AUTHENTICATED
U.S. GOVERNMENT
INFORMATION
GPO

OK

2-25-83
Vol. 48 No. 39
Pages 8035-8254

Federal Register

Friday
February 25, 1983

Selected Subjects

Administrative Practice and Procedure
Federal Communications Commission

Air Carriers
Civil Aeronautics Board

Air Pollution Control
Environmental Protection Agency

Animal Drugs
Food and Drug Administration

Authority Delegations (Government Agencies)
Food and Drug Administration

Coal Mining
Surface Mining Reclamation and Enforcement Office

Colleges and Universities
Education Department

Communications Common Carriers
Federal Communications Commission

Conflict of Interests
Personnel Management Office

Cotton
Agricultural Marketing Service

Endangered and Threatened Wildlife
National Oceanic and Atmospheric Administration

Federal Home Loan Banks
Federal Home Loan Bank Board

Fisheries
National Oceanic and Atmospheric Administration

CONTINUED INSIDE

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

The **Federal Register** provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive Orders and Federal agency documents having general applicability and legal effect, documents required to be published by Act of Congress and other Federal agency documents of public interest. Documents are on file for public inspection in the Office of the Federal Register the day before they are published, unless earlier filing is requested by the issuing agency.

The **Federal Register** will be furnished by mail to subscribers, free of postage, for $300.00 per year, or $150.00 for six months, payable in advance. The charge for individual copies is $1.50 for each issue, or $1.50 for each group of pages as actually bound. Remit check or money order, made payable to the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

There are no restrictions on the republication of material appearing in the **Federal Register.**

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

Selected Subjects

Food Ingredients
Food and Drug Administration

Food Labeling
Food and Drug Administration

Life Insurance
Veterans Administration

Loan Programs—Communications
Rural Electrification Administration

Marketing Agreements
Agricultural Marketing Service

Nutrition
Food and Nutrition Service

Organization and Functions (Government Agencies)
Immigration and Naturalization Service
Justice Department

Postal Service
Postal Service

Radio
Federal Communications Commission

Reporting and Recordkeeping Requirements
Equal Employment Opportunity Commission

Securities
Fiscal Service

Television Broadcasting
Federal Communications Commission

Trade Practices
Federal Trade Commission

Wine
Alcohol, Tobacco and Firearms Bureau

Contents

Federal Register
Vol. 48, No. 39
Friday, February 25, 1983

The President
EXECUTIVE ORDERS
8035 International Organizations, reports (EO 12408)

Executive Agencies

Agricultural Marketing Service
RULES
8037 Cotton classification; bona fide spot markets list; removal of Augusta, Ga.
8038 Lemons grown in Ariz. and Calif.

Agriculture Department
See Agricultural Marketing Service; Food and Nutrition Service; Forest Service; Rural Electrification Administration; Soil Conservation Service.

Air Force Department
NOTICES
Meetings:
8114 Scientific Advisory Board (2 documents)

Alcohol, Drug Abuse, and Mental Health Administration
NOTICES
Meetings; advisory committees:
8132 February; cancellation

Alcohol, Tobacco and Firearms Bureau
PROPOSED RULES
Alcoholic beverages:
8088 Wine; calculations for production, and sample requirements for formula approval

Army Department
NOTICES
Environmental statements; availability, etc.:
8115 Johnston Atoll; chemical agent disposal system

Arts and Humanities, National Foundation
NOTICES
Meetings:
8159 Artists-in-Education Advisory Panel
8159 Design Arts Advisory Panel (2 documents)
8159, 8160 Inter-Arts Advisory Panel (2 documents)
8160 Music Advisory Panel
8160 Theater Advisory Panel
8160 Visual Arts Advisory Panel

Blind and Other Severely Handicapped, Committee for Purchase from
NOTICES
8114 Procurement list, 1983; additions and deletions (2 documents)

Central Intelligence Agency
NOTICES
8101 Privacy Act; systems of records

Civil Aeronautics Board
RULES
Air carriers:
8042–8051 Liability limits and defenses; waiver of Warsaw Convention and adoption of Montreal Agreement (10 documents)

Commerce Department
See International Trade Administration; National Oceanic and Atmospheric Administration; Travel and Tourism Administration.

Defense Department
See also Air Force Department; Army Department.
NOTICES
8116 Agency forms submitted to OMB for review.
Meetings:
8116 Joint Strategic Target Planning Staff Scientific Advisory Group
8115 Science Board task forces (2 documents)

Education Department
RULES
Postsecondary education:
8061 Guaranteed student loan program; eligibility of foreign medical schools

Employment and Training Administration
NOTICES
Comprehensive Employment and Training Act programs:
8155 Native American private sector initiatives programs; 1983 FY funds allocations
8156 Labor surplus area classifications; annual list; additions; correction
Unemployment compensation; extended benefit periods:
8155 North Carolina

Employment Standards Administration
NOTICES
8224 Minimum wages for Federal and federally-assisted construction; general wage determination decisions, modifications, and supersedes decisions (Ala., Ariz., Calif., Md., Mass., Mo., Mont., Nev., N.Y., Ohio, Pa., R.I., Va., and Wis.)

Energy Department
See also Federal Energy Regulatory Commission; Hearings and Appeals Office, Energy Department.
NOTICES
Meetings:
8123 International Energy Agency Industry Advisory Board

Environmental Protection Agency
RULES
Air quality implementation plans; approval and promulgation; various States:
8072 Texas
NOTICES
Air programs; fuel and fuel additives:
8124 E. I. DuPont de Nemours & Co.; waiver

Environmental statements; availability, etc.:
8124 Agency statements; weekly receipts

Equal Employment Opportunity Commission
RULES
Records and reports:
8057 Elementary and secondary staff information report (EEO–5)

Federal Communications Commission
RULES
Common carrier services:
8074 Public mobile radio services; policies and procedures
Practice and procedure:
8073 Unsworn declaration; use under penalty of perjury
Radio services, special:
8080 Personal services; obsolete provisions removed
Television stations; table of assignments:
8080 Texas
PROPOSED RULES
Radio services, special:
8090 Amateur service; operator examinations; use of volunteers
NOTICES
8125 Agency forms submitted to OMB for review
Hearings, etc.:
8125 Southeast Mobilphone, Inc., et al.
Meetings:
8125 Federal-State Joint Board; jurisdictional separations

Federal Emergency Management Agency
PROPOSED RULES
Flood elevation determinations:
8090 Illinois and Missouri; correction

Federal Energy Regulatory Commission
PROPOSED RULES
Natural Gas Policy Act:
8086 High cost natural gas; production enhancement procedures; extension of time
NOTICES
Hearings, etc.:
8117 Shawano, Wis., et al.
Natural Gas Policy Act:
8116 Fuel oil displacement transportation certificates; applications filed by various companies

Federal Home Loan Bank Board
RULES
Federal home loan bank system:
8040 FSLIC-guaranteed advances, and loans to FSLIC; policy statements
PROPOSED RULES
Federal savings and loan system:
8085 Institutions converting to Federal charters; grandfathering of State authority; extension of time

Federal Maritime Commission
NOTICES
Investigations, hearings, and petitions, etc.:
8126 Lykes Brothers Steamship Co., Inc., et al.
8170 Meetings; Sunshine Act

Federal Railroad Administration
NOTICES
Exemption petitions, etc.:
8169 Consolidated Rail Corp.; hearing rescheduled

Federal Reserve System
NOTICES
Applications, etc.:
8130 American Bancorp, Inc., et al.
8130 Bank North Group, Inc., et al.
8127 Blackwater Bancshares, Inc., et al.
8131 Interstate Financial Corp.
8131 Orange Bancorp
8131 Valley National Bancorp et al.
Bank holding companies; proposed de novo nonbank activities:
8127 Chemical New York Corp. et al.
8129 Philadelphia National Corp. et al.

Federal Trade Commission
RULES
Prohibited trade practices:
8051 G C Services Corp. et al.

Fiscal Service
RULES
8059 Student Loan Marketing Association (Sallie Mae); book-entry securities

Food and Drug Administration
RULES
Animal drugs, feeds, and related products:
8055 Bambermycins
8054 Iodochlorhydroxyquin boluses
8055 Pyrantel tartrate
8055 Neomycin sulfate, prednisolone, tetracaine, and squalane topical-otic suspension; correction
Color additives:
8052 FD&C Blue No. 2; permanent listing; correction
Food for human consumption:
8054 Mozzarella cheese, etc.; standards of identity; correction
Food labeling:
8053 Firming ingredients
Organization and authority delegations:
8052 National Center for Drugs and Biologics, Scientific Director et al.; approval of new drug applications, etc.
PROPOSED RULES
GRAS or prior-sanctioned ingredients:
8086 Lactic acid and calcium lactate
NOTICES
Human drugs:
8133 Drug products suitable for abbreviated new drug applications; list availability and inquiry
8137 Tamper-resistant packaging requirements for OTC drug and cosmetic products; advisory opinions availability
8133 Topical anti-infective/steroid products for dermatological use; drug efficacy study implementation; approval withdrawn; correction
Medical devices; premarket approval:
8132 ANSUR, Inc.
8134 Intermedics, Inc.
8134 Intermedics Intraocular, Inc.
8135 National Patent Development Corp.
8136 Pacesetter Systems, Inc.

Meetings:
8133 Consumer information exchange

Food and Nutrition Service
PROPOSED RULES
Child nutrition programs:
8082 Labeling program

Forest Service
NOTICES
Environmental statements; availability, etc.:
8098 Kootenai National Forest, Mont.; extension of time

General Services Administration
NOTICES
Authority delegations:
8132 State Department Secretary (2 documents)

Health and Human Services Department
See also Alcohol, Drug Abuse, and Mental Health Administration; Food and Drug Administration; National Institutes of Health.
NOTICES
8139 Agency forms submitted to OMB for review

Hearings and Appeals Office, Energy Department
NOTICES
Applications for exception:
8122 Cases filed
8123 Decisions and orders

Immigration and Naturalization Service
RULES
Organization, functions, and authority delegations:
8038 Immigration Appeals Board; review functions; transfer to Executive Office for Immigration Review

Indian Affairs Bureau
NOTICES
Land transfers:
8139 Devils Lake Sioux Tribe, Fort Totten Indian Reservation, N. Dak.; correction

Interior Department
See also Indian Affairs Bureau; Land Management Bureau; Minerals Management Service; Surface Mining Reclamation and Enforcement Office.
NOTICES
Meetings:
8146 Oil Shale Environmental Advisory Panel

International Trade Administration
NOTICES
Scientific articles; duty free entry:
8102 National Institutes of Health et al.
8103 Research Foundation of State University of New York
8105 University of Arizona
8103, 8104 University of California (3 documents)
8104 University of Chicago
Steel trigger price levels:
8105 Stainless steel round wire; second quarter

Interstate Commerce Commission
RULES
Reports:
8081 Motor carriers of household goods; annual report (Form M-H) schedules; correction
NOTICES
Motor carriers:
8146 Compensated intercorporate hauling operations; intent to engage in
8148 Finance applications
8152 Fuel surcharge program modification; owner-operator reimbursement rate
8149, 8151 Permanent authority applications (2 documents)
8151 Permanent authority applications; restriction removals
Motor carriers; control, purchase, and tariff filing exemptions, etc.:
8147 Cressler Trucking, Inc., et al.
8149 Flatlands Express, Inc., et al.
8152 Whiteford Truck Lines, Inc., et al.
Rail carriers; contract tariff exemptions:
8153 Missouri Pacific Railroad Co. et al.
Railroad operation, acquisition, construction, etc.:
8154 Southern-Kent & Pacific Railroad Co.
Railroad services abandonment:
8152 Carbon County Railway Co.
8153 Chicago & North Western Transportation Co.
8153 Detroit Toledo & Ironton Railroad Co.
8153 Illinois Central Gulf Railroad Co.
8154 Maine Central Railroad Co.
8154 Norfolk & Western Railway Co.
8154 Sacramento Northern Railway

Justice Department
See also Immigration and Naturalization Service; Parole Commission.
RULES
Organization, functions, and authority delegations:
8056 Executive Office for Immigration Review; Immigration Review Board.

Labor Department
See also Employment and Training Administration; Employment Standards Administration; Occupational Safety and Health Administration; Wage and Hour Division.
NOTICES
8156 Agency forms submitted to OMB for review
8157 Unemployment insurance (State) beneficiaries; computer matching project report

Land Management Bureau
NOTICES
Coal leases, exploration licenses, etc.:
8143 Wyoming
Conveyance of public lands:
8141 California; correction
Environmental statements; availability, etc.:
8141 Kremmling Resource Area, Colo.
Exchange of public lands for private land:
8141 Idaho
8142 Montana
8142 Wyoming
Leasing of public lands:
8140 Arizona
Management framework plans, review and supplement, etc.:
8144 California and Nevada
Meetings:
8144 Las Cruces District Advisory Council

8140 Phoenix/Lower Gila Resource Areas Grazing Advisory Board
8145 Susanville District Advisory Council
8144 Ukiah District Advisory Council
Opening of public lands:
8141 Montana
Sale of public lands:
8141 Arizona; correction
Withdrawal and reservation of lands, proposed, etc.:
8139, 8140 Arizona (2 documents)
8143 Oregon

Minerals Management Service
NOTICES
Outer Continental Shelf; oil, gas, and sulphur operations:
8252 North Atlantic; leasing system
8236 North Atlantic; oil and gas lease sale
Outer Continental Shelf; oil, gas, and sulphur operations; development and production plans:
8145 Anadarko Production Co.
8145 Pennzoil Exploration & Production Co.
8146 Union Oil Co. of California
8145 Tenneco Oil Exploration & Production

National Aeronautics and Space Administration
NOTICES
Meetings:
8158 Space System and Technology Advisory Committee

National Institutes of Health
NOTICES
Meetings:
8138 Allergy and Infectious Diseases Institute, National; Scientific Counselors Board
8138 Cardiology Advisory Committee
8138 Diabetes National Advisory Board

National Oceanic and Atmospheric Administration
PROPOSED RULES
Marine mammals:
8096 Sea turtles; review; advance notice; extension of time
Tuna, Atlantic fisheries:
8097 Bluefin tuna; meetings
NOTICES
Marine mammal permit applications, etc.:
8113 Hochseefischerei Nordstern AG et al.

Nuclear Regulatory Commission
PROPOSED RULES
Rulemaking petitions:
8085 Union Carbide Corp.; extension of time
NOTICES
Applications, etc.:
8160 Alabama Power Co.
8161 Consumers Power Co. (2 documents)
8162 Florida Power & Light Co.
8162, 8163 Iowa Electric Light & Power Co. et al. (2 documents)
8163 Public Service Co. of Colorado
8163, 8164 Sacramento Municipal Utility District (2 documents)
8164 Tennessee Valley Authority (2 documents)
8165 Vermont Yankee Nuclear Power Corp.
8170 Meetings; Sunshine Act

Occupational Safety and Health Administration
NOTICES
State plans; standards approval, etc.:
8156 Arizona

Parole Commission
NOTICES
Federal prisoners; paroling and releasing, etc.:
8154 Parole hearings; experimental procedures
8170 Meetings; Sunshine Act

Personnel Management Office
RULES
Ethics in Government:
8188 Post employment conflict of interest; designation of senior employee positions, and statutory and non-statutory agencies/bureaus
PROPOSED RULES
Voting rights program:
8090 Georgia; new office location for filing applications or complaints; correction
NOTICES
Excepted service:
8165 Schedules A, B, and C; positions placed or revoked, update

Postal Service
RULES
Domestic Mail Manual:
8071 Uniform parcel size and weight limits
NOTICES
Mail classification schedules:
8167 Uniform parcel size and weight limits

Railroad Retirement Board
NOTICES
8167 Supplemental annuity program; determination of quarterly rate of excise tax

Rural Electrification Administration
PROPOSED RULES
Telephone borrowers:
8084 Filled telephone cable with expanded insulation, PE 89 (Bulletin 345–89)
NOTICES
Environmental statements; availability, etc.:
8098 Cordova Electric Cooperative
8098 Deseret Generation & Transmission Cooperative
8099 Morgan County Rural Electric Association

Small Business Administration
NOTICES
Applications, etc.:
8168 Tuskegee Capital Corp.
Disaster loan areas:
8167 California
8168 Mississippi

Soil Conservation Service
NOTICES
Environmental statements; availability, etc.:
8099 Benzie County Roads RC&D Measure, Mich.
8100 Day-Hill Arnheim Road RC&D Measure, Ohio
8100 Diamond Creek Watershed, Kans.
8101 Middle Creek Watershed, Kans.

8101 Monroe County Road 16 RC&D Measure, Ohio
Watershed projects; deauthorization of funds:
8100 Arroyo Colorado Watershed, Tex.
8101 Los Fresnos Resaca Watershed, Tex.
8101 Rancho Viejo Watershed, Tex.

Student Financial Assistance, National Commission
NOTICES
8170 Meetings; Sunshine Act

Surface Mining Reclamation and Enforcement Office
RULES
Permanent program submission; various States:
8058 Tennessee; deadline extension

Tennessee Valley Authority
NOTICES
8168, 8169 Agency forms submitted to OMB for review (2 documents)
8170 Meetings; Sunshine Act

Textile Agreements Implementation Committee
NOTICES
Cotton, wool, or man-made textiles:
8113 Maldives

Transportation Department
See Federal Railroad Administration.

Travel and Tourism Administration
NOTICES
Meetings:
8113 Travel and Tourism Advisory Board

Treasury Department
See also Alcohol, Tobacco and Firearms Bureau; Fiscal Service.
NOTICES
Boycotts, international:
8169 Countries requiring cooperation; list

Veterans Administration
RULES
Life insurance, U.S. Government and National Service:
8069 Updating of regulations

Wage and Hour Division
NOTICES
8158 Registration and enforcement procedures; memorandum of understanding between Labor Department and Maryland

---

Separate Parts of This Issue

Part II
8188 Office of Personnel Management

Part III
8224 Department of Labor, Employment Standards Administration, Wage and Hour Division

Part IV
8236 Department of the Interior, Minerals Management Service

CFR PARTS AFFECTED IN THIS ISSUE

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

3 CFR

Executive Orders:

12374 (Amended by EO 12408)..... 8035

12408..... 8035

5 CFR

737..... 8188

7 CFR

27..... 8037

910..... 8038

Proposed Rules:

210..... 8082

225..... 8082

226..... 8082

1701..... 8084

8 CFR

1..... 8038

3..... 8038

100..... 8038

10 CFR

Proposed Rules:

40..... 8085

12 CFR

531..... 8040

Proposed Rules:

543..... 8085

14 CFR

202..... 8042

203..... 8042

204..... 8048

208..... 8048

211..... 8049

212..... 8049

213..... 8049

215..... 8050

294..... 8050

298..... 8051

16 CFR

13..... 8051

18 CFR

Proposed Rules:

271..... 8086

274..... 8086

21 CFR

5..... 8052

74..... 8052

81..... 8052

82..... 8052

101..... 8053

133..... 8054

520..... 8054

524..... 8055

558 (2 documents)..... 8055

Proposed Rules:

182..... 8086

184..... 8086

27 CFR

Proposed Rules:

170..... 8088

240..... 8088

28 CFR

0..... 8056

29 CFR

1602..... 8057

30 CFR

942..... 8058

31 CFR

354..... 8059

34 CFR

601..... 8061

38 CFR

6..... 8069

8..... 8069

9..... 8069

39 CFR

111..... 8071

40 CFR

52..... 8072

44 CFR

Proposed Rules:

67..... 8090

45 CFR

Proposed Rules:

801..... 8090

47 CFR

1..... 8073

22..... 8074

73..... 8080

95..... 8080

Proposed Rules:

0..... 8090

1..... 8090

97..... 8090

49 CFR

1249..... 8081

50 CFR

Proposed Rules:

227..... 8096

285..... 8097

Federal Register
Vol. 48, No. 39
Friday, February 25, 1983

Presidential Documents

Title 3—

The President

Executive Order 12408 of February 23, 1983

Reports on International Organizations

By the authority vested in me as President by the Constitution and laws of the United States of America, including specifically Section 301 of Title 3 of the United States Code, it is hereby ordered as follows: Executive Order No. 12374 of July 28, 1982, is amended by adding the following new section:

"Sec. 3. The functions vested in the President by Sections 104(c) and 108(d) of the Department of State Authorization Act, Fiscal Years 1982 and 1983 (Public Law 97–241) are delegated to the Secretary of State.".

Ronald Reagan

THE WHITE HOUSE,
February 23, 1983.

[FR Doc. 83–5056
Filed 2–24–83; 11:03 am]
Billing code 3195–01–M

Rules and Regulations

Federal Register
Vol. 48, No. 39
Friday, February 25, 1983

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

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Part 27

Regulations Under Cotton Futures Act; Removal of Augusta, Ga., From the List of Bona Fide Spot Cotton Markets

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: This rule removes Augusta, Georgia from the list of nine bona fide spot cotton markets designated by the Secretary of Agriculture to be used to establish settlement differences for futures contracts whenever the quality of cotton delivered from the base quality. This is one of several cost-cutting actions made necessary by the reduced Fiscal Year 1983 budget for cotton market news activities. The Augusta spot market has only marginally met the criteria as a designated spot market for a number of years. Its removal will have no impact on settlement differences for futures contracts and no impact on the accuracy or representativeness of daily spot cotton quotations. The revision in this final rule is the same as that published in the proposed rule.

EFFECTIVE DATE: March 28, 1983.

FOR FURTHER INFORMATION CONTACT: Loyd R. Frazier, Chief, Marketing Services Branch, Cotton Division, AMS, USDA, Washington, D.C. 20250, (202) 447-2147.

SUPPLEMENTARY INFORMATION: This rule has been reviewed under the USDA procedures established in accordance with Executive Order 12291 and Secretary's Memorandum 1512-1 and has been classified "non-major" as it does not meet criteria contained therein for major regulatory action.

William T. Manley, Deputy Administrator for Marketing Programs Operations, has determined that this action will not have a significant impact on a substantial number of small business entities as defined in the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) because (i) Augusta quotations have not been used for futures contract settlement purposes since 1968, (ii) the accuracy of the daily spot cotton quotations will not be reduced by the removal of Augusta, and (iii) the trading of spot cotton on the Augusta market will not be restricted by this action.

The removal of Augusta as a designated spot cotton market was proposed on November 12, 1982 (47 FR 51147). The Department accepted public comment for 30 days following the publication of this rule. No comments were received during the public comment period in response to the proposal. Expressions of support for the continuation of Augusta as a designated market were received prior to the public comment period and all information presented was taken into account in the preparation of the proposed action as well as this final rule. The rule is made final as it was proposed.

The United States Cotton Futures Act (7 U.S.C. 15b) authorizes the Secretary of Agriculture to designate bona fide spot cotton markets to be used to establish settlement differences for futures contacts whenever the quality of cotton delivered differs from the base quality. The Act directs the Secretary to designate those cotton markets in which spot cotton is sold in such volume and under such conditions as customarily to reflect accurately the value of Middling cotton and the differences between the prices or values of Middling cotton and of other grades for which standards have been established. There are nine markets so designated at the present time. Prices from only seven of these markets are used for futures contract settlement purposes. The other two, Augusta, Georgia and Fresno, California are carried as extra or reserve markets although the Act does not require reserve markets.

Each designated spot market is required to establish and maintain a competent spot quotations committee for the purpose of establishing daily price quotations for that market. The U.S. Department of Agriculture is responsible for the accuracy of the spot quotations established in each designated market. A USDA employee is assigned to each market to collect, analyze, and present pertinent price information at twice-weekly committee meetings.

A reduction in the Fiscal Year 1983 budget for cotton market news activities necessitated a close review of all market news programs on a cost/benefits basis. A number of program reductions were necessary, one of which was the removal of Augusta, Georgia from the list of nine bona-fide spot cotton markets. The Augusta spot market is supervised by a USDA employee headquartered in Macon, Georgia who travels to Augusta each week to canvass the market and meet with the quotations committee. Savings resulting from the removal of the Augusta market will augment savings from other market news program reductions that are necessary to operate within the Fiscal Year 1983 budget.

The Augusta market has only marginally met the criteria for designation for several years and it is currently at a level that is significantly lower than any other bona fide market. The volume of spot cotton traded on the Augusta market declined significantly during the 15 years prior to 1977 and the validity of Augusta's designation as a bona fide spot cotton market became questionable. Due to this continuing downward trend, it was determined in 1977 that the Augusta market no longer met the market designation criteria of the Cotton Futures Act and a rule was issued on October 31 of that year removing Augusta from the list of bona fide spot cotton markets (42 FR 56949). Removal of the Augusta market was subsequently postponed until August 1, 1981 pending an evaluation of the cotton market news needs in the State of Georgia (44 FR 45917). The rule removing Augusta from the list of bona fide spot cotton markets was rescinded on January 14, 1981 due to an increase in participation of Augusta cotton exchange members in the establishment of spot cotton quotations (46 FR 3203).

This increase in participation was accompanied by an increase in reported purchases which strengthened the validity of Augusta's designation as a bona fide spot cotton market. In rescinding the action to remove Augusta, USDA reiterated its responsibility to continue to monitor all

of the designated bona fide spot cotton markets to insure that each one continues to meet the criteria for designation. It was the expectation of USDA that the increased volume of purchases reported on the Augusta market would be supported by an accompanying increase in availability of information on actual transactions in the market.

Although the volume of reported purchases on the Augusta market increased after January 1981, the availability of additional price information on actual transactions failed to materialize. Furthermore, it has been determined that much of the increased volume of reported purchases is Texas grown cotton which is not representative of spot sales of Georgia or southeastern cotton.

The declining volume of locally-produced cotton being traded and the lack of actual sales information indicates that the Augusta market is, at best, only marginally qualified to continue as a bona fide spot cotton market and its value as a spot cotton market reporting point does not warrant its continuation especially within the constraints of a reduced Fiscal Year 1983 budget. In view of the above, it has been determined that the Augusta, Georgia spot market should no longer be designated as a bona fide spot market under the Cotton Futures Act.

List of Subjects in 7 CFR PART 27

Classification, Cotton, Micronaire, Samples.

PART 27—COTTON CLASSIFICATION UNDER COTTON FUTURES LEGISLATION

Accordingly, § 27.93 of the regulations (7 CFR 27.93) promulgated pursuant to the Cotton Futures Act is amended by removing the reference to Augusta, Georgia from the list of bona fide spot cotton markets as follows:

§ 27.93 [Amended]

7 CFR 27.93 is amended by removing the words "Augusta, GA," from the list of bona fide spot markets.

(90 Stat. 1841–1846; 7 U.S.C. 15b)

Dated: January 6, 1983.

Wiliam T. Manley,

Deputy Administrator, Marketing Program Operations.

[FR Doc. 83-4751 Filed 2-24-83; 8:45 am]

BILLING CODE 3410-02-M

7 CFR Part 910

[Lemon Reg. 400]

Lemons Grown in California and Arizona; Limitation of Handling

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: This regulation establishes the quantity of fresh California-Arizona lemons that may be shipped to market during the period February 27–March 5, 1983. Such action is needed to provide for orderly marketing of fresh lemons for the period due to the marketing situation confronting the lemon industry.

EFFECTIVE DATE: February 27, 1983.

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

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

This final rule is issued under Marketing Order No. 910, as amended (7 CFR Part 910; 47 FR 50196), regulating the handling of lemons grown in California and Arizona. The order is effective under the Agricultural Agreement Act of 1937, as amended (7 U.S.C. 601–674). The action is based upon recommendations and information submitted by the Lemon Administrative Committee and upon other available information. It is hereby found that this action will tend to effectuate the declared policy of the act.

This action is consistent with the marketing policy for 1982–83. The marketing policy was recommended by the committee following discussion at a public meeting on July 6, 1982. The committee met again publicly on February 22, 1983, at Los Angeles, California, to consider the current and prospective conditions of supply and demand and recommended a quantity of lemons deemed advisable to be handled during the specified week. The committee reports the demand for lemons is good.

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

List of Subjects in 7 CFR Part 910

Marketing agreements and orders, California, Arizona, Lemons.

PART 910—[AMENDED]

Section 910.700 is added as follows:

§ 910.700 Lemon regulation 400.

The quantity of lemons grown in California and Arizona which may be handled during the period February 27, 1983, through March 5, 1983, is established at 245,000 cartons.

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

Dated: February 24, 1983.

D. S. Kuryloski,

Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc. 83-5092 Filed 2-24-83; 12:00 pm]

BILLING CODE 3410-02-M

DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

8 CFR Parts 1, 3, and 100

[Order No. 999–83]

Board of Immigration Appeals; Immigration Review Function; Editorial Amendments

AGENCY: Immigration and Naturalization Service, Justice.

ACTION: Final rule.

SUMMARY: In order to improve the management, direction and control of the immigration judicial review programs currently within the Immigration and Naturalization Service (INS), the Attorney General has reorganized within the Department of

Justice so as to place the immigration review function with the Board of Immigration Appeals (BIA) under a newly created office entitled the Executive Office for Immigration Review (EOIR). The Excutive Office for Immigration Review will be under the Associate Attorney General's supervision. This realignment will place similar quasi-judicial functions within a single organization and will result in a more effective and efficient operation of the Department's immigration judicial review programs.

EFFECTIVE DATE: February 15, 1983.

FOR FURTHER INFORMATION CONTACT: Kevin D. Rooney; Assistant Attorney General for Administration; U.S. Department of Justice; 10th and Constitution Avenue, N.W., Room 1111; Washington, D.C. 20530. Telephone: (202) 633–3101.

