va. The purpose of this correction is to eliminate the route description to the West Virginia-Tennessee State line.

No. MC–110525 (Sub-No. E497), filed May 20, 1974. Applicant: CHEMICAL LEAMAN TANK LINES, INC., P.O. Box 200, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, (except bituminous products and materials), in bulk, in tank vehicles, from points in North Carolina to points in New York. The purpose of this filing is to eliminate the gateway of Hopewell, Va.

No. MC–110525 (Sub-No. E498), filed May 20, 1974. Applicant: CHEMICAL LEAMAN TANK LINES, INC., P.O. Box 200, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in North Carolina to points in North Dakota. The purpose of this filing is to eliminate the gateways of South Charleston, W. Va., and Addyston, Ohio.

No. MC–110525 (Sub-No. E499), filed May 20, 1974. Applicant: CHEMICAL LEAMAN TANK LINES, INC., P.O. Box 200, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in that part of North Carolina on and east of a line beginning at the Virginia-North Carolina State line, thence along U.S. Highway 52 to Lexington, thence along Interstate Highway 85 to the North Carolina-South Carolina State line, to points in Ohio. The purpose of this filing is to eliminate the gateway of South Charleston, W. Va.

No. MC–110525 (Sub-No. E500), filed May 20, 1974. Applicant: CHEMICAL LEAMAN TANK LINES, INC., P.O. Box 200, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in that part of North Carolina on and east of U.S. Highway 21 to points in Oklahoma. The purpose of this filing is to eliminate the gateway of South Charleston, W. Va.

No. MC–110525 (Sub-No. E520), filed May 20, 1974. Applicant: CHEMICAL LEAMAN TANK LINES, INC., P.O. Box 200, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, as defined in *The Maxwell Co., Extension-Addyston*, 63 M.C.C. 677, in bulk, in tank vehicles, from points in Ohio to points in that part of Georgia on and east of a line beginning at the North Carolina-Georgia State line, thence along Georgia Highway 11 to Cleveland, thence along U.S. Highway 129 to Jefferson, thence along Georgia Highway 11 to Perry, thence along Interstate Highway 75 to the Georgia-Florida State line. The purpose of this filing is to eliminate the gateway of Institute, West Virginia.

No. MC–111545 (Sub-No. E499), filed May 19, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities* (except knitting machines), the transportation of which, because of size or weight, requires the use of special equipment, between points in Maine, on the one hand, and, on the other, points in Texas. The purpose of this filing is to eliminate the gateways of Ringgold, Ga. and Hugo, Okla.

No. MC–111545 (Sub-No. E502), filed May 19, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicants' representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities* (except knitting machines), the transportation of which, because of size or weight, requires, the use of special equipment, between points in New Hampshire, on the one hand, and, on the other, points in Texas. The purpose of this filing is to eliminate the gateways of Ringgold, Ga., and Hugo, Okla.

No. MC–113828 (Sub-No. E1), filed June 4, 1974. Applicant: O'BOYLE TANK LINES, INC., P.O. Box 30006, Washington, D.C. 20014. Applicant's representative: Michael A. Grimm (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities* as are used in, or incidental to the preparation, packing, and shipment of processed foods, in bulk, from points in Maryland, to points in New York, Connecticut, Rhode Island, and Massachusetts. The purpose of this filing is to eliminate the gateway of Atlantic County, N.J.

No. MC–113828 (Sub-No. E8), filed June 4, 1974. Applicant: O'BOYLE TANK LINES, INC., P.O. Box 30006, Washington, D.C. 20014. Applicant's representative: Michael A. Grimm (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry sugar*, in bulk, in tank vehicles, from Baltimore, Md., to points in New Jersey, New York, Massachusetts, Rhode Island, and Connecticut. The purpose of this filing is to eliminate the gateways of Philadelphia, Pa. and Burlington County, N.J.

No. MC–113828 (Sub-No. E9), filed June 4, 1974. Applicant: O'BOYLE TANK LINES, INC., P.O. Box 30006, Washington, D.C. 20014. Applicant's representative: Michael A. Grimm (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting. *Such commodities* as are used in, or incidental to the preparation, packing, and shipment of processed foods, in bulk, from points in Delaware to points in New York, Connecticut, Rhode Island, and Massachusetts. The purpose of this filing is to eliminate the gateway of Atlantic County, N.J.

No. MC–113828 (Sub-No. E31), filed June 4, 1974. Applicant: O'BOYLE TANK LINES, INC., P.O. Box 30006, Washington, D.C. 20014. Applicant's representative: Michael A. Grimm (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities* as are used in or incidental to the preparation, packing, and shipment of processed foods, in bulk, from points in Pennsylvania on, south, and west of a line beginning at the Ohio-Pennsylvania State line, and extending along Interstate Highway 76 to its Intersection with Interstate Highway 70, thence along Interstate Highway 70 to the Pennsylvania-Maryland State line, to points in New York on, north, and east of Interstate Highway 87. The purpose of this filing is to eliminate the gateway of Atlantic County, N.J.

No. MC–113828 (Sub-No. E32), filed June 4, 1974. Applicant: O'BOYLE TANK LINES, INC., P.O. Box 30006, Washington, D.C. 20014. Applicant's representative: Michael A. Grimm (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid and invert sugar*, in bulk, in tank vehicles, from points in Massachusetts, Rhode Island, Connecticut, those in New York east of a line beginning at the United States-Canadian International boundary line, and extending along Interstate Highway 87 to its intersection with New York Highway 7, thence along New York Highway 7 to its intersection with Interstate Highway 81, thence along Interstate Highway 81 to the New York-Pennsylvania State line, and those in Pennsylvania beginning at the New York-Pennsylvania State line, and extending along Interstate Highway 81 to the Pennsylvania-Maryland State line, to points in North Carolina, Virginia, West Virginia, and Ohio. The purpose of this filing is to eliminate the gateway of Atlantic County, N.J. and Baltimore, Md.

No. MC–113843 (Sub-No. E537), filed May 23, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting *Frozen foods*, from Lakewood, N.J. to points in Kansas. The purpose of this filing is to eliminate the gateway of Dundee, N.Y.

No. MC–113843 (Sub-No. E538), filed May 23, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Lakewood, N.J., to points in Michigan. The purpose of this filing is to eliminate the gateway of Elmira, N.Y.

No. MC–113843 (Sub-No. E539), filed May 22, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Philadelphia, Pa., to points in Colorado. The purpose of this filing is to eliminate the gateway of Dundee, N.Y.

No. MC–113843 (Sub-No. E606), filed May 16, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from points in Ohio to points in Vermont. The purpose of this filing is to eliminate the gateway of Elmira, N.Y.

No. MC–113843 (Sub-No. E607), filed May 20, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from points in that part of Virginia east of the Chesapeake Bay and south of the Chesapeake and Delaware Canal to points in that part of Vermont on and north of a line beginning at Lake Champlain at Burlington and extending along Vermont Highway 15 to junction U.S. Highway 2, thence along U.S. Highway 2 to the Vermont-New Hampshire State line. The purpose of this filing is to eliminate the gateway of Elmira, N.Y.

No. MC–113843 (Sub-No. E608), filed May 20, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen seafood*, from points in that part Virginia east of the Chesapeake Bay and south of the Chesapeake and Delaware Canal to points in that part of New Hampshire on and north of a line beginning at the Vermont-New Hampshire State line at Northumberland and extending along U.S. Highway 3 to Groveton, thence along New Hampshire Highway 110 to Berlin, thence along New Hampshire Highway 16 to the Maine-New Hampshire State line. The purpose of this filing is to eliminate the gateway of Elmira, N.Y.

No. MC–113843 (Sub-No. E609), filed May 20, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat by-products* (except in bulk, in tank vehicles), as defined by the Commission, from Piqua, Ohio to points in that part of Maine on and south of Maine Highway 25. The purpose of this filing is to eliminate the gateway of Rochester, N.Y.

No. MC–113843 (Sub-No. E610), filed May 20, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat by-products* (except in bulk, in tank vehicles), as defined by the Commission, from Sandusky, Ohio, to points in that part of Maine on and south of Maine Highway 25. The purpose of this filing is to eliminate the gateway of Rochester, N.Y.

No. MC–113843 (Sub-No. E611), filed May 20, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts* (except in bulk, in tank vehicles), as defined by the Commission, from Columbus, Ohio, to points in that part of Maine on and south of Maine Highway 25. The purpose of this filing is to eliminate the gateway of Rochester, N.Y.

No. MC–113843 (Sub-No. E612), filed May 20, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts* (except in bulk, in tank vehicles),

as defined by the Commission, from Martins Ferry, Ohio to points in that part of Maine on and south of Maine Highway 25. The purpose of this filing is to eliminate the gateway of Rochester, N.Y.

No. MC–113843 (Sub-No. E615), filed May 15, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from points in Michigan, to points in Rhode Island. The purpose of this filing is to eliminate the gateway of Elmira, N.Y.

No. MC–113843 (Sub-No. E617), filed May 15, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from points in Michigan to points in New Hampshire. The purpose of this filing is to eliminate the gateway of Elmira, N.Y.

No. MC–113843 (Sub-No. E618), filed May 20, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Baltimore, Md., to points in that portion of New York bounded on the west by a line beginning at the Pennsylvania-New York State line and extending along Interstate Highway 81 to junction New York Highway 13, thence along New York Highway 13 to Lake Ontario, and bounded on the east by a line beginning at the Pennsylvania-New York State line and extending along Interstate Highway 81 to junction New York Highway 7, thence along New York Highway 7 to junction New York Highway 28, thence along New York Highway 28 to junction New York Highway 8, thence along New York Highway 8 to junction New York Highway 9N, thence along New York Highway 9N to Lake Champlain.

No. MC–119531 (Sub-No. E128), filed June 4, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Appilcant's representative: Paul F. Beery, 8 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fibre drums*, from Chicago, Ill., (1) to points in West Virginia, (2) to points in New York and New Jersey, and (3) to points in Pennsylvania.

The purpose of this filing is to eliminate the gateways of (a) Circleville, Ohio, for (1) above; (b) Cleveland, Ohio, for (2) above; and (c) Van Wert, Ohio, for (3) above.

No. MC–119531 (Sub-No. E130), filed June 4, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal containers*, from Massillon, Ohio, to points in Wisconsin, Minnesota, North Dakota, South Dakota, Colorado, Nebraska, Iowa, Kansas, Texas, Louisiana, and Missouri (except points south of U.S. Highway 66).

The purpose of this filing is to eliminate the gateway of Chicago, Ill.

No. MC–119531 (Sub-No. E131), filed June 4, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal containers*, from Cleveland, Ohio to points in Tennessee and Arkansas, restricted against the movement of commodities in bulk and those requiring the use of special equipment. The purpose of this filing is to eliminate the gateway of the plant and warehouse sites of the Heekin Can Company at Cincinnati, Ohio.

No. MC–119531 (Sub-No. E132), filed June 4, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery* used in the manufacture of pulpboard, from Chattanooga and Knoxville, Tenn., and points in Kentucky on and east of a line beginning at the Kentucky-Indiana State line at Owensboro, Ky., and extending south along U.S. Highway 231 to Bowling Green, and thence along Interstate Highway 65 to the Kentucky-Tennessee State line, to Chicago, Ill. The purpose of this filing is to eliminate the gateway of Noblesville, Ind.

No. MC–119531 (Sub-No. E134), filed June 4, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal containers*, from Austin, Ind., (a) to points in Massachusetts, Connecticut, and Delaware, and (b) to points in New York, New Jersey, Rhode Island, Pennsylvania, Virginia, and West Virginia, restricted against movement of commodities in bulk and those requiring the use of special equipment. The purpose of this filing is to eliminate the gateways of (1) Cleveland, Ohio for (2) above, and (2) the plant and warehouse sites of the Heekin Can Company at Cincinnati, Ohio.

No. MC–119531 (Sub-No. E136), filed June 4, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Scrap paper*, (1) from points in Missouri, to points in Ohio, and points in West Virginia on and east of Interstate Highway 77, and (2) from points in Missouri, to points in New York, New Jersey and Pennsylvania. The purpose of this filing is to eliminate the gateways of the plant and warehouse sites of Weyerhaeuser Company at Columbus, Ind., for (1) above, and the plant and warehouse sites of Weyerhaeuser Company at Columbus, Ind., and Cleveland, Ohio for (2) above.

No. MC–119531 (Sub-No. E137), filed June 4, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Corrugated boxes* (fibreboard or pulpboard), from North Chicago, Ill., (a) to Mt. Vernon, Circleville, and Cincinnati, Ohio; (b) to points in West Virginia; (c) to points in Maryland; and (d) to points in Tennessee (except points west of Interstate Highway 65). The purpose of this filing is to eliminate the gateways of (1) Anderson, Ind., for (a) above; (2) Anderson, Ind., and Circleville, Ohio, for (b) above, (3) Anderson, Ind., and Mt. Vernon, Ohio, for (c) above; and (4) Anderson, Ind., and Cincinnati, Ohio, for (d) above.

No. MC–119531 (Sub-No. E138), filed June 4, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal containers*, from Chicago and Rockford, Ill., Minneapolis, Minn., and Green Bay, Wis., to points in Virginia and points in that part of Tennessee east of U.S. Highway 231, restricted against movement of commodities in bulk and those requiring the use of special equipment. The purpose of this filing is to eliminate the gateway of the plant and warehouse sites of the Heekin Can Company at Cincinnati, Ohio.

No. MC–119531 (Sub-No. E139), filed June 4, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass containers*, from Dolton, Ill., to points in Pennsylvania (except Erie County). The purpose of this filing is to eliminate the gateway of the plantsite of the Liquid Box Corporation, Worthington, Ohio, and the plantsite of Continental Can Company, Worthington, Ohio.

No. MC–119531 (Sub-No. E141), filed June 4, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad St., Colum-

bus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic containers*, from Massillon, Ohio, to points in Minnesota, Iowa, and points in Kentucky on and west of Interstate Highway 65. The purpose of this filing is to eliminate the gateway of Lapel, Ind.

No. MC–119531 (Sub-No. E142), filed June 4, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal cans*, (a) from the plant and warehouse sites of the Heekin Can Company at Cincinnati, Ohio; and (b) from points in Anderson Township, Hamilton County, Ohio, to points in Wisconsin, North Dakota, South Dakota, and Colorado. The purpose of this filing is to eliminate the gateway of Chicago, Ill.

No. MC–119531 (Sub-No. 143), filed June 4, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glassware, glass containers, and closures therefor*, and *paper cartons* when moving together with glassware, glass containers and closures therefor, from the plant site and warehouse facilities of Anchor Hoching Glass Corporation at or near Gurnee, Ill., to points in Missouri on and south of a line beginning at the Illinois-Missouri State line at Cairo, Ill., and extending west along U.S. Highway 60 to Springfield, Mo., and thence along Interstate Highway 44 to the Missouri-Kansas State line. The purpose of this filing is to eliminate the gateway of the plant and warehouse sites of Midland Glass Company, Inc., at or near Terre Haute, Ind.

No. MC–119531 (Sub-No. E144), filed June 4, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fiber drums*, from Alton, Ill., (a) to points in Ohio east and south of U.S. Highway 62, and (b) to points in West Virginia, restricted to the transportation of shipment originating at the plant and warehouse sites of Owens-Illinois, Inc., at Alton, Ill. The purpose of this filing is to eliminate the gatways of (1) Louisville, Ky., for (a) above, and (2) Louisville, Ky., and Circleville, Ohio, for (b) above.

No. MC–119531 (Sub-No. E145), filed June 4, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Berry, 8 E. Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pulpboard, and pulpboard products*, from points in Indiana on and north of U.S. Highway 30 to that part of Tennessee on and east of Interstate Highway 75; and from points in Indiana on and east of a line beginning at the Michigan-Indiana State line and extending south along Indiana Highway 9 to Columbia City, thence along U.S. Highway 30 to the Indiana-Ohio State line, to points in Tennessee. The purpose of this filing is to eliminate the gateway of Cincinnati, Ohio.

No. MC–119531 (Sub-No. E146), filed June 4, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal cans* (cylindrical), from Chicago, Ill., to points in Kentucky on and east of U.S. Highway 41. The purpose of this filing is to eliminate the gateway of Austin, Ind.

No. MC–119531 (Sub-No. E147), filed June 4, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Berry, 8 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pulpboard and pulpboard products*, from Cincinnati, Ohio to points in Missouri. The purpose of this filing is to eliminate the gateway of the plant and warehouse sites of Weyerhaeuser Company at Columbus, Ind.

No. MC–123048 (Sub-No. E57), filed June 13, 1974. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., P.O. Box A, Racine, Wis. 53401. Applicant's representative: Paul L. Martinson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural machinery*, from Allenton, Wis., to points in South Dakota. The purpose of this filing is to eliminate the gateway of Charles City, Iowa.

No. MC–123048 (Sub-No. E58), filed June 13, 1974. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., P.O. Box A, Racine, Wis. 53401. Applicant's representative: Paul L. Martinson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural machinery*, other than hand, as defined by the Commission, from Allenton, Wis., to points in Alabama, Kansas, and Oklahoma. The purpose of this filing is to eliminate the gateway of Rockford, Ill.

No. MC–123048 (Sub-No. E59), filed June 13, 1974. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., P.O. Box A, Racine, Wis. 53401. Applicant's representative: Paul L. Martinson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural machinery* (except commodities, the transportation of which, because of size or weight, require the use of special equipment or special handling), from Allenton, Wis., to points in Arizona, Arkansas, California, Colorado, Florida, Georgia, Idaho, Kentucky, Louisiana, Mississippi, Montana, Nevada, New Mexico, Oregon, Tennessee, Texas, Utah, Washington, and Wyoming. The purpose of this filing is to eliminate the gateway of the plant site of Helix Corporation at Crown Point, Ind.

No. MC–123048 (Sub-No. E60), filed June 13, 1974. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., P.O. Box A, Racine, Wis. 53401. Applicant's representative: Paul L. Martinson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural implements*, from Allenton, Wis., to points in Nebraska. The purpose of this filing is to eliminate the gateway of Charles City, Iowa.

No. MC–123048 (Sub-No. E61), filed June 13, 1974. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., P.O. Box A, Racine, Wis. 53401. Applicant's representative: Paul L. Martinson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural machinery and implements* (other than hand, as defined by the Commission and except those which, because of size or weight, require the use of special equipment or special handling), from Carrington, N. Dak., to points in Illinois on, east, and south of Interstate Highway 55. RESTRICTION: The operations authorized herein are restricted to the transportation of shipments originating at Carrington, N. Dak. The purpose of this filing is to eliminate the gateway of the plantsite of Helix Corp. at Crown Point, Ind.

No. MC–123048 (Sub-No. E62), filed June 13, 1974. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., P.O. Box A, Racine, Wis. 53401. Applicant's representative: Paul L. Martinson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rotary cultivators*, from Harvard, Ill., to points in California, Idaho, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming. The purpose of this filing is to eliminate the gateway of West Bend, Wis.

No. MC–123048 (Sub-No. E99), filed June 13, 1974. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., P.O. Box A, Racine, Wis. 53401. Applicant's representative: Paul L. Martinson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used agricultural machinery* (except commodities, the transportation of which, because of size or weight, require the use of special equipment or special handling), from points in Illi-

nois on and north of Interstate Highway 80 to points in Arizona, California, Florida, Georgia, Nevada, and West Virginia. The purpose of this filing is to eliminate the gateway of the plantsite of Helix Corporation at Crown Point, Ind.

No. MC–123048 (Sub-No. E100), filed June 13, 1974. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., P.O. Box A, Racine, Wis. 53401. Applicant's representative: Paul L. Martinson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used agricultural machinery* (except commodities, the transportation of which, because of size or weight, require the use of special equipment or special handling), from points in Tennessee on and east of Tennessee Highway 69 to points in South Dakota and Wyoming. The purpose of this filing is to eliminate the gateway of the plantsite of Helix Corporation at Crown Point, Ind.

No. MC–124802 (Sub-No. E7), filed May 21, 1974. Applicant: ACE MOTOR FREIGHT, INC., P.O. Box 127, Summerville, Pa. 15864. Applicant's representative: Chester A. Zyblut, 1522 K Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Brick, firebrick refractory products, ground fire clay, and structural tile*, from points in Ohio (except Lawrence, Gallia, Meigo, Scioto, Jackson, Vinton, Athens, Washington, Monroe, Noble, and Morgan Counties), to points in that part of Delaware south of Delaware Highway 8. The purpose of this filing is to eliminate the gateway of the plantsite of the Hanley Company at or near Summerville, Pa.

No. MC–124802 (Sub-No. E8), filed May 21, 1974. Applicant: ACE MOTOR FREIGHT, INC., P.O. Box 127, Summerville, Pa. 15864. Applicant's representative: Chester A. Zyblut, 1522 K St., NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Brick, firebrick, refractory products, ground fire clay, and structural tile*, from points in Ohio (except points in and south of Jefferson, Carrol, Tuscarawas, Coshockton, Lickin, Franklin, Madison, Greene, Warren, and Hamilton Counties), to Washington, D.C. The purpose of this filing is to eliminate the gateway of the plantsite of the Hanley Company at or near Summerville, Pa.

No. MC–124802 (Sub-No. E12), filed May 21, 1974. Applicant: ACE MOTOR FREIGHT, INC., P.O. Box 127, Summerville, Pa. 15864. Applicant's representative: Chester A. Zyblut, 1522 K St., NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Refractory products* used in the manufacture of clay products (except in bulk), from points in New Jersey to points in that part of New York on and west of U.S. Highway 219. The purpose of this filing is to eliminate the gateway of Summerville, Pa.

No. MC–124802 (Sub-No. E13), filed May 21, 1974. Applicant: ACE MOTOR FREIGHT, INC., P.O. Box 127, Summerville, Pa. 15864. Applicant's representative: Chester A. Zyblut, 1522 K St., NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Refractory products* used in the manufacture of clay products (except in bulk), from points in that part of New Jersey on and south of New Jersey Highway 33 to points in Niagara, Erie, Chautauqua, and Cattaraugus Counties, N.Y. The purpose of this filing is to eliminate the gateway of Summerville, Pa.

No. MC–124802 (Sub-No. E14), filed May 21, 1974. Applicant: ACE MOTOR FREIGHT, INC., P.O. Box 127, Summerville, Pa. 15864. Applicant's representative: Chester A. Zyblut, 1522 K St., NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Refractory products* used in the manufacture of clay products (except in bulk), from points in New Jersey to points in Ohio. The purpose of this filing is to eliminate the gateway of Summerville, Pa.

No. MC–124802 (Sub-No. E15), filed May 21, 1974. Applicant: ACE MOTOR FREIGHT, INC., P.O. Box 127, Summerville, Pa. 15864. Applicant's representative: Chester A. Zyblut, 1522 K St., NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Refractory products* used in the manufacture of clay products (except in bulk), from points in that part of New Jersey on and north of U.S. Highway 78 to points in that part of West Virginia on and west of a line beginning at the West Virginia-Pennsylvania State line, thence along U.S. Highway 19 to junction U.S. Highway 119, thence along U.S. Highway 119 to junction U.S. Highway 19 near Weston thence along U.S. Highway 19 to the West Virginia-Tennessee State line. The purpose of this filing is to eliminate the gateway of Summerville, Pa.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.74–18292 Filed 8–8–74;8:45 am]

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PART II

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Public Health Service

■

PHYSICIAN SHORTAGE AREA

Scholarship Grants

Title 42—Public Health

CHAPTER I—PUBLIC HEALTH SERVICE, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

PART 57—GRANTS FOR CONSTRUCTION OF HEALTH RESEARCH FACILITIES (INCLUDING MENTAL RETARDATION RESEARCH FACILITIES), TEACHING FACILITIES, STUDENT LOANS, EDUCATIONAL IMPROVEMENT AND SCHOLARSHIPS

Subpart W—Physician Shortage Area Scholarship Grants

In the FEDERAL REGISTER of May 13, 1974 (39 FR 17106) and as corrected in the FEDERAL REGISTER of May 17, 1974 (39 FR 17563) the Assistant Secretary for Health, with the approval of the Secretary of Health, Education, and Welfare proposed to amend Part 57 by adding thereto a new Subpart W to implement section 784 of the Public Health Service Act. That section authorizes the Secretary to award scholarship grants to students of medicine and osteopathy who agree to engage in the practice of primary care for a prescribed period of time (a) in a physician shortage area or (b) in such manner as to assure that of the patients receiving medical care in such practice a substantial portion will consist of migratory agricultural workers or members of their families.

Interested persons were afforded the opportunity to participate in the rulemaking through submission of comments on or before May 28, 1974. Following is a summary of the comments received and the response to such comments:

(1) One comment suggested that the regulations be revised to indicate the amount of activity a scholarship recipient must devote to the practice of primary care in order to fulfill his practice commitment. The proposed regulations have been amended throughout to require that a recipient must agree to engage in the full-time practice of primary care.

(2) One comment requested that § 57.2203 be revised to allow medical students attending school outside the United States to be eligible to receive scholarship assistance under this program. The existence of special, specific statutory authority for student support for individuals receiving their medical education outside the United States (sections 747 and 785, PHS Act (42 U.S.C. 294g and 295g–11)), and the absence of any reference to such students in section 784, cast serious doubt on the legal authority of the Secretary to provide assistance to such students under section 784. Accordingly, the final regulations retain the proposed limitation on student eligibility.

(3) One comment suggested that § 57.2202(j), which defines the practice of primary care, be expanded to include the fields of obstetrics and gynecology because of their role in providing comprehensive health care to women. Section 57.2202(j) has been revised accordingly. In addition, § 57.2209(d) has been revised to indicate that internships and residencies in obstetrics and gynecology will be recognized as training designed to prepare an individual to engage in the practice of primary care.

(4) One comment suggested a further revision of § 57.2209(d) to include residency training in emergency medical services. There is currently no established mechanism for formal approval of internship and/or residency training programs in emergency medicine per se, and thus the Department has not been able to evaluate such specialty training in relationship to program criteria for primary care practice. Further, much of the training now provided in emergency medicine is offered under the auspices of internships and residencies already recognized under § 57.2209(d). The suggested revision has therefore not been made.

In addition to the changes described above and certain technical changes, the regulations as set forth below include the following revisions: (1) Section 57.2203(a) has been revised to conform with current Immigration and Naturalization Service immigration status designations. No change in student eligibility is made thereby. (2) A new paragraph (renumbered (e)) has been added to § 57.2211 to provide, in accordance with the authority in section 784, that the Secretary may, under certain conditions, waive an individual's obligation to serve in a specified shortage area and instead permit the individual to choose another site for the required service.

Effective date. The regulations as set out below are effective on August 9, 1974.

Dated: July 16, 1974.

CHARLES C. EDWARDS,
Assistant Secretary for Health.

Approved: August 1, 1974.

FRANK CARLUCCI,
Acting Secretary.

Subpart W—Physician Shortage Area Scholarship Grants

Sec.

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57.2210 Failure to comply.
57.2211 Waiver or suspension.

AUTHORITY: Sec. 215, 58 Stat. 690, as amended (42 U.S.C. 216).

Subpart W—Physician Shortage Area Scholarship Grants

§ 57.2201 Applicability.

The regulations of this subpart are applicable to scholarship grants awarded under section 784 of the Public Health Service Act, which authorizes the Secretary to award scholarship grants to students of medicine and osteopathy who agree to engage in the full-time practice of primary care for a prescribed period of time (a) in a physician shortage area or (b) in such manner as to assure that of the patients receiving medical care in such practice a substantial portion will consist of migratory agricultural workers or members of their families.

§ 57.2202 Definitions.

As used in this subpart, the following terms shall have the following meanings:

(a) "Act" means the Public Health Service Act, as amended.

(b) "Secretary" means the Secretary of Health, Education, and Welfare and any other officer or employee of the Department of Health, Education, and Welfare to whom the authority involved has been delegated.

(c) "School" means a public or other nonprofit school of medicine or osteopathy which provides a course of study, or a portion thereof, which leads respectively to a degree of Doctor of Medicine or Doctor of Osteopathy and which is accredited as provided in section 721(b)(1)(B) of the Act.

(d) "Scholarship grant" means the amount of money awarded to an individual by the Secretary for an academic year pursuant to section 784(a) of the Act.

(e) "Full-time student" means a student who is enrolled, or accepted for enrollment, in a school and pursuing a course of study which constitutes a full-time academic workload, as determined by the school, leading to a degree specified in paragraph (c) of this section.

(f) "Academic year" means the traditional, approximately 9-month September to June annual session. For the purpose of computing academic year equivalents for students who, during a 12-month period, attend for a longer period than the traditional academic year, the academic year will be considered to be of 9 months' duration.

(g) "National of the United States" means (1) a citizen of the United States or (2) a person who, though not a citizen of the United States, owes permanent allegiance to the United States (8 U.S.C. 1101(a)(22)).

(h) "Professional training" means the course of study leading to the degree of doctor of medicine or doctor of osteopathy, plus a period, not to exceed a total of four years, of internship and residency training.

(i) "Low-income background" as applied to any individual means that the individual comes from a family with an annual income below low-income levels developed pursuant to § 57.605(c).

(j) "The practice of primary care" means the provision of health services characterized by the delivery of first contact medicine, the assumption of longitudinal responsibility for the patient regardless of the presence or absence of disease, and the integration of the physical, psychological and social aspects of health care to the limits of the capability of the practitioner. For purposes of this section, primary care shall include the fields of general practice, family practice, general internal medicine, general pediatrics, and general obstetrics and gynecology.

(k) "Migratory agricultural worker" means a domestic agricultural migratory worker as defined in § 56.102(d).

(l) "Physician shortage area" means an area designated by the Secretary pursuant to § 57.216(a)(5) as an area having a need for and shortage of physicians.

§ 57.2203 Eligibility.

To be eligible for a scholarship grant under this subpart, the applicant must:

(a) Be a national of the United States or a permanent resident of the Trust Territory of the Pacific Islands or a lawful permanent resident of the United States, Puerto Rico, the Virgin Islands or Guam;

(b) Be a full-time student in a school located in the United States, the Trust Territory of the Pacific Islands, Puerto Rico, the Virgin Islands, the Canal Zone, American Samoa or Guam; and

(c) Agree to engage in the full-time practice of primary care as defined in § 57.2202(j) in accord with conditions specified in § 57.2209.

§ 57.2204 Application.

Each eligible applicant desiring a scholarship grant under this subpart shall submit an application at such time and in such form as the Secretary may prescribe.

§ 57.2205 Priority for selection of scholarship recipients.

(a) When funds determined by the Secretary to be available for scholarship grants under this subpart are insufficient to permit the awarding of scholarships to all individuals applying therefor, the Secretary shall accord priority to eligible applicants as follows:

(1) First priority for scholarship grants shall be accorded to applicants who (i) are from a low-income background as defined in § 57.2202 (i), (ii) reside in a physician shortage area and (iii) agree to return to such area and engage in the full-time practice of primary care. For purposes of this subparagraph, an individual resides in a physician shortage area if he presently is residing in such an area or if he (or his parents) resided in such an area in the year prior to his admission to an institution of higher education.

(2) Second priority shall be accorded to applicants meeting the criteria in paragraph (a)(1) (ii) and (iii) of this section.

(3) Third priority shall be accorded to applicants meeting the criterion in paragraph (a)(1)(i) of this section.

(4) Fourth priority shall be accorded to other applicants.

(b) Where there are insufficient funds available to make scholarship grants to all members of any single priority grouping enumerated in paragraph (a) of this section, the following criteria will be used to accord priority within each affected priority group:

(1) Within the priority groupings specified in paragraph (a) (1) and (2) of this section, the Secretary shall rank recipients according to the degree of the severity of shortage of physicians practicing primary care in such area. Scholarship grants shall be awarded within each priority group first to applicants within that grouping from physician shortage areas with the least favorable ratio of such physicians to the population to be served.

(2) Within the priority groupings specified in paragraph (a) (3) and (4) of this section, the Secretary shall award scholarship grants within each priority group first to applicants who agree to practice primary care in a physician shortage area with a substantial portion of migratory agricultural workers in such area; second, to applicants within that grouping who agree to practice in a physician shortage area; and third, to applicants within that grouping who agree to practice in such place or places, facility or facilities, and in such manner as the Secretary finds necessary to assure that, of the patients receiving medical care in such practice, a substantial portion will consist of persons who are migratory agricultural workers or members of their families.

§ 57.2206 Grant award.

The Secretary may award scholarship grants to individuals who have been selected to receive scholarship grants in accordance with § 57.2205. Any such award under this subpart shall state the specific conditions under which the award is being made and shall indicate the distribution between funds awarded to cover the costs of tuition and fees payable to the school and funds awarded for the costs of equipment, supplies, books, and living expenses payable to the individual.

§ 57.2207 Amount of scholarship grant.

(a) The amount of the scholarship grant to any student for any academic year shall be the total of (1) the lesser of (i) $5,000 or (ii) the amount determined by the Secretary to be the cost of tuition and fees; plus (2) an allowance for equipment, supplies, books and living expenses which shall be the lesser of (i) $3,600 or (ii) the difference between $5,000 and the amount determined pursuant to paragraph (a)(1) of this section.

(b) The maximum amount of a scholarship grant during a 12-month period to any student enrolled in a school which provides a course of study longer than the traditional 9-month academic year may be proportionately increased.

§ 57.2208 Payment of scholarship grant.

The portion of a scholarship grant awarded for the costs of tuition and fees as indicated on the notice of grant award document will be paid directly to the school upon receipt of an invoice from the school. The portion of the scholarship grant awarded for the costs of equipment, supplies, books, and living expenses will be paid to the individual in equal monthly installments.

§ 57.2209 Conditions of scholarship grant.

(a) Any scholarship grant made to any individual under this subpart shall be awarded upon the condition that such individual will, following completion of his professional training, engage in the full-time practice of primary care for a period of 12 continuous months for each academic year (i.e., 9 months) for which a scholarship grant was made, as follows:

(1) In the case of any individual selected pursuant to § 57.2205(a) (1) or (2), such practice must be in the physician shortage area to which such individual agreed to return: *Provided however*, That if the Secretary determines at the time the individual proposes to engage in the required practice that such area is no longer a physician shortage area and cannot reasonably be expected to become such an area within 2 years from such time, such practice shall, at the option of the individual, be, either in any then current physician shortage area, or in such place or places, facility, or facilities, and in such manner as the Secretary finds necessary to assure that, of the patients receiving medical care in such practice, a substantial portion will consist of persons who are migratory agricultural workers or members of their families.

(2) In the case of any individual selected pursuant to § 57.2205(a) (3) or (4), such practice must be in accordance with the agreement described in § 57.2205 (b)(2) (i.e., in a physician shortage area with a substantial portion of migratory agricultural workers in such area; a physician shortage area; or in such place or places, facility or facilities, and in such manner as may be necessary to assure that, of the patients receiving medical care in such practice, a substantial portion will consist of persons who are migratory agricultural workers or members of their families; as the case may be).

(b) Subject to the provision of § 57.2211(f), any individual to whom the conditions of this section apply must complete the practice required by paragraph (a) of this section within a period beginning on the date of completion by such individual of his professional training, as determined by the Secretary, and not to exceed the period of practice determined in accordance with such paragraph (a), plus 6 months.

(c) Where an individual has received scholarship grant support for four academic years, such individual shall be considered to have received scholarship grant support for only three academic years if the Secretary determines (1) that such individual has served his internship or residency in a hospital (i) which is located in a physician shortage area, or (ii) in which a substantial portion of the patients of such hospital consists of persons who are migratory agricultural workers or members of the families of such workers and (2) that while so serving such internship or residency, he has received training or professional experience designed to prepare him to engage in the practice of primary care.

(d) For purposes of paragraph (c)(2) of this section, (1) internships which will be recognized by the Secretary as providing training or professional experience designed to prepare an individual to engage in the practice of primary care are:

rotating internships without a major emphasis, rotating internships with an emphasis on internal medicine, rotating internships with an emphasis on pediatrics, rotating internships with an emphasis on obstetrics and gynecology, straight internships in internal medicine, straight internships in pediatrics and straight internships in obstetrics and gynecology; *Provided*, That such internships are approved or provisionally approved by the Council on Medical Education of the American Medical Association or the Board of Trustees of the American Osteopathic Association; and

(2) Residencies which will be recognized as providing such training or experience are those in general practice, family practice, general internal medicine, general pediatrics and general obstetrics and gynecology; *Provided*, That such residencies are approved or provisionally approved by the Council on Medical Education of the American Medical Association or the Board of Trustees of the American Osteopathic Association.

(e) No individual who has received a scholarship grant under this subpart may enter into an agreement with the Secretary pursuant to section 741(f) of the Act until either (1) such individual has completed the practice required by paragraph (a) of this section, or (2) the Secretary has determined that the United States is entitled to recover from such individual an amount determined in accordance with § 57.2210. In no case, however, shall a scholarship grant under this subpart be considered an educational loan for purposes of section 741(f) of the Act.

§ 57.2210 Failure to comply.

(a) Subject to the provision of § 57.2211, if any individual fails to complete the course of study or fails, within the time period set forth in § 57.2209(b), to meet the applicable conditions of practice imposed by receipt of a scholarship grant for the full number of months to which such condition is applicable, the United States shall be entitled to recover from such individual an amount determined in accordance with section 784(c)(3) of the Act; *Provided however*, That no interest shall accrue on any amount due the United States during any period for which the Secretary has suspended the obligation to repay pursuant to § 57.2211(b).

§ 57.2211 Waiver or suspension.

(a) Any obligation of any individual under this subpart will be cancelled upon the death of such individual as documented by a certification of death, or such other official proof as is conclusive under State law, and submitted to the Secretary.

(b) Subject to the provision of paragraph (f) of this section, where an individual fails to complete the practice required by § 57.2209(a) within the period prescribed in § 57.2209(b), the Secretary may waive or suspend for such period as determined by the Secretary the obligation of such individual to repay pursuant to § 57.2210 where the Secretary determines that compliance by such individual with such obligation (1) is impossible, or (2) would involve extreme hardship to such individual and enforcement of such obligation with respect to such individual would be against equity and good conscience.

(c) For purposes of paragraph (b)(1) of this section, compliance by an individual will be deemed impossible where the Secretary determines, on the basis of such information and documentation as he may require, that the individual is permanently and totally disabled.

(d) For purposes of paragraph (b)(2) of this section, in determining whether compliance by an individual would involve extreme hardship to such individual and would be against equity and good conscience, the Secretary will take into consideration the following:

(1) The individual's present financial resources and obligations;

(2) The individual's estimated future financial resources and obligations;

(3) The reasons for the individual's failure to complete such practice within the prescribed period, such as problems of a personal nature; and

(4) The extent to which the individual is practicing his profession in a manner consistent with the purposes of section 784 of the Act.

(e) Where the Secretary determines that compliance by an individual with his obligation to engage in the practice of primary care in a specified shortage area pursuant to § 57.2209(a) is impossible or would involve extreme hardship to such individual and enforcement of such obligation with respect to such individual would be against equity and good conscience, the Secretary may waive such obligation and permit the individual at his option to practice either in any then current physician shortage area, or in such place or places, facility or facilities, and in such manner as the Secretary finds necessary to assure that, of the patients receiving medical care in such practice, a substantial portion will consist of persons who are migratory agricultural workers or members of their families. The Secretary will take into consideration in determining whether to grant a waiver under this paragraph the extent to which the individual has problems of a personal nature, e.g., physical or mental disability, terminal illness in the family, or need for financial support that cannot be supplied by the required service, which intrude upon the individual's ability to perform the required service in the specified shortage area.

(f) The Secretary may extend the period (prescribed in § 57.2209(b)) within which an individual must complete the practice required pursuant to § 57.2209(a) for a period not to exceed one year where the Secretary finds that (1) such individual is unable to complete such practice within such period because of a temporary physical or mental disability, or (2) completion by such individual of such practice within such period would involve extreme hardship to such individual and that failure to so extend such period would be against equity and good conscience.

[FR Doc.74-17949 Filed 8-8-74;8:45 am]

federal register

FRIDAY, AUGUST 9, 1974

WASHINGTON, D.C.

PART III

Volume 39 ■ Number 155

DEPARTMENT OF LABOR

Employment Standards Administration

■

Minimum Wages for Federal and Federally Assisted Construction

Area Wage Determination Decisions, Modifications, and Supersedeas Decisions

DEPARTMENT OF LABOR

Employment Standards Administration

MINIMUM WAGES FOR FEDERAL AND FEDERALLY ASSISTED CONSTRUCTION

Modifications and Supersedeas Decisions to General Wage Determination Decisions

General wage determination decisions. General Wage Determination Decisions of the Secretary of Labor specify, in accordance with applicable law and on the basis of information available to the Department of Labor from its study of local wage conditions and from other sources, the basic hourly wage rates and fringe benefit payments which are determined to be prevailing for the described classes of laborers and mechanics employed in construction activity of the character and in the localities specified therein.

The determinations in these decisions of such prevailing rates and fringe benefits have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24–70) containing provisions for the payment of wages which are dependent upon determinations by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of Part 1 of Subtitle A of Title 29 of Code of Federal Regulations, Procedure for Predetermination of Wage Rates (37 FR 21138), and of Secretary of Labor's Orders 12–71 and 15–71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C. 553 and not providing for delay in effective date as prescribed in that section, because the necessity to issue construction industry wage determination frequently and in large volume causes procedures to be impractical and contrary to the public interest.

General Wage Determination Decisions are effective from their date of publication in the FEDERAL REGISTER without limitation as to time and are to be used in accordance with the provisions of 29 CFR Parts 1 and 5. Accordingly, the applicable decision together with any modifications issued subsequent to its publication date shall be made a part of every contract for performance of the described work within the geographic area indicated as required by an applicable Federal prevailing wage law and 29 CFR Part 5. The wage rates contained therein shall be the minimum paid under such contract by contractors and subcontractors on the work.

MODIFICATIONS AND SUPERSEDEAS DECISIONS TO GENERAL WAGE DETERMINATION DECISIONS

Modifications and Supersedeas Decisions to General Wage Determination Decisions are based upon information obtained concerning changes in prevailing hourly wage rates and fringe benefit payments since the decisions were issued.

The determinations of prevailing rates and fringe benefits made in the Modifications and Supersedeas Decisions have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24–70) containing provisions for the payment of wages which are dependent upon determination by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of Part 1 of Subtitle A of Title 29 of Code of Federal Regulations, Procedure for Predetermination of Wage Rates (37 FR 21138), and of Secretary of Labor's Orders 13–71 and 15–71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in foregoing General Wage Determination Decisions, as hereby modified, and/or superseded shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged in contract work of the character and in the localities described therein.

Modifications and Supersedeas Decisions are effective from their date of publication in the FEDERAL REGISTER without limitation as to time and are to be used in accordance with the provisions of 29 CFR Parts 1 and 5.

Any person, organization, or governmental agency having an interest in the wages determined as prevailing is encouraged to submit wage rate information for consideration by the Department. Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Office of Special Wage Standards, Division of Wage Determinations, Washington, D.C. 20210. The cause for not utilizing the rule-making procedures prescribed in 5 U.S.C. 553 has been set forth in the original General Wage Determination Decision.

NEW GENERAL WAGE DETERMINATION DECISIONS

New York	AR–2014
North Carolina	AR–4017

MODIFICATIONS TO GENERAL WAGE DETERMINATION DECISIONS

The numbers of the decisions being modified and their dates of publication in the FEDERAL REGISTER are listed with each State.

Massachusetts:	
AQ–3171; AQ–3174; AQ–3178	May 10, 1974
AQ–3183	June 14, 1974
New Jersey:	
AQ–2090	Mar. 29, 1974
AQ–2093	Apr. 5, 1974
AQ–2097; AQ–2098	Apr. 12, 1974
AQ–2102	Apr. 19, 1974
AQ–2105	Apr. 26, 1974
New Mexico:	
AR–6	July 12, 1974
New York:	
AQ–2037	Dec. 21, 1974
Texas:	
AQ–112	June 21, 1974
AR–8	July 26, 1974
Virginia:	
AQ–2109	May 3, 1974
West Virginia:	
AQ–2051	Mar. 15, 1974
AQ–2087	Mar. 29, 1974
Ohio:	
AQ–3022	Oct. 5, 1973

SUPERSEDEAS DECISIONS TO GENERAL WAGE DETERMINATION DECISIONS

The numbers of the decisions being superseded and their dates of publication in the FEDERAL REGISTER are listed with each State. Supersedeas Decision numbers are in parentheses following the number of the decisions being superseded.

Alabama:	
AR–4011 (AR–4015)	July 19, 1974
Arizona:	
AQ–1085 (AR–1008)	Feb. 15, 1974
AQ–1073 (AR–1009); AQ–1074 (AR–1010)	Feb. 1, 1974
Colorado:	
AR–1003 (AR–1014)	July 19, 1974
Illinois:	
AQ–3151 (AR–3064); AQ–3152 (AR–3065); AQ–3153 (AR–3066); AQ–3154 (AR–3067); AQ–3155 (AR–3068); AQ–3156 (AR–3069); AQ–3157 (AR–3071); AQ–3158 (AR–3072); AQ–3159 (AR–3075)	Apr. 12, 1974
AQ–3161 (AR–3063); AQ–3162 (AR–3070); AQ–3163 (AR–3073); AQ–3164 (AR–3074); AQ–3165 (AR–3076)	Apr. 26, 1974
Kentucky:	
AQ–4021 (AR–4018)	Oct. 12, 1973
AQ–4102 (AR–4016)	Apr. 19, 1974
Montana:	
AQ–1075 (AR–1013); AQ–1076 (AR–1012)	Feb. 1, 1974
New York:	
AP–452 (AR–2015)	Dec. 15, 1972
Puerto Rico:	
AQ–2127 (AR–2016)	June 28, 1974

Signed at Washington, D.C., this 2nd day of August 1974.

RAY J. DOLAN,
Assistant Administrator,
Wage and Hour Division.

NEW DECISION

STATE: NEW YORK

COUNTY: CHAUTAUQUA

DECISION NO.: AR-2014

DATE: DATE OF PUBLICATION

DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction.

7-N.Y.-1-2-3-D 1 of 3

BUILDING, HEAVY AND HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Asbestos workers	$ 9.21	.67	.55		.04
Boilermakers	9.05	.50	.75		.01
Bricklayers, cement masons, plasterers, stone masons, terrazzo workers & tile setters	8.25	.40	.70		.05
Cement masons, heavy & highway	7.60	.40	.50		
Carpenters & soft floor layers, bldg.	7.37	.40	.79		.05
Carpenters heavy & highway	7.62	.40	.79		.05
Electricians:					
Twps, of Mina, French Creek, Clymer, Sherman, Chautauqua, Ellery, Harmony, North Harmony, Busti, Gerry, Ellicott, Kiantone, Ellington, Poland & Carroll	9.45	.37	1%+.35		½%
Remainder of County	9.35	.45	1%+.40		.15
Glaziers	8.64	.50	.95		
Ironworkers, structural, ornamental & reinforcing:					
Twps. of Cherry Creek, Ellington, Sheridan, Pomfret, Charlotte, Arkwright, Hanover, Villanova & Stockton	9.61	.75	.78		.04
Remainder of County	8.74	.78	.69		.10
Laborers, building:					
Laborers & flagmen	6.50	.50	.60	a	
Blasterers, curb, form setters & pipelayers	6.75	.50	.60	a	
Work 40' & up	6.65	.50	.60	a	
Lathers	7.56	.40	.20		.01
Lead burners	9.25	.35		b	.01
Line Construction:					
Linemen	9.33	.50	1%+.40	c	3/8of1%
Cable splicer	10.08	.50	1%+.40	c	3/8of1%
Groundman digging machine operator	8.80	.50	1%+.40	c	3/8of1%
Groundman mobile equipmemt operator	8.30	.50	1%+.40	c	3/8of1%
Groundman truck driver & mechanic	7.90	.50	1%+.40	c	3/8of1%
Groundman dynamite man	8.30	.50	1%+.40	c	3/8of1%
Marble, tile & terrazzo workers' helpers	7.76	1.50	.50		
Millwrights	7.67	.40	.79		.05

7-N.Y.-1-2-3-D 2 of 3

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Painters:					
Twps. of Dunkirk, Portland, Pomfret, Sheridan, Arkwright, Hanover & Villanova:					
Brush	$8.655	.525+.45	.30		.10
Steel tanks, towers, stacks, flag poles, radio TV towers	9.155	.525+.45	.30		.10
Sandblasting, swing stafe, spray, bosun chair	8.905	.525+.45	.30		.10
Bridges 35' high or above	10.32	.525+.45	.30		.10
Remainder of County:					
Painters	6.16	.52	.30		.01
Structural steel, bridge & stacks	6.46	.52	.30		.01
Sprau & sandblasting	6.81	.52	.30		.01
Roller	6.36	.52	.30		.01
Piledrivermen	8.50	1.05	1.00		.05
Plumbers:					
Twps. of Hanover, Sheridan, Dunkirk, Pomfret, Arkwright, Charlotte, Ripley, Westfield & Cherry Creek:					
Plumbers	10.51	.50	.45		.04
Steamfitters	9.70	.62	.73		.06
Remainder of County:					
Plumbers & steamfitters	8.47	.40	.45	2%	.01
Roofers	8.00	.50	.25	.15+g	.10
Sheet metal workers	8.02	.40	.40	.20+d	
Sprinkler fitters	9.45	.50	.70		.08
Truck drivers, building	5.75	.44	.40	e + f	
Welders - craft rate					

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Two hours paid time off on Election Day.

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.

FOOTNOTES (cont'd):

b. Holidays: A through F, Washington's Birthday, Good Friday, Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday and the regularly scheduled work days immediately preceding and following the holidays:

c. Holidays: A through F, Washington's Birthday, Good Friday, Election Day for President of the United States and Election of Governor of New York State (providing employee works the day before and the day after the holiday).

d. Two weeks vacation

e. Holidays: A through F.

f. One week vacation after one year's work; two weeks vacation after 2 years work.

g. One to three months service, 10 hours paid vacation, three to six months service, 20 hours paid vacation, six to nine months service 30 hours paid vacation, nine to twelve months service, 40 hours paid vacation.

BUILDING CONSTRUCTION - POWER EQUIPMENT OPERATORS:

GROUP I: Crane with a main boom over 100 feet

GROUP II: All boom type equipment, all pan and carryall operators, Archer hoist, back and pull hoe operator, blast or rotary drill, track or cat mounted, boiler (when used for power), boom trucks, cableway operator, concrete paver machine, crane operator, derrick operator, dragline operator, elevating grader (self-propelled), head tower operator, hot roller (finish course), hydraulic booms, hydro crane, maintenance engineer, mucking machine operator, multiple drum hoist, (more than 1 drum in use), Peine crane, pile driving machine operator, power grader machine operator, scoopmobile, shovel operator, skimmer operator, test core drill machine, tractor shovel operator, vertical caisson auger drill, well drilling machine

GROUP III: Back filling machine operator, Kolman loader, roller machine operator, snatch and pusher cats, stone crusher, towed or self-propelled rollers, trenching machine operator

GROUP IV: Air hoist operator, cage hoist operator, conveyor operator, conveyor systems, (belt-crete or similar), hoisting engine op., house elevator, (when used for hoisting), industrial tractor, locomotive op., (irrespective of power), push button hoist op., Strato tower, tractors (when using winch power),

GROUP V: Concrete mixer op., ($\frac{1}{2}$ c.y. or over), gasoline driven boring machine, hydraulic system pumps, hydro hammer, finishing machine op., (asphalt spreader), finishing machine op., pump op., (4" or over), pump op., (2 or 3 in a battery)

GROUP VI: Air compressor operator, (under 160 cu. ft.), air compressor op., (over 160 cu. ft.), generator, grount machine operator, heating boiler operator, used for temporary heat), lubrication unit or truck, mechanical heaters, (when 3 are in a battery), mechanic or repairman, pneumatic mixer op., power plant (in excess of 10KW), welding machine operator, (to and including 3 machines)

GROUP VII: Bulldozer (over 50 h.p.), Monorail

GROUP VIII: Bulldozer & tractor, (50 h.p. drawbar or under), jeep trencher, mulchers, power brooms and rakes, seeders

GROUP IX: Fireman

GROUP X: Truck crane driver

GROUP XI: Aggregate bin op., apprentice engineer or oiler, cement bin op., concrete micer op., (under $\frac{1}{2}$ c.y.), mechanical heaters, (when one or two are used), pump operators (one inch), pump op., (two inches), pump operators, (three inches), tractor machines

BUILDING CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
POWER EQUIPMENT OPERATORS					
GROUP I	$10.485	.40	.90		.10
GROUP II	9.735	.40	.90		.10
GROUP III	9.58	.40	.90		.10
GROUP IV	9.54	.40	.90		.10
GROUP V	9.455	.40	.90		.10
GROUP VI	9.30	.40	.90		.10
GROUP VII	9.54	.40	.90		.10
GROUP VIII	9.145	.40	.90		.10
GROUP IX	8.985	.40	.90		.10
GROUP X	8.83	.40	.90		.10
GROUP XI	8.685	.40	.90		.10

HEAVY & HIGHWAY CONSTRUCTION - POWER EQUIPMENT OPERATORS:

CLASS I: Asphalt roller (except rubber tire), Automatic fine grade machine, backhoe (except tractor mounted, rubber tired), belt placer, black top plant (automated) blast or rotary drill, (truck or cat mounted), cableway, caisson auger, central mix plant (automated), cherry picker - over 5 tons capacity, crane, derrick, dragline, dredge, dual drum paver, elevating grader (self-propelled or towed), excavator (all purpose - hydraulically operated), front end loader (4 c.y. and over), gradall, grader, head tower, hoist, 2 or 3 drum, locomotive (irrespective of size or power), maintenance engineer, mine hoist, mucking machine, overhead crane, peins crane or similar type, pile driver, quarry master or equivalent, shovel, skimmer, slip form paver, tractor drawn belt-type loader, truck crane, tunnel shovel

CLASS II: Asphalt roller (rubber tired), asphalt spreader, automatic fine grade machine, backhoe (tractor mounted, rubber tired), back filling machine, bending machine (pipe), bituminous spreader and mixer, blacktop plant (non-automated), boom truck, boring machine, cage hoist, central mix plant (non-automated) and all concrete batching plants, cherry picker 5 tons and under, compressors (4 or less) exceeding 2,000 c.f.m. combined capacity, concrete paver over 16S, concrete pump, crusher, dozer or push cat, drill rigs, tractor mounted, elevator, front end loader (under 4 c.y.) hi-pressure boiler, (15 lbs. and over), hoist, one drum, hydraulic pipe jack machine or similar type machine, jersey spreader, kolman plant loader and similar type loaders (if employer requires another man to clean the screen or to maintain the equipment, he shall be an oiler), maintenance grease man, mixer for stabilized base self-propelled, monorail machine, plant engineer, pump crete, ready mix concrete plant, road widener, rock bit sharpener (all types), roller (all above subgrade, scraper, side boom, slip form paver, snorkel, stump chipping machine, trencher, tube finisher, winch, winch truck with A-frame

CLASS III: Asphalt curb and gutter machines, blower for burning brush, chipping machine and chip spreader, compressors: 4 not exceed 2,000 c.f.m. combined capacity, 3 or less with more than 1,200 c.f.m. but not to exceed 2,000 c.f.m., compressor, (any size but subject to other provisions for compressors), dust collectors, generators, pumps, welding machines (4 of any type or combination) concrete pavement spreaders and finishers, concrete curb and gutter machine, concrete curing machines, conveyor drill core, drill well, electric pump used in conjunction with well point systems, farm tractor with accessories, fine grade machine, hammers-hydraulic-self-propelled, hydraulic rock expander or similar type machine, hydraulic pump, motorized hydraulic pin puller and seeders, post hole digger and post driver, roller (grade and fill), tractor with towed accessories, vibratory compactor, vibro tamp, well point

CLASS IV: Aggregate plant, boiler, (used in conjunction with production), C.M.I. and similar type concrete spreaders, cement bin operator, compressors: 3 or less not to exceed 1,200 c.f.m. combined capacity, compressors: (any size, but subject to other provisions, for compressors), dust collectors, generators, pumps, welding machines (3 or less of any type or combination), concrete mixer (16S and under), concrete saw self-propelled, fireman, form tamper, mulching machine, oiler, power broom, power heaterman, revinius widener, steam cleaner, tractor

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HEAVY & HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
POWER EQUIPMENT OPERATORS					
CLASS I	$9.32	.45	.45+.50	a	.10
CLASS II	9.09	.45	.45+.50	a	.10
CLASS III	8.71	.45	.45+.50	a	.10
CLASS IV	7.98	.45	.45+.50	a	.10

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:

a. Holidays, A through F, provided employee works the working day before and the working day after the holiday.

N.Y.-21-LAB-2-3-H

HEAVY AND HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
LABORERS:					
Laborers and driller helpers	$6.90	.50	.60	a	
Concrete aggregate bin, mortar mixer, hand or machine vibrator gin buggy, mason tenders, concrete bootmen, chain saw, jackhammer, pavement breaker and all other gas, electric oil and air-tool operators, bull float tamper, pipelayers	7.10	.50	.60	a	
Drillers, asphalt rakers, stone or granite curb setters and acetylene torch operator	7.30	.50	.60	a	
Blasters, form setters, stone or granite curb setters	7.50	.50	.60	a	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Holidays A through F, providing the employee works the day before and after the holiday.

N.Y. 1-TD-2-3 - G

HEAVY AND HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
TRUCK DRIVERS:						
Warehouse, yardmen, truck helpers, pick-ups, panel trucks, flatbody material trucks (straight jobs), single axle dump, dumpsters, material checkers and receivers, greasers, tireman, mechanic helpers and parts chaser	$6.46	.45	.40	a		
Tandems and batch trucks, mechanics dispatcher	6.51	.45	.40	a		
Semi-trailers, lowboy trucks asphalt distributor, agitator, mixer trucks and dumpcrete type vehicles	6.56	.45	.40	a		
Specialized earth moving equipment, Euclid type or similar off-highway equipment, where not self-loaded	6.71	.45	.40	a		
Off-highway tandem back dump, twin engine equipment and double hitched equipment where not self-loaded	6.86	.45	.40	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Holidays: A through F, provided employee has worked the working day before and the working day after the holiday.

NEW DECISION

STATE: North Carolina COUNTIES: See below*
DECISION NUMBER: AR-4017, DATE: Date of Publication
DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories).

6-NC-1-B (1-1)

*Counties: Avery, Mitchell & Watauga	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
Asbestos workers	$5.25					
Bricklayers	6.00					
Carpenters	3.84					
Cement masons	3.32					
Electricians	4.34					
Ironworkers, structural & ornamental	3.50					
Laborers	2.50					
Painters, brush	4.50					
Plumbers & pipefitters	4.37					
Roofers	4.10					
Sheet metal workers	3.97					
Soft floor layers	3.50					
Tile setters	3.50					
Welders - rate for craft.						
POWER EQUIPMENT OPERATORS:						
Backhoe Operator	4.00					
Crane Operator	3.50					

DECISION #AO-3171 - Mod #5 (39 FR 17022- May 10, 1974) Barnstable County, Massachusetts	Basic Hourly Rates	Fringe Benefits Payments H & W	Pensions	Vacation	App. Tr.
Change:					
Mod #3 in 39 FR 27391 dated 7/26/74 to read: Mod #4					
Also change:					
Laborers (Building):					
Open air caisson; Cylindrical work & boring crew:					
Laborer; Top man	$7.00	.50	.45		.05
Helper	7.12	.50	.45		.05
Bottom man	7.75	.50	.45		.05
Driller	7.87	.50	.45		.05
Laborers (Heavy & Highway):					
Class I	6.80	.50	.45		.05
Class II	7.05	.50	.45		.05
Class III	7.30	.50	.45		.05
Class IV	7.55	.50	.45		.05

DECISION #AO-3174 - Mod #5 (39 FR 17035 - May 10, 1974) Hampden County, Massachusetts					
Change:					
Laborers (Building):					
Open air caisson; Cylindrical work & boring crew:					
Bottom man	7.75	.40	.40		.05
Top man	7.00	.40	.40		.05
Test boring:					
Driller	7.87	.40	.40		.05
Helper	7.12	.40	.40		.05
Laborers (Heavy & Highway):					
Class I	6.80	.50	.45		.05
Class II	7.05	.50	.45		.05
Class III	7.30	.50	.45		.05
Class IV	7.55	.50	.45		.05

DECISION #AO-3178 - Mod #5 (39 FR 17052 - May 10, 1974) Suffolk County, Massachusetts	Basic Hourly Rates	Fringe Benefits Payments H & W	Pensions	Vacation	App. Tr.
Change:					
Mod #3 in 39 FR 27392 dated 7/26/74 to read: Mod #4					
Also change:					
Carpenters; Soft floor layers	$9.45	.60	.50		.07
Laborers (Building):					
Open air caisson; Cylindrical work & boring crew:					
Laborer; Top man	7.00	.50	.45		.05
Helper	7.12	.50	.45		.05
Bottom man	7.75	.50	.45		.05
Driller	7.87	.50	.45		.05
Laborers (Heavy & Highway):					
Class I	6.80	.50	.45		.05
Class II	7.05	.50	.45		.05
Class III	7.30	.50	.45		.05
Class IV	7.55	.50	.45		.05

DECISION #AO-3183 - Mod #4 (39 FR 20923 - June 14, 1974) Worcester County, Massachusetts					
Change:					
Mod #2 in 39 FR 27393 dated 7/26/74 to read: Mod #3					
Also change:					
Bricklayers; Cement masons; Plasterers; Stonemasons:					
Hopedale, Milford, & Southboro	8.95	1.00	.70		.05
Laborers (Building):					
Open air caisson; Cylindrical work & boring crew:					
Laborer; Top man	7.00	.50	.45		.05
Helper	7.12	.50	.45		.05
Bottom man	7.75	.50	.45		.05
Driller	7.87	.50	.45		.05
Laborers (Heavy & Highway):					
Class I	6.80	.50	.45		.05
Class II	7.05	.50	.45		.05
Class III	7.30	.50	.45		.05
Class IV	7.55	.50	.45		.05
Painters:					
Remainder of County:					
Brush	8.73	.75	.50		.02
Steel	10.85	.75	.50		.02
Sandblasting; Spray	9.73	.75	.50		.02
Repaint	8.01	.75	.50		.02

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
DECISION #AQ-2090 - Mod. #3 (39 FR 11822 - March 29, 1974) Hudson County, New Jersey					
Change:					
Boilermakers	$8.75	8%	18%	10%	.01
Boilermakers helpers	8.22	8%	18%	10%	.01
Bricklayers, cement masons, plasters, and stone masons					
West of Hackensack River	9.75	.70	.45		.02
Remainder of County					
Bricklayers & stonemasons	9.76	.87	.75		
Ironworkers					
Structural, ornamental & reinforcing	9.62	.67	2.21	.95	.10
Laborers, Building:					
Remainder of County:					
Laborers, air tool op., mason tenders, mortar mixer concrete laborers, plasterers' tender & hod carrier	6.80	.50	.50	.30	
Laborers on structures 176' high or 22 storiesfrom the ground level	6.85	.50	.50	.30	
Painters:					
Kearney & Harrison					
Brush	8.40	.50	.50	.10	
Structural steel & tanks under 3 stories	8.55	.50	.50	.10	
Structural steel & tanks above three stories	9.00	.50	.50	.10	
Bridges, T.V.-radio-water towers, stacks	9.00	.50	.50	.10	
Roofers:					
East of the Hackensack River:					
Composition, damp & waterproofing	8.40	6%+5%	1.83	.63	
West of the Hackensack River:					
Composition, damp & waterproofing	10.27	.70	.50		
Slate, tile and asbestos	9.05	.30	.20		

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
DECISION #AQ-2090 (cont'd)					
Slate, tile and asbestos helpers	7.95	.30	.20		
Omit:					
Power Equipment Operators schedules for Building & Heavy Construction, Highway-Road-Street & Sewer, and Steel Erection as originally issued					
Add:					
Attached Power Equipment Operator schedules for Building & Heavy Construction, Highway-Road-Street & Sewer Construction, and Steel Erection.					