SUPPLEMENTARY INFORMATION: In accordance with the reorganization within the Department of Justice, 8 CFR is being amended to reflect the new functional statements of the Executive Office for Immigration Review, the Board of Immigration Appeals, and the Office of the Chief Special Inquiry Officer.

This order is not a rule within the meaning of either Executive Order 12291, Section 1(a), or the Regulatory Flexibility Act, 5 U.S.C. 601, et seq.

List of Subjects

8 CFR Part 1

Administrative practice and procedure, Immigration.

8 CFR Part 3

Administrative practice and procedure, Authority delegations (Government agencies), Immigration, Organization and function (Government agencies).

8 CFR Part 100

Administrative practice and procedure, Aliens, Authority delegations (Government agencies), Harbors, Organizations and functions (Government agencies), Ports of entry.

By virtue of the authority vested in me, as Attorney General, by 28 U.S.C. 509, 510, 5 U.S.C. 301, and 8 U.S.C. 1103, Parts 1, 3, and 100 of Title 8 of the Code of Federal Regulations, are hereby amended as follows:

PART 1—[AMENDED]

1. Section 1.1 of Part 1 is amended by adding a new paragraph (n) to read as follows:

§ 1.1 Definitions.

* * * * *

(n) The term "Executive Office" means Executive Office for Immigration Review.

2. Section 2.1 is revised to read as follows:

§ 2.1 Authority of the Commissioner.

Without divesting the Attorney General of any of his powers, privileges, or duties under the immigration and naturalization laws, and except as to the Executive Office, the Board, the Office of the Chief Special Inquiry Officer, and Special Inquiry Officers, there is delegated to the Commissioner the authority of the Attorney General to direct the administration of the Service and to enforce the Act and all other laws relating to the immigration and naturalization of aliens. The Commissioner may issue regulations as deemed necessary or appropriate for the exercise of any authority delegated to him by the Attorney General, and may redelegate any such authority to any other officer or employee of the Service.

3. Part 3 is amended by:

a. Revising the heading of Part 3 to read as follows:

PART 3—EXECUTIVE OFFICE FOR IMMIGRATION REVIEW

b. Adding a new § 3.0 to read as follows:

§ 3.0 Executive Office for Immigration Review.

The Executive Office for Immigration Review shall be headed by a Director, who shall be responsible for the general supervision of the Board of Immigration Appeals and the Office of the Chief Special Inquiry Officer in the execution of their duties in accordance with 8 CFR Part 3. The Director may redelegate the authority delegated to him by the Attorney General to the Chairman of the Board of Immigration Appeals or the Chief Special Inquiry Officer. The Director shall be assisted in the performance of his duties by an Executive Assistant.

c. Designating §§ 3.1–3.8 as Subpart A and adding a heading for Subpart A as follows:

Subpart A—Board of Immigration Appeals.

d. Revising the heading of § 3.1 and revising paragraphs (a)(1) and (2), (c), (d)(2) and (3) and (g) to read as follows:

§ 3.1 General authorities.

(a)(1) *Organization.* There shall be in the Department of Justice a Board of Immigration Appeals, subject to the general supervision of the Director, Executive Office for Immigration Review. The Board shall exercise so much of the immigration and nationality laws as he may delegate to it. The Board shall consist of a Chairman and four other members. A vacancy, or the absence or unavailability of a Board Member, shall not impair the right of the remaining members to exercise all the powers of the Board, and three members of the Board shall, at all times, constitute a quorum of the Board. There shall also be attached to the Board such number of attorneys and other employees as the Associate Attorney General, upon recommendation of the Chairman, shall from time to time direct.

(2) *Chairman.* The Chairman shall direct, supervise, and establish internal operating procedures and policies of the Board. He shall designate a member of the Board to act as Chairman in his absence or unavailability. The Chairman shall be assisted in the performance of his duties by a Chief Attorney Examiner, who shall be directly responsible to the Chairman. The Chief Attorney Examiner shall serve as an Alternate Board Member when, in the absence or unavailability of a Board Member or Members, his participation is deemed necessary by the Chairman. Once designated, his participation in a case shall continue to its normal conclusion.

* * * * *

(c) *Jurisdiction by certification.* The Commissioner, or any other duly authorized officer of the Service, any Special Inquiry Officer, or the Board may in any case arising under paragraph (b) of this section require certification of such case to the Board.

(d) * * *

(2) *Finality of decision.* The decision of the Board shall be final except in those cases reviewed by the Attorney General in accordance with paragraph (h) of this section. The Board may return a case to the Service or Special Inquiry Officer for such further action as may be appropriate, without entering a final decision on the merits of the case.

(3) *Rules of practice: discipline of attorneys and represenatives.* The Board shall have authority, with the approval of the Director, EOIR, to prescribe rules governing proceedings before it. It shall also determine whether any organization desiring representation is of a kind described in § 1.1(j) of this chapter, and shall regulate the conduct of, and may disbar for cause, attorneys, representatives of organizations, and others who appear in a representative

capacity before the Board or the Service or any Special Inquiry Officer.

* * * * *

(g) *Decisions of the Board as precedents.* Except as they may be modified or overruled by the Board or the Attorney General, decisions of the Board shall be binding on all officers and employees of the Service or Special Inquiry Officers in the administration of the Act, and selected decisions designated by the Board shall serve as precedents in all proceedings involving the same issue or issues.

* * * * *

e. Revising paragraph (c) of § 3.3 to read as follows:

§ 3.3 Notice of appeal.

* * * * *

(c) *Briefs.* Briefs in support of or in opposition to an appeal shall be filed in triplicate with the officer of the Service having administrative jurisdiction over the case within the time fixed for appeal or within any other additional period designated by the Special Inquiry Officer or Service Officer who made the decision. Such Special Inquiry Officer or the Board for good cause may extend the time for filing a brief or reply brief. The Board in its discretion may authorize the filing of briefs directly with it, in which event the opposing party shall be allowed a specified time to respond.

f. Revising paragraph (b) of § 3.8 to read as follows:

§ 3.8 Motion to reopen or motion to reconsider.

* * * * *

(b) *Distribution of motion papers when alien is moving party.* In any case in which a motion to reopen or a motion to reconsider is made by the alien or other party affected, the three copies of the motion papers shall be submitted to the officer of the Service having administrative jurisdiction over the place where the proceedings were conducted. Such officer shall retain one copy, forward one copy to the officer of the Service or Special Inquiry Officer who made the initial decision in the case, and submit the third copy with the case to the Board.

* * * * *

g. Adding a Subpart B as set forth below:

Subpart B—Office of the Chief Special Inquiry Officer

§ 3.9 Chief Special Inquiry Officer.

The Chief Special Inquiry Officer shall be reponsible for the general supervision, direction and scheduling of the Special Inquiry Officers in the conduct of the various programs assigned to them. This shall include:

(a) Establishment of operational policies;

(b) Evaluation of the performance of Special Inquiry Officer offices, making appropriate reports and inspections and taking corrective action where indicated.

§ 3.10 Special Inquiry Officers.

Special Inquiry Officers shall exercise the powers and duties in this chapter regarding the conduct of exclusion and deportation hearings and such other proceedings which the Attorney General may assign them to conduct.

PART 100—[AMENDED]

4. Part 100 is amended by revising paragraph (a) of § 100.2 to read as follows:

§ 100.2 Organization and delegations.

(a) The Attorney General has delegated to the Commissioner, the principal officer of the Immigration and Naturalization Service, authority to direct the administration of the Service and enforce the Act and all other laws relating to immigration and naturalization, except the authority delegated to the Executive Office for Immigration Review, the Board of Immigration Appeals, the Office of the Chief Special Inquiry Officer, or Special Inquiry Officers. The Deputy Commissioner is authorized to exercise all power and authority of the Commissioner unless any such power or authority is required to be exercised by the Commissioner personally or has been exclusively delegated to another immigration offical or class of immigration officer. Subject to the general supervision of the Commissioner and the direction of the Deputy Commissioner, the Associate Commissioners have responsibility for Service program development, coordination, evaluation and counseling relating to Service policy and recommendations within their program areas of activity and general direction of the Assistant Commissioners with technical responsibility for each of the program areas as follows: The Associate Commissioner, Examinations, the Adjudications, Inspections, and Citizenship and Naturalization programs and general direction of the Assistant Commissioners for Adjudications, Inspections, and Naturalization; the Associate Commissioner, Enforcement, the Border Patrol, Investigations, and Detention and Deportation programs and general direction of the Assistant Commissioners for Border Patrol, Investigations, and Detention and Deportation; the Associate Commissioner, Management, the Administrative, Records and Information, and Personnel programs and general direction of the Assistant Commissioners for Administration, Information Services, and Personnel. The Assistant Commissioners have responsibility for the planning, coordinating, evaluating, and technical counseling relating to their program areas as follows: The Assistant Commissioner for Adjudications, the Adjudicative programs; the Assistant Commissioner for Inspections, the Inspection Programs; the Assistant Commissioner for Naturalization, the Citizenship and Naturalization programs; the Assistant Commissioner for Border Patrol, the Border Patrol programs; the Assistant Commissioner for Investigations, the Investigations programs; the Assistant Commissioner for Detention and Deportation, Detention and Deportation programs; the Assistant Commissioner for Administration, the Administrative programs; the Assistant Commissioner for Information Services, the Records Administration and Information, Statistics, and Automated Data Processing programs; the Assistant Commissioner for Personnel, the Personnel programs.

* * * * *

(28 U.S.C. 509, 510; 5 U.S.C. 301; 8 U.S.C. 1103)

Dated: February 15, 1983.

William French Smith,

Attorney General.

[FR Doc. 83-4736 Filed 2-24-83; 8:45 am]

BILLING CODE 4410-01-M

FEDERAL HOME LOAN BANK BOARD

12 CFR Part 531

FSLIC-Guaranteed Advances; Loans to the Federal Savings and Loan Insurance Corporation

Dated: February 18, 1983.

AGENCY: Federal Home Loan Bank Board.

ACTION: Final rule.

SUMMARY: As the first step in implementing sections 352 and 125 of the Garn-St Germain Depository Institutions Act of 1982, the Federal Home Loan Bank Board has adopted a policy statement that (1) directs the Federal Home Loan Banks ("Banks") to include in their credit policies a category of advances secured by a written guarantee of repayment from the Federal Savings and Loan Insurance Corporation ("FSLIC") and (2)

authorizes the Banks to make loans to the FSLIC.

EFFECTIVE DATE: February 18, 1983.

FOR FURTHER INFORMATION CONTACT: Bobby Hughes (202–377–6612), Deputy Director, Office of Federal Savings and Loan Insurance Corporation; Susan C. Evans (202–377–6658), Senior Financial Analyst, Office of District Banks; or Deborah C. Jenkins (202–377–6464), Attorney, Office of General Counsel, Federal Home Loan Bank Board, 1700 G Street, NW., Washington, D.C. 20552.

SUPPLEMENTARY INFORMATION: The recently enacted Garn-St Germain Depository Institutions Act of 1982, Pub. L. 97–320, 96 Stat. 1469 ("DIA"), among other things, authorizes the Banks to make loans to the FSLIC, eliminates the extensive collateralization requirements for advances made pursuant to section 10 of the Federal Home Loan Bank Act ("Bank Act"), 12 U.S.C. 1430 (1976 & Supp. IV 1980), and empowers the Federal Home Loan Bank Board ("Board") to prescribe the requisite security for such advances. As a first step in implementing these provisions of the DIA, the Board has adopted a policy statement, to be codified as 12 CFR 531.2, directing each Bank to include in its credit policy a category of advances secured by a written guarantee of repayment from the FSLIC and authorizing the Banks to make loans directly to the FSLIC.

FSLIC-Guaranteed Advances

The FSLIC, with the express approval of the Board, on occasion has entered into written agreements with various Banks, guaranteeing the repayment of advances made to members with insufficient collateral to obtain advances under the existing credit policies of their Banks, to prevent default of such insured institutions, but only during the period that an acceptable supervisory solution was being arranged by the FSLIC. The FSLIC will continue to guarantee advances when, in its judgment, such action will facilitate transactions undertaken pursuant to its authority under section 406(f) of the National Housing Act, 12 U.S.C. 1729(f) (1976 & Supp. IV 1980), as amended by the DIA, to prevent default of an insured institution or to restore an insured institution in default to normal operations. Such actions include providing financial assistance to another institution that has merged or consolidated with, or purchased the assets and assumed the liabilities of, a failing institution.

Pursuant to section 10(a) of the Bank Act, 12 U.S.C. 1430(a) (1976), as amended by section 352 of the DIA, 96 Stat. 1469, 1507, each Bank is authorized to make advances to its members upon such security as the Board may prescribe. Implementing partially section 352 of the DIA, the Board has determined that a guarantee of repayment agreement entered into by the FSLIC with a Bank constitutes security for an advance made pursuant to section 10 of the Bank Act. Accordingly, the Board has adopted paragraph (a) of new section 531.2 of the Federal Home Loan Bank System Regulations, which directs the Banks to include in their credit policies a category of advances secured by a written guarantee of repayment from the FSLIC.

Since the FSLIC may guarantee an advance when a member institution is unable to qualify under the normal credit policy of its Bank, paragraph (a) of new § 531.2 permits a Bank to make an advance upon the security of a written guarantee of repayment from the FSLIC, without regard to the Bank's normal underwriting standards dealing with the creditworthiness of an institution. The terms and conditions of such advances shall conform to those set forth in paragraph (b) of the Board's Policy Statement on Advances to Members, 12 CFR 531.1(b), as amended by Board Resolution No. 82–789 (Dec. 8, 1982), 47 FR 56316 (Dec. 16 , 1982), which requires that the Banks generally offer a range of maturities up to ten years, price advances above the replacement cost of Bank obligations, and charge prepayment and commitment fees. In addition, the borrowing member must satisfy the capital maintenance requirement of section 10(c) of the Bank Act, 12 U.S.C. 1430(c) (1976), as amended by section 352 of the DIA, which states that the total of all outstanding advances of a member shall not exceed twenty times the amount of the capital stock investment of such member in its Bank.

It is the Board's opinion that the boards of directors of the Banks can administer their credit policies, including implementation of a category of advances secured by a written guarantee of repayment from the FSLIC, fairly and without discriminating for or against any member and without adversely affecting the claims and demands of other member institutions or the credit standing of the Banks and their obligations, in accordance with section 7(j) of the Bank Act, 12 U.S.C. 1427(j) (1976).

Loans to the Federal Savings and Loan Insurance Corporation

Section 125 of the DIA (96 Stat. 1469, 1485), amending section 402(d) of the National Housing Act, 12 U.S.C. 1725(d) (1976 & Supp. IV 1980), expands the FSLIC's borrowing authority by permitting it to borrow from the Banks upon certain prescribed terms. The DIA, in adding section 11(k) of the Bank Act (to be codified as 12 U.S.C. 1431(k)), also authorizes the Banks to lend to the FSLIC. To implement this section, the Board has determined that the loans to the FSLIC shall bear interest at rates equal to the rates on advances with comparable maturities that are offered to members of the Bank or Banks making the loan, and shall be secured or unsecured, as determined by the Board. In addition, such loans shall be subject to the existing prepayment policy and fees and commitment fees of the Bank or Banks making the loan. For purposes of reflecting this new authorization, the Board has adopted paragraph (b) of new section 531.2, which provides that the Banks shall make loans to the FSLIC in accordance with the conditions set forth in section 125 of the DIA and certain prescribed terms and conditions that are similar to those upon which the Banks make advances to their members.

The Board finds that observance of the notice and comment procedures prescribed by 5 U.S.C. 553(b) and 12 CFR 508.12, 508.13, and delay of the effective date pursuant to 5 U.S.C. 553(d) and 12 CFR 508.14, are unnecessary for the following reasons: (1) this policy statement is interpretative in that it states and clarifies the Board's interpretation of several provisions of the recently enacted Garn-St Germain Depository Institutions Act of 1982; and (2) it is in the public interest for this policy statement to take effect at the earliest feasible time to assist the Federal Savings and Loan Insurance Corporation in its efforts to aid failing thrift institutions.

List of Subjects in 12 CFR Part 531

Federal home loan banks.

Accordingly, the Federal Home Loan Bank Board hereby amends Part 531, Subchapter B, Chapter V of Title 12 of the Code of Federal Regulations, as set forth below.

SUBCHAPTER B—REGULATIONS FOR THE FEDERAL HOME LOAN BANK SYSTEM

PART 531—STATEMENTS OF POLICY

Add a new § 531.2 as follows:

§ 531.2 Policy on Federal Savings and Loan Insurance Corporation-guaranteed advances and loans to the Federal Savings and Loan Insurance Corporation.

(a) *Guaranteed advances.* Each Bank shall include in its credit policy advances that are secured by a written

guarantee of repayment from the Federal Savings and Loan Insurance Corporation ("Corporation"). Such guaranteed advances generally shall conform to the conditions set forth in § 531.1(b) of this Part.

(b) *Loans to the Corporation.* After application by the Corporation to the Board and when directed to do so by the Board, the Federal Home Loan Bank(s) shall make loans to the Corporation. Any loan to the Corporation by the Banks or a Bank shall satisfy the following conditions as well as any other conditions that may be imposed by the Board:

(1) Such loans may be secured or unsecured, as determined by the Board;

(2) Such loans shall be made by one or more Banks, as determined by the Board;

(3) Such loans shall bear interest at rates equal to the rates on advances with comparable maturities that are offered to members of the Bank or Banks making the loans; and

(4) Such loans shall be subject to existing prepayment policies and fees and commitment fees of the Bank or Banks making the loans.

(Titles I, III, Pub. L. No. 97-320, 96 Stat. 1469, amending 12 U.S.C. 1431, 1725; Sec. 17, 47 Stat. 736, as amended (12 U.S.C. 1437); Sec. 5, 48 Stat. 132, as amended (12 U.S.C. 1464); Secs. 403, 407, 48 Stat. 1257, 1260, as amended (12 U.S.C. 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.

John M. Buckley, Jr.,

Acting Secretary.

[FR Doc. 83-4881 Filed 2-24-83; 8:45 am]

BILLING CODE 6720-01-M

CIVIL AERONAUTICS BOARD

14 CFR Part 202

[Amdt. No. 5; Docket 40734; Regulation ER-1325]

Certificates Authorizing Scheduled Route Service; Terms, Conditions, and Limitations

AGENCY: Civil Aeronautics Board.

ACTION: Final rule.

SUMMARY: The CAB is requiring that direct U.S. and foreign air carriers become parties to the Montreal Agreement, which sets the carrier liability limit for passenger injury and death in international travel at not less than $75,000 per person. This rule conditions air carrier certificates for scheduled air transportation to require that the carrier become a party to the Montreal Agreement and comply with the Board rule implementing it.

DATES: In accordance with the Paperwork Reduction Act (44 U.S.C. 3507), the reporting provisions that are included in this final rule have been or will be submitted for approval to the Office of Management and Budget (OMB). They are not effective until an OMB control number has been obtained. Adopted: February 8, 1983.

FOR FURTHER INFORMATION CONTACT: Peter B. Schwarzkopf, Assistant General Counsel, International Affairs, (202) 673-5928, or Joseph A. Brooks, Office of the General Counsel, (202) 673-5442, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

SUPPLEMENTARY INFORMATION: The reasons for this rule are fully explained in ER-1324, adopted contemporaneously.

List of Subjects in 14 CFR Part 202

Air carriers, Airports.

Accordingly, the Civil Aeronautics Board amends 14 CFR Part 202, *Certificate Authority for Scheduled Route Service: Terms, Conditions and Limitations,* as follows:

PART 202—[AMENDED]

1. The authority for Part 202 is:

Authority: Secs. 204, 401, Pub. L. 85-726, as amended, 72 Stat. 743, 754, 49 U.S.C. 1324, 1371.

2. A new § 202.12 is added to read:

§ 202.12 Filing requirements for adherence to Montreal Agreement.

It shall be a condition upon the holding of a certificate that the holder have and maintain in effect and on file with the Board a signed counterpart of CAB Agreement 18900 (CAB Form 263), and a tariff (for those carriers otherwise generally required to file tariffs) that includes its terms, and that the holder comply with all other requirements of Part 203. CAB Form 263 may be obtained from the Publications Services Division, Civil Aeronautics Board, Washington, D.C. 20428.

3. The table of contents is amended by adding a new § 202.12 to read:

Sec.

* * * * *

202.12 Filing requirements for adherence to Montreal agreement.

* * * * *

By the Civil Aeronautics Board.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 83-4668 Filed 2-24-83; 8:45 am]

BILLING CODE 6320-01-M

14 CFR Part 203

[Docket 40734; Regulation ER-1324]

Waiver of Warsaw Convention Liability Limits and Defenses

AGENCY: Civil Aeronautics Board.

ACTION: Final rule.

SUMMARY: The CAB is requiring that direct U.S. and foreign air carriers become parties to the Montreal Agreement. Under that Agreement, the carriers waive the Warsaw Convention provisions which limit their liability for deaths or injuries to international passengers so as to provide a higher limit of not less than $75,000 per person. Carriers are also precluded under the Agreement from asserting the defense allowed by the Warsaw Convention of proof that they were not negligent. Under the rule, carriers that have operating authority from the Board or operate in air transportation are deemed to have accepted the provisions of the Montreal Agreement. The rule further requires that carriers make the terms of the Montreal Agreement part of their transportation contract with the passenger. The new rules will insure that all international passengers will have the benefit of the higher liability limits and standards of the Montreal Agreement.

DATES: Effective March 26, 1983. In accordance with the Paperwork Reduction Act (44 U.S.C. 3507), the reporting provisions that are included in § 203.3, have been or will be submitted for approval to the Office of Management and Budget (OMB). They are not effective until an OMB control number has been obtained. Adopted: February 8, 1983.

FOR FURTHER INFORMATION CONTACT: Peter B. Schwarzkopf, Assistant General Counsel, International Affairs, (202) 673-5928, or Joseph A. Brooks, Office of the General Counsel, (202) 673-5442, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

SUPPLEMENTARY INFORMATION: The Warsaw Convention (49 Stat. 3000), to which the United States is a party, provides a low liability limit for airlines with respect to deaths of, or injuries suffered by, their international passengers. It also includes a provision that permits carriers to exonerate themselves from liability if they prove that they were not negligent. However, in 1966, carriers operating to the United States became parties to the so-called Montreal Agreement (CAB Agreement 18900). Under that Agreement, the participating carriers waive the

Convention's passenger liability limit up to $75,000, and waive the carrier defense of proof of non-negligence.

Our past rules only required that commuter air carriers and certain other U.S. air taxi operators become parties to the Montreal Agreement. In addition, a standard condition in foreign air carrier permits required that foreign air carriers become signatories. Since U.S. certificated carriers had voluntarily adhered to the Montreal Agreement, we had not previously found it necessary to require their adherence by rule.

As a result of the Airline Deregulation Act (Pub. L. 95-504), and the licensing of many new U.S. certificated carriers, it became apparent that all U.S. certificated air carriers should be required to become parties to the Montreal Agreement, rather than relying on voluntary compliance, and that all Board requirements on this subject should be consolidated. A rule requiring adherence to the Agreement by all direct U.S. and foreign air carriers will assure that international passengers will not be subjected to the unconscionably low passenger liability limit applicable under the Convention in the absence of the Agreement. Accordingly, by EDR-443 (47 FR 25019, June 9, 1982), the Board proposed amendments to our rules to accomplish this objective.

Only two comments have been received in response to the proposed rule. Executive Air Fleet Corporation, an air taxi operator, expressed its support for the provisions.

Southwest Airlines Co. requested that the proposed rule be modified to exclude from the required adherence to the Montreal Agreement certificated air carriers that do not engage in foreign air transportation, and do not interline on their system. Southwest contended that the rule's applicability to such certificated carriers, which, according to Southwest, would not be subject to the liability limitations of the Warsaw Convention, would be unnecessarily burdensome. The rule, requiring a ticket notice, would be especially burdensome to Southwest, it further argued, since it uses a simple register receipt as a ticket instead of the uniform ticket stock used by other carriers. Southwest points to the exclusion from the applicability of the rule of certain air taxi operators in support of its request.

The Board has decided to adopt the rule without change.

It is true that the Warsaw Convention would hardly ever apply to a carrier such as Southwest which exclusively engages in domestic service and does not participate in interline agreements. This is because, in the absence of interlining, any connecting traffic to a foreign point would require double ticketing. Under such circumstances, it is not likely that the transportation would be construed as an international journey under the Warsaw Convention.

Nevertheless, the Convention by its terms applies to wholly domestic segments of a through international journey, even where the carrier performing the domestic segment neither performs, nor is authorized to engage in, foreign air transportation. Indeed, the Warsaw Convention may be applied to connecting successive carriage, even where double ticketing is involved, "if it has been regarded by the parties as a single operation." (Art. 1(3).) Although it is unlikely that a court would find transportation on Southwest as part of an international journey, there exists a small risk that a court might in the future conclude that a passenger traveling on Southwest in order to connect with a flight of another carrier to a foreign point on a separate ticket was subject to the provisions of the Warsaw Convention. Should Southwest in the future engage in interlining, so that a connecting foreign flight could be included on a single ticket, it would, of course, become probable that the Warsaw Convention would apply in many cases.

While the risk of applicability of the Convention may not be large, the burden of the rule, at least with respect to the one time filing of the Montreal Agreement, and inclusion of appropriate provisions in Southwest's conditions of carriage, is minimal. Therefore, we conclude that the public interest requires that the rule be applicable to all domestic scheduled carriers, even those that voluntarily choose to refrain from interlining arrangements with other carriers. Otherwise there would exist an unnecessary risk that recovery against the airline for death or injury of a passenger might be unconscionably limited because of the unanticipated applicability of the Warsaw Convention, and the failure of the carrier to adhere to the Montreal Agreement. The application of this rule (Part 203) in no way implies applicability of the Convention under any particular circumstances.

The proper remedy for Southwest's ticketing problems, or that of any other air carrier or foreign air carrier, is not inapplicability of the rule, but rather application to the Board for approval under, or exemption from, the provisions of § 221.175 to authorize use of alternative forms of passenger liability notice. Southwest or any other carrier with similar ticketing procedures may thus ask for changes in the notice required by this rule and § 221.175. The Board will consider such requests as it does other requests for waivers or modifications of Board notice requirements.

Carriers should be aware, however, that Article 3 of the Warsaw Convention has been interpreted by some courts as precluding the carrier from availing itself of the Convention's limitations on liability, unless the carrier delivers a ticket to the passenger with a readable notice of the limits of liability. *Lisi v. Alitalia—Linee Aeree Italiane, S.p.A.*, 370 F. 2d 508 (CA2, 1966), *aff'd.* by an equally divided Supreme Court, 390 U.S. 455 (1968). See also, *In Re Air Crash Disaster at Warsaw, Poland, on March 14, 1980*, 535 F. Supp. 833, 835-39 (E.D.N.Y. 1982).

A carrier could also consider incorporation in its conditions of carriage of a provision that the carrier does not avail itself of the limits of liability of the Warsaw Convention, and agrees that no limit of liability shall apply, even in the event that the Convention should be applicable. Such a provision would constitute a special contract between the airline and its passengers under Article 22(1) of the Convention, and would avoid the otherwise existing possibility that passengers might unconscionably be limited in their recovery for death or injuries against the airline by reason of the liability limits of the Convention. In such circumstances, the liability limit notice would be superfluous. A provision to this effect should be submitted with an application for a waiver.

The exemption for certain air taxi operators is not inconsistent with the application of the rule to Southwest. To the contrary, all commuter air carriers (air taxi operators conducting scheduled operations) are subject to these regulations whether or not they engage in foreign air transportation or interline with other carriers. The exception applies only to "on-demand" air taxi operators who neither interline nor engage in foreign air transportation. There is a difference, however, between the operations of Southwest and those of the such on-demand air taxi operators. The possibility of passengers using those air taxi operators as part of an international journey is exceedingly remote. This is not the case with certificated air carriers not engaging in interline operations but providing substantial scheduled service.

The rules thus require all U.S. and foreign direct air carriers (except certain domestic air taxi operators) to become parties to the Montreal Agreement by filing a signed counterpart of the

Agreement with the Board (CAB Form 263). Carriers issued license authority by the Board or operating in air transportation would be deemed to have accepted the Agreement's provisions with the same effect as if they had signed a counterpart of the Agreement.

The rule further requires, in accordance with the requirement of the Montreal Agreement, that a carrier give notice of the liability limit as provided by 14 CFR 221.175, along with the passenger ticket. In addition, it specifies that participation in the Agreement shall constitute an agreement between the carrier and its passengers that for death or injury a liability limit of not less than $75,000 shall apply under Article 22(1) of the Convention. These provisions insure that the procedure of Article 22(1) of the Convention, for a special contract between the carrier and its passengers to provide for higher limits of liability, has been properly implemented.

Finally, to facilitate adherence to the Montreal Agreement by commuter carriers and other air taxi operators to which the rule applies, the Montreal Agreement is incorporated by reference into a revised CAB Form 298–A so that execution of the Air Taxi Registration Form will constitute adherence to the Montreal Agreement. Registered air taxi operators who are currently parties to the Montreal Agreement, as required by 14 CFR 298.3, need not re-register. The previous requirement of § 298.70, that commuter carriers and other air taxi operators required to adhere to the Montreal Agreement file a special tariff incorporating its terms, is deleted.

Contemporaneously with the adoption of this rule, technical implementing amendments are also being made to Parts 202, 204, 208, 211, 212, 213, 294 and 298. Part 215 is also being amended to require a new filing upon the change of the name of an air carrier.

CAB Form 263 is attached to Part 203 as Appendix A. CAB Form 298–A (Rev.) is also attached to this rule for information.

Final Regulatory Flexibility Analysis

The discussion above constitutes the Board's final regulatory flexibility analysis of the rule pursuant to the Regulatory Flexibility Act (5 U.S.C. 604). Copies of this document can be obtained from the Distribution Section, Civil Aeronautics Board, Washington, D.C. 20428, 202–673–5432, by referring to the "ER" number at the top of the document.

List of Subjects in 14 CFR Part 203

Air carriers, Air transportation, Foreign relations, Intergovenmental relations.

Accordingly, the Board amends 14 CFR Chapter II by adding a new Part 203 to read:

PART 203—WAIVER OF WARSAW CONVENTION LIABILITY LIMITS AND DEFENSES

Sec.
203.1 Scope.
203.2 Applicability.
203.3 Filing requirements for adherence to Montreal Agreement.
203.4 Montreal Agreement as part of airline-passenger contract and conditions of carriage.
203.5 Compliance as condition on operations in air transportation.

Authority: Secs. 101, 204, 401, 402, 403, 404, 407, 408, 411, 416, 417, 418, 419, Pub. L. 85–726, as amended, 72 Stat. 737, 743, 754, 757, 758, 760, 766, 767, 769, 771; 76 Stat. 145; 91 Stat. 1284; 92 Stat. 1732; 49 U.S.C. 1301, 1324, 1371, 1372, 1373, 1374, 1377, 1378, 1381, 1386, 1387, 1388, 1389.

§ 203.1 Scope.

This part requires that certain U.S. and foreign direct air carriers waive the passenger liability limits and certain carrier defenses in the Warsaw Convention in accordance with the provisions of CAB Agreement 18900, dated May 13, 1966, and provides that acceptance of authority for, or operations by the carrier in, air transportation shall be considered to act as such a waiver by that carrier.

§ 203.2 Applicability.

This part applies to all direct U.S. and foreign direct air carriers, except for air taxi operators as defined in Part 298 of this chapter that (a) are not commuter air carriers, (b) do not participate in interline agreements, and (c) do not engage in foreign air transportation.

§ 203.3 Filing requirements for adherence to Montreal Agreement.

All direct U.S. and foreign air carriers shall have and maintain in effect and on file in the Board's Docket Section (Docket 17325) on CAB Form 263 a signed counterpart to CAB Agreement 18900, an agreement relating to liability limitations of the Warsaw Convention and Hague Protocol approved by Board Order E–23680, dated May 13, 1966, (the Montreal Agreement), and a signed counterpart of any amendment or amendments to such Agreement that may be approved by the Board and to which the air carrier or foreign air carrier becomes a party. U.S. air taxi operators may comply with this requirement by signing and filing CAB Form 298–A (Rev.) with the Board's Special Authorities Division. Canadian charter air taxi operators registering under Part 294 of this chapter may comply by filing CAB Form 263 with their registration application with the Regulatory Affairs Division, Bureau of International Aviation. CAB Form 263 is set forth as Appendix A to this part. CAB Forms 263 and 298–A (Rev.) can be obtained from the Publications Services Division, Civil Aeronautics Board, Washington, D.C. 20428.

§ 203.4 Montreal Agreement as part of airline-passenger contract and conditions of carriage.

(a) As required by the Montreal Agreement, carriers that are otherwise generally required to file tariffs shall file with the Board's Tariff Division a tariff that includes the provisions of the counterpart to CAB Agreement 18900.

(b) As further required by that Agreement, each participating carrier shall include the Agreement's terms as part of its conditions of carriage. The participating carrier shall give each of its passengers the notice required by the Montreal Agreement as provided in § 221.175 of this chapter.

(c) Participation in the Montreal Agreement, whether by signing the Agreement, filing a signed counterpart to it under § 203.3, or by operation of law under § 203.5, shall constitute a special agreement between the carrier and its passengers as a condition of carriage that a liability limit of not less than $75,000 (U.S.) shall apply under Article 22(1) of the Warsaw Convention for passenger injury and death. Such participation also constitutes a waiver of the defense under Article 20(1) of the Convention that the carrier was not negligent.

§ 203.5 Compliance as condition on operations in air transportation.

It shall be a condition on the authority of all direct U.S. and foreign carriers to operate in air transportation that they have and maintain in effect and on file with the Board a signed counterpart of CAB Agreement 18900, and a tariff (for those carriers otherwise generally required to file tariffs) that includes its provisions, as required by this subpart. Notwithstanding any failure to file that counterpart and such tariff, any such air carrier or foreign air carrier issued license authority (including exemptions) by the Board or operating in air transportation shall be deemed to have agreed to the provisions of CAB Agreement 18900 as fully as if that air carrier or foreign air carrier had in fact filed a properly executed counterpart to that Agreement and tariff.

By the Civil Aeronautics Board.

Phyllis T. Kaylor,
Secretary.

Appendix A

CAB Agreement 18900

CAB Form 263 (Rev. 2–83)

To be filed in D–17325

The undersigned carriers (hereinafter referred to as "the Carriers") hereby agree as follows:

1. Each of the Carriers shall, effective May 16, 1966, include the following in its conditions of carriage, including tariffs embodying conditions of carriage filed by it with any government:

"The Carrier shall avail itself of the limitation of liability provided in the Convention for the Unification of Certain Rules Relating to International Carriage by Air signed at Warsaw October 12th, 1929, or provided in the said Convention as amended by the Protocol signed at The Hague September 28th, 1955. However, in accordance with Article 22(1) of said Convention, or said Convention as amended by said Protocol, the Carrier agrees that, as to all international transportation by the Carrier as defined in the said Convention or said Convention as amended by said Protocol, which, according to the Contract of Carriage, includes a point in the United States of America as a point of origin, point of destination, or agreed stopping place.

(1) The limit of liability for each passenger for death, wounding, or other bodily injury shall be the sum of US $75,000 inclusive of legal fees and costs, except that, in case of a claim brought in a State where provision is made for separate award of legal fees and costs, the limit shall be the sum of US $58,000 exclusive of legal fees and costs.

(2) The Carrier shall not, with respect to any claim arising out of the death, wounding, or other bodily injury of a passenger, avail itself of any defense under Article 20(1) of said Convention or said Convention as amended by said Protocol.

Nothing herein shall be deemed to affect the rights and liabilities of the Carrier with regard to any claim brought by, on behalf of, or in respect of any person who has wilfully caused damage which resulted in death, wounding, or other bodily injury of a passenger."

2. Each Carrier shall, at the time of delivery of the ticket, furnish to each passenger whose transportation is governed by the Convention, or the Convention as amended by the Hague Protocol, and by the special contract described in paragraph 1, the following notice, which shall be printed in type at least as large as 10 point modern type and in ink contrasting with the stock on (i) each ticket; (ii) a piece of paper either placed in the ticket envelope with the ticket or attached to the ticket; or (iii) on the ticket envelope:

"ADVICE TO INTERNATIONAL PASSENGER ON LIMITATION OF LIABILITY

Passengers on a journey involving an ultimate destination or a stop in a country other than the country of origin are advised that the provisions of a treaty known as the Warsaw Convention may be applicable to the entire journey, including any portion entirely within the country of origin or destination. For such passengers on a journey to, from, or with an agreed stopping place in the United States of America, the Convention and special contracts of carriage embodied in applicable tariffs provide that the liability of

[certain ——————————]*

[(name of carrier) and certain other] carriers parties to such special contracts for death of or personal injury to passengers is limited in most cases to proven damages not to exceed US $75,000 per passenger, and that this liability up to such limit shall not depend on negligence on the part of the carrier. For such passengers travelling by a carrier not a party to such special contracts or on a journey not to, from, or having an agreed stopping place in the United States of America, liability of the carrier for death or personal injury to passengers is limited in most cases to approximately US $10,000 or US $20,000.

The names of Carriers parties to such special contracts are available at all ticket offices of such carriers and may be examined on request.

Additional protection can usually be obtained by purchasing insurance from a private company. Such insurance is not affected by any limitation of the carrier's liability under the Warsaw Convention or such special contracts of carriage. For further information please consult your airline or insurance company representative."

3. This Agreement shall be filed with the Civil Aeronautics Board of the United States for approval pursuant to Section 412 of the Federal Aviation Act of 1958, as amended, and filed with other governments as required. The Agreement shall become effective upon approval by said Board pursuant to said Section 412.

4. This Agreement may be signed in any number of counterparts, all of which shall constitute one Agreement. Any Carrier may become a party to this Agreement by signing a counterpart hereof and depositing it with said Civil Aeronautics Board.

5. Any Carrier party hereto may withdraw from this Agreement by giving twelve (12) months' written notice of withdrawal to said Civil Aeronautics Board and the other Carriers parties to the Agreement.

———————————

By (Name of Carrier)

———————————

(Signature and Title of Carrier Official)

———————————

———————————

(Address)

Date ———————————

*Either alternative may be used.

BILLING CODE 6320-01-M

ATTACHMENT TO ER-1324

CAB Form 298-A
(Rev.)

FOR USE BY CAB ONLY

AIR TAXI OPERATOR AND COMMUTER AIR CARRIER REGISTRATION AND AMENDMENTS UNDER PART 298 OF THE ECONOMIC REGULATIONS OF THE CIVIL AERONAUTICS BOARD

INSTRUCTIONS: Please submit this form in duplicate to Special Authorities Division, Civil Aeronautics Board, Washington, D.C. 20428. If this is an initial registration for air taxi service, enclose an $8 fee (check, draft, or postal money order) payable to the Civil Aeronautics Board. The fee for initial registrations for commuter (i.e. scheduled passenger) service is $670. There is no filing fee for amendments to information previously filed, except when changing status from an air taxi operator to a commuter air carrier. In such cases, a fee of $670 is required.

Effective date of registration/amendments

1. Name and Mailing Address of the Registering Carrier:

2. Address of principal place of business (if different from above), and the carrier's Area Code and Telephone Number:

3. Federal Aviation Administration certificate number (if any), and address and telephone number of local FAA office:

4. Is this filing the carrier's:

☐ Initial ☐ Amendment to reflect changes since previous filing

If initial registration, give proposed date of commencement of operations _____.

5. Check type or types of service the carrier intends to perform upon commencement of operations, or, for amendments, service the carrier is currently performing:

☐ *scheduled passenger ☐ on-demand passenger

☐ scheduled cargo ☐ on-demand cargo

☐ mail under a U. S. Postal Service contract ☐ **other

*Check only if service is of at least five (5) round trips per week on at least one route between two or more points and is operated pursuant to published flight schedules which specify the times, days of the week, and places between which such flights are performed. If not already submitted, a copy of such schedules, or proposed schedules, should be enclosed with this registration.

**For example, if the carrier performs air ambulance operations, or fire fighting operations for the U.S. Forest Service, or if the operations are seasonal, it should be indicated here.

6. Aircraft which the carrier proposes to operate in air taxi or commuter service or, for amendments, aircraft currently operated:

	Aircraft Type/Make	FAA Registration Number	Passenger Seats Installed*
1.			
2.			
3.			
4.			
5.			

(Add additional sheets if necessary)

*This does not include seats occupied by the pilot or co-pilot unless the latter is available for passenger use.

7. Is the registering carrier a U.S. citizen? NOTE: Under the Federal Aviation Act a corporation is a U.S. citizen only if the president and two-thirds or more of the officers and directors are U.S. citizens and 75 percent of the voting interest is owned or controlled by U.S. citizens.

☐ YES ☐ NO

8. If this is an amendment, state whether the carrier has carried passengers in foreign air transportation, that is, between any point in the United States and any point outside thereof, during the past 12 months:

☐ YES ☐ NO

9. (For use in reporting any changes or amendments to information previously filed).

a. Change in carrier's name and/or address:

b. Description of any other changes or amendments:

10. Certification

I certify that the information contained in this application is complete and accurate to the best of my knowledge. If operating as a commuter air carrier or in foreign air transportation or participating in an interline agreement, the carrier subscribes to CAB Agreement 18900 (included as Appendix A to 14 CFR Part 203 of the Board's regulations), and in accordance with that Agreement agrees that a liability limit of not less than $75,000 shall apply under Article 22(1) of the Warsaw Convention for passenger injury or death in international transportation as defined in the Convention.

Signature: _____ (see note)

Date: _____

Name: _____ (Please type)

Place: _____ (City and State)

Title: _____

NOTE: This registration must be signed by a responsible officer, such as the President, Vice President, Secretary or Treasurer, or partner or owner of the carrier.

[FR Doc. 83-4680 Filed 2-24-83; 8:45 am]
BILLING CODE 6320-01-C

14 CFR Part 204

[Amdt. No. 6; Docket 40734; Regulation ER-1326]

Data To Support Fitness Determinations

AGENCY: Civil Aeronautics Board.

ACTION: Final rule.

SUMMARY: The CAB is requiring that direct U.S. and foreign air carriers become parties to the Montreal Agreement, which sets the carrier liability limit for passenger injury or death in international travel at not less than $75,000 per person. This rule requires that carriers file a signed counterpart of the Agreement with the other fitness data they are required to file.

DATES: In accordance with the Paperwork Reduction Act (44 U.S.C. 3507), the reporting provisions that are included in this final rule have been or will be submitted for approval to the Office of Management and Budget (OMB). They are not effective until an OMB control number has been obtained. Adopted: February 8, 1983.

FOR FURTHER INFORMATION CONTACT: Peter B. Schwarzkopf, Assistant General Counsel, International Affairs, (202) 673-5928, or Joseph A. Brooks, Office of the General Counsel, (202) 673-5442, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

SUPPLEMENTARY INFORMATION: The reasons for this rule are fully explained in ER-1324, adopted contemporaneously.

List of Subjects in 14 CFR Part 204

Air carriers, Essential air service, Reporting requirements.

Accordingly, the Civil Aeronautics Board amends 14 CFR Part 204, *Data to Support Fitness Determinations*, as follows:

PART 204—[AMENDED]

1. The authority of Part 204 is:

Authority: Secs. 204, 401, 407, 419, Pub. L. 85-726, as amended, 72 Stat. 743, 754, 766, 92 Stat. 1732; 49 U.S.C. 1324, 1371, 1377, 1389.

2. A new paragraph (v) is added to § 204.5 to read:

§ 204.5 Applicants for certificate authority not currently certificated.

* * * * *

(v) A signed counterpart of CAB Agreement 18900 (CAB Form 263) as required by Part 203 of this chapter. That form can be obtained from the Publications Services Division, Civil Aeronautics Board, Washington, D.C. 20428.

3. A new paragraph (a)(22) is added to § 204.6 to read:

§ 204.6 Carriers providing or proposing to provide essential air transportation.

(a) * * *

(22) A signed counterpart of CAB Agreement 18900 (CAB Form 263 or CAB Form 298-A (Rev.) for air taxi operators), as required by Part 203 of this chapter. Those forms can be obtained from the Publications Services Division, Civil Aeronautics Board, Washington, D.C. 20428.

4. A new paragraph (r) is added to § 204.7 to read:

§ 204.7 Commuter carriers serving an eligible point but not providing essential air services or applying for certificate authority.

* * * * *

(r) A signed counterpart of CAB Agreement 18900 (CAB Form 263 or CAB Form 298-A (Rev.)), as required by Part 202 of this chapter. Those forms can be obtained from the Publications Services Division, Civil Aeronautics Board, Washington, D.C. 20428.

By the Civil Aeronautics Board.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 83-4687 Filed 2-24-83; 8:45 am]

BILLING CODE 6320-01-M

14 CFR Part 208

[Amdt. No. 37; Docket 40734; Regulation ER-1327]

Terms, Conditions, and Limitations of Certificates To Engage in Charter Air Transportation

AGENCY: Civil Aeronautics Board.

ACTION: Final rule.

SUMMARY: The CAB is requiring that direct U.S. and foreign air carriers become parties to the Montreal Agreement, which sets the carrier liability limit for passenger injury and death in international air travel at not less than $75,000 per person. This rule conditions air carrier certificates for charter air transportation to require that the carrier become a party to the Montreal Agreement and comply with the Board rule implementing it.

DATES: Effective March 26, 1983. In accordance with the Paperwork Reduction Act (44 U.S.C. 3507), the reporting provisions that are included in this final rule have been or will be submitted for approval to the Office of Management and Budget (OMB). They are not effective until an OMB control number has been obtained. Adopted: February 8, 1983.

FOR FURTHER INFORMATION CONTACT: Peter B. Schwarzkopf, Assistant General Counsel, International Affairs, (202) 673-5928, or Joseph A. Brooks, Office of the General Counsel, (202) 673-5442, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W. Washington, D.C. 20428.

SUPPLEMENTARY INFORMATION: The reasons for this rule are fully explained in ER-1324, adopted contemporaneously.

List of Subjects in 14 CFR Part 208

Charter flights, Insurance, Military air transportation, Reporting requirements, Surety bonds, and Travel agent.

Accordingly, the Civil Aeronautics Board amends 14 CFR Part 208, *Terms, Conditions, and Limitations of Certificates to Engage in Charter Air Transportation*, as follows:

PART 208—[AMENDED]

1. The authority for Part 208 is:

Authority: Secs. 101(3), 102, 204, 401, 403, 404, 407, 411, 416, 417, 1002, Pub. L. 85-726, as amended, 72 Stat. 737, 740, 743, 754, 758, 760, 766, 769, 771, 788; 76 Stat. 145; 49 U.S.C. 1301, 1302, 1324, 1371, 1373, 1374, 1377, 1381, 1386, 1387, 1482.

2. The subheading, *Liability Insurance Requirements*, under Subpart A, *General Provisions*, is amended, and a new § 208.11 is added to read:

Subpart A—General Provisions

* * * * *

Liability Insurance Requirements; Waiver of Warsaw Convention Liability Limits

* * * * *

§ 208.11 Filing requirements for adherence to Montreal Agreement.

It shall be a condition upon the holding of a certificate or other authority authorizing air transportation that the holder have and maintain in effect and on file with the Board a signed counterpart of CAB Agreement 18900 (CAB Form 263), and comply with all other requirements in Part 203 of this chapter. That form can be obtained from the Publications Services Division, Civil Aeronautics Board, Washington, D.C. 20428.

3. The table of contents is amended by adding a new § 208.11 and replacing the subheading, *Liability Insurance Requirements*, to read:

Subpart A—General Provisions

* * * * *

Liability Insurance Requirements; Waiver of Warsaw Convention Liability Limits

* * * * *

Sec.

208.11 Filing requirements for adherence to Montreal Agreement.

* * * * *

By the Civil Aeronautics Board.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 83-4686 Filed 2-24-83; 8:45 am]

BILLING CODE 6320-01-M

14 CFR Part 211

[Amdt. No. 13; Docket 40734; Regulation ER-1328]

Applications for Permits to Foreign Air Carriers

AGENCY: Civil Aeronautics Board.

ACTION: Final rule.

SUMMARY: The CAB is requiring that direct U.S. and foreign air carriers become parties to the Montreal Agreement, which sets the carrier liability limit for passenger injury or death in international travel at not less than $75,000 per person. This rule changes the foreign air carrier permit application procedures to require the filing of a signed counterpart of the Agreement with the application.

DATES: In accordance with the Paperwork Reduction Act (44 U.S.C. 3507), the reporting provisions that are included in this final rule have been or will be submitted for approval to the Office of Management and Budget (OMB). They are not effective until an OMB control number has been obtained. Adopted: February 8, 1983.

FOR FURTHER INFORMATION CONTACT: Peter B. Schwarzkopf, Assistant General Counsel, International Affairs, (202) 673-5928, or Joseph A. Brooks, Office of the General Counsel, (202) 673-5442, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

SUPPLEMENTARY INFORMATION: The reasons for this rule are fully explained in ER-1324, adopted contemporaneously.

List of Subjects in 14 CFR Part 211

Air carriers, Air transportation—foreign.

Accordingly, the Civil Aeronautics Board amends 14 CFR 211, *Applications for Permits to Foreign Air Carriers*, as follows:

PART 211—[AMENDED]

1. The authority for Part 211 is:

Authority: Secs. 204, 402, 416, 1001, and 1002, Pub. L. 85-726, as amended, 72 Stat. 743, 757, 771, 788; 49 U.S.C. 1324, 1372, 1386, 1481, 1482.

2. A new subparagraph i. is added to paragraph 10 of the Appendix, Request for Evidence, to read:

i. Submit three copies of CAB Agreement 18900 (CAB Form 263), as required under Part 203 of this chapter. CAB Form 263 can be obtained from the Publications Services Division, Civil Aeronautics Board, Washington, D.C. 20428.

By the Civil Aeronautics Board.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 83-4683 Filed 2-24-83; 8:45 am]

BILLING CODE 6320-01-M

14 CFR Part 212

[Amdt. No. 45; Docket 40734; Regulation ER-1329]

Charter Trips by Foreign Air Carriers

AGENCY: Civil Aeronautics Board.

ACTION: Final rule.

SUMMARY: The CAB is requiring that direct U.S. and foreign air carriers become parties to the Montreal Agreement, which sets the carrier liability limit for passenger injury and death in international travel at not less than $75,000 per person. This rule conditions the permits of foreign air carriers for charter trips to require that the carrier become a party to the Montreal Agreement and comply with the Board rule implementing it.

DATES: In accordance with the Paperwork Reduction Act (44 U.S.C. 3507), the reporting provisions that are included in this final rule have been or will be submitted for approval to the Office of Management and Budget (OMB). They are not effective until an OMB control number has been obtained. Adopted: February 8, 1983.

FOR FURTHER INFORMATION CONTACT: Peter B. Schwarzkopf, Assistant General Counsel, International Affairs, (202) 673-5928, or Joseph A. Brooks, Office of the General Counsel, (202) 673-5442, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

SUPPLEMENTARY INFORMATION: The reasons for this rule are fully explained in ER-1324, adopted contemporaneously.

List of Subjects in 14 CFR Part 212

Air transportation—foreign, Charter flights, Reporting requirements, Surety bonds, Travel agents.

Accordingly, the Civil Aeronautics Board amends 14 CFR Part 212, *Charter Trips by Foreign Air Carriers*, as follows:

PART 212—[AMENDED]

1. The authority for Part 212 is:

Authority: Secs. 101(3), 102, 204, 401, 402, 403, 404, 407, 411, 416, 1002, Pub. L. 85-726, as amended, 72 Stat. 737, 740, 743, 754, 757, 758, 760, 766, 769, 771, 788; 49 U.S.C. 1301, 1302, 1324, 1371, 1372, 1373, 1374, 1377, 1381, 1386, and 1482.

2. A new § 212.11 is added to read:

§ 212.11 Filing requirements for adherence to Montreal Agreement

It shall be a condition upon the holding of a foreign air carrier permit or other authority authorizing direct foreign charter air transportation that the holder have and maintain in effect and on file with the Board a signed counterpart of CAB Agreement 18900 (CAB Form 263), and comply with all other requirements of Part 203 of this chapter. That form can be obtained from the Publications Services Division, Civil Aeronautics Board, Washington, D.C. 20428.

3. Subpart A of the table of contents is amended by adding a new § 212.11 to read:

Subpart A—General Provisions

Sec.

* * * * *

212.11 Filing requirements for adherence to Montreal agreement.

* * * * *

By the Civil Aeronautics Board.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 83-4685 Filed 2-24-83; 8:45 am]

BILLING CODE 6320-01-M

14 CFR Part 213

[Amdt. No. 9; Docket 40734; Regulation ER-1330]

Terms, Conditions, and Limitations of Foreign Air Carrier Permits

AGENCY: Civil Aeronautics Board.

ACTION: Final rule.

SUMMARY: The CAB is requiring that direct U.S. and foreign air carriers become parties to the Montreal Agreement, which sets the carrier liability limit for passenger injury and death in international travel at not less than $75,000 per person. This rule conditions foreign air carrier permits to require that the carrier become a party to the Montreal Agreement and comply with the Board rule implementing it.

DATES: In accordance with the Paperwork Reduction Act (44 U.S.C. 3507), the reporting provisions that are included in this final rule have been or will be submitted for approval to the

Office of Management and Budget (OMB). They are not effective until an OMB control number has been obtained. Adopted: February 8, 1983.

FOR FURTHER INFORMATION CONTACT: Peter B. Schwarzkopf, Assistant General Counsel, International Affairs, (202) 673-5928, or Joseph A. Brooks, Office of the General Counsel, (202) 673-5442, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

SUPPLEMENTARY INFORMATION: The reasons for this rule are fully explained in ER-1324, adopted contemporaneously.

List of Subjects in 14 CFR Part 213

Air carriers, Air transportation—foreign, Airports, and Reporting requirements.

Accordingly, the Civil Aeronautics Board amends 14 CFR Part 213, *Terms, Conditions, and Limitations of Foreign Air Carrier Permits*, as follows:

PART 213—[AMENDED]

1. The authority for Part 213 is:

Authority: Secs. 204, 402, Pub. L. 85-726, as amended, 72 Stat. 743, 757, 49 U.S.C. 1324, 1372.

2. A new § 213.7 is added to read:

§ 213.7 Filing requirements for adherence to Montreal Agreement.

It shall be a condition upon the holding of a foreign air carrier permit or other authority authorizing direct foreign scheduled air transportation that the holder have and maintain in effect and on file with the Board a signed counterpart of CAB Agreement 18900 (CAB Form 263), and a tariff (for those carriers otherwise generally required to file tariffs) that includes its provisions, and comply with all other requirements of Part 203 of this chapter. That form can be obtained from the Publications Services Division, Civil Aeronautics Board, Washington, D.C. 20428.

3. The table of contents is amended by adding a new § 213.7 to read:

Sec.

* * * * *

213.7 Filing requirements for adherence to Montreal agreement.

* * * * *

By the Civil Aeronautics Board.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 83-4684 Filed 2-24-83; 8:45 am]

BILLING CODE 6320-01-M

14 CFR Part 215

[Amdt. No. 5 to Part 215, Docket 40734; Regulation ER-1331]

Names of Air Carriers and Foreign Air Carriers

AGENCY: Civil Aeronautics Board.

ACTION: Final rule.

SUMMARY: The CAB is requiring that direct U.S. and foreign air carriers become parties to the Montreal Agreement, which sets the carrier liability limit for passenger injury or death in international travel at not less than $75,000 per person. This rule requires that carriers filing for a change in name include in the application a counterpart of the Agreement signed in the new name.

DATES: In accordance with the Paperwork Reduction Act (44 U.S.C. 3507), the reporting provisions that are included in this final rule have been or will be submitted for approval to the Office of Management and Budget (OMB). They are not effective until an OMB control number has been obtained. Adopted: February 8, 1983.

FOR FURTHER INFORMATION CONTACT: Peter B. Schwarzkopf, Assistant General Counsel, International Affairs, (202) 673-5928, or Joseph A. Brooks, Office of the General Counsel, (202) 673-5442, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

SUPPLEMENTARY INFORMATION: The reasons for this rule are fully explained in ER-1324, adopted contemporaneously.

List of Subjects in 14 CFR Part 215

Air carriers, Trade names.

Accordingly, the Civil Aeronautics Board amends 14 CFR Part 215, *Names of Air Carriers and Foreign Air Carriers*, as follows:

PART 215—[AMENDED]

1. The authority for Part 215 is:

Authority: Secs. 101, 204, 401, 402, 411, 416, 417, Pub. L. 85-726, 72 Stat. 737, 743, 754, 757, 769, 771; 76 Stat. 145; 49 U.S.C. 1301, 1324, 1371, 1372, 1381, 1386, 1387.

2. A new paragraph (c) is added to § 215.3 to read:

§ 215.3 Change of name or use of trade name.

* * * * *

(c) *Montreal Agreement.* Each application for a change in name under this section shall be accompanied by three copies of a counterpart to the Montreal Agreement (CAB 18900) (CAB Form 263) signed by the carrier using the proposed name change. Upon approval of the application, the Board will place a copy of the signed CAB Form 263 in Docket 17325.

By the Civil Aeronautics Board.

Phyllis T. Kaylor,

Secretary

[FR Doc. 83-4689 Filed 2-24-83; 8:45 am]

BILLING CODE 6320-01-M

14 CFR Part 294

[Amdt. No. 1; Docket 40734; Regulation ER-1332]

Canadian Charter Air Taxi Operators

AGENCY: Civil Aeronautics Board.

ACTION: Final rule.

SUMMARY: The CAB is requiring that direct U.S. and foreign air carriers become parties to the Montreal Agreement, which sets the carrier liability limit for passenger injury and death in international travel at not less than $75,000 per person. This rule changes the registration requirement for Canadian charter air taxi operators to include the filing of a signed counterpart of the Agreement and compliance with the Board rule implementing it.

DATES: In accordance with the Paperwork Reduction Act (44 U.S.C. 3507), the reporting provisions that are included in this final rule have been or will be submitted for approval to the Office of Management and Budget (OMB). They are not effective until an OMB control number has been obtained. Adopted: February 8, 1983.

FOR FURTHER INFORMATION CONTACT: Peter B. Schwarzkopf, Assistant General Counsel, International Affairs, (202) 673-5928, or Joseph A. Brooks, Office of the General Counsel, (202) 673-5442, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

SUPPLEMENTARY INFORMATION: The reasons for this rule are fully explained in ER-1324, adopted contemporaneously.