BUILDING & HEAVY CONSTRUCTION - POWER EQUIPMENT OPERATORS:

GROUP I: Autograde - combn. subgrader, base MTL spreader & base trimmer (CMI & similar types), autograde placer-trimmer-spreader-combn. (CMI & similar types), autograde slipform paver (CMI & similar types), backhoes (all types, including all combination hoe loaders), central power plants (all types), concrete paving machines, cranes (all types including overhead & straddle travelling type), cranes (gantry), derricks (land or floating), drillmaster, quarrymaster (down the hole drill), draglines, elevator graders, engines (large diesel 1620 HP and staging pump), front end loaders (5 yds. and over), gradalls, grader, rago, helicopters (co-pilot), jack (screw air hydraulic power operated unit or console type (not hand jack or pile load test type), locomotive (large), mucking machines, pavers (21-E and over), paver (resinous, broyhill), pavement & concrete breaker (superhammer), pavement breaker truck mounted, piledriver, scooper (loader and shovel) koehring, shovels, tree chopper, trench machines

GROUP II: "A" frame, boring & drilling machines, brush chopper, chipper & shredder, cableways carryalls, cherry pickers (6 tons & under), concrete pump, concrete pumping system, pumpcrete, squeezecrete & similar types, conveyors (125' & over), economobiles (hilo, lull, hyster similar type equipment), fork lifts, front end loaders (2 yds, but less than 5 yds.), grove cutting machine, heater planer, pans (letourneau, dw's ukes), pumpcrete (unit type), pumpcrete machines (squeezecrete & concrete pumping regardless of size), scrapers (letourneau, dw's ukes), side booms, squeezecrete, straddle carrier (ross & similar types), winch trucks (hoisting)

GROUP III: Aerial platform (used as hoist), hoist (all type hoists, gas, diesel, electric, air hydraulic, single and double drum, concrete, brick shaft caisson, conveyor, snorkel, roof, tugger, and house cars or any other similar type hoisting machines, portable or stationary, except Chicago boom type), elevators or house cars, roof hoist

GROUP IV: Asphalt curbing machine, asphalt plant engineer, autograde tube finisher & texturing machine (CMI & similar), autograde curecrete machine (CMI & similar), autograde crub trimmer & sidewalk, shoulder slipform (CMI & similar types), bar bending machines (power), batchers, batching plant & crusher on site, belt conveyor systems, boilers and steam jennies (irrespective of their use), boom type skimmer machines, car dumpers (railroad), compressor and blower type units (used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instancrete, or similar type materials), concrete breaking machines, concrete finishing machines, concrete saws & cutters (ride on type), concrete spreaders hetzel, rexomatic and similar types, conveyors (under 125'), crushing machines, ditching machines (small, ditch-witch or similar), drill doctor (duties include dust collector, maintenance), dope pots (mechanical with or without pump), dumpsters, fine grade machine (large type), front end loaders (under 2 yds.), generators giraffe grinders, graders and motor patrols, gunite machines (excluding nozzle), hammer vibrator (in conjunction with generator), hoppers, hopper doors (power operated), ladders (motorized), laddervator, lights (portable generating light plants), locomotive (dinky type), maintenance and repair of asphalt

BUILDING & HEAVY CONSTRUCTION - POWER EQUIPMENT OPERATORS CONT'D.:

curbing machines, concrete finishing machines, gas buggies, leveling machines, portable generators, power saws, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays, plaster, curing and sandblasting (all and similar types), mechanic, mixers excepting paving mixers), motor patrols and graders, pavers (under 21-E), pavement breakers (small, self propelled ride on type, also maintains compressor or hydraulic unit), pipe bending machine (power), pitch pump, plaster pump (regardless of size), post hole digger, rod bending machines (power), scales (power), seaman pulverizing mixer, silas, steam jennies and boilers (irrespective of theiruse), steel cutting machine (service & maintains), vibrating plants (used in conjunction with unloading, welder and repair mechanic

GROUP V: Welding machines (gas or electric converters of any type 2 or 3 in battery), compressors (2 or 3 within a total distance of 100' constitutes a battery), welding system, mutiple (rectifier transformer type)

GROUP VI: Bulldozer, fireman, sprinkler and water pump trucks (used on job site or in conjunction with job site), stone, spreaders, sweepers & brooms, tractors (D-8 and over), water & sprinkler trucks (used on job site or in conjunction with job site)

GROUP VII: Compressor (single), heaters (nelson or other type including propane, natural gas or flow type units), pumps (4 inch suction & over including submersible pumps), temporary heating plant (nelson or other type including propane, natural gas or flow type units), welding machines (gas or electric converters of any type single), wellpoint system (including installation and maintenance), pumps (2 of less than 4 inch suction including submersible pumps)

GROUP VIII: Concrete spreaders (small type), fertilizing equipment and maintenance of), grease, gas, fuel and oil supply trucks, mulching equipment (operation and maintenance of), seeding equipment (operation and maintenance of), tamping machines (vibrating self propelled)

GROUP IX: Assistant engineer/oiler, mechanics helper, tire repair & maintenance

GROUP X: Water Operation: On all power boats used in conjunction with pipeline, river crossings and all types of construction: captain (power boats), tug master (power boats)

GROUP XI: Water Operations: Deckhand

GROUP XII: Pump (staging)

GROUP XIII: Rollers (grade fill or stone base), tractors umder D-8

GROUP XIV: Helicopters (pilot/engineer)

GROUP XV: Asphalt spreaders, bridge deck finisher, grader finish only

GROUP XVI: Roller blacktop

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BUILDING AND HEAVY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
POWER EQUIPMENT OPERATORS					
GROUP I	$11.28	7%	10%+5%	a	3%
GROUP II	10.40	7%	10%+5%	a	3%
GROUP III	10.20	7%	10%+5%	a	3%
GROUP IV	9.51	7%	10%+5%	a	3%
GROUP V	9.36	7%	10%+5%	a	3%
GROUP VI	9.31	7%	10%+5%	a	3%
GROUP VII	8.60	7%	10%+5%	a	3%
GROUP VIII	8.45	7%	10%+5%	a	3%
GROUP IX	8.15	7%	10%=5%	a	3%
GROUP X	9.46	7%	10%+5%	a	3%
GROUP XI	8.05	7%	10%+5%	a	3%
GROUP XII	10.50	7%	10%+5%	a	3%
GROUP XIII	8.96	7%	10%+5%	a	3%
GROUP XIV	12.88	7%	10%+5%	a	3%
GROUP XV	9.76	7%	10%+5%	a	3%
GROUP XVI	10.65	7%	10%+5%	a	3%

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE

a. Holidays, A through F plus Washington's Birthday, Presidential Election and Veterans Day provided the employee works any of the three days in the five work days preceeding the holiday and the first work day after the recognized holiday.

POWER EQUIPMENT OPERATORS - HIGHWAY, ROAD, STREET & SEWER CONSTRUCTION:

GROUP I: Autograde-combn,. subgrader, base MTL. spreader & base trimmer (CMI & similar types), autograde placer-trimmer-spreader-combn. (CMI & similar types), autograde slipform paver (CMI & similar types), backhoes (all types, including all combination hoe loaders), central power plants (all types), concrete paving machines, cranes (all types including overhead & straddle travelling type), cranes (gantry), drillmaster, quarrymaster (down the hole drill), draglines, elevator graders, engines (large diesel 1620 HP and staging pump), front end loader (5 yds. and over), gradalls, grader, rago, helicopters (co-pilot), jacks (screw air hydraulic power operated unit or console type (not hand jack or pile load test type), locomotive (large), mucking machine, pavers (21-E and over), paver (resinous, broyhill), pavement & concrete breaker (superhammer), pavement breaker truck mounted, piledriver, scooper (loader and shovel), koehring, shovels, tree chopper, trench machines

GROUP II: "A" frame, boring & drilling machines, brush chopper, chipper & shredder, cableways, carryalls, cherry pickers (6 tons and under), concrete pump, concrete pumping system, pumpcrete, squeezecrete and similar types, conveyors (125' and over), economobiles (hilo, lull, hyster and similar type equipment), fork lifts, front end loaders 2 yds. but less than 5 yds., groove cutting machine, heater planer, pans (letourneau, dw's ukes), pumpcrete (unit type), pumpcrete machines (squeezecrete & concrete pumping machines regardless of size), hoist (Chicago Booms), scrapers (letourneau, dw's ukes), side booms, squeezecrete, straddle carrier (ross & similar types), winch trucks (hoisting)

GROUP III: Asphalt curbing machine, asphalt plant engineer, autograde tube finisher & texturing machine (CMI and similar), autograde curecrete machine (CMI and similar types), autograde curb trimmer & sidewalk, shoulder slip form (CMI and similar types), bar bending machines (power), batchers, batching plant and crusher on site, belt conveyor systems, car dumpers (railroad), compressor and blower type units (used independently or mounted on dual purpose trucks, on the job site or in conjunction with job site in loading and unloading of concrete, cement, fly ash, instancrete or similar type materials, concrete breaking machines, concrete finishing machines, concrete saws & cutters (ride on type), concrete spreaders, hetzel, rexomatic & similar types, conveyors (under 125'), crushing machines, ditching machines (small ditchwitch or similar), drill doctor (duties include dust collector, maintenance), dope pots (mechanical with or without pump), dumpster, fine grade machine (large type), concrete vibrator, skimmer machines (boom type), generators, giraffe grinders, graders & motor patrols, gunite machine (excluding nozzle), hammer vibratory (in conjunction with generator), hoppers, hopper doors (power operated), laddervator, lights (portable generating light plants), locomotive (dinky type), maintenance and repair of asphalt curbing machines, concrete finishing machines, concrete vibrators, gas buggies, leveling machines, portable generators, power saws, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays, plaster, curing and sandblasting (all and similar types), mechanic, mixers (excepting paving mixers), motor patrols and graders, pavers (under 21-E), pavement breaker (small, selfpropelled ride on type, also maintains

POWER EQUIPMENT OPERATORS - HIGHWAY, ROAD, STREET, & SEWER CONSTRUCTION CONT'D.: compressor or hydraulic unit), pipe bending machine (power), pitch pump, front end loaders (1 yd. and over, but less than 2 yds.), post hole digger, rod bending machine (power), scales (power), seaman pulverizing mixer, silos, steam jennies and boilers (irrespective of their use), steel cutting machine (services and maintains), vibrating plants (used in conjunction with unloading), welder and repair mechanic

GROUP IV: Bulldozer, fireman, sprinkler and water pump trucks (used on job site or in conjunction with job site), stone spreaders, sweepers and brooms, tractors (D-8 and over), water and sprinkler trucks (used on job site in conjunction with job site)

GROUP V: Compressors (single), heaters (nelson or other type including propane, natural gas ot flowtype units), pumps (4 inch suction and over including submersible pumps), temporary heating plant (nelson or other type including propane, natural gas or flow type units), pumps (diesel engine and hydraulic immaterial of power), wellpoint systems (including installation and maintenance), welding machines (gas or electric converters of any type 2 or 3 in battery), pumps (2 of less than 4 inch suction including submersible pumps

GROUP VI: Front end loaders (under 1 yard)

GROUP VII: Helicopters (pilot/engineer)

GROUP VIII: Pump (staging)

GROUP IX: Rollers (grade fill or stone base), tractors (under D-8)

GROUP X: Tug master (power boats), captain (power boats)

GROUP XI: Compressors (2 or 3 within a total distance of 100' constitutes a battery

GROUP XII: Concrete spreaders (small type), fertilizing equipment (operation & maintenance of) grease, gas, fuel and oil supply trucks, mulching equipment, operation and maintenance of seeding machines, tamping machines (vibrating, self propelled), farm tractors, conveyor loaders (not including elevator graders), fine grade machine (small type), concrete mixers (small), road finishing machines (small type), welding machines (gas or electric converters of any type-single), form line graders (small type)

GROUP XIII: Roof hoists, aerial platform used as hoist

GROUP XIV: Tire repair and maintanence, mechanics helpers & oiler

GROUP XV: Asphalt spreaders, bridge deck finisher, grader (finish only)

GROUP XVI: Roller blacktop

HIGHWAY, ROAD, STREET & SEWER CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
GROUP I	$11.28	7%	5%+10%	a	3%
GROUP II	10.40	7%	5%+10%	a	3%
GROUP III	9.51	7%	5%+10%	a	3%
GROUP IV	9.31	7%	5%+10%	a	3%
GROUP V	8.60	7%	5%+10%	a	3%
GROUP VI	9.16	7%	5%+10%	a	3%
GROUP VII	12.88	7%	5%+10%	a	3%
GROUP VIII	10.50	7%	5%+10%	a	3%
GROUP IX	8.96	7%	5%+10%	a	3%
GROUP X	9.46	7%	5%+10%	a	3%
GROUP XI	9.21	7%	5%+10%	a	3%
GROUP XII	8.45	7%	5%+10%	a	3%
GROUP XIII	10.20	7%	5%+10%	a	3%
GROUP XIV	8.15	7%	5%+10%	a	3%
GROUP XV	9.76	7%	5%+10%	a	3%
GROUP XVI	10.65	7%	5%+10%	a	3%

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Indenpendence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Paid holidays; A through F, Washington's Birthday, Presidential Election Day and Verterans Pay provided the employee works any three days in the five day work week preceding the holiday and the first work day following the holiday.

DECISION #AQ-2090 (cont'd)

NJ-4-PEO-2- X

STEEL ERECTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Power Equipment Operators:					
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$12.08	7%	15%	a	3%
Cranes and derricks (land or floating), with booms (including jib), 140' and over	12.88	7%	15%	a	3%
A-frame, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoists house cars, side booms, jacks	11.43	7%	15%	a	3%
Air compressors (2 or 3 in battery), generators, welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	9.86	7%	15%	a	3%
Air compressors single, welding machines (gasoline electric converter of any type, single) rod bending machines power	9.05	7%	15%	a	3%
Firemen	9.38	7%	15%	a	3%
Oilers, straddle carrier	8.55	7%	15%	a	3%
Water Operations:					
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:					
Captain, tugmaster	9.80	7%	15%	a	3%
Deckhand	8.50	7%	15%	a	3%

PAID HOLIDAYS:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Paid holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
DECISION #AQ-2093 - Mod. #3 (39 FR 12651 - April 5, 1974) Camden and Gloucester Counties, New Jersey					
Change:					
Boilermakers	$ 8.75	8%	18%	10%	.01
Boilermakers helpers	8.22	8%	18%	10%	.01
Bricklayers	8.55	.75	.75		
Elevator constructors	9.52	.395	.26	2%+a+b	.02
Elevator constructors helpers	6.66	.395	.26	2%+a+b	.02
Elevator constructors helpers (prob.)	4.76				
Painters					
Commercial and industrial	8.25	.50	.50		
Spackling machine	8.25	.50	.50		
Steel, bosun chair	8.65	.50	.50		
Commercial spray & dipping	9.05	.50	.50		
Brushing hazardous material on commerical work	9.35	.50	.50		
Brushing hazardous material on steel	9.30	.50	.50		
Sandblasting	9.30	.50	.50		
Using roller on tanks	9.30	.50	.50		
Spraying hazardous material	9.75	.50	.50		
Spraying hazardous material on steel & tanks	9.75	.50	.50		
Roofers:					
Slate, tile and asbestos	9.40	1.00	.50		
Slate, tile and asbestos helpers	5.83	1.00	.50		
Asphalt s ingle	7.94	1.00	.50		
Asphalt s ingle helper	5.83	1.00	.50		
Sheet metal workers	10.00	.52	.50		
Omit:					
Power Equipment Operators schedules for Building & Heavy Construction, Highway Road-Street & Sewer Construction and Steel Erection as originally issued					

MODIFICATIONS P. 13

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
DECISION #AQ-2093 (cont'd)					
Truck Drivers Building, Heavy & Highway schedule as originally issued					
Asphalt laborers schedule as it appears in 39 FR 19396 dated 5/31/74 (Mod. #2)					
Add:					
Attached Power Equipment Operators schedules for Building & Heavy Construction, Highway - Road - Street & Sewer, Construction and Steel Erection Construction.					
Attached Truck Drivers schedule for Building, Heavy & Highway					
Attached Asphalt laborers schedule					

N.J. 4-LAB-5-N

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Laborers, Asphalt					
Street:					
Head raker	$7.05	.41	.64	a	.05
Rakers and screed board man	6.90	.41	.64	a	.05
Tampers, smoothers, kettlemen, painters, top shovelers and roller boys	6.65	.41	.64	a	.05
Plant:					
Scale mixers and burner men	6.90	.41	.64	a	.05
Feeders and dust men	6.65	.41	.64	a	.05

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F, Washington's Birthday; Armistice Day & Presidential Election Day providing employee works on (3) three days for the same employer within a period of ten (10) working days, consisting of five (5) working days before and five (5) working days after the day on which the holidays falls or is observed as such.

DECISION #AQ-2093 (cont'd) NJ-1-PEO-1-2-5

MODIFICATIONS P. 14 1 of 3

BUILDING & HEAVY CONSTRUCTION - POWER EQUIPMENT OPERATORS:

GROUP I: Autograde - combn. subgrader, base MTL spreader & base trimmer (CMI & similar types), autograde placer-trimmer-spreader-combn. (CMI & similar types), autograde slipform paver (CMI & similar types), backhoes (all types, including all combination hoe loaders), central power plants (all types), concrete paving machines, cranes (all types including overhead & straddle travelling type), cranes (gantry), derricks (land or floating), drillmaster, quarrymaster (down the hole drill), draglines, elevator graders, engines (large diesel 1620 HP and staging pump), front end loaders (5 yds. and over), gradalls, grader, rago, helicopters (co-pilot), jack (screw air hydraulic power operated unit or console type (not hand jack or pile load test type), locomotive (large), mucking machines, pavers (21-E and over), paver (resinous, broyhill), pavement & concrete breaker (superhammer), pavement breaker truck mounted, piledriver, scooper (loader and shovel) koehring, shovels, tree chopper, trench machines

GROUP II: "A" frame, boring & drilling machines, brush chopper, chipper & shredder, cableways carryalls, cherry pickers (6 tons & under), concrete pump, concrete pumping system, pumpcrete, squeezecrete & similar types, conveyors (125' & over), economobiles (hilo, lull, hyster similar type equipment), fork lifts, front end loaders (2 yds, but less than 5 yds.), grove cutting machine, heater planer, pans (letourneau, dw's ukes), pumpcrete (unit type), pumpcrete machines (squeezecrete & concrete pumping regardless of size), scrapers (letourneau, dw's ukes), side booms, squeezecrete, straddle carrier (ross & similar types), winch trucks (hoisting)

GROUP III: Aerial platform (used as hoist), hoist (all type hoists, gas, diesel, electric, air hydraulic, single and double drum, concrete, brick shaft caisson, conveyor, snorkel, roof, tugger, and house cars or any other similar type hoisting machines, portable or stationary (except Chicago boom type), elevators or house cars, roof hoist

GROUP IV: Asphalt curbing machine, asphalt plant engineer, autograde tube finisher & texturing machine (CMI & similar), autograde curecrete machine (CMI & similar), autograde crub trimmer & sidewalk, shoulder slipform (CMI & similar types), bar bending machines (power), batchers, batching plant & crusher on site, belt conveyor systems, boilers and steam jennies (irrespective of their use), boom type skimmer machines, car dumpers (railroad), compressor and blower type units (used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instancrete, or similar type materials), concrete breaking machines, concrete finishing machines, concrete saws & cutters (ride on type), concrete spreaders hetzel, rexomatic and similar types, conveyors (under 125'), crushing machines, ditching machines (small, ditch-witch or similar), drill doctor (duties include dust collector, maintenance), dope pots (mechanical with or without pump), dumpsters, fine grade machine (large type), front end loaders (under 2 yds.), generators giraffe grinders, graders and motor patrols, gunite machines (excluding nozzle), hammer vibrator (in conjunction with generator), hoppers, hopper doors (power operated), ladders (motorized), laddervator, lights (portable generating light plants), locomotive (dinky type), maintenance and repair of asphalt

BUILDING & HEAVY CONSTRUCTION - POWER EQUIPMENT OPERATORS CONT'D.:
curbing machines, concrete finishing machines, gas buggies, leveling machines, portable generators, power saws, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays, plaster, curing and sandblasting (all and similar types), mechanic, mixers excepting paving mixers), motor patrols and graders, pavers (under 21-E), pavement breakers (small, self propelled ride on type, also maintains compressor or hydraulic unit), pipe bending machine (power), pitch pump, plaster pump (regardless of size), post hole digger, rod bending machines (power), scales (power), seaman pulverizing mixer, silas, steam jennies and boilers (irrespective of theirúse), steel cutting machine (service & maintains), vibrating plants (used in conjunction with unloading, welder and repair mechanic

GROUP V: Welding machines (gas or electric converters of any type 2 or 3 in battery), compressors (2 or 3 within a total distance of 100' constitutes a battery), welding system, mutiple (rectifier transformer type)

GROUP VI: Bulldozer, fireman, sprinkler and water pump trucks (used on job site or in conjunction with job site), stone, spreaders, sweepers & brooms, tractors (D-8 and over), water & sprinkler trucks (used on job site or in conjunction with job site)

GROUP VII: Compressor (single), heaters (nelson or other type including propane, natural gas or flow type units), pumps (4 inch suction & over including submersible pumps), temporary heating plant (nelson or other type including propane, natural gas or flow type units), welding machines (gas or electric converters of any type single), wellpoint system (including installation and maintenance), pumps (2 of less than 4 inch suction including submersible pumps)

GROUP VIII: Concrete spreaders (small type), fertilizing equipment and maintenance of), grease, gas, fuel and oil supply trucks, mulching equipment (operation and maintenance of), seeding equipment (operation and maintenance of), tamping machines (vibrating self propelled)

GROUP IX: Assistant engineer/oiler, mechanics helper, tire repair & maintenance

GROUP X: Water Operation: On all power boats used in conjunction with pipe-line, river crossings and all types of construction: captain (power boats), tug master (power boats)

GROUP XI: Water Operations: Deckhand

GROUP XII: Pump (staging)

GROUP XIII: Rollers (grade fill or stone base), tractors umder D-8

GROUP XIV: Helicopters (pilot/engineer)

GROUP XV: Asphalt spreaders, bridge deck finisher, grader finish only

GROUP XVI: Roller blacktop

BUILDING AND HEAVY CONSTRUCTION POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
GROUP I	$11.28	7%	10%+5%	a	3%
GROUP II	10.40	7%	10%+5%	a	3%
GROUP III	10.20	7%	10%+5%	a	3%
GROUP IV	9.51	7%	10%+5%	a	3%
GROUP V	9.36	7%	10%+5%	a	3%
GROUP VI	9.31	7%	10%+5%	a	3%
GROUP VII	8.60	7%	10%+5%	a	3%
GROUP VIII	8.45	7%	10%+5%	a	3%
GROUP IX	8.15	7%	10%+5%	a	3%
GROUP X	9.46	7%	10%+5%	a	3%
GROUP XI	8.05	7%	10%+5%	a	3%
GROUP XII	10.50	7%	10%+5%	a	3%
GROUP XIII	8.96	7%	10%+5%	a	3%
GROUP XIV	12.88	7%	10%+5%	a	3%
GROUP XV	9.76	7%	10%+5%	a	3%
GROUP XVI	10.65	7%	10%+5%	a	3%

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE
a. Holidays, A through F plus Washington's Birthday, Presidential Election and Veterans Day provided the employee works any of the three days in the five work days preceeding the holiday and the first work day after the recognized holiday.

POWER EQUIPMENT OPERATORS - HIGHWAY, ROAD, STREET & SEWER CONSTRUCTION:

GROUP I: Autograde-combn,. subgrader, base MTL. spreader & base trimmer (CMI & similar types), autograde placer-trimmer-spreader-combn. (CMI & similar types), autograde slipform paver (CMI & similar types), backhoes (all types, including all combination hoe loaders), central power plants (all types), concrete paving machines, cranes (all types including overhead & straddle travelling type), cranes (gantry), drillmaster, quarrymaster (down the hole drill), draglines, elevator graders, engines (large diesel 1620 HP and staging pump), front end loader (5 yds. and over), gradalls, grader, rago, helicopters (co-pilot), jacks (screw air hydraulic power operated unit or console type (not hand jack or pile load test type), locomotive (large), mucking machine, pavers (21-E and over), paver (resinous, broyhill), pavement & concrete breaker (superhammer), pavement breaker truck mounted, piledriver, scooper (loader and shovel), koehring, shovels, tree chopper, trench machines

GROUP II: "A" frame, boring & drilling machines, brush chopper, chipper & shredder, cableways, carryalls, cherry pickers (6 tons and under), concrete pump, concrete pumping system, pumpcrete, squeezecrete and similar types, conveyors (125' and over), economobiles (hilo, lull, hyster and similar type equipment), fork lifts, front end loaders 2 yds. but less than 5 yds., groove cutting machine, heater planer, pans (letourneau, dw's ukes), pumpcrete (unit type), pumpcrete machines (squeezecrete & concrete pumping machines regardless of size), hoist (Chicago Booms), scrapers (letourneau, dw's ukes), side booms, squeezecrete, straddle carrier (ross & similar types), winch trucks (hoisting)

GROUP III: Asphalt curbing machine, asphalt plant engineer, autograde tube finisher & texturing machine (CMI and similar), autograde curecrete machine (CMI and similar types), autograde curb trimmer & sidewalk, shoulder slip form (CMI and similar types), bar bending machines (power), batchers, batching plant and crusher on site, belt conveyor systems, car dumpers (railroad), compressor and blower type units (used independently or mounted on dual purpose trucks, on the job site or in conjunction with job site in loading and unloading of concrete, cement, fly ash, instancrete or similar type materials, concrete breaking machines, concrete finishing machines, concrete saws & cutters (ride on type), concrete spreaders, hetzel, rexomatic & similar types, conveyors (under 125'), crushing machines, ditching machines (small ditchwitch or similar), drill doctor (duties include dust collector, maintenance), dope pots (mechanical with or without pump), dumpster, fine grade machine (large type), concrete vibrator, skimmer machines (boom type), generators, giraffe grinders, graders & motor patrols, gunite machine (excluding nozzle), hammer vibratory (in conjunction with generator), hoppers, hopper doors (power operated), laddervator, lights (portable generating light plants), locomotive (dinky type), maintenance and repair of asphalt curbing machines, concrete finishing machines, concrete vibrators, gas buggies, leveling machines, portable generators, power saws, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays, plaster, curing and sandblasting (all and similar types), mechanic, mixers (excepting paving mixers), motor patrols and graders, pavers (under 21-E), pavement breaker (small, selfpropelled ride on type, also maintains

POWER EQUIPMENT OPERATORS - HIGHWAY, ROAD, STREET, & SEWER CONSTRUCTION CONT'D.:

compressor or hydraulic unit), pipe bending machine (power), pitch pump, front end loaders (1 yd. and over, but less than 2 yds.), post hole digger, rod bending machine (power), scales (power), seaman pulverizing mixer, silos, steam jennies and boilers (irrespective of their use), steel cutting machine (services and maintains), vibrating plants (used in conjunction with unloading), welder and repair mechanic

GROUP IV: Bulldozer, fireman, sprinkler and water pump trucks (used on job site or in conjunction with job site), stone spreaders, sweepers and brooms, tractors (D-8 and over), water and sprinkler trucks (used on job site in conjunction with job site)

GROUP V: Compressors (single), heaters (nelson or other type including propane, natural gas ot flowtype units), pumps (4 inch suction and over including submersible pumps), temporary heating plant (nelson or other type including propane, natural gas or flow type units), pumps (diesel engine and hydraulic immaterial of power), wellpoint systems (including installation and maintenance), welding machines (gas or electric converters of any type 2 or 3 in battery), pumps (2 of less than 4 inch suction including submersible pumps

GROUP VI: Front end loaders (under 1 yard)

GROUP VII: Helicopters (pilot/engineer)

GROUP VIII: Pump (staging)

GROUP IX: Rollers (grade fill or stone base), tractors (under D-8)

GROUP X: Tug master (power boats), captain (power boats)

GROUP XI: Compressors (2 or 3 within a total distance of 100' constitutes a battery

GROUP XII: Concrete spreaders (small type), fertilizing equipment (operation & maintenance of) grease, gas, fuel and oil supply trucks, mulching equipment, operation and maintenance of seeding machines, tamping machines (vibrating, self propelled), farm tractors, conveyor loaders (not including elevator graders), fine grade machine (small type), concrete mixers (small), road finishing machines (small type), welding machines (gas or electric converters of any type-single), form line graders (small type)

GROUP XIII: Roof hoists, aerial platform used as hoist

GROUP XIV: Tire repair and maintanence, mechanics helpers & oiler.

GROUP XV: Asphalt spreaders, bridge deck finisher, grader (finish only)

GROUP XVI: Roller blacktop

DECISION #AQ-2093 (cont'd)

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HIGHWAY, ROAD, STREET & SEWER CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
GROUP I	$11.28	7%	5%+10%	a	3%
GROUP II	10.40	7%	5%+10%	a	3%
GROUP III	9.51	7%	5%+10%	a	3%
GROUP IV	9.31	7%	5%+10%	a	3%
GROUP V	8.60	7%	5%+10%	a	3%
GROUP VI	9.16	7%	5%+10%	a	3%
GROUP VII	12.88	7%	5%+10%	a	3%
GROUP VIII	10.50	7%	5%+10%	a	3%
GROUP IX	8.96	7%	5%+10%	a	3%
GROUP X	9.46	7%	5%+10%	a	3%
GROUP XI	9.21	7%	5%+10%	a	3%
GROUP XII	8.45	7%	5%+10%	a	3%
GROUP XIII	10.20	7%	5%+10%	a	3%
GROUP XIV	8.15	7%	5%+10%	a	3%
GROUP XV	9.76	7%	5%+10%	a	3%
GROUP XVI	10.65	7%	5%+10%	a	3%

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Indenpendence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Paid holidays; A through F, Washington's Birthday, Presidential Election Day and Verterans Pay provided the employee works any three days in the five day work week preceding the holiday and the first work day following the holiday.

DECISION #AQ-2093 (cont'd)

NJ-4-PEO-2- X

STEEL ERECTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Power Equipment Operators:					
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$12.08	7%	15%	a	3%
Cranes and derricks (land or floating), with booms (including jib), 140' and over	12.88	7%	15%	a	3%
A-frame, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoists house cars, side booms, jacks	11.43	7%	15%	a	3%
Air compressors (2 or 3 in battery), generators, welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	9.86	7%	15%	a	3%
Air compressors single, welding machines (gasoline electric converter of any type, single) rod bending machines power	9.05	7%	15%	a	3%
Firemen	9.38	7%	15%	a	3%
Oilers, straddle carrier	8.55	7%	15%	a	3%
Water Operations:					
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:					
Captain, tugmaster	9.80	7%	15%	a	3%
Deckhand	8.50	7%	15%	a	3%

PAID HOLIDAYS:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Paid holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

DECISION #AQ-2093 (cont'd) NJ-3-TD-1-2-3-K

MODIFICATIONS P. 21

TRUCK DRIVERS: BUILDING, HEAVY & HIGHWAY

GROUP I: Warehouseman, fork lift truck and part men

GROUP II: Straight truck driver including all "dual purpose" trucks, (straight), transit mix trucks, fuel trucks, pickup trucks (only when transporting material), flat bed trucks, seeding trucks, fertilizing trucks, dumpcrete trucks, mulching trucks, "A" frame (when transporting material), water sprinkler trucks, tanks, straight trucks with mechanical tailgates, asphalt distributor trucks, batch trucks and similar type equipment

GROUP III: Straight truck driver (helper)

GROUP IV: Winch straight tractor & trailer truck driver and Euclid trailer dump (not self loading), fuel truck drivers & asphalt oil distributors on dumpcrete trucks, transit-mixers, flat bed trucks, low bed trucks, tanks, water tank, fuel trucks, euclid water sprinkler, asphalt distrubutor, pole trailer, winch trailer, I beam trucks, euclids (all), and similar types of equipment

GROUP V: Ten wheel dump truck driver and trailer dump driver off site

GROUP VI: Mechanics

GROUP VII: Mechanics (helper)

GROUP VIII: All truck towing

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
GROUP I:	$6.45	a	b	c&d		
GROUP II:	6.50	a	b	c&d		
GROUP III:	6.30	a	b	c&d		
GROUP IV:	6.85	a	b	c&d		
GROUP V:	5.80	a	b	c&d		
GROUP VI:	7.00	a	b	c&d		
GROUP VII:	6.50	a	b	c&d		
GROUP VIII:	6.65	a	b	c&d		

FOOTNOTE:

a. Employer contributes $2.70 per day to Health and Welfare.

b. Employer contributes $2.20 per day to a Pension Fund.

c. Employee who has worked or received pay for 90 days within a year prior to his anniversary date shall receive 56 hours straight time vacation pay; for 3 years but less than 8 years of service he will receive 100 hours of straight time vacation pay; more than 8 yrs but less than 15 years-125 hours; 15 years or more-165 hours.

d. Paid holidays for employees available for work on at least 2 days in the week in which the holiday falls include A-F plus Washingtons Birthday, President Election date and Armistice Day.

MODIFICATIONS P. 22

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
DECISION #AQ-2097 - Mod. #2 (39 FR 13485 - April 12, 1974) Cumberland County, New Jersey					
Change:					
Boilermakers	$8.75	8%	18%	10%	.01
Boilermakers helpers	8.22	8%	18%	10%	.01
Elevator Constructors	9.52	.395	.26	2%+a+b	.02
Elevator Constructors helpers	6.66	.395	.26	2%+a+b	.02
Elevator Constructors helpers (prob)	4.76				
Omit:					
Power Equipment Operators schedules for Building & Heavy Construction, Highway-Road-Street & Sewer Construction, and Steel Erection Construction as originally issued					
Truck Drivers Building Heavy & Highway Schedule as originally issued					
Asphalt Laborers schedule					
Add:					
Attached Power Equipment Operators schedules for Building & Heavy Construction, Highway-Road-Street & Sewer Construction and Steel Erection Construction as originally issued.					
Attached Truck Drivers Building, Heavy & Highway schedule					
Attached Asphalt Laborers schedule					

BUILDING & HEAVY CONSTRUCTION - POWER EQUIPMENT OPERATORS:

GROUP I: Autograde - combn. subgrader, base MTL spreader & base trimmer (CMI & similar types), autograde placer-trimmer-spreader-combn. (CMI & similar types), autograde slipform paver (CMI & similar types), backhoes (all types, including all combination hoe loaders), central power plants (all types), concrete paving machines, cranes (all types including overhead & straddle travelling type), cranes (gantry), derricks (land or floating), drillmaster, quarrymaster (down the hole drill), draglines, elevator graders, engines (large diesel 1620 HP and staging pump), front end loaders (5 yds. and over), gradalls, grader, rago, helicopters (co-pilot), jack (screw air hydraulic power operated unit or console type (not hand jack or pile load test type), locomotive (large), mucking machines, pavers (21-E and over), paver (resinous, broyhill), pavement & concrete breaker (superhammer), pavement breaker truck mounted, piledriver, scooper (loader and shovel) koehring, shovels, tree chopper, trench machines

GROUP II: "A" frame, boring & drilling machines, brush chopper, chipper & shredder, cableways carryalls, cherry pickers (6 tons & under), concrete pump, concrete pumping system, pumpcrete, squeezecrete & similar types, conveyors (125' & over), economobiles (hilo, lull, hyster similar type equipment), fork lifts, front end loaders (2 yds, but less than 5 yds.), grove cutting machine, heater planer, pans (letourneau, dw's ukes), pumpcrete (unit type), pumpcrete machines (squeezecrete & concrete pumping regardless of size), scrapers (letourneau, dw's ukes), side booms, squeezecrete, straddle carrier (ross & similar types), winch trucks (hoisting)

GROUP III: Aerial platform (used as hoist), hoist (all type hoists, gas, diesel, electric, air hydraulic, single and double drum, concrete, brick shaft caisson, conveyor, snorkel, roof, tugger, and house cars or any other similar type hoisting machines, portable or stationary(except Chicago boom type), elevators or house cars, roof hoist

GROUP IV: Asphalt curbing machine, asphalt plant engineer, autograde tube finisher & texturing machine (CMI & similar), autograde curecrete machine (CMI & similar), autograde crub trimmer & sidewalk, shoulder slipform (CMI & similar types), bar bending machines (power), batchers, batching plant & crusher on site, belt conveyor systems, boilers and steam jennies (irrespective of their use), boom type skimmer machines, car dumpers (railroad), compressor and blower type units (used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instancrete, or similar type materials), concrete breaking machines, concrete finishing machines, concrete saws & cutters (ride on type), concrete spreaders hetzel, rexomatic and similar types, conveyors (under 125'), crushing machines, ditching machines (small, ditch-witch or similar), drill doctor (duties include dust collector, maintenance), dope pots (mechanical with or without pump), dumpsters, fine grade machine (large type), front end loaders (under 2 yds.), generators giraffe grinders, graders and motor patrols, gunite machines (excluding nozzle), hammer vibrator (in conjunction with generator), hoppers, hopper doors (power operated), ladders (motorized), laddervator, lights (portable generating light plants), locomotive (dinky type), maintenance and repair of asphalt

BUILDING & HEAVY CONSTRUCTION - POWER EQUIPMENT OPERATORS CONT'D.:

curbing machines, concrete finishing machines, gas buggies, leveling machines, portable generators, power saws, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays, plaster, curing and sandblasting (all and similar types), mechanic, mixers excepting paving mixers), motor patrols and graders, pavers (under 21-E), pavement breakers (small, self propelled ride on type, also maintains compressor or hydraulic unit), pipe bending machine (power), pitch pump, plaster pump (regardless of size), post hole digger, rod bending machines (power), scales (power), seaman pulverizing mixer, silas, steam jennies and boilers (irrespective of theiruse), steel cutting machine (service & maintains), vibrating plants (used in conjunction with unloading, welder and repair mechanic

GROUP V: Welding machines (gas or electric converters of any type 2 or 3 in battery), compressors (2 or 3 within a total distance of 100' constitutes a battery), welding system, mutiple (rectifier transformer type)

GROUP VI: Bulldozer, fireman, sprinkler and water pump trucks (used on job site or in conjunction with job site), stone, spreaders, sweepers & brooms, tractors (D-8 and over), water & sprinkler trucks (used on job site or in conjunction with job site)

GROUP VII: Compressor (single), heaters (nelson or other type including propane, natural gas or flow type units), pumps (4 inch suction & over including submersible pumps), temporary heating plant (nelson or other type including propane, natural gas or flow type units), welding machines (gas or electric converters of any type single), wellpoint system (including installation and maintenance), pumps (2 of less than 4 inch suction including submersible pumps)

GROUP VIII: Concrete spreaders (small type), fertilizing equipment and maintenance of), grease, gas, fuel and oil supply trucks, mulching equipment (operation and maintenance of), seeding equipment (operation and maintenance of), tamping machines (vibrating self propelled)

GROUP IX: Assistant engineer/oiler, mechanics helper, tire repair & maintenance

GROUP X: Water Operation: On all power boats used in conjunction with pipe-line, river crossings and all types of construction: captain (power boats), tug master (power boats)

GROUP XI: Water Operations: Deckhand

GROUP XII: Pump (staging)

GROUP XIII: Rollers (grade fill or stone base), tractors umder D-8

GROUP XIV: Helicopters (pilot/engineer)

GROUP XV: Asphalt spreaders, bridge deck finisher, grader finish only

GROUP XVI: Roller blacktop

DECISION #AQ-2097 (cont'd)

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BUILDING AND HEAVY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
POWER EQUIPMENT OPERATORS					
GROUP I	$11.28	7%	10%+5%	a	3%
GROUP II	10.40	7%	10%+5%	a	3%
GROUP III	10.20	7%	10%+5%	a	3%
GROUP IV	9.51	7%	10%+5%	a	3%
GROUP V	9.36	7%	10%+5%	a	3%
GROUP VI	9.31	7%	10%+5%	a	3%
GROUP VII	8.60	7%	10%+5%	a	3%
GROUP VIII	8.45	7%	10%+5%	a	3%
GROUP IX	8.15	7%	10%+5%	a	3%
GROUP X	9.46	7%	10%+5%	a	3%
GROUP XI	8.05	7%	10%+5%	a	3%
GROUP XII	10.50	7%	10%+5%	a	3%
GROUP XIII	8.96	7%	10%+5%	a	3%
GROUP XIV	12.88	7%	10%+5%	a	3%
GROUP XV	9.76	7%	10%+5%	a	3%
GROUP XVI	10.65	7%	10%+5%	a	3%

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE

a. Holidays, A through F plus Washington's Birthday, Presidential Election and Veterans Day provided the employee works any of the three days in the five work days preceding the holiday and the first work day after the recognized holiday.

DECISION # AQ-2097 (cont'd)

NJ-2-PEO-3-B

POWER EQUIPMENT OPERATORS - HIGHWAY, ROAD, STREET & SEWER CONSTRUCTION:

GROUP I: Autograde-combn,. subgrader, base MTL. spreader & base trimmer (CMI & similar types), autograde placer-trimmer-spreader-combn. (CMI & similar types), autograde slipform paver (CMI & similar types), backhoes (all types, including all combination hoe loaders), central power plants (all types), concrete paving machines, cranes (all types including overhead & straddle travelling type), cranes (gantry), drillmaster, quarrymaster (down the hole drill), draglines, elevator graders, engines (large diesel 1620 HP and staging pump), front end loader (5 yds. and over), gradalls, grader, rago, helicopters (co-pilot), jacks (screw air hydraulic power operated unit or console type (not hand jack or pile load test type), locomotive (large), mucking machine, pavers (21-E and over), paver (resinous, broyhill), pavement & concrete breaker (superhammer), pavement breaker truck mounted, piledriver, scooper (loader and shovel), koehring, shovels, tree chopper, trench machines

GROUP II: "A" frame, boring & drilling machines, brush chopper, chipper & shredder, cableways, carryalls, cherry pickers (6 tons and under), concrete pump, concrete pumping system, pumpcrete, squeezecrete and similar types, conveyors (125' and over), economobiles (hilo, lull, hyster and similar type equipment), fork lifts, front end loaders 2 yds. but less than 5 yds., groove cutting machine, heater planer, pans (letourneau, dw's ukes), pumpcrete (unit type), pumpcrete machines (squeezecrete & concrete pumping machines regardless of size), hoist (Chicago Booms), scrapers (letourneau, dw's ukes), side booms, squeezecrete, straddle carrier (ross & similar types), winch trucks (hoisting)

GROUP III: Asphalt curbing machine, asphalt plant engineer, autograde tube finisher & texturing machine (CMI and similar), autograde curecrete machine (CMI and similar types), autograde curb trimmer & sidewalk, shoulder slip form (CMI and similar types), bar bending machines (power), batchers, batching plant and crusher on site, belt conveyor systems, car dumpers (railroad), compressor and blower type units (used independently or mounted on dual purpose trucks, on the job site or in conjunction with job site in loading and unloading of concrete, cement, fly ash, instancrete or similar type materials, concrete breaking machines, concrete finishing machines, concrete saws & cutters (ride on type), concrete spreaders, hetzel, rexomatic & similar types, conveyors (under 125'), crushing machines, ditching machines (small ditchwitch or similar), drill doctor (duties include dust collector, maintenance), dope pots (mechanical with or without pump), dumpster, fine grade machine (large type), concrete vibrator, skimmer machines (boom type), generators, giraffe grinders, graders & motor patrols, gunite machine (excluding nozzle), hammer vibratory (in conjunction with generator), hoppers, hopper doors (power operated), laddervator, lights (portable generating light plants), locomotive (dinky type), maintenance and repair of asphalt curbing machines, concrete finishing machines, concrete vibrators, gas buggies, leveling machines, portable generators, power saws, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays, plaster, curing and sandblasting (all and similar types), mechanic, mixers (excepting paving mixers), motor patrols and graders, pavers (under 21-E), pavement breaker (small, selfpropelled ride on type, also maintains

POWER EQUIPMENT OPERATORS - HIGHWAY, ROAD, STREET, & SEWER CONSTRUCTION CONT'D.: compressor or hydraulic unit), pipe bending machine (power), pitch pump, front end loaders (1 yd. and over, but less than 2 yds.), post hole digger, rod bending machine (power), scales (power), seaman pulverizing mixer, silos, steam jennies and boilers (irrespective of their use), steel cutting machine (services and maintains), vibrating plants (used in conjunction with unloading), welder and repair mechanic

GROUP IV: Bulldozer, fireman, sprinkler and water pump trucks (used on job site or in conjunction with job site), stone spreaders, sweepers and brooms, tractors (D-8 and over), water and sprinkler trucks (used on job site in conjunction with job site)

GROUP V: Compressors (single), heaters (nelson or other type including propane, natural gas ot flowtype units), pumps (4 inch suction and over including submersible pumps), temporary heating plant (nelson or other type including propane, natural gas or flow type units), pumps (diesel engine and hydraulic immaterial of power), wellpoint systems (including installation and maintenance), welding machines (gas or electric converters of any type 2 or 3 in battery), pumps (2 of less than 4 inch suction including submersible pumps

GROUP VI: Front end loaders (under 1 yard)

GROUP VII: Helicopters (pilot/engineer)

GROUP VIII: Pump (staging)

GROUP IX: Rollers (grade fill or stone base), tractors (under D-8)

GROUP X: Tug master (power boats), captain (power boats)

GROUP XI: Compressors (2 or 3 within a total distance of 100' constitutes a battery

GROUP XII: Concrete spreaders (small type), fertilizing equipment (operation & maintenance of) grease, gas, fuel and oil supply trucks, mulching equipment, operation and maintenance of seeding machines, tamping machines (vibrating, self propelled), farm tractors, conveyor loaders (not including elevator graders), fine grade machine (small type), concrete mixers (small), road finishing machines (small type), welding machines (gas or electric converters of any type-single), form line graders (small type)

GROUP XIII: Roof hoists, aerial platform used as hoist

GROUP XIV: Tire repair and maintanence, mechanics helpers & oiler

GROUP XV: Asphalt spreaders, bridge deck finisher, grader (finish only)

GROUP XVI: Roller blacktop

HIGHWAY, ROAD, STREET & SEWER CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
GROUP I	$11.28	7%	5%+10%	a	3%
GROUP II	10.40	7%	5%+10%	a	3%
GROUP III	9.51	7%	5%+10%	a	3%
GROUP IV	9.31	7%	5%+10%	a	3%
GROUP V	8.60	7%	5%+10%	a	3%
GROUP VI	9.16	7%	5%+10%	a	3%
GROUP VII	12.88	7%	5%+10%	a	3%
GROUP VIII	10.50	7%	5%+10%	a	3%
GROUP IX	8.96	7%	5%+10%	a	3%
GROUP X	9.46	7%	5%+10%	a	3%
GROUP XI	9.21	7%	5%+10%	a	3%
GROUP XII	8.45	7%	5%+10%	a	3%
GROUP XIII	10.20	7%	5%+10%	a	3%
GROUP XIV	8.15	7%	5%+10%	a	3%
GROUP XV	9.76	7%	5%+10%	a	3%
GROUP XVI	10.65	7%	5%+10%	a	3%

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Indenpendence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Paid holidays; A through F, Washington's Birthday, Presidential Election Day and Verterans Pay provided the employee works any three days in the five day work week preceding the holiday and the first work day following the holiday.

DECISION #AQ-2097 (cont'd) MODIFICATIONS P. 29

NJ-4-PEO-2- X

STEEL ERECTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Power Equipment Operators:					
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$12.08	7%	15%	a	3%
Cranes and derricks (land or floating), with booms (including jib), 140' and over	12.88	7%	15%	a	3%
A-frame, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoists house cars, side booms, jacks	11.43	7%	15%	a	3%
Air compressors (2 or 3 in battery), generators, welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	9.86	7%	15%	a	3%
Air compressors single, welding machines (gasoline electric converter of any type, single) rod bending machines power	9.05	7%	15%	a	3%
Firemen	9.38	7%	15%	a	3%
Oilers, straddle carrier	8.55	7%	15%	a	3%
Water Operations:					
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:					
Captain, tugmaster	9.80	7%	15%	a	3%
Deckhand	8.50	7%	15%	a	3%

PAID HOLIDAYS:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Paid holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

DECISION #AQ-2097 (cont'd) MODIFICATIONS P. 30 NJ-3-TD-1-2-3-K

TRUCK DRIVERS: BUILDING, HEAVY & HIGHWAY

GROUP I: Warehouseman, fork lift truck and part men

GROUP II: Straight truck driver including all "dual purpose" trucks, (straight), transit mix trucks, fuel trucks, pickup trucks (only when transporting material), flat bed trucks, seeding trucks, fertilizing trucks, dumpcrete trucks, mulching trucks, "A" frame (when transporting material), water sprinkler trucks, tanks, straight trucks with mechanical tailgates, asphalt distributor trucks, batch trucks and similar type equipment

GROUP III: Straight truck driver (helper)

GROUP IV: Winch straight tractor & trailer truck driver and Euclid trailer dump (not self loading), fuel truck drivers & asphalt oil distributors on dumpcrete trucks, transit-mixers, flat bed trucks, low bed trucks, tanks, water tank, fuel trucks, euclid water sprinkler, asphalt distrubutor, pole trailer, winch trailer, I beam trucks, euclids (all), and similar types of equipment

GROUP V: Ten wheel dump truck driver and trailer dump driver off site

GROUP VI: Mechanics

GROUP VII: Mechanics (helper)

GROUP VIII: All truck towing

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
GROUP I:	$6.45	a	b	c&d		
GROUP II:	6.50	a	b	c&d		
GROUP III:	6.30	a	b	c&d		
GROUP IV:	6.85	a	b	c&d		
GROUP V:	5.80	a	b	c&d		
GROUP VI:	7.00	a	b	c&d		
GROUP VII:	6.50	a	b	c&d		
GROUP VIII:	6.65	a	b	c&d		

FOOTNOTE:
a. Employer contributes $2.70 per day to Health and Welfare.

b. Employer contributes $2.20 per day to a Pension Fund.

c. Employee who has worked or received pay for 90 days within a year prior to his anniversary date shall receive 56 hours straight time vacation pay; for 3 years but less than 8 years of service he will receive 100 hours of straight time vacation pay; more than 8 yrs but less than 15 years-125 hours; 15 years or more-165 hours.

d. Paid holidays for employees available for work on at least 2 days in the week in which the holiday falls include A-F plus Washingtons Birthday, President Election date and Armistice Day.

N.J. 4-LAB-5-N

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Laborers, Asphalt					
Street:					
Head raker	$7.05	.41	.64	a	.05
Rakers and screed board man	6.90	.41	.64	a	.05
Tampers, smoothers, kettlemen, painters, top shovelers and roller boys	6.65	.41	.64	a	.05
Plant:					
Scale mixers and burner men	6.90	.41	.64	a	.05
Feeders and dust men	6.65	.41	.64	a	.05

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F, Washington's Birthday; Armistice Day & Presidential Election Day providing employee works on (3) three days for the same employer within a period of ten (10) working days, consisting of five (5) working days before and five (5) working days after the day on which the holidays falls or is observed as such.

DECISION #AQ-2098 - Mod. #3
(39 FR 13491 - April 12, 1974)
Burlington County, New Jersey

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
Change:						
Boilermakers	$ 8.75	8%	18%	10%	.01	
Boilermakers helpers	8.22	8%	18%	10%	.01	
Elevator Constructors	9.52	.395	.26	2%+a+b	.02	
Elevator Constructors helpers	6.66	.395	.26	2%+a+b	.02	
Elevator Constructors helpers (prob)	4.76					
Ironworkers						
Nearest towns as listed below Trenton	8.92	.64	1.06	10%	.05	
Plumbers and steamfitters:						
Burlington to Mt. Holly then following the Pennsylvania railroad to County line & north thereof	10.39	.57	.80		.05	
Atsion, Bass River Twp., Batso Chatsworth, Green Banks, Herman Jenkins, Quaker Bridge, Washington, Washington Twp.	9.79	.39	.39		.025	
Roofers:						
Beverly, Charleston, Rancocas lumberton, Medford, Fairview, Medford Lakes, Smalls, Atsion, and areas inclusive to the Camden County line:						
Slate, tile & asbestos shingle	9.40	1.00	.50			
Slate, tile & asbestos shingle helpers	5.83	1.00	.50			
Asphalt shingle	7.94	1.00	.50			
Remainder of County:						
Composition, Waterproofing and slate	9.70	.40	.50			
Asphalt shingle	9.70	.40	.50			
Omit:						
Power Equipment Operators schedule for Building & Heavy Construction, Highway, Road, Street and Sewer Construction and Steel Erection as originally issued						
Asphalt Laborers schedule appearing in 39 FR 19399 dated 5-31-74 (Mod. #2).						

MODIFICATIONS P. 33

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
DECISION #AQ-2098 (CONT'D)						
Truck driver schedule West of Jersey Turnpike to Delaware River Building, Heavy & Highway published as Mod. #1.						
Add:						
Attached Power Equipment Operators schedules for Building & Heavy Construction, Highway, Road, Street & Sewer Construction and Steel Erection						
Attached truck drivers schedule West of the Jersey Turnpike to Delaware River						
Attached Asphalt Laborers schedule						

N.J. 4-LAB-5-N

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Laborers, Asphalt					
Street:					
Head raker	$7.05	.41	.64	a	.05
Rakers and screed board man	6.90	.41	.64	a	.05
Tampers, smoothers, kettlemen, painters, top shovelers and roller boys	6.65	.41	.64	a	.05
Plant:					
Scale mixers and burner men	6.90	.41	.64	a	.05
Feeders and dust men	6.65	.41	.64	a	.05

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F, Washington's Birthday; Armistice Day & Presidential Election Day providing employee works on (3) three days for the same employer within a period of ten (10) working days, consisting of five (5) working days before and five (5) working days after the day on which the holidays falls or is observed as such.

DECISION # AQ-2098 (cont'd)

NJ-1-PEO-1-2-B

MODIFICATIONS P. 34

1 of 3

BUILDING & HEAVY CONSTRUCTION - POWER EQUIPMENT OPERATORS:

GROUP I: Autograde - combn. subgrader, base MTL spreader & base trimmer (CMI & similar types), autograde placer-trimmer-spreader-combn. (CMI & similar types), autograde slipform paver (CMI & similar types), backhoes (all types, including all combination hoe loaders), central power plants (all types), concrete paving machines, cranes (all types including overhead & straddle travelling type), cranes (gantry), derricks (land or floating), drillmaster, quarrymaster (down the hole drill), draglines, elevator graders, engines (large diesel 1620 HP and staging pump), front end loaders (5 yds. and over), gradalls, grader, rago, helicopters (co-pilot), jack (screw air hydraulic power operated unit or console type (not hand jack or pile load test type), locomotive (large), mucking machines, pavers (21-E and over), paver (resinous, broyhill), pavement & concrete breaker (superhammer), pavement breaker truck mounted, piledriver, scooper (loader and shovel) koehring, shovels, tree chopper, trench machines

GROUP II: "A" frame, boring & drilling machines, brush chopper, chipper & shredder, cableways carryalls, cherry pickers (6 tons & under), concrete pump, concrete pumping system, pumpcrete, squeezecrete & similar types, conveyors (125' & over), economobiles (hilo, lull, hyster similar type equipment), fork lifts, front end loaders (2 yds, but less than 5 yds.), grove cutting machine, heater planer, pans (letourneau, dw's ukes), pumpcrete (unit type), pumpcrete machines (squeezecrete & concrete pumping regardless of size), scrapers (letourneau, dw's ukes), side booms, squeezecrete, straddle carrier (ross & similar types), winch trucks (hoisting)

GROUP III: Aerial platform (used as hoist), hoist (all type hoists, gas, diesel, electric, air hydraulic, single and double drum, concrete, brick shaft caisson, conveyor, snorkel, roof, tugger, and house cars or any other similar type hoisting machines, portable or stationary, except Chicago boom type), elevators or house cars, roof hoist

GROUP IV: Asphalt curbing machine, asphalt plant engineer, autograde tube finisher & texturing machine (CMI & similar), autograde curecrete machine (CMI & similar), autograde crub trimmer & sidewalk, shoulder slipform (CMI & similar types), bar bending machines (power), batchers, batching plant & crusher on site, belt conveyor systems, boilers and steam jennies (irrespective of their use), boom type skimmer machines, car dumpers (railroad), compressor and blower type units (used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instancrete, or similar type materials), concrete breaking machines, concrete finishing machines, concrete saws & cutters (ride on type), concrete spreaders hetzel, rexomatic and similar types, conveyors (under 125'), crushing machines, ditching machines (small, ditch-witch or similar), drill doctor (duties include dust collector, maintenance), dope pots (mechanical with or without pump), dumpsters, fine grade machine (large type), front end loaders (under 2 yds.), generators giraffe grinders, graders and motor patrols, gunite machines (excluding nozzle), hammer vibrator (in conjunction with generator), hoppers, hopper doors (power operated), ladders (motorized), laddervator, lights (portable generating light plants), locomotive (dinky type), maintenance and repair of asphalt

BUILDING & HEAVY CONSTRUCTION - POWER EQUIPMENT OPERATORS CONT'D.:
curbing machines, concrete finishing machines, gas buggies, leveling machines, portable generators, power saws, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays, plaster, curing and sandblasting (all and similar types), mechanic, mixers excepting paving mixers), motor patrols and graders, pavers (under 21-E), pavement breakers (small, self propelled ride on type, also maintains compressor or hydraulic unit), pipe bending machine (power), pitch pump, plaster pump (regardless of size), post hole digger, rod bending machines (power), scales (power), seaman pulverizing mixer, silas, steam jennies and boilers (irrespective of theiruse), steel cutting machine (service & maintains), vibrating plants (used in conjunction with unloading, welder and repair mechanic

GROUP V: Welding machines (gas or electric converters of any type 2 or 3 in battery), compressors (2 or 3 within a total distance of 100' constitutes a battery), welding system, mutiple (rectifier transformer type)

GROUP VI: Bulldozer, fireman, sprinkler and water pump trucks (used on job site or in conjunction with job site), stone, spreaders, sweepers & brooms, tractors (D-8 and over), water & sprinkler trucks (used on job site or in conjunction with job site)

GROUP VII: Compressor (single), heaters (nelson or other type including propane, natural gas or flow type units), pumps (4 inch suction & over including submersible pumps), temporary heating plant (nelson or other type including propane, natural gas or flow type units), welding machines (gas or electric converters of any type single), wellpoint system (including installation and maintenance), pumps (2 of less than 4 inch suction including submersible pumps)

GROUP VIII: Concrete spreaders (small type), fertilizing equipment and maintenance of), grease, gas, fuel and oil supply trucks, mulching equipment (operation and maintenance of), seeding equipment (operation and maintenance of), tamping machines (vibrating self propelled)

GROUP IX: Assistant engineer/oiler, mechanics helper, tire repair & maintenance

GROUP X: Water Operation: On all power boats used in conjunction with pipe-line, river crossings and all types of construction: captain (power boats), tug master (power boats)

GROUP XI: Water Operations: Deckhand

GROUP XII: Pump (staging)

GROUP XIII: Rollers (grade fill or stone base), tractors umder D-8

GROUP XIV: Helicopters (pilot/engineer)

GROUP XV: Asphalt spreaders, bridge deck finisher, grader finish only

GROUP XVI: Roller blacktop

BUILDING AND HEAVY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
POWER EQUIPMENT OPERATORS	/				
GROUP I	$11.28	7%	10%+5%	a	3%
GROUP II	10.40	7%	10%+5%	a	3%
GROUP III	10.20	7%	10%+5%	a	3%
GROUP IV	9.51	7%	10%+5%	a	3%
GROUP V	9.36	7%	10%+5%	a	3%
GROUP VI	9.31	7%	10%+5%	a	3%
GROUP VII	8.60	7%	10%+5%	a	3%
GROUP VIII	8.45	7%	10%+5%	a	3%
GROUP IX	8.15	7%	10%=5%	a	3%
GROUP X	9.46	7%	10%+5%	a	3%
GROUP XI	8.05	7%	10%+5%	a	3%
GROUP XII	10.50	7%	10%+5%	a	3%
GROUP XIII	8.96	7%	10%+5%	a	3%
GROUP XIV	12.88	7%	10%+5%	a	3%
GROUP XV	9.76	7%	10%+5%	a	3%
GROUP XVI	10.65	7%	10%+5%	a	3%

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE
a. Holidays, A through F plus Washington's Birthday, Presidential Election and Veterans Day provided the employee works any of the three days in the five work days preceeding the holiday and the first work day after the recognized holiday.