List of Subjects in 14 CFR Part 294

Air taxis, Canada, Charter flights, Insurance, Trade names.

Accordingly, the Civil Aeronautics Board amends 14 CFR Part 294, *Canadian Charter Air Taxi Operators*, as follows:

PART 294—[AMENDED]

1. The authority for Part 294 is:

Authority: Sec. 204, 416, Pub. L. 85-726, as amended, 72 Stat. 743, 771; 49 U.S.C. 1324, 1386.

2. Section 294.3(d) is revised to read:

§ 294.3 General requirements for Canadian charter air taxi operators.

* * * * *

(d) Has and maintains in effect and on file with the Board a signed counterpart of CAB Agreement 18900 (CAB Form 263) and complies with all other requirements of Part 203 of this chapter.

By the Civil Aeronautics Board.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 83-4682 Filed 2-24-83; 8:45 am]

BILLING CODE 6320-01-M

14 CFR Part 298

[Amendment No. 25; Docket 40734; Regulation ER-1333]

Exemption for Air Taxi Operations

AGENCY: Civil Aeronautics Board.

ACTION: Final rule.

SUMMARY: The CAB is requiring that direct U.S. and foreign air carriers become parties to the Montreal Agreement, which sets the carrier liability limit for passenger injury and death in international travel at not less than $75,000 per person. The rule changes the air taxi operator registration requirements to incorporate the provisions of the Montreal Agreement in the registration statement and to require that the carriers become a party to that Agreement and comply with the Board rule implementing it.

DATES: In accordance with the Paperwork Reduction Act (44 U.S.C. 3507), the reporting provisions that are included in this final rule have been or will be submitted for approval to the Office of Management and Budget (OMB). They are not effective until an OMB control number has been obtained. Adopted: February 8, 1983.

FOR FURTHER INFORMATION CONTACT: Peter B. Schwarzkopf, Assistant General Counsel, International Affairs, (202) 673-5928, or Joseph A. Brooks, Office of the General Counsel, (202) 673-5442, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

SUPPLEMENTARY INFORMATION: The reasons for this rule are fully explained in ER-1324, adopted contemporaneously.

List of Subjects in 14 CFR Part 298

Air taxis, Alaska, Antitrust, Consumer protection, Insurance, Reporting requirements.

Accordingly, the Civil Aeronautics Board amends 14 CFR Part 298, *Exemptions for Air Taxi Operations*, as follows:

PART 298—[AMENDED]

1. The authority for Part 298 is:

Authority: Secs. 204, 401, 407, 416, 418, Pub. L. 85-726, as amended, 72 Stat. 743, 754, 766, 771; 91 Stat. 1284; 49 U.S.C. 1324, 1371, 1377, 1386, 1388.

2. Section 298.3(a)(5) is revised to read:

§ 298.3 Classification.

(a) * * *

(5) If operating as a commuter air carrier or in foreign air transportation or participating in an interline agreement, have and maintain in effect and on file with the Board a signed counterpart of CAB Agreement 18900 (CAB Form 263 or CAB Form 298-A (Rev.)) and comply with all other requirements of Part 203 of this chapter.

3. A new paragraph (c)(4) is added to § 298.21 to read:

§ 298.21 Filing for registration by air taxi operators.

* * * * *

(c) * * *

(4) For air taxi operators that (i) are commuter air carriers, (ii) engage in foreign air transportation, or (iii) participate in an interline agreement, a signed counterpart of CAB Agreement 18900 (CAB Form 263), which may be the revised registration form (CAB Form 298-A (Rev.)), as required by Part 203 of this chapter. These forms can be obtained from the Publication Services Division, Civil Aeronautics Board, Washington, D.C. 20428.

Subpart G—[Removed and Reserved]

4. Subpart G—*Waiver of Liability Limits Under the Warsaw Convention* is removed and reserved.

5. The table of contents is amended by removing and reserving Subpart G.

By the Civil Aeronautics Board.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 83-4681 Filed 2-24-83; 8:45 am]

BILLING CODE 6320-01-M

FEDERAL TRADE COMMISSION

16 CFR Part 13

[Docket C-2511]

G C Services Corp., et al.; Prohibited Trade Practices, and Affirmative Corrective Actions

AGENCY: Federal Trade Commission.

ACTION: Modifying Order.

SUMMARY: This order reopens the proceeding and modifies the Commission's order issued on April 16, 1974 (39 FR 17100), *modified* June 21, 1978 (43 FR 32128), by deleting Paragraph Six from the order and substituting a new Paragraph Six, which incorporates restrictions concerning the use of post-dated checks contained in Section 808 (2), (3) and (4) of the Fair Debt Collection Practices Act.

DATES: Consent Order issued April 16, 1974. Modifying Order issued February 8, 1983.

FOR FURTHER INFORMATION CONTACT: FTC/PC, Lewis Franke, Washington, D.C. 20580, (202) 376-2891.

SUPPLEMENTARY INFORMATION: In the Matter of G C Services Corp., et al. Codification appearing at 39 FR 17100 is amended by adding the following: Subpart—Corrective Actions and/or Requirements: § 13.533 Corrective actions and/or requirements; 13.533-37 Formal regulatory and/or statutory requirements.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45. Sec. 814, 91 Stat. 881; 15 U.S.C. 1692 l)

List of Subjects in 16 CFR Part 13

Debt collection practices.

The Order Reopening Proceeding and Modifying Order to Cease and Desist is as follows:

United States of America Before Federal Trade Commission

Commissioners: James C. Miller III, Chairman, Michael Pertschuk, David A. Clanton, Patricia P. Bailey, and George W. Douglas.

Order Reopening Proceeding and Modifying Order to Cease and Desist

In the Matter of G C Services Corp., et al.; Docket No C-2511.

By petition filed September 21, 1982, pursuant to Rule 2.51, petitioners G C Services Corp. and Jerold B. Katz, William A. Inglehart and Martin M. Katz, ("GCSC"), request the Commission to reopen this proceeding and modify Paragraph 6 of the Order to Cease and Desist issued on April 16, 1974, and amended on June 21, 1978.

Paragraph 6, as written in the original 1974 Order, prohibited GCSC from receiving from debtors post-dated checks which would not be deposited immediately or which would be held for more than 15 business days after their receipt. On June 21, 1978, the Commission modified this Order Paragraph to permit GCSC to hold debtor's checks up to 60 days provided GCSC complied with certain conditions, including the requirement that GCSC make a good faith effort to reach debtors by attempting to contact them by telephone three times to obtain their permission to deposit any post-dated checks.

The present petition seeks modification of Paragraph 6 by eliminating, (1) The 60 day period limitation for GCSC's holding of post-

dated checks and (2) the telephone contact requirement. In place of the current Paragraph 6, GCSC requests that the Section 808 (2) (3) and (4), of the FDCPA, as well as other requirements, be incorporated into the Order. In addition to being bound by the FDCPA requirements, GCSC requests that the Order prohibit respondents for a period of 5 years from accepting a check post-dated by more than 60 days unless the debtor is given, along with the notice required by Section 808(2) of the FDCPA, a notice, (a) of the date and amount of each additional post-dated check that GCSC holds and intends to cash and (b) that advises the debtor to contact GCSC in the event the debtor is unable to cover the check to arrange a revised payment schedule. Additionally, GCSC would be required to return to the debtor, when so asked, any post-dated check that the debtor is unable to cover.

In support of their request, petitioners assert that the current restrictions in Paragraph 6 are unnecessary in view of the requirements and restrictions set forth in Section 808 of the FDCPA which are binding on GCSC as a debt collector. The current Order restrictions on GCSC, petitioners argue, places them at a competitive disadvantage. Further, the telephone debtor contact required by the current Paragraph 6 is not only burdensome to GCSC but bothersome to consumers as well.

The Commission, having considered the petition, is of the opinion that petitioners have made a sufficient showing of changed conditions of law and fact to reopen the proceeding, and have decided to grant their request. However, the Commission is persuaded that incorporation of Section 808 (2) (3) and (4) into the Order would provide adequate protection for consumers and that the additional restrictions proposed by petitioners are not necessary. Petitioners have agreed to this change.

Accordingly, it is ordered that the proceeding be, and it hereby is reopened.

It is further ordered that the Order to Cease and Desist be, and it hereby is, modified by striking Paragraph Six, amended on June 21, 1978, and substituting therefor the following:

6. (a) Accepting from any person a check or other payment instrument post-dated by more than five days unless such person is notified in writing of the intent to deposit such check or instrument not more than ten nor less than three business days prior to such deposit;

(b) Soliciting any post-dated check or other post-dated payment instrument for the purpose of threatening or instituting criminal prosecution; and

(c) Depositing or threatening to deposit any post-dated check or other post-dated payment instrument prior to the date on such check or instrument.

By the Commission.

Issued: February 8, 1983.

Benjamin I. Berman,

Acting Secretary.

[FR Doc. 83-4789 Filed 2-24-83; 8:45 am]

BILLING CODE 6750-01-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 5

Delegations of Authority and Organization; New Drug Applications

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the regulations for delegations of authority regarding approval of new drug applications. The amendment updates position titles and regulation citations.

EFFECTIVE DATE: February 25, 1983.

FOR FURTHER INFORMATION CONTACT: Robert L. Miller, Office of Management and Operations (HFA-340), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-443-4976.

SUPPLEMENTARY INFORMATION: FDA is amending § 5.80 (21 CFR 5.80) in paragraph (a) to correct the title of the Scientific Director of the National Center for Drugs and Biologics and in paragraph (a)(2) to correct a regulation citation. In the **Federal Register** January 21, 1983 (48 FR 2751), § 314.1 (21 CFR 314.1) was amended by removing paragraph (f) which related to abbreviated new drug applications and by adding new § 314.2 *Abbreviated new drug applications.* The paragraph is amended accordingly.

Further redelegation of the authority delegated is not authorized. Authority delegated to a position by title may be exercised by a person officially designated to serve in such position in an acting capacity or on a temporary basis.

List of Subjects in 21 CFR Part 5

Authority delegations (Government agencies), Organization and functions (Government agencies).

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 701(a)-52 Stat. 1055 (21 U.S.C. 371(a))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10), Part 5 is amended in § 5.80 by revising the introductory text of paragraph (a) and by revising paragraph (a)(2) to read as follows:

PART 5—DELEGATIONS OF AUTHORITY AND ORGANIZATION

§ 5.80 Approval of new drug applications and their supplements.

(a) The Director and Scientific Director of the National Center for Drugs and Biologics (NCDB) and the Director of the Office of New Drug Evaluation, NCDB, are authorized to perform all functions of the Commissioner of Food and Drugs with regard to approval of new drug applications and supplements thereto on drugs for human use that have been submitted under section 505 of the Federal Food, Drug, and Cosmetic Act, except that the Director of the Office New Drug Evaluation, NCDB, is not authorized to approve those drug products under the jurisdiction of the Office of Biologics, NCDB, in § 314.1 (a)(2) of this chapter for which authority has been delegated in paragraph (b) of this section.

* * * * *

(2) The Associate and Deputy Associate Director for Drug Monographs and the Director of the Division of Generic Drug Monographs of the Office of Drugs, NCDB, are authorized to perform all functions of the Commissioner of Food and Drugs regarding the approval of abbreviated new drug applications and supplements thereto for drugs for human use that have been submitted under §§ 314.2 and 314.8 of this chapter, except those under the jurisdiction of the Office of Biologics, NCDB, in § 314.1(a)(2) of this chapter for which authority has been delegated in paragraph (b) of this section.

* * * * *

Effective date: This regulation shall become effective February 25, 1983.

(Sec. 701(a), 52 Stat. 1055 (21 U.S.C. 371 (a)))

Dated: February 16, 1983.

William F. Randolph,

Acting Associate Commissioner for Regulatory Affairs.

[FR Doc. 83-4443 Filed 2-24-83; 8:45 am]

BILLING CODE 4160-01-M

21 CFR Parts 74, 81, and 82

[Docket No. 83N-0009]

FD&C Blue No. 2

Correction

In FR Doc. 83-2812 beginning on page 5252 in the issue of Friday, February 4, 1983, make the following changes:

1. On page 5256, the third column, the paragraph immediately below "VI. Findings From the Second Examination", the phrases "from $p-0.017$ to 0.038", "from $p-0.040$ to 0.053", "from $p-0.005$ to 0.018" and "from $p-0.021$ to 0.047" should read "from $p=0.017$ to 0.038", "from $p=0.040$ to 0.053", "from $p=0.005$ to 0.018" and "from $p=0.040$ to 0.053" respectively.

2. On page 5257, the first column, the last line, the word "certainly" should read "certainty".

BILLING CODE 1505-01-M

---

21 CFR Part 101

[Docket No. 77P-0413]

Labeling of Firming Ingredients

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is permitting ingredients used as firming agents in food (e.g., calcium salts in canned vegetables and tomato products) to be listed together in the ingredient statement in order of predominance appropriate for the total amount of all firming agents, by specific common or usual names in parentheses following the collective name "firming agents." FDA also is permitting the firming ingredients listed within the parentheses to appear other than in descending order of predominance and is permitting the declaration of firming ingredients which may not always be present. The action is in response to a petition filed by the Canners League of California.

EFFECTIVE DATE: February 25, 1983.

FOR FURTHER INFORMATION CONTACT: Howard N. Pippin, Bureau of Foods (HFF-312), Food and Drug Administration, 200 C St., SW., Washington, DC 20204, 202-245-3092.

SUPPLEMENTARY INFORMATION: A proposal, in response to a Canners League of California Petition, was published in the **Federal Register** of April 18, 1978 (43 FR 16347), to amend 21 CFR 101.4 to permit ingredients used as firming agents to be parenthetically listed together in the ingredient statement following the collective name "firming agents." The proposal also provided that ingredients used as firming agents in food may be declared in the order of predominance appropriate for the total amount of all firming agents in the food. Further, it allowed the firming ingredients listed within the parentheses to appear other than in descending order of predominance. Finally, the proposal provided for the declaration of firming ingredients which may not always be present.

FDA received 12 comments on the proposal, from industry, trade associations, a Federal agency, and consumers. Ten comments supported the proposal while two opposed it. In addition to considering the comments received on this proposal, FDA also considered comments received on FDA's tentative position on the issue of labeling flexibility for fats and oils ingredients set forth in an advance notice of proposed rulemaking published in the **Federal Register** of December 21, 1979 (44 FR 75990). FDA also has considered comments that addressed the issue of flexibility for labeling ingredients that were received at public hearings on food labeling held jointly by FDA, the United States Department of Agriculture (USDA), and the Federal Trade Commission (FTC) in the fall of 1978 and spring of 1980.

The comments on the proposal and FDA's responses are as follows:

1. One comment contended that the proposed regulation lacks adequate consumer input and adequate consideration of consumers' views. This comment recommended that final action on the proposal be deferred until the comprehensive food labeling evaluation is completed, public comments have been received and considered, and FDA develops a food labeling policy consistent with the results of the evaluation.

FDA agrees that consumer involvement in food labeling rulemaking is important. To this end, the hearings held in the fall of 1978 by FDA, USDA, and FTC allowed consumers and other interested persons an opportunity to express their views on a variety of food labeling issues, including flexibility in labeling ingredients (the so-called "and/or" labeling). After considering the views expressed at these hearings, the agencies published in the **Federal Register** of December 21, 1979 (44 FR 75990), tentative positions on a number of food labeling issues, including the flexibility in labeling fats or oils ingredients. FDA's tentative position on the latter issue was that "and/or" labeling should be permitted for fats and oils when they are not the predominant ingredient in the food. The agencies again held public hearings on March 4 and 5, 1980, in Washington, DC, to allow consumer groups, State associations, industry, trade associations, and individuals to testify on the agencies' tentative proposals to revise food labels.

Consumers commenting on the agencies' tentative positions on this issue and at the 1978 and 1980 hearings generally opposed the use of "and/or" labeling for certain ingredients. They argued that this type of labeling makes it difficult for consumers to avoid specific ingredients due to dietary, health (e.g., allergies), or religious reasons.

FDA believes that, whatever is the ultimate decision on the labeling of fats and oils, a distinction can be made between ingredients such as fats and oils that may be major constituents of consumer food products and those ingredients such as firming agents, dough conditioners, and leavening agents that are added for their technological function and are not major constituents of consumer food products.

Ingredients used as firming agents (calcium, magnesium, and aluminum salts) are present in the finished product in very small quantities, usually much less than 1 percent by weight. These firming ingredients are added for the technological function of maintaining a desired firmness in the finished canned vegetable product so that the vegetables do not become mushy. Ingredients approved for use as firming agents are safe, and FDA is unaware of any dietary or health restrictions or religious reasons why any consumer must avoid these ingredients. Therefore, the reasons cited by consumers for opposing the use of "and/or" labeling in general, or for fats and oils, are inapplicable to ingredients used as firming agents in canned vegetables. Even individuals who wish to avoid firming agents for other reasons can do so under this regulation, which maintains the requirement for providing specific information about the identity of ingredients that are or may be present in a food. Consumers who wish to avoid specific ingredients such as firming agents for any reason will continue to have enough label information to avoid them if they so choose by not selecting those foods with labels indicating that any of several firming ingredients may be present.

FDA concluded that there has been ample consumer involvement in this proceeding and that there appears to be no compelling reasons for delaying this action.

2. Two comments objected to the regulation's effect of allowing ingredients to be listed that are not actually present in the food. One comment asserted that this is not in the interest of consumers.

FDA disagrees with both comments. This final regulation is in the interest of consumers because they may derive indirect economic benefits due to savings to manufacturers. Because FDA is permitting the use of "and/or" labeling for firming agents when these ingredients are used interchangeably in the formulation or processing of a food, manufacturers will benefit economically in two ways. They will not be forced to change their labels each time they use a different firming agent. Under current regulations, a change from one salt to another salt requires a separate label even though the change has little impact

on the final composition of the food. Further, manufacturers will also be able to make purchases that take advantage of price fluctuations of firming agents and use whatever is cheapest at the time of packing. Because the regulation will enable manufacturers to purchase ingredients on the basis of price and availability, it will foster competition in the pricing of firming agents. The net effect of these benefits to manufacturers should be to help keep their production costs down. These lower production costs may help keep down the price that consumers pay for the finished food.

The requirement for a regulatory flexibility analysis under the Regulatory Flexibility Act does not apply to this final rule because the proposed rule was issued prior to January 1, 1981, and is therefore exempt.

At the time the proposal was published in the **Federal Register** of April 18, 1978, FDA's Bureau of Foods placed on file with the Dockets Management Branch a copy of an economic impact assessment concluding that there would be no economic impact from adoption of the proposal. In accordance with Executive Order 12291, FDA has carefully analyzed the economic effects of this final rule, and the agency has determined, as discussed above in paragraph 2, that the final rule will not be a major rule, as defined by the Order.

List of Subjects in 21 CFR Part 101

Food labeling, Misbranding, Nutrition labeling, Warning statements.

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 201, 403, 701(a), 52 Stat. 1040–1042 as amended, 1047–1048 as amended, 1055 (21 U.S.C. 321, 343, 371(a))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10), Part 101 is amended in § 101.4 by adding new paragraph (b)(19), to read as follows:

PART 101—FOOD LABELING

§ 101.4 Food; designation of ingredients.

* * * * *

(b) * * *

(19) Ingredients that act as firming agents in food (e.g., salts of calcium and other safe and suitable salts in canned vegetables) may be declared in the ingredient statement, in order of predominance appropriate for the total of all firming agents in the food, by stating the specific common or usual name of each individual firming agent in descending order of predominance in parentheses following the collective name "firming agents." If the manufacturer is unable to adhere to a constant pattern of firming agents in the food, the listing of the individual firming agents need not be in descending order of predominance. Firming agents not present in the product may be listed if they are sometimes used in the product. Such ingredients shall be identified by words indicating that they may not be present, such as "or", "and/or", "contains one or more of the following:".

* * * * *

Effective date. This amendment shall become effective February 25, 1983.

(Secs. 201, 403, 701(a), 52 Stat. 1040–1042 as amended, 1047–1048 as amended, 1055 (21 U.S.C. 321, 343, 371(a)))

Dated: January 28, 1983.

Mark Novitch,

Deputy Commissioner of Food and Drugs.

[FR Doc. 83-4714 Filed 2-24-83; 8:45 am]

BILLING CODE 4160-01-M

---

21 CFR Part 133

[Docket No. 76P-0078]

Mozzarella Cheese and Low-Moisture Mozzarella Cheese; Revision of Standards of Identity

Correction

In FR Doc. 83-1889 beginning on page 3363 in the issue of Tuesday, January 25, 1983, make the following corrections.

1. On page 3364, first column, first paragraph of **SUPPLEMENTARY INFORMATION,** fourth line from the bottom,"133.156)" should read "133.155)" and the following should be inserted after "and" but before the comma: "low-moisture mozzarella cheese (21 CFR 133.156) and"

2. On page 3366, third column, § 133.156(b), second paragraph, eleventh line from the bottom, "used" should read "iced".

BILLING CODE 1505-01-M

---

21 CFR Part 520

Oral Dosage Form New Animal Drugs Not Subject to Certification; Iodochlorhydroxyquin Boluses

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the animal drug regulations to codify a previously approved new animal drug application (NADA) sponsored by E. R. Squibb & Sons., Inc. The NADA provides for safe and effective use of iodochlorhydroxyquin boluses in horses for treating diarrhea.

EFFECTIVE DATE: February 25, 1983.

FOR FURTHER INFORMATION CONTACT: Terence Harvey, Bureau of Veterinary Medicine (HFV-110), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301–443–3420.

SUPPLEMENTARY INFORMATION: E. R. Squibb & Sons, Inc., P.O. Box 4000, Princeton, NJ 08540, is sponsor of NADA 31–448 providing for use of Rheaform Boluses. Each bolus contains 10 grams of iodochlorhydroxyquin. One bolus is administered daily to a 1,000-pound horse for treating diarrhea.

The NADA was originally approved October 15, 1965. At that time, approvals were not codified by publication in the **Federal Register.** Accordingly, the regulations are now amended to codify E. R. Squibb & Sons' approved NADA.

This action, reflecting an approved NADA, does not constitute reaffirmation of the safety and effectiveness data supporting this approval. Since the NADA was approved before July 1, 1975, the sponsor has not been required to submit a summary of the safety and effectiveness data and information in accordance with the freedom of information provisions of the animal drug regulations in 21 CFR 514.11(e)(2)(ii).

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

List of Subjects in 21 CFR Part 520

Animal drugs, Oral use.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b(i))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10) and redelegated to the Bureau of Veterinary Medicine (21 CFR 5.83), Part 520 is amended by adding new § 520.1158, to read as follows:

PART 520—ORAL DOSAGE FORM NEW ANIMAL DRUGS NOT SUBJECT TO CERTIFICATION

§ 520.1158 Iodochlorhydroxyquin boluses.

(a) *Specifications.* Each bolus contains 10 grams of iodochlorhydroxyquin.

(b) *Sponsor.* See No. 000003 in § 510.600(c) of this chapter.

(c) *Condition of use*—(1) *Amount.* 1 bolus (10 grams) daily for a 1,000-pound horse.

(2) *Indications for use.* For treatment of equine diarrhea.

(3) *Limitations.* For horses only; not to be administered to food-producing animals. Do not administer to horses intended for use as food. Federal law restricts this drug to use by or on the order of a licensed veterinarian.

Effective date. February 25, 1983.

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

Dated: February 17, 1983.

Gerald B. Guest,

Acting Director, Bureau of Veterinary Medicine.

[FR Doc. 83-4712 Filed 2-24-83; 8:45 am]

BILLING CODE 4160-01-M

---

21 CFR Part 524

Ophthalmic and Topical Dosage Form New Animal Drugs Not Subject to Certification; Neomycin Sulfate, Prednisolone, Tetracaine, and Squalane Topical-Otic Suspension

Correction

In FR Doc. 83-2928 beginning on page 5264 in the issue of Friday, February 4, 1983, make the following change on page 5265:

In the first column, under § 524.1484k(b), the number "01703" should read "017030".

BILLING CODE 1505-01-M

---

21 CFR Part 558

New Animal Drugs for Use in Animal Feeds; Bambermycins

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect approval of a new animal drug application (NADA) filed for Carl S. Akey, Inc., providing for use of 10 gram-per-pound bambermycins premix to make 0.4 and 2 gram-per-pound bambermycins premixes for making swine feeds and 2 gram-per-pound premixes for turkey feeds, for increased rate of weight gain and improved feed efficiency.

EFFECTIVE DATE: February 25, 1983.

FOR FURTHER INFORMATION CONTACT: Lonnie W. Luther, Bureau of Veterinary Medicine (HFV-128), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-443-4317.

SUPPLEMENTARY INFORMATION: Carl S. Akey, Inc., P.O. Box 607, Lewisburg, OH 45338, is sponsor of NADA 131-413 providing for safe and effective use of 10 gram-per-pound bambermycins premix to make 0.4 and 2 gram-per-pound bambermycins premixes. The intermediate premixes are used to manufacture finished feed for growing-finishing swine (0.4 and 2 gram-per-pound premixes) and growing turkeys (2 gram-per-pound only), for increased rate of weight gain and improved feed efficiency. The application was filed by American Hoechst Corp., Animal Health Div., on behalf of the sponsor.

Approval of this application is based on safety and effectiveness data contained in American Hoechst's approved NADA 44-759 for Flavomycin (bambermycins). American Hoechst authorized use of the data in NADA 44-759 to support this application. The NADA is approved, and the regulations are amended to reflect the approval.

Approval of this NADA does not change the approved use of the drug. Consequently, approval of the NADA poses no increased human risk of exposure to residues of the animal drug, nor does it change the conditions of the drug's safe use in the target animal species. Accordingly, under the Bureau of Veterinary Medicine's supplemental approval policy (42 FR 64367; December 23, 1977), this approval is equivalent to a Category II supplement, which does not require reevaluation of the safety and effectiveness data in parent NADA 44-759.

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

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

List of Subjects in 21 CFR 558

Animal feeds, Animal drugs.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b(i))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10) and redelegated to the Bureau of Veterinary Medicine (21 CFR 5.83), § 558.95 is amended by revising paragraph (b)(4), to read as follows:

PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS

§ 558.95 Bambermycins.

* * * * *

(b) * * *

(4) Premix levels of 0.4 and 2 grams of bambermycins activity per pound for use as in paragraph (e)(2) of this section and 2 grams per pound for use as in paragraph (e)(3) of this section, granted to 016968, 017274, and 017790 in § 510.600(c) of this chapter.

* * * * *

Effective date. February 25, 1983.

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

Dated: February 9, 1983.

Lester M. Crawford,

Director, Bureau of Veterinary Medicine.

[FR Doc. 83-4713 Filed 2-24-83; 8:45 am]

BILLING CODE 4160-01-M

---

21 CFR Part 558

New Animal Drugs for Use in Animal Feeds; Pyrantel Tartrate

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect approval of a new animal drug application (NADA) filed for Wayne Feed Division, Continental Grain Co., providing for safe and effective use of 9.6- and 19.2-gram-per-pound pyrantel tartrate premixes for making complete swine feeds.

EFFECTIVE DATE: February 25, 1983.

FOR FURTHER INFORMATION CONTACT: Lonnie W. Luther, Bureau of Veterinary Medicine (HFV-128), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-443-4317.

SUPPLEMENTARY INFORMATION: Wayne Feed Division, Continental Grain Co., P.O. Box 459, Libertyville, IL 60048, is sponsor of NADA 132-136 submitted on its behalf by Pfizer, Inc. The NADA provides for use of premixes containing 9.6 and 19.2 grams of pyrantel tartrate per pound for making complete swine feeds used for aid in prevention of migration and establishment of large roundworm (*Ascaris suum*) infections, for aid in prevention of establishment of nodular worm (*Oesophagostomum*) infections, and for removal and control of large roundworm (*Ascaris suum*) infections.

Approval of this application relies on safety and effectiveness data contained in Pfizer's approved NADA 43-290. Use

of the data in NADA 43-290 to support this application has been authorized by Pfizer. This approval does not change the approved use of the drug. Consequently, approval of this NADA poses no increased human risk from exposure to residues of the animal drug, nor does it change the conditions of the drug's safe use in the target animal species. Accordingly, under the Bureau of Veterinary Medicine's supplemental approval policy (42 FR 64367; December 23, 1977), approval of this NADA has been treated as would approval of a Category II supplement and did not require reevaluation of the safety and effectiveness data in NADA 43-290.

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

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

This action is governed by the provisions of 5 U.S.C. 556 and 557 and is therefore excluded from Executive Order 12291 by section 1(a)(1) of the Order.

List of Subjects in 21 CFR Part 558

Animal drugs, Animal feeds.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347 (21 U.S.C. 360 (i))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10) and redelegated to the Bureau of Veterinary Medicine (21 CFR 5.83), Part 558 is amended in § 558.485 by adding new paragraph (a)(13), to read as follows:

PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS

§ 558.485 Pyrantel tartrate.

(a) * * *

(13) To 034936: 9.6 and 19.2 grams per pound, paragraph (e)(1) and (2) of this section.

* * * * *

Effective date. This amendment is effective February 25, 1983.

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

Dated: February 17, 1983.

Gerald B. Guest,

Acting Director, Bureau of Veterinary Medicine.

[FR Doc. 83-4711 Filed 2-24-83; 8:45 am]

BILLING CODE 4160-01-M

DEPARTMENT OF JUSTICE

28 CFR Part 0

[Order No. 998-83]

Board of Immigration Appeals; Immigration Review Function; Editorial Amendments

AGENCY: Justice Department.

ACTION: Final rule.

SUMMARY: In order to improve the management, direction and control of the immigration judicial review programs currently within the Immigration and Naturalization Service (INS), the Attorney General has reorganized within the Department of Justice so as to place the immigration review function with the Board of Immigration Appeals (BIA) under a newly created office entitled the Executive Office for Immigration Review (EOIR). The Executive Office for Immigration Review will be under the Associate Attorney General's supervision. This realignment will place similar quasi-judicial functions within a single organization and will result in a more effective and efficient operation of the Department's immigration judicial review programs.

EFFECTIVE DATE: February 15, 1983.

FOR FURTHER INFORMATION CONTACT: Kevin D. Rooney; Assistant Attorney General for Administration; U.S. Department of Justice; 10th and Constitution Avenue, N.W., Room 1111; Washington, D.C. 20530. Telephone (202) 633-3101.

SUPPLEMENTARY INFORMATION: In accordance with the reorganization within the Department of Justice, 28 CFR is being amended to reflect the new functional statements of the Executive Office for Immigration Review, the Board of Immigration Appeals, and the Office of the Chief Special Inquiry Officer.

This order is not a rule within the meaning of either Executive Order 12291, Section 1(a), or the Regulatory Flexibility Act, 5 U.S.C. 601, et seq.

List of Subjects in 28 CFR Part 0

Government employees, Organization and functions (Government agencies), Authority delegations (Government agencies).

PART 0—[AMENDED]

By virtue of the authority vested in me, as Attorney General, by 28 U.S.C. 509, 510; 5 U.S.C. 301, and 8 U.S.C. 1103, Part 0 of Title 28 of the Code of Federal Regulations is hereby amended as follows:

1. Section 0.19 is amended by revising paragraph (a) introductory text to read as follows:

§ 0.19 Associate Attorney General.

(a) The Associate Attorney General shall advise and assist the Attorney General and the Deputy Attorney General in formulating and implementing Departmental policies and programs pertaining to criminal matters. The Associate Attorney General shall also provide overall supervision and direction for the following organizational units: Criminal Division; Drug Enforcement Administration; Immigration and Naturalization Service; Executive Office for United States Attorneys; Bureau of Prisons; Federal Prison Industries, Inc.; Office of Pardon Attorney; Executive Office for Immigration Review; United States Marshals Service; and the United States National Central Bureau, INTERPOL. The United States Parole Commission is under the supervision of the Associate Attorney General for administrative purposes. In addition the Associate Attorney General shall:

* * * * *

2. Section 0.105 is amended by revising paragraph (a) to read as follows:

§ 0.105 General functions.

* * * * *

(a) Subject to the limitations contained in section 103 of the Immigration and Nationality Act (8 U.S.C. 1103) and excepting the authority delegated to the Executive Office of Immigration Review, the Board of Immigration Appeals, the Office of the Chief Special Inquiry Officer, and the Special Inquiry Officers, administer and enforce the Immigration and Nationality Act and all other laws relating to immigration (including but not limited to, admission, exclusion, and deportation), naturalization, and nationality. Nothing in this paragraph shall be construed to authorize the Commissioner of Immigration and Naturalization to supervise the litigation of, or to approve the filing of records on review, appeals, or petitions for writs of certiorari or to intervene or have independent representation in cases

under the immigration and nationality laws except as provided in paragraph (e) of this section.

* * * * *

3. Subpart U is revised to read as follows:

Subpart U—Executive Office for Immigration Review

Sec.
0.115 General functions.
0.116 Board of Immigration Appeals.
0.117 Office of Chief Special Inquiry Officer.

Subpart U—Executive Office for Immigration Review

§ 0.115 General functions.

The Executive Office for Immigration Review shall be headed by a Director, who shall be responsible for the general supervision of the Board of Immigration Appeals and the Office of the Chief Special Inquiry Officer in the execution of their duties in accordance with 8 CFR Part 3. The Director may redelegate the authority delegated to him by the Attorney General to the Chairman of the Board of Immigration Appeals or the Office of the Chief Special Inquiry Officer.

§ 0.116 Board of Immigration Appeals.

The Board of Immigration Appeals shall consist of a Chairman and four other members. The Chairman shall be responsible for providing supervision and establishing internal operating procedures of the Board in the exercise of its authorities and responsibilities as delineated in 8 CFR 3.1–3.8.

§ 0.117 Office of Chief Special Inquiry Officer.

The Chief Special Inquiry Officer shall provide general supervision to the Special Inquiry Officers in performance of their duties in accordance with the Immigration and Nationality Act, 8 U.S.C. 1226 and 1252 and 8 CFR 3.9.

(28 U.S.C. 509, 510; 5 U.S.C. 301; 8 U.S.C. 1103)

Dated: February 15, 1983.

William French Smith,

Attorney General.

[FR Doc. 83-4738 Filed 2-24-83; 8:45 am]

BILLING CODE 4410-01-M

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

29 CFR Part 1602

Records and Reports; Elementary and Secondary Schools; Staff Information Report (EEO–5)

AGENCY: Equal Employment Opportunity Commission.

ACTION: Final rule.

SUMMARY: The Equal Employment Opportunity Commission (EEOC) is amending its reporting regulations that cover unlawful employment practices of elementary and secondary schools. The amendments will reduce the filing requirement from once a year to once every two years for these employers. This change will reduce the reporting burden on elementary and secondary schools as required under the Paperwork Reduction Act.

EFFECTIVE DATE: February 25, 1983.

FOR FURTHER INFORMATION CONTACT: Joachim Neckere, Chief, Survey Branch, 2401 E Street, NW., Washington, D.C. 20506 phone: (703) 756–6020.

SUPPLEMENTARY INFORMATION: EEOC published a notice of proposed rulemaking (47 FR 20630) on May 13, 1982, proposing to amend the regulation set forth at 29 CFR 1602.41. Today's action makes final the amendment of that regulation exactly as proposed in the May 13, 1982 notice. Section 709(c) of Title VII of the Civil Rights Act of 1964, 42 U.S.C. 2000e–8(c), requires employers to make and keep records relevant to a determination of whether unlawful employment practices have been or are being committed and to make reports therefrom as required by the Equal Employment Opportunity Commission. Accordingly, the Commission has issued regulations which set forth the reporting requirements for various kinds of employers. Elementary and secondary schools in their capacity as employers have been required to submit annual reports to the EEOC. Now they will report biennially. This change has been made in consultation with the Office of Management and Budget and is intended to reduce the reporting burden on elementary and secondary schools as required under the Paperwork Reduction Act of 1980, 44 U.S.C. 3501 *et seq.* The Commission will require affected schools to file only on even numbered years when they are also required to file staffing reports with the Office of Civil Rights, Department of Education, thus substantially reducing the reporting burden. Note, however, that the recordkeeping requirements of § 1602.39 remain unchanged.

Comments

Comments were received from two representatives of State Education Agencies and two from advocacy groups on behalf of women and girls in education. The representatives of the State Education agencies fully supported the change to the biennial survey because it would reduce the reporting burden while still accurately reflecting staffing patterns. The women's advocacy groups opposed the change on the grounds that (1) it appears to be an indication from the Commission that EEO compliance is less important; (2) the effect on Commission statutory beneficiaries has not been considered and (3) the increased time lapse between reports for smaller school districts would decrease the important process of self-assessment the districts make when filing their reports.

The Commission has carefully considered these comments. This rule change concerning the periodicity of data collection represents no change in the determination of this Commission to honor its mandate under Title VII to eliminate discrimination in employment due to race, sex, religion, color, national origin, age and handicap (in the Federal Government). The recordkeeping requirements for school districts have not been changed. Therefore, annually when each school district compiles the required information for its employment profile, the same process of self-assessment will result. Thus, the Commission has concluded that this revision will not be detrimental to its statutory beneficiaries but will benefit elementary and secondary schools.

In accordance with the Regulatory Flexibility Act, 5 U.S.C. 1601.612, and Executive Order 12291, the Equal Employment Opportunity Commission certifies that the economic effects of this rule have been carefully analyzed, and that it has been determined that neither a regulatory flexibility analysis nor a regulatory impact analysis is required.

A regulatory flexibility analysis is required whenever a rule will have a significant economic impact on a substantial number of small entities, e.g., school districts with a population of less than fifty thousand. The rule will not have an impact on any of the affected school districts except to reduce the existing reporting burden and attendant costs. Similarly this is not a major rule as defined by Section 1(b) of Executive Order 12291 and therefore does not require a regulatory impact analysis.

In compliance with Executive Order 12067 (43 FR 28967, July 5, 1978), the Commission has consulted with the representatives of the necessary federal departments and agencies on the revision of its reporting regulations.

By virtue of the authority vested in the Commission under section 709(c) of Title VII of the Civil Rights Act of 1964, 42 U.S.C. 2000e–8(c), the Equal Employment Opportunity Commission hereby

publishes the following revision to its regulations on Recordkeeping and Reports, 29 CFR Part 1602, specifically 1602.41.

List of Subjects in 29 CFR Part 1602

Administrative practice and procedure, Educational facilities, Elementary and secondary education, Equal employment opportunity, Reporting requirements.

PART 1602—RECORDS AND REPORTS

Section 1602.41 is revised to read as follows:

§ 1602.41 Requirement for filing and preserving copy of report.

On or before November 30, 1982, and biennially thereafter, certain public elementary and secondary school systems and districts, including individually or separately administered districts within such systems, and individual schools within such systems or district shall file with the Commission or its delegate executed copies of Elementary-Secondary Staff Information Report EEO–5 in conformity with the directions set forth in the form and accompanying instructions. The elementary and secondary school systems and districts covered are: (a) Every one of those which have 100 or more employees, and (b) every one of those others which have 15 or more employees from whom the Commission requests the filing of reports. Every such elementary or secondary school system or district shall retain at all times, for a period of 3 years, a copy of the most recently filed report EEO–5 at the central office of the school system or district, or the individual school which is the subject of the report, where more convenient, and shall make the same available if requested by an officer, agent, or employee of the Commission under the authority of section 710 of Title VII, as amended. It is the responsibility of the school systems or districts above described in this section to obtain from the Commission or its delegate necessary supplies of the form.

Signed at Washington, D.C. this 18th day of January 1983.

For the Commission.

Clarence Thomas.

Chairman.

Certification

Pursuant to 5 U.S.C. 605(b), Clarence Thomas, Chairman, Equal Employment Opportunity Commission certifies that the Commission has carefully analyzed the economic effects of the amendment of 29 CFR Part 1602 and has determined that no regulatory flexibility analysis is required. Such analysis is required whenever a rule will have a significant economic impact on a substantial number of small entities, e.g., school districts with a population of less than fifty thousand. This rule will have no impact on any of the affected school districts except to reduce the reporting burden and attendant costs.

Clarence Thomas,

Chairman.

[FR Doc. 83-4753 Filed 2-24-83; 8:45 am]

BILLING CODE 6570-06-M

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Part 942

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

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

ACTION: Final rule.

SUMMARY: OSM is announcing its decision to extend the deadline for Tennessee to meet two conditions of approval of its permanent regulatory program under the Surface Mining Control and Reclamation Act of 1977 (SMCRA).

By executive order of the Governor, the Tennessee Division of Surface Mining (DSM) is to be transferred from the Department of Conservation to the Department of Public Health and Environment. This transfer may necessitate some changes in the material submitted by the DSM to meet conditions of approval concerning procedures and forms for permitting, inspection and enforcement, and information on staffing and funding of the Division. Accordingly, OSM is granting DSM an extension which will enable it to revise the amendments submitted to the Secretary to satisfy the two conditions of approval.

EFFECTIVE DATE: February 25, 1983.

FOR FURTHER INFORMATION CONTACT: Mr. James Curry, Field Office Director, Office of Surface Mining Reclamation and Enforcement, 530 Gay Street, S.W., Suite 400, Knoxville, Tennessee 37902. (615–524–7648)

SUPPLEMENTARY INFORMATION: The Tennessee program was conditionally approved by the Secretary on August 10, 1982 (47 FR 34724–34754). The approval was conditioned on the State's correction of 11 minor deficiencies in its program.

Information pertinent to the general background, revisions, modifications and amendments to the proposed permanent program submission, as well as the Secretary's findings, the disposition of comments and explanation of the conditions of approval of the Tennessee program can be found in the August 10, 1982, **Federal Register** (47 FR 34724–34754).

Submission of Revisions

On November 1 and 10, 1982, Tennessee submitted amendments to its approved permanent program to satisfy condition "i" concerning procedures and forms for permitting, inspection and enforcement, and condition "j" concerning staffing and funding. The amendments included extensive modifications of Chapters V, VI, VII, X, XI and XII of the Tennessee permanent regulatory program.

On December 3, 1982, OSM announced receipt of these amendments and scheduled a 30-day comment period on the adequacy of the amendments in meeting the Secretary's conditions of approval (47 FR 54474–54475). Subsequently, Tennessee notified OSM by letter dated January 25, 1983, that by executive order of the Governor, the Division of Surface Mining, which is the regulatory authority under Tennessee's approved program, is to be transferred from the Department of Conservation to the Department of Public Health and Environment, effective approximately February 15, 1983. This transfer will necessitate some revision of the amendments submitted to meet the conditions of approval. For this reason, the State requested an extension of the deadline for the State to meet conditions "i" and "j" to April 30, 1983. This extension will allow the State an opportunity to revise the amendments submitted to OSM to reflect changes to be made as a result of the transfer.

Secretary's Determination

The Secretary has determined that the impending transfer to the Department of Public Health and Environment may render pottions of Tennessee's earlier submission of amendments incomplete with respect to satisfying conditions "i" and "j".

In view of Tennessee's November 1 and 10, 1982, submission of amendments which demonstrates the State's good faith effort to satisfy the conditions by the original deadline, and in light of the reorganizational changes which are expected to have a bearing on the adequacy of the amendments submitted in meeting the conditions of approval, the Secretary has determined that it is appropriate and desirable to grant the State an extension of time to meet the

two conditions. The extension will allow the State an opportunity to revise previously submitted material and to provide additional materials to meet the conditions which will reflect the organizational changes. Thus, the Secretary hereby extends the deadline for Tennessee to satisfy conditions "i" and "j" to April 30, 1983.

Following the submission of additional materials, the public will be provided an opportunity to comment on their adequacy in meeting the conditions before the Secretary makes his final decision to approve or disapprove the amendments.

Additional Determinations

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

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

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

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

List of Subjects in 30 CFR Part 942

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

Accordingly, 30 CFR Part 942 is amended as set forth herein.

Dated: February 18, 1983.

Daniel N. Miller, Jr.,

Assistant Secretary for Energy and Minerals.

PART 942—[AMENDED]

§ 942.11 [Amended]

1. 30 CFR Part 942.11 is amended in paragraphs (i) and (j) by substituting "April 30, 1983," for "October 31, 1982" in each paragraph.

[FR Doc. 83-4883 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-05-M

DEPARTMENT OF THE TREASURY

Fiscal Service

31 CFR Part 354

Regulations Governing Book-Entry Securities of the Student Loan Marketing Association (Sallie Mae)

AGENCY: Fiscal Service, Treasury.

ACTION: Final rule.

SUMMARY: The Department of the Treasury, acting for the Student Loan Marketing Association (Sallie Mae), hereby issues regulations to govern the issuance of, and transactions in, all Sallie Mae securities issued in book-entry form. The securities shall be held in accounts maintained through Federal Reserve Banks, acting as fiscal agents for the Association by designation of the Department of the Treasury. These regulations shall apply only to Sallie Mae securities issued in book-entry form on or before September 30, 1983. The regulations permit the Student Loan Marketing Association to issue and market its securities in non-competitive form to a wider class of investors.

EFFECTIVE DATE: February 25, 1983.

FOR FURTHER INFORMATION CONTACT: Joanne W. Trimble, Senior Staff Attorney, Student Loan Marketing Association. (202-333-8000)

SUPPLEMENTARY INFORMATION: The Student Loan Marketing Association, established by the Congress as a private corporation and financed by private capital, serves as a secondary market and warehousing facility for student loans. The Association, popularly referred to as "Sallie Mae," is authorized, with the approval of the Secretary of the Treasury, to issue obligations having such maturities and bearing such rate or rates of interest as may be determined by the Association.

The Secretary of the Treasury, to discharge fully his responsibility for approving the issuance of Sallie Mae securities, had designated the Federal Reserve Bank of New York to act as fiscal agent for the Association. To facilitate the issuance of, and transactions in, Sallie Mae securities, the Secretary of the Treasury hereby authorizes all Federal Reserve Banks, as fiscal agents, to maintain for the Association securities issued in book-entry form.

The authority of the Federal Reserve Banks to act as fiscal agents for the Student Loan Marketing Association and for the Association to issue securities pursuant to these regulations, shall terminate on September 30, 1983. Sallie Mae obligations issued prior to that date shall continue to be serviced by Federal Reserve Banks, as fiscal agents, until their respective maturities, and these regulations shall apply to such obligations for the period that they remain outstanding.

It has been determined that these regulations, which are based on book-entry regulations governing United States securities heretofore published by the Fiscal Service, Department of the Treasury in Parts 306 and 350 of Title 31, Code of Federal Regulations, do not require a notice of proposed rulemaking as they involve the fiscal policy of the United States, and that they are not a "major rule" for purposes of Executive Order 12291, dated February 17, 1981.

List of Subjects in 31 CFR Part 354

Bonds, Securities.

Dated: February 22, 1983.

John Kilcoyne,

Assistant Fiscal Assistant Secretary.

Title 31, Code of Federal Regulations is amended by adding a Part 354 to read as follows:

PART 354—REGULATIONS GOVERNING BOOK-ENTRY SECURITIES OF THE STUDENT LOAN MARKETING ASSOCIATION (SALLIE MAE)

Sec.

354.0 Applicability and effect.
354.1 Definition of terms.
354.2 Authority of Reserve Banks.
354.3 Scope and effect of book-entry Sallie Mae securities accounts.
354.4 Transfer or pledge.
354.5 Withdrawal of Sallie Mae securities.
354.6 Delivery of Sallie Mae securities.
354.7 Classes of accounts.
354.8 Identification of accounts.
354.9 Servicing book-entry Sallie Mae securities.

Authority: Section 1087-2(h)(1) of the Higher Education Act of 1965, as amended, 88 Stat. 265; 94 Stat. 1427-1430; 95 Stat. 457 (20 U.S.C. 1087-2); 12 U.S.C. 391; and 5 U.S.C. 301.

§ 354.0 Applicability and effect.

(a) *Applicability.* The regulations in this part govern the issuance of, and transactions in, all securities issued by the Student Loan Marketing Association, sometimes hereafter referred to as "Sallie Mae" or "Association," on or before September 30, 1983.

(b) *Effect.* The Sallie Mae securities to which these regulations apply are obligations, which, by the terms of their issue, are available exclusively in book-entry form, or, which, by the terms of their issue, or otherwise, are convertible from book-entry to definitive form, or vice versa.

§ 354.1 Definition of terms.

In this part, unless the context otherwise requires or indicates:

(a) "Reserve Bank" means a Federal Reserve Bank acting as fiscal agent for Sallie Mae and, when indicated, in its individual capacity.

(b) "Sallie Mae" means the Student Loan Marketing Association, a stockholder-owned corporation established in 1972 by the Higher Education Act of 1965, Pub. L. 92–318, 86 Stat. 265 (20 U.S.C. 1087–2), to provide liquidity for financial and educational institutions and other lenders participating in the Federal Guaranteed Student Loan Program and the Health Education Assistance Loan Program to support the credit needs of students.

(c) "Sallie Mae security" or "security" means notes, bonds, debentures or other similar obligations of the Student Loan Marketing Association issued under the Higher Education Act of 1965, as amended.

(d) "Definitive Sallie Mae security" or "definitive security" means a Sallie Mae security issued in engraved or printed form.

(e) "Book-entry Sallie Mae security" or "book-entry security" means a Sallie Mae security issued in the form of an entry made as prescribed in this part on the records of a Federal Reserve Bank.

(f) "Convertible" means a definitive Sallie Mae security that is convertible into a book-entry Sallie Mae security or vice versa.

(g) "Pledge" includes a pledge of, or any other security interest in, book-entry Sallie Mae securities as collateral for loans or advances, or to secure deposits of public moneys or the performance of an obligation.

(h) "Depository institution" means any national bank, or State bank, other bank or trust company, or any other financial institution, authorized under the Monetary Control Act of 1980, to secure Reserve Bank services.

(i) "CUSIP number" is a unique identification for each security issue established by the Committee on Uniform Security Identification Procedures.

§ 354.2 Authority of Reserve Banks.

Each Reserve Bank is hereby authorized, in accordance with the provisions of this part, to:

(a) Issue book-entry Sallie Mae securities by means of entries on its records, which shall include the name of the Bank's depositor, the latter's employer identification number, where appropriate, and the amount, maturity date and CUSIP number of each security;

(b) Effect conversions between book-entry Sallie Mae securities and definitive Sallie Mae securities;

(c) Service and maintain book-entry Sallie Mae securities; and

(d) Issue a confirmation of transaction in the form of an advice (serially-numbered or otherwise), which specifies the amount, maturity date, and CUSIP number of the security, as well as the date of the transaction.

(e) The foregoing authority shall terminate at the close of business on September 30, 1983, except that, with respect to each issue of book-entry Sallie Mae securities outstanding on said date, the authority shall terminate on its respective maturity date.

§ 354.3 Scope and effect of book-entry Sallie Mae securities accounts.

(a) *Scope and effect of accounts at Reserve Bank.* The Reserve Banks, as fiscal agents for the Student Loan Marketing Association, may apply the regulations in this part to any Sallie Mae securities which are available either in book-entry or definitive form, which have been or are hereafter deposited with a Reserve Bank for any purpose, or which, by the terms of their issuance, are available only in book-entry form, in accounts held in its individual capacity under terms and conditions which indicate that the Reserve Bank will continue to maintain such deposit accounts in its individual capacity notwithstanding their maintenance in book-entry form. This paragraph shall be applicable, but not limited to, Sallie Mae securities deposited or maintained:

(1) As collateral pledged to the Reserve Bank (in its individual capacity) for advances by it;

(2) For a depository institution for its sole account;

(3) For a depository institution held for the account of its customers;

(4) In connection with deposits in a depository institution of funds of States, municipalities, or other political subdivisions;

(5) In connection with the performance of an obligation or duty under federal, state, municipal, or local law, or judgments or decrees of courts.

The maintenance of book-entry Sallie Mae securities under this paragraph shall not derogate from or adversely affect the relationships that would otherwise exist between a Reserve Bank, in its individual capacity, and the entities for which accounts are maintained. Whenever Sallie Mae securities are held in book-entry form, the Reserve Bank is authorized to take all actions necessary in respect of said securities to enable such Reserve Bank, in its individual capacity, to perform its obligations as depository with respect to such Sallie Mae securities.

(b) *Conversion of securities to book-entry.* A Reserve Bank shall convert to book-entry any Sallie Mae securities deposited in definitive form as collateral pledged to the United States, and may hold as book-entries any Sallie Mae securities deposited therewith.

(c) *Consent to conversion.* Any person having an interest in Sallie Mae securities, which are available in either definitive or book-entry form, which are deposited in definitive form with a Reserve Bank (in either its individual capacity or as fiscal agent of the Student Loan Marketing Association) for any purpose shall be deemed to have consented to their conversion to book-entry Sallie Mae securities pursuant to the provisions of this part and in the manner and under procedures prescribed by the Reserve Bank.

§ 354.4 Transfer or pledge.

(a) *Reserve Bank records.* A transfer or a pledge of book-entry Sallie Mae securities to a Reserve Bank or to any transferee or pledgee eligible to maintain an appropriate book-entry account in its name with the Reserve Bank under this part, is effected and perfected, notwithstanding any provision of law to the contrary, by the Reserve Bank making an appropriate entry in its records of the Sallie Mae securities transferred or pledged. The making of such an entry in the records of the Reserve Bank shall:

(1) Have the same effect as the delivery of Sallie Mae securities in bearer definitive form;

(2) Have the effect of a taking of delivery by the transferee or pledgee;

(3) Constitute the transferee or pledgee a holder;

(4) If a pledge, effect a perfected security interest therein in favor of the pledgee. A transfer or pledge of book-entry Sallie Mae securities shall have priority over any transfer, pledge or other interest, theretofore or thereafter effected or perfected under paragraph (b) of this section or in any other manner.

(b) *Member banks or others.* A transfer or a pledge of book-entry Sallie Mae securities, or any interest therein, maintained by a Reserve Bank (in its individual capacity or as fiscal agent of

Sallie Mae) in a book-entry account under this part, including Sallie Mae securities in book-entry form under § 354.3, is effected, and a pledge is perfected, by any means that would be effective under applicable law to effect a transfer or to effect and perfect a pledge of Sallie Mae securities or any interest therein, if the securities were maintained by the Reserve Bank in bearer definitive form. For purposes of transfer or pledge hereunder, book-entry Sallie Mae securities maintained by the Reserve Bank shall, notwithstanding any provision of the law to the contrary, be deemed to be maintained in bearer definitive form. The Reserve Bank maintaining book-entry Sallie Mae securities either in its individual capacity, or as agent of Sallie Mae, is not a bailee for purposes of notification of pledges of those securities under this paragraph. Where Sallie Mae securities are recorded on the books of an entity for account of the pledgor or transferor thereof and such securities are on deposit or are maintained with the Reserve Bank in a book-entry account hereunder, such entity shall, for purposes of perfecting a pledge of such securities or effecting their delivery to a purchaser under applicable provisions of law, be the bailee to which notification of the pledge of the securities may be given or the third person in possession from which acknowledgment of the holding of the securities for the purchase may be obtained. The Reserve Bank will not accept notice or advice of a transfer or a pledge effected or perfected under this paragraph, and any such notice or advice shall have no effect. The Reserve Bank may continue to deal with its depositors in accordance with the provisions of this part, notwithstanding any transfer or pledge effected or perfected under this paragraph.

(c) *Filing and recording unnecessary.* No filing or recording with a public recording office or officer shall be necessary or effective with respect to any transfer or pledge of book-entry Sallie Mae securities or any interest therein.

(d) *Conversion.* The Reserve Bank shall, upon receipt of appropriate instructions, convert book-entry Sallie Mae securities into definitive Sallie Mae securities, if convertible, and deliver them in accordance with such instructions. No such conversion shall affect existing interests in such Sallie Mae securities.

(e) *Transfer by Reserve Bank.* A transfer of book-entry Sallie Mae securities within a Reserve Bank shall be made in accordance with the procedure established by the Bank not inconsistent with this part. The transfer of book-entry Sallie Mae securities by a Reserve Bank may be made through a telegraphic transfer procedure.

(f) *Timeliness of requests.* All requests for transfer, withdrawal or any authorized transaction, must be received prior to the date of call or maturity of the security.

§ 354.5 Withdrawal of Sallie Mae securities.

(a) *Withdrawal of convertible securities.* A depositor of book-entry Sallie Mae securities may withdraw them, if convertible, from a Reserve Bank by requesting delivery of like definitive Sallie Mae securities to itself or, on its order, to a transferee.

(b) *Registration.* Sallie Mae securities, issued on or after the effective date of these regulations, which, by the terms of their issuance, are available in definitive form, may be withdrawn in registered form only.

§ 354.6 Delivery of Sallie Mae securities.

Where a Reserve Bank has received Sallie Mae securities and effected pledges, made entries regarding them, or transferred or delivered them according to the instructions of its depositor, it shall not be liable for conversion or for participation in breach of fiduciary duty even though the depositor has no right to dispose of or take other action in respect of the securities. A Reserve Bank shall be fully discharged of its obligations under this part by the transfer or delivery of Sallie Mae securities in book-entry form to its depositor or upon the order of such depositor. Customers of a depository institution or other entity (other than a Reserve Bank) may obtain Sallie Mae securities in definitive form, if convertible, only by causing the depositor of the Reserve Bank to order the withdrawal thereof from the Reserve Bank.

§ 354.7 Classes of accounts.

A Reserve Bank is authorized to maintain book-entry Sallie Mae securities for depository institutions located in its district for securities such institutions hold for their own account, or hold for the account of their customers, and as otherwise specified in § 354.3. Purchasers of book-entry Sallie Mae securities, on original issue or otherwise, may have such securities maintained in book-entry form at depository institutions of a Federal Reserve Bank or in accounts maintained at entities providing securities safekeeping services for customers (*e.g.*, securities dealers) which have related accounts at such institutions.

§ 354.8 Identification of accounts.

Book-entry accounts may be established in such form or forms as customarily permitted by the entity (*e.g.*, depository institution, securities dealer, etc.) maintaining them, except that each account should include data to permit both customer identification by name, address, and taxpayer identifying number, as well as a determination of the Sallie Mae securities being held in such account by amount, maturity, date, and CUSIP number, and of transactions relating thereto.

§ 354.9 Servicing book-entry Sallie Mae securities.

Payment of interest; payment at upon call or at maturity.

(a) *Payment of interest.* Interest becoming due on book-entry Sallie Mae securities shall be charged to the appropriate Sallie Mae account at the Reserve Bank on the interest-due date and remitted or credited in accordance with the instructions of the depository institution.