POWER EQUIPMENT OPERATORS - HIGHWAY, ROAD, STREET & SEWER CONSTRUCTION:

GROUP I: Autograde-combn,. subgrader, base MTL. spreader & base trimmer (CMI & similar types), autograde placer-trimmer-spreader-combn. (CMI & similar types), autograde slipform paver (CMI & similar types), backhoes (all types, including all combination hoe loaders), central power plants (all types), concrete paving machines, cranes (all types including overhead & straddle travelling type), cranes (gantry), drillmaster, quarrymaster (down the hole drill), draglines, elevator graders, engines (large diesel 1620 HP and staging pump), front end loader (5 yds. and over), gradalls, grader, rago, helicopters (co-pilot), jacks (screw air hydraulic power operated unit or console type (not hand jack or pile load test type), locomotive (large), mucking machine, pavers (21-E and over), paver (resinous, broyhill), pavement & concrete breaker (superhammer), pavement breaker truck mounted, piledriver, scooper (loader and shovel), koehring, shovels, tree chopper, trench machines

GROUP II: "A" frame, boring & drilling machines, brush chopper, chipper & shredder, cableways, carryalls, cherry pickers (6 tons and under), concrete pump, concrete pumping system, pumpcrete, squeezecrete and similar types, conveyors (125' and over), economobiles (hilo, lull, hyster and similar type equipment), fork lifts, front end loaders 2 yds. but less than 5 yds., groove cutting machine, heater planer, pans (letourneau, dw's ukes), pumpcrete (unit type), pumpcrete machines (squeezecrete & concrete pumping machines regardless of size), hoist (Chicago Booms), scrapers (letourneau, dw's ukes), side booms, squeezecrete, straddle carrier (ross & similar types), winch trucks (hoisting)

GROUP III: Asphalt curbing machine, asphalt plant engineer, autograde tube finisher & texturing machine (CMI and similar), autograde curecrete machine (CMI and similar types), autograde curb trimmer & sidewalk, shoulder slip form (CMI and similar types), bar bending machines (power), batchers, batching plant and crusher on site, belt conveyor systems, car dumpers (railroad), compressor and blower type units (used independently or mounted on dual purpose trucks, on the job site or in conjunction with job site in loading and unloading of concrete, cement, fly ash, instancrete or similar type materials, concrete breaking machines, concrete finishing machines, concrete saws & cutters (ride on type), concrete spreaders, hetzel, rexomatic & similar types, conveyors (under 125'), crushing machines, ditching machines (small ditchwitch or similar), drill doctor (duties include dust collector, maintenance), dope pots (mechanical with or without pump), dumpster, fine grade machine (large type), concrete vibrator, skimmer machines (boom type), generators, giraffe grinders, graders & motor patrols, gunite machine (excluding nozzle), hammer vibratory (in conjunction with generator), hoppers, hopper doors (power operated), laddervator, lights (portable generating light plants), locomotive (dinky type), maintenance and repair of asphalt curbing machines, concrete finishing machines, concrete vibrators, gas buggies, leveling machines, portable generators, power saws, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays, plaster, curing and sandblasting (all and similar types), mechanic, mixers (excepting paving mixers), motor patrols and graders, pavers (under 21-E), pavement breaker (small, selfpropelled ride on type, also maintains

POWER EQUIPMENT OPERATORS - HIGHWAY, ROAD, STREET, & SEWER CONSTRUCTION CONT'D.:

compressor or hydraulic unit), pipe bending machine (power), pitch pump, front end loaders (1 yd. and over, but less than 2 yds.), post hole digger, rod bending machine (power), scales (power), seaman pulverizing mixer, silos, steam jennies and boilers (irrespective of their use), steel cutting machine (services and maintains), vibrating plants (used in conjunction with unloading), welder and repair mechanic

GROUP IV: Bulldozer, fireman, sprinkler and water pump trucks (used on job site or in conjunction with job site), stone spreaders, sweepers and brooms, tractors (D-8 and over), water and/sprinkler trucks (used on job site in conjunction with job site)

GROUP V: Compressors (single), heaters (nelson or other type including propane, natural gas ot flowtype units), pumps (4 inch suction and over including submersible pumps), temporary heating plant (nelson or other type including propane, natural gas or flow type units), pumps (diesel engine and hydraulic immaterial of power), wellpoint systems (including installation and maintenance), welding machines (gas or electric converters of any type 2 or 3 in battery), pumps (2 of less than 4 inch suction including submersible pumps

GROUP VI: Front end loaders (under 1 yard)

GROUP VII: Helicopters (pilot/engineer)

GROUP VIII: Pump (staging)

GROUP IX: Rollers (grade fill or stone base), tractors (under D-8)

GROUP X: Tug master (power boats), captain (power boats)

GROUP XI: Compressors (2 or 3 within a total distance of 100' constitutes a battery

GROUP XII: Concrete spreaders (small type), fertilizing equipment (operation & maintenance of) grease, gas, fuel and oil supply trucks, mulching equipment, operation and maintenance of seeding machines, tamping machines (vibrating, self propelled), farm tractors, conveyor loaders (not including elevator graders), fine grade machine (small type), concrete mixers (small), road finishing machines (small type), welding machines (gas or electric converters of any type-single), form line graders (small type)

GROUP XIII: Roof hoists, aerial platform used as hoist

GROUP XIV: Tire repair and maintanence, mechanics helpers & oiler

GROUP XV: Asphalt spreaders, bridge deck finisher, grader (finish only)

GROUP XVI: Roller blacktop

NJ-2-PEO-3-B 3 of 3

HIGHWAY, ROAD, STREET & SEWER CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
GROUP I	$11.28	7%	5%+10%	a	3%
GROUP II	10.40	7%	5%+10%	a	3%
GROUP III	9.51	7%	5%+10%	a	3%
GROUP IV	9.31	7%	5%+10%	a	3%
GROUP V	8.60	7%	5%+10%	a	3%
GROUP VI	9.16	7%	5%+10%	a	3%
GROUP VII	12.88	7%	5%+10%	a	3%
GROUP VIII	10.50	7%	5%+10%	a	3%
GROUP IX	8.96	7%	5%+10%	a	3%
GROUP X	9.46	7%	5%+10%	a	3%
GROUP XI	9.21	7%	5%+10%	a	3%
GROUP XII	8.45	7%	5%+10%	a	3%
GROUP XIII	10.20	7%	5%+10%	a	3%
GROUP XIV	8.15	7%	5%+10%	a	3%
GROUP XV	9.76	7%	5%+10%	a	3%
GROUP XVI	10.65	7%	5%+10%	a	3%

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Indenpendence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Paid holidays; A through F, Washington's Birthday, Presidential Election Day and Verterans Pay provided the employee works any three days in the five day work week preceding the holiday and the first work day following the holiday.

NJ-4-PEO-2- X

STEEL ERECTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Power Equipment Operators:					
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$12.08	7%	15%	a	3%
Cranes and derricks (land or floating), with booms (including jib), 140' and over	12.88	7%	15%	a	3%
A-frame, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoists house cars, side booms, jacks	11.43	7%	15%	a	3%
Air compressors (2 or 3 in battery), generators, welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	9.86	7%	15%	a	3%
Air compressors single, welding machines (gasoline electric converter of any type, single) rod bending machines power	9.05	7%	15%	a	3%
Firemen	9.38	7%	15%	a	3%
Oilers, straddle carrier	8.55	7%	15%	a	3%
Water Operations:					
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:					
Captain, tugmaster	9.80	7%	15%	a	3%
Deckhand	8.50	7%	15%	a	3%

PAID HOLIDAYS:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Paid holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

DECISION #AQ-2098 (cont'd)

MODIFICATIONS P. 41

NJ-3-TD-1-2-3-K

TRUCK DRIVERS: BUILDING, HEAVY & HIGHWAY: West of the Jersey Turnpike to Del. R.

GROUP I: Warehouseman, fork lift truck and part men

GROUP II: Straight truck driver including all "dual purpose" trucks, (straight), transit mix trucks, fuel trucks, pickup trucks (only when transporting material), flat bed trucks, seeding trucks, fertilizing trucks, dumpcrete trucks, mulching trucks, "A" frame (when transporting material), water sprinkler trucks, tanks, straight trucks with mechanical tailgates, asphalt distributor trucks, batch trucks and similar type equipment

GROUP III: Straight truck driver (helper)

GROUP IV: Winch straight tractor & trailer truck driver and Euclid trailer dump (not self loading), fuel truck drivers & asphalt oil distributors on dumpcrete trucks, transit-mixers, flat bed trucks, low bed trucks, tanks, water tank, fuel trucks, euclid water sprinkler, asphalt distrubutor, pole trailer, winch trailer, I beam trucks, euclids (all), and similar types of equipment

GROUP V: Ten wheel dump truck driver and trailer dump driver off site

GROUP VI: Mechanics

GROUP VII: Mechanics (helper)

GROUP VIII: All truck towing

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
GROUP I:	$6.45	a	b	c&d		
GROUP II:	6.50	a	b	c&d		
GROUP III:	6.30	a	b	c&d		
GROUP IV:	6.85	a	b	c&d		
GROUP V:	5.80	a	b	c&d		
GROUP VI:	7.00	a	b	c&d		
GROUP VII:	6.50	a	b	c&d		
GROUP VIII:	6.65	a	b	c&d		

FOOTNOTE:

a. Employer contributes $2.70 per day to Health and Welfare.

b. Employer contributes $2.20 per day to a Pension Fund.

c. Employee who has worked or received pay for 90 days within a year prior to his anniversary date shall receive 56 hours straight time vacation pay; for 3 years but less than 8 years of service he will receive 100 hours of straight time vacation pay; more than 8 yrs but less than 15 years-125 hours; 15 years or more-165 hours.

d. Paid holidays for employees available for work on at least 2 days in the week in which the holiday falls include A-F plus Washingtons Birthday, Presidents Election date and Armistice Day.

MODIFICATIONS P. 42

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
DECISION #AQ-2102 - Mod. #3 (39 FR 14161 - April 19,1974) Essex County, New Jersey					
Change:					
Bricklayers, cement masons finishers, plasterers stonemasons:					
Remainder of County	$ 9.75	.70	.45		.02
Electricians	10.35	5%	7%	10%	1/4%
Ironworkers; str., Orn., Reinf.	9.62	.67	2.21	.95	.10
Line Construction:					
Lineman, cable splicer, line equip. op. line truck op., groundmen, welders	10.35	5%	7%	10%	1/4%
Roofers:					
Composition, damp and waterproofers	10.27	.70	.50		
Steamfitters:					
Millburn & Short hills	9.57	.40	.90	.75	.10
Remainder of County	9.85	6%	7%	10%	1/2%
Omit:					
Power Equipment Operators schedules for Building & Heavy Construction, Highway-Road-Street & Sewer Construction, and Steel Erection Construction as originally issued					
Add:					
Attached Power Equipment Operators schedules for Building & Heavy Construction Highway-Road-Street& Sewer Construction, and Steel Erection Construction					

BUILDING & HEAVY CONSTRUCTION - POWER EQUIPMENT OPERATORS:

GROUP I: Autograde - combn. subgrader, base MTL spreader & base trimmer (CMI & similar types), autograde placer-trimmer-spreader-combn. (CMI & similar types), autograde slipform paver (CMI & similar types), backhoes (all types, including all combination hoe loaders), central power plants (all types), concrete paving machines, cranes (all types including overhead & straddle travelling type), cranes (gantry), derricks (land or floating), drillmaster, quarrymaster (down the hole drill), draglines, elevator graders, engines (large diesel 1620 HP and staging pump), front end loaders (5 yds. and over), gradalls, grader, rago, helicopters (co-pilot), jack (screw air hydraulic power operated unit or console type (not hand jack or pile load test type), locomotive (large), mucking machines, pavers (21-E and over), paver (resinous, broyhill), pavement & concrete breaker (superhammer), pavement breaker truck mounted, piledriver, scooper (loader and shovel) koehring, shovels, tree chopper, trench machines

GROUP II: "A" frame, boring & drilling machines, brush chopper, chipper & shredder, cableways carryalls, cherry pickers (6 tons & under), concrete pump, concrete pumping system, pumpcrete, squeezecrete & similar types, conveyors (125' & over), economobiles (hilo, lull, hyster similar type equipment), fork lifts, front end loaders (2 yds, but less than 5 yds.), grove cutting machine, heater planer, pans (letourneau, dw's ukes), pumpcrete (unit type), pumpcrete machines (squeezecrete & concrete pumping regardless of size), scrapers (letourneau, dw's ukes), side booms, squeezecrete, straddle carrier (ross & similar types), winch trucks (hoisting)

GROUP III: Aerial platform (used as hoist), hoist (all type hoists, gas, diesel, electric, air hydraulic, single and double drum, concrete, brick shaft caisson, conveyor, snorkel, roof, tugger, and house cars or any other similar type hoisting machines, portable or stationary, except Chicago boom type), elevators or house cars, roof hoist

GROUP IV: Asphalt curbing machine, asphalt plant engineer, autograde tube finisher & texturing machine (CMI & similar), autograde curecrete machine (CMI & similar), autograde crub trimmer & sidewalk, shoulder slipform (CMI & similar types), bar bending machines (power), batchers, batching plant & crusher on site, belt conveyor systems, boilers and steam jennies (irrespective of their use), boom type skimmer machines, car dumpers (railroad), compressor and blower type units (used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instancrete, or similar type materials), concrete breaking machines, concrete finishing machines, concrete saws & cutters (ride on type), concrete spreaders hetzel, rexomatic and similar types, conveyors (under 125'), crushing machines, ditching machines (small, ditch-witch or similar), drill doctor (duties include dust collector, maintenance), dope pots (mechanical with or without pump), dumpsters, fine grade machine (large type), front end loaders (under 2 yds.), generators giraffe grinders, graders and motor patrols, gunite machines (excluding nozzle), hammer vibrator (in conjunction with generator), hoppers, hopper doors (power operated), ladders (motorized), laddervator, lights (portable generating light plants), locomotive (dinky type), maintenance and repair of asphalt

BUILDING & HEAVY CONSTRUCTION - POWER EQUIPMENT OPERATORS CONT'D.:

curbing machines, concrete finishing machines, gas buggies, leveling machines, portable generators, power saws, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays, plaster, curing and sandblasting (all and similar types), mechanic, mixers excepting paving mixers), motor patrols and graders, pavers (under 21-E), pavement breakers (small, self propelled ride on type, also maintains compressor or hydraulic unit), pipe bending machine (power), pitch pump, plaster pump (regardless of size), post hole digger, rod bending machines (power), scales (power), seaman pulverizing mixer, silas, steam jennies and boilers (irrespective of theirise), steel cutting machine (service & maintains), vibrating plants (used in conjunction with unloading, welder and repair mechanic

GROUP V: Welding machines (gas or electric converters of any type 2 or 3 in battery), compressors (2 or 3 within a total distance of 100' constitutes a battery), welding system, mutiple (rectifier transformer type)

GROUP VI: Bulldozer, fireman, sprinkler and water pump trucks (used on job site or in conjunction with job site), stone, spreaders, sweepers & brooms, tractors (D-8 and over), water & sprinkler trucks (used on job site or in conjunction with job site)

GROUP VII: Compressor (single), heaters (nelson or other type including propane, natural gas or flow type units), pumps (4 inch suction & over including submersible pumps), temporary heating plant (nelson or other type including propane, natural gas or flow type units), welding machines (gas or electric converters of any type single), wellpoint system (including installation and maintenance), pumps (2 of less than 4 inch suction including submersible pumps)

GROUP VIII: Concrete spreaders (small type), fertilizing equipment and maintenance of), grease, gas, fuel and oil supply trucks, mulching equipment (operation and maintenance of), seeding equipment (operation and maintenance of), tamping machines (vibrating self propelled)

GROUP IX: Assistant engineer/oiler, mechanics helper, tire repair & maintenance

GROUP X: Water Operation: On all power boats used in conjunction with pipeline, river crossings and all types of construction: captain (power boats), tug master (power boats)

GROUP XI: Water Operations: Deckhand

GROUP XII: Pump (staging)

GROUP XIII: Rollers (grade fill or stone base), tractors umder D-8

GROUP XIV: Helicopters (pilot/engineer)

GROUP XV: Asphalt spreaders, bridge deck finisher, grader finish only

GROUP XVI: Roller blacktop

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BUILDING AND HEAVY CONSTRUCTION POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments H & W	Pensions	Vacation	App. Tr.
GROUP I	$11.28	7%	10%+5%	a	3%
GROUP II	10.40	7%	10%+5%	a	3%
GROUP III	10.20	7%	10%+5%	a	3%
GROUP IV	9.51	7%	10%+5%	a	3%
GROUP V	9.36	7%	10%+5%	a	3%
GROUP VI	9.31	7%	10%+5%	a	3%
GROUP VII	8.60	7%	10%+5%	a	3%
GROUP VIII	8.45	7%	10%+5%	a	3%
GROUP IX	8.15	7%	10%+5%	a	3%
GROUP X	9.46	7%	10%+5%	a	3%
GROUP XI	8.05	7%	10%+5%	a	3%
GROUP XII	10.50	7%	10%+5%	a	3%
GROUP XIII	8.96	7%	10%+5%	a	3%
GROUP XIV	12.88	7%	10%+5%	a	3%
GROUP XV	9.76	7%	10%+5%	a	3%
GROUP XVI	10.65	7%	10%+5%	a	3%

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE

a. Holidays, A through F plus Washington's Birthday, Presidential Election and Veterans Day provided the employee works any of the three days in the five work days preceeding the holiday and the first work day after the recognized holiday.

POWER EQUIPMENT OPERATORS - HIGHWAY, ROAD, STREET & SEWER CONSTRUCTION:

GROUP I: Autograde-combn,. subgrader, base MTL. spreader & base trimmer (CMI & similar types), autograde placer-trimmer-spreader-combn. (CMI & similar types), autograde slipform paver (CMI & similar types), backhoes (all types, including all combination hoe loaders), central power plants (all types), concrete paving machines, cranes (all types including overhead & straddle travelling type), cranes (gantry), drillmaster, quarrymaster (down the hole drill), draglines, elevator graders, engines (large diesel 1620 HP and staging pump), front end loader (5 yds. and over), gradalls, grader, rago, helicopters (co-pilot), jacks (screw air hydraulic power operated unit or console type (not hand jack or pile load test type), locomotive (large), mucking machine, pavers (21-E and over), paver (resinous, broyhill), pavement & concrete breaker (superhammer), pavement breaker truck mounted, piledriver, scooper (loader and shovel), koehring, shovels, tree chopper, trench machines

GROUP II: "A" frame, boring & drilling machines, brush chopper, chipper & shredder, cableways, carryalls, cherry pickers (6 tons and under), concrete pump, concrete pumping system, pumpcrete, squeezecrete and similar types, conveyors (125' and over), economobiles (hilo, lull, hyster and similar type equipment), fork lifts, front end loaders 2 yds. but less than 5 yds., groove cutting machine, heater planer, pans (letourneau, dw's ukes), pumpcrete (unit type), pumpcrete machines (squeezecrete & concrete pumping machines regardless of size), hoist (Chicago Booms), scrapers (letourneau, dw's ukes), side booms, squeezecrete, straddle carrier (ross & similar types), winch trucks (hoisting)

GROUP III: Asphalt curbing machine, asphalt plant engineer, autograde tube finisher & texturing machine (CMI and similar), autograde curecrete machine (CMI and similar types), autograde curb trimmer & sidewalk, shoulder slip form (CMI and similar types), bar bending machines (power), batchers, batching plant and crusher on site, belt conveyor systems, car dumpers (railroad), compressor and blower type units (used independently or mounted on dual purpose trucks, on the job site or in conjunction with job site in loading and unloading of concrete, cement, fly ash, instancrete or similar type materials, concrete breaking machines, concrete finishing machines, concrete saws & cutters (ride on type), concrete spreaders, hetzel, rexomatic & similar types, conveyors (under 125'), crushing machines, ditching machines (small ditchwitch or similar), drill doctor (duties include dust collector, maintenance), dope pots (mechanical with or without pump), dumpster, fine grade machine (large type), concrete vibrator, skimmer machines (boom type), generators, giraffe grinders, graders & motor patrols, gunite machine (excluding nozzle), hammer vibratory (in conjunction with generator), hoppers, hopper doors (power operated), laddervator, lights (portable generating light plants), locomotive (dinky type), maintenance and repair of asphalt curbing machines, concrete finishing machines, concrete vibrators, gas buggies, leveling machines, portable generators, power saws, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays, plaster, curing and sandblasting (all and similar types), mechanic, mixers (excepting paving mixers), motor patrols and graders, pavers (under 21-E), pavement breaker (small, selfpropelled ride on type, also maintains

POWER EQUIPMENT OPERATORS - HIGHWAY, ROAD, STREET, & SEWER CONSTRUCTION CONT'D.:
compressor or hydraulic unit), pipe bending machine (power), pitch pump, front end loaders (1 yd. and over, but less than 2 yds.), post hole digger, rod bending machine (power), scales (power), seaman pulverizing mixer, silos, steam jennies and boilers (irrespective of their use), steel cutting machine (services and maintains), vibrating plants (used in conjunction with unloading), welder and repair mechanic

GROUP IV: Bulldozer, fireman, sprinkler and water pump trucks (used on job site or in conjunction with job site), stone spreaders, sweepers and brooms, tractors (D-8 and over), water and/sprinkler trucks (used on job site in conjunction with job site)

GROUP V: Compressors (single), heaters (nelson or other type including propane, natural gas ot flowtype units), pumps (4 inch suction and over including submersible pumps), temporary heating plant (nelson or other type including propane, natural gas or flow type units), pumps (diesel engine and hydraulic immaterial of power), wellpoint systems (including installation and maintenance), welding machines (gas or electric converters of any type 2 or 3 in battery), pumps (2 of less than 4 inch suction including submersible pumps

GROUP VI: Front end loaders (under 1 yard)

GROUP VII: Helicopters (pilot/engineer)

GROUP VIII: Pump (staging)

GROUP IX: Rollers (grade fill or stone base), tractors (under D-8)

GROUP X: Tug master (power boats), captain (power boats)

GROUP XI: Compressors (2 or 3 within a total distance of 100' constitutes a battery

GROUP XII: Concrete spreaders (small type), fertilizing equipment (operation & maintenance of) grease, gas, fuel and oil supply trucks, mulching equipment, operation and maintenance of seeding machines, tamping machines (vibrating, self propelled), farm tractors, conveyor loaders (not including elevator graders), fine grade machine (small type), concrete mixers (small), road finishing machines (small type), welding machines (gas or electric converters of any type-single), form line graders (small type)

GROUP XIII: Roof hoists, aerial platform used as hoist

GROUP XIV: Tire repair and maintanence, mechanics helpers & oiler

GROUP XV: Asphalt spreaders, bridge deck finisher, grader (finish only)

GROUP XVI: Roller blacktop

HIGHWAY, ROAD, STREET & SEWER CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
GROUP I	$11.28	7%	5%+10%	a	3%
GROUP II	10.40	7%	5%+10%	a	3%
GROUP III	9.51	7%	5%+10%	a	3%
GROUP IV	9.31	7%	5%+10%	a	3%
GROUP V	8.60	7%	5%+10%	a	3%
GROUP VI	9.16	7%	5%+10%	a	3%
GROUP VII	12.88	7%	5%+10%	a	3%
GROUP VIII	10.50	7%	5%+10%	a	3%
GROUP IX	8.96	7%	5%+10%	a	3%
GROUP X	9.46	7%	5%+10%	a	3%
GROUP XI	9.21	7%	5%+10%	a	3%
GROUP XII	8.45	7%	5%+10%	a	3%
GROUP XIII	10.20	7%	5%+10%	a	3%
GROUP XIV	8.15	7%	5%+10%	a	3%
GROUP XV	9.76	7%	5%+10%	a	3%
GROUP XVI	10.65	7%	5%+10%	a	3%

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Indenpendence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Paid holidays; A through F, Washington's Birthday, Presidential Election Day and Verterans Pay provided the employee works any three days in the five day work week preceding the holiday and the first work day following the holiday.

DECISION #AQ-2102 (cont'd)

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STEEL ERECTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Power Equipment Operators:					
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$12.08	7%	15%	a	3%
Cranes and derricks (land or floating), with booms (including jib), 140' and over	12.88	7%	15%	a	3%
A-frame, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoists house cars, side booms, jacks	11.43	7%	15%	a	3%
Air compressors (2 or 3 in battery), generators, welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	9.86	7%	15%	a	3%
Air compressors single, welding machines (gasoline electric converter of any type, single) rod bending machines power	9.05	7%	15%	a	3%
Firemen	9.38	7%	15%	a	3%
Oilers, straddle carrier	8.55	7%	15%	a	3%
Water Operations:					
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:					
Captain, tugmaster	9.80	7%	15%	a	3%
Deckhand	8.50	7%	15%	a	3%

PAID HOLIDAYS:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Paid holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
DECISION #AQ-2105 - Mod. #3 (39 FR 14873 - April 26, 1974) Bergen County, New Jersey					
Change:					
Bricklayers, cement masons plasterers & stone masons: N. Arlington, Lynhurst, E. of Ridge and N. to Rutherford Ave. and Berry's Creek W. of the Hackensack River	$9.75	.70	.45		.02
Ironworkers, structural	9.62	.67	2.21	.95	.10
Ironworkers, ornamental	9.62	.67	2.21	.95	.10
Ironworkers, reinforcing	9.62	.67	2.21	.95	.10
Laborers, Building:					
Garfield, Passaic and Wallington Twp., Lodi, Lodi Borough and E. Paterson: Laborers, air tool op. (jackhammer, vibrator), mason tenders, mortar mixers, pipelayers. (concrete and clay) plasterers tenders	6.85	.50	.70		
Roofers:					
Composition	9.75	.65	1.00		
Omit:					
Power Equipment Operator Schedules for Building & Heavy Construction, Highway Road Street & Sewer construction and Steel Erection as originally issued					
ADD:					
Attached Power Equipment Operator Schedules for Building & Heavy Construction, Highway Road Street & Sewer Construction and Steel Erection					

BUILDING & HEAVY CONSTRUCTION - POWER EQUIPMENT OPERATORS:

GROUP I: Autograde - comon. subgrader, base MTL spreader & base trimmer (CMI & similar types), autograde placer-trimmer-spreader-combn. (CMI & similar types), autograde slipform paver (CMI & similar types), backhoes (all types, including all combination hoe loaders), central power plants (all types), concrete paving machines, cranes (all types including overhead & straddle travelling type), cranes (gantry), derricks (land or floating), drillmaster, quarrymaster (down the hole drill), draglines, elevator graders, engines (large diesel 1620 HP and staging pump), front end loaders (5 yds. and over), gradalls, grader, rago, helicopters (copilot), jack (screw air hydraulic power operated unit or console type (not hand jack or pile load test type), locomotive (large), mucking machines, pavers (21-E and over), paver (resinous, broyhill), pavement & concrete breaker (superhammer), pavement breaker truck mounted, piledriver, scooper (loader and shovel) koehring, shovels, tree chopper, trench machines

GROUP II: "A" frame, boring & drilling machines, brush chopper, chipper & shredder, cableways carryalls, cherry pickers (6 tons & under), concrete pump, concrete pumping system, pumpcrete, squeezecrete & similar types, conveyors (125' & over), economobiles (hilo, lull, hyster similar type equipment), fork lifts, front end loaders (2 yds, but less than 5 yds.), grove cutting machine, heater planer, pans (letourneau, dw's ukes), pumpcrete (unit type), pumpcrete machines (squeezecrete & concrete pumping regardless of size), scrapers (letourneau, dw's ukes), side booms, squeezecrete, straddle carrier (ross & similar types), winch trucks (hoisting)

GROUP III: Aerial platform (used as hoist), hoist (all type hoists, gas, diesel, electric, air hydraulic, single and double drum, concrete, brick shaft caisson, conveyor, snorkel, roof, tugger, and house cars or any other similar type hoisting machines, portable or stationary, except Chicago boom type), elevators or house cars, roof hoist

GROUP IV: Asphalt curbing machine, asphalt plant engineer, autograde tube finisher & texturing machine (CMI & similar), autograde curecrete machine (CMI & similar), autograde crub trimmer & sidewalk, shoulder slipform (CMI & similar types), bar bending machines (power), batchers, batching plant & crusher on site, belt conveyor systems, boilers and steam jennies (irrespective of their use), boom type skimmer machines, car dumpers (railroad), compressor and blower type units (used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instancrete, or similar type materials), concrete breaking machines, concrete finishing machines, concrete saws & cutters (ride on type), concrete spreaders hetzel, rexomatic and similar types, conveyors (under 125'), crushing machines, ditching machines (small, ditchwitch or similar), drill doctor (duties include dust collector, maintenance), dope pots (mechanical with or without pump), dumpsters, fine grade machine (large type), front end loaders (under 2 yds.), generators giraffe grinders, graders and motor patrols, gunite machines (excluding nozzle), hammer vibrator (in conjunction with generator), hoppers, hopper doors (power operated), ladders (motorized), laddervator, lights (portable generating light plants), locomotive (dinky type), maintenance and repair of asphalt

BUILDING & HEAVY CONSTRUCTION - POWER EQUIPMENT OPERATORS CONT'D.:

curbing machines, concrete finishing machines, gas buggies, leveling machines, portable generators, power saws, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays, plaster, curing and sandblasting (all and similar types), mechanic, mixers excepting paving mixers), motor patrols and graders, pavers (under 21-E), pavement breakers (small, self propelled ride on type, also maintains compressor or hydraulic unit), pipe bending machine (power), pitch pump, plaster pump (regardless of size), post hole digger, rod bending machines (power), scales (power), seaman pulverizing mixer, silas, steam jennies and boilers (irrespective of theiruse), steel cutting machine (service & maintains), vibrating plants (used in conjunction with unloading, welder and repair mechanic

GROUP V: Welding machines (gas or electric converters of any type 2 or 3 in battery), compressors (2 or 3 within a total distance of 100' constitutes a battery), welding system, mutiple (rectifier transformer type)

GROUP VI: Bulldozer, fireman, sprinkler and water pump trucks (used on job site or in conjunction with job site), stone, spreaders, sweepers & brooms, tractors (D-8 and over), water & sprinkler trucks (used on job site or in conjunction with job site)

GROUP VII: Compressor (single), heaters (nelson or other type including propane, natural gas or flow type units), pumps (4 inch suction & over including submersible pumps), temporary heating plant (nelson or other type including propane, natural gas or flow type units), welding machines (gas or electric converters of any type single), wellpoint system (including installation and maintenance), pumps (2 of less than 4 inch suction including submersible pumps)

GROUP VIII: Concrete spreaders (small type), fertilizing equipment and maintenance of), grease, gas, fuel and oil supply trucks, mulching equipment (operation and maintenance of), seeding equipment (operation and maintenance of), tamping machines (vibrating self propelled)

GROUP IX: Assistant engineer/oiler, mechanics helper, tire repair & maintenance

GROUP X: Water Operation: On all power boats used in conjunction with pipeline, river crossings and all types of construction: captain (power boats), tug master (power boats)

GROUP XI: Water Operations: Deckhand

GROUP XII: Pump (staging)

GROUP XIII: Rollers (grade fill or stone base), tractors umder D-8

GROUP XIV: Helicopters (pilot/engineer)

GROUP XV: Asphalt spreaders, bridge deck finisher, grader finish only

GROUP XVI: Roller blacktop

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BUILDING AND HEAVY CONSTRUCTION POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
GROUP I	$11.28	7%	10%+5%	a	3%
GROUP II	10.40	7%	10%+5%	a	3%
GROUP III	10.20	7%	10%+5%	a	3%
GROUP IV	9.51	7%	10%+5%	a	3%
GROUP V	9.36	7%	10%+5%	a	3%
GROUP VI	9.31	7%	10%+5%	a	3%
GROUP VII	8.60	7%	10%+5%	a	3%
GROUP VIII	8.45	7%	10%+5%	a	3%
GROUP IX	8.15	7%	10%+5%	a	3%
GROUP X	9.46	7%	10%+5%	a	3%
GROUP XI	8.05	7%	10%+5%	a	3%
GROUP XII	10.50	7%	10%+5%	a	3%
GROUP XIII	8.96	7%	10%+5%	a	3%
GROUP XIV	12.88	7%	10%+5%	a	3%
GROUP XV	9.76	7%	10%+5%	a	3%
GROUP XVI	10.65	7%	10%+5%	a	3%

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE

a. Holidays, A through F plus Washington's Birthday, Presidential Election and Veterans Day provided the employee works any of the three days in the five work days preceeding the holiday and the first work day after the recognized holiday.

POWER EQUIPMENT OPERATORS - HIGHWAY, ROAD, STREET & SEWER CONSTRUCTION:

GROUP I: Autograde-combn,. subgrader, base MTL. spreader & base trimmer (CMI & similar types), autograde placer-trimmer-spreader-combn. (CMI & similar types), autograde slipform paver (CMI & similar types), backhoes (all types, including all combination hoe loaders), central power plants (all types), concrete paving machines, cranes (all types including overhead & straddle travelling type), cranes (gantry), drillmaster, quarrymaster (down the hole drill), draglines, elevator graders, engines (large diesel 1620 HP and staging pump), front end loader (5 yds. and over), gradalls, grader, rago, helicopters (co-pilot), jacks (screw air hydraulic power operated unit or console type (not hand jack or pile load test type), locomotive (large), mucking machine, pavers (21-E and over), paver (resinous, broyhill), pavement & concrete breaker (superhammer), pavement breaker truck mounted, piledriver, scooper (loader and shovel), koehring, shovels, tree chopper, trench machines

GROUP II: "A" frame, boring & drilling machines, brush chopper, chipper & shredder, cableways, carryalls, cherry pickers (6 tons and under), concrete pump, concrete pumping system, pumpcrete, squeezecrete and similar types, conveyors (125' and over), economobiles (hilo, lull, hyster and similar type equipment), fork lifts, front end loaders 2 yds. but less than 5 yds., groove cutting machine, heater planer, pans (letourneau, dw's ukes), pumpcrete (unit type), pumpcrete machines (squeezecrete & concrete pumping machines regardless of size), hoist (Chicago Booms), scrapers (letourneau, dw's ukes), side booms, squeezecrete, straddle carrier (ross & similar types), winch trucks (hoisting)

GROUP III: Asphalt curbing machine, asphalt plant engineer, autograde tube finisher & texturing machine (CMI and similar), autograde curecrete machine (CMI and similar types), autograde curb trimmer & sidewalk, shoulder slip form (CMI and similar types), bar bending machines (power), batchers, batching plant and crusher on site, belt conveyor systems, car dumpers (railroad), compressor and blower type units (used independently or mounted on dual purpose trucks, on the job site or in conjunction with job site in loading and unloading of concrete, cement, fly ash, instancrete or similar type materials, concrete breaking machines, concrete finishing machines, concrete saws & cutters (ride on type), concrete spreaders, hetzel, rexomatic & similar types, conveyors (under 125'), crushing machines, ditching machines (small ditchwitch or similar), drill doctor (duties include dust collector, maintenance), dope pots (mechanical with or without pump), dumpster, fine grade machine (large type), concrete vibrator, skimmer machines (boom type), generators, giraffe grinders, graders & motor patrols, gunite machine (excluding nozzle), hammer vibratory (in conjunction with generator), hoppers, hopper doors (power operated), laddervator, lights (portable generating light plants), locomotive (dinky type), maintenance and repair of asphalt curbing machines, concrete finishing machines, concrete vibrators, gas buggies, leveling machines, portable generators, power saws, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays, plaster, curing and sandblasting (all and similar types), mechanic, mixers (excepting paving mixers), motor patrols and graders, pavers (under 21-E), pavement breaker (small, selfpropelled ride on type, also maintains

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POWER EQUIPMENT OPERATORS - HIGHWAY, ROAD, STREET, & SEWER CONSTRUCTION CONT'D.: compressor or hydraulic unit), pipe bending machine (power), pitch pump, front end loaders (1 yd. and over, but less than 2 yds.), post hole digger, rod bending machine (power), scales (power), seaman pulverizing mixer, silos, steam jennies and boilers (irrespective of their use), steel cutting machine (services and maintains), vibrating plants (used in conjunction with unloading), welder and repair mechanic

GROUP IV: Bulldozer, fireman, sprinkler and water pump trucks (used on job site or in conjunction with job site), stone spreaders, sweepers and brooms, tractors (D-8 and over), water and sprinkler trucks (used on job site in conjunction with job site)

GROUP V: Compressors (single), heaters (nelson or other type including propane, natural gas ot flowtype units), pumps (4 inch suction and over including submersible pumps), temporary heating plant (nelson or other type including propane, natural gas or flow type units), pumps (diesel engine and hydraulic immaterial of power), wellpoint systems (including installation and maintenance), welding machines (gas or electric converters of any type 2 or 3 in battery), pumps (2 of less than 4 inch suction including submersible pumps

GROUP VI: Front end loaders (under 1 yard)

GROUP VII: Helicopters (pilot/engineer)

GROUP VIII: Pump (staging)

GROUP IX: Rollers (grade fill or stone base), tractors (under D-8)

GROUP X: Tug master (power boats), captain (power boats)

GROUP XI: Compressors (2 or 3 within a total distance of 100' constitutes a battery

GROUP XII: Concrete spreaders (small type), fertilizing equipment (operation & maintenance of) grease, gas, fuel and oil supply trucks, mulching equipment, operation and maintenance of seeding machines, tamping machines (vibrating, self propelled), farm tractors, conveyor loaders (not including elevator graders), fine grade machine (small type), concrete mixers (small), road finishing machines (small type), welding machines (gas or electric converters of any type-single), form line graders (small type)

GROUP XIII: Roof hoists, aerial platform used as hoist

GROUP XIV: Tire repair and maintanence, mechanics helpers & oiler

GROUP XV: Asphalt spreaders, bridge deck finisher, grader (finish only)

GROUP XVI: Roller blacktop

MODIFICATIONS P. 56

DECISION # AQ-2105 (cont'd)

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HIGHWAY, ROAD, STREET & SEWER CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
GROUP I	/$11.28	7%	5%+10%	a	3%
GROUP II	10.40	7%	5%+10%	a	3%
GROUP III	9.51	7%	5%+10%	a	3%
GROUP IV	9.31	7%	5%+10%	a	3%
GROUP V	8.60	7%	5%+10%	a	3%
GROUP VI	9.16	7%	5%+10%	a	3%
GROUP VII	12.88	7%	5%+10%	a	3%
GROUP VIII	10.50	7%	5%+10%	a	3%
GROUP IX	8.96	7%	5%+10%	a	3%
GROUP X	9.46	7%	5%+10%	a	3%
GROUP XI	9.21	7%	5%+10%	a	3%
GROUP XII	8.45	7%	5%+10%	a	3%
GROUP XIII	10.20	7%	5%+10%	a	3%
GROUP XIV	8.15	7%	5%+10%	a	3%
GROUP XV	9.76	7%	5%+10%	a	3%
GROUP XVI	10.65	7%	5%+10%	a	3%

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Indenpendence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Paid holidays; A through F, Washington's Birthday, Presidential Election Day and Verterans Pay provided the employee works any three days in the five day work week preceding the holiday and the first work day following the holiday.

DECISION # AQ-2105 (cont'd)

NJ-4-PEO-2- X

STEEL ERECTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Power Equipment Operators:					
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$12.08	7%	15%	a	3%
Cranes and derricks (land or floating), with booms (including jib), 140' and over	12.88	7%	15%	a	3%
A-frame, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoists house cars, side booms, jacks	11.43	7%	15%	a	3%
Air compressors (2 or 3 in battery), generators, welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	9.86	7%	15%	a	3%
Air compressors single, welding machines (gasoline electric converter of any type, single) rod bending machines power	9.05	7%	15%	a	3%
Firemen	9.38	7%	15%	a	3%
Oilers, straddle carrier	8.55	7%	15%	a	3%
Water Operations:					
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:					
Captain, tugmaster	9.80	7%	15%	a	3%
Deckhand	8.50	7%	15%	a	3%

PAID HOLIDAYS:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Paid holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

DECISION NO. AR-6 - Mod. #2
(39 FR 25800 - July 12, 1974)
Statewide, New Mexico

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Change:					
Marble, Tile & Terrazzo Workers: Bernalillo, Sandoval, Santa Fe, and Valencia Counties with the exception of a 15 mile radius from the center of the city of Cuba in Sandoval County and Grants in Valencia County	$6.375	.30			
Marble, Tile & Terrazzo Workers: Catron, Chaves, Colfax, Curry, DeBaca, Dona Ana, Eddy, Grant, Guadalupe, Harding, Hidalgo, Lea, Lincoln, Los Alamos, Luna, McKinley, Mora, Otero, Quay, Rio Arriba, Roosevelt, San Juan, San Miguel, Sierra, Socorro, Taos, Torrance and Union Counties, and 15 mile radius from the center of the center ofthe City of Cuba in Sandoval and Grants in Valencia	7.50	.30			

DECISION NO. AQ-2037 - Mod. #2
(38 FR 35188 - December 21, 1973)
Monroe County, New York

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Change:					
Asbestos workers	$10.31	.73	.35		.03
Boilermakers	9.05	.50	.75		.01
Carpenters & piledrivermen, Heavy & Highway	8.07	.45	.70		.025
Laborers, Building:					
Laborers	7.69	.65	1.05		
Blasters	9.06	.65	1.05		
Air track, wagon drill op., asphalt	8.09	.65	1.05		
Jackhammers, mortar mixers, concrete vibrator, pipelayers, burners & cutters for wrecking and demolition	7.99	.65	1.05		
Leadburners	9.25	.35		c	.01
Add:					
Marble, tile and terrazzo worker helpers	8.48		1.14		

DECISION #AQ-112 - Mod. #1
(39 FR 22360 - June 21, 1974)
Gregg County, Texas

Change:					
Ironworkers	$7.55	.30	.35		.04

DECISION #AR-8 - Mod. #1
(39 FR 27410 - July 26, 1974)
Cameron, Hidalgo, Starr & Willacy Counties, Texas

Change:					
Electricians:					
Electrical contracts under $300,000	6.01	.30	1%		1%
Electrical contracts $300,000 & over	6.87	.30	1%		1%

DECISION #AQ-2109 - Mod. #2
(39 FR 15687 - May 3, 1974)
The cities of Norfolk, Chesapeake, Portsmouth and Virginia Beach, Virginia

Change:
POWER EQUIPMENT OPERATORS

65-VA-PEO-1 G

BUILDING CONSTRUCTION

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	O
Group 1	$7.05	.225	.10		.05	
Group 2	5.64	.225	.10		.05	
Group 3	4.76	.225	.10		.05	
Group 4	4.58	.225	.10		.05	
Group 5	4.41	.225	.10		.05	

CLASSIFICATIONS:

GROUP 1
Tunnel machine, cranes, derricks, pile drivers, pavers, two or more drum hoist, finish motor grader, mechanic, batch plant, gradall, quad

GROUP 2
Cableways, tractors with attachments, combination front end loader and backhoe, front end loader, rubber tired scraper and pans, rough motor grader, 20-ton locomotive, bulldozers, pump crete, trenching machine, mixer larger than 16 S, fork lift

GROUP 3
Compressor over 125 cu. ft., bottom and end dumps, tractors without attachments, 1 drum hoist, rollers, welding machines (gas or diesel), locomotive under 20-tons, power plant, generator (1200 KW or larger), pumps (over 2 inches, including wellpoints), A-frame trucks, mechanic's helper

GROUP 4
Firemen

GROUP 5
Oilers

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
DECISION #AQ-2087 - Mod. #2 (39 FR 11843 - March 29, 1974) Cabell County, West Virginia					
Change:					
Laborers:					
Common laborers, demolition workers	$6.21	.25	.25		.03
Mason tenders, plasterers' tenders, cement finisher tender, lathers tenders, tile setters tenders, mortar mixer, jackhammer, vibrator, tamper, pavement buster, air siphon, air pump, concrete saw, chain saw, motorized buggy op., pipelayers' helpers, drill op. helpers, asphalt rakers, ride or walk roller tampers, signalmen, powdermen helpers and grade checkers	6.51	.25	.25		.03
Burner and powdermen, air track op., pipelayer	6.86	.25	.25		.03
DECISION #AQ-2051 - Mod. #2 (39 FR 10072 - March 15, 1974) Wayne County, West Virginia					
Change:					
Laborers:					
Common laborers, demolition workers	$6.21	.25	.25		.03
Mason tenders, plasterers' tenders, cement finisher tender, lathers tenders, tile setters tenders, mortar mixer, jackhammer, vibrator, tamper, pavement buster, air siphon, air pump, concrete saw, chain saw, motorized buggy op., pipelayers' helpers, drill op. helpers, asphalt rakers, ride or walk roller tampers, signalmen, powdermen helpers and grade checkers	6.51	.25	.25		.03
Burner and powdermen, air track op., pipelayer	6.86	.25	.25		.03

DECISION #AQ-3022 - Mod. #4
(38 FR 27726 - October 5, 1973)
Hamilton County, Ohio

CHANGE:

Ohio - 6 - PEO R 1 of 2

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
POWER EQUIPMENT OPERATORS: BLDG. CONST.						
CLASS I						
A-Frames, air compressor on steel erection, all rotary drills used on caisson for foundations and sub-structure work, boiler operator or compressor operator when compressor or boiler is mounted on crane (piggyback operation boom trucks (all types), cableways, cherry pickers, combination concrete mixer & tower, concrete pumps, cranes (all types), derricks (all types), draglines, elevating grader or euclid loader, floating equipment, gradalls, helicopter operator (hoisting builders materials), helicopter winch operator, (hoisting builders materials), hoes (all types), hoisting engines (two or more drums), lift slab or panel jack operators, locomotives (all types), maintenance engineer (mechanic or welder), mixer paving (multiple drum), mobile concrete pumps with boom, panelboard (all types on site), pile driver, power shovels, side booms, slip form pavers, straddle carriers (building construction site), tower derricks, trench machines (over 24" wide)	$8.95	.42	.80		.11	
CLASS II						
Asphalt paver, bulldozer, CMI type equipment, endloaders, kholman type loaders (dirt loading), mucking machines, power graders, power scoops, power scrapers	8.79	.42	.80		.11	
CLASS III						
Air compressor (pressurizing shafts or tunnels), all asphalt rollers, fork lifts, hoist (one drum), house elevators, man lift, power boiler (over 15 lbs., pressure), pump operator installing or operating well points or other type of dewatering system, pump (4" and over discharge), submersible pumps (4" & over discharge), trenchers (24" & under)	8.63	.42	.80		.11	

DECISION #AQ-3022 - Mod. #4 Cont'd.

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
POWER EQUIPMENT OPERATORS: (CONT'D)						
CLASS IV						
Compressors on building construction, conveyors (building material), gunite machines, mixers (cap., more than one bag), mixers (one bag cap., side loader), post driver, post hole digger, pavement breaker (hydraulic or cable), road widening trencher, rollers, welder operator	7.95	.42	.80		.11	
CLASS V						
Backfillers and tamper, batch plant, bar & joint installing machine, bull floats burlap & curing machines, clefplanters, concrete spreading machines, crushers, drum firemen (asphalt), farm type tractors (pulling attachment) finishing machines, form trenchers, high pressure pumps (over ½" discharge), hydro seeders, self propelled power spreader, self propelled sub-grader, tractor (pulling sheep foot roller or grader) tire repairman, vibratory compactors (with integral power)	7.62	.42	.80		.11	
CLASS VI						
Oiler, helper, signalmen, light plant oper., power driven heaters (oil fired), power boilers (less than 15. lbs, pressure), submersible pumps (under 4" discharge), pumps (under 4" discharge)	6.97	.42	.80		.11	

SUPERSEDEAS DECISION

STATE: Alabama COUNTY: *See below
DECISION NO.: AR-4015 DATE: Date of Publication
Supersedes Decision No. AR-4011 dated July 19, 1974, in 39 FR 26553.
DESCRIPTION OF WORK: Building construction (excluding single family homes and garden type apartments up to and including 4 stories).

17-39-Alabama-1-a (1-2)

*Colbert and Lauderdale	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Asbestos workers	$7.71	.30	.30		.05
Boilermakers	7.50	.40	.90		.02
Bricklayers:					
Bricklayers; Blocklayers; Stonemasons	7.15				
Saw operator	7.40				
Carpenters:					
Carpenters; Soft floor layers	7.17	.30	.25		
Piledrivermen	7.32	.30	.25		
Millwrights	7.42	.30	.25		
Cement masons:					
Cement masons	5.95				
Power equipment operators	5.80				
Electricians:					
Electricians	7.65	.25	1%		.5%
Cable splicers	7.90	.25	1%		.5%
Elevator constructors	7.49	.395	.26	2½%+a+b	.02
Elevator constructors' helpers	70%JR	.395	.26	2½%+a+b	.02
Elevator constructors' helpers (Prob.)	50%JR				
Glaziers	5.60				
Ironworkers	7.605	.40	.25		.03
Laborers:					
Common	4.75	.15	.20		
Air tool operator (Jackhammer, vibrator)	4.95	.15	.20		
Plasterers' tenders	4.75	.15	.20		
Mason tenders	4.75	.15	.20		
Mortar mixers	4.95	.15	.20		
Pipelayers	4.95	.15	.20		
Painters	5.40		.20		.05
Plasterers	6.20				
Plumbers; Steamfitters	7.40	.35	.35	.45	.08
Roofers	6.10		.20		.10
Sheet metal workers	8.00	.40	.35		.02
Sprinkler fitters	8.60	.50	.70		.08
Truck drivers:					
½ to 3 tons	3.70				
3 to 5 tons	3.97				
5 tons & over including special equipment such as euclids, dempster, dumpsters, etc.	4.37				

17-39-Alabama-1-a (2-2)

Welders: Receive rate prescribed for craft performing operation to which welding is incidental.

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:
a. 6 paid holidays: A through F
b. Employer contributes 4% of regular hourly rate to vacation pay credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to vacation pay credit for employee who has worked in business less than 5 years.

17-39-Alabama-PEO-1

POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
GROUP A	$7.98	.25	.25		
GROUP B	6.78	.25	.25		
GROUP C	6.13	.25	.25		

GROUP A - Backhoe, bulldozer, crane, crane car, central mixing plant, concrete pump, derrick, dragline, dredge, drill, elevating grader, finishing machine (concrete), forklift, front end loader, gradall, grout pump, helicopter pilot, hoist, locomotive engineer, mechanic, motor patrol, mucking machine, piledriver, post hole digger, scraper (pull type & self prop.) shovel, sweeper, tractor (spec. equip.), trenching machine, well point & winch truck operators

GROUP B - Bituminous dist., central air comp., concrete mixer (port.) fireman floating equip., front end loader, rubber tire, ½ cu. yd. & under, locomotive brakeman, locomotive flagman, locomotive switchman, oiler-driver (35 ton crane & over outboard motor boat (when used for towing), paving machine, portable hoist "Buck hoist type", post hole digger mounted on farm type tractor & walk behind type trenching machine operators

GROUP C - Air compressor (port.) conveyor, fireman stationary equip., mechanic helper, oiler, outboard motor boat & pump operators

Oiler driver - additional $.10 per hour

All cranes, derricks & gantry operators operating such equipment with an overall height of 150', including jibs; all scraper operators - additional $1.25 per hour

SUPERSEDEAS DECISION

STATE: Arizona
COUNTY: Statewide*
DECISION NUMBER: AR-1008
DATE: Date of Publication
Supersedes Decision No. AQ-1085 dated February 15, 1974, in 39 FR 5952.
DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction.
*Establish a point 35 miles due north from the City Hall of the City of Flagstaff and establish another point 35 miles due north from the City Hall of the City of Kingman, then draw a straight line from the first point to the second point and extend that same line to the intersection of the Arizona-Nevada State Line. Establish a third point 35 miles due north of the City Hall of the City of Holbrook and draw a straight line from the first point to the third point and from the third point extend a line due east to the intersection of the Arizona-New Mexico State Line.

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
ASBESTOS WORKERS	$ 8.98	.50	.65		.01
BOILERMAKERS	8.50	.65	1.00	.50	.02
BRICKLAYERS: (Phoenix Area)					
Bricklayers; Manhole Builders; Stonemasons:					
Zone A (0-25 miles from the City Hall of Phoenix; Flagstaff and Yuma)	9.07	.50	.45		.03
Zone B (25-40 miles from the City Hall of Phoenix; and Williams AFB)	9.52	.50	.45		.03
Zone C (40-70 miles from the City Hall of Phoenix)	10.43	.50	.45		.03
Zone D (70-100 miles from the City Hall of Phoenix)	10.88	.50	.45		.03
Zone E (100-200 miles and over from the City Hall of Phoenix)	11.34	.50	.45		.03
Zone F (200 miles and over from the City Hall of Phoenix)	11.79	.50	.45		.03
BRICKLAYERS: (Tuscon Area)					
Bricklayers; Stonemasons:					
Zone A (0-15 miles from Tucson City limits)	8.855	.50	.44		.06
Zone B (Over 15 miles to 30 miles from Tucson City limits)	9.23	.50	.44		.06
Zone C (Over 30 miles to 40 miles from Tucson City limits)	9.605	.50	.44		.06
Zone D (Over 40 miles from Tucson City limits)	10.355	.50	.44		.06
BRICKLAYERS: (Tucson Area) (Cont.)					
Manhole Builders:					
Zone A (0-15 miles from Tucson City limits)	$ 9.105	.50	.44		.06
Zone B (Over 15 miles to 30 miles from Tucson City limits)	9.48	.50	.44		.06
Zone C (Over 30 miles to 40 miles from Tucson City limits)	9.855	.50	.44		.06
Zone D (Over 40 miles from Tucson City limits)	10.60	.50	.44		.06
CARPENTERS:					
(Central and Southern Areas):					
Carpenters; Drywall Applicator; Saw Filer; Shingler	8.535	.65	.885		.025
Floorlayers (finish); Piledrivermen	8.805	.65	.885		.025
Millwrights	8.93	.65	.885		.025
(Northern Area)					
Carpenters; Drywall Applicator; Saw Filer; Shingler	10.41	.65	.885		.025
Floorlayers (finish); Piledrivermen	10.68	.65	.885		.025
Millwrights	10.805	.65	.885		.025
CEMENT MASONS:					
(Central and Southern Area)					
Cement Masons	7.985	.50	.60		.025
Concrete troweling machine; Sawing and scoring machine; Curb and gutter machine	8.13	.50	.60		.025
(Northern Area)					
Cement Masons	9.96	.45	.65		.025
Concrete troweling machine; Sawing and scoring machine; Curb and gutter machine	10.105	.45	.65		.025
DRYWALL:					
(From Court House in Phoenix, Mesa, incl. Williams AFB and Luke AFB):					
Tapers:					
Zone A (0-40 miles)	8.70	.415		.50	.07
Zone B (40-60 miles)	10.20	.415		.50	.07
Zone C (60 miles and over)	10.95	.415		.50	.07
Texture Spraymen:					
Zone A (0-40 miles)	8.80	.415		.50	.07
Zone B (40-60 miles)	10.30	.415		.50	.07
Zone C (60 miles and over)	11.05	.415		.50	.07

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
ELECTRICIANS: (Flagstaff Area)					
Zone A (In the City of Flagstaff, that area lying in a square extending 20 miles North-South, East and West of the Post Office) (Williams, Winslow and Sedona covering a square extending 5 miles North-South, East and West of the Post Office of each town)					
Electricians	$ 9.45	.40	1% + .60		1/2%
Cable Splicers	9.65	.40	1% + .60		1/2%
Zone B (All territorial jurisdiction allotted outside of Zone A)					
Electricians	10.95	.40	1% + .60		1/2%
Cable Splicers	11.15	.40	1% + .60		1/2%
ELECTRICIANS: (Gallup Area - Northern Apache County)					
Electricians	9.18	.25	1%		1/2%
Cable Splicers	9.95	.25	1%		1/2%
ELECTRICIANS: (Globe-Miami Area)					
Zone A (The area within 16 road miles beginning where the Southern Pacific Railroad intersects Highway 60-70 at Kaiser Crossing)					
Electricians	9.78	.45	7%		1/2%
Cable Splicers	10.03	.45	7%		1/2%
Zone B (16-28 miles)					
Electricians	10.48	.45	7%		1/2%
Cable Splicers	10.73	.45	7%		1/2%
Zone C (28-46 miles)					
Electricians	11.08	.45	7%		1/2%
Cable Splicers	11.33	.45	7%		1/2%
Zone D (46 miles and over)					
Electricians	11.78	.45	7%		1/2%
Cable Splicers	12.03	.45	7%		1/2%

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
ELECTRICIANS: (Phoenix-Kingman-Prescott Area)					
Zone A (Beginning at the northeast corner, a line extending southward on Bush Highway to McKellips Road; a line extending east on McKellips Road to a point one mile east of the intersection of State Highway 88 and U. S. 60 and 70 near Apache Junction; southward to Baseline Road; west on Baseline Road to the intersection of Baseline Road and Ellsworth Road; south on Ellsworth Road to Hunt Highway; west on Hunt Highway to Powers Road; a line extending south on Powers Road five miles, then extending straight west to a point five miles west of Interstate 10, then northwest on a line parallel with Interstate 10 to intersect with Pecos Road, west on Pecos Road to intersect with Cotton Lane, North on Cotton Lane to Beloat Road. West on Beloat Road to Airport Road. North on Airport Road in a straight line to intersect Waddell Road. East on Waddell Road to intersect with Cotton Lane. North on Cotton Lane to Deer Valley Drive and east on Deer Valley Drive to intersect with Bush Highway including Luke and Williams Air Force Bases.)					
Electricians	$ 9.45	.40	1% + .60		3/4%
Cable Splicers	9.92	.40	1% + .60		3/4%

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
ELECTRICIANS: (Cont'd)					
Zone B (Area outside of Zone A and bounded by a line formed by measuring sixteen (16) road miles from the outer boundaries of an area enclosed by the following boundaries: Powers Road on the east, from Hunt Highway on the south to one mile south of Pinnacle Peak Road on the north. One mile south of Pinnacle Peak Road to Cotton Lane on the west. Cotton Lane to Pecos Road on the south. Pecos Road to Price Road and from Price Road to Hunt Highway on the south. Hunt Highway to Powers Road on the east)					
Electricians	$11.10	.40	1% + .60		3/4%
Cable Splicers	11.66	.40	1% + .60		3/4%
Zone C (Outside edge of Zone B and extend to the outside limits of the union's jurisdiction.)					
Electricians	11.93	.40	1% + .60		3/4%
Cable Splicers	12.53	.40	1% + .60		3/4%
ELECTRICIANS: (Tucson Area)					
Zone A (Area within 16 road miles from City Hall of Tucson and Douglas)					
Electricians	9.175	.45	1% + .60		1/2%
Cable Splicers	9.425	.45	1% + .60		1/2%
Zone B (From the 16th road mile and extend up to and incl. the 28th road mile from the City Hall in Tucson Only)					
Electricians	9.875	.45	1% + .60		1/2%
Cable Splicers	10.125	.45	1% + .60		1/2%
Zone C (From the 28th road mile and extend up to and incl. the 46th road mile from the City Hall in Tucson only)					
Electricians	10.475	.45	1% + .60		1/2%
Cable Splicers	10.725	.45	1% + .60		1/2%

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
ELECTRICIANS: (Tucson Area) (Cont.)					
Zone D (From the 46th road mile and extend to the outside limits of the Units Jurisdiction and (Douglas Zone D shall be from the 16th road mile and extend to the outside limits of the Units Jurisdiction)					
Electricians	$11.175	.45	1% + .60		1/2%
Cable Splicers	11.425	.45	1% + .60		1/2%
ELECTRICIANS: (Yuma Area)					
Zone A (Yuma North of Colorado River, East to County Avenue 5E, South to County 16, West to County, Avenue E; Cities of Somerton and Parker)					
Electricians	9.78	.45	7%		1%
Cable Splicers	10.03	.45	7%		1%
Zone B (1-16 miles from Zone A)					
Electricians	10.48	.45	7%		1%
Cable Splicers	10.73	.45	7%		1%
Zone C (16-42 miles from Zone A)					
Electricians	11.08	.45	7%		1%
Cable Splicers	11.33	.45	7%		1%
Zone D (42 miles from Zone A and out)					
Electricians	11.78	.45	7%		1%
Cable Splicers	12.03	.45	7%		1%
GLAZIERS (Statewide (except the Northern and Central parts of Apache, Coconino Mohave and Navajo and the Northern half of Yavapai County)	8.15	.35	.30	.56	.01
ELEVATOR CONSTRUCTORS	9.21	.195	.20	2% + a	
ELEVATOR CONSTRUCTORS' HELPERS	70%JR	.195	.20	2% + a	
ELEVATOR CONSTRUCTORS' HELPERS (PROB.)	50%JR				
IRONWORKERS:					
(Central and Southern Area)	8.58	.58	.625		.04
(Northern Area)	10.21	.58	.625		.04

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
PAINTERS: (Flagstaff Area)					
Zone A (From Flagstaff Court House to 20 miles)					
Brush; Glaziers; Soft floor layers	$ 7.75	.38	.20	.50	.10
Brush, steel and bridge	8.25	.38	.20	.50	.10
Spray	8.20	.38	.20	.50	.10
Spray, steel and bridge	8.75	.38	.20	.50	.10
Zone B (20-35 miles from Court House in Flagstaff)					
Brush; Glaziers; Soft floor layers	8.25	.38	.20	.50	.10
Brush, steel and bridge	8.75	.38	.20	.50	.10
Spray	8.70	.38	.20	.50	.10
Spray, steel and bridge	9.25	.38	.20	.50	.10
Zone C (35-100 miles from Court House in Flagstaff)					
Brush; Glaziers; Soft floor layers	9.00	.38	.20	.50	.10
Brush, steel and bridge	9.50	.38	.20	.50	.10
Spray	9.45	.38	.20	.50	.10
Spray, steel and bridge	10.00	.38	.20	.50	.10
Zone D (100 miles and over from Court House in Flagstaff)					
Brush; Glaziers; Soft floor layers	9.25	.38	.20	.50	.10
Brush; steel and bridge	9.75	.38	.20	.50	.10
Spray	9.70	.38	.20	.50	.10
Spray, steel and bridge	10.25	.38	.20	.50	.10
PAINTERS: (Phoenix Area)					
Zone A (0-40 miles from Court House in Phoenix, Mesa and including Luke and Williams Air Force Bases):					
Brush; Soft floor layers	7.99	.40	.35	.50	.05
Spray	8.24	.40	.35	.50	.05
Steel and bridge, brush	8.34	.40	.35	.50	.05
Steel and bridge, spray	8.54	.40	.35	.50	.05
Zone B (41-60 miles from Court House in Phoenix):					
Brush; Soft floor layers	8.99	.40	.35	.50	.05
Spray	9.24	.40	.35	.50	.05
Steel and bridge, brush	9.34	.40	.35	.50	.05
Steel and bridge, spray	9.54	.40	.35	.50	.05

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
PAINTERS (Phoenix Area)(Cont'd)					
Zone C (60 miles and over from Court House in Phoenix):					
Brush; Soft floor layers	$ 9.49	.40	.35	.50	.05
Spray	9.74	.40	.35	.50	.05
Steel and bridge, brush	9.84	.40	.35	.50	.05
Steel and bridge, spray	10.04	.40	.35	.50	.05
PAINTERS: (Tucson Area)					
Zone A (1-30 miles from Tucson Post Office)					
Brush	6.75	.47	.25		.02
Spray	7.25	.47	.25		.02
Steel and bridge, brush	7.50	.47	.25		.02
Steel and bridge, spray	8.00	.47	.25		.02
Zone B (31-40 miles from Tucson Post Office)					
Brush	7.50	.47	.25		.02
Spray	8.00	.47	.25		.02
Steel and bridge, brush	8.25	.47	.25		.02
Steel and bridge, spray	8.75	.47	.25		.02
Zone C (41-50 miles from Tucson Post Office):					
Brush	7.75	.47	.25		.02
Spray	8.25	.47	.25		.02
Steel and bridge, brush	8.50	.47	.25		.02
Steel and bridge, spray	9.00	.47	.25		.02
Zone D (51 miles and over from Tucson Post Office):					
Brush	8.00	.47	.25		.02
Spray	8.50	.47	.25		.02
Steel and bridge, brush	8.75	.47	.25		.02
Steel and bridge, spray	9.25	.47	.25		.02
PAINTERS: (Yuma Area)					
Painters, brush	7.20				
PLASTERERS (Phoenix Area):					
Zone A (0-30 miles from Phoenix)	8.495	.35	.65		.035
Zone B (30-40 miles from Phoenix)	8.995	.35	.65		.035
Zone C (40-50 miles from Phoenix)	9.245	.35	.65		.035
Zone D (50 miles and over from Phoenix)	10.12	.35	.65		.035
PLASTERERS (Tucson Area):					
Zone A (0-30 miles from Tucson)	8.57	.35	.60		
Zone B (30-40 miles from Tucson)	9.07	.35	.60		
Zone C (40-50 miles from Tucson)	9.32	.35	.60		
Zone D (Over 50 miles from Tucson)	10.07	.35	.60		

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
PLUMBERS; Steamfitters:					
FREE ZONE 0-15 miles					
The "Free Zone" (Zone I) shall be 15 road miles from the stated base points in Flagstaff, Yuma, Tucson and Douglas. The "Free Zone" from Phoenix shall be 15 miles radius from the stated base point. In addition, all areas within the city limits of Phoenix, Chandler, Scottsdale, Tempe, Glendale, Mesa, Kingman, Havasu City, Prescott, Winslow, and Holbrook will be included as Free Zones. Any work contracted for outside of these Zones will be determined from the Phoenix and Tucson basing points.	$ 9.00	.65	1.24	1.25	.10
Zone II (15-30 miles)	9.34	.65	1.24	1.25	.10
Zone III (30-40 miles)	9.74	.65	1.24	1.25	.10
Zone IV (40 miles and over)	10.99	.65	1.24	1.25	.10
ROOFERS (Tucson Area):					
Asbestos; Shingles; Tile and Waterproofing:					
Zone A (0-44 miles from Tucson)	6.92	.40	.20		.02
Zone B (Over 44 miles from Tucson)	8.17	.40	.20		.02
ROOFERS (Phoenix Area)					
Roofers and Waterproofers	7.35	.40	.20		.02
SHEET METAL WORKERS:					
Zone Bases - From the Administration Building or City Hall in Flagstaff, Holbrook, Phoenix, Prescott and Yuma):					
Zone I (0-25 miles)	9.02	.40	.56		.02
Zone II (25-50 miles)	9.67	.40	.56		.02
Zone III (50 miles and over)	11.52	.40	.56		.02
SHEET METAL WORKERS:					
Zone Bases - From the Administration Building or City Hall in Douglas and Tucson:					
Zone A (1-19 miles)	7.93	.68	1.30		.01
Zone B (20-28 miles)	8.37	.68	1.30		.01
Zone C (29-38 miles)	8.82	.68	1.30		.01
Zone D (39-45 miles)	9.42	.68	1.30		.01
Zone E (46 miles & over)	9.87	.68	1.30		.01

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
SOFT FLOOR LAYERS:					
(Tucson Area)	$7.25	.38			
SPRINKLER FITTERS	9.70	.50	.70		.08
LINE CONSTRUCTION:					
ZONE I(Phoenix & Tucson 30 mile radius from center of town):					
Groundmen	7.60	.42	7%		½%
Equipment Ops.; Powdermen; Mechanics	8.78	.42	7%		½%
Linemen; Technicians; Crane Ops.; Linemen Welder	9.33	.42	7%		½%
Cable Splicers	9.65	.42	7%		½%
ZONE I-A(Douglas, Flagstaff, Globe, Kingman, Prescott & Yuma 10 mile radius from center of town):					
Groundmen	8.25	.42	7%		½%
Equipment Ops.; Powdermen; Mechanics	9.38	.42	7%		½%
Linemen; Technicians; Crane Ops.; Linemen Welder	9.93	.42	7%		½%
Cable Splicers	10.30	.42	7%		½%
ZONE II(Other Areas):					
Groundmen	8.87	.42	7%		½%
Equipment Ops.; Powdermen; Mechanics	10.00	.42	7%		½%
Linemen; Technicians; Crane Ops.; Linemen Welder	10.53	.42	7%		½%
Cable Splicers	10.85	.42	7%		½%

FOOTNOTE:

a. Employer contributes 4% of basic hourly rate for 5 years' service and 2% basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit. Six Paid Holidays: A through F.