(b) *Payment of principal.* Upon call or at maturity book-entry Sallie Mae securities shall be redeemed and charged to the appropriate Sallie Mae account at the Reserve Bank and the redemption proceeds, i.e., principal and any interest payable with the principal, shall be disposed of in accordance with the instructions of the depository institution for whose account the securities were maintained.

[FR Doc. 83-4962 Filed 2-24-83; 8:45 am]
BILLING CODE 4810-40-M

DEPARTMENT OF EDUCATION

34 CFR Part 601

Eligibility of Foreign Medical Schools Under the Guaranteed Student Loan Program (GSLP)

AGENCY: Department of Education.

ACTION: Final regulations.

SUMMARY: The Secretary issues regulations for the purpose of determining whether medical schools located outside the United States and Canada are eligible to apply for participation in the Guaranteed Student Loan Program (GSLP). Participation in the GSLP by a foreign medical school means that its students who are citizens or nationals of the United States may apply for loans from eligible lenders under that program. These regulations establish new procedures and criteria that will be used by the Secretary in determining eligibility.

EFFECTIVE DATE: Unless Congress takes certain adjournments, these regulations will take effect 45 days after publication in the **Federal Register**. If you want to know the effective date of these regulations, call or write the Department of Education contact person.

FOR FURTHER INFORMATION CONTACT: Mr. Richard J. Rowe, Director, Eligibility and Agency Evaluation Staff, Office of Postsecondary Education, United States Department of Education, Washington, D.C. 20202, Telephone (202) 245–9873.

SUPPLEMENTARY INFORMATION:

Background

Section 435(a) of the Higher Education Act of 1965, as amended, provides that foreign schools are eligible to apply for participation in the Guaranteed Student Loan Program (GSLP) if they are comparable to institutions of higher education or vocational schools located in the United States and are otherwise approved by the Secretary for purposes of the GSLP.

Sections 435 (b) and (c) of the Higher Education Act of 1965, as amended, provide that institutions of higher education and vocational schools located in the United States must, among other things, be accredited to be eligible to apply for participation in the GSLP. In the United States there is a nationally recognized accrediting agency which accredits medical schools. The same nationally recognized accrediting agency which accredits United States medical schools also accredits medical schools located in Canada. Accordingly, the Secretary is able to use the same procedures and criteria for determining the eligibility of Canadian medical schools under the GSLP as are used for United States medical schools.

With respect to foreign medical schools other than those in Canada, however, there exists no accrediting agency on whose opinion the Secretary can rely. No organization comparable to a nationally recognized accrediting agency makes site reviews of foreign medical schools and makes expert judgments as to the content, scope, and quality of the training offered, nor does the Secretary have the resources to undertake such reviews. The Secretary recognizes the great value an international accrediting agency such as the one just described would have to the American educational community, and the Secretary encourages the establishment of such an agency as the most effective means of monitoring the educational quality of all foreign schools, including foreign medical schools. The regulations promulgated by the Department concerning foreign medical school eligibility under the GSLP are viewed as only an interim solution in only one limited area of the much broader problem of assessing the "comparability" of all foreign schools which are not now monitored by a comprehensive international accrediting body.

In making past eligibility determinations regarding foreign medical schools, the Department sought to determine two facts—whether the medical school was "recognized" or "approved" by any relevant foreign professional organization or government ministry, and whether the educational programs offered by the medical school were of adequate quality by American standards. In making these determinations, the Department sought and considered information from every available source.

With respect to "recognition" of foreign medical schools, the primary sources of information included international directories, yearbooks or handbooks, and organizations of such institutions within the foreign country, for example, the Association of Commonwealth Universities for countries in the British Commonwealth of Nations, or the Union of Latin American Universities.

Sources of information relating to the quality of a medical school included school catalogs, foreign educational organizations and direct observations by third parties. These sources, however, did not always provide reliable information, or any information, about the quality of a school, especially one which had just opened. As a practical matter, therefore, in the absence of any reliable information volunteered by these sources which indicated that a school's educational quality was unsatisfactory, the school's educational quality was assumed to be "comparable", and therefore the school was granted eligibility.

By January 1978, the Department (at that time, the United States Office of Education) had concluded that the indicators of quality it had primarily relied upon in the past were not totally reliable indicators of quality and, in many cases, were not objective or verifiable. The Department therefore decided, under the authority of sections 435(b) and 435(c) of the Higher Education Act, to appoint a special advisory committee of qualified experts, to recommend more reliable measures of the quality of education provided at foreign medical schools as compared with the quality of that provided at United States medical schools. The committee recommended an objective standard for measuring relative medical school quality—performance of a school's three most recent graduating classes on a commonly taken, standardized test of medical knowledge, the examination given by the Educational Commission for Foreign Medical Graduates (ECFMG), Philadelphia, Pennsylvania.

The then Commissioner of Education took cognizance of the "comparability" measure recommended by the special advisory committee, and this measure formed the basis for the Notice of Proposed Rulemaking (NPRM) published by the Department in the **Federal Register** on April 23, 1979 (44 FR 23888) as proposed subpart E of 45 CFR Part 149 (now redesignated as 34 CFR Part 601).

These final regulations adopt as a measure of institutional "comparability" the "output" measure set forth in the proposed regulations of April 23, 1979, but with some modifications made in light of comments submitted by members of the public.

Specifically, the Secretary will require that for a foreign medical school to be eligible to participate in the GSLP, its students who are United States citizens or nationals must have passed the ECFMG examination on 50 percent of the occasions on which such United States citizens or nationals took the ECFMG examination during the most recent twenty-four month period for which data are available from the Educational Commission for Foreign Medical Graduates. The ECFMG examination is a common and readily accessible examination by which a United States citizen or national who is attending a foreign medical school may qualify for entry into the United States health care system. Public comment on the proposed regulations provided information that the ECFMG examination, though not actually taken by United States-trained medical students, would, by design, be passed by at least 87 percent of such United States-trained medical students on a given testing. Therefore, the Secretary considered setting the minimum pass rate for "comparable" foreign medical schools at 87 percent. For reasons set forth in detail in Appendix A, however, groups of students at *individual* foreign medical schools who are United States citizens or nationals cannot each be fairly expected to achieve or exceed the *average* pass rate that the *entire group* of domestically-trained American medical students would be expected to achieve on the ECFMG examination. The Secretary believes instead that a pass rate of *50 percent* at a foreign

medical school establishes a reasonable likelihood that its students who are United States citizens or nationals will successfully enter the United States health care delivery system at a rate comparable to that at which graduates of many accredited domestic medical schools enter the system, thereby evidencing a similar reasonable likelihood that the foreign medical school's academic program is comparable to that of most accredited American medical schools.

The only schools which will not have to comply strictly with the 50 percent pass rate requirement are those schools that only a very small number of Americans attend. The Secretary will deal with those schools in a more flexible fashion, in light of the possible unfairness to those schools of making eligibility decisions based on an exceedingly small sample of student performance.

Section 601.4(c), like the corresponding section in the proposed regulations, provides that an eligible school must provide a period of clinical and classroom medical education of not less than 32 months. Unlike the corresponding section in the proposed regulations, however, § 601.4(c) provides that an eligible school must directly supervise the education it provides its students and must provide such education in facilities adequately equipped and staffed to afford students comprehensive clinical and classroom medical training. Section 601.4(c) has been modified in response to the views of many commenters and in light of the findings of the General Accounting Office (GAO) set forth in its report "Policies on U.S. Citizens Studying Medicine Abroad Need Review and Reappraisal" (HRD–81–32, issued November 21, 1980).

The purpose of § 601.4(c) as modified is both to provide greater assurance that the facilities and staff of an eligible foreign medical school are comparable to those of most accredited United States medical schools and to provide assurance that the eligible foreign medical school is itself providing the educational services its students' loan proceeds are intended to pay for. The Department intends to require a school to submit information relevant to this criterion only after the school has demonstrated its satisfaction of all other criteria for statutory eligibility, thereby reducing the administrative burdens placed upon many applicants and upon the Department in its implementation of these regulations.

The criterion set forth in § 601.4(d) provides that a foreign medical school which has not yet graduated two classes will be unable to qualify. The Secretary believes that approval of a new foreign medical school should not be issued until the school has become firmly established and its entire educational program has been exposed to a significant number of students.

In addition, foreign medical schools must demonstrate, as they have had to do in the past, that they meet a number of other basic requirements, such as being listed in the *World Directory of Medical Schools* published by the World Health Organization and being recognized by evaluative bodies in their own countries.

Once a foreign medical school is determined eligible to apply for participation in the GSLP, the Secretary will not review the ECFMG examination scores of that school's students again for two years. After two years, another review of those scores will be required. Therefore, even if a school's pass rate drops below the ECFMG pass rate criterion during those two years, the school will not lose its eligibility for the GSLP. The purpose of this provision is to reduce the administrative burdens placed upon eligible foreign medical schools and upon the Department in the implementation of these regulations.

A foreign medical school will lose its eligibility immediately, however, if at any time it no longer meets any eligibility criterion other than the ECFMG pass rate criterion. Most of these criteria are fundamental to a school's existence as a medical school and are satisfied by a foreign medical school early in its existence; it is highly unlikely that a foreign medical school, once eligible, will subsequently fail to meet one of these criteria. If a school does lose its eligibility because it no longer meets an eligibility criterion other than the ECFMG pass rate criterion, however, no student attending that school may receive a Guaranteed Student Loan Program loan during that school's ineligibility. The only exception to this rule is the situation of a student who, on the publication date of these regulations, is attending a foreign medical school which is eligible to participate in the GSLP and who is a recipient of a GSLP loan for a previous period of study at that school. Such a student may qualify to receive additional GSLP loans for the remainder of his or her enrollment at the school, thereby mitigating any deleterious effects the Department's promulgation of these regulations might have had upon a student who is currently attending an eligible school and is financing his or her education at least in part with GSLP loans.

Similarly, when a foreign medical school that has established its eligibility to apply under these regulations subsequently loses its eligibility solely because of its failure, after two years of eligibility, to continue to meet the ECFMG pass rate criterion, those students who received loans under the GSLP while the school was eligible may qualify to receive additional loans for the remainder of their enrollment at the school; however, no other students at the school may qualify for GSLP loans during the school's ineligibility. The purpose of this rule is to give students a fairly high degree of assurance that an educational program begun at an eligible foreign medical school with the help of GSLP loans may be completed with the help of GSLP loans as well.

Summaries of changes resulting from public comment and summaries of other comments that did not result in changes in these regulations, together with the Secretary's responses to those comments, are contained in Appendices A and B following these regulations.

Executive Order 12291: These regulations have been reviewed in accordance with Executive Order 12291. They are classified as non-major because they do not meet the criteria for major regulations established in the order.

List of Subjects in 34 CFR Part 601

Colleges and universities, Education, Foreign medical schools.

Citation of Legal Authority

A citation of statutory or other legal authority is placed in parentheses on the line following each substantive provision of these final regulations.

(Catalog of Federal Domestic Assistance 84.032—Guaranteed Student Loan Program)

Dated: February 18, 1983.

T. H. Bell,

Secretary of Education.

The Secretary adds a new Part 601 to Chapter VI of Title 34 of the Code of Federal Regulations, to read as follows:

PART 601—ELIGIBILITY OF FOREIGN MEDICAL SCHOOLS UNDER THE GUARANTEED STUDENT LOAN PROGRAM (GSLP)

Sec.

601.1 Purpose and scope.
601.2 Definitions.
601.3 Requesting an eligibility determination.
601.4 Criteria for determination of eligibility to apply for participation in the GSLP.
601.5 Duration of eligibility determination.
601.6 Determination that a school previously eligible under this subpart is no longer eligible.

Sec.

601.7 Exception for students who received GSLP loans to attend foreign medical schools prior to publication date of this subpart.

Authority: Sections 432 and 435(a) of the Higher Education Act of 1965, as amended (20 U.S.C. 1082, 1085(a)).

§ 601.1 Purpose and scope.

(a) An educational institution located outside the United States is eligible to apply for participation in the Guaranteed Student Loan Program (GSLP) if it is comparable to medical schools in the United States and has been otherwise approved by the Secretary for purposes of the GSLP. This subpart sets forth procedures and criteria by which the Secretary determines whether medical schools located outside the United States and Canada are eligible to apply for participation in the GSLP.

"Participation" in the GSLP by a foreign medical school means that its students who are citizens or nationals of the United States may apply for loans from eligible lenders under that program.

(b) This subpart does not cover the procedures and criteria by which a foreign medical school determined eligible to apply for participation in the GSLP actually applies for such participation. Those procedures and criteria are set forth in the GSLP regulations, 34 CFR Part 682.

(c) With respect to medical schools located in Canada, the Secretary uses the same procedures and criteria for determining eligibility as for medical schools located in the United States, because the nationally recognized accrediting agency which accredits medical schools located in the United States also accredits medical schools located in Canada. Similarly, any other school, wherever located, which acquires the accreditation of an accrediting agency which the Secretary recognizes as comparable to the agency which accredits United States medical schools shall be subject to the procedures and criteria applied to United States medical schools, rather than to the provisions of this part.

(20 U.S.C. 1082, 1085)

§ 601.2 Definitions.

For purposes of this subpart:

"Foreign medical school" means a medical school not located in a State or in Canada.

"Guaranteed Student Loan Program (GSLP)" means the student loan program authorized by Title IV, Part B of the Higher Education Act of 1965, as amended (20 U.S.C. 1071 to 1087–2, regulations in 34 CFR Part 682) and includes the PLUS program (Auxiliary Loan Program, regulations in 34 CFR Part 683), also authorized by Part B.

"Medical school" means a school which satisfies the criteria for listing as a medical school in the *World Directory of Medical Schools* published by the World Health Organization (WHO).

"Pass rate" means the number of examinations passed (with passing scores on both medicine *and* English sections) by persons counted as "United States citizens" for tabulation purposes by the ECFMG who were graduates of the medical school, or in attendance at the school, at the time the examinations they passed were administered, divided by the number of examinations taken by all persons counted as "United States citizens" for tabulation purposes by the ECFMG who were graduates of the medical school, or were in attendance at the school, at the time the examinations they took were administered, expressed as a percentage.

"State" or "United States" includes, in addition to the several States of the Union, the Commonwealth of Puerto Rico, the District of Columbia, Guam, American Samoa, the Virgin Islands, the Trust Territory of the Pacific Islands, and the Northern Mariana Islands.

(20 U.S.C. 1082, 1085, 1141)

§ 601.3 Requesting an eligibility determination.

The Secretary may determine a foreign medical school eligible to apply for participation in the GSLP at any time, upon the request of either:

(a) A person who is

(1) Enrolled, or accepted for enrollment, at that school, and

(2) Otherwise eligible to receive a GSLP loan, or

(b) The school, on behalf of eligible students in attendance.

(20 U.S.C. 1082, 1085)

§ 601.4 Criteria for determination of eligibility to apply for participation in the GSLP.

The Secretary determines that a foreign medical school is eligible to apply for participation in the GSLP only if it meets all of the following criteria:

(a) The school is a medical school, as defined in § 601.2.

(b) The school is both recognized as a medical school and approved by those evaluating bodies (such as medical associations or educational agencies) in the country in which the school is located whose views are considered relevant by the Secretary.

(c) The school provides, and in the normal course requires its students to complete, a program of clinical and classroom medical instruction of not less than 32 months in length, which is supervised closely by members of the school's faculty and which is provided either (1) outside the United States, in facilities adequately equipped and staffed to afford students comprehensive clinical and classroom medical instruction, or (2) in the United States, through a training program for foreign medical students which has been approved by all medical licensing boards and evaluating bodies whose views are considered relevant by the Secretary.

(d) The school has graduated classes during each of the two twelve-month periods immediately preceding the date the Secretary receives the school's request for an eligibility determination.

(e) During the most recent twenty-four month period for which data is available prior to the date the Secretary receives a request for a determination of the school's eligibility, the school's American students have achieved a pass rate of not less than 50 per cent on the examination of the Educational Commission for Foreign Medical Graduates (ECFMG), Philadelphia, Pennsylvania; provided, however, that if the number of ECFMG examinations taken by American students or graduates of the school during the preceding twenty-four month period is less than eight, the Secretary shall not deem the school to have failed to satisfy this criterion unless, after assessing the ECFMG examination performance of the school's students and graduates over a preceding period greater than twenty-four months, the Secretary concludes that the ECFMG examination performance of the school's students and graduates has been significantly and consistently substandard for a prolonged period of time.

(20 U.S.C. 1082, 1085)

§ 601.5 Duration of eligibility determination.

(a) A determination by the Secretary that a foreign medical school is eligible to apply for participation in the GSLP is effective for two years, subject to the qualifications set forth in § 601.6. The determination is not rescinded during the two-year period even if at any time during that period the school no longer meets the criterion set forth in § 601.4(e).

(b) At any time, the Secretary may require a school or student to update the information the school or student provided in an earlier request for an eligibility determination.

(20 U.S.C. 1082, 1085)

§ 601.6 Determination that a school previously eligible under this subpart is no longer eligible.

(a) If at any time a school previously eligible under this subpart no longer meets any of the criteria set forth in § 601.4 other than the criterion set forth in § 601.4(e), it loses its eligibility on the date it no longer meets that criterion. In such a case, except as provided in § 601.7, no student may subsequently receive a GSLP loan for attendance at that school, until the school's eligibility is restored.

(b) Upon a determination, made by the Secretary after the expiration of the two-year period described in § 601.5, that a foreign medical school which was previously eligible under this subpart no longer satisfies the criterion set forth in § 601.4(e) but satisfies all other eligibility criteria, only those students enrolled at the foreign medical school who actually received GSLP loans for a period during which the school was eligible under this subpart may receive additional loans for the remainder of their enrollment at the school, provided the school continues to satisfy all eligibility criteria other than the criterion set forth in § 601.4(e) and provided those students continue to satisfy all other student eligibility requirements.

(20 U.S.C. 1082, 1085)

§ 601.7 Exception for student who received GSLP loan to attend foreign medical school prior to publication date of this subpart.

Any student who was enrolled at a foreign medical school that was eligible to participate in the GSLP on the publication date of this subpart and who actually received a GSLP loan to attend that school for a period during which the school was eligible to participate in the GSLP may receive GSLP loans for the remainder of his or her enrollment at that school, despite the school's loss of eligibility under this subpart, provided the school continues to be a medical school, as defined in § 601.2, and provided the student continues to satisfy all other student eligibility requirements.

(20 U.S.C. 1082, 1085)

Note.—This Appendix is included for information. It is not to be codified in the Code of Federal Regulations.

Appendix A—Summary of Changes Resulting From Rulemaking

A Notice of Proposed Rulemaking was published in the **Federal Register** on April 23, 1979 as Subpart E of 45 CFR Part 149 (44 FR 23888–23890), now redesignated as 34 CFR Part 601. Interested persons were given 60 days in which to comment. Comments were analyzed in relation to their bearing on the fundamental concern of these regulations—namely, that American students in foreign medical schools benefit from a medical education which is comparable to that offered by most accredited American medical schools. Discussed below are those comments that resulted in changes from positions taken in the Department's proposed regulations.

1. *Section 601.4(a)—listing in the World Directory of Medical Schools.*

Comments. Several commenters indicated that a foreign medical school's listing in the *World Directory of Medical Schools* published by the World Health Organization (WHO) is not an indication of the quality of that medical school's program, but only an indication that that school has been licensed to operate by its country's government. These commenters suggested that the WHO listing requirement be deleted.

Response. The Department fully agrees with the substantive point made by these commenters but points out that WHO listing is merely one of a number of requirements a foreign medical school must meet in order to be eligible to apply for GSLP participation. The Department, however, as the result of these comments, has incorporated the WHO listing requirement into the definition of "medical school" for purposes of these regulations, arguably a more appropriate location.

2. *Section 601.4(c)—concern over the nature of the instruction provided at a foreign school.*

Comments. Proposed section 149.84, among other things, proposed to require an eligible foreign medical school to provide a period of "instruction" of at least 32 months, without specifying the characteristics of that "instruction". The generality of this proposed provision reflects the Department's acknowledged lack of the resources necessary to do site reviews at foreign institutions and its recognition of the fact that inexpert third-party reports concerning the facilities and staff of a foreign institution are not always completely accurate or reliable. However, a substantial number of commenters, including *some students enrolled at foreign medical schools at the time they submitted their comments*, expressed great concern and dissatisfaction regarding the lack of comprehensive *clinical* training at a number of foreign medical schools. They similarly questioned whether a high pass rate among its students on the ECFMG examination guarantees that a foreign medical school is providing adequate clinical training.

These comments were bolstered by the findings of a review done by the United States General Accounting Office (GAO) (HRD–81–32 issued November 21, 1980), based upon site visits to six foreign medical schools in the Caribbean, Mexico and Europe, made between July and November 1979. A major shortcoming at each school, the GAO found, was a lack of adequate clinical training facilities; at some schools, clinical faculty and clinical curriculum were found to be lacking or of poor quality as well. The GAO also found that though some foreign medical schools attempt to compensate for their lack of adequate clinical facilities by sending their students to the United States for clinical training, the United States programs to which those students are sent often have not been approved by State medical licensing boards or other relevant professional agencies in the jurisdiction in which the programs are conducted. Furthermore, students sent to the United States for clinical training, the GAO found, often are not supervised at all by staff members of the foreign medical school to whom the students have paid their tuition.

Response. Since in the opinion of the concerned commenters and the GAO, adequate clinical training is an absolutely essential component of a medical doctor's education, the Department feels it should examine the nature of the training provided by a foreign medical school in making its determination of foreign medical school eligibility. Perhaps more accurately, the Department believes it should not be precluded from considering information regarding the nature of the training provided by a foreign medical school, at least when the Department has strong reason to believe that that information is reliable.

3. *Section 601.4(e)—the ECFMG standard.* By far the most commented-upon sections of the proposed regulations were those concerning the requirement that a school demonstrate that not less than 95 percent of its American graduates during the past 24-month period had passed the ECFMG examination on their first attempt. The 95 percent figure was based upon a professional opinion, published in the *New England Journal of Medicine*, to the effect that at least 95 percent of American-trained medical graduates would be likely to pass the ECFMG on their first attempt.

(a) *The relationship between the ECFMG examination and tests taken by American-trained medical students.*

Comment. Many commenters argued that no basis existed for the 95 percent

projected pass rate, noting that American medical graduates do not take the ECFMG examination and that as a result, no such comparison can be made with foreign medical school graduates' performance on the ECFMG examination.

Response. The Department has found the commenters' criticisms in this regard to be unjustified; however, as described below, as a result of information provided by *another commenter* concerning the same issue, the Department has redefined its concept of "pass rate" for purposes of the regulations and has accordingly modified the percentage associated with that concept.

According to one commenter who provided information solicited directly from the Educational Commission for Foreign Medical Graduates, there is a direct relationship between the ECFMG exam, which is taken by foreign-educated medical trainees, and Parts I and II of the examination series given by the National Board of Medical Examiners (NBME), which is taken by all American-educated medical trainees. The questions which make up the ECFMG examination are selected from a large pool of test questions which is maintained by the NBME. Each of these questions has been used in at least one previous NBME examination; hence each question has a known "track record" of performance in the previous examinations in which it was used, and precise information is available regarding the precentage of correct answers given to each question on previous examinations.

On any NBME I and II examination series, the lowest passing score in the reference group of examinees is set at 1.2 standard deviations below the mean for basic science questions and at 2.1 standard deviations below the mean for clinical science questions. In practice, these standards result in a passing score for approximately the top 89 percent on the basic science questions and for approximately the top 98 percent on the clinical science questions. Therefore, even assuming the highly unlikely circumstance that none of the NBME I and II examinees who fail the basic science section also fail the clinical science section, and *vice versa*, the maximum rate at which a group of students who take both the NBME I and II will fail one or the other section is 13 percent (11 percent basic science plus 2 percent clinical science), and the minimum pass rate, accordingly, is 87 percent.

The passing standard for any ECFMG examination, in turn, is set at the level of correct answers that it would have been necessary for American medical students to have attained in order to have passed a hypothetical NBME I and II series consisting of the questions actually used in the ECFMG examination in question. Since the ECFMG passes every student whose score is as high or higher than the lowest passing score on the hypothetical NBME series just described, and because by design no less than 87 percent of American students would achieve a passing score on that hypothetical examination, it follows that at least 87 percent of the American citizens or nationals who take a given ECFMG exam should pass it if they are as well trained as their American-trained counterparts.

There does exist, therefore, a basis for relating the performance of domestically-trained medical students on the NBME I and II examinations to the performance of foreign-trained medical students on the ECFMG examination. Indeed, because at least 87 percent of American-educated medical trainees could be expected to pass the ECFMG examination on *any* given testing, there is no need for the Department to apply its standard only to *first-time* takers of the ECFMG examination, as the Notice of Proposed Rulemaking provided; therefore, as many commenters requested, the "first time taker" provision has been deleted from the regulations.

(b) *Biasing factors in the application of the ECFMG pass rate criterion.* Though, as indicated above, a case could be made for establishing a pass rate of 87 percent with respect to all examinations taken by American students at each foreign medical school, certain comments from members of the public have convinced the Secretary to depart from the 87 percent pass rate that the statistical analysis above suggests. There are essentially three such comments that the Secretary believes are worthy of consideration.

Comments. First, as some commenters mentioned, it is clear that neither every domestic medical school nor every foreign medical school has an American student population comprised of a randomly-drawn cross section of American medical school students. Though the Department of Education has learned that no less than 87 percent of all *medical students* who take both the NBME I and II examinations will pass both examinations on the first try, the Department has been unable to obtain data from the NBME regarding the performance of United States-trained NBME test takers on a *school-by-school* basis. It is virtually certain, however, that because some United States schools are likely to enroll proportionately more passing students than other schools, on a given NBME testing series, at a substantial number of accredited domestic medical schools, less than 87 percent of the students who take the examination series pass both NBME I and II on the first try. Because not all accredited United States schools produce a group of test takers who pass the NBME I and II series at an 87 percent rate, it is arguably unfair to require all foreign schools to achieve a pass rate as high as 87 percent in order to attain GSLP eligibility.

Second, a number of comenters pointed out that the rules for certain transfer and placement programs for foreign medical students who are beyond their second year of medical education—most notably the "Fifth Pathway" programs—require foreign medical students to take the ECFMG examination substantially earlier in their education than American-trained students are required to take Part II of the NBME examination series. Therefore, the commenters asserted, because many foreign students seek to take advantage of such transfer programs, a substantial number of foreign-trained students are not as well prepared to take their first ECFMG examination as American-trained students are prepared to take their first NBME II examination. As a result, foreign-trained students should not be expected to perform as well, as a group, on the ECFMG examination as American-trained fourth-year medical students could be expected to perform on that examination.

Finally, many commenters noted that it is a common practice at foreign medical schools for students to take the ECFMG examination for the first time well before their fourth year of education, purely for purposes of gaining experience in taking the examination. In many cases, such students take the examination substantially before they have a reasonable likelihood of passing it and, as a consequence, their performance significantly reduces the overall pass rate of foreign medical students on the ECFMG examination.

Response. Because of the three factors described above, the Secretary believes it inappropriate to hold foreign medical school students to a passing standard of 87 percent on a school-by-school basis. After assessing the likely extent to which the two test-taking practices described above may depress the overall pass rate of foreign medical students on the ECFMG, and after taking into account the Department's interest in not imposing upon those

foreign medical students compliance burdens not directly related to the Department's regulatory objectives, the Secretary has set the required pass rate for eligible foreign medical schools at 50 percent.

(c) *Application of the ECFMG pass rate criterion to schools with small numbers of American students.*

Comment. A final criticism of the proposed ECFMG pass rate criterion that was raised by a large number of commenters concerns the fact that the criterion could deal harshly and unfairly with foreign medical schools that graduate only a very small number of Americans each year. Commenters indicated that a school's future eligibility could depend completely upon the testing performance of that school's *one* American student each year, and that the performance of a single student is much too small a sample of overall student performance to serve as a basis for an eligibility judgment. Some commenters suggested a lower pass rates for schools with a small number of Americans, and others suggested that such schools should be entirely exempt from the pass rate criterion.

Response. The Secretary recognizes the merit of the point made by the commenters and has chosen a more flexible approach with regard to foreign medical schools at which American students have taken the ECFMG examination less than eight times during the relevenat 24-month period. The Secretary will not automatically exclude such a school merely because it fails to satisfy the ECFMG pass rate criterion applied to larger schools. The Secretary will instead survey the ECFMG examination performance of that school's American students over a period of time greater than the preceding 24 months. After that survey, the Secretary will exclude the school only if its students have performed poorly on the ECFMG examination so consistently and for such a long period of time that the Secretary finds the students' poor performance a significant indicant of an educational problem at the school. Though the Secretary will therefore exercise a great deal more discretion with respect to the eligibility of foreign medical schools with a small number of Americans, the Secretary will by no means completely exempt these schools from critical examination under the ECFMG pass rate criterion.

4. *Proposed section 149.4(h)—requirement that graduates of school be capable of being licensed in country in which school is located.*

Comment. A small number of commenters pointed out that this criterion was duplicative of the requirements of proposed section 149.84(b), regarding recognition and approval by local medical authorities; the commenters indicated that seldom, if ever, would a medical school be approved by local authorities if its graduates could not be licensed to practice in the jurisdiction those authorities regulate. Other commenters, particularly students attending Mexican medical schools, also pointed out that the concepts of "graduation" and "licensing" as thought of in the United States and many other countries do not transfer neatly to Mexico.

Response. After consideration of these comments, the Department has chosen to eliminate the criterion in question from the final regulations.

5. *Section 601.6—treatment of students in attendance at eligible school when school loses eligibility.*

Comment. A small number of commenters indicated that though they supported the proposed section which "grandfathers in" those students attending eligible schools when the regulation is issued who had received GSLP loans in the past, the commenters felt there was likewise a need for protection for *any* student who in the future is placed in a similar situation, especially when the school's loss of eligibility is due to its failure to continue to meet the ECFMG pass rate requirement.

Response. Though the Department recognizes that in general, neither foreign nor domestic students attending ineligible educational institutions are entitled to receive GSLP loans, the Department also recognizes that a foreign medical student reliant on GSLP loans is especially burdened when his or her school loses its eligibility. Moving to another eligible medical school (if that option exists) would most likely require such a student to move to another country as well as to move into a different educational system. The Department believes that for largely the same reasons it is "grandfathering in" those GSLP recipients attending eligible foreign medical schools on the date the regulation is published, a continuing but somewhat more limited "grandfather" provision is appropriate for future American foreign medical school students who choose to attend a foreign medical school which is eligible when they begin their education but which later becomes ineligible. The Department has included such a limited "grandfather" provision in its final regulations.

A summary of other comments that did not result in changes in these regulations and the Secretary's reponses to them are contained in Appendix B.

Appendix B—Summary of Comments That Did Not Result in Changes and Responses to Those Comments

In the notice of proposed rule making published in the **Federal Register** on April 23, 1979 (44 FR 23888–23890), the Department invited comments on the proposed regulations to implement Section 435(a) of the Higher Education Act of 1965, as amended, as it applies to the determination of the eligibility of foreign medical schools to apply for participation in the Guaranteed Student Loan Program (GSLP).

The following is a summary of the substantive public comments which were received and considered but which did not result in changes from the positions taken by the Department in the proposed regulations. Appendix A contains a summary of the substantive public comments which did result in changes from positions taken by the Department in its proposed regulations. The comments and responses are organized to the extent possible in the same order as the referenced sections are organized in the final regulations.

General Comments

Comment. A large number of people objected to the Department's entire regulatory effort regarding foreign medical schools. They objected to the concept of different eligibility criteria for foreign as opposed to domestic medical schools, and they objected to the Department's action to "single out" foreign medical school eligibility from all other possible foreign school eligibility matters. Some commenters found similarly "discriminatory" both the exemption of Canadian schools from the regulation's application and the Department's failure to exempt Mexican schools from the regulation's application.

Response. Different treatment of foreign medical school eligibility and domestic medical school eligibility is necessitated by the absence of relevant accrediting bodies for foreign medical schools. Canadian medical schools are exempted from the regulations because the accrediting body that accredits United States medical schools also accredits Canadian medical schools. The Department considers foreign medical school eligibility a matter particularly worthy of regulation because of the enormous responsibility placed upon doctors and because of the possibly disastrous consequences of mistakes resulting from a doctor's inadequate training.

Comment. Some commenters questioned the validity of using student

examination performance as a measure of school's educational quality. These commenters indicated that a student's performance on a standardized examination does not always accurately reflect his or her competence or training and that many American citizens and nationals are attending foreign medical schools precisely because they are "bad testers" and, as a consequence, were not admitted to American medical schools. The noteworthy alternatives to the "output" approach suggested by the commenters included site reviews performed either by the Department of Education or by the Overseas Liaison Committee of the American Council of Education, and close examination of schools' entrance requirements and curricula.

Response. Section 435(a) of the Higher Education Act of 1965, as amended, allows the Secretary to find statutorily eligible those foreign schools that are, among other things, "comparable to an [American] institution of higher education or to a vocational school". The Secretary has little doubt that the most scientifically reliable manner in which to implement the "comparability" standard is to conduct site visits at foreign schools; indeed, accrediting bodies regularly make such visits to American institutions of higher education and vocational schools. Unfortunately, no accrediting body conducts site visits at foreign medical schools and, as indicated in the preamble, the Department lacks the resources to conduct such visits itself. Even if the Department had the resources necessary to conduct such visits, it is not clear that such an "accreditation" system for foreign schools, administered by the United States Government, would be diplomatically advisable; certainly the administration of such an accreditation system would place the Department of Education in an unaccustomed—indeed unprecedented—role. Over the years, many organizations and accrediting bodies, including the Overseas Liaison Committee of the American Council of Education, have repeatedly shunned the task of foreign medical school certification. The Department is continuing to explore the possibility of the formation of a private international accrediting body for all foreign schools, including foreign medical schools.

Left without the option of site reviews, the Department believes the "output" approach is the next best option. Though the approach has its limitations, it is clearly superior to examination of admission requirements and curricula as a method for determining educational quality, for the latter approach indicates nothing about whether a school is actually imparting significant knowledge to its admittedly well qualified students through its admittedly impressive-looking curriculum. Arguably the most relevant indicator of a professional school's quality is the extent to which it successfully prepares its students for practice in their profession. The Department strongly believes that the performance of a foreign medical school's students on the ECFMG examination is probative of the school's capacity to prepare its students for professional practice in the United States and that a standard based on such performance is superior to any other measure of "comparability" presently available to the Department. Indeed, many commenters indicated that the "output" approach *does not go far enough* in assuring that only foreign schools providing high quality clinical education programs are found to be statutorily eligible.

Section-by-Section Comments

Section 601.4(b)—Criteria for determination of eligibility to apply for GSLP—approval by local evaluating bodies.

Comment. A few commenters objected to the requirement that a foreign medical school be "recognized" by any local professional evaluating bodies "whose views are considered relevant by the Secretary". These commenters were concerned that the provision gives too much discretion to local authorities in foreign countries, authorities whose approval or disaproval might hinge upon political or other non-educational considerations. One commenter indicated that this provision raises "serious questions of foreign policy".

Response. The Department agrees that this provision does have foreign policy implications; indeed, it was written precisely to allow the Secretary to consider the diplomatic factors involved in foreign medical school establishment and GSLP eligibility. The Secretary believes that much more serious diplomatic problems would be raised were the Department to completely ignore a foreign evaluating body's disagreements—whatever their nature—with a foreign medical school located in its country, rather than to honor those local expressions of dissatisfaction. The Secretary notes, however, that a local evaluating body which acts completely unreasonably with respect to a foreign medical school risks losing its status as a body "whose views are considered relevant by the Secretary".

Section 601.4(d)—Criteria for determination of eligibility to apply for GSLP—graduation of two classes.

A few commenters felt that it is unfair to delay granting eligibility to a newly-established foreign medical school until it has graduated two classes merely because until then, the Department does not have the data needed to apply its ECFMG pass rate test. The commenters suggested that alternate measures be used to evaluate a school that has not been in existence long enough to generate two years of ECFMG examination results.

Response. The commenters have assumed that the purpose of the requirement is more limited than intended. The Department has a significant interest, independent of the existence of the ECFMG pass rate requirement, in making sure that a foreign medical school is not a "fly-by-night" operation and that the school is capable of providing and likely to continue to provide, for many years into the future, a complete medical education for all those American citizens and nationals who choose to enroll there. The requirement that the two graduating classes be spaced over a period of at least twelve months is intended to prevent a new school from evading the spirit and purpose of the requirement by, for example, arbitrarily dividing its first group of graduates into two segments, each of which it might call a separate "class", then holding the graduations of these "classes" on consecutive days.

Section 601.4(e)—Criteria for determination of eligibility to apply for GSLP—ECFMG standard.

Comment. A number of commenters suggested the use of examinations other than the ECFMG examination for purposes of the "output" measure. The plausible suggestions included performance on Part I of the examination series given by the National Board of Medical Examiners (NBME) alone, performance on Part II of that examination series alone, performance on both Parts I and II of that examination series, and performance on the Federation Licensing Examination (FLEX) used as the physician licensing examination in many States.

Response. The Secretary believes that in theory, each of the alternatives suggested has both positive and negative aspects when considered for use in these regulations. A fundamental problem exists, however, in the implementation of any of these alternatives—the fact that the organizations who administer the suggested alternatives refused to

provide the Department the data the Department would need in order to evaluate students' performance on a school-by-school basis. The Department would have liked very much to have considered as an option students' performance on both NBME I and NBME II, because those examiniations probe both basic science and clinical science knowledge and are taken while students are still in school or shortly after they graduate. Unfortunately this option was not available to the Department. Fortunately, however, the ECFMG examination option was available, allowing the Department to use an examination possessing very much the same virtues possessed by NBME I and II and which might well have been selected for use over NBME I and II in any event.

[FR Doc. 83-4792 Filed 2-24-83; 8:45 am]
BILLING CODE 4000-01-M

VETERANS ADMINISTRATION

38 CFR Parts 6, 8 and 9

United States Government Life Insurance, National Service Life Insurance, and Servicemen's and Veterans' Group Life Insurance

AGENCY: Veterans Administration.

ACTION: Final regulations.

SUMMARY: The Veterans Administration is amending its regulations relating to insurance matters to reflect amendments made under Pub. L. 97-66. These amendments: (1) Provide that a beneficiary may elect to receive payment of National Service and United States Government Life Insurance proceeds in a lump sum if the policyholder has not selected a mode of payment and the policy matures after September 30, 1981; (2) provide for an increase in the maximum amount of Servicemen's and Veterans' Group Life Insurance which may be purchased; (3) require Retired Reservists, insured under Servicemen's Group Life Insurance, to apply for the increased coverage within one year; and (4) provide for the collection of premiums for the Servicemen's Group Life Insurance program. In addition, certain terms are being changed to eliminate gender reference in those regulations which are being amended.

EFFECTIVE DATES: October 17, 1981, except that the amendments to 38 CFR Part 9 concerning the increased coverage under Servicemen's and Veterans' Group Life Insurance are effective December 1, 1981.

FOR FURTHER INFORMATION CONTACT: Mr. Robert W. Carey, Assistant Director for Insurance, Veterans Administration Regional Office and Insurance Center, P.O. Box 8079, Philadelphia, Pa. 19101; (215-951-5360).

SUPPLEMENTARY INFORMATION: Public Law 97-66, in part, amends sections 717, 752, 767, 769 and 777 of title 38 of the United States Code. The amendments to sections 717 and 752 provide that a beneficiary may, in the case of insurance maturing after September 30, 1981, elect to receive payment of the insurance proceeds in a lump sum if the insured has not selected a settlement option. The amendments to sections 767 and 777 provided for an increase from $20,000 to $35,000 in the maximum amount of Servicemen's and Veterans' Group Life Insurance. Section 767 is further amended to require Retired Reservists to apply within one year for the increased coverage. The amendment to section 769 provides that the Secretary of Defense shall prescribe regulations to ensure that the Secretaries of the military departments remit premiums to cover Ready Reservists insured under Servicemen's Group Life Insurance. Pursuant to these amendments in the law, Veterans Administration regulations are being amended accordingly.

The Veterans Administration is publishing these amendments as final regulations. An opportunity for public comment is not being provided as the agency finds that public comment would be impracticable unnecessary and contrary to public interest (38 CFR 1.12). Since the amendments merely reflect statutory changes in the law, allowing public comment would have no effect on implementing the changes mandated by Congress. Additionally, the cost to the Government, ultimately a burden to the taxpayers, for prior publication is saved. Since a proposed notice will not be published, these regulation changes are not subject to requirements of the Regulatory Flexibility Act, Pub. L. 96-354.

The agency has determined that these regulations are nonmajor in accordance with Executive Order 12291, Federal Regulation. These regulations will not have a large effect on the economy, will not cause an increase of costs or prices, and will not otherwise have any significant adverse economic effects.

List of Subjects in 38 CFR Parts 6, 8 and 9

Life insurance, Military personnel, Veterans.

(Catalog of Federal Domestic Assistance Program number, 64.103)

Approved: February 7, 1983.

By direction of the Administrator.

Everett Alvarez, Jr.,

Deputy Administrator.

PART 6—UNITED STATES GOVERNMENT LIFE INSURANCE

1. Section 6.64 is revised as follows:

§ 6.64 Selection, recording, revocation, and election.

The insured under a United States Government Life Insurance policy may select one of the optional settlements set forth in § 6.68, but notice of the selection shall not be valid unless and until it is recorded in the Veterans Administration. The insured may revoke his or her selection of the optional settlement, but the revocation shall not be valid unless and until it is recorded in the Veterans Administration. If the insured does not select one of the optional settlements, then he or she shall be deemed to have made no election, and the insurance shall be payable in 240 monthly installments, unless an election under option 2, 3 or 4 is made by the beneficiary: Provided, that if the insurance matures after September 30, 1981 and the insured has not selected one of the optional settlements, the beneficiary may elect to receive the proceeds in a lump sum.

(38 U.S.C. 752)

2. In § 6.65, the introductory paragraph is revised as follows:

§ 6.65 Election of optional settlement by beneficiary.

If the insured under a United States Government Life Insurance policy has not selected one of the optional settlements then at the death of the insured the designated beneficiary may elect to receive settlement under option 2, 3 or 4, as provided in § 6.68, but such an election by the beneficiary shall not be valid unless and until it is recorded in the Veterans Administration: Provided, that if the insurance matures after September 30, 1981 and the insured has not selected one of the optional settlements, the beneficiary may elect to receive the proceeds in a lump sum. If the insured has selected an optional settlement then at the death of the insured the designated beneficiary may elect to receive the proceeds of insurance in installments spread over a greater period of time than that selected by the insured and in accordance with the following provisions:

(38 U.S.C. 752)

* * * * *

3. In § 6.68, Option 1 is revised as follows:

§ 6.68 Options.

* * * * *

Option 1. Insurance payable in one sum. Settlement under this option will be made only when selected by the insured during his or her lifetime or by his or her last will and testament, or if no option has been selected by the insured and he or she dies after September 30, 1981. When such selection has been made, the face amount will be payable in one sum at the maturity of the policy by death.

(38 U.S.C. 752)

* * * * *

PART 8—NATIONAL SERVICE LIFE INSURANCE

4. In § 8.77, paragraph (a)(1) is revised as follows:

§ 8.77 Election of optional settlement by beneficiary.

(a) * * *

(1) If the insured under a National Service Life Insurance policy has not selected one of the optional settlements and dies on or after August 1, 1946, the insurance shall be payable in 36 equal monthly installments, but the designated beneficiary may elect to receive settlement under option 2, 3 or 4: Provided, that if the insurance matures after September 30, 1981 and the insured has not selected one of the optional settlements, the beneficiary may elect to receive the proceeds in a lump sum. Such an election shall not be valid unless and until it is received in the Veterans Administration. If the insured has selected an optional settlement, then at the death of the insured the designated beneficiary may elect to receive payment in installments spread over a greater period of time than that selected by the insured; thus:

(38 U.S.C. 717)

* * * * *

5. In § 8.79, Option 1 is revised as follows:

§ 8.79 Optional settlements on participating National Service Life Insurance and nonparticipating insurance issued under section 602(c)(2) of the National Service Life Insurance Act, as amended, on which the requirements of good health were waived.

* * * * *

Option 1. Insurance payable in one sum. Settlement under this option will be made only when selected by the insured during his or her lifetime or by his or her last will and testament, or if no option has been selected by the insured and he or she dies after September 30, 1981. When such selection has been made, the face amount (less any indebtedness) will be payable in one sum upon the death of the insured.

(38 U.S.C. 717)

* * * * *

6. In § 8.80, Option 1 is revised as follows:

§ 8.80 Optional settlements on insurance issued under the provisions of section 620 or 621 of the National Service Life Insurance Act, as amended, and section 722(a) of Title 38, United States Code.

* * * * *

Option 1. Insurance payable in one sum. Settlement under this option will be made only when selected by the insured during his or her lifetime or by his or her last will and testament, or if no option has been selected by the insured and he or she dies after September 30, 1981. When such election has been made, the face amount (less any indebtedness) will be payable in one sum upon the death of the insured.

(38 U.S.C. 717)

* * * * *

7. In § 8.80c, Option 1 is revised as follows:

§ 8.80c Optional settlements on insurance issued under the provisions of section 723(b) of Title 38, United States Code.

* * * * *

Option 1. Insurance payable in one sum. Settlement under this option will be made only when selected by the insured during his or her lifetime or by his or her last will and testament, or if no option has been selected by the insured and he or she dies after September 30, 1981. When such election has been made, the face amount (less any indebtedness) will be payable in one sum upon the death of the insured.

(38 U.S.C. 717)

* * * * *

8. In § 8.81, Option 1 is revised as follows:

§ 8.81 Optional settlements on insurance issued under the provisions of section 725 of Title 38, United States Code.

* * * * *

Option 1. Insurance payable in one sum. Settlement under this option will be made only when selected by the insured during his or her lifetime or by his or her last will and testament, or if no option has been selected by the insured and he or she dies after September 30, 1981. When such election has been made, the face amount (less any indebtedness) will be payable in one sum upon the death of the insured.

(38 U.S.C. 717)

* * * * *

PART 9—SERVICEMEN'S GROUP LIFE INSURANCE AND VETERAN'S GROUP LIFE INSURANCE

§ 9.2 [Amended]

9. In § 9.2, paragraphs (a) and (b) are amended by replacing the date "May 24, 1974" with the date "December 1, 1981" in both paragraphs and by adding the cite "(38 U.S.C. 767)" to the end of both paragraphs.

10. In § 9.3, new paragraph (e) is added as follows:

§ 9.3 Applications

* * * * *

(e) Members who met the requirements for full-time coverage under § 9.1(a)(3), as of December 1, 1981, are eligible to obtain increased Servicemen's Group Life Insurance coverage up to a maximum of $35,000 if the member—

(1) Is insured under Servicemen's Group Life Insurance as of December 1, 1981; or

(2) Within one year after December 1, 1981, reinstates Servicemen's Group Life Insurance that had lapsed for nonpayment of premiums; and

(3) The member submits a written application for the increased coverage to the office established in § 9.1(j) within one year after December 1, 1981.

(38 U.S.C. 767)

11. Section 9.4 is revised as follows:

§ 9.4 Amount of insurance.

Effective December 1, 1981, Servicemen's Group Life Insurance is issued in the amount of $35,000 unless the insured member elects in writing (a) not to be insured, or (b) to be insured in the amount of $30,000, $25,000, $20,000, $15,000, $10,000, or $5,000. The $35,000 coverage does not apply to those members separated or released prior to December 1, 1981 except for those members eligible for coverage under §9.1(a)(3).

(38 U.S.C. 767)

12. In § 9.6, paragraph (a) is revised as follows:

§ 9.6 Waiver or reduction of coverage.

(a) A member may waive his or her right to group coverage or elect to reduce the amount of insurance from $35,000 to any lesser amount, divisible by $5,000, by filing a written notice with his or her uniformed service. In any case where a member's uniformed service receives a waiver or reduction prior to the date any group coverage would become effective, no insurance shall be placed in effect on the lives of those members who waive coverage and those who elect reduced coverage shall be insured for only the reduced amount from the date coverage becomes effective. A member who is paying premiums directly to the administrative office may reduce his or her coverage by notifying that office.

(38 U.S.C. 767)

* * * * *

13. In § 9.8, the introductory portion of paragraph (c) and paragraph (c)(1) are revised as follows:

§ 9.8 Restoration of coverage.

* * * * *

(c) Subject to approval by the insurer, coverage is restored in the amount applied for ($35,000 or a lesser amount divisible by $5,000) effective the date of receipt of application with evidence of good health by the uniformed service:

(1) For a member who previously waived the right to be covered or elected to be covered for only $30,000, $25,000, $20,000, $15,000, $10,000 or $5,000; or

(38 U.S.C. 767)

* * * * *

14. In § 9.10, new paragraphs (e) and (f) are added as follows:

§ 9.10 Deductions from pay.

* * * * *

(e) During any month in which a member is assigned to the Ready Reserve of a uniformed service under conditions which meet the qualifications of § 9.1(a)(2), or is assigned to the Reserve (other than the Retired Reserve) and meets the qualifications of § 9.1(a)(2), and is insured under Servicemen's Group Life Insurance, there shall be contributed from the appropriation made for active duty pay of the uniformed service concerned an amount determined by the Administrator (which shall be the same for all such members) as the share of the cost attributable to insuring such member, less any costs traceable to the extra hazards of such duty in the uniformed services. Any amounts so contributed on behalf of any individual shall be collected by the Secretary concerned from such individual (by deduction from pay or otherwise) and shall be credited to the appropriation from which such contribution was made.

(38 U.S.C. 769)

(f) The Secretary of Defense shall prescribe regulations for the administration of the functions of the Secretaries of the military departments under this section. Such regulations shall prescribe such procedures as the Secretary of Defense, after consultation with the Administrator, may consider necessary to ensure that such functions are carried out in a timely and complete manner and in accordance with the provisions of this section, including specifically the provisions of paragraph (e) relating to contributions from appropriations made for active duty pay.

(38 U.S.C. 769)

15. In § 9.16, paragraphs (g) and (h) are revised as follows:

§ 9.16 Beneficiaries and options.

* * * * *

(g) Until and unless otherwise changed, a beneficiary designation and settlement option filed by a member with his or her uniformed service in effect on December 1, 1981, will be effective with respect to the increased amount of insurance authorized on December 1, 1981, by Pub. L. 97-66 and the insurance shall be settled in the same proportionate amount as the portion designated for such beneficiary or beneficiaries bore to the amount of insurance theretofore in effect.

(38 U.S.C. 767)

(h) In any case in which a member separated or released from all obligation to perform duty in a uniformed service reenters on duty after a break in service while covered during the period of protection afforded under §§ 9.5(a) or 9.7 (a) or (b) after termination of duty and waives coverage or elects coverage in the amount of $30,000, $25,000, $20,000, $15,000, $10,000 or $5,000, an existing designation of beneficiary or election of optional settlement is not canceled with respect to any amount of insurance not replaced upon such reentry on duty.

(38 U.S.C. 767)

* * * * *

16. In § 9.22, the introductory portion and the ending portion of paragraph (b) is revised as follows, subparagraph (1) and (2) remain the same:

§ 9.22 Administrative decisions.

* * * * *

(b) When a determination is required on a claim that a member who waived coverage, or whose coverage was forfeited for one of the offenses listed in § 9.34 was in fact insured, or that a member who elected to be insured in the amount of $5,000, $10,000, $15,000, $20,000, $25,000 or $30,000 was insured for $10,000, $15,000, $20,000, $25,000, $30,000 or $35,000, as the case may be, and there is no record of an application to be insured or to increase the amount of insurance as required by § 9.8(c):

(38 U.S.C. 767)

* * * * *

Based on the evidence obtained, a formal determination will be made as to whether the member involved is deemed to have applied to be insured, or to be insured for $35,000, $30,000, $25,000, $20,000, $15,000 or $10,000 in lieu of $5,000 or no insurance. The determination will include a finding as to the member's health status for insurance purposes based on the evidence available.

(38 U.S.C. 767)

* * * * *

§ 9.24 [Amended]

17. In § 9.24, paragraphs (a) (1) and (2) are amended by replacing the date "May 24, 1974" with the date "December 1, 1981" in both subparagraphs and by adding the cite "(38 U.S.C. 767)" at the end of both subparagraphs.

§9.27 [Amended]

18. In § 9.27, paragraph (a) is amended by replacing the amount "$20,000" with the amount "$35,000" and by adding the cite "(38 U.S.C. 767)" to the end of the paragraph.

19. In § 9.36, paragraph (a) is revised as follows:

§ 9.36 Veterans' Group Life Insurance.

* * * * *

(a) The insurance shall be issued in the amount of $5,000, $10,000, $15,000, $20,000, $25,000, $30,000 or $35,000. No person may carry a combined amount of Servicemen's Group Life Insurance and Veterans' Group Life Insurance in excess of $35,000 at any one time.

(38 U.S.C. 777)

* * * * *

(38 U.S.C. 210)

[FR Doc. 83-4746 Filed 2-24-83; 8:45 am]

BILLING CODE 8320-01-M

POSTAL SERVICE

39 CFR Part 111

Uniform Parcel Size and Weight Limits; Implementing Regulations

AGENCY: Postal Service.

ACTION: Final rule.

SUMMARY: By separate notice published elsewhere in this issue the Postal Service announced changes in the mail classification schedule provisions establishing uniform size and weight limits of 70 pounds and 108 inches for Express Mail, Priority Mail, parcel post, special fourth-class rate, and library rate fourth-class mail. These changes were approved by the Governors of the Postal Service and will become effective at 12:01 a.m. on February 27, 1983.

The purpose of this final rule is to reflect these mail classification changes in postal regulations.

EFFECTIVE DATE: 12:01 a.m., February 27, 1983.

FOR FURTHER INFORMATION CONTACT: Ernest J. Collins (202) 245-4749.

SUPPLEMENTARY INFORMATION: This document changes Postal Service regulations to permit Priority Mail,

Express Mail, parcel post, special rate fourth-class and library rate fourth-class parcels weighing 70 pounds or less and measuring not more than 108 inches in length and girth combined to be accepted for mailing at or to any post office within the United States and at or to any post office in a Territory or Possession of the United States. Formerly, the maximum size limitations for these services was 100 inches in length and girth combined. In addition, even more restrictive size and weight limitations had been generally applied to parcel post mailed at and destined to large urban and suburban post offices. The only exceptions to the new size and weight limitations are for certain space available mail (SAM), parcel airlift (PAL) mail, parcels mailed to certain APO/FPO addresses, and for mail sent via the Department of State to U.S. Government personnel.

Post offices have been notified of the regulation changes by a Postal Bulletin notice, so that the new provisions can be used as of the effective date of the classification changes (February 27, 1983). The Domestic Mail Manual is amended as provided below effective February 27, 1983.

Sections 125.152(b), 252.1, 352.1 and 751 are amended to enlarge the parcel size limitations from 100 to 108 inches in length and girth combined for SAM (space available mail) sent from an APO or FPO outside the 48 contiguous states, Express Mail, Priority Mail, and fourth-class parcel services, respectively. Exhibit 751, which was a chart that explained the former dual parcel post size and weight limits, is deleted. Conforming changes are also made to Exhibit 310 which describes the zone rates for Priority Mail and to section 773 which describes nonmailable parcels.

In view of the considerations discussed above, the Postal Service hereby adopts the following revisions of the Domestic Mail Manual, which is incorporated by reference in the **Federal Register**. See 39 CFR 111.1.

List of Subjects in 39 CFR Part 111

Postal Service.

Part 125—Mail Addressed From, To or Between Military Post Offices Overseas

125.1 [Amended]

1. In 125.152(b) strike out the words "100 inches in length and girth combined" and insert "108 inches in length and girth combined" in lieu thereof.

Part 250—Physical Limitations

252.1 [Amended]

2. In 252.1 strike out the words "100 inches in length and girth combined" and insert "108 inches in length and girth combined" in lieu thereof.

Part 310—Rates and Fees

Exhibit 310 [Amended]

3. The footnote to the Priority Mail Zone and Rate Chart presented in exhibit 310 is revised to read as follows:

Exception: Parcels weighing less than 15 pounds and measuring over 84 inches in length and girth combined are chargeable with a minimum rate equal to that for a 15-pound parcel for the zone to which addressed.

Part 350—Physical Limitations

352.1 [Amended]

4. In 352.11 strike out the words "100 inches" and insert "108 inches" in lieu thereof.

Part 750—Physical Limitations

5. Part 751 is revised to read as follows:

Part 751—Weight and Size Limits

Fourth-class parcels mailed for delivery in the domestic mail service may not weigh more than 70 pounds and may not exceed 108 inches in length and girth combined, except as noted in a, b, c or d:

a. Articles mailed to certain APO's and FPO's must meet the requirements in 125 and 918.

b. Parcels sent via the Department of State to U.S. Government personnel abroad must meet the requirements in 126.

c. Bulk zone rate articles must meet the requirement in 722.21.

d. Bound printed matter must meet the requirement in 723.1.

6. Exhibit 751 is deleted.

Part 770—Mailing

7. Part 773 is revised to read as follows:

Part 773—Parcels Exceeding Size or Weight Limits

Parcels exceeding 70 pounds or 108 inches (when length and girth are added together) are non-mailable.

A transmittal letter making these changes in the pages of the Domestic Mail Manual will be published and will be transmitted to subscribers automatically. Notice of these changes will be published in the **Federal Register** as provided in 39 CFR 111.3.

[39 U.S.C. 401, 403, 404, 3621, 3623, 3625, 3682 as amended by Pub. L. 97-242 section 1a, Aug. 24, 1982, 96 Stat. 300)

W. Allen Sanders,

Associate General Counsel, Office of General Law and Administration.

[FR Doc. 83-4880 Filed 2-24-83; 8:45 am]

BILLING CODE 7710-12-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[A-6-FRL 2300-3]

Approval and Promulgation of Revisions to the Texas State Implementation Plan

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rulemaking.

SUMMARY: This action approves revisions to the Texas State Implementation Plan (SIP) which were submitted by the Governor on August 9, 1982. The State submitted an addendum to the revisions on January 13, 1983. Specifically, the State revised the General Rules and Regulations I and V of the Texas Air Control Board *(TACB) Regulations. This notice approves these revisions to the SIP and amends 40 Code of Federal Regulations (CFR) 52.2270.*

EFFECTIVE DATE: This rulemaking will be effective on April 26, 1983 unless notice is received within 30 days that someone wishes to submit adverse or critical comments.