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

	Basic Hourly Rates	Basic Hourly Rates	Fringe Benefits Payments			
			H & W	Pensions	Vacation	App. Tr
LABORERS	C&S AREA	N AREA				
GROUP 1:	$6.48	$8.105	.60	.65		.07
GROUP 2:	6.60	8.225	.60	.65		.07
GROUP 3:	6.73	8.355	.60	.65		.07
GROUP 4:	6.83	8.455	.60	.65		.07
GROUP 5:	6.99	8.615	.60	.65		.07
GROUP 6:	7.335	8.96	.60	.65		.07
GROUP 7:	7.925	9.55	.60	.65		.07
GROUP 8:	7.175		.60	.65		.07
GROUP 8A:	7.55		.60	.65		.07
LABORERS (Tunnel & Shaft Work)						
GROUP 1:	6.705	8.33	.60	.65		.07
GROUP 2:	6.86	8.485	.60	.65		.07
GROUP 3:	6.98	8.605	.60	.65		.07
GROUP 4:	7.10	8.725	.60	.65		.07
GROUP 4A:	7.32	8.945	.60	.65		.07
GROUP 5:	7.475	9.10	.60	.65		.07
GROUP 5A	7.715	9.34	.60	.65		.07
POWER EQUIPMENT OPERATORS (Except Piledriving & Steel Erection)						
GROUP 1:	7.17	8.795	.65	.70		.04
GROUP 2:	7.52	9.145	.65	.70		.04
GROUP 3:	7.96	9.585	.65	.70		.04
GROUP 4:	8.46	10.085	.65	.70		.04
GROUP 5:	8.96	10.585	.65	.70		.04
GROUP 5A:	9.25	10.875	.65	.70		.04
GROUP 6:	9.56	11.185	.65	.70		.04
GROUP 7:	10.13	11.755	.65	.70		.04
TRUCK DRIVERS						
GROUP 1:	6.64	8.265	.60	.65		.04
GROUP 2:	6.76	8.385	.60	.65		.04
GROUP 3:	6.96	8.585	.60	.65		.04
GROUP 4:	7.29	8.915	.60	.65		.04
GROUP 5:	7.44	9.065	.60	.65		.04
GROUP 5A:	7.60	9.225	.60	.65		.04
GROUP 6:	7.73	9.355	.60	.65		.04
GROUP 7:	8.12	9.745	.60	.65		.04
GROUP 8:	8.595	10.22	.60	.65		.04
GROUP 8A:	9.35	10.975	.60	.65		.04
GROUP 8B:	9.06	10.685	.60	.65		.04
GROUP 8C:	7.27	8.895	.60	.65		.04

LABORERS

Group 1: All Helpers Not Herein Separately Classified; Cesspool diggers and installers; Chat box man; Checker, tool dispatcher; Concrete dump manbelt, pipe and/or hoseman; Dumpman and/or spotter; Fence builder, guard rail builder highway; Form strippers; Labor, general or construction; Landscape gardener and nurseryman; Packing rod steel and pans; Rip rap stoneman; Astro turf layer

Group 2: Cement Finisher Tender; Concrete curer (impervious membrane); Cutting torch operator; Fine grader (highway, engineering and sewer work only); Kettleman - Tarman; Power type concrete buggy; Lazer beam operator

Group 3: Bander; Chucktender (except tunnel); Creosote tieman; Guinea chaser; Powderman helper; Rip-rap stone paver; Sandblaster (pot tender); Spikers and wrenchers

Group 4: Cement Dumpers (Skip-type mixer or handling bulk cement); Chain saw machines (on clearing and grubbing); Concrete vibrating machines; Cribber and shorer (except tunnel); Floor sanders - concrete; Hydraulic jacks, and similar mechanical tools not separately herein classified; Operators and tenders of pneumatic and electric tools; Pipe caulker and/or backup man (pipeline); Pipe wrapper; Pneumatic gopher; Rigger/Signalman (pipeline)

Group 5: Air and Water Wash-Out Nozzleman; Asphalt rakers and ironers; Driller; Grade setter (pipeline); Hand guided trencher and similar operated equipment; Jackhammer and/or pavement breakers; Pipelayers (including but not limited to non-metallic, transite and plastic pipe, water pipe, sewer pipe, drain pipe, underground tile and conduit); Rock slinger; Scaler (using Bos'ns chair or safety belt); Tampers (mechanical-all types); Precast manhole erector

Group 6: Concrete Cutting Torch; Concrete saw (hand guided); Driller (core, diamond, wagon or air track); Drill doctor and/or air tool repairman; Gunman and mixerman (gunite); Sandblaster (nozzleman)

Group 7: Concrete Road Form Setter; Gunite nozzleman or rodman; Drillers, Joy Mustang, PR 143, 2200 Gardner-Denver, Hydrasonic; Powderman; Scaler (drillers); Welders and/or pipelayers installing process piping

Group 8: Mason Tenders

Group 8A: Plaster Tenders

LABORERS (Cont'd)
(TUNNEL and SHAFT WORKERS)

Group 1: Bull Gang, Muckers, Trackman; Dumpmen; Concrete crew (includes rodders and spreaders); Grout crew; Swamper (brakeman and switchmen on tunnel work)

Group 2: Nipper; Chucktender, Cabletender, Vibratorman, Jackhammer, Pneumatic tools (except driller)

Group 3: Grout Gunman

Group 4: Timberman, Retimberman - wood or steel blaster, driller powderman; Cherry pickerman; Powderman - primer house; Steel form raiser and setter; Kemper and other pneumatic concrete placer operator; Miner - finisher

Group 4A: Miners - Tunnel (hand or machine)

Group 5: Diamond Drill

Group 5A: Shaft and Raise Miner Welder

POWER EQUIPMENT OPERATORS
(Except Piledriving and Steel Erection)

Group 1: Air compressor operator; Field equipment servicemen helper; Heavy duty repair helper; Heavy duty welder helper; Oiler; Pump operator

Group 2: Conveyor operator; Generator operator - portable; Power grizzly operator; Self-propelled chip spreading machine - conveyor operator; Watch fireman; Welding machine operator - gasoline and diesel power

Group 3: Concrete mixer operator - skip type; Dinky operator - (under 20 tons wt.); Driver-moto paver, Slurry seal machine, and similar type equipment; Motor crane driver; Power sweeper operator - self-propelled; Ross carrier or fork lift operator; Skip loader operator - all types with rated capacity 1-1/2 cu. yds. or less; Wheel type tractor operator (Ford, Ferguson, or similar type) with attachments such as fresno, push blade, post hole auger, mower, etc., excluding compacting equipment

Group 4: A-Frame boom truck or winch truck operator; Asphalt plant firemen; Elevator hoist operator (including Tuskey hoist or similar types); Grade checker (excluding civil engineer); Multiple power concrete saw operator; Pavement breaker, mechanical compactor operator, power propelled; Roller operator - all types - except as otherwise classified; Screed operator; Self-propelled chip spreading machine operator (including Slurry seal machine operator) Stationary pipewrapping and cleaning machine operator; Tugger operator

Group 5: Aggregate plant operator (including crushing, screening and sand plants, etc.); Asphalt plant mixer operator; Beltcrete machine; Boring machine operator; Concrete mechanical tamping, spreading or finishing machine (incl. Clary, Johnson, or similar types); Concrete pump operator; Concrete batch plant operator, all types and sizes; Conductor, brakeman, or handler; Drilling machine, including water wells; Elevating grader operator - all types and sizes (except as otherwise classified); Field equipment serviceman; Highline cableway signalman; Kolman belt loader operator or similar, w/belt width 48" or over; Locomotive engineer (incl. Dinky-20 tons wt. and over); Moto-paver and similar type equipment operator; Operating engineer rigger; Pneumatic-tired scraper operator (Turnapull, Euclid, Cat, D-W, Hancock and similar equipment) up to and including 12 cu. yds.; Power jumbo form setter operator; Pressure grout machine operator (as used in heavy engineering construction); Road Oil mixing machine operator; Roller operator-on all types asphalt pavement; Self-propelled compactor, with blade; Skip loader operator-all types with rated capacity over 1-1/2 but less than 4 cu. yds.; Slip form operator (power driven lifting device for concrete forms); Soil cement road mixing machine operator - single pass type; Stationary Central generating plant operator-rated 300 k.w. or more; Surface heater and planer operator; Traveling pipewrapping machine operator

Group 5-A: Heavy duty mechanic and/or welder; Pneumatic tired scraper, all sizes and types over 12 cu. yds. up to and incl. 45 cu. yds. MRC (Turnapull, Euclid, Cat, D-W, Hancock and similar equipment); Tractor operator (Pusher,

POWER EQUIPMENT OPERATORS (Cont'd)
(Except Piledriving and Steel Erection)

Bulldozer, Scraper) up to 400 net horsepower rating; Trenching machine operator

Group 6: Auto-Grade Machine (CMI and similar equipment); Boring machine operator (including Mole, Badger and similar type); Concrete mixer operator-paving type, and mobile mixer; Concrete pump operator with boom attachment (Truck mounted); Crane operator-crawler and pneumatic type, under 100 ton capacity MRC; Crawler type tractor operator - with boom attachment; Derrick operator; Forklift operator for hoisting personnel; Grade-all operator; Helicopter hoist; Highline cableway operator (less than 20 tons rated capacity); Mass excavator operator (150 Bucyrus Erie and similar types); Mechanical hoist operator (two or more drums); Motor grade operator - any type power blade; Motor grade operator with elevating grader attachment; Mucking machine operator; Overhead crane operator; Piledriver engineer (portable, stationary or skid rig); Pneumatic-tired scraper operator - all sizes and types (Turnapull, Euclid, Cat, D-W, Hancock & similar equipment over 45 cu. yds., MRC); Power driven ditch lining or ditch trimming machine operator; Skip loader operator - all types with rated capacity 4 cu. yds., but less than 8 cu. yds.; Slip form paving machine operator (including Gunnert, Zimmerman & similar types); Specialized power digger operator- attached to wheel-type tractor; Tower crane (or similar type) operator; Tractor operator (Pusher, Bulldozer, Scraper (400 net horsepower and over; Tugger operator (two or more); Universal equipment operator-Shovel, Backhoe, Dragline, Clamshell, etc., up to 8 cu. yds.

Group 7: Crane operator - pneumatic or crawler (100 ton hoisting capacity and over MRC rating); Helicopter pilot - FAA qualified when used in construction work; Highline cableway operator, over 20 ton rated capacity and using traveling head and tail tower; Remote control earth moving equipment operator; Skip loader operator - all types with rate capacity of 8 cu. yds. or more; Universal equipment - Shovel, backhoe, dragline, clamshell, etc., 8 cu. yds. and over

TRUCK DRIVERS

Group 1: Pickup; Station wagon; Teamsters ; Man Haul Driver

Group 2: Buggymobile, 1 C.Y. or less; Bulk cement spreader (2 or 3 axle); Bus driver; Dump (2 or 3 axle); Flatrack (2 or 3 axle); Water (under 2500 gal.) ; Warehousemen

Group 3: Bulk cement spreader (4 axle); Dump (4 axle); Dumptor or dumpster, less than 7 c.y.; Flatrack (4 axle); Water (2500 gal. but less than 4000 gal.)

Group 4: Bulk Cement Spreader (5 axle); Dump (5 axle); Dumptor or dumpster, 7 c.y. but less than 16 c.y.; Flaherty spreader or similar type equipment or leverman; Flatrack (5 axle); Slurry type equipment or leverman; Transit mix, 8 c.y. or less mixer capacity

Group 5: Bulk Cement Spreader (6 axle); Dump (6 axle); Flatrack (6 axle); Rock truck (Dart, Euclid and other similar type end dumps, single unit) less than 16 c.y.

Group 5-A: Oil Tanker or Spreader Truck Driver and/or bootman, retortman or leverman

Group 6: Bulk Cement Spreader (7 axle); Concrete pump truck driver, (when integral part of transit mix truck); Dump (7 axle); Flatrack (7 axle); Hydro lift, Swedish crane, Iowa 300 and similar types; Ross carrier fork lift or lift truck; Transit mix, over 10.5 c.y. but less than 14 c.y. mixer

Group 7: Bulk Cement Spreader (8 axle); Dump (8 axle); Flatrack (8 axle)

Group 8: Off-Highway Equipment Driver (2 or 4 wheel power unit, i.e. Cat DW series, Euclid, International, and similar type equipment, transporting material when top loaded or by external means, incl. pulling water tanks, fuel tank, or other teamsters classifications; Bulk Cement spreader (9 axle); Dumptor or dumpster, 16 c.y. and over; Eject-alls; Flatrack (9 axle); Rock truck (dart, euclid, or other similar end dump types) 16 c.y. and over

Group 8-A: Heavy Duty Mechanic/Welder; Body and Fender man

Group 8-B: Field Equipment Serviceman or Fuel Truck Driver

Group 8-C: Heavy Duty Mechanic/Welder Helper

SUPERSEDEAS DECISION

STATE: Arizona
COUNTY: Maricopa
DECISION NUMBER: AR-1009
DATE: Date of Publication
Supersedes Decision No. AQ-1073 dated February 1, 1974, in 39 FR 4288.
DESCRIPTION OF WORK: Residential Construction consisting of single family homes and garden type apartments up to and including 4 stories.

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
ASBESTOS WORKERS	$8.98	.50	.65		.01
BOILERMAKERS	8.50	.65	1.00	.50	.02
BRICKLAYERS; Stonemasons:					
Zone A (0-25 miles from City Hall of Phoenix; Flagstaff and Yuma)	9.07	.50	.45		.03
Zone B (25-40 miles from City Hall of Phoenix; and Williams AFB)	9.52	.50	.45		.03
Zone C (40-70 miles from City Hall of Phoenix)	10.43	.50	.45		.03
Zone D (70-100 miles from City Hall of Phoenix)	10.88	.50	.45		.03
Zone E (100-200 miles from City Hall of Phoenix)	11.34	.50	.45		.03
Zone F (200 miles and over from City Hall of Phoenix)	11.79	.50	.45		.03
CARPENTERS:					
Carpenters; Drywall Applicator	8.535	.65	.885		.025
Piledrivermen; Floorlayers (finish)	8.805	.65	.885		.025
Millwrights	8.93	.65	.885		.025
CEMENT MASONS	7.985	.50	.60		.025
DRYWALL:					
(From Court House in Phoenix, Mesa, including Williams AFB and Luke AFB)					
Tapers:					
Zone A (0-40 miles)	8.70	.415		.50	.07
Zone B (41-60 miles)	10.20	.415		.50	.07
Zone C (61 miles and over)	10.95	.415		.50	.07
Texture Spraymen:					
Zone A (0-40 miles)	8.80	.415		.50	.07
Zone B (41-60 miles)	10.30	.415		.50	.07
Zone C (61 miles and over)	11.05	.415		.50	.07

ELECTRICIANS:

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Zone A (Beginning at the northeast corner, a line extending southward on Bush Highway to McKellips Road; a line extending east on McKellips Road to a point one mile east of the intersection of State Highway 88 and U. S. 60 and 70 near Apache Junction; southward to Baseline Road; west on Baseline Road to the intersection of Baseline Road and Ellsworth Road; south on Ellsworth Road to Hunt Highway; west on Hunt Highway to Powers Road; a line extending south on Powers Road five miles, then extending straight west to a point five miles west of Interstate 10, then northwest on a line parallel with Interstate 10 to intersect with Pecos Road, west on Pecos Road to intersect with Cotton Lane. North on Cotton Lane to Beloat Road. West on Beloat Road to Airport Road. North on Airport Road in a straight line to intersect Waddell Road. East on Waddell Road to intersect with Cotton Lane. North on Cotton Lane to Deer Valley Drive and east on Deer Valley Drive to intersection with Bush Highway and including Luke and Williams Air Force Bases.)					
Electricians	$9.45	.40	1%+.60		3/4%
Cable Splicers	9.92	.40	1%+.60		3/4%

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
ELECTRICIANS: (Cont'd)					
Zone B (Area outside of Zone A and bounded by a line formed by measuring sixteen (16) road miles from the outer boundaries of an area enclosed by the following boundaries: Powers Road on the east from Hunt Highway on the south to one mile south of Pinnacle Peak Road on the north. One mile south of Pinnacle Peak Road to Cotton Lane on the west. Cotton Lane to Pecos Road on the south. Pecos Road to Price Road and from Price to Hunt Highway on the south. Hunt Highway to Powers Road on the east.)					
Electricians	$11.10	.40	1%+.60		3/4%
Cable Splicers	11.66	.40	1%+.60		3/4%
Zone C (Outside edge of Zone B and extend to the outside limits of the Union's Jurisdiction.)					
Electricians	11.93	.40	1%+.60		3/4%
Cable Splicers	12.53	.40	1%+.60		3/4%
ELEVATOR CONSTRUCTORS	9.21	.195	.20	2%+a	
ELEVATOR CONSTRUCTORS' HELPERS	70%JR	.195	.20	2%+a	
ELEVATOR CONSTRUCTORS' HELPERS (PROB.)	50%JR				
GLAZIERS	8.15	.35	.30	.56	.01
IRONWORKERS	8.58	.58	.625		.04

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
PAINTERS:					
Zone A (0-40 miles from Court House in Phoenix, Mesa and including Luke and Williams Air Force Bases)					
Brush; Soft Floor Layers; Tapers	$7.99	.40	.35	.50	.05
Spray; Paperhangers	8.24	.40	.35	.50	.05
Zone B (41-60 miles from Court House in Phoenix):					
Brush; Soft Floor Layers; Tapers	8.99	.40	.35	.50	.05
Spray; Paperhangers	9.24	.40	.35	.50	.05
Zone C (61 miles and over from Court House in Phoenix):					
Brush; Soft Floor Layers; Tapers	9.49	.40	.35	.50	.05
Spray; Paperhangers	9.74	.40	.35	.50	.05
PLASTERERS (Northern 3/4 of Co.):					
Zone A (0-30 miles from Phoenix)	8.495	.35	.65		.035
Zone B (30-40 miles from Phoenix)	8.995	.35	.65		.035
Zone C (40-50 miles from Phoenix)	9.245	.35	.65		.035
Zone D (50 miles and over from Phoenix)	10.12	.35	.65		.035
PLASTERERS (Southern 1/4 of Co.):					
Zone A (0-30 miles from Tucson)	8.57	.35	.60		
Zone B (30-40 miles from Tucson)	9.07	.35	.60		
Zone C (40-50 miles from Tucson)	9.32	.35	.60		
Zone D (Over 50 miles from Tucson)	10.07	.35	.60		

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
PLUMBERS; Steamfitters:					
FREE ZONE 0-15 miles					
The "Free Zone" (Zone I shall be 15 road miles from the stated base points in Flagstaff, Yuma, Tucson and Douglas. The "Free Zone" from Phoenix shall be 15 miles radius from the stated base point. In addition, all areas within the City limits of Phoenix, Chandler, Scottsdale, Tempe, Glendale, Mesa, Kingman, Havasu City, Prescott, Winslow and Holbrook will be included as Free Zones. Any work contracted for outside of these Zones will be determined from the Phoenix and Tucson basing points.	$9.00	.65	1.24	1.25	.10
Zone II (15-30 miles)	9.34	.65	1.24	1.25	.10
Zone III (30-40 miles)	9.74	.65	1.24	1.25	.10
Zone IV (40 miles and over)	10.99	.65	1.24	1.25	.10
PLUMBERS: (Phoenix Area) Refrigeration; Air Conditioning; Plumbing service; Lawn Sprinkler; Utility; Swimming Pool Mechanics	6.73	.65			.02
ROOFERS	7.35	.40	.20		.02
SHEET METAL WORKERS:					
Zone I (0-25 miles from Phoenix)	9.02	.40	.56		.02
Zone II (25-50 miles from Phoenix)	9.67	.40	.56		.02
Zone III (50 miles and over from Phoenix)	11.52	.40	.56		.02
SPRINKLER FITTERS	9.70	.50	.70		.08

FOOTNOTE:

a. Employer contributes 4% of basic hourly rate for 5 years' service and 2% of basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit. Six Paid Holidays: A through F.

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
LABORERS					
Group 1	$6.48	.60	.65		.07
Group 2	6.60	.60	.65		.07
Group 3	6.73	.60	.65		.07
Group 4	6.83	.60	.65		.07
Group 5	6.99	.60	.65		.07
Group 6	7.335	.60	.65		.07
Group 7	7.925	.60	.65		.07
Group 8	7.175	.60	.65		.07
Group 8A	7.55	.60	.65		.07
LABORERS (Tunnel and Shaft Work)					
Group 1	6.705	.60	.65		.07
Group 2	6.86	.60	.65		.07
Group 3	6.98	.60	.65		.07
Group 4	7.10	.60	.65		.07
Group 4A	7.32	.60	.65		.07
Group 5	7.475	.60	.65		.07
Group 5A	7.715	.60	.65		.07
POWER EQUIPMENT OPERATORS (Except Piledriving and Steel Erection)					
Group 1	7.17	.65	.70		.04
Group 2	7.52	.65	.70		.04
Group 3	7.96	.65	.70		.04
Group 4	8.46	.65	.70		.04
Group 5	8.96	.65	.70		.04
Group 5A	9.25	.65	.70		.04
Group 6	9.56	.65	.70		.04
Group 7	10.13	.65	.70		.04
TRUCK DRIVERS					
Group 1	6.64	.60	.65		.04
Group 2	6.76	.60	.65		.04
Group 3	6.96	.60	.65		.04
Group 4	7.29	.60	.65		.04
Group 5	7.44	.60	.65		.04
Group 5A	7.60	.60	.65		.04
Group 6	7.73	.60	.65		.04
Group 7	8.12	.60	.65		.04
Group 8	8.595	.60	.65		.04
Group 8A	9.35	.60	.65		.04
Group 8B	9.06	.60	.65		.04
Group 8C	7.27	.60	.65		.04

LABORERS

Group 1: All Helpers Not Herein Separately Classified; Cesspool diggers and installers; Chat box man; Checker, tool dispatcher; Concrete dump manbelt, pipe and/or hoseman; Dumpman and/or spotter; Fence builder, guard rail builder highway; Form strippers; Labor, general or construction; Landscape gardener and nurseryman; Packing rod steel and pans; Rip rap stoneman; Astro turf layer

Group 2: Cement Finisher Tender; Concrete curer (impervious membrane); Cutting torch operator; Fine grader (highway, engineering and sewer work only); Kettleman - Tarman; Power type concrete buggy; Lazer beam operator

Group 3: Bander; Chucktender (except tunnel); Creosote tieman; Guinea chaser; Powderman helper; Rip-rap stone paver; Sandblaster (pot tender); Spikers and wrenchers

Group 4: Cement Dumpers (Skip-type mixer or handling bulk cement); Chain saw machines (on clearing and grubbing); Concrete vibrating machines; Cribber and shorer (except tunnel); Floor sanders - concrete; Hydraulic jacks, and similar mechanical tools not separately herein classified; Operators and tenders of pneumatic and electric tools; Pipe caulker and/or backup man (pipeline); Pipe wrapper; Pneumatic gopher; Rigger/Signalman (pipeline)

Group 5: Air and Water Wash-Out Nozzleman; Asphalt rakers and ironers; Driller; Grade setter (pipeline); Hand guided trencher and similar operated equipment; Jackhammer and/or pavement breakers; Pipelayers (including but not limited to non-metallic, transite and plastic pipe, water pipe, sewer pipe, drain pipe, underground tile and conduit); Rock slinger; Scaler (using Bos'ns chair or safety belt); Tampers (mechanical-all types); Precast manhole erector

Group 6: Concrete Cutting Torch; Concrete saw (hand guided); Driller (core, diamond, wagon or air track); Drill doctor and/or air tool repairman; Gunman and mixerman (gunite); Sandblaster (nozzleman)

Group 7: Concrete Road Form Setter; Gunite nozzleman or rodman; Drillers, Joy Mustang, PR 143, 2200 Gardner-Denver, Hydrasonic; Powderman; Scaler (drillers); Welders and/or pipelayers installing process piping

Group 8: Mason Tenders

Group 8A: Plaster Tenders

LABORERS (Cont'd)
(TUNNEL and SHAFT WORKERS)

Group 1: Bull Gang, Muckers, Trackman; Dumpmen; Concrete crew (includes rodders and spreaders); Grout crew; Swamper (brakeman and switchmen on tunnel work)

Group 2: Nipper; Chucktender, Cabletender, Vibratorman, Jackhammer, Pneumatic tools (except driller)

Group 3: Grout Gunman

Group 4: Timberman, Retimberman - wood or steel blaster, driller powderman; Cherry pickerman; Powderman - primer house; Steel form raiser and setter; Kemper and other pneumatic concrete placer operator; Miner - finisher

Group 4A: Miners - Tunnel (hand or machine)

Group 5: Diamond Drill

Group 5A: Shaft and Raise Miner Welder

POWER EQUIPMENT OPERATORS
(Except Piledriving and Steel Erection)

Group 1: Air compressor operator; Field equipment servicemen helper; Heavy duty repair helper; Heavy duty welder helper; Oiler; Pump operator

Group 2: Conveyor operator; Generator operator - portable; Power grizzly operator; Self-propelled chip spreading machine - conveyor operator; Watch fireman; Welding machine operator - gasoline and diesel power

Group 3: Concrete mixer operator - skip type; Dinky operator - (under 20 tons wt.); Driver-moto paver, Slurry seal machine, and similar type equipment; Motor crane driver; Power sweeper operator - self-propelled; Ross carrier or fork lift operator; Skip loader operator - all types with rated capacity 1-1/2 cu. yds. or less; Wheel type tractor operator (Ford, Ferguson, or similar type) with attachments such as fresno, push blade, post hole auger, mower, etc., excluding compacting equipment

Group 4: A-Frame boom truck or winch truck operator; Asphalt plant firemen; Elevator hoist operator (including Tuskey hoist or similar types); Grade checker (excluding civil engineer); Multiple power concrete saw operator; Pavement breaker, mechanical compactor operator, power propelled; Roller operator - all types - except as otherwise classified; Screed operator; Self-propelled chip spreading machine operator (including Slurry seal machine operator) Stationary pipewrapping and cleaning machine operator; Tugger operator

Group 5: Aggregate plant operator (including crushing, screening and sand plants, etc.); Asphalt plant mixer operator; Beltcrete machine; Boring machine operator; Concrete mechanical tamping, spreading or finishing machine (incl. Clary, Johnson, or similar types); Concrete pump operator; Concrete batch plant operator, all types and sizes; Conductor, brakeman, oi handler; Drilling machine, including water wells; Elevating grader operator - all types and sizes (except as otherwise classified); Field equipment serviceman; Highline cableway signalman; Kolman belt loader operator or similar, w/belt width 48" or over; Locomotive engineer (incl. Dinky-20 tons wt. and over); Moto-paver and similar type equipment operator; Operating engineer rigger; Pneumatic-tired scraper operator (Turnapull, Euclid, Cat, D-W, Hancock and similar equipment) up to and including 12 cu. yds.; Power jumbo form setter operator; Pressure grout machine operator (as used in heavy engineering construction); Road Oil mixing machine operator; Roller operator-on all types asphalt pavement; Self-propelled compactor, with blade; Skip loader operator-all types with rated capacity over 1-1/2 but less than 4 cu. yds.; Slip form operator (powar driven lifting device for concrete forms); Soil cement road mixing machine operator - single pass type; Stationary Central generating plant operator-rated 300 k.w. or more; Surface heater and planer operator; Traveling pipewrapping machine operator

Group 5-A: Heavy duty mechanic and/or welder; Pneumatic tired scraper, all sizes and types over 12 cu. yds. up to and incl. 45 cu. yds. MRC (Turnapull, Euclid, Cat, D-W, Hancock and similar equipment); Tractor operator (Pusher,

POWER EQUIPMENT OPERATORS (Cont'd)
(Except Piledriving and Steel Erection)

Bulldozer, Scraper) up to 400 net horsepower rating; Trenching machine operator

Group 6: Auto-Grade Machine (CMI and similar equipment); Boring machine operator (including Mole, Badger and similar type); Concrete mixer operator-paving type, and mobile mixer; Concrete pump operator with boom attachment (Truck mounted); Crane operator-crawler and pneumatic type, under 100 ton capacity MRC; Crawler type tractor operator - with boom attachment; Derrick operator; Forklift operator for hoisting personnel: Grade-all operator; Helicopter hoist; Highline cableway operator (less than 20 tons rated capacity); Mass excavator operator (150 Bucyrus Erie and similar types); Mechanical hoist operator (two or more drums); Motor grade operator - any type power blade; Motor grade operator with elevating grader attachment; Mucking machine operator; Overhead crane operator; Piledriver engineer (portable, stationary or skid rig); Pneumatic-tired scraper operator - all sizes and types (Turnapull, Euclid, Cat, D-W, Hancock & similar equipment over 45 cu. yds., MRC); Power driven ditch lining or ditch trimming machine operator; Skip loader operator - all types with rated capacity 4 cu. yds., but less than 8 cu. yds.; Slip form paving machine operator (including Gunnert, Zimmerman & similar types); Specialized power digger operator- attached to wheel-type tractor; Tower crane (or similar type) operator; Tractor operator (Pusher, Bulldozer, Scraper (400 net horsepower and over; Tugger operator (two or more); Universal equipment operator-Shovel, Backhoe, Dragline, Clamshell, etc., up to 8 cu. yds.

Group 7: Crane operator - pneumatic or crawler (100 ton hoisting capacity and over MRC rating); Helicopter pilot - FAA qualified when used in construction work; Highline cableway operator, over 20 ton rated capacity and using traveling head and tail tower; Remote control earth moving equipment operator; Skip loader operator - all types with rate capacity of 8 cu. yds. or more; Universal equipment - Shovel, backhoe, dragline, clamshell, etc., 8 cu. yds. and over

TRUCK DRIVERS

Group 1: Pickup; Station wagon; Teamsters

Group 2: Buggymobile, 1 C.Y. or less; Bulk cement spreader (2 or 3 axle); Bus driver; Dump (2 or 3 axle); Flatrack (2 or 3 axle); Water (under 2500 gal.)

Group 3: Bulk cement spreader (4 axle); Dump (4 axle); Dumptor or dumpster, less than 7 c.y.; Flatrack (4 axle); Water (2500 gal. but less than 4000 gal.)

Group 4: Bulk Cement Spreader (5 axle); Dump (5 axle); Dumptor or dumpster, 7 c.y. but less than 16 c.y.; Flaherty spreader or similar type equipment or leverman; Flatrack (5 axle); Slurry type equipment or leverman; Transit mix, 8 c.y. or less mixer capacity

Group 5: Bulk Cement Spreader (6 axle); Dump (6 axle); Flatrack (6 axle); Rock truck (Dart, Euclid and other similar type end dumps, single unit) less than 16 c.y.

Group 5-A: Oil Tanker or Spreader Truck Driver and/or bootman, retortman or leverman

Group 6: Bulk Cement Spreader (7 axle); Concrete pump truck driver, (when integral part of transit mix truck); Dump (7 axle); Flatrack (7 axle); Hydro lift, Swedish crane, Iowa 300 and similar types; Ross carrier fork lift or lift truck; Transit mix, over 10.5 c.y. but less than 14 c.y. mixer

Group 7: Bulk Cement Spreader (8 axle); Dump (8 axle); Flatrack (8 axle)

Group 8: Off-Highway Equipment Driver (2 or 4 wheel power unit, i.e. Cat DW series, Euclid, International, and similar type equipment, transporting material when top loaded or by external means, incl. pulling water tanks, fuel tank, or other teamsters classifications; Bulk Cement spreader (9 axle); Dumptor or dumpster, 16 c.y. and over; Eject-alls; Flatrack (9 axle); Rock truck (dart, euclid, or other similar end dump types) 16 c.y. and over

Group 8-A: Heavy Duty Mechanic/Welder; Body and Fender man

Group 8-B: Field Equipment Serviceman or Fuel Truck Driver

Group 8-C: Heavy Duty Mechanic/Welder Helper

SUPERSEDEAS DECISION

STATE: Arizona
COUNTY: Pima
DECISION NUMBER: AR-1010
DATE: Date of Publication
Supersedes Decision No. AQ-1074 dated February 1, 1974, in 39 FR 4295.
DESCRIPTION OF WORK: Residential Construction consisting of single family homes and garden type apartments up to and including 4 stories.

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
ASBESTOS WORKERS	$ 8.98	.50	.65		.01
BOILERMAKERS	8.50	.65	1.00	.50	.02
BRICKLAYERS; Stonemasons:					
Zone A (0-15 miles from Tucson)	8.855	.50	.44		.06
Zone B (15-30 miles from Tucson)	9.23	.50	.44		.06
Zone C (30-40 miles from Tucson)	9.605	.50	.44		.06
Zone D (Over 40 miles from Tucson)	10.355	.50	.44		.06
CARPENTERS:					
Carpenters; Drywall applicator	8.535	.65	.885		.025
Piledrivermen; Floorlayers (finish)	8.805	.65	.885		.025
Millwrights	8.93	.65	.885		.025
CEMENT MASONS	7.985	.50	.60		.025
ELECTRICIANS:					
Zone A (within 16 miles of City Hall, Tucson)	7.125	.45	1%		1/2%
Zone B (From 16-32 miles from City Hall, Tucson)	7.625	.45	1%		1/2%
Zone C (From 32-48 miles from City Hall, Tucson)	8.125	.45	1%		1/2%
Zone D (Over 48 miles from City Hall, Tucson)	8.625	.45	1%		1/2%
ELEVATOR CONSTRUCTORS	9.21	.195	.20	2% + a	
ELEVATOR CONSTRUCTORS' HELPERS	70%JR	.195	.20	2% + a	
ELEVATOR CONSTRUCTORS' HELPERS (PROB.)	50%JR				
GLAZIERS	8.15	.35	.30	.56	.01
IRONWORKERS	8.58	.58	.625		.04
MARBLE SETTERS; Terrazzo Workers; Tile Setters	8.13	.50	.44		.02
PAINTERS, Brush:					
Zone A (1-30 miles from Tucson P. O.)	6.75	.47	.25		.02
Zone B (31-40 miles from Tucson P. O.)	7.50	.47	.25		.02
Zone C (41-50 miles from Tucson P. O.)	7.75	.47	.25		.02
Zone D (51 miles and over)	8.00	.47	.25		.02
PAINTERS, Structural steel, brush:					
Zone A (1-30 miles from Tucson P. O.)	$ 7.50	.47	.25		.02
Zone B (31-40 miles from Tucson P. O.)	8.25	.47	.25		.02
Zone C (41-50 miles from Tucson P. O.)	8.50	.47	.25		.02
Zone D (51 miles and over)	8.75	.47	.25		.02
PLASTERERS:					
Zone A (0-30 miles from Tucson P. O.)	8.57	.35	.60		
Zone B (30-40 miles from Tucson P. O.)	9.07	.35	.60		
Zone C (40-50 miles from Tucson P. O.)	9.32	.35	.60		
Zone D (Over 50 miles from Tucson P. O.)	10.07	.35	.60		
PLUMBERS; Steamfitters:					
FREE ZONE 0-15 miles					
The "Free Zone" (Zone I shall be 15 road miles from the stated base points in Flagstaff, Yuma, Tucson and Douglas. The "Free Zone" from Phoenix shall be 15 miles radius from the stated base point. In addition, all areas within the City limits of Phoenix, Chandler, Scottsdale, Tempe, Glendale, Mesa, Kingman, Havasu City, Prescott, Winslow and Holbrook will be included as Free Zones.) Any work contracted from outside of these zones will be determined from the Phoenix and Tucson basing points.	9.00	.65	1.24	1.25	.10
Zone II (15-30 miles)	9.34	.65	1.24	1.25	.10
Zone III (30-40 miles)	9.74	.65	1.24	1.25	.10
Zone IV (40 miles and over)	10.99	.65	1.24	1.25	.10

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
ROOFERS:					
Zone A (0-44 miles from Tucson)	$6.92	.40	.20		.02
Zone B (Over 44 miles from Tucson)	8.18	.40	.20		.02
SHEET METAL WORKERS:					
Zone A (1-19 miles from Tucson)	7.93	.68	1.30		.01
Zone B (20-28 miles from Tucson)	8.37	.68	1.30		.01
Zone C (29-38 miles from Tucson)	8.82	.68	1.30		.01
Zone D (39-45 miles from Tucson)	9.42	.68	1.30		.01
Zone E (46 miles and over from Tucson)	9.87	.68	1.30		.01
SOFT FLOOR LAYERS	7.25	.38			
SPRINKLER FITTERS	9.70	.50	.70		.08

FOOTNOTE:

a. Employer credits 4% basic hourly rate of employee with over 5 years' service, 2% basic hourly rate from 6 months to 5 years' service to Vacation Fund. 6 Paid Holidays: A through F.

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
LABORERS					
GROUP 1:	$ 6.48	.60	.65		.07
GROUP 2:	6.60	.60	.65		.07
GROUP 3:	6.73	.60	.65		.07
GROUP 4:	6.83	.60	.65		.07
GROUP 5:	6.99	.60	.65		.07
GROUP 6:	7.335	.60	.65		.07
GROUP 7:	7.925	.60	.65		.07
GROUP 8:	7.175	.60	.65		.07
GROUP 8-A:	7.55	.60	.65		.07
LABORERS (Tunnel & Shaft Work)					
GROUP 1:	6.705	.60	.65		.07
GROUP 2:	6.86	.60	.65		.07
GROUP 3:	6.98	.60	.65		.07
GROUP 4:	7.10	.60	.65		.07
GROUP 4-A:	7.32	.60	.65		.07
GROUP 5:	7.475	.60	.65		.07
GROUP 5-A:	7.715	.60	.65		.07
POWER EQUIPMENT OPERATORS (Except Piledriving & Steel Erection)					
GROUP 1:	7.17	.65	.70		.04
GROUP 2:	7.52	.65	.70		.04
GROUP 3:	7.96	.65	.70		.04
GROUP 4:	8.46	.65	.70		.04
GROUP 5:	8.96	.65	.70		.04
GROUP 5-A:	9.25	.65	.70		.04
GROUP 6:	9.56	.65	.70		.04
GROUP 7:	10.13	.65	.70		.04
TRUCK DRIVERS					
GROUP 1:	6.64	.60	.65		.04
GROUP 2:	6.76	.60	.65		.04
GROUP 3:	6.96	.60	.65		.04
GROUP 4:	7.29	.60	.65		.04
GROUP 5:	7.44	.60	.65		.04
GROUP 5-A:	7.60	.60	.65		.04
GROUP 6:	7.73	.60	.65		.04
GROUP 7:	8.12	.60	.65		.04
GROUP 8:	8.595	.60	.65		.04
GROUP 8-A	9.35	.60	.65		.04
GROUP 8-B	9.06	.60	.65		.04
GROUP 8-C	7.27	.60	.65		.04

LABORERS

Group 1: All Helpers Not Herein Separately Classified; Cesspool diggers and installers; Chat box man; Checker, tool dispatcher; Concrete dump manbelt, pipe and/or hoseman; Dumpman and/or spotter; Fence builder, guard rail builder highway; Form strippers; Labor, general or construction; Landscape gardener and nurseryman; Packing rod steel and pans; Rip rap stoneman; Astro turf layer

Group 2: Cement Finisher Tender; Concrete curer (impervious membrane); Cutting torch operator; Fine grader (highway, engineering and sewer work only); Kettleman - Tarman; Power type concrete buggy; Lazer beam operator

Group 3: Bander; Chucktender (except tunnel); Creosote tieman; Guinea chaser; Powderman helper; Rip-rap stone paver; Sandblaster (pot tender); Spikers and wrenchers

Group 4: Cement Dumpers (Skip-type mixer or handling bulk cement); Chain saw machines (on clearing and grubbing); Concrete vibrating machines; Cribber and shorer (except tunnel); Floor sanders - concrete; Hydraulic jacks, and similar mechanical tools not separately herein classified; Operators and tenders of pneumatic and electric tools; Pipe caulker and/or backup man (pipeline); Pipe wrapper; Pneumatic gopher; Rigger/Signalman (pipeline)

Group 5: Air and Water Wash-Out Nozzleman; Asphalt rakers and ironers; Driller; Grade setter (pipeline); Hand guided trencher and similar operated equipment; Jackhammer and/or pavement breakers; Pipelayers (including but not limited to non-metallic, transite and plastic pipe, water pipe, sewer pipe, drain pipe, underground tile and conduit); Rock slinger; Scaler (using Bos'ns chair or safety belt); Tampers (mechanical-all types); Precast manhole erector

Group 6: Concrete Cutting Torch; Concrete saw (hand guided); Driller (core, diamond, wagon or air track); Drill doctor and/or air tool repairman; Gunman and mixerman (gunite); Sandblaster (nozzleman)

Group 7: Concrete Road Form Setter; Gunite nozzleman or rodman; Drillers, Joy Mustang, PR 143, 2200 Gardner-Denver, Hydrasonic; Powderman; Scaler (drillers); Welders and/or pipelayers installing process piping

Group 8: Mason Tenders

Group 8A: Plaster Tenders

LABORERS (Cont'd)
(TUNNEL and SHAFT WORKERS)

Group 1: Bull Gang, Muckers, Trackman; Dumpmen; Concrete crew (includes rodders and spreaders); Grout crew; Swamper (brakeman and switchmen on tunnel work)

Group 2: Nipper; Chucktender, Cabletender, Vibratorman, Jackhammer, Pneumatic tools (except driller)

Group 3: Grout Gunman

Group 4: Timberman, Retimberman - wood or steel blaster, driller powderman; Cherry pickerman; Powderman - primer house; Steel form raiser and setter; Kemper and other pneumatic concrete placer operator; Miner - finisher

Group 4A: Miners - Tunnel (hand or machine)

Group 5: Diamond Drill

Group 5A: Shaft and Raise Miner Welder

POWER EQUIPMENT OPERATORS
(Except Piledriving and Steel Erection)

Group 1: Air compressor operator; Field equipment servicemen helper; Heavy duty repair helper; Heavy duty welder helper; Oiler; Pump operator

Group 2: Conveyor operator; Generator operator - portable; Power grizzly operator; Self-propelled chip spreading machine - conveyor operator; Watch fireman; Welding machine operator - gasoline and diesel power

Group 3: Concrete mixer operator - skip type; Dinky operator - (under 20 tons wt.); Driver-moto paver, Slurry seal machine, and similar type equipment; Motor crane driver; Power sweeper operator - self-propelled; Ross carrier or fork lift operator; Skip loader operator - all types with rated capacity 1-1/2 cu. yds. or less; Wheel type tractor operator (Ford, Ferguson, or similar type) with attachments such as fresno, push blade, post hole auger, mower, etc., excluding compacting equipment

Group 4: A-Frame boom truck or winch truck operator; Asphalt plant firemen; Elevator hoist operator (including Tuskey hoist or similar types); Grade checker (excluding civil engineer); Multiple power concrete saw operator; Pavement breaker, mechanical compactor operator, power propelled; Roller operator - all types - except as otherwise classified; Screed operator; Self-propelled chip spreading machine operator (including Slurry seal machine operator) Stationary pipewrapping and cleaning machine operator; Tugger operator

Group 5: Aggregate plant operator (including crushing, screening and sand plants, etc.); Asphalt plant mixer operator; Beltcrete machine; Boring machine operator; Concrete mechanical tamping, spreading or finishing machine (incl. Clary, Johnson, or similar types); Concrete pump operator; Concrete batch plant operator. all types and sizes; Conductor, brakeman, or handler; Drilling machine, including water wells; Elevating grader operator - all types and sizes (except as otherwise classified); Field equipment serviceman; Highline cableway signalman; Kolman belt loader operator or similar, w/belt width 48" or over; Locomotive engineer (incl. Dinky-20 tons wt. and over); Moto-paver and similar type equipment operator; Operating engineer rigger; Pneumatic-tired scraper operator (Turnapull, Euclid, Cat, D-W, Hancock and similar equipment) up to and including 12 cu. yds.; Power jumbo form setter operator; Pressure grout machine operator (as used in heavy engineering construction); Road Oil mixing machine operator; Roller operator-on all types asphalt pavement; Self-propelled compactor, with blade; Skip loader operator-all types with rated capacity over 1-1/2 but less than 4 cu. yds.; Slip form operator (power driven lifting device for concrete forms); Soil cement road mixing machine operator - single pass type; Stationary Central generating plant operator-rated 300 k.w. or more; Surface heater and planer operator; Traveling pipewrapping machine operator

Group 5-A: Heavy duty mechanic and/or welder; Pneumatic tired scraper, all sizes and types over 12 cu. yds. up to and incl. 45 cu. yds. MRC (Turnapull, Euclid, Cat, D-W, Hancock and similar equipment); Tractor operator (Pusher,

POWER EQUIPMENT OPERATORS (Cont'd)
(Except Piledriving and Steel Erection)

Bulldozer, Scraper) up to 400 net horsepower rating; Trenching machine operator

Group 6: Auto-Grade Machine (CMI and similar equipment); Boring machine operator (including Mole, Badger and similar type); Concrete mixer operator-paving type, and mobile mixer; Concrete pump operator with boom attachment (Truck mounted); Crane operator-crawler and pneumatic type, under 100 ton capacity MRC; Crawler type tractor operator - with boom attachment; Derrick operator; Forklift operator for hoisting personnel; Grade-all operator; Helicopter hoist; Highline cableway operator (less than 20 tons rated capacity); Mass excavator operator (150 Bucyrus Erie and similar types); Mechanical hoist operator (two or more drums); Motor grade operator - any type power blade; Motor grade operator with elevating grader attachment; Mucking machine operator; Overhead crane operator; Piledriver engineer (portable, stationary or skid rig); Pneumatic-tired scraper operator - all sizes and types (Turnapull, Euclid, Cat, D-W, Hancock & similar equipment over 45 cu. yds., MRC); Power driven ditch lining or ditch trimming machine operator; Skip loader operator - all types with rated capacity 4 cu. yds., but less than 8 cu. yds.; Slip form paving machine operator (including Gunnert, Zimmerman & similar types); Specialized power digger operator- attached to wheel-type tractor; Tower crane (or similar type) operator; Tractor operator (Pusher, Bulldozer, Scraper (400 net horsepower and over; Tugger operator (two or more); Universal equipment operator-Shovel, Backhoe, Dragline, Clamshell, etc., up to 8 cu. yds.

Group 7: Crane operator - pneumatic or crawler (100 ton hoisting capacity and over MRC rating); Helicopter pilot - FAA qualified when used in construction work; Highline cableway operator, over 20 ton rated capacity and using traveling head and tail tower; Remote control earth moving equipment operator; Skip loader operator - all types with rate capacity of 8 cu. yds. or more; Universal equipment - Shovel, backhoe, dragline, clamshell, etc., 8 cu. yds. and over

TRUCK DRIVERS

Group 1: Pickup; Station wagon; Teamsters

Group 2: Buggymobile, 1 C.Y. or less; Bulk cement spreader (2 or 3 axle); Bus driver; Dump (2 or 3 axle); Flatrack (2 or 3 axle); Water (under 2500 gal.)

Group 3: Bulk cement spreader (4 axle); Dump (4 axle); Dumptor or dumpster, less than 7 c.y.; Flatrack (4 axle); Water (2500 gal. but less than 4000 gal.)

Group 4: Bulk Cement Spreader (5 axle); Dump (5 axle); Dumptor or dumpster, 7 c.y. but less than 16 c.y.; Flaherty spreader or similar type equipment or leverman; Flatrack (5 axle); Slurry type equipment or leverman; Transit mix, 8 c.y. or less mixer capacity

Group 5: Bulk Cement Spreader (6 axle); Dump (6 axle); Flatrack (6 axle); Rock truck (Dart, Euclid and other similar type end dumps, single unit) less than 16 c.y.

Group 5-A: Oil Tanker or Spreader Truck Driver and/or bootman, retortman or leverman

Group 6: Bulk Cement Spreader (7 axle); Concrete pump truck driver, (when integral part of transit mix truck); Dump (7 axle); Flatrack (7 axle); Hydro lift, Swedish crane, Iowa 300 and similar types; Ross carrier fork lift or lift truck; Transit mix, over 10.5 c.y. but less than 14 c.y. mixer

Group 7: Bulk Cement Spreader (8 axle); Dump (8 axle); Flatrack (8 axle)

Group 8: Off-Highway Equipment Driver (2 or 4 wheel power unit, i.e. Cat DW series, Euclid, International, and similar type equipment, transporting material when top loaded or by external means, incl. pulling water tanks, fuel tank, or other teamsters classifications; Bulk Cement spreader (9 axle); Dumptor or dumpster, 16 c.y. and over; Eject-alls; Flatrack (9 axle); Rock truck (dart, euclid, or other similar end dump types) 16 c.y. and over

Group 8-A: Heavy Duty Mechanic/Welder; Body and Fender man

Group 8-B: Field Equipment Serviceman or Fuel Truck Driver

Group 8-C: Heavy Duty Mechanic/Welder Helper

SUPERSEDEAS DECISION

STATE: Colorado
DECISION NUMBER: AR-1014
COUNTIES: Las Animas and Pueblo
DATE: Date of Publication
Supersedes Decision No. AR-1003 dated July 19, 1974, in 39 FR 26568
DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories) and heavy construction.

BUILDING CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
ASBESTOS WORKERS	$8.47	.33	.72		
BOILERMAKERS	8.35	.60	1.00		.02
BRICKLAYERS	8.67	.30	.50		.04
CARPENTERS	7.54	.48	.60	.40	.05
CEMENT MASONS	6.65	.44	1.10	.60	.07
ELECTRICIANS:					
Zone I (0-12 miles from P. O.)					
Electricians	8.50	.32	1%+.25		1/10%
Cable Splicers	9.35	.32	1%+.25		1/10%
Zone II (12-20 miles from P. O)					
Electricians	8.90	.32	1%+.25		1/10%
Cable Splicers	9.75	.32	1%+.25		1/10%
Zone III (20-40 miles from P. O.)					
Electricians	9.25	.32	1%+.25		1/10%
Cable Splicers	10.10	.32	1%+.25		1/10%
Zone IV (Over 40 miles from P.O.)					
Electricians	10.00	.32	1%+.25		1/10%
Cable Splicers	10.85	.32	1%+.25		1/10%
Electrical contracts less than $5,000 in Zones III and IV	6.16	.32	1%+.25		1/10%
ELEVATOR CONSTRUCTORS	8.12	.395	.26	2½%+a	
ELEVATOR CONSTRUCTORS' HELPERS	70%JR	.395	.26	2½%+a	
ELEVATOR CONSTRUCTORS' HELPERS (PROB.)	50%JR				
GLAZIERS	8.04				
IRONWORKERS:					
Structural; Ornamental and Reinforcing	8.40	.55	.80		.06
MARBLE AND TILE SETTERS, Terrazzo Workers	7.60	.53	.40	.25	
MILLWRIGHTS	7.58	.48	.60	.40	.05
PAINTERS:					
Brush	5.53	.30			.02
Structural steel; Spray	6.03	.30			.02
Spray steel	6.53	.30			.02

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
PLASTERERS	$8.69				.01
PLUMBERS:					
Zone I (0-15 miles from P. O.)	9.40	.55	.65		.05
Zone II (15-20 miles from P. O.)	9.97	.55	.65		.05
Zone III (20-40 miles from P. O.)	10.15	.55	.65		.05
Zone IV (Over 40 miles from P. O.)	10.775	.55	.65		.05
ROOFERS	7.58				
SHEET METAL WORKERS	8.47	.30	.65		.07
SOFT FLOOR LAYERS (Las Animas Co.)	7.10	.35	.45	.30	.05
SOFT FLOOR LAYERS (Pueblo County)	6.40	.35	.55	.20	.05
SPRINKLER FITTERS	9.25	.50	.70		.08

FOOTNOTE:
a. Employer contributes 4% of basic hourly rate for over 5 years' service and 2% of basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit. 6 Paid Holidays:

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

LINE CONSTRUCTION - COLORADO					
Cable Splicers	8.98	.35	1%		3/4%
Lineman Cableman	8.43	.35	1%		3/4%
Journeyman Lineman	8.37	.35	1%		3/4%
Line Equipment Operator	7.12	.35	1%		3/4%
Line Equipment Maintenance Man	7.12	.35	1%		3/4%
Groundmen	5.87	.35	1%		3/4%

BUILDING CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
LABORERS:					
General Laborers	$4.75	.37	.40		.05
Underpinning and shoring 0' to 8' below working surface	4.75	.37	.40		.05
Underpinning and shoring 8' below working surface to any depth below working surface; Power tool operators or all mechanical, air, gas and electrical tools, incl. self-propelled buggies and cement finisher tenders; Pipelayers; Gunnite nozzlemen and sandblasters	5.03	.37	.40		.05
Laborers, preparing and placing of stone or any other aggregate in a sand bed to be used as exposed face of tiltup panels	5.05	.37	.40		.05
Jackhammer operator; Underpinning and shoring over 12' below working surface; Bellers and stemmers on caisson work	5.30	.37	.40		.05
Mason tenders, brick and plaster	5.35	.37	.40		.05
HEAVY CONSTRUCTION					
Carpenters	6.57	.45	.45	.30	.04
Underground Carpenters	6.72	.45	.45	.30	.04
Working on creosoted material; High work 40' above ground or floor on exposed scaffold or boatswains chair; Piledriving; Sawmen continously assigned to 1½ HP saws at jobsite	6.82	.45	.45	.30	.04
Cement Masons	6.22	.42	1.10	.30	.07

LABORERS: (Heavy Construction)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Group 1	$4.80	.42	.45		.07
Group 2	4.85	.42	.45		.07
Group 3	4.93	.42	.45		.07
Group 4	4.95	.42	.45		.07
Group 5	4.97	.42	.45		.07
Group 6	5.08	.42	.45		.07
Group 7	5.18	.42	.45		.07
Group 8	5.25	.42	.45		.07
Group 9	5.38	.42	.45		.07
Group 10	5.43	.42	.45		.07
(Pipelines)					
All mainline sewers; Water mains; Gas, oil or any product pipeline; Pend stocks; Siphones or drainage lines; Pipe plants and yards not in connection with highway construction.					
Group 1	4.80	.42	.45		.07
Group 2	4.85	.42	.45		.07
Group 3	5.02	.42	.45		.07
Group 4	5.04	.42	.45		.07
Group 5	5.13	.42	.45		.07
Group 5-A	5.18	.42	.45		.07
Group 6	5.25	.42	.45		.07
LABORERS (Tunnels)					
Group 1	4.80	.42	.45		.07
Group 2	5.40	.42	.45		.07
Group 3	5.50	.42	.45		.07
Group 4	5.58	.42	.45		.07
Group 5	5.65	.42	.45		.07
Group 6	5.80	.42	.45		.07
(SHAFTS, RAISES, MISSILE SILOS & ALL UNDERGROUND WORK OTHER THAN TUNNELS)					
Group 1	5.50	.42	.45		.07
Group 2	5.65	.42	.45		.07
Group 3	5.75	.42	.45		.07
Group 4	5.93	.42	.45		.07
Group 5	6.03	.42	.45		.07
Group 6	6.08	.42	.45		.07

LABORERS (Heavy Construction)

GROUP 1: Minimum laborer, including caissons to 8', carrying reinforcing rods; Work on cross culverts, connections and side drains in connection with highway work, whether corrugated metal or concrete pipe; Fence erectors; Metal Mesh; Dowel bars; Tie bars and chairs in concrete paving; Nursery man incl. seeding; mulching and planting of trees, shrubs and flowers; Stake chaser; Gabion baskets and Teno mattresses

GROUP 2: Chuck tenders; Nippers, core and diamond drill helpers; Powderman helpers

GROUP 3: Hot asphalt laborer; Rakers; Box-tenders; Asphalt curb machines; Potmen (not mechanical)

GROUP 4: Multi-plate culvert pipe; Air, gas and electric tools operators; Barco hammers; Spaders; Electric hammers; Air tampers; Cutting torches on demolition work; Caissons 8' to 12'; Cofferdams; Power operated concrete buggies; Operators of concrete saws on pavement (other than gang saws); Timber and chain saws; Stresser or stretcherman on post tension or pre-stressed concrete on or off jobsite; Tool room man and checkers; Cement finisher helper; Sandblaster helper; Concrete processing material monitor; Spotters; Signalmen; Dumpmen; Transverse concrete conveyor operator, mechanical grouters; Boring machines (air hydraulic); Automatic concrete power curbing machine; Jackhammer; Vibrators; Paving breakers; Frostproofing

GROUP 5: Any laborers performing bridge work over 40' above the ground or above a floor and working from a bos'n chair, swinging stage, life belt or block and tackle

GROUP 6: Gunniting and shotcrete helpers; Caissons over 12'; Cofferdams; Timbermen; Underpinning and shoring; Form setters and/or stringman on roads, highways, streets and airport runways; Distributor; Placing and hooking of landing mats; Bull float (hand operated) and center expansion machines; Sandblasters; Grade checkers if required by employer

GROUP 7: Powdermen and blasters; Gunnite nozzlemen; Shotcrete operator

GROUP 8: Pipelayer on truck pipe lines in connection with highway work

GROUP 9: Wagon drills and air tracks; Jackhammer operators in caissons over 12'; Bellers and stemmen; Licensed powdermen; Diamond and core drills powered by air

GROUP 10: Any work, other than on bridges, performed by laborers working from a bos'n chair, swinging stage, life belt or block and tackle as a safety requirement

LABORERS (Pipelines)

All mainline sewers; Water mains; Gas, oil or any product pipelines; Penstocks; Siphons or drainage lines; Pipe plants and yards not in connection with highway construction.

GROUP 1: Pipe plants and yards; Stringing of pipe or skids; Handling and signaling on line work

GROUP 2: Potman (not mechanical); Pipewrapper, Dopers, Jeep Holiday Detector Men, Bandage makers, Powdermen helpers

GROUP 3: Laborers working in trenches on all pipelines; Sewer, water, gas, oil, telephone conduit, pen stock, siphons, drainage lines, caulkers, yarners, fine graders, air, gas, electric and hydraulic tools, boring machines, hydraulic jacks, drills, tampers, etc.

GROUP 4: Sandblaster, powdermen and blasters, wiping of joint concrete pipe, inside and out; Labor, applicable to pipe coating or wrapping, plants and yards; Enamelers of pipe, inside and out

GROUP 5: (Relining Pipe)
Relining Pipe

GROUP 5-A: Mixer man

GROUP 6: Pipelayer

LABORERS (TUNNELS):

Group 1: Outside laborers

Group 2: Minimum tunnel labor, dry house man

Group 3: Cable or hose tenders, chuck tenders, concrete laborers, dumpman, whirley pumps operators

Group 4: Helpers on shotcrete, gunniting and sandblasting; Helpers, core and diamond drills; Pot tender

Group 5: Cement finisher helper, applying of concrete processing materials

Group 6: Callapsible form movers and setters, miners, machinemen and bit grinders, nippers, powdermen and blasters, reinforcing steel setters, timbermen (steel or wood tunnel support, incl. the placement of sheeting when required) and all cutting and welding that is incidental to the miner's work; Tunnel liner plate setters; Vibrator men, internal and external; Unloading, stopping and starting of Moran Agitator Cars; Diamond and core drills; Cement finisher (underground); Shotcrete operator; Gunnite nozzlemen; Sandblaster; Pump concrete placement men

(SHAFTS, RAISES, MISSILE SILOS AND ALL UNDERGROUND WORK OTHER THAN TUNNELS)

Group 1: Laborers, Topmen, Bottommen, and Cagers

Group 2: Chucktenders, Concrete laborers, Whirley pumps operators

Group 3: Helpers on shotcrete, gunniting and sandblasting; Helpers on core and diamond drills; Pot tenders; Cement finisher helpers; Applying of concrete processing material

Group 4: Collapsible form movers and setters, miners, machinemen and bit grinders, nippers, powdermen and blasters, reinforcing steel setters, timbermen (steel or wood tunnel support, incl. the placement of sheeting when required); All cutting and welding that is incidental to the miner's work; Liner plate setters; Vibrator men, internal and external

Group 5: Diamond and core drill; Cement finisher (underground); Gunnite nozzlemen; Shotcrete operators; Sandblasters and pump concrete placement men

Group 6: Any employee performing work under ground from a bos'n chair, swinging stage, life belt or block and tackle

POWER EQUIPMENT OPERATORS
(Other than for work in Tunnels, Shafts and Raises)**

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Group 1	$6.05	.37	.55	.30	.03
Group 2	6.40	.37	.55	.30	.03
Group 3	6.75	.37	.55	.30	.03
Group 4	6.90	.37	.55	.30	.03
Group 5	7.05	.37	.55	.30	.03
Group 6	7.20	.37	.55	.30	.03
(For work in Tunnels, Shafts, and Raises)					
Brakeman	6.20	.37	.55	.30	.03
Motorman	6.55	.37	.55	.30	.03
Compressor (900 CFM and over), serving tunnels, shafts and raises	6.65	.37	.55	.30	.03
Air tractors; Grout machine; Gunnite machine; Jumbo form; Mechanic; Welder	6.90	.37	.55	.30	.03
Concrete placement pumps 8" and over discharge; Mechanic-welder (heavy duty); Mucking machine and front end loaders underground; Slusher	7.05	.37	.55	.30	.03
Mole	7.45	.37	.55	.30	.03

POWER EQUIPMENT OPERATORS **
(Other than for work in Tunnels, Shafts and Raises)

Group 1: Asphalt screed; Brakeman; Drill operator, smaller than William MF and similar; Helper to heavy duty mechanic and/or Welder; Tractor operator (under 70 HP), with or without attachments; Oiler

Group 2: Air compressor; Ditch witch, trenching machine and similar; Equipment lubricating and service engineer; Fork lift; Haulage motorman; Operators of five or more light plants, welding machines, compressors 360 C.F.M. or less, pumps, generators; Pugmill operator; Pugmill; Pumps; Portable screening plant with or without a spray bar; Screening plants - with classifier; Self-propelled rollers - 5 tons & under; Vacuum well point system

Group 3: Asphalt plant; Backfiller; Bituminous spreader or laydown machine; Cableway signalman; Caissons drill; (William MF, similar and larger; C.M.I. and similar; Concrete finish machine; Concrete gang saws on concrete paving; Concrete mixer (less than 1 yd.); Concrete placement pumps (under 8 in.); Conveyor (handling building materials); Distributors, bituminous surfaces; Drill, (diamond or core); Drills rigs (rotary, churn or cable tool); Elevating graders; Engineer fireman; Fireman or tank heater, Road; Grout machine; Gunnite machine; Hoists (1 drum); Loader (Barber Greene, etc.); Loader (up to and including 6 cu. yds.); Machine doctor mechanic; Motor grader (blade); Road stabilization machine; Roller-self-propelled-all types over 5 tons; Sandblasting machine; Single unit portable crusher-with or without washer; Tile tamper, Wheel mounted; Tractor (70 h.p. & over) (with or without attachments); Trenching machine; Welder; Winch op., on truck; Concrete batching plants

Group 4: Concrete mixer (over 1 cu. yd.); Concrete paver 34 E or similar; Concrete placement pumps (8 in. and over); Crane (50 tons and under); Hoists (2 drums); Loader - over 6 cu. yds.; Mechanic-Welder (heavy duty); Mixer-mobile; Multiple unit portable crusher - with or without washer; Pile driver; Fireman; Cable-operated crane, truck mounted, 25 tons and over; Cable operated power shovels, dragline; Clamshell, and backhoes (5 cu. yds. and under); Hydraulic backhoes, 1 1/2 cu. yds. and over); Special utility operator; Self-propelled hydrocrane, Tractor with side boom; Truck mounted hydrocrane; Scraper-single bowl under 40 cu. yds.

Group 5: Crane operator - over 50 tons; Derrick; Electric rail type tower crane; Hoist (3 drum or more); Cable-operated power shovels, draglines, clamshells and backhoes (over 5 cu. yds.); Quad nine and similar push unit; Scraper-all tandem bowls; Scraper-single bowl including pups 40 cu. yd. and over

Group 6: Cableway; Crawler or truck mounted tower crane; Wheel excavator; Climbing tower crane

TRUCK DRIVERS

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
PICKUPS; Helpers; Scalemen; Checkers; Spotters; Dumpmen	$5.50	.35	.25	.10	
DUMP TRUCKS, to and including 6 cu. yds.; Sweeper; Flatrack, single axle; Liquid and bulk tankers, single axle; Warehousemen; Washers; Greasermen; Servicemen; Ambulance drivers, if used	5.60	.35	.25	.10	
DUMP TRUCKS, over 6 cu. yds. to and including 12 cu. yds.; Flatrack tandem axle; Battery men; Mechanic helpers; Material checkers; Cardex men; Expeditors; Man haul shuttle truck or bus	5.70	.35	.25	.10	
STRADDLE TRUCK; Lumber carrier; Liquid and bulk tankers, tandem axle	5.75	.35	.25	.10	
FORK LIFT, Fuel truck; Grease truck; Combination fuel and grease; Tiremen	5.80	.35	.25	.10	
DUMP TRUCKS, over 12 cu. yds., to including 19 cu. yds.; Distributor; Cement mixer; Agitator truck to and including 10 cu. yds.; Liquid and bulk tankers, semi or combination	5.85	.35	.25	.10	
MULTI-PURPOSE TRUCK - Specialty and hoisting	5.90	.35	.25	.10	
HIGH BOY; Lowboy; Floats; Semi; Cab operated distributor-Semi; Liquid and bulk tankers, euclid, electric or similar; Dumptor, Youngbuggy, Jumbo and similar type equipment	5.95	.35	.25	.10	
MECHANICS	6.00	.35	.25	.10	

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
DUMP TRUCKS, over 19 cu. yds. to and including 29 cu. yds.; Truck driver snow plow	$6.05	.35	.25	.10	
CEMENT MIXER, Agitator over 10 cu. yds. to and including 15 cu. yds.	6.10	.35	.25	.10	
DUMP TRUCKS, over 29 cu. yds. to and including 39 cu. yds.; Heavy duty diesel mechanics; Body men; Welders or combination men	6.20	.35	.25	.10	
CEMENT MIXER, Agitator over 15 cu. yds.	6.35	.35	.25	.10	
DUMP TRUCKS, over 39 cu. yds. to and including 54 cu. yds.	6.50	.35	.25	.10	
DUMP TRUCKS, over 54 cu. yds. to and including 79 cu. yds.	6.60	.35	.25	.10	
DUMP TRUCKS, over 79 cu. yds. to and including 104 cu. yds.	6.80	.35	.25	.10	
DUMP TRUCKS, over 104 cu. yds.	7.00	.35	.25	.10	

SUPERSEDEAS DECISION

STATE: Illinois
COUNTY: Champaign
DECISION NUMBER: AR-3063
DATE: Date of Publication
Supersedes Decision No. AQ-3161 dated April 26, 1974, in 39 FR 14858
DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories).

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Asbestos Workers	$9.00	.30	.20		.02
Boilermakers	8.55	.40	.65		.01
Bricklayers and Stonemasons	7.625	.30			.02
Carpenters:					
Carpenters and Soft Floor Layers	8.715	.30	.60		.08
Millwrights and Piledrivermen	9.065	.30	.60		.08
Cement Masons	8.375	.30			.025
Electricians	9.15	.30	1%+.20		4%
Elevator Constructors:					
Elevator Constructors	7.505	.345	.23	2%+a&b	.005
Helpers	70%JR	.345	.23	2%+a&b	.005
Helpers (Prob.)	50%JR				
Glaziers	7.55	.25	.15		
Ironworkers	8.55	.40	.60		.08
Laborers	6.10	.25	.20		.035
Lathers	8.04	.30	.20		.01
Leadburners	9.25	.35		c	.01
Line Construction:					
Linemen	8.78	.35	1%		.25%
Groundmen Equipment Operator, Class I	8.20	.35	1%		.25%
Groundmen Truck Driver w/Winch	6.09	.35	1%		.25%
Groundmen Truck Driver wo/Winch	5.80	.35	1%		.25%
Groundmen - Class "A"	5.53	.35	1%		.25%
Marble-Tile and Terrazzo Workers	8.20				
Marble-Tile and Terrazzo Helpers	6.925				
Painters	7.65	.35	.20		.03
Plasterers	5.20	.125			
Plumbers and Steamfitters	7.95	.30	.50		.12
Sheet Metal Workers	8.925	.375	.30		.02
Sprinkler Fitters	9.25	.50	.70		.08
Roofers:					
Composite	7.93	.20	.10	.50	
Slate and Tile	8.18	.20	.10	.50	
Helper	80%JR				
Welders - receive rate prescribed for craft performing operation to which welding is incidental.					

2 of 2

PAID HOLIDAYS: (WHERE APPLICABLE):
A-New Years Day; B-Memorial Day; C-Independence Day;
D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Six paid holidays: A through F.

b. Employer contributes 4% of regular hourly rate to Vacation Pay Credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to Vacation Pay Credit for employee who has worked in business less than 5 years.

c. Nine paid holidays, A through F plus Washington's Birthday, Good Firday and Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

ILLINOIS-1-PEO-1

POWER EQUIPMENT OPERATORS:	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
CLASS I	$8.575	.30	.50		.05
CLASS II	8.475	.30	.50		.05
CLASS III	8.30	.30	.50		.05
CLASS IV	6.55	.30	.50		.05

CLASSIFICATIONS

CLASS I: Master Mechanic

CLASS II: Utility Operator

CLASS III: Power cranes, Draglines, Derricks, Electric overhead cranes, Shovels, Gradall, Mechanics, Repair and Maintenance of all equipment, Tractor highlift shovel, Forklifts, Tournamixer, 2 drums machine or 2 cage hoists, Cableways, Tower machines, Motor Patrol, Boom tractor, Boom or winch truck, Truck Crane, Tournapull, Tractor operating scoops, Bulldozer, Push tractor, Finishing machine on Asphalt, Large rollers & rollers on asphalt, Gravel Macadam & Brick surface, Ross carrier or similar machine, Asphalt Plant Engineer or Pug Mill, Two (2) air compressors, Hetherington paver operator, Farm tractor with ½ yard bucket and/or backhoe attachment, Trench machines cutting over 24," Dredging equipment, Central mix plant engineer, concrete spreader, Air compressors 200 cu. ft. or over, Standard or Dinkey locomotives, Scoopmobiles, Euclid loader, Soil cement machine, Mixers 14S capacity or less, Trench Machine cutting 24" & under, Backfiller, Elevating machine, Power Blade, Asphalt Plant Engineer, Well drilling Machines, Paint Machine, Pipe Cleaning Machine, Pipe Wrapping Machine, Pipe Bending Machine, Apsco paver, Boring Machine, w/o winch, Head equipment, Greasers, Barber Green Loaders, Formless paver, Farm Tractor with less than half-yard bucket and other attachments except backhoe, Well Point System

CLASS IV: Power Sub-Grader, Bull Float, Form grader, Finishing machine, Pavement breaker, Rock Crushers, One drum machine, air compressor less than 200 cu. ft. capacity, Concrete pump, Gunnite machine, Air Tuggers, Truck crane drivers, House Elevators when used for temporary heat, Small rollers on earth, Engine tenders, Fireman on paint pots, Fireman, Wagon Drill, Flexaplane, Conveyor, 2 to 4 Water Pumps, Siphon & Pulsometer, Switchman, Fireman on Asphalt plants, Distributor operator on trucks, Tampers, Power Broom, Post Hole Digger, Self Propelled Concrete Saw, Striping Machine (Motor Driven), Form Tamper, Seaman Tiller, Bulk Cement Plant Equipment Greaser

ILLINOIS-4/5-TD-1-2-3

TRUCK DRIVERS: AREA 2	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other:
CLASSIFICATION I						
Drivers on 2 axle over the road trucks hauling less than 9 ton, air compressor and welding machine, including those pulled by separate units, truck driver helpers, warehousemen, mechanic helpers, greasers and tiremen, pick-up trucks when hauling material, tools, or men to and from and on the job site	$6.90	.40	a12.00			
CLASSIFICATION II						
2 or 3 axle over the road trucks hauling less than 16 ton, A-frame winch trucks, hydrolift trucks, or similar equipment when used for transportation purposes	7.30	.40	a12.00			
CLASSIFICATION III						
2, 3 or 4 axle trucks hauling 16 ton or more, drivers on oil distributors, water pulls, mechanics and working foreman	7.50	.40	a12.00			

FOOTNOTE:

a. Employer contributes $12.00 per week per employee.

SUPERSEDEAS DECISION

STATE: Illinois COUNTY: Cook
DECISION No. AR-3064 DATE: Date of Publication
Supersedes Decision No. AQ-3151 dated April 12, 1974 in 39 FR 13427
DESCRIPTION OF WORK: Building (Including Residential), Heavy and Highway Construction.

1 of 2

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Asbestos Workers	$9.35	.58	.67		.05
Boilermakers	8.75	.40	.90	1%	.01
Boilermakers' Helpers	8.65	.40	.90	1%	.01
Bricklayers & Stonemasons	9.95	.50	.60		.03
Carpenters: (Building, Heavy & Highway)					
Carpenters & Soft Floor Layers	9.65	.55	.63		.06
Millwrights & Piledrivermen	9.65	.55	.63		.06
Cement Masons:					
Building	9.55	.62	.65		.04
Heavy & Highway	9.10	.45	.35		.04
Electricians	9.50	.70	.61	.42	.045
Elevator Constructors:					
Elevator Constructors	9.445	.395	.26	2%+a&b	.005
Helpers	70%JR	.395	.26	2%+a&b	.005
Helpers (Prob.)	50%JR				
Glaziers	8.95	.24	.30		.01
Ironworkers:					
Structural & Reinforcing	10.08	.79	.98		.05
Ornamental	9.175	.40	.375		.05
Riggers & Machinery Movers	6.00	.25	.275		.05
Lathers	8.85	.46	.345		
Leadburners	9.25	.35		c	.01
Line Construction:					
Linemen	9.50	5%	4%	8⅓%	⅓%
Groundmen	7.75	5%	4%	8⅓%	⅓%
Marble Setters	9.57	.30	.20	.50	
Marble Setters' Helpers	7.30				
Painters:					
Brush, Decorators & Paperhangers	8.30	.425	.25		.007
Plasterers	8.895	.40	.25		.045
Pipefitters	9.35	.55	.70		.02
Plumbers	9.97	.50	.50		.05
Pointers, Caulkers & Cleaners	9.80	.55	.70		
Roofers:					
Composition & Waterproofers	10.00	.65	.50		.02
Slate & Tile	9.40	.55	.35		.02
Sheet metal workers	8.15	.35	.34		.01
Sprinkler fitters	10.00	.60	.70		.15

2 of 2

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Survey Crew:					
Rodman	$6.60	.60	.20		
Instrument Man	7.85	.60	.20		
Terrazzo Workers	8.60	.30	.30		
Terrazzo Workers' Helper & Floor Mach.	6.85				
Base Machine Operator	7.10				
Tile Setters	8.65	.30-5/8	.425		
Tile Setters' Helpers	7.60	.30-5/8	.425		
Truck Drivers:					
Building Construction:					
2-3 Axle Trucks	6.45	d12.00	d15.85		
4-Axle Trucks	6.70	d12.00	d15.85		
5-Axle Trucks	6.90	d12.00	d15.85		
6-Axle Trucks	7.10	d12.00	d15.85		
Heavy & Highway Construction:					
2-3 Axle Trucks	6.45	.40	.30		
4-Axle Trucks	6.70	.40	.30		
5-Axle Trucks	6.90	.40	.30		
6-Axle Trucks	7.10	.40	.30		
Welders - receive rate prescribed for craft performing operation to which welding is incidental.					

PAID HOLIDAYS: (WHERE APPLICABLE)
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Six Paid Holidays: A through F.

b. Employer contributes 4% of regular hourly rate to Vacation Pay Credit for employee who has worked in business more than 5 years. Employer contributes 2% or regular hourly rate to Vacation Pay Credit for employee who has worked in business less than 5 years.

c. Nine Paid Holidays: A through F plus Washington's Birthday, Good Friday & Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the Holiday, and the regular scheduled work days immediately preceding and following the Holiday.

d. Per Week Per Employee.

ILL. 9-LAB-1-2-3 H 1 of 1

LABORERS:	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	App. Tr.	Others
BUILDING; HEAVY & HIGHWAY CONSTRUCTION						
Building Laborers	$6.90	.47	.65			
Plasterers laborers	7.025	.47	.65			
Boiler setters Laborers	7.225	.47	.65			
Windlass, Cement gun nozzle laborers	7.05	.47	.65			
Chimney laborers (over40)	7.00	.47	.65			
Stone handlers, derrickmen	7.10	.47	.65			
Jackhammermen	7.125	.47	.65			
Caisson digger	7.25	.47	.65			
Scaffold laborers	7.00	.47	.65			
TUNNEL WORK, ROCK, CLAY & SUBWAY						
Dumpmen, top laborers	6.90	.47	.65			
Cage tenders, skinners, switchmen, truck layers	6.925	.47	.65			
Car pusher, conrete laborers, grout machine op., steel setters & tuggers grout laborers	7.025	.47	.65			
Signal men	6.95	.47	.65			
Pebble placer op., mortarmen muckers	7.125	.47	.65			
Air hoist op., bricklayers tender, cement (invert) laborer, concrete blower op., driller for blasting, dynamiters, erector ops., form men lock tenders, miners, power knife op., jackhammermen, keyboard op.	7.25	.47	.65			
SEWER, DRAIN, WATER SERVICE:						
Common laborers, top laborers	6.90	.47	.65			
Concrete laborers & steel setters	7.025	.47	.65			
Cement carriers, cemnt mixers, mortar men, scaffoldmen, second bottom men	7.125	.47	.65			
Bottom men, bricklayers tenders, catch basin jiggers & rodders, form men, jackhammermen, pipelayers, well point system	7.25	.47	.65			
STREET PAVING, GRADE SEPARATION, PLANTING, GRADING AND LANDSCAPING:						
Laborers and helpers	6.90	.47	.65			
Form setters on pavement work, Jackhammermen (concrete)	7.175	.47	.65			
Rakers, lutemen, kettlemen, mixermen, frummen, jackhammermen (asphalt)	7.175	.47	.65			

ILLINOIS 12 - FEO-1

BUILDING CONSTRUCTION POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	App. Tr.
CLASS I	$10.00	.50	.50	.20	.05
CLASS II	8.70	.50	.50	.20	.05
CLASS III	7.65	.50	.50	.20	.05
CLASS IV	6.45	.50	.50	.20	.05

CLASSIFICATIONS:

CLASS I: Asphalt plant, asphalt spreader, auto-grad, batch plant, Benoto (requires two engineers), boiler & throttle valve, caisson rigs, central redi-mix plant, combination backhoe front end-loader machine, compressor & throttle valve, concrete breaker (truck mounted), concrete conveyor, concrete paver, concrete placer, concrete tower, cranes (all), derricks (all), grader, elevating, grouting machines, highlift shovels or front endloader 2¼ yd. & over, hoists, one, two & three drum, hoists, two & three drum, hoists, two tugger one floor, hydraulic boom trucks, locomotives (all), mechanic, motor patrol, pile drivers & skid rig, post-hole digger, pre-stress machine, pump cretes dual ram (requiring frequent lubrication & water), pumpcretes, squeeze cretes - screw type pumps, Gysum bulker & pump, rock drill (self-propelled), rock drill (truck mounted), scoops - tractor drawn, slip form paver, straddle buggies, tournapull, tractor with boom & side boom, trenching machines

CLASS II: Boilers, bulldozers, broom, all power propelled, concrete mixer (2 bag & over), conveyor, portable, forklift trucks greaser engineer, highlift shovels or front endloaders under 2¼ yd., hoists, automatic, hoists, all elevators, hoists, tugger single drum, rollers, all, steam generators, stone crushers, tractors, all, winch trucks with "A" frame

CLASS III: Air compressor - small 150 & under (1) to 5 not to exceed a total of 300 ft.), Air compressor - large over 150, combination - small equipment opr., generators under & over 50 KW, heaters, mechanical, pumps, over 3" (1 to 3 not to exceed a total of 300 ft.), pumps, well points, welding machines (2 through 5), winches, 4 small electric drill winches

CLASS IV: Oilers

HEAVY, HIGHWAY & SEWER CONST. ILLINOIS-10-PEO-2-3

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
CLASS I	$9 60	.50	.50	.20	.05
CLASS II	9.05	.50	.50	.20	.05
CLASS III	8.40	.50	.50	.20	.05
CLASS IV	7.40	.50	.50	.20	.05
CLASS V	6.40	.50	.50	.20	.05

POWER EQUIPMENT OPERATORS

CLASS I: Asphalt plant, asphalt heater & planer combination, asphalt spreader, auto-grade, belt loader, caisson rigs, central redimix plant, concrete breaker (truck mounted), concrete conveyor, concrete paver over 27E cu. ft., concrete placer, concrete tube float, cranes, all attachments, cranes, Linden, Peco & machines of a like nature, derricks, traveling, dredges, euclid loader, elevating type, gradall, & machines of a like nature, derricks, all, derrick boats, derricks, travelling, dredges, euclid loader, elevating type, gradall, and machines of a like nature, grader, elevating hoists, 1,2 & 3 drum, locomotives, all, mucking machine, 1 cu. yd. & over, mucking machine, under 1 cu. yd., piledrivers & skid rig, pre-stress machine, pump cretes dual ram (requiring frequent lubrication & water), rock drill crane type, slip form paver, straddle buggies, tractor w/boom, tractaire w/ attachments, trenching machine, underground boring & /or mining machine under 5 ft., wheel exactor widener (Apsco)

CLASS II: Mechanic-welder, batch plant, bituminous mixer, bulldozer, combination backhoe front endloader machine, concrete breaker or hydro-hammer, concrete grinding machine, concrete mixer or paver 7S Series to & including 27 cu. ft., concrete spreader, concrete curing machine, burlap machine, belting machine & sealing machine, finishing machine, concrete grader, motor grader, motor patrol, auto patrol, form grader, pull grader, subgrader, highlift shovels or front endloader, hydraulic boom trucks (all attachments), locomotives, dinky, pump cretes; Squeeze cretes; screw type pumps Gypsum bulker & pump, rock drill (self-propelled), roto-tiller, seaman, etc. self-propelled scoops; tractor drawn, self-propelled compactor, spreader, chipstone, etc., scraper, tank car heater, tractor, push, pulling sheeps foot, disc., compactor, etc. tug boats

CLASS III: Boilers, boiler & throttle valve, brooms, all power propelled, cement, supply tendor, compressor & throttle valve, concrete mixer (2 bags & over) conveyor, portable, fireman on boilers, forklift trucks, greaser engineer, grouting machine, hoists, automatic, hoists, all elevators, hoists, tugger single drum, jeep diggers, pipe power saw, concrete, power-driven, pug mills, rollers, all, steam generators, stone crushers, stump machine, winch trucks with "A" frame, work boats, tamper, form, motor driven

CLASS IV: Air compressors, all, generators, heaters, mechanical, light plants, all (1 through 5), pumps, all, pumps well points, tractaire, welding machines (2 through 6)

CLASS V: Oilers

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
WELL DRILLERS:						
Drillers, Pump Installer, Welder and Mechanic	$8.10	.45	.40	a		
Tool Dresser, Helper	7.55	.45	.40	a		

FOOTNOTE:

a. Six (6) paid Holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day

ILLINOIS-10-LABORERS-1 B

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
WRECKING LABORERS:						
BRICK CLEANERS	$3.10	.32	.40			
LABORERS	5.52	.32	.40			
WRECKERS	5.92	.32	.40			
STACKMAN OR HIGHMAN	6.52	.32	.40			
BURNERS, WALLMEN & JACKHAMMER MEN	6.17	.32	.40			

SUPERSEDEAS DECISION

STATE: Illinois
COUNTY: DuPage
DECISION NUMBER: AR-3065
DATE: Date of Publication
Supersedes Decision No. AQ-3152 dated April 12, 1974 in 39 FR 13431
DESCRIPTION OF WORK: Building (Including Residential) Construction.

1 of 2

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Asbestos Workers	$9.35	.58	.67		.05
Boilermakers	8.75	.40	.90	4%	.01
Boilermakers' Helpers	8.65	.40	.90	4%	.01
Bricklayers and Stonemasons:					
North of Butterfield Road (Argonne Nat'l. Accl. Lab. and AEC Plant)	10.05	.40	.60		.03
All Territory within County South of Butterfield Road from East to West	10.05	.40	.60		.03
Carpenters:					
Carpenters and Soft Floor Layers	9.65	.55	.63		.06
Millwrights and Piledrivermen	9.65	.55	.63		.06
Cement Masons	9.85	.50	.55		.05
Electricians	9.84	3%	4%	5%	¼ of 1%
Elevator Constructor:					
Elevator Constructors	9.445	.395	.26	2%+a&b	.005
Helpers	70%JR	.395	.26	2%+a&b	.005
Helpers (Prob.)	50%JR				
Glaziers	8.95	.24	.30		.01
Ironworkers:					
Argonne and Vicinity	9.25	1.75	.225		.02
Nat'l. Accl. Lab. and Remainder of County	10.89	.40	.275		.045
Lathers	8.85	.46	.345		
Leadburners	9.25	.35		c	.01
Line Construction:					
Linemen, Digger Operator	8.55	.35	1%		¼%
Groundmen, Equipment and Tractor Operator	5.71	.35	1%		¼%
Groundmen	5.51	.35	1%		¼%
Marble Setters	9.57	.30	.20	.50	
Marble Setters' Helpers	7.30				
Painters:					
Brush	8.045	.50	.40		.04
Spray	8.445	.50	.40		.04
Plasterers	8.53	.40	.60		
Plumbers and Pipefitters:					
Argonne AEC Plant					
Plumbers	9.97	.50	.50		.05
Pipefitters	9.35	.55	.70		.02
Wheaton and North DuPage	9.65	.35	.43	.15	.05
Naperville and South DuPage	9.90	.30	.35		.05
Roofers:					
Composition	10.00	.65	.50		.02
Slate and Tile	9.40	.55	.35		.02
Sprinkler Fitters	10.00	.60	.70		.15

2 of 2

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Sheet Metal Workers	$8.10	.30	.30	.20	
Terrazzo Workers	8.60	.30	.30		
Terrazzo Workers Helpers and Floor Mach.	6.85				
Tile Setters	8.65	.30-5/8	.425		
Tile Setters' Helpers	7.60	.30-5/8	.425		
Truck Drivers:					
2-3 Axle Trucks	6.60	d15.00	d19.00		
4-Axle Trucks	6.75	d15.00	d19.00		
5-Axle Trucks	6.95	d15.00	d19.00		
6-Axle Trucks	7.15	d15.00	d19.00		
Welders - receive rate prescribed for craft performing operation to which welding is incidental.					

PAID HOLIDAYS: (WHERE APPLICABLE)
A-New Year's Day; B-Memorial Day; C-Independence Day;
D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Employer contributes 4% of regular hourly rate to vacation pay credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular rate to vacation pay credit for employee who has worked in business less than 5 years.
b. Six Paid Holidays: A to F.
c. Nine Paid Holidays: A through F plus Washington's Birthday, Good Friday and Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the Holiday, and the regular scheduled work immediately preceding and following the Holiday.
d. Per week per employee

DUPAGE COUNTY

ILL-22-LAB-1-2-3

LABORERS:	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
CLASS 1	$6.90	.47	.65		
CLASS 2	7.00	.47	.65		
CLASS 3	7.05	.47	.65		
CLASS 4	7.10	.47	.65		
CLASS 5	7.15	.47	.65		
CLASS 6	7.25	.47	.65		
CLASS 7	7.25	.47	.65		
CLASS 8	7.35	.47	.65		

CLASSIFICATIONS

CLASS 1: Building Laborers, Grade Separation Laborers, Sewer & Water Laborers, Pumps for Dewatering and other Unclassified Laborers.
CLASS 2: Cement Gun Laborers, Scaffold Laborers, Chimney Laborers (over 40').
CLASS 3: Cement Gun Laborers (Gunnite), Windlass Men, Plasterers' Laborers.
CLASS 4: Stone Derrickmen & Handlers.
CLASS 5: Plumbers' Laborers, Jackhammer, Power Driven Concrete Saws, Tampers and Pneumatic Tools, Concrete Vibrators.
CLASS 6: Firebrick and Boiler Setter Laborers
CLASS 7: Caisson Diggers, Well Point System Men, Chimney Laborers (on Firebrick).
CLASS 8: Boiler Setter Plastic Laborers.

ILLINOIS 12 - PEO-1

POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
CLASS I	$10.00	.50	.50	.20	.05
CLASS II	8.70	.50	.50	.20	.05
CLASS III	7.65	.50	.50	.20	.05
CLASS IV	6.45	.50	.50	.20	.05

CLASSIFICATIONS:

CLASS I: Asphalt plant, asphalt spreader, auto-grad, batch plant, Benoto (requires two engineers), boiler & throttle valve, caisson rigs, central redi-mix plant, combination backhoe front end-loader machine, compressor & throttle valve, concrete breaker (truck mounted), concrete conveyor, concrete paver, concrete placer, concrete tower, cranes (all), derricks (all), grader, elevating, grouting machines, highlift shovels or front endloader 2¼ yd. & over, hoists, one, two & three drum, hoists, two & three drum, hoists, two tugger one floor, hydraulic boom trucks, locomotives (all), mechanic, motor patrol, pile drivers & skid rig, post-hole digger, pre-stress machine, pump cretes dual ram (requiring frequent lubrication & water), pumpcretes, squeeze cretes - screw type pumps, Gysum bulker & pump, rock drill (self-propelled), rock drill (truck mounted), scoops - tractor drawn, slip form paver, straddle buggies, tournapull, tractor with boom & side boom, trenching machines

CLASS II: Boilers, bulldozers, broom, all power propelled, concrete mixer (2 bag & over), conveyor, portable, forklift trucks greaser engineer, highlift shovels or front endloaders under 2¼ yd., hoists, automatic, hoists, all elevators, hoists, tugger single drum, rollers, all, steam generators, stone crushers, tractors, all, winch trucks with "A" frame

CLASS III: Air compressor - small 150 & under (1) to 5 not to exceed a total of 300 ft.), Air compressor - large over 150, combination - small equipment opr., generators under & over 50 KW, heaters, mechanical, pumps, over 3" (1 to 3 not to exceed a total of 300 ft.), pumps, well points, welding machines (2 through 5), winches, 4 small electric drill winches

CLASS IV: Oilers

SUPERSEDEAS DECISION

STATE: Illinois
COUNTY: Kane
DECISION NUMBER: AR-3066
DATE: Date of Publication
Supersedes Decision No. AQ-3153 dated April 12, 1974, in 39 FR 13433
DESCRIPTION OF WORK: Building (Including Residential) Construction.

1 of 2

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Asbestos Workers	$9.35	.58	.67		.05
Boilermakers	8.75	.40	.90	4%	.01
Boilermakers' Helpers	8.65	.40	.90	4%	.01
Bricklayers and Stonemasons	9.95	.50	.60		
Carpenters and Soft Floor Layers	9.585	.35	.53		
Millwrights and Piledrivermen	9.585	.35	.53		
Cement Masons	9.45	.40	.50		
Electricians and Line Construction:					
Northern ½ of County					
Electricians	9.81	3%	4%	6%	.5 of 1%
Linemen, Digger Operator	8.55	.35	1%		.25%
Groundmen, Equipment Operator	5.71	.35	1%		.25%
Groundmen	5.51	.35	1%		.25%
Southern ½ of County					
Electricians	9.60	4½%	1%	6%	½%
Linemen, Digger Operator	8.55	.25	1%		.25%
Groundmen Equipment Operator	5.71	.25	1%		.25%
Groundmen	5.51	.25	1%		.25%
Glaziers	8.95	.24	.30		.01
Ironworkers	10.89	.40	.275		.045
Laborers:					
Common	7.10	.47	.77		
Power Vibrator	7.20	.47	.77		
Jackhammer and Airspade Operators	7.35	.47	.77		
Chain Saw	7.35	.47	.77		
Mortar Mixers	7.25	.47	.77		
Dynamiters and Caisson Laborers	7.60	.47	.77		
Tile Layers and Bottom Men	7.45	.47	.77		
Lathers	9.05	.40			
Leadburners	9.25	.35		a	.01
Painters:					
Brush	8.045	.50	.40		.04
Spray	8.445	.50	.40		.04
Plumbers and Steamfitters:					
Vicinity of Elgin	9.98	.28	.30	.34	.02
Vicinity of Aurora	9.60	.44	.29	.25	.02
Roofers	8.45	.40		.30	
Sheet Metal Workers	7.56	.30	.15	.57	.02
Sprinkler Fitters	9.25	.50	.70		.08

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Tile Setters	$8.65	.30-5/8	.425		
Tile Setters' Helpers	7.60	.30-5/8	.425		
Terrazzo Workers	8.60	.30	.30		
Terrazzo Workers' Helpers and Floor Mach.	6.85				
Base Machine Operator	7.10				
Truck Drivers:					
2-3 Axle Trucks	6.60	b15.00	d19.00		
4-Axle Trucks	6.75	b15.00	b19.00		
5-Axle Trucks	6.95	b15.00	b19.00		
6-Axle Trucks	7.15	b15.00	b19.00		
Welders - receive rate prescribed for craft performing operation to which welding is incidental.					

PAID HOLIDAYS: (WHERE APPLICABLE)
A-New Year's Day; B-Memorial Day; C-Independence Day;
D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Nine Paid Holidays: A through F plus Washington's Birthday; Good Friday and Christmas Eve; providing employee has worked 45 full days during the 120 calendar days prior to the Holiday, and the regular scheduled work days immediately preceding and following the Holiday.

b. Per Week per employee.

POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
CLASS I	$10.00	.50	.50	.20	.05
CLASS II	8.70	.50	.50	.20	.05
CLASS III	7.65	.50	.50	.20	.05
CLASS IV	6.45	.50	.50	.20	.05

CLASSIFICATIONS:

CLASS I: Asphalt plant, asphalt spreader, auto-grad, batch plant, Benoto (requires two engineers), boiler & throttle valve, caisson rigs, central redi-mix plant, combination backhoe front end-loader machine, compressor & throttle valve, concrete breaker (truck mounted), concrete conveyor, concrete paver, concrete placer, concrete tower, cranes (all), derricks (all), grader, elevating, grouting machines, highlift shovels or front endloader 2¼ yd. & over, hoists, one, two & three drum, hoists, two & three drum, hoists, two tugger one floor, hydraulic boom trucks, locomotives (all), mechanic, motor patrol, pile drivers & skid rig, post-hole digger, pre-stress machine. pump cretes dual ram (requiring frequent lubrication & water), pumpcretes, squeeze cretes - screw type pumps, Gysum bulker & pump, rock drill (self-propelled), rock drill (truck mounted), scoops - tractor drawn, slip form paver, straddle buggies, tournapull, tractor with boom & side boom, trenching machines

CLASS II: Boilers, bulldozers, broom, all power propelled, concrete mixer (2 bag & over), conveyor, portable, forklift trucks greaser engineer, highlift shovels or front endloaders under 2¼ yd., hoists, automatic, hoists, all elevators, hoists, tugger single drum, rollers, all, steam generators, stone crushers, tractors, all, winch trucks with "A" frame

CLASS III: Air compressor - small 150 & under (1) to 5 not to exceed a total of 300 ft.), Air compressor - large over 150, combination - small equipment opr., generators under & over 50 KW, heaters, mechanical, pumps, over 3" (1 to 3 not to exceed a total of 300 ft.), pumps, well points, welding machines (2 through 5), winches, 4 small electric drill winches

CLASS IV: Oilers

SUPERSEDEAS DECISION

STATE: Illinois COUNTY: Lake
DECISION NUMBER: AR-3067 DATE: Date of Publication
Supersedes Decision No. AQ-3154 dated April 12, 1974, in 39 FR 13435
DESCRIPTION OF WORK: Building (Including Residential) Construction.

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Asbestos Workers	$9.35	.58	.67		.05
Boilermakers	8.75	.40	.90	4%	.01
Boilermakers' Helpers	8.65	.40	.90	4%	.01
Bricklayers & Stonemasons	9.95	.50	.60		.03
Carpenters & Sofl Floor Layers	9.65	.55	.63		.06
Millwrights & Piledrivermen	9.65	.55	.63		.06
Cement Masons	9.77	.55	.60		.03
Electricians	9.67	.50	1%+.30		.1%
Elevator Constructors:					
Elevator Constructors	9.445	.395	.26	2%+a&b	.005
Helpers	70%JR	.395	.26	2%+a&b	.005
Helpers (Prob.)	50%JR				
Glaziers	8.95	.24	.30		.01
Ironworkers:					
Structural & Reinforcing	10.08	.79	.98		.05
Ornamental	9.175	.40	.375		.05
Lathers	8.85	.46	.345		
Leadburners	9.25	.35		c	.01
Line Construction:					
Linemen	8.55	.35	1%		1%
Groundmen	5.51	.35	1%		1%
Marble Setters	9.57	.30	.20	.50	
Marble Setters' Helpers	7.30				
Painters:					
Brush, Paperhangers	8.30	.425	.25		
Pipefitters	9.35	.55	.70		.02
Plasterers	8.395	.55	.60		.03
Plumbers	9.79	.35	.40		.10
Roofers:					
Composition & Waterproofers	10.00	.65	.50		.02
Slate & Tile	9.40	.55	.35		.02
Sheet Metal Workers	8.15	.35	.30		.01
Sprinkler Fitters:					
Within 30 Mile Radius of Chicago City Hall	10.00	.60	.70		.15
Remainder of County	9.25	.50	.70		.08

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Terrazzo Workers	8.60	.30	.30		
Terrazzo Workers Helpers & Floor Mach.	6.85				
Tile Setters	8.65	.30-5/8	.425		
Tile Setters' Helpers	7.60	.30-5/8	.425		
Truck Drivers:					
2-3 Axle Trucks	6.60	d15.00	d19.00		
4-Axle Trucks	6.75	d15.00	d19.00		
5-Axle Trucks	6.95	d15.00	d19.00		
6-Axle Trucks	7.15	d15.00	d19.00		
Welders - receive rate prescribed for craft performing operation to which welding is incidental.					

PAID HOLIDAYS (Where Applicable)
A- New Year's Day; B-Memorial Day; C-Independence Day;
D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer contributes 4% of regular hourly rate to Vacation Pay Credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to Vacation Pay Credit for employee who has worked in business less than 5 years.

b. Six paid holidays: A through F.

c. Nine paid holidays; A through F plus Washington's Birthday and Good Friday & Christmas Eve providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding & following the holiday.

d. Per Week Per Employee.

ILLINOIS-25-LABORERS-1-2-3

LABORERS:	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
CLASS I	$6.90	.47	.65		
CLASS II	7.225	.47	.65		
CLASS III	7.35	.47	.65		
CLASS IV	7.25	.47	.65		
CLASS V	7.00	.47	.65		
CLASS VI	7.20	.47	.65		
CLASS VII	7.025	.47	.65		
CLASS VIII	7.125	.47	.65		
CLASS IX	7.05	.47	.65		
STREET PAVING, GRADE SEPARATION, SEWER & WATER MAIN EXTENSIONS					
CLASS X	6.90	.47	.65		
CLASS XI	7.25	.47	.65		
CLASS XII	7.125	.47	.65		
CLASS XIII	6.975	.47	.65		
CLASS XIV	7.175	.47	.65		

CLASSIFICATIONS

LABORERS

CLASS I: Building Laborers, General Laborers, Wrecking and Demolition, Fireproofing & Fire Shop Laborers
CLASS II: Firebrick & boiler Setter Laborers
CLASS III: Boiler Setter Plastic Laborers, Stone Derrickmen & Handlers
CLASS IV: Caisson Diggers, Well Point System, Chimney Laborers on Firebrick
CLASS V: Chimney Laborers (over 40') Scaffold Laborers, Wall Men or Wreckers
CLASS VI: Windlass and Operator
CLASS VII: Plasters Laborers
CLASS VIII: Jackhammer Men, Power Driven Concrete Saws
CLASS IX: Cement Gun Nozzle Laborers (Gunnite)
CLASS X: General Laborers, Asphalt Plant Laborers, Flagmen, Asphalt Laborers, Top Laborers
CLASS XI: Form Setters, Well Point System, Jackhammermen & Bottom Men, Pipelayers on drain Catch Basin Diggers, Pipelayer Men, All Tunnel Work, Power Driven Concrete Saws
CLASS XII: Second Bottom Men
CLASS XIII: Tampers, Smoothers & Cement Gun Laborers
CLASS XIV: Rackers, Lutemen, Machine Screwmen & Mitre Box Spreaders

ILLINOIS 12 - PEO-1

POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
CLASS I	$10.00	.50	.50	.20	.05
CLASS II	8.70	.50	.50	.20	.05
CLASS III	7.65	.50	.50	.20	.05
CLASS IV	6.45	.50	.50	.20	.05

CLASSIFICATIONS:

CLASS I: Asphalt plant, asphalt spreader, auto-grad, batch plant, Benoto (requires two engineers), boiler & throttle valve, caisson rigs, central redi-mix plant, combination backhoe front end-loader machine, compressor & throttle valve, concrete breaker (truck mounted), concrete conveyor, concrete paver, concrete placer, concrete tower, cranes (all), derricks (all), grader, elevating, grouting machines, highlift shovels or front endloader 2½ yd. & over, hoists, one, two & three drum, hoists, two & three drum, hoists, two tugger one floor, hydraulic boom trucks, locomotives (all), mechanic, motor patrol, pile drivers & skid rig, post-hole digger, pre-stress machine, pump cretes dual ram (requiring frequent lubrication & water), pumpcretes, squeeze cretes - screw type pumps, Gysum bulker & pump, rock drill (self-propelled), rock drill (truck mounted), scoops - tractor drawn, slip form paver, straddle buggies, tournapull, tractor with boom & side boom, trenching machines

CLASS II: Boilers, bulldozers, broom, all power propelled, concrete mixer (2 bag & over), conveyor, portable, forklift trucks greaser engineer, highlift shovels or front endloaders under 2½ yd., hoists, automatic, hoists, all elevators, hoists, tugger single drum, rollers, all, steam generators, stone crushers, tractors, all, winch trucks with "A" frame

CLASS III: Air compressor - small 150 & under (1) to 5 not to exceed a total of 300 ft.), Air compressor - large over 150, combination - small equipment opr., generators under & over 50 KW, heaters, mechanical, pumps, over 3" (1 to 3 not to exceed a total of 300 ft.), pumps, well points, welding machines (2 through 5), winches, 4 small electric drill winches

CLASS IV: Oilers

SUPERSEDEAS DECISION

STATE: Illinois COUNTY: Madison
DECISION NO. AR-3068 DATE: Date of Publication
Supersedes Decision No. AQ-3155 dated April 12,1974 in 39 FR 13437
DESCRIPTION OF WORK: Building (Including Residential) Construction.

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Asbestos Workers	$9.53	.20	.17		
Boilermakers	8.35	.40	.95		.01
Boilermakers' Helpers	8.10	.40	.95		.01
Bricklayers & Stonemasons:					
Granite City & Vicinity					
Building	8.75		.50	1.00	.05
Residential	8.50		.50	1.00	.05
Alton, Wood River & Vicinity	9.60	.30	.50		
Edwardsville, Marine, Highland & Troy	8.50	.30	.25	.85	
Carpenters, Soft Floor Layers, Millwrights & Piledrivermen:					
Building	8.785	.35	.30		
Residential	8.385	.45	.30		
Cement Masons	8.825	.40	.25		
Electricians:					
Alton & Vicinity	8.92	.25	1%	4%	3%
Remainder of County	8.73	4%	1%+.40	6%	2%
Elevator Constructors:					
Elevator Constructors	5.56	.105	.125	3%+a&b	.005
Helpers	70%JR	.105	.125	2%+a&b	.005
Helpers (Prob.)	50%JR				
Ironworkers	8.80	.45	.65		
Laborers:					
Alton:					
Common Laborer	7.60	.25	.30		.035
Laying Sewer & all Sewer Work	7.70	.25	.30		.035
Well Digging Gunnite Machine & Nozzle Operator on Gunnite	7.85	.25	.30		.035
Sandblasting, Rip/Rapping Work	7.85	.25	.30		.035
Wood River:					
Common Laborer	7.85	.25	.30		.035
Laying Sewer & All Sewer Work	7.95	.25	.30		.035
Well digging, Machine & Nozzle Opr. on Gunnite	8.10	.25	.30		.035
Granite City, Madison, Venice, Nameoki & Mitchell:					
Common Laborers	7.45	.35	.35		.035
Open Well	7.85	.35	.35		.035
Cutting, Burning & Welding	7.725	.35	.35		.035
Plasterers' & Brickmasons Tenders	7.95	.35	.35		.035
Dynamite & Powdermen	8.975	.35	.35		.035
Dynamite & Powdermen Helpers	7.975	.35	.35		.035

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Laboerers: (Cont'd)					
Collinsville:					
Burning & Cutting W/Torch (2 Men)	8.20		.20		.035
Raking & Luting Asphalt & Power Saw	8.20		.20		.035
Mason Tenders & Plasterer Tenders	8.45		.20		.035
Dynamite Men	9.25		.20		.035
Dynamite Men Helpers	8.50		.20		.035
Common Laborers	7.95		.20		.035
Edwardsville:					
Common Laborer	7.90		.25		.035
Men working in Main Sewer Ditch	8.15		.25		.035
Plasterer & Mason Tenders	8.40		.25		.035
Dynamite & Powder Men	9.425		.25		.035
Dynamite & Powder Men Helpers	8.425		.25		.035
Glen Carbon:					
Common Laborer	7.70		.35		.035
Mason & Plasterer Tenders	8.20		.35		.035
Dynamite Men	9.30		.35		.035
Highland:					
Common Laborers	7.70		.20		.035
Mason & Plasterers Tenders	8.20		.20		.035
Workmen cutting & burning w/torch	8.00		.20		.035
Livingston:					
Common Laborers	7.70		.20		.035
Working on bottom of Sewer	8.00		.20		.035
Mason &Plasterer Tenders	8.20		.20		.035
Marine:					
Common Laborer	7.70		.20		.035
Mason & Plasterer Tenders	8.20		.20		.035
Working on the bottom of Sewer	8.00				
Troy:					
Common Laborer	7.70		.20		.035
Mason & Plasterer Tenders	8.20		.20		.035
Working on the bottom of Sewer	8.00		.20		.035
St. Jacob:					
Common Laborer	7.70		.20		.035
Mason & Plasterer Tenders	8.20		.20		.035
Working in Sewer Trenches	8.00		.20		.035
Lathers	8.435			.65	.01
Leadburners	9.25	.35		c	.01

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Line Construction:					
Alton & Vicinity					
Linemen	$8.92	.25	1%	1%	.2%
Groundmen Truck Driver W/O Winch	5.85	.25	1%	1%	.2%
Groundmen Truck Driver W/Winch	6.22	.25	1%	1%	.2%
Groundmen	5.69	.25	1%	1%	.2%
Remainder of County					
Linemen	8.84	1%	1%		.25%
Groundman Equipment Operator	7.67	1%	1%		.25%
Groundmen Truck Driver W/Winch	6.24	1%	1%		.25%
Groundmen Truck Driver WO/Winch	6.24	1%	1%		.25%
Pick Up Jeeps	5.82	1%	1%		.25%
Groundmen	5.78	1%	1%		.25%
Marble Setters:					
Alton, Wood River &Vicinity	9.60	,30	,50		
Remainder of County	8.60	.17	.45		
Plasterers	9.075				.01
Plumbers & Steamfitters:					
North ½ of County north of Mitchell	10.00	1%	8%		
Southern ½ of County	8.25	.33	.42	.42	
Roofers:					
Compósition, Slate & Tile	7.25	.27	.30	.40	.03
Kettlemen	5.25	.27	.30	.40	.03
Sheet Metal Workers	8.18	.20	.25	6%	.01
Sprinkler Fitters	9.25	.50	.70		.08
Terrazzo & Tile Workers:					
Alton, Wood River & Vicinity	9.60	.30	.50		
Remainder of County	8.50	.30	.25	.85	
Welders - receive rate prescribed for craft performing operation to which welding is incidental.					

PAID HOLIDAYS (WHERE APPLICABLE):
A-New Year's Day; B-Memorial Day; C- Independence Day; D- Labor Day; E-Thanksgiving Day.

FOOTNOTES:

a. Employer contributes 1% of regular hourly rate to vacation Pay Credit for employee who ahs worked in busfness more than 5 years and 2% of regular hourly rate for employee who has worked in business more than 5 years.

b. Six paid holidays: A through F.

c. Nine paid holidays, A through F plus Washington's Birthday, Good Friday & Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work day immediately preceding and following the holiday.

d. Employer contribution to pension fund included.

e. Seven (7) holidays: A through F plus Armistice Day.

ILLINOIS-82-PAINTERS

PAINTERS:	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
REPAINT RESIDENTIAL	$7.50	.35	.15			
RESIDENTIAL AND COMMERCIAL	7.85	.35	.15			
INDUSTRIAL	8.10	.35	.15			
ROLLERS ON COMMERCIAL & RESIDENTIAL	8.10	.35	.15			
BRIDGES, GRAIN ELEVATORS, WATER, RADIO AND TELEVISION TOWERS, STACKS AND HAZARDOUS WORK	8.35	.35	.15			
ROLLER ON INDUSTRIAL WORK	8.60	.35	.15			
ROLLER ON BRIDGES, GRAIN ELEVATORS, WATER, RADIO AND TELEVISION TOWERS, STACKS AND HAZARDOUS WORK	8.85	.35	.15			

SAND AND WATER BLASTING, SPRAY AND STEAM CLEANING WILL PAY A PREMIUM OF $1.00 PER HOUR, AIRLESS SPRAY WHERE THE FAN WIDTH IS OVER 24" SHALL PAY $1.40 PER HOUR PREMIUM, MECHANICAL TOOLS AND DEVICES SUCH AS POWER SANDERS AND BUFFERS, NEEDLE GUNS, TAPING TOOLS, ETC., SHALL BE PAID FOR AT $.75 PER HOUR ABOVE THE APPLICABLE SCALE.

ILLINOIS-2-PEO-1-2-3

POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
GROUP I	$8.33	.37	.85	.20	.05
GROUP II	7.50	.37	.85	.20	.05
GROUP III	6.85	.37	.85	.20	.05
GROUP IV	6.75	.37	.85	.20	.05
GROUP V	6.50	.37	.85	.20	.05
GROUP VI					
a.	10.48	.37	.85	.20	.05
b.	10.78	.37	.85	.20	.05
c.	8.60	.37	.85	.20	.05
d.	9.10	.37	.85	.20	.05

POWER EQUIPMENT OPERATORS

CLASSIFICATIONS

GROUP I: Cranes, draglines, shovels, skimmer scoops, clamshells or derrick boats, pile-drivers, crane-type backhoes, asphalt plant oprs., concrete plant oprs., ditching machines or backfillers (requiring oilers), dredges, asphalt spreading machines, heavy duty mechanic, ass't. master mechanic, all locomotives, cableways or tower machines, hoists-2drum or more (whereoilers or fireman is required), hoists-2drum or more (where oiler or firemen is not required) Hydraulic backhoes, ditching machines or backfiller (not requiring oilers) Cherry pickers, overhead cranes, roller (steam or gas) concrete pavers, excavators, concrete breakers, concrete pumps, bulk cement plants, cement pumps, derrick-type drills, mixers (over 3 bags) and boat oprs., (25' & over), Motor graders or pushcats, scoops or tournapulls, Bulldozers, endloaders or fork-lifts, power blade or elevating graders, winch cats, boom tractors, and pipe wrapping or painting machines, Drills (other than derrick type) 1-drum-hoists, mud jacks, mixers (2 or 3 bags), conveyors (2), air compressors (2), water pumps regardless of size (2), welding machines (2) siphons or jets (2), winch heads or apparatuses (2) and light plants (2), Mixers (under 2 bags), all tractors regardless of size (straight tractor only), firemen on stationary boilers, automatic elevators, form grading machines, finishing machines, power sub-grader or ribbon machine, longitudinal floats, boats oprs., (under 25', conveyors (1), distributor pors., on trucks, siphons or jets (1) winch heads or apparatuses (1), light plant (1) mixers (under 2 bags)

GROUP II: Air Compressor (1), water pumps regardless of size (1) welding machines (1)

GROUP III: Firemen and asphalt spreader oilers

GROUP IV: Heavy equipment oilers (truck cranes, dredges, monigans, large cranes, etc.

GROUP V: Oilers or apprentice

GROUP VI:

a. Engineers operating under air pressure
b. Engineers operating in air over 10 lbs. pressure
c. Apprentices operating under air pressure
d. Apprentices operating in air over 10 lbs pressure

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
TRUCK DRIVERS AREA 1						
GROUP I						
Drivers on 2 axle over the road trucks hauling less than 9 ton, air compressor and welding machine, including those pulled by separate units, truck driver helpers, warehousemen, mechanic helpers, greasers and firemen, pick-up trucks when hauling material, tools, or men to and from and on the job site:	$7.10	.40	a12.00			
GROUP II						
2 or 3 axle over the road trucks hauling less than 16 ton, A-frame winch trucks, hydrolift trucks, or similar equipment when used for transportation purposes:	7.50	.40	a12.00			
GROUP III						
2, 3 or 4 axle trucks hauling 16 ton or more, drivers on oil distributors, water pulls, mechanics and working foreman:	7.70	.40	a12.00			

FOOTNOTE:

a.-Employer contributes $12.00 per week per employee.

SUPERSEDEAS DECISION

STATE: Illinois COUNTIES: Peoria and Tazewell
DECISION NUMBER: AR-3069 DATE: Date of Publication
Supersedes Decision No. AQ-3156 dated April 12, 1974, in 39 FR 13441
DESCRIPTION OF WORK: Building (Including Residential) and Dredging Construction.

1 of 2

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Asbestos Workers	$9.35	.58	.67		.05
Boilermakers	8.55	.40	.65		.01
Bricklayers and Stonemasons:					
Green Valley, Manito, Pekin, Mackinaw and Tremont (Tazewell County)	5.20	.225	.30		
Peoria County and the Remainder of Tazewell County	8.92	.45	.40		.05
Carpenters:					
Carpenters and Soft Floor Layers and Piledrivermen:					
Chillicothe and Vicinity (Peoria County)	8.98	.45	.35		.03
Chillicothe and Vicinity (Peoria) Residential	8.58	.45	.35		.03
Millwrights:					
Chillicothe and Vicinity (Peoria County)	9.23	.45	.35		.015
Carpenters and Soft Floor Layers					
East Peoria (Tazewell County and the Remainder of Peoria County)	8.51	.35	.40		.02
Remainder of Tazewell County	8.36	.35	.25		.02
Millwrights and Piledrivermen					
East Peoria (Tazewell County and the Remainder of Peoria County)	8.81	.35	.40		.02
Remainder of Tazewell County	8.61	.35	.25		.02
Cement Masons	7.85	.35	.30		.05
Electricians	8.27	.25	1%+.30		1%
Elevator Constructors:					
Elevator Constructors	7.945	.395	.26	2%+a&b	.005
Helpers	70%JR	.395	.26	2%+a&b	.005
Helpers (Prob.)	50%JR				
Glaziers	8.585	.40	.30		.005
Ironworkers	8.80	.40	.475		
Lathers	8.22	.25	.20		.01
Leadburners	9.25	.35	5	c	.01
Line Construction:					
Linemen	8.78	.35	1%		½%
Groundmen Equipment Operator - Class I	8.20	.35	1%		½%
Groundmen Truck Driver w/Winch	6.09	.35	1%		½%
Groundmen Truck wo/Winch	5.80	.35	1%		½%
Groundmen Class "A"	5.53	.35	1%		½%
Marble Setters, Terrazzo Workers and Tile Setters	8.10	.35	.30		.02

2 of 2

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Marble and Tile Helpers	$7.425	.225			
Terrazzo Helpers and Floor Machine Operator	7.505	.225			
Base Machine Operator	7.755	.225			
Painters:					
Brush	8.05	.40	.30		
Structural Steel and Spray	8.45	.40	.30		
Plasterers	8.20	.35	.30		
Plumbers and Steamfitters:					
Peoria County and North of Hwy. #98 (Tazewell County)	8.925	.24	.60		.09
Remainder of Tazewell County	8.905	.24	.60		.06
Roofers	9.00	.30	.25		
Sheet Metal Workers	7.97	.38	.35		.05
Sprinkler Fitters	9.25	.50	.70		.08
Welders - receive rate prescribed for craft performing operation to which welding is incidental.					

PAID HOLIDAYS: WHERE APPLICABLE)
A-New Year s Day; B-Memorial Day; C-Independence Day;
D-Labor Day; E-Thanksgiving Day;F-Christmas Day.

FOOTNOTES:
a. Six Paid Holidays; A through F.

b. Employer contributes 4% of regular hourly rate to Vacation Pay Credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to Vacation Pay Credit for employee who has worked in business less than 5 years.

c. Nine paid holidays, A through F plus Washington's Birthday and Good Friday and Christmas Eve providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

PEORIA COUNTY & THE CITY OF EAST PEORIA (TAZEWELL COUNTY) AR-3069 P. 3

ILL-28-LAB-1

LABORERS:	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
CLASS 1	$7.70	.30	.35		.035
CLASS 2	7.825	.30	.35		.035
CLASS 3	7.95	.30	.35		.035
CLASS 4	7.825	.30	.35		.035
CLASS 5	8.075	.30	.35		.035
CLASS 6	7.825	.30	.35		.035
CLASS 7	7.95	.30	.35		.035

CLASSIFICATIONS:

CLASS 1: Bricklayers Tenders, Common Laborers, Carpenters Tenders, Cement Mason Tender, Concrete Form Dismantler, Stone, Tile & Derrick Men, Tool Crib Men, Window Washers, Wrecking & Dismantling Old Buildings, Wall Men & House Movers, Curing Concrete.

CLASS 2: Cement Men & Sack Shakers, Concrete Saw, Drill Operator, Jackhammer, Kettlemen & Carriers, Men Handling Hot Stuff, Signalling & Spotting of Buckets on Rig or Rig Men Paving Breaker, Plasterers Tenders, Air Tamper, Chain Saw.

CLASS 3: Gunnite Pump Men, Sandblasting Pump Men, Tile Layers or Lateral Sewer, Unloading & Handling of Creosote Materials.

CLASS 4: Power Wheel Barrow or Buggies.

CLASS 5: Cutting & Acetylene Torch, Gunnite Nozzle Men, Sandblasting Nozzle Men, Wood Block Setters.

CLASS 6: Concrete Form Dismantler in Composite Crew with Carpenters, Compactor Rammer Type, Setting up and using Laser Beam Equipment.

CLASS 7: Setting Up & Using Concrete Burning Bars, Underpinning & Shoring of Existing Buildings.

REMAINDER OF TAZEWELL COUNTY AR-3069 P. 4

ILL-34-LAB-1

LABORERS:	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
CLASS 1	$7.05	.30	.25		.035
CLASS 2	7.30	.30	.25		.035
CLASS 3	7.425	.30	.25		.035
CLASS 4	7.175	.30	.25		.035
CLASS 5	7.225	.30	.25		.035
CLASS 6	7.45	.30	.25		.035

CLASSIFICATIONS:

CLASS 1: Common Laborer or Water Carrier, Top Caisson Men, Plaster Tender, Mortar Mixer, Bricklayer Tender, Men Wrecking & Dismantling all Building, House Movers, All Work pertaining to Pouring of Concrete, Concrete Form Dismantlers, Stone & Tile Setters Helpers, Landscaping, on all Commercial Jobs, Cement Car Men, Sack Shaker, Handling Material for Asbestos Work, Firing Low Press Boiler, Surveyor Helpers, Cement Mason Tenders, Truck Driver Helpers (Min. 1 Laborer for each Service Truck to Load & Unload Materials for Crafts Laborers Tend.

CLASS 2: All Vibrator Men, All Men Employed in Tunnel, Caisson Workers, Gunnite Pump Men, Sandblasting Pump Men.

CLASS 3: Blasting Powder Men, Drill Operator (Tunnel Caisson) Gunnite Nozzlemen, Tile & Pipelayers, Sandblast Nozzlemen, Concrete Saw.

CLASS 4: Drill Operator, Jackhammer Men Open, Kettlemen & Carriers of Hot Stuff, Working in Trenches where Bracing is required or 6' Below Ground Level, Signalling & Spotting of Rigs & Equipment, Chipping Hammer (Air or Electric).

CLASS 5: Power Wheel Barrows & Buggies.

CLASS 6: Wood Block Setters.

BUILDING CONSTRUCTION

I11-6-PEO-1

POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
GROUP 1	$8.92	.45	.55		.05
GROUP 2	8.72	.45	.55		.05
GROUP 3	8.445	.45	.55		.05
GROUP 4	8.17	.45	.55		.05
GROUP 5	8.06	.45	.55		.05

CLASSIFICATIONS

POWER EQUIPMENT OPERATORS

GROUP 1: Cranes, escalated rate on crane, derricks, booms, $.01 per hour, per foot, after 80 feet of boom including jib, overhead cranes, gradall, cherry pickers (and similar types, over 15 ton lifting capacity (require oiler), mechanics, central concrete mixing plant operator, road pavers (27E-dual drum-tri batchers), blacktop plant operators and plant engineers, 3 drum hoist, derricks, hydro cranes, shovels skimmer scoops, koehring scoopers, draglines, backhoe, hoptoes-crane-tupe that require oilers, derrick boats, pile drivers and skid rigs, clamshells, locomotive cranes, dredge (all types), motor patrol, power blades dumore-elevating and similar types tower cranes (crawler mobile) and stationary, crane-type backfiller, drott yumbo and similar types considered as cranes, caisson rigs (require oilers)-dozer, tourna-dozer, work boats, ross carrier and helicopter

GROUP 2: Trench machine, pumpcrete-belt crete-squeeze cretes-screw-type pumps and gypsum bulker and pump, dinkeys, power launches, tournapulls (all), multiple unit, earth movers, $.25 per hour for each scoop over one, scoops (all sizes), push cats, endloaders (all types), side boom, P-H one pass soil-cement machine (and similar types), wheel tractors (industrial or farm type w/dozer-hoe-end-loader or other attachments), pugmill with pump backfillers, asphalt surfacing machine, euclid loader, forklifts, formless finishing machine, jeeps w/ditching machine, or other attachments, tune-luger, rock crushers, automatic cement and gravel batching plants, mobile drills (soil testing and similar types),(require oiler), flasherty spreader or similar types (require oiler), heavy equipment greaser (top greaseron spread), gurries and similar type), 1 and 2 drum hoists (buck hoists and similar types freight and passenger elevators Chicago boom, boring machine and pipe jacking, machine, hydro boom, starting engineer on pipeline, C.M.I. and similar types (require oiler) straw blower, hydro seeder and F.W.D. and similar types

GROUP 3: Tractor (track type) without power unit pulling rollers, rollers on asphalt, brick or macadam, concrete breakers, concrete spreaders, mule pulling rollers, center stripper, cement finishing machines, barber greene or similar loaders, vibro tamper (all similar types), self-propelled, winch or boom truck, mechanical bull floats, mixer over 3 bags to 27E, tractor pulling power blade or elevating grader, porter rex rail, clary screed, pugmill (without pump) screed man on laydown machine, firemen and spray machine on paving

POWER EQUIPMENT OPERATORS (Cont'd)

GROUP 4: Air compressor, all air and steam valves, power subgrader, oil distributor, straight tractor, trac-air without attachments, curb machines, truck crane oilers, and truck type hoptoe oilers

GROUP 5: Herman Nelson heater, Dravo, Warner, Silent glo, and similar types, one engineer will operate 1-5 and after 5, two operators will be required, self-propelled concrete saws, assistant heavy equipment greaser on spread, roller, 5 tons and under on earth or gravel, form grader, pump 1 or 2, generator (1) or (2), welding machine (1) or (2)-300 amp. or over, mixer (3) bag and under (standard capacity), bulk cement plant, crawler crane and skid rig oilers

ILLINOIS-1-DREDGING

DREDGING CONSTRUCTION:

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
GROUP 1	$8.92	.45	.55		.05
GROUP 2	8.72	.45	.55		.05
GROUP 3	8.395	.45	.55		.05
GROUP 4	8.37	.45	.55		.05
GROUP 5	8.06	.45	.55		.05

CLASSIFICATIONS:

GROUP 1: Operators on hydraulic dipper or clamshell dredges, Engineers and Repairmen, Operators on Work Boats.
GROUP 2: Power Winches 1-2-3 Drums
GROUP 3: Security Engineer
GROUP 4: Cranemen on dipper dredges, Operators on Launches or Power Boats.
GROUP 5: Fireman & Oilers

AR-3069 P. 7

PEORIA CO. & CITY OF EAST PEORIA IN TAZEWELL COUNTY

ILLINOIS-2-TD-1-2-3

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
TRUCK DRIVERS AREA 1						
GROUP I						
Drivers on 2 axle over the road trucks hauling less than 9 ton, air compressor and welding machine, including those pulled by separate units, truck driver helpers, warehousemen, mechanic helpers, greasers and tiremen, pick-up trucks when hauling material, tools, or men to and from and on the job site:	$7.10	.40	a12.00			
GROUP II						
2 or 3 axle over the road trucks hauling less than 16 ton, A-frame winch trucks, hydrolift trucks, or similar equipment when used for transportation purposes:	7.50	.40	a12.00			
GROUP III						
2, 3 or 4 axle trucks hauling 16 ton or more, drivers on oil distributors, water pulls, mechanics and working foreman:	7.70	.40	a12.00			

FOOTNOTE:

a.-Employer contributes $12.00 per week per employee.

AR-3069 P. 8

REMAINDER OF TAZEWELL COUNTY

ILLINOIS-6-TD

TRUCK DRIVERS:	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
GROUP I	$4.43	.20	a		
GROUP II	4.63	.20	a		
GROUP III	4.83	.20	a		
GROUP IV	5.03	.20	a		

CLASSIFICATIONS:

GROUP I: Drivers on 4-wheel trucks, dumporetes, scoopmobiles 5 cu. yds. & under or less than 7½ tons, mixer trucks 3 cu. yds. & under, air compressors and welding machines, including those pulled by separate units, batch trucks, wet or dry, 2 - 33-E batches or less, truck drivers' helpers, warehousemen, mechanics' helpers, greasers, tiremen, pick-up trucks, drivers on dumpsters or similar dumpsters, mounted on 4-wheel trucks, rated 2 cu. yds. or less, & small pallet type forklift operator

GROUP II: Drivers on 4-wheel trucks, over 5 cu. yds., or more than 7½ tons, 6-wheel trucks, koehring or similar dumpsters, track trucks, Euclids, hug-bottom dumps, Tournapulls, Tournatrailers, Tournarockers, or similar equipment when used for transportation purposes under 9 cu. yds or less than 13½ tons, tandems & semitrailer service trucks, 6-wheel pole-trailers, mixer trucks over 3 cu. yds. & including 6½ cu. yds., forklifts, 4-wheel A-frame trucks when used for transportation purposes, 4-wheel winch trucks, pavement breakers, batch trucks - wet or dry - over 2 up to & including 4 - 34E batches, mechanics, drivers on oil distributors, 2 men operation

GROUP III: Drivers on heavy equipment over 9 cu. yds. or more than 13½ tons up to and including 16 cu. yds. or 24 tons, such as koehring or similar dumpsters, track trucks, semitrailer water trucks, Euclids, hug-bottom dumps, Tournapulls, Tournatrailers, Tournarockers, tractor-trailers, tandems A-frame, tandem winch trucks, hydro-lift trucks or similar equipment when used for transportation purposes, mixer trucks over 6½ cu. yds., batch trucks - wet or dry over 4-34-E batches, pole-trailers, 8-wheel combination or over, lowboy

GROUP IV: Drivers on heavy equipment over 16 cu. yds. or 24 tons, such as koehring or similar dumpsters, track trucks, Euclids, hug-bottom dumps, Tournapulls, Tournarockers or similar equipment when used for transporation purposes and drivers, on oil distributors, 1 man operation

a. Employer contributes $6.00 per week per employee.

SUPERSEDEAS DECISION

STATE: Illinois COUNTY: Rock Island
DECISION NUMBER: AR-3070 DATE: Date of Publication
Supersedes Decision No. AQ-3162 dated April 26, 1974, in 39 FR 14861
DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories).

1 of 2

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Asbestos Workers	$8.05	.25	.25		.10
Boilermakers	8.55	.40	.65		.01
Bricklayers and Stonemasons	8.85	.35	.30		.02
Carpenters:					
Carpenters and Soft Floor Layers	7.46	.35	.35		.02
Piledrivermen	7.71	.35	.35		.02
Millwrights	8.45	6%	7%		6%
Cement Masons	7.72				
Electricians	8.30	.32	1%+.37		.03
Cable Splicers	8.55	.32	1%+.37		.03
Elevator Constructors:					
Elevator Constructors	7.70	.345	.23	2%+a&b	.005
Helpers	70%JR	.345	.23	2%+a&b	.005
Helpers (Prob.)	50%JR				
Glaziers	7.3848	.45	.65		
Ironworkers	8.75	.40	.375		.07
Laborers:					
Unskilled	7.12	.30	.50		.035
Semi-Skilled	7.37	.30	.50		.035
Skilled	7.62	.30	.50		.035
Lathers	7.98		.20		
Leadburners	9.25	.35		c	.01
Line Construction:					
Linemen	7.86	.35	1%		¼ of 1%
Cable Splicers	8.01	.35	1%		¼ of 1%
Groundmen Truck Driver w/Winch	5.64	.35	1%		¼ of 1%
Groundmen Truck Driver wo/Winch	5.44	.35	1%		¼ of 1%
Groundmen:					
Over 6 months	5.44	.35	1%		¼ of 1%
Less than 6 months	4.16	.35	1%		¼ of 1%
Marble-Tile and Terrazzo Workers	8.15				
Painters:					
Brush and Roller	7.22	.40	.40		.09
Spray	7.47	.40	.40		.09
Structural Steel	7.47	.40	.40		.09
Plasterers	8.18				.01
Plumbers and Steamfitters	8.74	.39	.65		.17
Roofers:					
Slate-Tile and Waterproof	8.80		.20		
Sheet Metal Workers	8.00	.25	.20		.02
Sprinkler Fitters	9.25	.50	.70		.08

2 of 2

Welder - receive rate prescribed for craft performing to which welding is incidental.

PAID HOLIDAYS (WHERE APPLICABLE):
A-New Year's Day; B-Memorial Day; C-Independence Day;
D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Six Paid Holidays: A through F.

b. Employer contributes 4% of regular hourly rate to Vacation Pay Credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to Vacation Pay Credit for employee who has worked in business less than 5 years.

c. Nine paid holidays, A through F plus Washington's Birthday and Good Friday and Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

ILLINOIS-15-PEO-1-2-3

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
CLASS I	$8.70	.40	.50		.08
CLASS II	8.43	.40	.50		.08
CLASS III	8.33	.40	.50		.08
CLASS IV	7.30	.40	.50		.08
CLASS V	6.28	.40	.50		.08
CLASS VI	6.98	.40	.50		.08

CLASSIFICATIONS

CLASS I: All hoists or steel erecting equipment used to hoist or erect in conjunction with the crew of a specialty trade.

CLASS II: Cranes, shovel, clamshell, dragline, backhoe, derrick,tower crane, cableway, concrete spreader (servicing two pavers), asphalt spreader, asphlt mixer plant engineer, dipper op., dipper dredge craneman, dual purpose truck (boom or winch), leverman or engineman (hydraulic dredge), mechanic, paving mixer with tower attached (twooperators required), pile driver, boom tractor, stationary, portable or floating mixing plant, trenching machine, cleaning and priming machine, endloader (one half cubic yard or over, on basement excavation work), backfiller (throw bucket), locomotive engineer, Qualified welder tow or push boat concrete paver, seaman trav-L-plant or similar machines, CMI autograder or similar machines, slip form paver, caisson augering machine, muching machine, asphalt heater-planer unit hydraulic cranes.

CLASS III: Athey, Barber-Green, euclid or hasis loader, asphalt pug mill, fireman and drier, concrete pump, concrete spreader (servicing one paver), bulldozer, endloader (other than mentioned above), forklift, elevating grader, group equipment greaser, letourneapull and similar machines, DW-10, straddle carrier, hysrer winch and similar machines, motor patrol, power blade push cat, tractor pulling elevating grader or power blade, tractor operating scoop or scraper, tractor with power attachment, roller on asphalt or blacktop, single drum hoist, Jaeger mix and place machine,pipe bending machine, welding machines (3 or 4), fuller kenyon cement pump or similar machines, automatic cement and gravel batch plants (one stop set-up), Seaman pulvi-mixer or similar machines, propelled sheep foot roll or compactor (used in conjunction with a grading spreader), mud jack, underground boring machine (over 8"), apsco spreader or similar machine.

CLASS IV: Asphalt booster, fireman and pump operator at asphalt plant, compressor (500 cu. ft. and over), concrete finishing machine, form grader with roller on earth, mixers (3 bag to 16E), power operated bull float, tractor without power attachment, Dope pot (agitating motor), Dope chop machine, distributor (back end), Flexaplane or similar machines, portable machine fireman, Hydrohammer, power winch on paving work, self-propelled roller or compactor (other than provided for above), pump operator crusher operator, trench machine (20 H.P. and under), power sub grader (on forms) or similar machines, asphalt spreade screed operator, conveyor.

CLASS V: Oiler, mechanic's helper, water pump (pumping water to paver), mechanical heater (other than steam bolier) belt mechine, small outboard motor boat.

CLASS VI: Air compressor (under 500 cu.ft.), driver on truck crane or similar machines, light plant, mixers (1 or 2 bags), power batching machine (cement auger or conveyor), boiler (engineer or fireman, water pumps. welding machine, mechanical broom, automatic cement & grabel batch plants (two or three stop set-up), small backhoes or endloadees). self-propelled curing machine.

ILLINOIS-4/5-TD-1-2-3

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
TRUCK DRIVERS: AREA 2						
CLASSIFICATION I						
Drivers on 2 axle over the road trucks hauling less than 9 ton, air compressor and welding machine, including those pulled by separate units, truck driver helpers, warehousemen, mechanic helpers, greasers and tiremen, pick-up trucks when hauling material, tools, or men to and from and on the job site	$6.90	.40	a12.00			
CLASSIFICATION II						
2 or 3 axle over the road trucks hauling less than 16 ton, A-frame winch trucks, hydrolift trucks, or similar equipment when used for transportation purposes	7.30	.40	a12.00			
CLASSIFICATION III						
2, 3 or 4 axle trucks hauling 16 ton or more, drivers on oil distributors, water pulls, mechanics and working foreman	7.50	.40	a12.00			

FOOTNOTE:

a.-Employer contributes $12.00 per week per employee.

SUPERSEDEAS DECISION

STATE: Illinois COUNTY: St. Clair
DECISION NUMBER: AR-3071 DATE: Date of Publication
Supersedes Decision No. AQ-3157 dated April 12, 1974, in 39 FR 13446
DESCRIPTION OF WORK: Building (Including Residential) Construction

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Asbestos Workers	$9.53	.20	.17		
Boilermakers	8.35	.40	.95		.01
Boilermakers' Helpers	8.10	.40	.95		.01
Bricklayers and Stonemasons:					
Belleville and Vicinity	8.60		.30	1.00	
E. St. Louis and Vicinity	8.50	.30	.25	.90	
Carpenters:					
Carpenters, Souft Floor Layers, Millwrights and Piledrivermen	8.735	.40	.50		
Cement Masons	8.825	.40	.25		
Electricians	8.73	4%	1%+.40	6%	.25%
Elevator Constructors:					
Elevator Constructors	5.56	.105	.125	½%+a&b	.005
Helpers	70%JR	.105	.125	½%+a&b	.005
Helpers (Prob.)	50%JR				
Glaziers	7.46	c	.40	8%+d	.01
Ironworkers, Structural, Ornamental and Reinforcing	8.80	.45	.65		
Laborers:					
East St. Louis and Vicinity					
Laborers	7.45	.35	.35		.035
Bottom Men on Sewer Work	7.70	.35	.35		.035
Dynamite Men	8.975	.35	.35		.035
Hod Carriers:					
Plastering	7.75	.25	.35		.035
Masonry	8.15	.20	.20		
Belleville and Vicinity					
Laborers	7.70	.25	.20		.035
Bottom Men on Sewer Work	7.95	.25	.20		.035
Dynamite Men and Powder Men	9.20	.25	.20		.035
Hod Carriers	8.45		.20		
Plasterers' Tenders	8.45		.20		
O'Fallon, Mascoutah, Scott AFB, Shiloh and Lebannon and Vicinity					
Laborers	7.95		.20		.035
Bottom Men on Sewer Work	8.20		.20		.035
Brickmason Tenders	8.45		.20		.035
Plasterers' Tenders	8.45		.20		.035
Mortar Mixers	8.45		.20		.035

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
LABORERS: (Cont'd)					
Freeburg and Vicinity					
Laborers	$7.70		.20		.035
All Sewer Work	8.00		.20		.035
Mason Tenders	8.20		.20		.035
Plasterers' Tenders	8.20		.20		.035
Dynamite Men	9.30	.20	.20		.035
New Athens and Vicinity					
Laborers	7.45	.25	.20		.035
Bottom Men on Sewer Work	7.70	.25	.20		.035
Mason and Plaster Tenders	7.95	.25	.20		.035
Dynamite Men	9.30	.25	.20		.035
Line Construction:					
Linemen	8.84	4%	1%		.25%
Groundmen Equipment Operators	7.67	4%	1%		.25%
Groundmen Truck Drivers:					
With Winch	6.24	4%	1%		.25%
Without Winch	6.24	4%	1%		.25%
Pick-ups or Jeeps	5.82	4%	1%		.25%
Groundmen	5.78	4%	1%		.25%
Marble Setters	8.69	.17	.45		
Lathers	8.435			.65	.01
Leadburners	9.25	.35		e	.01
Plasterers	9.075				.01
Plumbers and Steamfitters:					
East St. Louis and Vicinity	8.25	.33	.42	.42	
Belleville and Vicinity and Scott AFB	9.25		.75		
Roofers:					
Composition, Slate and Tile	7.80	.27	.30	.75	.03
Kettlemen	5.60	.27	.30	.75	.03
Sheet Metal Workers	8.18	.20	.25	6%	.01
Sprinkler Fitters	9.25	.50	.70		.08
Tile and Terrazzo Workers	8.50	.30	.25	.90	
Welders - receive rate prescribed for craft performing operation to which welding is incidential.					

PAID HOLIDAYS: (WHERE APPLICABLE)
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer contributes 4% of regular hourly rate to vacation pay credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to vacation pay credit for employee who has worked in business less than 5 years.

b. Six Paid Holidays: A through F.

c. Employer contributes $45.67 per month per employee.

d. Ten (10) paid holidays: A through F plus Washington's Brithday; Columbus Day; Veterans Day; and Friday after Thanksgiving Day.

e. Nine (9) paid holidays: A through F plus Washington's Birthday, Good Friday and Christmas Eve providing employee has worked 45 full days during the 120 calendar days prior to the holiday and the regular scheduled work days immediately preceding and following the holiday.

ILLINOIS-82-PAINTERS

PAINTERS:	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
REPAINT RESIDENTIAL	$7.50	.35	.15			
RESIDENTIAL AND COMMERCIAL	7.85	.35	.15			
INDUSTRIAL	8.10	.35	.15			
ROLLERS ON COMMERCIAL & RESIDENTIAL	8.10	.35	.15			
BRIDGES, GRAIN ELEVATORS, WATER, RADIO AND TELEVISION TOWERS, STACKS AND HAZARDOUS WORK	8.35	.35	.15			
ROLLER ON INDUSTRIAL WORK	8.60	.35	.15			
ROLLER ON BRIDGES, GRAIN ELEVATORS, WATER, RADIO AND TELEVISION TOWERS, STACKS AND HAZARDOUS WORK	8.85	.35	.15			
SAND AND WATER BLASTING, SPRAY AND STEAM CLEANING WILL PAY A PREMIUM OF $1.00 PER HOUR, AIRLESS SPRAY WHERE THE FAN WIDTH IS OVER 24" SHALL PAY $1.40 PER HOUR PREMIUM, MECHANICAL TOOLS AND DEVICES SUCH AS POWER SANDERS AND BUFFERS, NEEDLE GUNS, TAPING TOOLS, ETC., SHALL BE PAID FOR AT $.75 PER HOUR ABOVE THE APPLICABLE SCALE.						

POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
GROUP I	$8.33	.37	.85	.20	.05
GROUP II	7.50	.37	.85	.20	.05
GROUP III	6.85	.37	.85	.20	.05
GROUP IV	6.75	.37	.85	.20	.05
GROUP V	6.50	.37	.85	.20	.05
GROUP VI					
a.	10.48	.37	.85	.20	.05
b.	10.78	.37	.85	.20	.05
c.	8.60	.37	.85	.20	.05
d.	9.10	.37	.85	.20	.05

POWER EQUIPMENT OPERATORS

CLASSIFICATIONS

GROUP I: Cranes, draglines, shovels, skimmer scoops, clamshells or derrick boats, pile-drivers, crane-type backhoes, asphalt plant oprs., concrete plant oprs., ditching machines or backfillers (requiring oilers), dredges, asphalt spreading machines, heavy duty mechanic, ass't. master mechanic, all locomotives, cableways or tower machines, hoists-2drum or more (whereoilers or fireman is required), hoists-2drum or more (where oiler or firemen is not required) Hydraulic backhoes, ditching machines or backfiller (not requiring oilers) Cherry pickers, overhead cranes, roller (steam or gas) concrete pavers, excavators, concrete breakers, concrete pumps, bulk cement plants, cement pumps, derrick-type drills, mixers (over 3 bags) and boat oprs., (25' & over), Motor graders or pushcats, scoops or tournapulls, Bulldozers, endloaders or fork-lifts, power blade or elevating graders, winch cats, boom tractors, and pipe wrapping or painting machines, Drills (other than derrick type) 1-drum-hoists, mud jacks, mixers (2 or 3 bags), conveyors (2), air compressors (2), water pumps regardless of size (2), welding machines (2) siphons or jets (2), winch heads or apparatuses (2) and light plants (2), Mixers (under 2 bags), all tractors regardless of size (straight tractor only), firemen on stationary boilers, automatic elevators, form grading machines, finishing machines, power sub-grade or ribbon machine, longitudinal floats, boats oprs., (under 25', conveyors (1), distributor pors., on trucks, siphons or jets (1) winch heads or apparatuses (1), light plant (1. mixers (under 2 bags)

GROUP II: Air Compressor (1), water pumps regardless of size (1) welding machines (1)

GROUP III: Firemen and asphalt spreader oilers

GROUP IV: Heavy equipment oilers (truck cranes, dredges, monigans, large cranes, etc.

GROUP V: Oilers or apprentice

GROUP VI:

a. Engineers operating under air pressure
b. Engineers operating in air over 10 lbs. pressure
c. Apprentices operating under air pressure
d. Apprentices operating in air over 10 lbs pressure

TRUCK DRIVERS AREA 1	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
GROUP I						
Drivers on 2 axle over the road trucks hauling less than 9 ton, air compressor and welding machine, including those pulled by separate units, truck driver helpers, warehousemen, mechanic helpers, greasers and tiremen, pick-up trucks when hauling material, tools, or men to and from and on the job site:	$7.10	.40	a12.00			
GROUP II						
2 or 3 axle over the road trucks hauling less than 16 ton, A-frame winch trucks, hydrolift trucks, or similar equipment when used for transportation purposes:	7.50	.40	a12.00			
GROUP III						
2, 3 or 4 axle trucks hauling 16 ton or more, drivers on oil distributors, water pulls, mechanics and working foreman:	7.70	.40	a12.00			

FOOTNOTE:

a.-Employer contributes $12.00 per week per employee.

SUPERSEDEAS DECISION

STATE: Illinois COUNTY: Sangamon
DECISION NUMBER: AR-3072 DATE: Date of Publication
Supersedes Decision No. AQ-3158 dated April 12, 1974, in 39 FR 13450
DESCRIPTION OF WORK: Building (Including Residential) Construction.

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Asbestos Workers	$9.53	.20	.17		
Boilermakers	8.35	.40	.95		.01
Boilermakers' Helpers	8.10	.40	.95		.01
Bricklayers and Stonemasons	8.30	.40	.50		.02
Carpenters:					
Residential:					
Housing	6.17	.45	.45		.05
Apartments	6.95	.45	.45		.05
Building:					
Carpenters and Soft Floor Layers	8.45	.45	.45		.05
Millwrights and Piledrivermen	8.95	.45	.45		.05
Cement Masons	7.63	.30	.35		.02
Electricians	8.37	.25	1%+.20		.2%
Elevator Constructors:					
Elevator Constructors	7.505	.345	.23	2%+a&b	.005
Helpers	70%JR	.345	.23	2%+a&b	.005
Helpers (Prob.)	50RJR				
Glaziers	7.55	.25	.15		
Ironworkers	8.90	.45	.60		.02
Lathers	8.40				
Leadburners	9.25	.35			
Laborers:					
Unskilled	7.40	.30	.30		.035
Semi-Skilled	7.60	.30	.30		.035
Skilled	7.75	.30	.30		.035
Line Construction:					
City of Springfield					
Linemen	8.78	.35	1%		½%
Groundmen Truck Driver w/Winch	6.09	.35	1%		½%
Groundmen Truck Driver wo/Winch	5.80	.35	1%		½%
Groundmen Equipment Operator - Class I	8.20	.35	1%		½%
Groundmen - Class "A"	5.53	.35	1%		½%
Remainder of County					
Linemen	8.78	.25	1%		½%
Groundmen Truck Driver W/Winch	6.09	.25	1%		½%
Groundmen Truck Driver wo/Winch	5.80	.25	1%		½%
Groundmen Equipment Operator - Class I	8.20	.25	1%		½%
Groundmen - Class "A"	5.53	.25	1%		½%

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Marble; Terrazzo and Tile Workers	$8.30	.40	.50		.02
Plasterers	7.80	.30	.30		.01
Roofers:					
Composition	8.83				
Slate, Tile and Precast Slab	9.08				
Sheet Metal Workers	7.55	.35	.25	.25	
Sprinkler Fitters	9.25	.50	.70		.08
Pipefitters and Plumbers	7.96	.30	.55		
Painters:					
Brush and Roller	7.50				
Over 40 feet	8.00				
Welder - receive rate prescribed for craft performing operation to which welding is incidental.					

PAID HOLIDAY: (WHERE APPLICABLE)
A-New Year's Day; B-Memorial Day; C-Independence Day;
D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer contributes 4% of regular hourly rate to Vacation Pay Credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to Vacation Pay Credit for employee who has worked in business less than 5 years.

b. Six paid holidays: A through F.

c. Nine Paid Holidays; A through F plus Washington's Birthday, Good Friday and Christmas Eve, providing employee has worked 45 full days during the 120 calender days prior to the Holiday, and the regular schedule work immediately preceding and following the holiday.

ILLINOIS-5-PEO-1-2-3

POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
CLASS I	$8.05	.30	.40		.05
CLASS II	7.25	.30	.40		.05
CLASS III	6.85	.30	.40		.05

CLASS I

Asphalt screed man, Aspco concrete spreaders, Asphalt pavers, Asphalt rollers on bituminous concrete, athey loaders, backfillers, crane type, backhoes, cableways, cherry pickers, claim shells, C.M.E. & similar type autograde formless paver, autograge placer & finisher, concrete breakers, concrete plant operators, concrete pumps, cranes, derrick, derrick boats, draglines, earth augeror boring machines, elevating graders engineers on dredge, gravel precessing machines, high lift or fork lists, hoist w/two or more drums or two or more loadlines locomotives (all) mechanics, motar graders or auto patrols, operators or leverman on dredges, operators power boat, operators pug mill (asphalt plants), orange peels, overhead cranes, paving mixers, piledrivers, pipe wrapping & painting machines, push dozers, or push cats, rock crushers, ross carriers or similar machines, scoops, skimmer, 2 cu. yd. capacity & under, sheep foot roller (self propelled) shovels, skimmer scoops, test holedrilling machines, tower cranes, tower machines, tower mixers, track type and loaders, track type fork lists or high lifts, track jacks & tampers, tractors, sideboom, trenching machine, ditching machine, tunnelluggers, wheel type end loaders, winch cat, scoops, all or tournapull.

CLASS II

Asphalt boosters & heaters, asphalt distributors, asphalt plant fireman, oiler on 2 paving mixers when used in tandem boom or winch trucks, building elevator, bull floats or flexplanes, concrete finishing machines, concrete saws, self propeller, concrete spreading machines, gravel or stone spreader, power operated, head equipment greaser, hoist automatic, hoist w/1 drum & 1 load line, mud jacks, post holediggers, mechanical, road or street sweeper-self propelled, seaman tiller, straw machine, vibratry compactor, well drill machines, scissors hoist.

CLASS III

Air compressors*, air compressors, track or self-propelled, asphalt plant engineers, bulk cement batching plants, conveyors,*, concrete mixers (except plant, paver, tower) firemen, genrators*, greasers, helper on single paving mixer, light plants*, mechanic helpers, mechanical heaters*, oilers, power form graders, power sub-graders, pug mills, when used for other than asphalt operation, rollers (except bituminous concrete) tractors w/o power attachments regardless of size or type) truck crane oiler & driver 1(man), water pumps*, welding machines (one 300 amp. or over*)*welding machines*

*COMBINATIONS OF ONE TO FIVE OF ANY AIR COMPRESSORS, CONVEYORS, WELDING MACHINES, WATER PUMPS, LIGHT PLANTS OR GENERATORS SHALL BE IN BATTERIES OR WITHIN 300 FT.

ILLINOIS-4/5-TD-1-2-3

TRUCK DRIVERS: AREA 2	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
CLASSIFICATION I						
Drivers on 2 axle over the road trucks hauling less than 9 ton, air compressor and welding machine, including those pulled by separate units, truck driver helpers, warehousemen, mechanic helpers, greasers and tiremen, pick-up trucks when hauling material, tools, or men to and from and on the job site	$6.90	.40	a12.00			
CLASSIFICATION II						
2 or 3 axle over the road trucks hauling less than 16 ton, A-frame winch trucks, hydrolift trucks, or similar equipment when used for transportation purposes	7.30	.40	a12.00			
CLASSIFICATION III						
2, 3 or 4 axle trucks hauling 16 ton or more, drivers on oil distributors, water pulls, mechanics and working foreman	7.50	.40	a12.00			

FOOTNOTE:

a.-Employer contributes $12.00 per week per employee.

SUPERSEDEAS DECISION

STATE: Illinois COUNTY: Vermilion
DECISION NUMBER: AR-3073 DATE: Date of Publication
Supersedes Decision No. AQ-3163, dated April 26, 1974, in 39 FR 14864
DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories).

1 of 2

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Asbestos Workers	/$9.00	.30	.20		.02
Boilermakers	8.55	.40	.65		.01
Bricklayers & Stonemasons	8.575	.30			
Carpenters:					
North of Rossville:					
Carpenters, Millwrights, Soft Floor Layers & Piledrivermen	8.45	.35	.30		
Remainder of County:					
Carpenters, Piledrivermen & Soft Floor Layers	7.94	.45	.25		.02
Millwrights	8.19	.45	.25		.02
Cement Masons	7.75				.25%
Electricians	8.77	.25	1%+.30		.25%
Elevator Constructors:					
Elevator Constructors	7.505	.345	.23	2%+a&b	.005
Helpers	70%JR	.345	.23	2%+a&b	.005
Helpers (Prob.)	50%JR				
Glaziers	5.02				
Ironworkers	7.70	.40	.60		.04
LABORERS:					
Unskilled	7.05	.35	.50		.035
Semi-skilled	7.25	.35	.50		.035
Skilled	7.40	.35	.50		.035
Line Construction:					
Linemen	8.77	.30	1%+.30		.25%
Groundmen-Truck Driver W/Winch	7.21	.30	1%+.30		.25%
Groundmen-Truck Driver WO/Winch	6.74	.30	1%+.30		.25%
Groundman	6.40	.30	1%+.30		.25%
Lathers	8.04	.30	.20		.01
Leadburners	9.25	.35		c	.01
Marble-Terrazzo Workers	8.575	.30			
Marble-Terrazzo Helpers	6.925				
Painters:					
Brush	7.10				
Spray	7.60				
Plasterers	7.75				
Plumbers & Steamfitters	8.65	.30	.25		.05
Roofers	8.35				
Sheet Metal Workers	8.925	.375	.30		.02
Sprinkler Fitters	9.25	.50	.70		.08
Tile Setters	8.325	.30			
Tile Setter's Helpers	6.925				
Welders - receive rate prescribed for craft performing operation to which welding is incidental.					

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PAID HOLIDAYS: (WHERE APPLICABLE)

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer contributes 4% of regular hourly rate to Vacation Pay Credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to vacation pay credit for employee who has worked in business less than 5 years.

b. Six Paid Holidays: A through F.

c. Nine Paid Holidays, A through F plus Washingtons' Birthday, Good Friday & Christmas Eve., providing employee has worked 45 full days during 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

ILLINOIS-1-PEO-1 2 of 2

POWER EQUIPMENT OPERATORS:	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
CLASS I	$8.575	.30	.50		.05
CLASS II	8.475	.30	.50		.05
CLASS III	8.30	.30	.50		.05
CLASS IV	6.55	.30	.50		.05

CLASSIFICATIONS

CLASS I: Master Mechanic

CLASS II: Utility Operator

CLASS III: Power cranes, Draglines, Derricks, Electric overhead cranes, Shovels, Gradall, Mechanics, Repair and Maintenance of all equipment, Tractor highlift shovel, Forklifts, Tournamixer, 2 drums machine or 2 cage hoists, Cableways, Tower machines, Motor Patrol, Boom tractor, Boom or winch truck, Truck Crane, Tournapull, Tractor operating scoops, Bulldozer, Push tractor, Finishing machine on Asphalt, Large rollers & rollers on asphalt, Gravel Macadam & Brick surface, Ross carrier or similar machine, Asphalt Plant Engineer or Pug Mill, Two (2) air compressors, Hetherington paver operator, Farm tractor with ½ yard bucket and/or backhoe attachment, Trench machines cutting over 24," Dredging equipment, Central mix plant engineer, concrete spreader, Air compressors 200 cu. ft. or over, Standard or Dinkey locomotives, Scoopmobiles, Euclid loader, Soil cement machine, Mixers 14S capacity or less, Trench Machine cutting 24" & under, Backfiller, Elevating machine, Power Blade, Asphalt Plant Engineer, Well drilling Machines, Paint Machine, Pipe Cleaning Machine, Pipe Wrapping Machine, Pipe Bending Machine, Apsco paver, Boring Machine, w/o winch, Head equipment, Greasers, Barber Green Loaders, Formless paver, Farm Tractor with less than half-yard bucket and other attachments except backhoe, Well Point System

CLASS IV: Power Sub-Grader, Bull Float, Form grader, Finishing machine, Pavement breaker, Rock Crushers, One drum machine, air compressor less than 200 cu. ft. capacity, Concrete pump, Gunnite machine, Air Tuggers, Truck crane drivers, House Elevators when used for temporary heat, Small rollers on earth, Engine tenders, Fireman on paint pots, Fireman, Wagon Drill, Flexaplane, Conveyor, 2 to 4 Water Pumps, Siphon & Pulsometer, Switchman, Fireman on Asphalt plants, Distributor operator on trucks, Tampers, Power Broom, Post Hole Digger, Self Propelled Concrete Saw, Striping Machine (Motor Driven), Form Tamper, Seaman Tiller, Bulk Cement Plant Equipment Greaser

ILLINOIS-4/5-TD-1-2-3

TRUCK DRIVERS: AREA 2	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
CLASSIFICATION I						
Drivers on 2 axle over the road trucks hauling less than 9 ton, air compressor and welding machine, including those pulled by separate units, truck driver helpers, warehousemen, mechanic helpers, greasers and firemen, pick-up trucks when hauling material, tools, or men to and from and on the job site	$6.90	.40	a12.00			
CLASSIFICATION II						
2 or 3 axle over the road trucks hauling less than 16 ton, A-frame winch trucks, hydrolift trucks, or similar equipment when used for transportation purposes	7.30	.40	a12.00			
CLASSIFICATION III						
2, 3 or 4 axle trucks hauling 16 ton or more, drivers on oil distributors, water pulls, mechanics and working foreman	7.50	.40	a12.00			

FOOTNOTE:

a.-Employer contributes $12.00 per week per employee.

SUPERSEDEAS DECISION

STATE: Illinois COUNTY: Williamson
DECISION No. AR-3074 DATE: Date of Publication
Supersedes Decision No. AQ-3164, dated April 26, 1974 in 39 FR 14868
DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories).

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Asbestos Workers	$8.45	.35	.30		
Boilermakers	8.35	.40	.95		.01
Boilermakers' Helpers	8.10	.40	.95		.01
Bricklayers & Stonemasons	8.20	.35	.35		
Carpenters:					
Carpenters & Soft Floor Layers	6.98	.35	.25		.02
Millwrights & Piledrivermen	6.98	.35	.25		.02
Cement Mason	7.75	.15		.02	
Electricians	9.20	.25	1%+.20		1%
Elevator Constructors:					
Elevator Constructors	8.14	.345	.26	2%+a&b	.005
Helpers	70%JR	.345	.26	2%+a&b	.005
Helpers (Prob.)	50%JR				
Ironworkers	7.40	.45	.50		.02
Glaziers	7.565	.26	.20		.01
Laborers	6.10		.30		.035
Leadburners	9.25	.35		c	.01
Painters:					
Marion & Vicinity:					
Commercial	6.95				
Industrial	7.20				
Herrin & Vicinity:					
Brush & Roller	4.70				
Structural Steel	5.20				
Spray	5.75				
Plasterers	7.75	.15			.02
Plumbers & Steamfitters	8.25	.35	.50		.04
Sheet Metal Workers	8.18	.20	.25	6%	.01
Sprinkler Fitters	9.25	.50	.70		.08
Welders - receive rate prescribed for craft performing operation to which welding is incidental.					

PAID HOLIDAYS: (WHERE APPLICABLE)
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Six Paid Holidays; A through F
b. Employer contributes 4% of regular horuly rate to Vacation Pay Credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate ot vacation pay credit for employee who has worked in business less than 5 years.
c. Nine Paid Holidays: A through F plus Washington's Birthday, Good Friday & Xmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday & the regular schedule work days immediately preceding & following the Holiday.

POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
CLASS 1	$8.70	.30	.45		.035
CLASS 2	8.15	.30	.45		.035
CLASS 3	7.90	.30	.45		.035
CLASS 4	7.60	.30	.45		.035
CLASS 5	7.20	.30	.45		.035
CLASS 6	8.15	.30	.45		.035
CLASS 7	7.90	.30	.45		.035
CLASS 8	7.40	.30	.45		.035
CLASS 9	7.35	.30	.45		.035
CLASS 10	7.10	.30	.45		.035
RIVER WORK AND LEVEE WORK ON MISSISSIPPI AND OHIO RIVERS					
CLASS 11	8.80	.30	.45		.035
CLASS 12	7.60	.30	.45		.035

CLASSIFICATIONS

POWER EQUIPMENT OPERATORS

CLASS 1: Apsco or equal spreading machine; Backhoe; Backfiller; Boom or winch cat; Bituminous mixplace machine; Blacksmith; Bituminous surfacing machine; Bulldozer; Crane; Shovel; Dragline; Truckcrane; Piledriver; Concrete finishing machine or spreader machine; Concrete breaker; Concrete or pumpcrete pumps; Dinky or standard locomotive; Drill well; Elevating grader; Forklifts; Rubbertired; Flex-plane; Grad-all; Hi-lift, handblade, power; Hoists, tugger type; Hoist, (2 drums) or over one; Guy-derrick; Hyster mechanic; Motor patrol; Mixer 21 cu. ft. or over; Push cat; Pulls and scrapers; Pumps; 2 well points; P&H pulverizer or pulverizer equal to pugmill; Rubber-tired farm type tractor w/bulldozer or hi-lift (over ½ yd.), Rubber-tired tractor w/auger; Skimmer scoops; Seaman tiller; Spreader, Jersey; Tract-air used w/drill or Hi-lift; Trenching machine, or ditching machine; Wood chipper with tractor; Self-propelled roller w/10 ft. blade; Concrete pumps; Equipment greaser
CLASS 2: Roller, self-propelled, Power subgrader; Elevator operator
CLASS 3: Rubber-tired farm type tractor w/bull dozer or hi-lift (½ yd. or less)
CLASS 4: Pump, one well point; All tract type tractors, pulling any type roller or disc.
CLASS 5: Oiler; All wheel type tractors, Oiler on 30 HP ditches and over; Oiler, H Hydra-crane with 15 ton lifting capacity or more and cranes similar to Hydra-crane w/15 ton capacity and more
CLASS 6: Air compressor w/valve driving piling air compressors, 2(220 cu. ft. capacity or over); Air track drills, air track drill w/compressor; Automatic bins scales w/compressor or generator; Pipeline boring machine; Bulk cement plant w/separate compressor bulk float power operator; Concrete saws, (two); Hydra-lift (single motor); Straw mulcher blower w/spout

CLASS 7: Backend man on bituminous surfacing machine; Boom or winch truck; Cat wagon w/or w/out dump; Conveyors, two; Chip spreader, self-propelled concrete saw, on self-propelled; Form grader; Heaters, (motor driven); Hoist, 1 drum; Truck crane oiler; Vibrator, self-propelled.

POWER EQUIPMENT OPERATORS (Cont'd)

CLASS 8: Air track drill (one); Belt drag machine, Power boom, Mechanical; Plasterer applicator; Tract-air

CLASS 9: Air compressor (220 cu. ft. capacity or over), one; Air compressor under (220 cu. ft.) two; Automatic bins, bulk cement plant w/built in compressor, running of same motor or electric motor; Firemen or switchmen; Form tamper, self-propelled; Light plants (two); Welding machine (two); Pumps (two); or combination or 2 pumps, Light plants, welding machines, air compressor (under 220 cu. ft.); Mud jacks or wood chipper; Mixers, less than 21 cu. ft., Motor mixer w/skip or pump; Pipeline track jack

CLASS 10: Air compressor, under 220 cu. ft. capacity (one); Conveyor (one); Conveyor operator on self-propelled chip spreader; Heater (one); Motor driven; Light plant (one) pump (one); Welding machine (one) Ulmac or Equal spreader

RIVER WORK AND LEVEE WORK ON MISSISSIPPI AND OHIO RIVERS

CLASS 11: Crane, shovel, dragline 4 yards or more, scraper, 18 yards, struck or over, dredge, derrick and piledriver, push boat operator, mechanic or 4 yards machine or over, Engine man on dredge, Levee man on dredge

CLASS 12: Oiler on crane, dragline, shovel, 4 yard machine or over; Oiler on dredge

ILLINOIS-4/5-TD-1-2-3

TRUCK DRIVERS: AREA 2	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
CLASSIFICATION I						
Drivers on 2 axle over the road trucks hauling less than 9 ton, air compressor and welding machine, including those pulled by separate units, truck driver helpers, warehousemen, mechanic helpers, greasers and tiremen, pick-up trucks when hauling material, tools, or men to and from and on the job site	$6.90	.40	a12.00			
CLASSIFICATION II						
2 or 3 axle over the road trucks hauling less than 16 ton, A-frame winch trucks, hydrolift trucks, or similar equipment when used for transportation purposes	7.30	.40	a12.00			
CLASSIFICATION III						
2, 3 or 4 axle trucks hauling 16 ton or more, drivers on oil distributors, water pulls, mechanics and working foreman	7.50	.40	a12.00			

FOOTNOTE:

a. Employer contributes $12.00 per week per employee.

SUPERSEDEAS DECISION

STATE: Illinois
DECISION NO: AR-3075
COUNTY: Will
DATE: Date of Publication
Supersedes Decision No. AQ-3159 dated April 12, 1974, in 39 FR 13453
DESCRIPTION OF WORK: Building (Including Residential) Construction.

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Asbestos Workers	$9.35	.58	.67		.05
Boilermakers	8.75	.40	.90	1%	.01
Boilermakers' Helpers	8165	.40	.90	1%	.01
Bricklayers & Stonemasons	10.20	.30			
Carpenters:					
Carpenters; Soft Floor Layers	9.67	.40	.75		
Millwrights; Piledrivermen	9.67	.40	.75		
Cement Mason	10.02	.40	.50		.04
Electricians:					
Building	11.38	.30	1%+.20	.65	.2%
Residential	7.60	.25	1%+.20		.2%
Glaziers	8.95	.24	.30		.01
Ironworkers	9.25	1.75	.225		.02
Lathers	9.60		.25		
Leadburners	9.25	.35		a	.01
Line Construction:					
Linemen	11.38	.30	1%+.20	.65	.2%
Cable Splicer	11.78	.30	1%+.20	.65	.2%
Groundmen	10.38	.30	1%+.20	.65	.2%
Painters:					
Commerical & Residential	8.80	.42	.35		.03
Plumbers:					
Within the City Limits of Joliet	9.25	.40	.50		.07
Remainder of County	9.57	.50	.50		.05
Pipefitters:					
Within the City Limits of Joliet	10.00	.60	.65		.07
Remainder of County	9.35	.55	.70		.02
Plasterers	8.895	.40	.25		.045
Roofers	9.40	.50	.30		
Sheet Metal Workers	9.45	.35	.45		.02
Sprinkler Fitters	9.25	.50	.70		.08
Terrazzo Workers	8.60	.30	.30		
Terrazzo Workers' Helpers & Floor Mach.	6.85				
Base Machine Operator	7.10				
Tile Setters	8.65	.30-5/8	.425		
Tile Setters' Helpers	7.60	.30-5/8	.425		

2 of 2

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Truck Drivers:					
2-3 Axle Trucks	$6.60	b15.00	b19.00		
4-Axle Trucks	6.75	b15.00	b19.00		
5-Axle Trucks	6.95	b15.00	b19.00		
6-Axle Trucks	7.15	b15.00	b19.00		
Welders - receive rate prescribed for craft performing operation to which welding is incidental.					

PAID HOLIDAYS: (WHERE APPLICABLE)

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Nine Paid Holidays; A through F plus Washington's Birthday, Good Friday & Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the Holiday, and the regular scheduled work immediately preceding and following the Holiday.

b. Per Week Per Employer.

LABORERS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
CLASS 1	$7.35	.47	.85		
CLASS 2	7.30	.47	.85		
CLASS 3	7.20	.47	.85		
CLASS 4	7.60	.47	.85		
CLASS 5	7.85	.47	.85		
CLASS 6	7.10	.47	.85		

CLASSIFICATIONS

LABORERS

CLASS 1: Tunnel miners and all laborers inside tunnel, compressed air laborers, air-blow pipemen, mortaring men on sewer and drain pipe (the applying of mortar and composition mixers), all bottom men on sewer work-all sewer and drain pipe layers-multiple concrete duct or any other type of pipe used on public utility work--8 feet or more below ground level, and all other sewer and trench laborers 8 feet or more below ground level, all labor work inside cofferdam, the use of a 10 feet or more drill steel for hand held drills, caisson laborers ground level down to 15 feet, all air tools 8 feet or more below ground level, and all laborers on swinging and suspended scaffolds, chimney and silo laborers working at a height of 48 to 100 feet, all tamping hammers over 150 lbs., all laborers working inside of a sphere or any type or make of tank at a height of 48 feet to 100 feet, all hydraulic, electric and air tools, or any other type 8 feet or more below ground level

CLASS 2: Asphalt rakers, hod carriers, plaster laborers, gunnite laborers, road form setters, wagon and tower drillers on land and floating plant used on dredging, asphalt gunners and plug men (undercoating on road work), mortar pump laborers and plaster pump laborers

CLASS 3: Outside tunnel miner helpers, sewer and drain pipe layers and multiple concrete duct or any other type of pipe used on public utility work, ground level down to 8 feet, blasting men helpers, pumpcrete pipe handlers

CLASS 4: Gunnite nozzle men, caisson laborers from 15 feet below ground level down to 50 feet

CLASS 5: Caisson laborers 50 feet or more below ground level, laborers working under radio active conditions, blasting men (powdermen)

CLASS 6: Mortar mixers, handling asphalt shingles, patented scaffolds, sewer and trench work - ground level fown to 8 feet, catch basis and manhole diggers, mesh handling on road work, cement and mineral filler handler, concrete puddlers, batch dumpers, (cement and asphalt) vibrator operators, sand and stone wheelers to mixer (handlers), concrete wheelers, air-tamping hammermen concrete and paving breakers, rock drillers, jamchammermen, 1-bag mixer, asphalt laborers, chain and power saw, pit men, all fence laborers, mason tenders, (mortar and brick wheeler), wagon and tower drill helpers, kettlemen and tarmen, tank cleaners, scaffold and staging laborers, pot firemen (tarmen), Salamander tenders for any purpose, water pumps,

LABORERS (Cont d)

CLASS 6 (Cont d): water pumps, rip rap, electrician, plumber and finisher helpers (minimum), handling of slab steel road forms in any type manner, except form setting, setting center strips, contraction and expansion joints (road work), unloading and h handling thereof the following; brick, transite materials, cast iron water pipe, reinforced concrete rods, sewer and drain tile, railroad ties and all other creosoted materials, paving blocks and concrete forms, handling of insulation of any type, all mortar and composition mixers for sewer work, track laborers, chimney and silo laborers working at a height of one to 48 feet, all laborers working on swinging, suspended or any type or make or scaffolding one foot to 48 feet, all laborers working inside a sphere or any type or make of tank--minimum rate, all laborers working inside a sphere or any type or make of tank from bottom to a height of 48 feet--minimum rate, form strippers (any type), mechanical or motized buggies, handling multiple concrete duct or any type of pipe used in publis utility work unless otherwise specified herein, snapping of wall ties and removal of roads, drilling of anchor bolt holes; Concrete or asphalt clipper type saws and self-propelled saws, shoulder and grade laborers, all hydraulic electric and air or any other type of tools, grouting and caulking, carpenters helpers, cleaning lumber, nail pulling, deck hand, dredgehand shore laborers, bankmen on floating plant, tool and material checkers, signalmen and flagmen on all construction work defined herein, cleaning, of devris, removal of trees, concrete curing, temporary concrete protection, regardless of manner or materials used, truck helpers, wrecking and demolition laborers, all laborers, all landscaping, laying or sod, and planting of trees

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POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
CLASS I	$10.00	.50	.50	.20	.05
CLASS II	8.70	.50	.50	.20	.05
CLASS III	7.65	.50	.50	.20	.05
CLASS IV	6.45	.50	.50	.20	.05

CLASSIFICATIONS:

CLASS I: Asphalt plant, asphalt spreader, auto-grad, batch plant, Benoto (requires two engineers), boiler & throttle valve, caisson rigs, central redi-mix plant, combination backhoe front end-loader machine, compressor & throttle valve, concrete breaker (truck mounted), concrete conveyor, concrete paver, concrete placer, concrete tower, cranes (all), derricks (all), grader, elevating, grouting machines, highlift shovels or front endloader 2¼ yd. & over, hoists, one, two & three drum, hoists, two & three drum, hoists, two tugger one floor, hydraulic boom trucks, locomotives (all), mechanic, motor patrol, pile drivers & skid rig, post-hole digger, pre-stress machine, pump cretes dual ram (requiring frequent lubrication & water), pumpcretes, squeeze cretes - screw type pumps, Gysum bulker & pump, rock drill (self-propelled), rock drill (truck mounted), scoops - tractor drawn, slip form paver, straddle buggies, tournapull, tractor with boom & side boom, trenching machines

CLASS II: Boilers, bulldozers, broom, all power propelled, concrete mixer (2 bag & over), conveyor, portable, forklift trucks greaser engineer, highlift shovels or front endloaders under 2¼ yd., hoists, automatic, hoists, all elevators, hoists, tugger single drum, rollers, all, steam generators, stone crushers, tractors, all, winch trucks with "A" frame

CLASS III: Air compressor - small 150 & under (1) to 5 not to exceed a total of 300 ft.), Air compressor - large over 150, combination - small equipment opr., generators under & over 50 KW, heaters, mechanical, pumps, over 3" (1 to 3 not to exceed a total of 300 ft.), pumps, well points, welding machines (2 through 5), winches, 4 small electric drill winches

CLASS IV: Oilers

STATE: Illinois
COUNTY: Winnebago
DECISION NUMBER: AR-3076
DATE: Date of Publication
Supersedes Decision No. AQ-3165, dated April 26, 1974, in 39 FR, 14871
DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories).

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Asbestos Workers	$8.37	.45	.60	.50	.03
Boilermakers	8.75	.40	.90	4%	.01
Boilermakers' Helpers	8.65	.40	.90	4%	.01
Bricklayers & Stonemasons	8.85	.30	.40	.45	
Carpenters:					
Carpenters, Soft Floor Layers & Piledrivermen	7.60	.25	.35		.02
Millwrights	8.28	.25	.25		.02
Cement Masons	7.25	.25	.45		
Electricians	9.20	.30	1%+.20		1%
Elevator Constructors:					
Elevator Constructors	7.79	.345	.23	2%+a&b	.005
Helpers	70%JR	.345	.23	2%+a&b	.005
Helpers (Prob.)	50%JR				
Glaziers	6.93	.30	.20	.50	.02
Ironworkers	10.15	.40	.375		.05
Leadburners	9.25	.35		o	.01
Line Construction:					
Linemen-Digger Operator	8.55	.35	1%		.25%
Groundmen Equipment Operator	5.71	.35	1%		.25%
Groundmen	5.51	.35	1%		.25
Marble, Tile & Terrazzo Workers	8.10	.25		.25	
Painters:					
Brush & Roller	7.30	.20			
Structural Steel (Open)	7.55	.20			
Spray	7.85	.20			
Plasterers	7.18	.20	.50		
Plumbers & Steamfitters	8.25	.35	.40		.05
Roofers:					
Composition	8.00	.15			
Slate-Tile-Precast	8.00	.15			
Sheet Metal Workers:					
Eastern ½ of County	7.89	.20	.40	.50	.01
Western ½ of County	8.00	.25	.20		.02
Sprinkler Fitters	9.25	.50	.70		.08
Truck Drivers:					
2-3 Axle Trucks	6.55	.25	.15		
4-Axle Trucks	6.70	.25	.15		
5-Axle Trucks	6.90	.25	.15		
6-Axle Trucks	7.10	.25	.15		

Welder - receive rate prescribed for craft performing to which welding is incidental.

PAID HOLIDAYS (WHERE APPLICABLE):
A-New Year's Day; B-Memeorial Day; C-Independence Day; D-Labor Day: E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Six Paid Holidays; A through F.

b. Employer contributes 4% of regular hourly rate to Vacation Pay Credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to Vacation Pay Credit for employee who has worked in business less than 5 years.

c. Nine paid holidays, A through F plus Washington's Birthday and Good Friday and Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled wrok days immediately preceding and following the holiday.

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LABORERS

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
CLASS I	$6.95	.30	.20		.035	
CLASS II	7.15	.30	.20		.035	
CLASS III	7.25	.30	.20		.035	

CLASSIFICATIONS

LABORERS

CLASS I: Common Laborers, Carpenter Tenders, Tool Cribmen, Firemen or Salamander Tenders, Flagmen, Gravel Box Men, Dumpmen & Spotters, Form Handlers, Material Handlers, Fencing Laborers, Cleaning Lumber, Pit Men, Material Checkers, Dispatchers, Landscapers, Unloading Explosives, Laying of Sod, Planting of Trees, Removal of Trees, Asphalt Plant Laborers, Wrecking Laborers, Writer of Scale Tickets, Fire Shop Laborers, Fireproofing Laborers, Janitors, Driving of Stakes, Stringlines for all Machinery, Rod & Chainmen with Technical Engineers, with Land Surveyors & Surveyors, Asphalt Workers with Machine & Layers, Grade Checker, Signal Man on Crane, Coring Machine Operator, Concrete Workers (Wet), On Concrete Paving, Placing, Cutting and Tying of Reinforcing Steel Form Setters-Street & Highway

CLASS II: Scaffold Workers, Handling of materials treated with any foreign matter harmful to skin or clothing, Bulk Cement Handlers, Unloading of Re-Bars, Tunnel Helpers in Free Air, Patch Dumpers, Mason Tenders, Kettle and Tar Men, Tank Cleaners, Plastic Installers, Motorized Buggies or Motorized Unit used for wet concrete or handling of Building Materials, Vibrator Operators, Mortar Mixer Operators, Cement Silica, Clay Fly Ash, Lime & Plasters, Handlers (Bulk or Bag) Deck Hand, Dredge Hand & Shore Laborers, Bankmen on Floating Plant, Power Tools, Material Selector (Firebrick or Castable Material) Chain Saw Operators, Air Tamping Hammerman, Concrete Saw Operator, Front End Man on Chip Spreader, Luteman, Asphalt Raker.

CLASS III: Jackhammer and Drill Operators, Laborers with De-Watering Systems, Bottom Sewer Workers Plus Depth, Cofferdam Workers plus depth, Caisson Workers plus depth, Gunnite Nozzle Men, LeadMan on Sewer Work, Welders, Cutters, Burners and Torchmen, Layout Man and/or Tile Layer, Screenman on Asphalt Pavers, Laborers Tending Masons with Hot Material, Multiple Concrete Duct-Leadman, Curb Asphalt Machine Operator, Ready-Mix Scalemen, Permanant, Portable or Temporary Plant, Laser Beam Operator, Concrete Burning Machine Operator, Underpinning and Shoring of Building, Pump Men

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POWER EQUIPMENT OPERATORS

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
CLASS I	$10.00	.50	.50	.20	.05
CLASS II	8.70	.50	.50	.20	.05
CLASS III	7.65	.50	.50	.20	.05
CLASS IV	6.45	.50	.50	.20	.05

CLASSIFICATIONS:

CLASS I: Asphalt plant, asphalt spreader, auto-grad, batch plant, Benoto (requires two engineers), boiler & throttle valve, caisson rigs, central redi-mix plant, combination backhoe front end-loader machine, compressor & throttle valve, concrete breaker (truck mounted), concrete conveyor, concrete paver, concrete placer, concrete tower, cranes (all), derricks (all), grader, elevating, grouting machines, highlift shovels or front endloader 2¼ yd. & over, hoists, one, two & three drum, hoists, two & three drum, hoists, two tugger one floor, hydraulic boom trucks, locomotives (all), mechanic, motor patrol, pile drivers & skid rig, post-hole digger, pre-stress machine, pump cretes dual ram (requiring frequent lubrication & water), pumpcretes, squeeze cretes - screw type pumps, Gysum bulker & pump, rock drill (self-propelled), rock drill (truck mounted), scoops - tractor drawn, slip form paver, straddle buggies, tournapull, tractor with boom & side boom, trenching machines

CLASS II: Boilers, bulldozers, broom, all power propelled, concrete mixer (2 bag & over), conveyor, portable, forklift trucks greaser engineer, highlift shovels or front endloaders under 2¼ yd., hoists, automatic, hoists, all elevators, hoists, tugger single drum, rollers, all, steam generators, stone crushers, tractors, all, winch trucks with "A" frame

CLASS III: Air compressor - small 150 & under (1) to 5 not to exceed a total of 300 ft.), Air compressor - large over 150, combination - small equipment opr., generators under & over 50 KW, heaters, mechanical, pumps, over 3" (1 to 3 not to exceed a total of 300 ft.), pumps, well points, welding machines (2 through 5), winches, 4 small electric drill winches

CLASS IV: Oilers

STATE: Kentucky
DECISION NUMBER: AR-4016
Supersedes Decision No. AQ-4102 dated April 19, 1974 in 39 FR 14128.
DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories).

COUNTY: See below*
DATE: Date of Publication

56-KY-1-b (2-3)

*Counties: Hardin, Jefferson, & Meade	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	App. Tr.
Asbestos workers	9.31	.35	.20		
Boilermakers - Blacksmiths	8.10	.30	.70	.55	.01
Boilermakers - Blacksmiths' helpers	7.85	.30	.70	.55	.01
Bricklayers:					
Bricklayers and concrete block layers	8.48	.25	.40		
Caulkers	8.48	.25	.40		
Cleaners	8.48	.25	.40		
Pointers	8.48	.25	.40		
Stone masons	8.48	.25	.40		
Carpenters:					
Carpenters	8.75	.30	.30		
Carpenters when work in excess of 30' to 100' above ground or a solid floor on scaffold, skip hoist, tower or slip form	9.00	.30	.30		
Carpenters, when working in excess of 100' above ground or a solid floor on scaffold, skip hoist, tower or slip form	9.25	.30	.30		
Carpenters, when working on suspended or swinging scaffold	9.00	.30	.30		
Cement masons	8.78	.40			
Electricians, linemen and hole digger:					
Zone 1 (within 36 mile radius of 3rd & Broadway, Louisville)	9.38	.29	1% + .40		¼ of 1%
Zone 2 (over 36 mile radius)	9.78	.29	1% + .40		¼ of 1%
Groundmen:					
Zone 1	5.82	.29	1% + .40		¼ of 1%
Zone 2	6.17	.29	1% + .40		¼ of 1%
Elevator constructors	8.73	.395	.26	2½%+a&b	.02
Elevator constructors' helpers	6.11	.395	.26	2½%+a&b	.02
Elevator constructors' helpers (prob.)	4.365				
Glaziers	7.40	.35	.35		
Ironworkers:					
Conveyormen, machinery movers	9.50	.55	.65		.04
Structural, ornamental and reinforcing	9.50	.55	.65		.04
Riggers, fence erectors, sheeters	9.50	.55	.65		.04
Lathers	8.19		.20		.01
Leadburners	8.25	.30		c	.01
Marble, tile and terrazzo workers	8.40	.25	.40		
Marble, tile and terrazzo workers' helpers	6.85				
Millwrights	8.98	.30	.30		
Millwrights, when working 30' above ground or solid floor	9.43	.30	.30		
Painters:					
Zone 1 - 35 mile radius from Jefferson Co. Courthouse, Louisville, Ky.					
New Construction:					
Basic	7.59	.25	.10		.03
Special	7.94	.25	.10		.03
Spray	$7.95	.25	.10		.03
Old Construction:					
Basic	7.35	.25	.10		.03
Special	7.70	.25	.10		.03
Spray	7.80	.25	.10		.03
Zone 2 - Over 35 miles radius from Jefferson Co. Courthouse, Louisville, Ky.					
New Construction:					
Basic	7.94	.25	.10		.03
Special	8.29	.25	.10		.03
Spray	8.39	.25	.10		.03
Old Construction:					
Basic	7.70	.25	.10		.03
Special	8.05	.25	.10		.03
Spray	8.19	.25	.10		.03
Work on bridges (Over navigable water) $2.00 per hour premium all zones					
Piledrivermen	8.75	.30	.30		
Plasterers	8.00				
Plumbers:					
Zone 1 Jefferson & Warren Counties	8.55	.33	.50	.77	.07
Zone 2 Outside Jefferson & Warren Counties 35-mile radius of Jefferson & Warren Counties Courthouses and entire Ft. Knox Reservation.	9.00	.33	.50	.77	.07
Zone 3 Beyond 35-mile radius of Jefferson & Warren Counties Courthouses	9.25	.33	.50	.77	.07
Roofers:					
Roofers	6.55	.30	.20		
Slate, tile and precast concrete slab	6.95	.30	.20		
Helpers	4.80	.30	.20		
Sheet metal workers:					
Zone 1 Jefferson County	8.95	.60	.60		.07
Zone 2 Hardin & Meade Counties including Ft. Knox Reservation	9.70	.60	.60		.07
Soft floor layers	8.75	.30	.30		
Sprinkler fitters	9.10	.50	.70		.08

56-KY-1-b (3-3)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Steamfitters:					
Zone 1					
Jefferson & Warren Counties	$8.65	.30	.60	.60	.07
Zone 2					
Outside Jefferson County to 35-mile radius of Jefferson & Warren Counties Courthouses and all of Ft. Knox	9.10	.30	.60	.60	.07
Zone3					
Beyond 35-mile radius of Jefferson & Warren Counties Courthouses	9.35	.30	.60	.60	.07

Footnotes:

a. Six paid holidays: A through F.

b. Employer contributes 1% of regular hourly rate to vacation pay credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to vacation pay credit for employee who has worked in business less than 5 years.

c. Nine paid holidays: A through F, plus Washington's Birthday, Christmas Eve and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday and the regular scheduled work days immediately preceding and following the holiday.

PAID HOLIDAYS

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Ky-56-Lab - 1 - 0

LABORERS	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
GROUP I	$6.40	.25	.25			
GROUP II	6.55	.25	.25			
GROUP III	6.60	.25	.25			
GROUP IV	6.65	.25	.25			
GROUP V	6.75	.25	.25			
GROUP VI	6.80	.25	.25			
GROUP VII	6.85	.25	.25			
GROUP VIII	6.90	.25	.25			
GROUP IX	7.10	.25	.25			
GROUP X	7.40	.25	.25			
GROUP XI	7.85	.25	.25			

GROUP I: General Laborers

GROUP II: Power driven Georgia buggy and chain saw

GROUP III: Air tool operator and vibrator; Wagon drill, pipe layer, well man, burner man, joint maker, & asphalt raker

GROUP IV: Driller, air track

GROUP V: Side rail setter (metal), Mason tender

GROUP VI: Stackman

GROUP VII: Powderman

GROUP VIII: Gunnite nozzleman (sewer); Tunnel (free air)

GROUP IX: Sand hog or mucker (free air)

GROUP X: Sand miner (tunnel) (free air)

GROUP XI: Caisson worker

POWER EQUIPMENT OPERATORS

KENTUCKY 1-PEO-1- J

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Oth
CLASS A	$8.35	.25	.25			
CLASS B	6.51	.25	.25			
CLASS C	6.02	.25	.25			

CLASS A:
Auto patrol, batcher plant, bituminous paver, cableway, central compressor plant, clamshell, concrete mixer (21 cu. ft. or over), concrete pump, crane, crusher plant, derrick, derrick boat, ditching and trenching machine, dragline, dredge operator, dredge engineer, elevating grader and all types of loaders, hoetype machine, hoisting engine (2 or more drums) locomotive, motor scraper, carry-all scoop, bulldozer, heavy duty welder, mechanic, orangepeel bucket, pile driver, power blade, motor grader, roller (bituminous), scarifier, shovel, tractor shovel, truck crane, winch truck, push dozer, highlift, forklift, (regardless of lift height), all types of boom cats, core drill, hopto tow or push boat, concrete paver, Gradeall, hoist, hyster, pumpcrete, Ross carrier, side boom, tail boom, rotary drill, hydro hammer, mucking machine, rock spreader attached to equipment, scoopmobile, KeCal loader, tower cranes (French, German and other types), hydro crane, backfiller, gurries, sub-grader

CLASS B:
All air compressors (600 cu. ft. per min. or greater capacity), bituminous mixer, joint sealing machine, concrete mixer (under 21 cu. ft.), form grader, roller (rock), tractor (50 hp. and over) bull float, finish machine, outboard motor boat, flexoplane, fireman, boom type tamping machine, truck crane oiler, greaser on grease facilities servicing heavy equipment, switchman or brakeman, mechanic helper, Whirley oiler, self-propelled compactor, tractair and road widening trencher and farm tractor with attachments except backhoe, highlift and end loader, elevator (regardless of ownership when used for hoisting any building material), hoisting engine (one drum or buck hoist), well points, grout pump, throttle-valve man, tugger, electric vibrator compactor

CLASS C:
Bituminous distributor, cement gun, conveyor, mud jackm joint machine, roller (earth), tamping machine, tractors (under 50 hp.), vibrator, oiler, concrete saw, burlap and curing machine, hydro-seeder, power form handling equipment, deckhand oiler, hydraulic post driver, and drill helper

56-KY-TD-1-D

TRUCK DRIVERS

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
GROUP I	$6.00	a	a	b		
GROUP II	5.90	a	a	b		
GROUP III	5.83	a	a	b		
GROUP IV	5.72	a	a	b		
GROUP V	5.60	a	a	b		

GROUP I: Euclid and other heavy moving equipment and lowboy; Winch truck and A-Frame and monorail truck used to transport building materials; Fork lift truck when used to transport building materials

GROUP II: Mechanic; Concrete mixers (all types), hauling only on job site

GROUP III: Over 3 tons; Semi-trailer, tandem axle or pole trailers & dumps

GROUP IV: 3 tons and under; Mechanic helpers; greasers and tire changers

GROUP V: Helpers

FOOTNOTE:
a. Employer contributes $13.50 per week to Health & Welfare; and $14.00 per week to Pensions for each employee whose name appears on the payroll that week who has been employed a minimum of 20 work days within any 90 consecutive day period.

b. Employees who have been regularly employed on a project by an employer for one year and who have worked a minimum of 1200 hours during the year receive a vacation and pay for 40 hours. Employees who have been regularly employed on a project by an employer for one year, and who have worked a minimum of 650 hours during the year receive a vacation and pay for 20 hours. Employees who have worked 1200 hours since their 2nd year of employment and have completed three years receive an additional week vacation (40 hours).

SUPERSEDEAS DECISION

AR-4018 P. 2 34-KY-1-Q (2-2)

STATE: Kentucky COUNTY: Fayette
DECISION NUMBER: AR-4018 DATE: Date of Publication
Supersedes Decision No. AQ-4021 dated October 12, 1973 in 38 FR 28519
DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories).

34-KY-1-R (1-2)

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
Asbestos Workers	$8.85	.30	.20			
Boilermakers	8.10	.30	.70	.55	.01	
Bricklayers	8.00	.25	.25			
Carpenters:						
Carpenters	8.50	.30	.30		.02	
Millwrights	9.00	.30	.30		.02	
Piledrivermen	9.00	.30	.30		.02	
Cement Masons	8.45					
Electricians	8.35	.35	1%	.30	½ of 1%	
Elevator Constructors	8.73	.395	.26	2½%+a+b	.02	
" " helpers	70%JR	.395	.26	2½%+a+b	.02	
" " " (Prob.)	50%JR					
Glaziers	7.00					
Ironworkers:						
Structural	8.70	.50	.65		.04	
Ornamental	8.70	.50	.65		.04	
Reinforcing	8.70	.50	.65		.04	
Lathers	7.74		.10			
Leadburners	8.25	.30		c	.01	
Line Construction:						
Linemen and equipment operators	9.70	.30	1%		½ of 1%	
Groundmen truck driver	7.74	.30	1%		½ of 1%	
Groundmen truck driver with winch or pole steel handling	8.23	.30	1%		½ of 1%	
Marble Setters	7.60	.25	.25	.25		
Painters:						
Brush	7.40					
Hazardous	7.90					
Spray	8.15					
Plasterers	7.25					
Plumbers and Steamfitters	8.35	.25	.45	d	.02	
Roofers	5.20	.20				
Sheet Metal Workers	8.95	.60	.60		.07	
Soft Floor Layers	7.85	.30	.30		.02	
Sprinkler Fitters	9.10	.50	.70		.08	
Stone Masons	8.00	.25	.25			
Terrazzo Workers	7.60	.25	.25	.25		
Tile Setters	7.60	.25	.25	.25		
Welders - Receive rate prescribed for craft performing operation to which welding is incidental.						

PAID HOLIDAYS

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnotes:

a. Six paid holidays: A through F.

b. Employer contributes 4%of regular hourly rate to vacation pay credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to vacation pay credit for employee who has worked in business less than 5 years.

c. Nine paid holidays: A through F, plus Washington's Birthday, Christmas Eve and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday and the regular scheduled work days immediately preceding and following the holiday.

d. Employee on payroll November 24 through December 23 will receive one paid holiday--Christmas Eve.

KY-34-Lab - 1 K (1-1)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
GROUP I	5.50	.25	.25		
GROUP II	5.70	.25	.25		
GROUP III	5.85	.25	.25		
GROUP IV	5.90	.25	.25		
GROUP V	6.00	.25	.25		
GROUP VI	6.10	.25	.25		
GROUP VII	6.70	.25	.25		
GROUP VIII	7.00	.25	.25		

GROUP I: Tool room checkers, carpenters' tenders, landscapers, roofers' helpers, sheeting and shoring, construction laborers

GROUP II: Air track drills, jackhammers, wagon drills, pavement breakers, chain saws, Barco tampers, all types of vibrators for concrete and grade work, concrete saws, sewer pipe layers, all storm sewers, sanitary sewers, signal man, asphslt men, rakers, batchmen, plant scale men, form setters (street or highway), hand spiker

GROUP III: Mason tenders, Plaster tenders, bug operators

GROUP IV: Gunnite nozzlemen, Powderman helpers, Fork lift, Pumpmen

GROUP V: Gunnite nozzle machine, Powderman and blasters, Tunnels and cofferdams

GROUP VI: Miners tunnels or cofferdams

GROUP VII: Caisson holes (6' and over including tools), Sand hogs (pressure air)

GROUP VIII: Sand hogs (free air)

POWER EQUIPMENT OPERATORS

KENTUCKY 1-PEO-1-J

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Oth
CLASS A	$8.35	.25	.25			
CLASS B	6.51	.25	.25			
CLASS C	6.02	.25	.25			

CLASS A:
Auto patrol, batcher plant, bituminous paver, cableway, central compressor plant, clamshell, concrete mixer (21 cu. ft. or over), concrete pump, crane, crusher plant, derrick, derrick boat, ditching and trenching machine, dragline, dredge operator, dredge engineer, elevating grader and all types of loaders, hoetype machine, hoisting engine (2 or more drums) locomotive, motor scraper, carry-all scoop, bulldozer, heavy duty welder, mechanic, orangepeel bucket, pile driver, power blade, motor grader, roller (bituminous), scarifier, shovel, tractor shovel, truck crane, winch truck, push dozer, highlift, forklift, (regardless of lift height), all types of boom cats, core drill, hopto tow or push boat, concrete paver, Gradeall, hoist, hyster, pumpcrete, Ross carrier, side boom, tail boom, rotary drill, hydro hammer, mucking machine, rock spreader attached to equipment, scoopmobile, KeCal loader, tower cranes (French, German and other types), hydro crane, backfiller, gurries, sub-grader

CLASS B:
All air compressors (600 cu. ft. per min. or greater capacity), bituminous mixer, joint sealing machine, concrete mixer (under 21 cu. ft.), form grader, roller (rock), tractor (50 hp. and over) bull float, finish machine, outboard motor boat, flexoplane, fireman, boom type tamping machine, truck crane oiler, greaser on grease facilities servicing heavy equipment, switchman or brakeman, mechanic helper, Whirley oiler, self-propelled compactor, tractair and road widening trencher and farm tractor with attachments except backhoe, highlift and end loader, elevator (regardless of ownership when used for hoisting any building material), hoisting engine (one drum or buck hoist), well points, grout pump, throttle-valve man, tugger, electric vibrator compactor

CLASS C:
Bituminous distributor, cement gun, conveyor, mud jackm joint machine, roller (earth), tamping machine, tractors (under 50 hp.), vibrator, oiler, concrete saw, burlap and curing machine, hydro-seeder, power form handling equipment, deckhand oiler, hydraulic post driver, and drill helper

SUPERSEDEAS DECISION

STATE: Montana

COUNTIES: Cascade, Flathead, Hill, Sanders and Valley

DECISION NUMBER: AR-1012

DATE: Date of Publication

Supersedes Decision No. AQ-1076 dated February 1, 1974, in 39 FR 4361

DESCRIPTION OF WORK: Residential Construction consisting of single family homes and garden type apartments up to and including 4 stories.

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
ASBESTOS WORKERS	$ 8.445	.44	.72		
BOILERMAKERS	8.35	.60	1.00		.02
BRICKLAYERS:					
Flathead and Sanders Counties	7.10	.30	.25		
Cascade County	7.95	.25			
Hill and Valley Counties	7.00				
CARPENTERS:					
Hill County					
Carpenters	6.36	.30	.45		.02
Valley County					
Carpenters	6.00	.30	.45		.02
Piledrivermen	6.25	.30	.45		.02
Millwrights	6.50	.30	.45		.02
Cascade County					
Carpenters	6.47	.30	.45		.02
Piledrivermen; Saw filers; Sawmen	6.72	.30	.45		.02
Millwrights	6.97	.30	.45		.02
Flathead and Sanders (Northern area including the City of Thompson Falls) Counties					
Carpenters	6.15	.30	.45		.02
Sawmen; Filers; Piledriver; Carpenters working burned, charred, creosoted or similar treated material	6.35	.30	.45		.02
Millwrights and machine erectors	6.50	.30	.45		.02
Sanders (Remaining area) County					
Carpenters	6.32	.30	.45		.02
Millwrights; Piledriver; Power saw; Saw filer	6.57	.30	.45		.02
CEMENT MASONS:					
Cascade, Hill and Valley Counties	6.55	.35			
Flathead and Sanders (Northern Area, excluding the City of Plains) Counties	6.15	.20			
Sanders (Remaining area) County	6.85	.35			

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
ELECTRICIANS:					
Cascade County					
Electricians	$ 7.83	.32	1%		1/2%
Cable splicers	8.08	.32	1%		1/2%
Flathead and Sanders Counties					
Electricians	7.55	.20	1%		1/2%
Cable splicers	7.95	.20	1%		1/2%
Hill County					
Electricians	7.50		1%		1/2%
Valley County					
Electricians	6.80	.20	1%		1/2%
ELEVATOR CONSTRUCTORS	7.01	.395	.26	2-1/2%+a	
ELEVATOR CONSTRUCTORS' HELPERS	70%JR	.395	.26	2-1/2%+a	
ELEVATOR CONSTRUCTORS' HELPERS (PROB.)	50%JR				
IRONWORKERS:					
Reinforcing, Ornamental; Structural					
Flathead and Sanders Counties	7.95	.48	.65		.05
Cascade, Hill & Valley Counties	7.48	.50	.65		.05
MARBLE MASONS					
Flathead and Sanders Counties	7.10	.30	.25		
Hill and Valley Counties	7.00				
Cascade County	7.95	.25			
PAINTERS					
Sanders County (Southern area, excluding the City of Thompson Falls)					
Brush and spray	6.17	.34	.50		
Cascade County					
Brush	5.85	.34	.30		
Paperhanger	6.10	.34	.30		
Brush on steel	6.35	.34	.30		
Spraying; Sandblasting	8.10	.34	.30		
Valley County					
Brush or roller	5.84	.25	.20		
Structural steel	6.09	.25	.20		
Spray	6.82	.25	.20		
PLASTERERS					
Flathead and Sanders (north of the City of Plains) Counties	6.45	.20			
Sanders (Remaining area) County	7.10	.35			
Cascade and Hill Counties	7.95	.25			
Valley County	7.00				

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
PLUMBERS					
Cascade, Hill and Valley Counties	$ 7.75	.35	.60		.04
Flathead and Sanders Counties	6.93	.35	.30		.05
ROOFERS:					
Flathead and Sanders Counties	6.10				
Cascade, Hill and Valley Counties	6.15				
SHEET METAL WORKERS:					
Flathead County	7.17	.27	.20		.01
Cascade and Hill Counties	7.76	.32	.25		.04
Sanders County	7.19	.27	.20		.01
Valley County	7.05	.32	.20		.02
SPRINKLER FITTERS	7.85	.50	.70		.08
TERRAZZO and TILE SETTERS:					
Flathead and Sanders Counties	7.10	.30	.25		

FOOTNOTE:

a. Employer contributes 4% basic hourly rate for 5 years' service and 2% basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit.
6 Paid Holidays: A through F.

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
Flathead and Sanders (Northern area) Counties						
Laborers	$5.405	.37	.27			
Nozzlemen (air and water); Sandblast tail hoseman; Powderman helper; Powerdriven wheelbarrow; Rodder and spreader; Form setters (paving); Bucketman	5.555	.37	.27			
Small air tool operator incl. blow pipes, small power tools; Chuck tenders; Asphalt rakers; Dumpman; Rip rapping; Pipe wrapper; Pot tender	5.585	.37	.27			
Jackhammer; Pavement breaker; Vibrator; Mechanical tamper and other air tools; Cement handlers (sack or bulk)	5.64	.37	.27			
Remaining area of Sanders County						
Laborers	5.455	.37	.27		.03	
All power tools, creosote workers; Jackhammer; Marble and tile setters' tenders; Pipelayers; Pipewrappers; Pot tenders; Small concrete mixers; Vibrators	5.705	.37	.27		.03	
Cement masons and plasterer's tenders; Mason tenders; Pumpcrete, gunnite and plasterer pump	5.855	.37	.27		.03	

LABORERS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Cascade County					
Laborers: General laborers; Concrete (wet or dry); Dumpman (spotter); Fence erectors and installer; Scalemen	$5.52	.37	.27		.03
Brick tenders; Dumpman (grade); Small concrete mixers	5.92	.37	.27		.03
Air-Track; Asphalt raker and tampers; Barco tampers; Concrete nozzlemen; High scaler; Hod carriers; Plaster tenders	6.02	.37	.27		.03
Car or truck mounted air operated drills and other air tools; Mechanical tampers; Jackhammers; Pavement breakers, wagon drillers; Pipelayers (non-metallic); Power driven wheelbarrow; Power saw (bucking and falling)	5.77	.37	.27		.03
Hill and Valley Counties					
Laborers: Car and truck loaders; Carpenter tender and form stripper; Concrete laborers; Dumpman (spotter); Small power tools, chippers; Clay spades, pogo stick; Fence erectors and installers	5.17	.37	.27		.03
Dumpman (Grade)	5.29	.37	.27		.03
Caisson workers (free air); Concrete saw; Small concrete mixer; Concrete nozzleman; Barco tamper; Jackhammer; Pavement breaker; Placo operator; Pipe layers (non-metallic); Power driven concrete buggies or wheelbarrows; Nozzleman; Sandblaster; Pot tender; Tar pot tender; Tailhoseman; Vibrator (over 2½"); Vibrator turtle; Bull gang; Chuck tender; Muckers and nippers pot tender; Primerhouseman	5.42	.37	.27		.03
Brick tenders (handling bricks and blocks only)	5.57	.37	.27		.03
Concrete nozzleman; Miner	5.67	.37	.27		.03
Lazer tools and equipment; Powderman	5.92	.37	.27		.03

Cascade and Hill Counties POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
SHOVELS, incl. all attachments, over 5 yds.; Stiff-leg derrick and guy derrick; Cableway highline; Helicopter hoist; Tower crane; Whirley crane	$7.64	.45	.45		.13	
SCRAPER, tandem engine; Shovels, incl. all attachments, over 3 yds. to and incl. 5 yds.	7.51	.45	.45		.13	
RUBBER-TIRED FRONT-END LOADERS, over 15 yds.; Track-type front-end loaders, over 15 cu. yds.	7.45	.45	.45		.13	
RUBBER-TIRED FRONT-END LOADERS, 10 yds. to and incl. 15 yds.; Track-type front-end loaders, 10 cu. yds. to and incl. 15 cu. yds.; Concrete conveyor; Crane, to and incl. 80' boom with jib	7.35	.45	.45		.13	
QUAD CAT	7.32	.45	.45		.13	
CENTRAL MIXING PLANT, concrete and stationary	7.27	.45	.45		.13	
RUBBER-TIRED FRONT-END LOADERS, over 5 yds. to and incl. 10 yds.; Scraper, twin engine; Track-type front-end loaders, over 5 cu. yds. to and incl. 10 cu. yds.; Scraper single or twin engine, pulling belly dump trailer	7.25	.45	.45		.13	
CRANE, ELECTRIC OVERHEAD, ALL; Shovels, incl. all attachments, 1 yd. to and incl. 3 yds.; Track-type tractor on euclid loader	7.21	.45	.45		.13	
HOIST, TWO OR MORE DRUMS; Motor patrol; Ross and similar type carriers on construction site	7.18	.45	.45		.13	
AUTOMATIC FINEGRADER, Gurries and other types; Paver; Slip form; Paving and mixing machine; Roller, 25 tons or over; Rubber tired front-end loader, over 3 yds. to and incl. 5 yds.; Scraper, single	7.15	.45	.45		.13	

POWER EQUIPMENT OPERATORS (cont'd)	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
MIXERMOBILE	$7.11	.45	.45		.13	
BORING MACHINE; Jeep, pickup or farm tractor mounted; Boring machine, large; Power auger large truck or tractor, mounted and punch	7.05	.45	.45		.13	
AIR DOCTOR; Asphalt paving machine; Asphalt paving machine screed operator; Bit grinder; Bituminous mixer paving travel plant; Concrete batch plant operator; Concrete curing machine; Concrete finish machine, paving; Concrete float and spreader; Concrete Power saw, self-propelled; Concrete travel batcher; Crusher; Distributor; Elevating grader; Forklift on construction job site; Gradall; Heavy duty drills, all types, Hot plant; Hot plant fireman, when in operation; Industrial locomotive; Mountain logger or similar type machine; Mucking machine; Pavement breaker, Emsco and similar; Power mixer, single or double drum; Pumpcrete or grout machine; Refrigerator plant; Roller, steel and self-propelled rubber on blade or hot mix oil paving; Roller, Wagner and similar types, rubber-tired dozer; Rubber-tired front-end loaders, 1 yd. to and incl. 3 yds.; Shovels, incl. all attachments, under 1 yd.; Track-type tractor, with or without attachments; Track-type tractor with or without attachments incl. track-type front-end loaders up to and incl. 5 cu. yds.; Trench machine; Belt finishing machine; Concrete batch plant, 1 and 2 mixers; DW 10, 15, 20 tractor pulling roller; Power saw self-propelled, multiple cut; Push tractor; Scraper, DW 15, 20, 21 and similar type if power unit is not used; Self-propelled sheepsfoot; Turnhead conveyor, or head tower, on batch plant; Wagner roller; Water pull operator	7.02	.45	.45		.13	

POWER EQUIPMENT OPERATORS (cont'd)	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
FIELD EQUIPMENT SERVICEMAN; Hydralift and similar type; Oiler, hoist-house, dams; Shovel oiler, over 3 yds.; Winch truck with boom	$6.92	.45	.45		.13	
CONCRETE MIXER, 4 bags and over	6.89	.45	.45		.13	
HOIST, SINGLE DRUM	6.81	.45	.45		.13	
A-FRAME TRUCK CRANE, winch truck and similar	6.80	.45	.45		.13	
CEMENT SILO; Form grader	6.79	.45	.45		.13	
HYDRO TAMPER	6.77	.45	.45		.13	
CHAIN BUCKET; Chip or gravel spreader, self-propelled; Conveyor loader, over 42" belt	6.72	.45	.45		.13	
AIR COMPRESSOR, two or more; Roller, steel and self-propelled rubber other than blade or hot mix oil paving; Rubber-tired front-end loaders, under 1 yd.	6.71	.45	.45		.13	
BROOM, self-propelled	6.67	.45	.45		.13	
CONCRETE MIXER, 3 bags and under; Fireman	6.61	.45	.45		.13	
CONVEYOR LOADER, up to and incl. 42" belt; Crusher conveyor	6.60	.45	.45		.13	
RETORT OPERATOR	6.57	.45	.45		.13	
MECHANIC AND/OR WELDER HELPER; Concrete batch plant oiler; Crane oiler; Farm type tractor, over 50HP engine; Hot plant oiler, 100 tons per hr. and over; Oiler driver, rubber-tired crane	6.56	.45	.45		.13	
PUMPMAN	6.55	.45	.45		.13	
AIR COMPRESSOR, SINGLE; Concrete batch plant oiler, up to and incl. 2 mixers	6.52	.45	.45		.13	

MON-4-PEO-1-g (4-4)

POWER EQUIPMENT OPERATORS (cont'd)	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
SHOVEL, OILER, 3 yds. and under	$6.51	.45	.45		.13	
CRUSHER OILER AND HELPER; Farmtype tractor, up to and incl. 50 HP engine; Field equipment service helper; Grade setter; Heavy duty drill helper; Heaters, Herman Nelson and similar type; Oilers, other than shovels and cranes; Washer and screening plant oiler	6.48	.45	.45		.13	
CONCRETE BATCH PLANT, 3 and 4 mixers	7.22	.45	.45		.13	
CONCRETE BATCH PLANT, 5 mixers and over	7.42	.45	.45		.13	
CONCRETE BATCH PLANT OILER, 3 mixers and over	6.83	.45	.45		.13	
CONCRETE PUMP	7.80	.45	.45		.13	
CRANE 81' to 130' BOOM	7.50	.45	.45		.13	
CRANE 131' to 150' BOOM	7.55	.45	.45		.13	
CRANE 151' BOOM AND OVER	7.60	.45	.45		.13	
MECHANIC AND/OR WELDER	7.12	.45	.45		.13	
WHIRLEY CRANE OILER	6.85	.45	.45		.13	

Valley County

MONT-5-PEO-2-3-b

POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
A-Frame Truck Crane, Winch Truck and similar	$7.73	.45	.45	.10	.03
Air Compressor, single	7.42	.45	.45	.10	.03
Air Compressor, two or more	7.59	.45	.45	.10	.03
Air Doctor	7.89	.45	.45	.10	.03
Asphalt Paving Machine	7.89	.45	.45	.10	.03
Asphalt Paving Machine Screed	7.89	.45	.45	.10	.03
Automatic Finegrade, Gurries and other similar types	8.02	.45	.45	.10	.03
Belt Finish Machine	7.59	.45	.45	.10	.03
Bit Grinder	7.89	.45	.45	.10	.03
Bituminous Mixer Paving, Travel Plant	7.89	.45	.45	.10	.03
Boring Machine (small), jeep, pickup or farm tractor mounted	7.48	.45	.45	.10	.03
Boring Machine (large)	7.89	.45	.45	.10	.03
Broom, self-propelled	7.56	.45	.45	.10	.03
Cableway Highline	8.40	.45	.45	.10	.03
Cement Silo	7.68	.45	.45	.10	.03
Central Mixing Plants, Concrete dam and stationary	8.14	.45	.45	.10	.03
Chain Bucket Loader	7.61	.45	.45	.10	.03
Chip or Gravel Spreader, self-propelled	7.61	.45	.45	.10	.03
Concrete Batch Plant, one and two mixers	7.89	.45	.45	.10	.03
Concrete Batch Plant, three and four mixers	8.09	.45	.45	.10	.03
Concrete Batch Plant, five mixers and over	8.29	.45	.45	.10	.03
Concrete Batch Plant Oiler, up to and incl. two mixers	7.41	.45	.45	.10	.03
Concrete Batch Plant Oiler, three mixers and over	7.72	.45	.45	.10	.03
Concrete Bucket Dispatcher	7.89	.45	.45	.10	.03
Concrete Curing Machine	7.89	.45	.45	.10	.03
Concrete Finish Machine Paving	7.89	.45	.45	.10	.03
Concrete Float-Spreader	7.89	.45	.45	.10	.03
Concrete Mixer, three bags and under	7.48	.45	.45	.10	.03
Concrete Mixer, four bags and over	7.65	.45	.45	.10	.03
Concrete Power Saw, self-propelled	7.89	.45	.45	.10	.03
Concrete Travel Batcher	7.89	.45	.45	.10	.03
Conveyor loader Operator up to and incl 42" belt	7.47	.45	.45	.10	.03
Conveyor loader Operator over 42" belt	7.59	.45	.45	.10	.03

MONT-5-PEO-2-3-b

POWER EQUIPMENT OPERATORS (Cont'd)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Concrete Conveyor under 40 feet	$7.47	.45	.45	.10	.03
Concrete Conveyor over 40 feet	8.22	.45	.45	.10	.03
Concrete Pump	8.22	.45	.45	.10	.03
Crane, to and incl. 80' boom	8.05	.45	.45	.10	.03
Crane, 81' to 130' boom	8.20	.45	.45	.10	.03
Crane, 131' to 150' boom	8.25	.45	.45	.10	.03
Crane, 151' boom and over	8.30	.45	.45	.10	.03
Crane Oiler	7.46	.45	.45	.10	.03
Crusher	7.89	.45	.45	.10	.03
Crusher Oiler and Helper	7.38	.45	.45	.10	.03
Crusher Conveyor, when required	7.35	.45	.45	.10	.03
Distributor	7.89	.45	.45	.10	.03
DW 10, 15, or 20 Tractor pulling roller	7.61	.45	.45	.10	.03
Electric Overhead Cranes	8.07	.45	.45	.10	.03
Elevating Grader	7.89	.45	.45	.10	.03
Farm Type Tractor, up to and incl. 50 HP Engine	7.35	.45	.45	.10	.03
Farm Type Tractor, over 50 HP Engine	7.43	.45	.45	.10	.03
Field Equipment Serviceman	7.81	.45	.45	.10	.03
Field Equipment Serviceman Helper	7.38	.45	.45	.10	.03
Fireman	7.48	.45	.45	.10	.03
Forklift, on construction job site	7.70	.45	.45	.10	.03
Form Grader	7.66	.45	.45	.10	.03
Gradall	7.89	.45	.45	.10	.03
Grade Setter	7.35	.45	.45	.10	.03
Heavy Duty Drill, all types	7.89	.45	.45	.10	.03
Heavy Duty Driller Helper	7.48	.45	.45	.10	.03
Herman-Nelson Heaters and similar type	7.43	.45	.45	.10	.03
Hoist, single drum	7.66	.45	.45	.10	.03
Hoist, two or more drums	7.89	.45	.45	.10	.03
Helicopter Hoist	8.39	.45	.45	.10	.03
Hot Plant	7.89	.45	.45	.10	.03
Hot Plant Fireman, when in Operation	7.89	.45	.45	.10	.03
Hot Plant Oiler, 100 ton per hour or over	7.38	.45	.45	.10	.03
Hydra lift and similar types	7.79	.45	.45	.10	.03
Industrial Locomotive all classes	7.89	.45	.45	.10	.03
Mechanic and/or Welder on job	7.99	.45	.45	.10	.03
Mechanic and/or Welder Helper on job	7.38	.45	.45	.10	.03
Mixermobile	7.97	.45	.45	.10	.03
Motor Patrol	8.02	.45	.45	.10	.03
Mountain Logger or similar type	7.89	.45	.45	.10	.03

MONT-5-PEO-2-3-b

POWER EQUIPMENT OPERATORS (Cont'd)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Mucking Machine	$7.89	.45	.45	.10	.03
Oiler-Driver, Rubber-tired Cranes	7.46	.45	.45	.10	.03
Oilers, other than Shovels and Cranes	7.38	.45	.45	.10	.03
Oiler, hoist house, dams	7.79	.45	.45	.10	.03
Pavement Breaker, Emsco and similar	7.89	.45	.45	.10	.03
Paving and Mixing Machine	8.02	.45	.45	.10	.03
Power Auger, Large Truck or Tractor mounted	7.89	.45	.45	.10	.03
Power Mixer, single or double drum	7.89	.45	.45	.10	.03
Power Saw, multiple cut, self-propelled	7.89	.45	.45	.10	.03
Pumpcrete or Grout Machine	7.89	.45	.45	.10	.03
Pumpman	7.42	.45	.45	.10	.03
Push Tractor	7.89	.45	.45	.10	.03
Quad Cat	8.19	.45	.45	.10	.03
Quad Loader and similar type	8.47	.45	.45	.10	.03
Raygo Giant	8.47	.45	.45	.10	.03
Refrigerator Plant	7.89	.45	.45	.10	.03
Retort	7.48	.45	.45	.10	.03
Roller, on blade or hot mix oil Paving	7.89	.45	.45	.10	.03
Roller, on other blade or hot mix Paving	7.59	.45	.45	.10	.03
Roller, 25 ton or over	7.89	.45	.45	.10	.03
Ross and similar type Carriers, on construction site	7.89	.45	.45	.10	.03
Rubber-tired Dozer	7.89	.45	.45	.10	.03
Rubber-tired Front End Loader, 1 yd and under	7.60	.45	.45	.10	.03
Rubber-tired Front End Loader, 1 yd. to and incl. 3 yds.	7.89	.45	.45	.10	.03
Rubber-tired Front End Loader, over 3 yds. to and incl. 5 yds.	8.01	.45	.45	.10	.03
Rubber-tired Front End Loader, over 5 yds. to and incl. 10 yds.	8.11	.45	.45	.10	.03
Rubber-tired Front End Loader, over 10 yds. to and incl. 15 yds.	8.21	.45	.45	.10	.03
Rubber-tired Front End Loader, over 15 yds.	8.31	.45	.45	.10	.03
Scraper, DW 15, 20, 21, and similar type if power unit is not used	7.89	.45	.45	.10	.03

MONT-5-PEO-2-3-b

POWER EQUIPMENT OPERATORS (Cont'd)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Scraper, single or twin engine pulling belly dump trailer	$8.27	.45	.45	.10	.03
Scraper, single engine	8.02	.45	.45	.10	.03
Scraper, twin engine	8.12	.45	.45	.10	.03
Scraper, tandem engine	8.38	.45	.45	.10	.03
Self-propelled Sheepfoot and similar type	7.89	.45	.45	.10	.03
Shovels, incl. all attachments, under 1 cu. yd.	7.89	.45	.45	.10	.03
Shovels, incl. all attachments, 1 cu. yd to and incl. 3 cu. yds.	8.07	.45	.45	.10	.03
Shovels, incl. all attachments, over 3 cu. yds. to and incl. 5 cu. yds.	8.34	.45	.45	.10	.03
Shovels, incl. all attachments, over 5 cu. yds.	8.47	.45	.45	.10	.03
Shovel Oiler, 3 yds. and under	7.38	.45	.45	.10	.03
Shovel Oiler, over 3 cu. yds.	7.79	.45	.45	.10	.03
Slip Form Paver	8.02	.45	.45	.10	.03
Stiff Leg Derrick and Guy Derrick	8.34	.45	.45	.10	.03
Track-type Front End Loaders; up to and incl. 5 cu. yds.	7.89	.45	.45	.10	.03
Track-type Front End Loaders; over 5 cu. yds. to and incl. 10 cu. yds.	8.12	.45	.45	.10	.03
Track-type Front End Loaders, over 10 cu. yds. to and incl. 15 cu. yds.	8.22	.45	.45	.10	.03
Track-type Front End Loaders, over 15 cu. yds.	8.32	.45	.45	.10	.03
Track-type Tractor with or without attachments	7.89	.45	.45	.10	.03
Track-type Tractor, on Euclid Loader	8.07	.45	.45	.10	.03
Trenching Machine	7.89	.45	.45	.10	.03
Turnhead Conveyor, or Head Tower on Batch Plant	7.89	.45	.45	.10	.03
Wagner Roller and similar type	7.89	.45	.45	.10	.03
Whirley Crane	8.42	.45	.45	.10	.03
Whirley Crane Oiler	7.79	.45	.45	.10	.03
Water Pull when used for compaction	7.89	.45	.45	.10	.03
Washing and Screening Plant	7.89	.45	.45	.10	.03
Washing and Screening Plant Oiler	7.38	.45	.45	.10	.03

Flathead and Sanders County

MONT-1-PEO-2-3-b

POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
A-Frame Truck Crane, Winch Truck and similar	$7.73	.45	.45	.10	.03
Air Compressor, single	7.42	.45	.45	.10	.03
Air Compressor, two or more	7.59	.45	.45	.10	.03
Air Doctor	7.89	.45	.45	.10	.03
Asphalt Paving Machine	7.89	.45	.45	.10	.03
Asphalt Paving Machine Screed	7.89	.45	.45	.10	.03
Automatic Finegrader, Gurries and other similar types	8.02	.45	.45	.10	.03
Belt Finish Machine	7.59	.45	.45	.10	.03
Bit Grinder	7.89	.45	.45	.10	.03
Bituminous Mixer Paving, Travel Plant	7.89	.45	.45	.10	.03
Boring Machine (small), jeep, pickup or farm tractor mounted	7.48	.45	.45	.10	.03
Boring Machine (large)	7.89	.45	.45	.10	.03
Broom, self-propelled	7.56	.45	.45	.10	.03
Cableway Highline	8.40	.45	.45	.10	.03
Cement Silo	7.68	.45	.45	.10	.03
Central Mixing Plants, Concrete dam and stationary	8.14	.45	.45	.10	.03
Chain Bucket Loader	7.61	.45	.45	.10	.03
Chip or Gravel Spreader, self-propelled	7.61	.45	.45	.10	.03
Concrete Batch Plant, one and two mixers	7.89	.45	.45	.10	.03
Concrete Batch Plant, three and four mixers	8.09	.45	.45	.10	.03
Concrete Batch Plant, five mixers and over	8.29	.45	.45	.10	.03
Concrete Batch Plant Oiler, up to and incl. two mixers	7.41	.45	.45	.10	.03
Concrete Batch Plant Oiler, three mixers and over	7.72	.45	.45	.10	.03
Concrete Bucket Dispatcher	7.89	.45	.45	.10	.03
Concrete Curing Machine	7.89	.45	.45	.10	.03
Concrete Finish Machine Paving	7.89	.45	.45	.10	.03
Concrete Float-Spreader	7.89	.45	.45	.10	.03
Concrete Mixer, three bags and under	7.48	.45	.45	.10	.03
Concrete Mixer, four bags and over	7.65	.45	.45	.10	.03

MONT-1-PEO-2-3-b

POWER EQUIPMENT OPERATORS (Cont'd)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Concrete Power Saw, self-propelled	$7.89	.45	.45	.10	.03
Concrete Travel Batcher	7.89	.45	.45	.10	.03
Conveyor Loader, up to and incl. 42" belt	7.47	.45	.45	.10	.03
Conveyor Loader, over 42 inch belt	7.59	.45	.45	.10	.03
Crane, to and incl. 80' boom with jib	8.05	.45	.45	.10	.03
Crane, 81' to 130' boom	8.20	.45	.45	.10	.03
Crane, 131' to 150' boom	8.25	.45	.45	.10	.03
Crane, 151' boom and over	8.30	.45	.45	.10	.03
Crane Oiler	7.46	.45	.45	.10	.03
Crusher	7.89	.45	.45	.10	.03
Crusher Oiler and Helper	7.38	.45	.45	.10	.03
Crusher Conveyor, when required	7.35	.45	.45	.10	.03
Distributor	7.89	.45	.45	.10	.03
DW 10, 15, or 20 Tractor pulling roller	7.61	.45	.45	.10	.03
Electric Overhead Cranes	8.07	.45	.45	.10	.03
Elevating Grader	7.89	.45	.45	.10	.03
Farm Type Tractor, up to and incl. 50 HP Engine	7.35	.45	.45	.10	.03
Farm Type Tractor, over 50HP Engine	7.43	.45	.45	.10	.03
Field Equipment Serviceman	7.81	.45	.45	.10	.03
Field Equipment Serviceman Helper	7.38	.45	.45	.10	.03
Fireman	7.48	.45	.45	.10	.03
Forklift, on construction job site	7.70	.45	.45	.10	.03
Form Grader	7.66	.45	.45	.10	.03
Gradall	7.89	.45	.45	.10	.03
Grade Setter	7.35	.45	.45	.10	.03
Heavy Duty Drill, all types	7.89	.45	.45	.10	.03
Heavy Duty Driller Helper	7.48	.45	.45	.10	.03
Herman-Nelson Heaters and similar type	7.43	.45	.45	.10	.03
Hoist, Single drum	7.66	.45	.45	.10	.03
Hoist, two or more drums	7.89	.45	.45	.10	.03
Helicopter Hoist	8.39	.45	.45	.10	.03
Hot Plant	7.89	.45	.45	.10	.03
Hot Plant Fireman, when in Operation	7.89	.45	.45	.10	.03
Hot Plant Oiler, 100 ton per hour or over	7.38	.45	.45	.10	.03
Hydra lift and similar types	7.79	.45	.45	.10	.03

MONT-1-PEO-2-3-b

POWER EQUIPMENT OPERATORS (Cont'd)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Industrial Locomotive all classes	$7.89	.45	.45	.10	.03
Mechanic and/or Welder on job	7.99	.45	.45	.10	.03
Mechanic and/or Welder Helper on job	7.38	.45	.45	.10	.03
Mixermobile	7.97	.45	.45	.10	.03
Motor Patrol	8.02	.45	.45	.10	.03
Mountain Logger or similar type	7.89	.45	.45	.10	.03
Mucking Machine	7.89	.45	.45	.10	.03
Oiler-Driver, Rubber Tired Cranes	7.46	.45	.45	.10	.03
Oilers, other than shovels and cranes	7.38	.45	.45	.10	.03
Oiler, hoist house, dams	7.79	.45	.45	.10	.03
Pavement Breaker, Emsco & similar	7.89	.45	.45	.10	.03
Paving and Mixing Machine	8.02	.45	.45	.10	.03
Power Auger, Large Truck or Tractor mounted	7.89	.45	.45	.10	.03
Power Mixer, single or double drum	7.89	.45	.45	.10	.03
Power Saw, multiple cut, self-propelled	7.89	.45	.45	.10	.03
Pumpcrete or Grout Machine	7.89	.45	.45	.10	.03
Pumpman	7.42	.45	.45	.10	.03
Push Tractor	7.89	.45	.45	.10	.03
Quad Cat	8.19	.45	.45	.10	.03
Quad Loader and similar types	8.41	.45	.45	.10	.03
Radiator Repairman	7.70	.45	.45	.10	.03
Refrigerator Plant	7.89	.45	.45	.10	.03
Retort	7.48	.45	.45	.10	.03
Roller, on blade or hot mix oil paving	7.89	.45	.45	.10	.03
Roller, on other blade or hot mix paving	7.59	.45	.45	.10	.03
Roller, 25 ton or over	7.89	.45	.45	.10	.03
Ross and similar type carriers, on construction site	7.89	.45	.45	.10	.03
Rubber-tired Dozer	7.89	.45	.45	.10	.03
Rubber-tired Front End Loader, 1 yd. and under	7.60	.45	.45	.10	.03
Rubber-tired Front End Loader, 1 yd. to and incl. 3 yds.	7.89	.45	.45	.10	.03
Rubber-tired Front End Loader, over 3 yds. to and incl. 5 yds.	8.01	.45	.45	.10	.03
Rubber-tired Front End Loader, over 5 yds. to and incl. 10 yds.	8.11	.45	.45	.10	.03
Rubber-tired Front End Loader, over 10 yds. to and incl. 15 yds.	8.21	.45	.45	.10	.03
Rubber-tired Front End Loader, Over 15 yds.	8.31	.45	.45	.10	.03

MONT-1-PEO-2-3-b

POWER EQUIPMENT OPERATORS (Cont'd)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Scraper, DW 15, 20, 21 and similar type if power unit is not used	$7.89	.45	.45	.10	.03
Scraper, single or twin engine pulling belly dump trailer	8.27	.45	.45	.10	.03
Scraper, single engine	8.02	.45	.45	.10	.03
Scraper, twin engine	8.12	.45	.45	.10	.03
Scraper, tandem or 3 engined	8.38	.45	.45	.10	.03
Self-propelled Sheepfoot and similar type	7.89	.45	.45	.10	.03
Shovels, incl. all attachments, under 1 cu. yd.	7.89	.45	.45	.10	.03
Shovels, incl. all attachments, 1 cu. yds. to and incl. 3 cu. yds.	8.07	.45	.45	.10	.03
Shovels, incl. all attachments, over 3 cu. yds. to and incl. 5 cu. yds.	8.34	.45	.45	.10	.03
Shovels, incl. all attachments, over 5 cu. yds.	8.47	.45	.45	.10	.03
Shovel Oiler, 3 yds. and under	7.38	.45	.45	.10	.03
Shovel Oiler, over 3 cu. yds.	7.79	.45	.45	.10	.03
Slip Form Paver	8.02	.45	.45	.10	.03
Stiff Leg Derrick and Guy Derrick	8.34	.45	.45	.10	.03
Track-type Front End Loaders, up to and incl. 5 cu. yds.	7.89	.45	.45	.10	.03
Track-type Front End Loaders, over 5 cu. yds. to and incl. 10 cu.yds.	8.12	.45	.45	.10	.03
Track-type Front End Loaders, over 10 cu. yds. to & incl. 15 cu. yds.	8.22	.45	.45	.10	.03
Track-type Front End Loaders, over 15 cu. yds.	8.32	.45	.45	.10	.03
Track-type Tractor with or without attachments	7.89	.45	.45	.10	.03
Track-type Tractor, on Euclid Loader	8.07	.45	.45	.10	.03
Trenching Machine	7.89	.45	.45	.10	.03
Turnhead Conveyor, or Head Tower on Batch Plant	7.89	.45	.45	.10	.03
Wagner Roller and similar type	7.89	.45	.45	.10	.03
Whirley Crane	8.42	.45	.45	.10	.03
Whirley Crane Oiler	7.79	.45	.45	.10	.03
Water Pull when used for compaction	7.89	.45	.45	.10	.03
Washing and Screening Plant	7.89	.45	.45	.10	.03
Washing and Screening Plant Oiler	7.38	.45	.45	.10	.03
Yo-Yo Cat, both ends	8.09	.45	.45	.10	.03

TRUCK DRIVERS

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
COMBINATION Truck; Concrete Mixer and Transit Mixer:					
To and incl. 4 cu. yds.	$7.05	.475	.325		
Over 4 cu. yds. to and incl. 6 cu. yds.	7.13	.475	.325		
Over 6 cu. yds. to and incl. 8 cu. yds.	7.21	.475	.325		
Over 8 cu. yds. to and incl. 10 cu. yds.	7.29	.475	.325		
Over 10 cu. yds. - additional $.08 per hour each additional 2 cu. yds. increment					
DISTRIBUTOR DRIVER AND HELPER	6.98	.475	.325		
DRY BATCH TRUCKS:					
3 Batch or under	6.80	.475	.325		
Over 3 Batch to and incl. 5 Batch	6.93	.475	.325		
Over 5 Batch to and incl. 10 Batch	7.09	.475	.325		
Over 10 Batch to and incl. 15 Batch	7.25	.475	.325		
Over 15 Batch - additional $.15 per hour each additional 5 Batch increment					
PICKUP DRIVER, HAULING MATERIALS	6.90	.475	.325		
DUMPMAN, GRAVEL SPREADER BOX; Pilot Car Driver, Teamsters and Helpers	6.80	.475	.325		
Warehousemen, Partsmen, Cardex men, Warehouse Expediter	7.00	.475	.325		
DUMP TRUCKS AND SIMILAR EQUIPMENT WATER LEVEL CAPACITY, INCL. SIDE-BOARDS:					
7 cu. yds. or less	6.80	.475	.325		
Over 7 cu. yds. to and incl. 10 cu. yds.	6.93	.475	.325		
Over 10 cu. yds. to and incl. 15 cu. yds.	7.00	.475	.325		

TRUCK DRIVERS (Cont'd)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Over 15 cu. yds. to and incl. 20 cu. yds.	$7.23	.475	.325		
Over 20 cu. yds. to and incl. 25 cu. yds.	7.29	.475	.325		
Over 25 cu. yds. to and incl. 30 cu. yds.	7.35	.475	.325		
Over 30 cu. yds. to and incl. 35 cu. yds.	7.41	.475	.325		
Over 35 cu. yds. to and incl. 40 cu. yds.	7.47	.475	.325		
Over 40 cu. yds. to and incl. 45 cu. yds.	7.53	.475	.325		
Over 45 cu. yds. - additional $.06 per hour each additional 5 cu. yds. increment					
DUMPSTERS	6.93	.475	.325		
DW 20, DW 21, or EUCLID TRACTORS, PULLING P.R. 21 or SIMILAR DUMP WAGONS:					
To and incl. 25 cu. yds.	7.29	.475	.325		
Over 25 cu. yds. to and incl. 30 cu. yds.	7.35	.475	.325		
Over 30 cu. yds. - additional $.06 per hour each additional 5 cu. yds. increment					
SERVICEMEN	7.54	.475	.325		
POWDER TRUCK DRIVER (bulk unloader type)	6.98	.475	.325		
FLAT TRUCKS:					
To and incl. 3 tons	6.05	.475	.325		
Over 3 tons Factory rating	6.40	.475	.325		
SERVICE TRUCK DRIVERS; FUEL TRUCK DRIVERS; TIREMEN	7.34	.475	.325		
LOWBOYS, FOUR-WHEEL TRAILER, FLOAT SEMI-TRAILER	7.15	.475	.325		
LUMBER CARRIERS, LIFT TRUCKS	7.05	.475	.325		
POWER BROOM	6.89	.475	.325		

TRUCK DRIVERS (Cont'd)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
WATER TANK DRIVERS, PETROLEUM PRODUCTS DRIVERS:					
2,500 gallons and under	$6.80	.475	.325		
Over 2,500 gallons to and incl. 4,500 gallons	7.09	.475	.325		
Over 4,500 gallons to and incl. 6,000 gallons	7.29	.475	.325		
Over 6,000 gallons to and incl. 8,000 gallons	7.35	.475	.325		
Over 8,000 gallons to and incl. 10,000 gallons	7.43	.475	.325		
Over 10,000 gallons - additional $.08 per hour each additional 2,000 gallons increment					
TRUCKS WITH POWER EQUIPMENT if UNDER TEAMSTERS JURISDICTION, SUCH AS:					
Winch, A-frame, Swedish Crane, Hydra-lift, Groutcrete, and Combination mulching, seeding and fertilizing	7.05	.475	.325		
TRUCK MECHANIC	7.54	.475	.325		

SUPERSEDEAS DECISION

STATE: Montana COUNTIES: Deer Lodge, Gallatin and Silver Bow

DECISION NUMBER: AR-1013 DATE: Date of Publication

Supersedes Decision No. AQ-1075 dated February 1, 1974 in 39 FR 4354

DESCRIPTION OF WORK: Residential Construction consisting of single family homes and garden type apartments up to and including 4 stories.

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
ASBESTOS WORKERS	$ 8.445	.44	.72		
BOILERMAKERS	8.35	.60	1.00		.02
BRICKLAYERS					
Deer Lodge County	6.35				
Gallatin County	7.75				
Silver Bow County	7.80				
CARPENTERS:					
Deer Lodge County	6.11	.30	.45	.25	.02
Gallatin County	6.13	.30	.45		.02
Silver Bow County	6.11	.30	.45	.50	.02
CEMENT MASONS					
Deer Lodge and Silver Bow Counties	7.45	.35	.25		
Gallatin County	5.95	.25			
ELECTRICIANS:					
Deer Lodge and Silver Bow Counties	7.80	.35	1%		1/2%
Gallatin County	7.30	.20	1%		1/2%
IRONWORKERS					
Ornamental; Structural and Reinforcing	7.55	.50	.65		.05
PAINTERS, Brush:					
Silver Bow County	5.82	.25	.10		
Gallatin County	6.16	.25	.20		
PLASTERERS					
Deer Lodge and Silver Bow Counties	7.45	.35	.25		
Gallatin County	5.80	.25			
PLUMBERS	7.50	.25	.35		.05
ROOFERS	5.62	.37	.35	.50	
SHEET METAL WORKERS:					
Deer Lodge and Silver Bow Counties	7.00	.32	.20		
Gallatin County	7.05	.32	.20		.02
SPRINKLER FITTERS	7.85	.50	.70		.08

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Laborers					
General laborer; Axeman; Carpenter tender; Car and truck loaders, Scissorman; Chuck tender and nipper (above ground); Cosmolene, applying and temoving; Fence erector and installer incl. the installation and erection of fences, guard rails, median rails, erference posts, guide posts and right-of-way markers); Form stripper; Form setter; Landscape laborer; Nozzleman-air and water, gunnite and place machine; Pilot car; Riprap helper; Scaleman; Sod cutter (hand operated) (General laborer); Stake jumper for equipment; Tool checker, toolhouseman	$5.00	.37	.27	.50	.03
Riprapper; Sandblaster; Sandblaster tailhouseman; Pot tender	5.07	.37	.27	.50	.03
Hand faller	5.08	.37	.27	.50	.03
Post hole digger (power Auger)	5.09	.37	.27	.50	.03
Concrete or asphalt saws; Tar pot operator	5.10	.37	.27	.50	.03
Powderman helper	5.12	.37	.27	.50	.03
Caisson workers (free air); Chocker setter; Pipe wrapper; Power saw (bucking); Spike driver, single or dual or hand	5.16	.37	.27	.50	.03
Drills, air-tract, self-propelled car or truck mount air operated drills; Jackhammer, pavement breaker, wagon driller, mechanical tamper, vibrating roller hand steered and other power tools	5.17	.37	.27	.50	.03
Asphalt raker; Dumpman (grademan)	5.18	.37	.27	.50	.03
High pressure machine nozzleman	5.22	.37	.27	.50	.03
Pipe layer (all types); Cutting torch operator	5.25	.37	.27	.50	.03
Powderman	5.27	.37	.27	.50	.03
Grade setter	5.28	.37	.27	.50	.03

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
High scaler	$5.35	.37	.27	.50	.03
Dumpman (spotter)	5.38	.37	.27	.50	.03
Power saw (falling)	5.40	.37	.27	.50	.03
Rigger	5.50	.37	.27	.50	.03
Core drill operator	5.60	.37	.27	.50	.03
Concrete worker, wet or dry; Tending masons when pouring and finishing concrete	5.08	.37	.27	.50	.03
Vibrator operator; Tending stonesetters, Marble setters, Tile setters, Skagiola and Terrazzo workers; Tending brick masons or brick or stone work; Tending plasterers or stuccoing or plastering; (This does not include rubbing down of foundation or concrete walls), Surekete, Stonehard and Rubberslate; Concrete conveyor swinger operator	5.24	.37	.27	.50	.03
Power driven concrete buggies	5.12	.37	.27	.50	.03
GALLATIN COUNTY					
Laborers:					
General laborers	5.19	.37	.27		.03
Hod carriers; Jackhammer operator; Vibrator; Mixer; Concrete pump tender; Nozzleman; Concrete curb machine; Curb form setter	5.44	.37	.27		.03

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Gallatin County

MONT-5-PEO-2-3-b

POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
A-Frame Truck Crane, Winch Truck and similar	$7.73	.45	.45	.10	.03
Air Compressor, single	7.42	.45	.45	.10	.03
Air Compressor, two or more	7.59	.45	.45	.10	.03
Air Doctor	7.89	.45	.45	.10	.03
Asphalt Paving Machine	7.89	.45	.45	.10	.03
Asphalt Paving Machine Screed	7.89	.45	.45	.10	.03
Automatic Finegrade, Gurries and other similar types	8.02	.45	.45	.10	.03
Belt Finish Machine	7.59	.45	.45	.10	.03
Bit Grinder	7.89	.45	.45	.10	.03
Bituminous Mixer Paving, Travel Plant	7.89	.45	.45	.10	.03
Boring Machine (small), jeep, pickup or farm tractor mounted	7.48	.45	.45	.10	.03
Boring Machine (large)	7.89	.45	.45	.10	.03
Broom, self-propelled	7.56	.45	.45	.10	.03
Cableway Highline	8.40	.45	.45	.10	.03
Cement Silo	7.68	.45	.45	.10	.03
Central Mixing Plants, Concrete dam and stationary	8.14	.45	.45	.10	.03
Chain Bucket Loader	7.61	.45	.45	.10	.03
Chip or Gravel Spreader, self-propelled	7.61	.45	.45	.10	.03
Concrete Batch Plant, one and two mixers	7.89	.45	.45	.10	.03
Concrete Batch Plant, three and four mixers	8.09	.45	.45	.10	.03
Concrete Batch Plant, five mixers and over	8.29	.45	.45	.10	.03
Concrete Batch Plant Oiler, up to and incl. two mixers	7.41	.45	.45	.10	.03
Concrete Batch Plant Oiler, three mixers and over	7.72	.45	.45	.10	.03
Concrete Bucket Dispatcher	7.89	.45	.45	.10	.03
Concrete Curing Machine	7.89	.45	.45	.10	.03
Concrete Finish Machine Paving	7.89	.45	.45	.10	.03
Concrete Float-Spreader	7.89	.45	.45	.10	.03
Concrete Mixer, three bags and under	7.48	.45	.45	.10	.03
Concrete Mixer, four bags and over	7.65	.45	.45	.10	.03
Concrete Power Saw, self-propelled	7.89	.45	.45	.10	.03
Concrete Travel Batcher	7.89	.45	.45	.10	.03
Conveyor loader Operator up to and incl. 42" belt	7.47	.45	.45	.10	.03
Conveyor loader Operator over 42" belt	7.59	.45	.45	.10	.03

MONT-5-PEO-2-3-b

POWER EQUIPMENT OPERATORS (Cont'd)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Concrete Conveyor under 40 feet	$7.47	.45	.45	.10	.03
Concrete Conveyor over 40 feet	8.22	.45	.45	.10	.03
Concrete Pump	8.22	.45	.45	.10	.03
Crane, to and incl. 80' boom	8.05	.45	.45	.10	.03
Crane, 81' to 130' boom	8.20	.45	.45	.10	.03
Crane, 131' to 150' boom	8.25	.45	.45	.10	.03
Crane, 151' boom and over	8.30	.45	.45	.10	.03
Crane Oiler	7.46	.45	.45	.10	.03
Crusher	7.89	.45	.45	.10	.03
Crusher Oiler and Helper	7.38	.45	.45	.10	.03
Crusher Conveyor, when required	7.35	.45	.45	.10	.03
Distributor	7.89	.45	.45	.10	.03
DW 10, 15, or 20 Tractor pulling roller	7.61	.45	.45	.10	.03
Electric Overhead Cranes	8.07	.45	.45	.10	.03
Elevating Grader	7.89	.45	.45	.10	.03
Farm Type Tractor, up to and incl. 50 HP Engine	7.35	.45	.45	.10	.03
Farm Type Tractor, over 50 HP Engine	7.43	.45	.45	.10	.03
Field Equipment Serviceman	7.81	.45	.45	.10	.03
Field Equipment Serviceman Helper	7.38	.45	.45	.10	.03
Fireman	7.48	.45	.45	.10	.03
Forklift, on construction job site	7.70	.45	.45	.10	.03
Form Grader	7.66	.45	.45	.10	.03
Gradall	7.89	.45	.45	.10	.03
Grade Setter	7.35	.45	.45	.10	.03
Heavy Duty Drill, all types	7.89	.45	.45	.10	.03
Heavy Duty Driller Helper	7.48	.45	.45	.10	.03
Herman-Nelson Heaters and similar type	7.43	.45	.45	.10	.03
Hoist, single drum	7.66	.45	.45	.10	.03
Hoist, two or more drums	7.89	.45	.45	.10	.03
Helicopter Hoist	8.39	.45	.45	.10	.03
Hot Plant	7.89	.45	.45	.10	.03
Hot Plant Fireman, when in Operation	7.89	.45	.45	.10	.03
Hot Plant Oiler, 100 ton per hour or over	7.38	.45	.45	.10	.03
Hydra lift and similar types	7.79	.45	.45	.10	.03
Industrial Locomotive all classes	7.89	.45	.45	.10	.03
Mechanic and/or Welder on job	7.99	.45	.45	.10	.03
Mechanic and/or Welder Helper on job	7.38	.45	.45	.10	.03
Mixermobile	7.97	.45	.45	.10	.03
Motor Patrol	8.02	.45	.45	.10	.03
Mountain Logger or similar type	7.89	.45	.45	.10	.03

MONT-5-PEO-2-3-b

POWER EQUIPMENT OPERATORS (Cont'd)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Mucking Machine	$7.89	.45	.45	.10	.03
Oiler-Driver, Rubber-tired Cranes	7.46	.45	.45	.10	.03
Oilers, other than Shovels and Cranes	7.38	.45	.45	.10	.03
Oiler, hoist house, dams	7.79	.45	.45	.10	.03
Pavement Breaker, Emsco and similar	7.89	.45	.45	.10	.03
Paving and Mixing Machine	8.02	.45	.45	.10	.03
Power Auger, Large Truck or Tractor mounted	7.89	.45	.45	.10	.03
Power Mixer, single or double drum	7.89	.45	.45	.10	.03
Power Saw, multiple cut, self-propelled	7.89	.45	.45	.10	.03
Pumpcrete or Grout Machine	7.89	.45	.45	.10	.03
Pumpman	7.42	.45	.45	.10	.03
Push Tractor	7.89	.45	.45	.10	.03
Quad Cat	8.19	.45	.45	.10	.03
Quad Loader and similar type	8.47	.45	.45	.10	.03
Raygo Giant	8.47	.45	.45	.10	.03
Refrigerator Plant	7.89	.45	.45	.10	.03
Retort	7.48	.45	.45	.10	.03
Roller, on blade or hot mix oil Paving	7.89	.45	.45	.10	.03
Roller, on other blade or hot mix Paving	7.59	.45	.45	.10	.03
Roller, 25 ton or over	7.89	.45	.45	.10	.03
Ross and similar type Carriers, on construction site	7.89	.45	.45	.10	.03
Rubber-tired Dozer	7.89	.45	.45	.10	.03
Rubber-tired Front End Loader, 1 yd and under	7.60	.45	.45	.10	.03
Rubber-tired Front End Loader, 1 yd. to and incl. 3 yds.	7.89	.45	.45	.10	.03
Rubber-tired Front End Loader, over 3 yds. to and incl. 5 yds.	8.01	.45	.45	.10	.03
Rubber-tired Front End Loader, over 5 yds. to and incl. 10 yds.	8.11	.45	.45	.10	.03
Rubber-tired Front End Loader, over 10 yds. to and incl. 15 yds.	8.21	.45	.45	.10	.03
Rubber-tired Front End Loader, over 15 yds.	8.31	.45	.45	.10	.03
Scraper, DW 15, 20, 21, and similar type if power unit is not used	7.89	.45	.45	.10	.03

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MONT-5-PEO-2-3-b

POWER EQUIPMENT OPERATORS (Cont'd)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Scraper, single or twin engine pulling belly dump trailer	/$8.27	.45	.45	.10	.03
Scraper, single engine	8.02	.45	.45	.10	.03
Scraper, twin engine	8.12	.45	.45	.10	.03
Scraper, tandem engine	8.38	.45	.45	.10	.03
Self-propelled Sheepfoot and similar type	7.89	.45	.45	.10	.03
Shovels, incl. all attachments, under 1 cu. yd.	7.89	.45	.45	.10	.03
Shovels, incl. all attachments, 1 cu. yd to and incl. 3 cu. yds.	8.07	.45	.45	.10	.03
Shovels, incl. all attachments, over 3 cu. yds. to and incl. 5 cu. yds.	8.34	.45	.45	.10	.03
Shovels, incl. all attachments, over 5 cu. yds.	8.47	.45	.45	.10	.03
Shovel Oiler, 3 yds. and under	7.38	.45	.45	.10	.03
Shovel Oiler, over 3 cu. yds.	7.79	.45	.45	.10	.03
Slip Form Paver	8.02	.45	.45	.10	.03
Stiff Leg Derrick and Guy Derrick	8.34	.45	.45	.10	.03
Track-type Front End Loaders; up to and incl. 5 cu. yds.	7.89	.45	.45	.10	.03
Track-type Front End Loaders; over 5 cu. yds. to and incl. 10 cu. yds.	8.12	.45	.45	.10	.03
Track-type Front End Loaders, over 10 cu. yds. to and incl. 15 cu. yds.	8.22	.45	.45	.10	.03
Track-type Front End Loaders, over 15 cu. yds.	8.32	.45	.45	.10	.03
Track-type Tractor with or without attachments	7.89	.45	.45	.10	.03
Track-type Tractor, on Euclid Loader	8.07	.45	.45	.10	.03
Trenching Machine	7.89	.45	.45	.10	.03
Turnhead Conveyor, or Head Tower on Batch Plant	7.89	.45	.45	.10	.03
Wagner Roller and similar type	7.89	.45	.45	.10	.03
Whirley Crane	8.42	.45	.45	.10	.03
Whirley Crane Oiler	7.79	.45	.45	.10	.03
Water Pull when used for compaction	7.89	.45	.45	.10	.03
Washing and Screening Plant	7.89	.45	.45	.10	.03
Washing and Screening Plant Oiler	7.38	.45	.45	.10	.03

Deer Lodge and Silver Bow Counties

MON-3-PEO-1-f (1-4)

POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
A-FRAME TRUCK CRANE	$6.86	.45	.45		.13	
AIR COMPRESSOR, single	6.55	.45	.45		.13	
AIR COMPRESSOR, 2 or more; Belt finishing Conveyor loader, over 42" belt; Roller, steel and self-propelled rubber on other than blade or hot-mix oil paving	6.72	.45	.45		.13	
AIR DOCTOR; Asphalt paving machine, or screed; Bit grinder; Bituminous mixer, paver; Boring machine, large (for guard rail holes); Bulldozer, rubber-tired or otherwise; Concrete batch plant, 1 & 2 mixers; Concrete bucket dispatcher; Concrete curing machine; Concrete finishing machine, paving; Concrete float & spreader; Concrete power saw, self-propelled; Concrete travel batcher; Crusher and/or screening plant; Distributor; Elevating grader; Gradall; Heavy duty rotary drills (Quarry Master, Joy drills and similar types); Hoist, or air tugger, 2 or more drums; Hot plant; Hot plant fireman (when in operation); Industrial locomotive, all types; Loaders, rubber-tired, over 1 yds. to & incl. 3 yds.; Loaders, track-type up to & incl. 5 yds.; Loaders, traxacavator & Athey; Loader & Hoe combination, rubber-tired, loader 1 yd. & under, hoe 1 yd. & under; Mountain logger or similar; Mucking machine; Pavement breaker, Emsco and similar; Power Auger, large truck or tractor, mounted and punch; Power mixer, single or double drum; Power saw, self-propelled, multiple cut; Pumpcrete or grout machine; Push tractor; Refrigerator plant; Roller, steel and self-propelled rubber on blade on hot-mix oil paving roller, 25 tons, working wt. or over, any type or make; Roller, Wagner and similar; Ross & similar type Carriers (on construction site); Scraper DW 10; Scraper, DW 15, 20, 21 and similar if power unit is not used; Self-propelled sheepsfoot and similar; Shovels, incl. all attachments, under 1 yd.; Trenching machine; Turnhead conveyor or head tower operator on batch plant; Water pull, when used for compaction; Washing and screening plant	7.02	.45	.45		.13	

POWER EQUIPMENT OPERATORS (cont'd)	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
AUTOMATIC FINEGRADER, gurries and similar; Motor patrol; Paving and mixing machine; Scraper, DW 15, 20, 21 and similar if power unit is used; Scraper, single engine; Slip form paver	$7.15	.45	.45		.13	
BORING MACHINE; Concrete mixer, 3 bags and under; Fireman; Heavy duty rotary drill helper; Retort operator	6.61	.45	.45		.13	
BROOM OPERATOR, self-propelled	6.69	.45	.45		.13	
CABLEWAY OPERATOR	7.53	.45	.45		.13	
CEMENT SILO	6.81	.45	.45		.13	
CENTRAL MIXING PLANTS, concrete dams and stationary	7.27	.45	.45		.13	
CHAIN BUCKET LOADER; Chip-gravel spreader self-propelled; DW 10, 15, 20 tractor pulling roller	6.74	.45	.45		.13	
CONCRETE BATCH PLANT OPERATOR, 3 & 4 mixers	7.22	.45	.45		.13	
CONCRETE BATCH PLANT OPERATOR, 5 mixers and over	7.42	.45	.45		.13	
CONCRETE BATCH PLANT OILER, up to and incl. 2 mixers	6.54	.45	.45		.13	
CONCRETE BATCH PLANT OILER, 3 mixers and over	6.85	.45	.45		.13	
CONCRETE MIXER OPERATOR, 4 bags and over	6.78	.45	.45		.13	
CONVEYOR LOADER, to and incl. 42" belt	6.60	.45	.45		.13	
CRANE, to and incl. 80' boom with jib	7.18	.45	.45		.13	
CRANE, 81' to 130' boom	7.33	.45	.45		.13	
CRANE, 131' to 150' boom	7.38	.45	.45		.13	
CRANE, 151 boom and over	7.43	.45	.45		.13	
CRANE OILER; Oiler driver, rubber-tired cranes	6.59	.45	.45		.13	

POWER EQUIPMENT OPERATORS (cont'd)	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
CRANES, electric overhead; Shovels, incl. all attachments 1 yd. to and incl. 3 yds.; Track type tractor, on Euclid loader	$7.20	.45	.45		.13	
CRANE, TOWER; Scraper, tandem or (engine)	7.51	.45	.45		.13	
CRANE, WHIRLEY	7.55	.45	.45		.13	
CRANE, WHIRLEY OILER; hydralift and similar; Oiler, hoist house, dams, shovels oiler, over 3 yds.; Winch truck with boom	6.92	.45	.45		.13	
CRUSHER AND/OR SCREENING PLANT HELPER, (If over 2 separate units); Crusher oiler; Field equipment service helper; Hot plant oiler, 100 tons per hour or over; Mechanic and/or welder helper on job; Oilers, other than shovels and cranes; Shovel oiler, 3 yds. and under; Washing and screening plant oiler	6.51	.45	.45		.13	
CRUSHER CONVEYOR, when required; Farm type tractor, up to and incl. 50 H.P.; Grade setter	6.48	.45	.45		.13	
DRILLING MACHINE (does not include Jackhammer, Wagon drillers or waterlines)	6.93	.45	.45		.13	
EUCLID LOADER and similar; Loader and hoe combination, rubber-tired, loader 1 yd. to and incl. 3 yds., hoe over 1 yd.	7.21	.45	.45		.13	
FARM TYPE TRACTOR, over 50 H.P.; Heaters, Herman Nelson and similar	6.56	.45	.45		.13	
FIELD EQUIPMENT SERVICE MAN	6.94	.45	.45		.13	
FORK LIFT (on construction site)	6.83	.45	.45		.13	
HOIST, OR AIR TUGGER, single drum; Farm grader	6.79	.45	.45		.13	
FULLER KENYON PUMP; Loaders (Barber Green and similar)	6.67	.45	.45		.13	
HELICOPTER HOIST	7.52	.45	.45		.13	
LOADERS, RUBBER-TIRED, 1 yd. and under	6.73	.45	.45		.13	
LOADERS, RUBBER-TIRED, over 3 yds. to and incl. 5 yds.	7.14	.45	.45		.13	

MON-3-PEO-1-f (4-4)

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
LOADERS, RUBBER-TIRED, 5 yds. to and incl. 10 yds.	$7.24	.45	.45		.13	
LOADERS, RUBBER-TIRED, over 10 yds., to and incl. 15 yds.	7.34	.45	.45		.13	
LOADERS, RUBBER-TIRED, over 15 yds. (factory rating not to incl. side-boards)	7.44	.45	.45		.13	
LOADERS, TRACK-TYPE, over 5 yds. to and incl. 10 yds. Scraper, twin engine	7.25	.45	.45		.13	
LOADERS, TRACK-TYPE, over 10 yds. to and incl. 15 yds.	7.35	.45	.45		.13	
LOADERS, TRACK-TYPE, over 15 yds.	7.45	.45	.45		.13	
MECHANIC AND/OR WELDER, on job	7.09	.45	.45		.13	
MIXERMOBILE	7.10	.45	.45		.13	
PILEDRIVER (when shovel equipment is not used)	6.67	.45	.45		.13	
QUAD CAT	7.32	.45	.45		.13	
SCRAPER, single or twin engine pulling belly dump trailer	7.40	.45	.45		.13	
SHOVELS, incl. all attachments, over 3 yds. to and incl. 5 yds., Stiff-leg derrick and guy derrick	7.47	.45	.45		.13	
SHOVELS, incl. all attachments, over 5 yds.	7.60	.45	.45		.13	

Deer Lodge and Silver Bow Counties

TRUCK DRIVERS

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
COMBINATION Truck; Concrete Mixer and Transit Mixer:					
To and incl. 4 cu. yds.	$7.05	.475	.325		
Over 4 cu. yds. to and incl. 6 cu. yds.	7.13	.475	.325		
Over 6 cu. yds. to and incl. 8 cu. yds.	7.21	.475	.325		
Over 8 cu. yds. to and incl. 10 cu. yds.	7.29	.475	.325		
Over 10 cu. yds. - additional $.08 per hour each additional 2 cu. yds. increment					
DISTRIBUTOR DRIVER AND HELPER	6.98	.475	.325		
DRY BATCH TRUCKS:					
3 Batch or under	6.80	.475	.325		
Over 3 Batch to and incl. 5 Batch	6.93	.475	.325		
Over 5 Batch to and incl. 10 Batch	7.09	.475	.325		
Over 10 Batch to and incl. 15 Batch	7.25	.475	.325		
Over 15 Batch - additional $.15 per hour each additional 5 Batch increment					
PICKUP DRIVER, HAULING MATERIALS	6.90	.475	.325		
DUMPMAN, GRAVEL SPREADER BOX; Pilot Car Driver, Teamsters and Helpers	6.80	.475	.325		
Warehousemen, Partsmen, Cardex men, Warehouse Expediter	7.00	.475	.325		
DUMP TRUCKS AND SIMILAR EQUIPMENT WATER LEVEL CAPACITY, INCL. SIDE-BOARDS:					
7 cu. yds. or less	6.80	.475	.325		
Over 7 cu. yds. to and incl. 10 cu. yds.	6.93	.475	.325		
Over 10 cu. yds. to and incl. 15 cu. yds.	7.00	.475	.325		

TRUCK DRIVERS (Cont'd)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Over 15 cu. yds. to and incl. 20 cu. yds.	$7.23	.475	.325		
Over 20 cu. yds. to and incl. 25 cu. yds.	7.29	.475	.325		
Over 25 cu. yds. to and incl. 30 cu. yds.	7.35	.475	.325		
Over 30 cu. yds. to and incl. 35 cu. yds.	7.41	.475	.325		
Over 35 cu. yds. to and incl. 40 cu. yds.	7.47	.475	.325		
Over 40 cu. yds. to and incl. 45 cu. yds.	7.53	.475	.325		
Over 45 cu. yds. - additional $.06 per hour each additional 5 cu. yds. increment					
DUMPSTERS	6.93	.475	.325		
DW 20, DW 21, or EUCLID TRACTORS, PULLING P.R. 21 or SIMILAR DUMP WAGONS:					
To and incl. 25 cu. yds.	7.29	.475	.325		
Over 25 cu. yds. to and incl. 30 cu. yds.	7.35	.475	.325		
Over 30 cu. yds. - additional $.06 per hour each additional 5 cu. yds. increment					
SERVICEMEN	7.54	.475	.325		
POWDER TRUCK DRIVER (bulk unloader type)	6.98	.475	.325		
FLAT TRUCKS:					
To and incl. 3 tons	6.05	.475	.325		
Over 3 tons Factory rating	6.40	.475	.325		
SERVICE TRUCK DRIVERS; FUEL TRUCK DRIVERS; TIREMEN	7.34	.475	.325		
LOWBOYS, FOUR-WHEEL TRAILER, FLOAT SEMI-TRAILER	7.15	.475	.325		
LUMBER CARRIERS, LIFT TRUCKS	7.05	.475	.325		
POWER BROOM	6.89	.475	.325		

TRUCK DRIVERS (Cont'd)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
WATER TANK DRIVERS, PETROLEUM PRODUCTS DRIVERS:					
2,500 gallons and under	$6.80	.475	.325		
Over 2,500 gallons to and incl. 4,500 gallons	7.09	.475	.325		
Over 4,500 gallons to and incl. 6,000 gallons	7.29	.475	.325		
Over 6,000 gallons to and incl. 8,000 gallons	7.35	.475	.325		
Over 8,000 gallons to and incl. 10,000 gallons	7.43	.475	.325		
Over 10,000 gallons - additional $.08 per hour each additional 2,000 gallons increment					
TRUCKS WITH POWER EQUIPMENT if UNDER TEAMSTERS JURISDICTION, SUCH AS:					
Winch, A-frame, Swedish Crane, Hydra-lift, Groutcrete, and Combination mulching, seeding and fertilizing	7.05	.475	.325		
TRUCK MECHANIC	7.54	.475	.325		

Gallatin County

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
Truck Drivers:						
Dump, 7 yds, or less; Pickup, hauling materials; Flat, less than 2 ton; Service and A-Frame trailers	$4.76	.45	.25			
House movers	4.80	.45	.25			
Flat, 2 - 5 tons	4.91	.45	.25			
Dump, over 7 yds. to and incl. 10 yds.; Flat, 5 - 8 tons; Semi and four wheel trailers	5.01	.45	.25			
Dump, over 10 yds. to and incl. 15 yds.	5.17	.45	.25			
Dump, over 15 yds. to and incl. 20 yds.	5.31	.45	.25			

SUPERSEDEAS DECISION

STATE: NEW YORK
DECISION NO.: AR-2015

COUNTY: ALBANY
DATE: DATE OF PUBLICATION

Supersedeas Decision No. AP-452 dated December 15, 1972 in 37 FR 26782
DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction.

1-New York-1-2-3-D 1 of 3

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Asbestos workers	$8.93	.32	.18		.02
Boilermakers	9.08	.60	10%		.01
Bricklayers, cement masons, plasterers, and stonemasons	8.20	.40	.30		.01
Carpenters & soft floor layers, Bldg.	8.70	.50	.50		.02
Carpenters, Heavy & Highway	8.22	.50	.50		.025
Millwrights, Building	9.20	.50	.50		.02
Cement masons, Heavy & Highway	6.08	.25	.20		
Electricians:					
Cohoes and Watervliet	9.30	.50	1%+.25	g	h
Remainder of County	10.15	.30	1%+.50	a	
Elevator Constructors:					
Elevator constructors	8.73	.345	.26	.71+b	.02
Elevator constructors' helpers	6.11	.345	.26	.71+b	.02
Elevator constructors' helpers (prob.)	4.365				
Ironworkers, structural, ornamental and reinforcing	8.84	.55	.85		.04
Laborers, Building:					
West side of Hudson River, extending westerly along the north side of 1st St., Watervliet, to half-mile of Rt., 9 to Shaker Road to Rt., 9 northerly to the N. of the Line of Albany Co.:					
Laborers	7.05	.50	.65		
Pipelayers (2 man team), hod carriers mortar mixers (hand or machine), jackhammer op., well pointing, all air or gas driven tools, vibrators, power driven buggies	7.20	.50	.65		
Asphalt rakers	7.05	.50	.65		
Demolition	7.30	.50	.65		
Form setters (curb)	7.225	.50	.65		
Wagon drill operator	7.275	.50	.65		
Acetylene burners	7.325	.50	.65		
Blasters	7.30	.50			
Remainder of County:					
Laborers	7.60	.55	.70		.02
Blasters	8.075	.55	.70		.02
Acetylene burners	7.875	.55	.70		.02
Wagon drills	7.825	.55	.70		.02
Form setters (curb)	7.775	.55	.70		.02

1-New York-1-2-3-D 2 of 3

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Remainder of County Cont'd:					
Pipelayers, hod carriers, mortar mixers (hand or machine), jackhammer op., well pointing, air or gas driven tools, power driven buggies, air and gas hammers and drills, electric hammers, 50 lbs. or over and vibrators	7.75	.55	.70		.02
Demolition	7.85	.55	.70		.02
Lead burners	9.25	.35		c	.01
Line Construction:					
Linemen, cable splicer helper and material man	9.33	.50	1%+.40	d	3/8%
Cable splicer	10.08	.50	1%+.40	d	3/8%
Groundman digging machine operator	8.80	.50	1%+.40	d	3/8%
Groundman mobile equipment oper.	8.30	.50	1%+.40	d	3/8%
Groundman truck driver and mechanic	7.90	.50	1%+.40	d	3/8%
Groundman dynamite man	8.30	.50	1%+.40	d	3/8%
Painters:					
Brush	7.97		.12		
Structural steel and bridge	8.72		.12		
Spray	9.07		.12		
Piledrivermen	9.61	.95	1.53	.61	.02
Plumbers, Steamfitters, Air conditioning and refrigeration:					
Albany area	8.60	.35	.62		.05
Plumbers and Pipefitters:					
Cohoes area	8.20	.50	.85		.04
Roofers	8.30	.63	.30		.02
Sheet metal workers	8.85	.40	3%+.30		.05
Sprinkler fitters	9.45	.50	.70		.08
Truck drivers - Building:					
Straight, winch transit on site, road oilers, dump, pick-up, panel, water and fuel trucks on site	7.09	.37	.37	f	.02
Low or lowboy trailers	7.24	.37	.37	f	.02
Euclids	7.34	.37	.37	f	.02
Welders - receive rate prescribed for craft performing operation to which welding is incidental.					

PAID HOLIDAYS: A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

1-New York-1-2-3-D 3 of 3

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.

FOOTNOTES:

a. Holidays: E

b. Holidays: A through F. Employer contributes 1% of basic hourly rate for 5 years or more of service or 2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

c. Holidays: A through F; Washington's Birthday, Good Friday and Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

d. Holidays: A through F; Washington's Birthday, Election Day for President of the United States and Election of Governor of New York (provided employee works the day before and the day after the holiday).

e. One week vacation after one year's work; two weeks vacation after five year's work.

f. Holiday - Thanksgiving Day provided employee reports for work the day following the holiday.

g. Employer contributes $15.00 per year to an apprentice training program.

N.Y. 3-PEO-1- B

Building, Heavy and Highway Construction City of Albany and Building Construction, Remainder of County.	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Power Equipment Operators:						
Oilers	$7.91	.70	.40	a	.10	
Firemen and heavy duty greasers, all boilers and steam generators	7.96	.70	.40	a	.10	
Pumps, vibrators, concrete mixers, spreaders, concrete finishing machines, mortar mixers, air compressors, dust collectors, welding machines well points, two or more Herman Nelson and like heaters, batch and plant op., seed and mulching machines, generators, temporary light plants, concrete pump, beltcrete power pac (beltcrete system), electric submersible pump 4" and over	8.05	.70	.40	a	.10	
Dinkey locomotives, Barber Greene loaders, Loaders and conveyors, tractors, scoopmobiles, bulldozers, road rollers, form fine graders, power brooms and sweepers	8.22	.70	.40	a	.10	
Black top spreaders, black top rollers, high lifts, fork lifts, one drum hoist or hod hoists, post hole diggers, traxcavators, core and well drillers (one drum), econcmobile and similar type machines, elevators, A-L frame winches, power hoisting(single drum)	8.49	.70	.40	a	.10	
LeTourneau graders or scrapers, trenching machines, push cart	8.605	.70	.40	a	.10	
Tractor road pavers, cranes, power road graders, shovels, backhoes, draglines, pile drivers, hoists two or more drums, three drum engines, hysters, two drum and swinging engines, three drum swinging engine, locomotive cranes, gradalls, hydrocrane, model CMB Vibrotamp or similar machines, Murphy type diesel generator-beltcrete system, side booms, hydro hammer, tractor mounted drill (quarry master), euclid loaders, concrete pumps, all CMI equipment, concrete central mix plant, automated asphalt concrete plant, derrick, whirlies, tower cranes, cableways, hydraulic cranes, power hoisting (2 drum and over), mucking machine	8.76	.70	.40	a	.10	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F- Christmas Day.

FOOTNOTES:
a. Holidays: A through F.

NY-1-LAB-2-3-I

HEAVY AND HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
LABORERS:					
Laborers and driller helpers	$6.75	.55	.70	a	
Concrete aggregate bin, mortar mixer, hand or machine vibrator gin buggy, mason tenders, concrete bootmen, chain saw, jackhammer, pavement breaker and all other gas, electric oil and air-tool operators, bull float tamper, pipelayers	6.95	.55	.70	a	
Drillers, asphalt rakers, stone or granite curb setters and acetylene torch operator	7.15	.55	.70	a	
Blasters, form setters, stone or granite curb setters	7.35	.55	.70	a	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Holidays A through F, providing the employee works the day before and after the holiday.

HEAVY & HIGHWAY CONSTRUCTION - POWER EQUIPMENT OPERATORS:

GROUP I: Automated concrete spreader (CMI), automatic fine grader, backhoe (except tractor mounted, rubber tired), belt placer (CMI type), blacktop plant (automated), cherry picker (over 5 tons capacity), concrete pump (8" or over), crane, cranes & derricks (steel erection), dragline, dredge, dual drum paver, excavator (all purpose-hydraulically operated), fork lift (factory rated 15 ft. and over), front end loader 4 c.y. and over), head tower (sauerman or equal), hoist (2 or 3 drum), mine hoist, mucking machine or male, overhead crane (gantry or straddle type), piledriver, power grader, quarry master (or equivalent), scraper, shovel, sideboom, slip form paver (if second man is nuded, he shall be on oiler), tractor drawn belt type loader, truck crane, tunnel shovel

GROUP II: Backhoe (tractor mounted, rubber tired), bituminous spreader and mixer, blacktop plant (non-automated), blast or rotary drill truck or tractor mounted), boring machine, cage-hoist, central mix plant (non-automated) and all concrete batching plants), cherry picker (5 tons capacity and under), compressors (4 or less) exceeding 2000 C.F.M. combined capacity, concrete paver (over 165), concrete pump (under 8"), crusher, diesel power unit, drill rigs (tractor mounted), front end loader (under 4 c.y.), hi-pressure - boiler (15 lbs. and over), hoist (one drum), Kolman plant loader and similar type loaders (if another man is required to clean screen or to mountain the equipment, he shall be on oiler), locomotive, maintenance/engineer/greaseman/welder, mixer (for stabilized base self-propelled), monorail machine, plant engineer, pump crete, ready mix concrete plant, refrigeration equipment (for soil stabilization), road widener, roller (all above subgrade), tractor with dozer and/or pusher, trencher, tugger-hoist, winch, winch cot

GROUP III: A-frame truck, compressors (4 not to exceed 2000 C.F.M. combined capacity or 3 or less with more than 1200 C.F.M. but not to exceed 200 C.F.M.), compressors (any size but subject to other provisions for compressors), dust collectors, generators, pumps, welding machines (4 of any type or combination), concrete pavement spreaders and finishers, conveyor, drill-core, drill-well, electric pumps used in conjunction with well point system, farm tractor with accessories, fine grade machine, fork lift (under 15 ft.), gunite machine, homers (hydraulic-self propelled), post hole digger and post driver, power sweeper, roller (grade and fill), submersible electric pump (when used in lieu of well point system), tractor with towed accessories, vibratory compactor, vibro tamp, well point

GROUP IV: Aggregate plant, boiler (used in conjunction with production), cement and bin operator, compressors (3 or less not to exceed 1200 c.f.m. combined capacity), compressor (any size, bust subject to other provisions for compressors), dust collectors, generators pumps, welding machines (3 or less of any combination), concrete paver or mixer (165 and under), concrete saw (self propelled), fireman, form tamper, hydraulic pump (jacking system), lighting plants, mulching machine, oiler, parapet concrete or pavement grinder, power broom (towed), power heaterman, revinius widener, shell winder, steam cleaner, tractor

HEAVY & HIGHWAY CONSTRUCTION POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
GROUP I	$8.70	.45	.45+a	b	.10
GROUP II	8.40	.45	.45+a	b	.10
GROUP III	7.85	.45	.45+a	b	.10
GROUP IV	7.15	.45	.45+a	b	.10

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Indpendence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer contributes $.30 per hour to an Supplemental Unemployment Benefit Fund.

b. Paid Holidays A through F; providing the works the day day before and after the holiday.

N.Y. 1-TD-2-3 - G

HEAVY AND HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
TRUCK DRIVERS:						
Warehouse, yardmen, truck helpers, pick-ups, panel trucks, flatbody material trucks (straight jobs), single axle dump, dumpsters, material checkers and receivers, greasers, tireman, mechanic helpers and parts chaser	$6.46,	.45	.40	a		
Tandems and batch trucks, mechanics dispatcher	6.51	.45	.40	a		
Semi-trailers, lowboy trucks asphalt distributor, agitator, mixer trucks and dumpcrete type vehicles	6.56	.45	.40	a		
Specialized earth moving equipment, Euclid type or similar off-highway equipment, where not self-loaded	6.71	.45	.40	a		
Off-highway tandem back dump, twin engine equipment and double hitched equipment where not self-loaded	6.86	.45	.40	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:

a. Holidays: A through F, provided employee has worked the working day before and the working day after the holiday.

SUPERSEDEAS DECISION

STATE: PUERTO RICO
DECISION NO.: AR-2016
COUNTY: ISLAND WIDE
DATE: DATE OF PUBLICATION
Supersedes Decision No. AQ-2127 dated June 28, 1974, in 39 FR 24197.
DESCRIPTION OF WORK: Residential Construction consisting of single family homes and garden type apartments up to and including 4 stories.

11-PUERTO RICO-R-1-C

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
BRICKLAYERS	$2.50				
CARPENTERS	2.50				
CARPENTERS' HELPERS	1.95				
CEMENT MASONS	2.50				
ELECTRICIANS	2.50				
ELECTRICIANS' HELPERS	2.10				
IRONWORKERS, REINFORCING	2.10				
LABORERS	1.95				
PAINTERS	2.25				
PLASTERERS	2.50				
PLUMBERS	2.45				
PLUMBERS' HELPERS	2.00				
TRUCK DRIVERS	2.25				
POWER EQUIPMENT OPERATORS					
BULLDOZER	3.45				
CRANE	3.50				
GRADER	3.50				
DIGGER & TRANSCAVATOR	2.85				

[FR Doc.74-17998 Filed 8-8-74;8:45 am]

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FRIDAY, AUGUST 9, 1974

WASHINGTON, D.C.

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PART IV

FEDERAL ENERGY ADMINISTRATION

■

Crude Oil Allocation Program and Supplier/Purchaser Relationships and Allocation Levels for Aviation Fuels

FEDERAL ENERGY ADMINISTRATION

[10 CFR Part 211]

CRUDE OIL ALLOCATION PROGRAM

Reporting Requirements

The Federal Energy Administration hereby gives notice of a proposal to amend the reporting requirements for refiners set forth in Subpart C of Part 211. The proposed amendment would delete the requirements presently found in § 211.66(d) that information as to crude oil runs to stills be supplied for the most recent calendar quarter, that crude oil available in the preceding allocation quarter be reported and as to disclosure of average crude oil costs and amounts of stripper well production. Section 211.66(d) as amended would not call for any specific information not being presently reported by refiners on Form 900 A.

As required by section 7(c)(2) of the Federal Energy Administration Act of 1974, Pub. L. 93–275, a copy of this notice has been submitted to the Administrator of the Environmental Protection Agency for his comments concerning the impact of this proposal on the quality of the environment. The Administrator had no comments to offer in this regard.

Interested persons may participate in this rulemaking by submitting written data, views or arguments with respect to the proposed amendment and any information that is relevant to a decision in this matter, to the Executive Secretariat, Federal Energy Administration, 12th and Pennsylvania Avenue NW., Box AT, Washington, D.C. 20461.

Comments should be identified on the outside envelope and on the documents submitted to the Executive Secretariat, FEA, with the designation "Crude Oil-Reporting Requirements."

Fifteen copies should be submitted. All comments received by August 23, 1974 and all other relevant information will be considered by the FEA before final action is taken on the proposed amendment.

Any information or data considered by the person furnishing it to be confidential must be so identified and submitted in writing, one copy only. FEA reserves the right to determine the confidential status of the information or data and to treat it according to its determination.

(Emergency Petroleum Allocation Act of 1973, Pub. L. 93–159; Federal Energy Administration Act of 1974, Pub. L. 93–275; E.O. 11790, 39 FR 23185)

In consideration of the foregoing, it is proposed to amend Part 211, Chapter II of Title 10, Code of Federal Regulations, as set forth below.

Issued in Washington, D.C., August 8, 1974.

ROBERT E. MONTGOMERY,
Acting General Counsel,
Federal Energy Administration.

Section 211.66 is proposed to be amended in paragraphs (d) and (e) to read as follows:

§ 211.66 Reporting requirements.

* * * * *

(d) *Quarterly report.* Thirty days (or such other period as may be specified by the FEA) prior to each allocation quarter commencing after August 31, 1974, each refiner shall file with the FEA a report showing the following:

(1) The volume of crude oil runs to stills of such refiner for the allocation quarter or period preceding the current allocation quarter, taking into account, and specifying the amount of, the adjustments provided for in § 211.65(a)(2).

(2) The estimated volume of crude oil runs to stills for the forthcoming allocation quarter, taking into account, and specifying the amount of, the adjustments provided for in § 211.65(a)(2).

(3) Any change in refinery capacity since the previous report.

(4) Such other information as the FEA may request.

(e) All information required by paragraphs (c) and (d) of this section shall separately identify domestic and imported crude oil.

* * * * *

[FR Doc.74–18512 Filed 8–8–74;11:50 am]

[10 CFR Part 211]

CRUDE OIL ALLOCATION PROGRAM

Special Rule No. 2

The Federal Energy Administration hereby gives notice of a proposal to amend the mandatory crude oil allocation program in Subpart C of Part 211 by the addition of Special Rule No. 2 to the Appendix to that Subpart. The proposed rule provides for adjustments to sale obligations of refiner-sellers and purchase entitlements of refiner-buyers in the allocation quarter commencing September 1, 1974, in order to reflect unsold amounts and compensate for inaccurate or inequitable sale obligations or purchase entitlements in May, 1974.

The obligations and rights of refiners under the crude oil allocation program for May, 1974 were set forth in Special Rule No. 1, issued on April 1, 1974 (39 FR 12109; April 3, 1974) as an Appendix to Subpart C. Under Special Rule No. 1, the sale obligation of each refiner seller and purchase opportunity of each refiner-buyer was determined by reference to the buy/sell list for the period February through April, 1974.

In the allocation quarter commencing June 1, 1974, FEA provided for adjustments to refiners' obligations and rights under the buy/sell list based on a carry-over of unsold amounts from the first allocation quarter (February through April, 1974) and on variances between reported estimates of crude oil runs for the first allocation quarter (upon which, in most cases, the volumes on the first buy/sell list were based) and the actual crude oil runs for this period. Similar corrections for the month of May were not possible, in that actual crude oil runs for May were not available when the calculations for the June 1 allocation quarter buy/sell list were being made. Now that May information is available, the proposed rule would essentially make these same corrections for May in the allocation quarter commencing September 1, 1974.

As of the date of this proposal and by a separate notice, the FEA has changed the date on which the FEA–900A reports for the allocation quarter commencing September 1, 1974 are required to be filed by refiners from August 1 to August 19, 1974.

As required by section 7(c)(2) of the Federal Energy Administration Act of 1974, Pub. L. 93–275, a copy of this notice has been submitted to the Administrator of the Environmental Protection Agency for his comments concerning the impact of this proposal on the quality of the environment. The Administrator had no comments to offer in this regard.

Interested persons may participate in this rulemaking by submitting written data, views or arguments with respect to the proposed rule, and any information that is relevant to a decision in this matter, to the Executive Secretariat, Federal Energy Administration, Box AU, 12th and Pennsylvania Avenue, NW., Washington, D.C. 20461.

Comments should be identified on the outside envelope and on the documents submitted to the Executive Secretariat, FEA, with the designation "Crude Oil-Special Rule No. 2." Fifteen copies should be submitted. All comments received by August 23, 1974, and all other relevant information will be considered by the FEA before final action is taken on the proposed rule.

Any information or data considered by the person furnishing it to be confidential must be so identified and submitted in writing, one copy only. FEA reserves the right to determine the confidential status of the information or data and to treat it according to its determination.

(Emergency Petroleum Allocation Act of 1973, Pub. L. 93–159; Federal Energy Administration Act of 1974, Pub. L. 93–275; E.O. 11790, 39 FR 23185)

In consideration of the foreging, it is proposed to amend Part 211, Chapter II of Title 10, Code of Federal Regulations, as set forth below.

Issued in Washington, D.C., August 8, 1974.

ROBERT E. MONTGOMERY, Jr.,
Acting General Counsel,
Federal Energy Administration.

The Appendix to Subpart C of Part 211 is proposed to be amended by the addition of a Special Rule No. 2 to read as follows:

SPECIAL RULE NO. 2

1. *Scope.* This special rule applies to all refiner-buyers and refiner-sellers for the allocation quarter commencing September 1, 1974.

2. *Purpose.* This special rule provides for adjustments to the sale obligations of refiner-sellers and to the purchase opportunities of refiners-buyers in the allocation quarter commencing September 1, 1974, based on volumes required to be offered for sale, but

not sold, in May, 1974 and on variances between the estimated crude oil runs to stills for February through April, 1974 (prorated for May) and reported crude oil runs to stills for May, 1974. The adjustments provided for in this special rule are in addition to adjustments set forth in § 211.65. This special rule also provides for a revised date for publication of the buy/sell list.

3. *Adjustments to purchase opportunities of refiners-buyers.* For the allocation quarter commencing September 1, 1974, in addition to the adjustments specified in § 211.65, the following adjustments shall be made to the purchase opportunities of refiner-buyers.

(a) The purchase opportunity of each refiner-buyer which was classified as a refiner-seller in May, 1974 and did not sell the total quantity of crude oil that it was required to offer for sale in such period pursuant to Special Rule No. 1 for May, 1974 shall be reduced by such unsold amount in the allocation quarter commencing September 1, 1974.

(b) The purchase opportunity of each refiner-buyer shall be (i) reduced by the excess of the volume of domestic crude oil runs to stills of that refiner-buyer for May, 1974 over 31/89 of the reported estimated domestic crude oil runs to stills of that refiner-buyer for the period February through April, 1974, and (ii) increased by (A) the excess of 31/89 of such estimated domestic crude oil runs to stills for such period over the volume of its domestic crude oil runs to stills for May, 1974, and (B) the excess of 31/89 of the reported estimates of imported crude oil runs to stills of that refiner-buyer for the period February through April, 1974 over the volume of its imported crude oil runs to stills for May, 1974.

4. *Adjustments to sale obligations of refiner-sellers.* For the allocation quarter commencing September 1, 1974, in addition to the adjustments specified in § 211.65, the following adjustments shall be made to the sale obligations of refiner-sellers.

(a) Each refiner-seller that was classified as a refiner-seller in May, 1974 and did not sell the total quantity of crude oil that it was required to offer for sale in such period under Special Rule No. 1, shall first be required to offer for sale such unsold amount (together with any unsold amounts specified in § 211.65(d)(3)) to refiner-buyers: *Provided, however,* That such unsold amounts shall constitute a sales obligation of a refiner-seller only for the allocation quarter commencing September 1, 1974.

(b) The quantity of crude oil that a refiner-seller shall be required to offer for sale shall be (i) increased by the excess of the volume of domestic crude oil runs to stills of that refiner-seller for May, 1974 over 31/89 of the reported estimated domestic crude oil runs to stills of that refiner-seller for the period February through April, 1974 and (ii) reduced by (A) the excess of 31/89 of such estimated domestic crude oil runs to stills for such period over the volume of its domestic crude oil runs to stills for May, 1974 and (B) the excess of 31/89 of the reported estimates of imported crude oil runs to stills of that refiner-seller for the period February through April, 1974 over the volume of its imported crude oil runs to stills for May, 1974.

(c) Sales by a refiner-seller in the allocation quarter commencing September 1, 1974 shall be deemed to be first in satisfaction of that refiner-seller's obligations under § 211.65 (d)(3) and paragraph 4(a) of this special rule, to the extent of such obligations, and next in satisfaction of the balance of that refiner-seller's sale obligation under § 211.65.

5. *Adjustments for purposes of paragraphs (3) and (4).* For purposes of paragraphs (3) and (4) of this special rule, the volume of a refiner's crude oil runs to stills shall reflect the adjustments specified in § 211.65(a)(2) and shall include amounts sold and exclude amounts purchased under Subpart C for the period February through April, 1974 and under Special Rule No. 1 for May, 1974.

6. *Calculation of sale obligations of refiner-sellers.* For the allocation quarter commencing September 1, 1974, after calculation of the amount of each refiner-seller's fixed percentage share of the total allocation obligation less the quantities of crude oil required to be sold under § 211.65(d)(3) and under paragraph 4(a) of this special rule, the adjustments specified in paragraph 4(b) of this special rule shall be made to such amount. To the extent that the aggregate of such adjusted obligations of all refiner-sellers either exceeds or is less than the aggregate of such obligations prior to any adjustment, the adjusted obligation of each refiner-seller shall be either reduced or increased, as the case may be, by its fixed percentage share of such excess or shortfall.

7. *Date of publication of buy/sell list.* Notwithstanding the provisions of § 211.65(e), the notice specified in that section for the allocation quarter commencing September 1, 1974 shall be published by FEA on or prior to September 6, 1974.

8. *Provisions of subpart C to remain in effect.* The provisions of subpart C of Part 211 shall remain in full force and effect except as expressly modified by the provisions of this special rule.

[FR Doc.74-18511 Filed 8-8-74;11:51 am]

[10 CFR Part 211]

SUPPLIER/PURCHASER RELATIONSHIPS AND ALLOCATION LEVELS FOR AVIATION FUELS

Notice of Proposed Rulemaking and Public Hearing

The Federal Energy Administration hereby gives notice of two proposals to amend Title 10 of the Code of Federal Regulations, Part 211, Subpart H, to modify supplier/purchaser relationships for civil air carriers and, in one instance, other wholesale purchaser-consumers. The proposals would also make certain changes in allocation levels for aviation fuels. The FEA also gives notice that it will receive written comments and hold a public hearing with respect to these proposals.

These two proposals have been initiated because present and estimated future supplies of aviation fuels permit greater flexibility within the allocation program. Neither proposal would exempt aviation fuel from regulation under the Mandatory Petroleum Allocation and Price Regulations. They do, however, represent a significant step toward possible exemption at a later date. Both proposals would continue price controls and volumetric constraints on aviation fuel consumption, and would permit greater freedom for certain users in selecting suppliers. To the extent that both proposals encourage firm contractual relationships, the possible disruptive effects of exemption in the future will be minimized.

On March 15, 1974, FEA solicited comments on a proposed modification of supplier/purchaser relationships for civil air carriers. No final rule has been issued. Since this proposed rulemaking encompasses and expands upon many of the issues raised by the March 15, 1974 proposal, it should be considered a continuation of that proposal.

PROPOSAL NUMBER 1

Proposal Number 1 would eliminate allocation levels and supplier/purchaser relationships for civil air carriers. There would be supplier/purchaser relationships only for wholesale purchaser-resellers and their suppliers and for end-users and wholesale purchaser-consumers which are not civil air carriers and their suppliers. No allocation level would be subject to an allocation fraction.

Suppliers would be required to allocate only to their purchasers with an allocation level (non-civil air carriers) and to their wholesale purchaser-reseller purchasers. Thus, unless FEA were to assign a civil air carrier to be supplied by a supplier, a civil air carrier would have no right to an allocation. Suppliers would not include in their supply obligation any amount to be distributed to a civil air carrier, unless FEA had made express an assignment of a civil air carrier to the supplier. To the extent that a supplier has surplus product, the supplier would be free to provide product through mutually satisfactory arrangements to any civil air carrier. Only those amounts of surplus product in excess of amounts supplied to civil air carriers would be reported and distributed by suppliers in accordance with § 211.10(g). There would be volume limitations upon the purchases of civil air carriers, equal to their entitlements under the current allocation levels for civil air carriers, except that local service air carriers would be limited to one hundred ten percent of base period use.

Proposal Number 1 contemplates a requirement that civil air carriers report to the FEA with respect to their purchases and consumption of aviation fuel. FEA invites comments regarding the appropriate content and frequency of such reports. Comments are requested concerning the most efficient means of providing FEA with data on total supplies and inventories held by each supplier at each station, which would be essential to the process of assigning suppliers to carriers in cases of hardship.

This proposal provides the maximum flexibility for civil air carriers and suppliers while insuring that wholesale-purchaser-resellers and non-civil air carrier end-users and wholesale purchaser-consumers will receive their maximum entitlements under the current regulations. FEA, of course, would retain authority to make assignments for civil air carriers unable to locate a supplier or adequate supplier.

PROPOSAL NUMBER 2

Proposal Number 2 would require suppliers to supply wholesale purchaser-consumers which they supplied during a base period except as set forth in the proposal. The rule would permit wholesale purchaser-consumers (but not their suppliers) to terminate unilaterally at any station the supplier/purchaser rela-

tionships required by FEA regulations upon thirty (30) days notice to both the supplier and the National FEA. Such terminations would be effective only at the end of a period which corresponds to a base period. FEA also invites comments on whether wholesale purchaser resellers, as well as wholesale purchaser-consumers, should be permitted unilaterally to terminate supplier/purchaser relationships imposed by FEA regulations.

Suppliers could accept wholesale purchaser-consumers which they did not supply at a station during a base period as new purchasers provided they had allocation fractions of 1.0 or above at the time of the new supply agreement. Suppliers would be required to report the proposed relationship to the National FEA. In terminating base period relationships and seeking new suppliers (which then become base period suppliers) a wholesale purchaser-consumer's base period use could not be increased by agreement of the parties. Adjustments to base volume would still be within FEA's discretion pursuant to § 211.145 (b).

Under the rule, a wholesale purchaser-consumer which secures a new supplier will transfer to the new supplier that portion of its base period use supplied at a station by the base period suppliers whose supplier/purchaser relationship with the wholesale purchaser-consumer would be terminated.

GENERAL

There are several observations which are common to both proposals. First, both proposals should be evaluated in light of the fact that the refinery yield notice for kerosene-base jet fuel expired on July 31, 1974. Since most suppliers of aviation fuel have allocation fractions of one (1.0), FEA concluded that a refinery yield order is unnecessary.

Second, both proposals would revoke the bonded fuel provisions of § 211.146. FEA anticipates that international air carriers would be free to enter into contracts to purchase nonbonded aviation fuel the same as other civil air carriers subject to the proposed rules. However, the proposed rule continues the limitation that no international air carrier which purchases non-bonded aviation fuel may purchase aggregate amounts of bonded and non-bonded aviation fuel which exceed its base period use. This may in some cases involve the calculation of appropriate base period uses for these carriers. FEA recognizes that revocation of the non-bonded rule may be controversial and therefore specifically invites comments as to whether the rule should be revoked, or retained in its present or a modified form as a part of Proposal Number 2.

Third, for purposes of both proposals, FEA has authority to order exchanges of aviation fuel among suppliers at specific locations as a means to enable suppliers to meet their obligations at a station if they experience shortages. In most cases, it is expected that suppliers would make normal business exchanges without FEA's intervention. However, FEA would exercise this authority to order exchanges for those cases where exchanges were necessary but a supplier could not for whatever reason, make its own arrangements.

Fourth, both proposals provide that the allocation level for local service air carriers would be raised to one hundred ten percent of base period use and all allocation levels now below one hundred percent of base period use would be raised to that level. In addition, under the first proposal, no allocation levels for wholesale purchaser-consumers and end-users are subject to an allocation fraction.

With respect to both proposals, FEA requests that comments address the question as to when the proposed changes should be made effective. In this connection, comments should consider whether, in order to expedite implementation, base periods should be monthly or quarterly.

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

The public hearing in the proceeding will be held beginning at 9:30 a.m., on Friday, August 23, and will be continued on Saturday, August 24, 1974, if necessary, at the New Post Office Building, 12th and Pennsylvania Avenue NW., Washington, D.C., to receive comments from interested persons on the matters set forth herein. Any person who has an interest in the subject of the hearing, or who is a representative of a group or class of persons which has an interest in the subject of the hearing, or who is a representative of a group or class of persons which has an interest in the subject of the hearing, may make a written request for an opportunity to make oral presentation. Such a request should be directed to the Executive Secretariat, FEA, and must be received before 4:30 p.m., e.d.s.t., August 16, 1974. Such a request may be hand delivered to Room 3309, New Post Office Building, 12th and Pennsylvania Avenue NW., Washington, D.C., between the hours of 8 a.m., and 4:30 p.m., Monday through Friday. The person making the request should be prepared to describe the interest concerned; if appropriate, to state why he is a proper representative of a group or class of persons which has such an interest; and to give a concise summary of the proposed oral presentation and a phone number where he may be contacted through August 19, 1974. Each person selected to be heard will be so notified by the FEA before 5:30 p.m., e.d.s.t., August 19, 1974 and must submit 100 copies of his statement to the Executive Secretariat, FEA, Room 3315, New Post Office Building, Washington, D.C. 20461, before 9:00 a.m., e.d.s.t., August 23, 1974.

The FEA reserves the right to select the persons to be heard at the hearing, to schedule their respective presentations, and to establish the procedures governing the conduct of the hearing. Each presentation may be limited, based on the number of persons requesting to be heard.

An FEA official will be designated to preside at the hearing. It will not be a judicial or evidentiary-type hearing. Questions may be asked only by those conducting the hearing, and there will be no cross-examination of persons presenting statements. Any decision made by the FEA with respect to the subject matter of the hearing will be based on all information available to the FEA. At the conclusion of all initial oral statements, each person who has made an oral statement will be given the opportunity if he so desires, to make a rebuttal statement. The rebuttal statements will be given in the order in which the initial statements were made and will be subject to time limitations.

As required by section 7(c)(2) of the Federal Energy Administration Act of 1974, Pub. L. 93-275, a copy of this Notice has been submitted to the Administrator of the Environmental Protection Agency for his comments concerning the impact of this proposal on the quality of the environment. The Administrator's comments are as follows:

In response to your letter of August 2, 1974, the Environmental Protection Agency has reviewed the proposed Federal Energy Administration notice of proposed rulemaking setting forth revisions to 10 CFR Part 211, "Supplier/Purchaser Relationships and Allocation Levels for Aviation Fuels." The FEA proposed amendments to 10 CFR Part 211, subpart H, would limit the use of aviation fuel for non-flying purposes by a utility to those volumes contracted for or purchased during the base period (the comparable months of 1972.

Due mainly to the fact that kerosene-type jet fuel (used by commercial airlines) usually costs a few cents a gallon more than the kerosene-type No. 2 (burned by utilities), the utilities generally used little of the jet type fuel and thus would have little base period supply to fall back on for emergency needs under the 100 percent of base period proposal.

EPA suggests that FEA allocate jet fuel to utilities on some greater basis than 100 percent of base period or perhaps on the basis of 100 percent of current requirements. The suggested 100 percent of current requirements could be restricted to emergency periods when utilities cannot secure their normal kerosene-type No. 2 supplies and would become effective contingent upon the needs of those other users of kerosene-type jet fuel being satisfied. Another safeguard to excessive utility use of jet fuel is contained in peaking use conditions contained in the current proposals. The higher price of jet fuel over No. 2 would be an additional deterrent to utility over-use. The intent of this suggested revision is to provide the utilities an emergency supply of fuel when the normal kerosene-type No. 2 supplies are critical and thus, possibly avert utilities switching to dirtier (higher sulfur content) fuels that might require variances from current air quality standards. Use of jet fuel by the utilities could mean the difference, during a shortfall, between adequate and inadequate power supply.

Thank you for the opportunity to review and comment on this proposed regulation.

Interested persons are invited to participate in this rulemaking by submitting data, views, or arguments with respect to the proposed regulations set forth in

this notice to the Executive Secretariat, Federal Energy Administration, Box AS, Washington, D.C. 20461.

Comments should be identified on the outside envelope and on documents submitted to the FEA Executive Secretariat with the designation "Aviation Fuel Supplier/Purchaser Relationships and Allocation Levels". Fifteen copies should be submitted. All comments received by August 22, 1974, and all relevant information, will be considered by the Federal Energy Administration before final action is taken on the proposed regulations.

Any interested person may submit questions, to be asked of any person making a statement at the hearing, to the Executive Secretariat, FEA, before 4:30 p.m., e.d.s.t., August 20, 1974. Any person who makes an oral statement and who wishes to ask a question at the hearing may submit the question, in writing, to the presiding officer. The FEA or the presiding officer, if the question is submitted at the hearing, will determine whether the question is relevant, and whether time limitations permit it to be presented for answer.

Any further procedural rules needed for the proper conduct of the hearing will be announced by the presiding officer.

A transcript of the hearing will be made and the entire record of the hearing, including the transcript, will be retained by the FEA and made available for inspection at the Public Reference Facility of the FEA, Room 3130, New Post Office Building, 12th and Pennsylvania Avenue NW., Washington, D.C., between the hours of 8 a.m. and 4:30 p.m., Monday through Friday. Anyone may buy a copy of the transcript from the reporter.

(Emergency Petroleum Allocation Act of 1973, Pub. L. 93-159, Federal Energy Administration Act of 1974, Pub. L. 93-275; E.O. 11790, 39 FR 23185)

In consideration of the foregoing, it is proposed to amend Part 211, Chapter II of Title 10, Code of Federal Regulations, as set forth below.

Issued in Washington, D.C., August 8, 1974.

ROBERT E. MONTGOMERY, Jr.,
Acting General Counsel,
Federal Energy Administration.

PROPOSAL NUMBER 1

1. Section 211.141 is amended in paragraph (b) to read as follows:

§ 211.141 Scope.

* * * * *

(b) Bonded aviation fuel is excluded from allocation.

* * * * *

§ 211.142 [Amended]

2. Section 211.142 is amended by deleting the definitions of "Adjusted allocable supply," "Base period supplier," and "Bonded fuel factor."

3. Section 211.143 is amended to read as follows:

§ 211.143 Allocation levels.

(a) *General.* The allocation levels listed in this section apply only to allocations made by suppliers to wholesale purchaser-consumers and end-users. Suppliers shall allocate to all purchasers to which allocation levels apply in accordance with § 211.146.

(b) *Allocation levels not subject to an allocation fraction.* (1) One hundred (100) percent of current requirements for the following uses:

(i) Agricultural production flying;

(ii) Department of Defense use as specified in § 211.26;

(iii) Emergency aviation services, safety and mercy missions;

(iv) Energy production flying;

(v) Aircraft manufacturing, but not to exceed one hundred thirty (130) percent of base period use;

(vi) Telecommunications flying.

(2) One hundred (100) percent of base period use for the following uses:

(i) Non-flying use of aviation fuels;

(ii) Business flying, including requirements for crew training and proficiency flying;

(iii) Public aviation;

(iv) Personal non-business flying;

(v) Instructional flying;

(vi) Air travel club flying, including requirements for crew training and proficiency flying.

4. Section 211.145 is amended to read as follows:

§ 211.145 Supplier/purchaser relationships and adjustments of base period use.

(a) Unless otherwise specified §§ 211.9–211.13 apply to this subpart.

(b) Notwithstanding the provisions of § 211.9, the supplier/wholesale purchaser-consumer relationships defined by specific dates or base periods shall not apply to civil air carriers.

(c) Civil air carriers and suppliers may make mutually acceptable supply arrangements with respect to surplus aviation fuel. Civil air carriers unable to make mutually acceptable arrangements with a supplier may apply to FEA for assignment of a supplier, including the portion of the civil air carrier's base period use to be supplied by the supplier. Supplier/purchaser relationships assigned by FEA pursuant to this paragraph shall be for a period of time determined by FEA.

(d) Civil air carriers may apply to the National FEA for an adjustment to base period use based upon changed circumstances. In processing such applications, the FEA may consider situations that indicate a need for increased amounts over base period use. FEA following consultation with appropriate Federal agencies shall only make adjustments for changed circumstances when there are compelling situations requiring relief.

5. Section 211.146 is amended to read as follows:

§ 211.146 Method of allocation.

(a) Unless otherwise specified, suppliers shall allocate aviation fuels in accordance the provisions of § 211.10.

(b) Notwithstanding the provisions of § 211.10(g), suppliers may supply surplus aviation fuel to any civil air carrier for a period corresponding to a base period and shall report and distribute in accordance with § 211.10(g) only that surplus aviation fuel not supplied to civil air carriers.

(c) For a period corresponding to a base period—

(i) No local service air carrier shall accept a quantity of aviation fuel which exceeds one hundred ten (110) percent of its base period use for such period;

(ii) No other air carrier, as defined in § 211.142, shall accept a quantity of aviation fuel which exceeds one hundred (100) percent of its base period use for such period;

(iii) No domestic, supplemental or scheduled cargo air carrier or intrastate air carrier shall accept a quantity of aviation fuel which exceeds ninety-five (95) percent of its base period use for such period;

(iv) No international air carrier shall accept a quantity of non-bonded aviation fuel which when aggregated with its purchases of bonded fuel lifted in the United States exceeds ninety-five (95) percent of its base period use for such period.

(d) Civil Air Patrol assigned to mercy missions shall be provided aviation fuel from the Department of Defense allocation.

(e) Notwithstanding the provisions of § 211.143(b)(2)(i) the use of aviation fuel for non-flying purposes by a utility may not exceed those volumes of aviation fuel contracted for or purchased during the base period. Aviation fuel shall not be used for peaking as long as the utility continues service during such peaking to interruptible nonpriority industrial users (except where no suitable substitute fuel is available to the user) or to any purchaser which can use a fuel other than aviation fuel.

(f) In order to alleviate imbalances of aviation fuel supplies at a station or stations, FEA may order exchanges of aviation fuels among suppliers.

PROPOSAL NUMBER 2

1. Section 211.141 is amended in paragraph (b) to read as follows:

§ 211.141 Scope.

* * * * *

(b) Bonded aviation fuel is excluded from allocation.

* * * * *

§ 211.142 [Amended]

2. Section 211.142 is amended by deleting the definitions of "Adjusted allocable supply" and "Bonded fuel factor."

3. Section 211.143 is amended by deleting paragraphs (d), (e), and (f), and by revising paragraph (c) to read as follows:

§ 211.143 Allocation levels.

* * * * *

(c) *Allocation levels subject to an allocation fraction.* (1) One hundred (100) percent of current requirements (as reduced by application of an allocation

fraction) for the following uses:

(i) Emergency aviation services, safety and mercy missions;

(ii) Energy production flying;

(iii) Aircraft manufacturing but not to exceed one hundred thirty (130) percent of base period use;

(iv) Telecommunications flying.

(2) One hundred ten (110) percent of base period use (as reduced by application of an allocation fraction) for local service air carriers, including requirements for crew training and proficiency flying.

(3) One hundred (100) percent of base period use (as reduced by application of an allocation fraction) for the following uses:

(i) Other air carriers, including requirements for crew training and proficiency flying;

(ii) Non-flying use of aviation fuels;

(iii) Domestic, supplemental, and scheduled cargo air carriers, including requirements for crew training and proficiency flying;

(iv) International air carriers, including requirements for crew training and proficiency flying—the total of both bonded and non-bonded fuels;

(v) Intrastate carriers, including requirements for crew training and proficiency flying;

(vi) Business flying, including requirements for crew training and proficiency flying;

(vii) Public aviation;

(viii) Personal non-business flying;

(ix) Instructional flying;

(x) Air travel club flying, including requirements for crew training and proficiency flying.

4. Section 211.145 is amended by addition of paragraph (c) to read as follows:

§ 211.145 Supplier/purchaser relationships and adjustments of base period use.

* * * * *

(c) (1) Notwithstanding the provisions of §§ 211.9 and 211.10 and, except as provided in this paragraph, each supplier of aviation fuels shall supply in a period corresponding to a base period all wholesale purchaser-consumers, including international air carriers, which purchased aviation fuel from that supplier during the base period.

(2) Any wholesale purchaser-consumer may unilaterally terminate its supplier/purchaser relationship with a supplier of aviation fuel for that portion of its base period use supplied at any station: *Provided*, That such termination is effective at the end of a period which corresponds to a base period. Any wholesale purchaser-consumer which determines that it will terminate its supplier/purchaser relationship with a supplier at a station shall provide such supplier and the National FEA with written notice of its intention at least thirty (30) days prior to the commencement of a period corresponding to a base period.

(3) Notwithstanding the provisions of §§ 211.9 and 211.12, any wholesale purchaser-consumer may make mutually acceptable arrangements with any supplier of aviation fuel which has an allocation fraction of 1.0 or above at the time of such arrangements, to be supplied aviation fuel in excess of that portion of the wholesale purchaser-consumer's base period use supplied by the supplier at a station. Such a supplier shall be deemed a base period supplier of the wholesale purchaser-consumer. The supplier shall notify the National FEA within ten (10) days of making the proposed arrangement. Such notice shall include the names of the parties, the stations affected and the portion of the carrier's base period use to be supplied at each station. To the extent that a supplier agrees to supply aviation fuel to a wholesale purchaser-consumer in excess of the portion of the wholesale purchaser-consumer's base period use supplied by the supplier, the wholesale purchaser-consumer shall terminate supplier/purchaser relationships with other suppliers for an amount of its base period use corresponding to such excess as provided in subparagraph (2) of this paragraph.

(4) No wholesale purchaser-consumer shall accept from its suppliers in a period corresponding to a base period volumes of aviation in excess of its allocation level for such period except to the extent permitted by § 211.10(g). No international air carrier shall accept from its suppliers in a period corresponding to a base period, volumes of non-bonded aviation fuels which when aggregated with its purchase of bonded aviation fuel exceeds ninety-five (95) percent of its base period volume as defined in § 211.142.

5. Section 211.146 is amended by deleting paragraph (c) and by adding a new paragraph (c) and revising paragraph (e) to read as follows:

§ 211.146 Method of allocation.

* * * * *

(c) In order to alleviate imbalances of aviation fuel supplies at a station or stations, FEA may order exchanges of aviation fuels among suppliers.

* * * * *

(e) Notwithstanding the provisions of § 211.143(c)(3)(ii), the use of aviation fuel for non-flying purposes by a utility may not exceed those volumes of aviation fuel contracted for or purchased during the base period. Aviation fuel shall not be used for peaking as long as the utility continues service during such peaking to interruptible non-priority industrial users (except where no suitable substitute fuel is available to the user) or to any purchaser which can use a fuel other than aviation fuel.

[FR Doc.74-18510 Filed 8-8-74;11:51 am]

FEDERAL ENERGY ADMINISTRATION

[Form FEA–900A]

QUARTERLY REPORTS

Filing Requirements

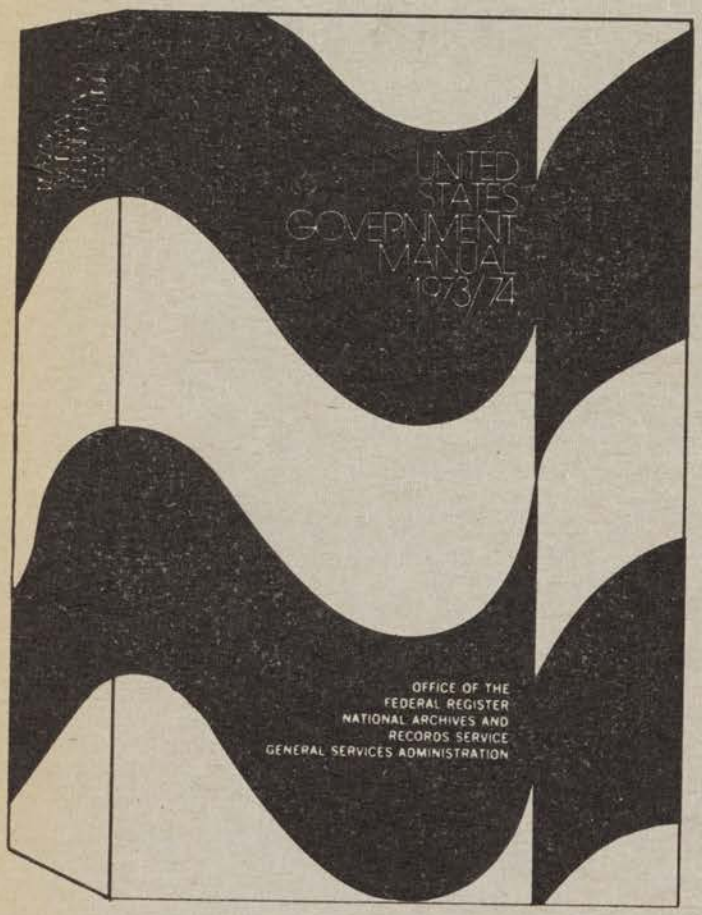
Refiners required to submit quarterly reports to the Federal Energy Administration in accordance with § 211.66 of 10 CFR Part 211 may file such reports on August 19, 1974 for the allocation quarter commencing September 1, 1974.

Issued in Washington, D.C., on August 8, 1974.

ROBERT E. MONTGOMERY, Jr.,
Acting General Counsel,
Federal Energy Administration.

[FR Doc.74–18513 Filed 8–8–74;11:51 am]

"Bureaucrat's Bible" or
"Guerrilla Handbook"?



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