ADDRESSES: Written comments on this action should be addressed to Donna M. Ascenzi of the EPA Region 6 Air Branch (address below). Copies of the State's submittal may be examined during normal business hours at the following locations:

EPA, Region 6, Air Branch, 1201 Elm Street, Dallas, Texas 75270;
Texas Air Control Board, 6330 Hwy. 290 East, Austin, Texas 78723;
EPA, Public Information Reference Unit, 401 M Street, SW., Room 2922, Washington, D.C. 20460;
The Office of the Federal Register, 1100 L Street, NW., Room 8401, Washington, D.C. 20460.

FOR FURTHER INFORMATION CONTACT: Donna M. Ascenzi, State Implementation Plan Section, Air & Waste Management Division, U.S. EPA, Region 6, 1201 Elm Street, Dallas, Texas 75270, (214) 767-1518.

SUPPLEMENTARY INFORMATION: On August 9, 1982, the Governor of Texas, after adequate notice and public

hearing, submitted revisions to the Texas SIP. The State submitted an addendum to the revisions on January 13, 1983. Specifically, the State revised the General Rules, and Regulations I and V of the TACB Regulations.

The revisions to the General Rules consisted of the deletion of several terms which are no longer used in the regulations, and minor editorial revisions to several terms to clarify their use in the regulations and to correct or include metric units of measurement.

The revisions to Regulation I entitled, "Control of Air Pollution from Visible Emissions and Particulate Matter," consisted of non-substantive editorial changes which realigned several subchapters, revised the titles of several subchapters to clarify their applicability, and deleted redundant and unnecessary subchapters.

The State extensively revised Regulation V entitled, "Control of Air Pollution From Volatile Organic Compounds." The majority of these revisions are non-substantive in nature and serve to clarify the intent of the regulation. Metric units of measurement were added or corrected, obsolete terms were deleted and minor editorial changes were made. The most significant revision consisted of the deletion of Bexar County from the requirements of those subchapters applicable to nonattainment areas, and the addition of Bexar County to those subchapters applicable to other than nonattainment areas. Bexar County was redesignated by EPA as an area attaining the ozone standard on November 16, 1981 (at 46 FR 56199). Since none of the reductions to be achieved from the control measures for nonattainment areas were needed to achieve attainment status, the State deleted Bexar County from the requirements in those subchapters (i.e., control requirements for: Storage of volatile organic compounds (VOC); water separation; process unit turnarounds, vacuum producing systems, and fugitive leaks at petroleum refineries; vent gases; solvent usage; surface coating process; graphic arts; perchloroethylene dry cleaning systems; and pharmaceutical manufacturing). In addition, the State reinstated Bexar County in those subchapters of Regulation V which pertain to other than ozone nonattainment areas since the control measures therein were instrumental in Bexar County achieving attainment of the ozone standard (i.e., control requirements for storage of VOCs, water separation and vent gases).

EPA has reviewed the State's submittal and developed an evaluation report [1] which discusses the technical aspects of the revisions in detail. This evaluation report is available for inspection by interested parties during normal business hours at the EPA Region 6 and TACB offices listed above.

Based on the Agency's review, EPA has determined that the revisions meet the requirements of Section 110(a)(3)(A) of the Clean Air Act and is hereby approving these revisions to the Texas SIP.

The public should be advised that this action will be effective 60 days from the date of this notice. However, if notice is received within 30 days that someone wishes to submit adverse or critical comments, this action will be withdrawn and two subsequent notices will be published before the effective date. One notice will withdraw the final action and another will begin a new rulemaking by announcing a proposal of the action and establishing a comment period.

Under Section 307(b)(1) of the Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by (60 days from today). This action may not be challenged later in proceedings to enforce its requirements. (See 307(b)(2).)

Pursuant to the provisions of 5 U.S.C. 605(b), I hereby certify that this approval will not have a significant economic impact on a substantial number of small entities. This action only approves State actions. It imposes no new requirements.

The Office of Management and Budget has exempted this rule from the requirements of Section 3 of Executive Order 12291.

Note.—Incorporation by reference of the State Implementation Plan for the State of Texas was approved by the Director of the Federal Register on July 1, 1982.

(Sec. 110(a) and 172 of the Clean Air Act, 42 U.S.C. 7410(a) and 7520)

List of Subjects in 40 CFR Part 52

Air pollution control, Ozone, Sulfur dioxides, Nitrogen dioxide, Lead, Particulate matter, Carbon monoxide, Hydrocarbons, Intergovernmental relations.

Dated: February 18, 1983.

Anne M. Gorsuch,

Administrator.

PART 52—[AMENDED]

Part 52 of Chapter 1, Title 40 of the Code of Federal Regulations is amended as follows:

[1] EPA Review of Texas SIP Revisions to the General Rules, and Regulations I and V, January 1983.

Subpart SS—Texas

1. In § 52.2270, paragraph (c) is amended by adding a new subparagraph (50) which reads as follows:

§ 52.2270 Identification of plan.

* * * * *

(c) * * *

(50) Revisions to the General Rules (i.e., deletion of the definitions for chemical process plant, exhaust emission, gas processing plant, and non-methane hydrocarbons, and revisions to the definitions for gasoline bulk plant, gasoline terminal, lowest achievable emission rate, standard conditions, submerged fill pipe, paper coating, and light-duty truck coating), Regulation I (i.e., the deletion of §§ 111.61–.65, revisions to title of §§ 111.71–.76 and § 111.71, addition of §§ 111.81–.83, deletion of § 111.91, and revisions to § 111.92), and Regulation V (i.e., § 115.1, §§ 115.11–.13, §§ 115.31–.32, §§ 115.41–.45, § 115.81, and § 115.91, all for Bexar County only: and, §§ 115.101–.106; title of §§ 115.141–144 and § 115.141, § 115.142, and § 115.144; title of §§ 115.151–153 and § 115.152, and § 115.153; §§ 115.161–.163 and title; title of §§ 115.171–.176 and § 115.173, § 115.175, and § 115.176; title of §§ 115.191–.194 and § 115.191, § 115.192, and § 115.193; title of §§ 115.201–.203 and § 115.203; title of §§ 115.221–.223 and §§ 115.222–.223; §§ 115.231–.233 and title; title of §§ 115.251–.255 and § 115.253, and § 115.255; § 115.401; title of §§ 115.411–.413 and §§ 115.411 and .412; title only of §§ 115.421–.424) were adopted by the Texas Air Control Board on January 8, 1982, and submitted by the Governor on August 9, 1982, with an addendum from the State on January 13, 1983.

[FR Doc. 83-4764 Filed 2-24-83; 8:45 am]
BILLING CODE 6560-50-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 1

[FCC 83-66]

Amendment To Provide for the Use of Unsworn Declarations Under Penalty of Perjury

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Federal Communications Commission is revising its procedural rules to provide for the use of written, unsworn declarations under penalty of

perjury as permissible substitutes in those instances where the Commission's rules require sworn declarations or affidavits. Besides expediting the Commission's processes, this action will bring the Commission's rules in agreement with a federal statute which provides for the use of written declarations made under penalty of perjury in all federal proceedings.

EFFECTIVE DATE: February 17, 1983.

FOR FURTHER INFORMATION CONTACT: Magalie Floyd, Office of General Counsel, Federal Communications Commission, Washington, D.C. (202) 632-6990.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 1

Administrative practice and procedure, Complaints.

In the matter of amendment of Part I of the Commission's rules to provide for the use of unsworn declarations under penalty of perjury.

Order

Adopted: February 10, 1983.
Released: February 17, 1983.

1. The Commission, *sua sponte*, has examined its Rules and Regulations requiring verification of documents filed with the Commission through the use of sworn declarations or affidavits.[1] The Commission finds that this requirement is not in agreement with 28 U.S.C. 1746, which provides that:

> Whenever, under any law of the United States or under any rule, regulation, order, or requirement made pursuant to law, any matter is required or permitted to be supported, evidenced, established, or proved by the sworn declaration, verification, certificate, statement, oath, or affidavit, in writing of the person making the same (other than a deposition, or an oath of office, or an oath required to be taken before a specified official other than a notary public), such matter may, with like force and effect, be supported, evidenced, established, or proved by the unsworn declaration, certificate, verification, or statement, in writing of such person which is subscribed by him, as true under penalty of perjury * * *.

2. Accordingly, the Federal Communications Commission hereby amends its rules to permit the use of unsworn declarations under penalty of perjury as permissible substitutes in those instances where the Commission's rules require sworn declarations or affidavits. Unsworn declarations under penalty of perjury, however, may not be used in connection with: (1) Depositions, (2) oaths of office, or (3) oaths required to be taken before a specified official other than a notary.

[1] *See, e.g.*, 47 CFR 1.106, 1.223, 1.229, 73.3525, and 73.3584.

3. Consistent with the amendment described above, Rule 1.721 also is modified to provide for the use of unsworn declarations under penalty of perjury in the format for formal complaints filed pursuant to Section 208 of the Communications Act.

4. The Commission has fomulated the amendment described herein pursuant to the statutory provisions of 28 U.S.C. 1746. Therefore, compliance with the notice and comment provisions of the Administrative Procedure Act is unnecessary. *See* 5 U.S.C. 553(b)(B). Further, the notice and comment and effective date provisions do not apply to these amendments to our procedural rules. *See* 5 U.S.C. 553(b)(B), 553(d).

5. Authority for these rules is contained in sections 4(i) and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. 154, 303(r). Accordingly, it is ordered That, effective February 17, 1983, § 1.16, 47 CFR 1.16, is added and § 1.721 of the Commission's rules, 47 CFR 1.721, is amended, as set forth in the attached appendix.

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

Federal Communications Commission.

William J. Tricarico,

Secretary.

Appendix

PART 1—[AMENDED]

1. A new § 1.16, 47 CFR 1.16, is added after 47 CFR 1.14, as follows:

§ 1.16 Unsworn declarations under penalty of perjury in lieu of affidavits.

Any document to be filed with the Federal Communications Commission and which is required by any law, rule or other regulation of the United States to be supported, evidenced, established or proved by a written sworn declaration, verification, certificate, statement, oath or affidavit by the person making the same, may be supported, evidenced, established or proved by the unsworn declaration, certification, verification, or statement in writing of such person, except that, such declaration shall not be used in connection with: (a) A deposition, (b) an oath of office, or (c) an oath required to be taken before a specified official other than a notary public. Such declaration shall be subscribed by the declarant as true under penalty of perjury, and dated, in substantially the following form:

(1) If executed without the United States: "I declare (or certify, verify, or state) under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on (date).

(Signature)".

(2) If executed within the United States, its territories, possessions, or commonwealths: "I declare (or certify, verfiy, or state) under penalty of perjury that the foregoing is true and correct. Executed on (date).

(Signature)".

§ 1.721 [Amended]

2. 47 CFR 1.721(b) is amended by removing the form of verification contained therein and inserting, in its place, a new form of verification as follows:

* * * * *

Form of Verification

I declare under penalty of perjury that I am the complainant (or one of the complainants) in the above-entitled matter; that I have read the foregoing complaint; and that the matter and things therein stated are true and correct. Executed on (date).

(Signature).

[FR Doc. 83-4754 Filed 2-24-83; 8:45 am]

BILLING CODE 6712-01-M

---

47 CFR Part 22

[CC Docket No. 20870; FCC 83-53]

Public Mobile Radio Services; Regulatory Policies and Procedures for the Domestic Public Land Mobile Radio Service.

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: Final policies and procedures concerning objective need showings are being adopted for applications requesting multiple new two-way channels and applications requesting additional channels for an existing system. The policies and procedures we had in the past were vague and did not provide applicants with sufficient information as to what was required in need showings before various types of applications could be granted. Thus, applicants requesting multiple new two-way frequencies or additional two-way channels for an existing system must show that the existing, projected or expected grade of service for the proposed facilities is .25 or greater, this will determine the number of new or additional channels granted.

EFFECTIVE DATE: February 16, 1983, except for the held order requirement for applications requesting additional channels which will become effective March 28, 1930.

FOR FURTHER INFORMATION CONTACT:
Carmen A. C. Borkowski, (202) 632-6450.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 22

Communications common carriers, Mobile radio service, Radio common carriers.

Third Report and Order

Adopted: January 27, 1983.

Released: February 16, 1983.

In the Matter of Regulatory Policies and Procedures for the Domestic Public Land Mobile Radio Service, CC Docket No. 20870, FCC 83-53.

1. In this proceeding the Commission requested comments with regard to the adoption of objective need standards for applications requesting more than one initial two-way channel and applications requesting additional two-way channels for existing systems in the Domestic Public Land Mobile Radio Service (DPLMRS). Comments were also solicited on various proposed definitions, standards and procedures. *Further Notice of Proposed Rulemaking*, (*Further Notice*), 84 FCC 2d 857 (1981).[1] The objective need standards proposed in the *Further Notice* were adopted on an interim basis and have been applied to all applications received on or after June 1, 1981. *See* Public Notice, 000349, April 16, 1981. In this decision, we make final the objective need standards with some modifications. In a *Further Notice of Proposed Rulemaking* adopted concurrently with this *Third Report and Order*, we propose a similar set of standards for paging applications.

Background

2. Before the interim standards were adopted, the Commission permitted applicants for new frequencies to justify their proposed facilities utilizing various methods of demonstrating need.[2] These methods evolved primarily out of two cases, *Long Island Paging* and *New York Telephone Company*.[3] More recent Commission practice has been to require all applicants for initial channels to submit public need surveys.[4] Applicants requesting additional channels are required to submit traffic loading studies pursuant to § 22.516 of the Commission's Rules, 47 CFR 22.516. In the *Second Report and Order, supra* note 1, we eliminated the requirement that applicants for one initial two-way frequency demonstrate public need for the proposed facility. We stated, however, that the requirement of demonstrating public need would not be eliminated for applications requesting more than one initial two-way frequency and applications requesting additional frequencies for existing systems. *See* paragraph 6, *infra*.

Comments

3. In response to the *Further Notice* comments were filed by Telocator Network of America (Telocator); American Telephone and Telegraph Company (AT&T); Vegas Instant Page (VIP); Jan David Jubon, P.E. (Jubon); Industrial Communications Systems, Inc. (Industrial); and jointly by Radio Broadcasting Company (RBC) and Radio Dispatch Company (RDC). The comments addressed the adoption of uniform need standards, the grade of service levels proposed (interim standards), the four channel limitation and other matters.

Discussion

4. *Objective Need Standards.* RBC and RDC supported and Telocator generally agreed with the concept of adopting uniform need standards. Industrial opposed the adoption of uniform objective need standards arguing that the Commission will not meet its mandate to assign frequencies in the public interest if it adopts inflexible standards which are to apply in every market regardless of differences in size and characteristics. Industrial recommended, as an alternative to objective need standards, that the Commission adopt and maintain flexible processing guidelines. AT&T and Jubon expressed reservations about uniform standards arguing that the various mobile systems differ and the loading standard that might apply to a system in a heavily congested area might not apply to a system in a rural area.

5. After carefully considering these comments, we conclude that adoption of objective need standards is in the public interest. Need showings promote efficient use of a limited spectrum. Under previous procedures applicants were allowed to demonstrate need for proposed facilities through the submission of a variety of types of information. *See* note 3, *supra*. The fact that our Rules did not require specific types of information or specify the methodology to be followed in gathering certain kinds of data has created incentives for adversarial parties to argue endlessly over the adequacy of particular need showings. The lack of specificity created excessive administrative burdens and delays in authorizing facilities to the public because of the additional workload for the staff in determining the adequacy of the need showings and resolving the arguments about them in petitions to deny. In addition, applicants have been uncertain as to the minimum showing of public need required to justify grants of initial or additional channels. Industrial's recommendation that we adopt flexible processing guidelines would leave us with the same administrative burdens and the applicants with the same uncertainty as in the past. Therefore, we reject Industrial's proposal.

6. In the *Second Report and Order*, we adopted a general policy in favor of new entry, finding that there exists a general need for two-way service and that our previous requirements had only created excessive administrative burdens and delayed service to the public. However, we also realized that, in order to protect the limited spectrum, we could not eliminate need requirements for multiple channel requests for new systems or for additional channels for existing systems. We noted that there is a greater potential for frequency warehousing in these types of applications. *Second Report and Order*, 89 FCC 2d at 1203. Frequency warehousing occurs when an applicant applies for a frequency for which he has no current need in order to insure he will have the frequencies available in the future should a need develop or to prevent frequencies from being acquired by competitors.

7. Since June 1, 1981, the date the interim standards became effective, applications have been processed more

---

[1] This proceeding was initiated by a *Notice of Inquiry and Notice of Proposed Rulemaking*, 61 FCC 2d 266 (1976); *First Report and Order*, 69 FCC 2d 398 (1978); *Second Report and Order*, 89 FCC 2d 1199 (1982).

[2] Section 309(a) of the Communications Act of 1934, as amended, 47 U.S.C. 309(a) provides: "* * * the Commission shall determine, * * *, whether the public interest, convenience, and necessity will be served by the granting of such application", *See* § 22.13 of the Commission's Rules, 47 CFR 22.13. The "need showing" provides the facts upon which the commission makes, or does not make, the statutory finding. *See also* Section 303 of the Act.

[3] Long Island Paging, 30 FCC 2d 405, *review denied*, 32 FCC 2d 235 (1971), *recon. denied*, 34 FCC 2d 216 (1972). New York Telephone Co., 47 FCC 2d 488, *recon. denied*, 49 FCC 2d 264 (1974), *aff'd sub nom.* Pocket Phone Broadcast Service Inc. v. FCC, 538 F. 2d 447 (D.C. Cir. 1976). *New York Telephone* lists various methods of evidencing need: (1) Statistics or specific facts tending to show need, such as the nature and economics of the service area; (2) demographic or statistical evidence showing the nature and number of industries, businesses, professions and trades in the service area; (3) information on the identity and occupation of persons making service inquiries together with a statement as to whether or not costs were quoted and whether definitive commitments were made; and (4) evidence as to the success or failure of other carriers offering that type of service in the same market.

[4] Edward R. Buckmaster and Burton R. Gigoux d/b/a Communications Services, Mimeo 28930, released March 19, 1981 *aff'd sub nom.* Advanced Electronics v. FCC No. 81-1436 (D.C. Cir. February 19, 1982).

expeditiously and in a fair and objective manner.[5] In addition, applicants now know the exact need showing that must be made in their applications. While there may be some negative aspects in adopting uniform objective need standards,[6] we are convinced that any disadvantages are far outweighed by the benefits that have and will continue to accrue.

8. For all the above reasons, we will adopt objective need standards for applications requesting more than one initial two-way frequency or additional two-way frequencies for existing systems. In so doing, we remind applicants that failure to satisfy the standard will result in dismissal of the application as defective. *See Tel-Page Corporation*, FCC 82-448, released October 18, 1982.

9. *Standards Originally Proposed.*[7] In the *Further Notice* we proposed that additional channels would be granted when an application demonstrated that the system's existing grade of service is 0.50 or greater or that the existing grade of service is 0.40 or greater with a projected grade of service of 0.50 or greater. In addition we proposed to grant the minimum number of channels, up to four, necessary to reduce that level below 0.50. We also proposed that if the grade of service level resulting from such a grant is in the 0.25 to 0.50 range, the application would justify one or more additional channels, provided that such a grant did not reduce the grade of service below 0.25. The number of initial channels granted would be determined by demonstrating need for the minimum number of channels necessary for the expected grade of service level to be less than 0.50.

10. Telocator, Industrial, Jubon and VIP objected to the proposed grade of service levels. They argued that the standards proposed in the *Further Notice* are unreasonable, that they frustrate competition, that they force carriers to provide a very poor quality of service and that the quality of service should be left to the business judgment of the carriers. AT&T recommended that, if objective need standards are adopted, a liberal waiver policy be adopted by the Commission for requests for operation with a better grade of service at locations where channels are not in short supply.

11. Telocator recommended that a carrier be entitled to the grant of one additional channel where its existing grade of service is 0.10 or greater and that a carrier should be granted up to a total of four channels (at any one time), as long as the projected grade of service with the additional channels would not exceed (be better than) 0.02. Subsequently, Telocator, in an *ex parte* presentation,[8] proposed a 0.07 to a 0.02 grade of service for grants of two channels up to 14 channel trunk groups.

12. AT&T, in Supplementary Comments to the Telocator *ex parte* presentation, stated that it does not object to the adoption of Telocator's proposal as long as it is based on two-way mobile usage and not secondary usage, such as one way paging. Jubon recommended that we adopt a "prima facie" standard for additional channels using a fixed number of units per channel, *i.e.*, 30 mobiles per channel and/or 200 tone-plus-voice pagers per channel rather than frequency usage figures. He also proposed that a grade of service of more than 0.10 or 0.15 be sufficient to justify at least one additional channel and that an applicant be permitted to increase system capacity to a grade of service of 0.05 or better, provided channels are available. VIP proposed extrapolating growth in the average bouncing busy hour and using the 0.50 grade of service level to determine the anticipated demand for service two years after the application is processed.

13. Jubon also suggested removing one-way signaling intermixed on a two-way channel for purposes of traffic loading studies for applications requesting two-way channels, if over thirty-five percent (35%) of the traffic carried on the channel is one-way. RBC and RDC suggested removing one-way signaling intermixed on a two-way channel if there is an average ratio of over eight minutes of paging use for each single minute of two-way mobile use.

14. *Standards to be Adopted.* We have carefully considered the recommendations in the comments and have been persuaded to adopt a different grade of service standard from that proposed in the *Further Notice*. Based on the comments and data before us, we find that a 0.25 grade of service level is a more reasonable standard than that originally proposed because it would benefit the public with better quality service, would promote administrative efficiency and would permit spectral efficiency.[9] This service standard, which balances expeditious service to the public with protection of the limited spectrum, represents a compromise between the standards we originally proposed and the various standards suggested by the commentors.[10]

15. Applications for additional channels up to a maximum of four will be granted when the application shows that the existing system's present grade of service is 0.25 or greater or that the existing grade of service is 0.20 or greater with a projected grade of service of 0.25 or greater. When this grade of service level is reached, the minimum number of channels necessary to reduce that level below 0.25 will be granted. The projected grade of service is based on the number of existing subscribers plus the number of new subscribers anticipated using the held orders and survey techniques described below. If an application requests more than one initial channel, the number of channels authorized up to a maximum of four will be determined by the demonstration of need for the minimum number of channels necessary for the expected grade of service level to be better than 0.25. The procedures to be followed in determining the grade of service for new or additional channels are specified in Appendix A, *infra.*[11] Applications which do not demonstrate need in accordance with the standards adopted will be dismissed and returned as unacceptable for filing pursuant to Section 22.20 of the

[5] The number of applications in the DPLMRS has increased steadily in recent years and promises to continue to grow. Recently, we allocated additional channels for one-way signaling which will lead to numerous applications, substantially increasing our workload.

[6] Some of the parties objected to the adoption of uniform standards arguing that the grade of service should be left to the business judgment of the carriers. Also, it was argued that some less congested markets can accommodate better grades of service than others. We find these theoretical arguments to be outweighed by the more tangible benefits described in this order.

[7] Grade of service is the probability that a call will be blocked during the busy hour. For example, if a system has a 0.50 grade of service, one out of every two calls will be blocked.

[8] This presentation was made to the Chief, Mobile Services Division, on May 13, 1982. A copy of the *ex parte* presentation has been made part of the record in this proceeding.

[9] We considered the alternative of adopting one of the proposals in the comments. The record did not provide any evidence of the possible consequences of such a decision; thus, we are not prepared to adopt any of these options at this time. Moreover, we have the experience of observing the 0.50 grade of service level in use and believe that 0.25 is a reasonable level sufficiently close to our original proposal that we can make rational predictions of its possible effects.

[10] In reaching our decision, we considered the fact that the vast majority of the major markets in the DPLMRS have one hundred percent (100 percent) channel assignment; thus, there are no two-way frequencies available in them. In some smaller markets there are still some channels available.

[11] These procedures are the same as those proposed in the *Further Notice*. VIP made general allegations concerning the presumed MPU's proposed in the *Further Notice*. We continue to believe that our estimates are correct and no evidence has been submitted to the contrary; thus, we are adopting the MPU's proposed in the *Further Notice*. *See* paragraph 21, *Further Notice, supra.*

Rules. This has been our policy since the effective date of the interim standards. *See Tel-Page Corporation*, FCC 82-448, released October 18, 1982.

16. The standards being adopted require separate traffic loading information for two-way and one-way units. We believe it is in the public interest to consider both types of units for traffic loading purposes so long as we permit one-way signaling over two-way channels. We reject the proposals in the comments to not consider one-way loading information in requests for two-way channels. In this regard, the procedures set forth in Appendix A provide for the use of loading measurements for both types of units. *See Notice of Proposed Rulemaking*, CC Docket No. 80-57, FCC 82-349, released September 8, 1982, at pp. A-149 to A-152; *Report and Order*, Docket No. 20907, FCC 82-465, released October 26, 1982.

17. *Erlang C Tables.* We proposed the use of the Erlang C tables as the basis for our determinations concerning grade of service. AT&T supported such use while Telocator expressed doubts about the use of the Erlang C Tables. Only Industrial opposed their use, alleging that the assumptions underlying the Erlang C tables do not reasonably apply to a mobile telephone operation.

18. After a review of the comments we have decided to adopt the Erlang C Tables. Our analysis of the available data regarding trunked systems, channel loading and channel use indicates that the Erlang C Tables are the most suitable of those tables available for estimating the grade of service for mobile systems.[12] We note that the sole objector to the use of these tables proposed, as an alternative, solicitations from subscribers to indicate frustration with a system. We cannot rely on such a vague and indefinite concept for our processing standard.

19. *Bouncing Busy Hour.* In the *Further Notice*, we invited comments on whether a fixed busy hour or a bouncing busy hour should be adopted as the basis for projecting traffic in the proposed systems. The bouncing busy hour is the average of the busiest hour on the three days for which traffic loading data is reported. The comments all supported use of the bouncing busy hour. We think this is the best measurement; therefore, we will adopt the bouncing busy hour standard.

20. *Four Channel Limit.* We proposed to limit the number of additional or initial channels which can be granted to an applicant at any one time in any given market to four.[13] We also stated that we would entertain waiver requests of this limitation where the facts and circumstances surrounding a particular application are so unique that the public interest requires a grant of more than four channels.

21. Telocator recommended that the test for waivers be "appropriate circumstances." Jubon recommended adoption of a standard for waiver requests set at the number of channels necessary to achieve a .05 or .10 grade of service. VIP suggested that the number of channels granted to a new applicant be limited to no more than a third of the unused channels in a market.

22. We have carefully considered the proposals in the comments and decline to adopt them. As explained in the *Further Notice*, our procedures for determining expected channel usage are necessarily based on patterns of usage and, where applicable, on the applicant's prior experience. Thus, we can only estimate the usage of the proposed facilities. Although we have confidence in these procedures, as the number of additional or initial channels granted at any one time increases, the projections become less accurate and there is a greater possibility that the reliance on the projections may result in spectrum inefficency. We believe that by limiting the number of additional or initial channels which will be granted at one time to four, we can ensure the provision of the best service to the public while preventing an undue risk of spectrum inefficiency.[14] Thus, we will adopt the four channel limitation as proposed and the test for entertaining waiver requests will be the test enunciated in our *Further Notice*, that is, that the facts and circumstances surrounding a particular application are so unique that the public interest requires a grant of more than four channels.

23. *Trunk groups.* In the *Further Notice*, for purposes of determining loading, we proposed the following definition of a trunk group—a group of channels accessible to all mobile units served by that group. A system was defined as one, and only one, trunk group.

24. In its comments Telocator suggested that the "actual configuration" of the channels in the same band are part of a trunk group. Jubon suggested that the standards should consider the specific trunk group within a band for which application is made for additional facilities.

25. We have decided to adopt the definitions proposed in the *Further Notice*. The use of the interim standards evidences that there are few, if any, problems with these definitions. For the exceptional cases in which mobile unit assignments are not included in the above definition, in addition a traffic loading study tailored to the data measured shall be provided.

26. *Held Orders/Statistical Surveys.* In the *Further Notice* we defined a "held order" as a firm commitment for service. In the case of an application seeking additional frequencies for an existing system, we stated that held orders normally consist of the name of persons on a waiting list for service, or the equivalent. In the case of applications for new frequencies we stated that held orders normally consist of written, signed (but non-binding) requests for service, or the equivalent. We further stated that held orders and subscriber units projected through the use of a valid statistical survey would also be considered as generating traffic in a proposed system. For surveys, we stated applicants would be required to obtain a number of held orders for service from a sample of respondents and then project that need into a larger universe using generally accepted survey techniques.

[12] The tables are based on the Erlang C Formula. One source for this formula is "Introduction to Teletraffic Engineering," Ramses R. Mina, Telephone Publishing Corp., 53 W. Jackson Blvd., Chicago, Illinois 60604. Copies of the tables are available for review at the Mobile Services Division. *See* Public Notice No. 05411, released December 31, 1980. All of the data relied upon for these regulatory proposals were made available for public inspection. Public Notice, Mimeo 31774, released May 20, 1980.

[13] In the *Further Notice*, we clarified our procedure for determining whether an application is for initial channels. An application is for an initial channel if less than (50%) fifty percent of the proposed contour overlaps an existing contour, or if the proposed service area contour includes a major market area not included within the existing contour. *See* Public Notice, Clarification of Existing Policy, Memo 002411, released July 27, 1981. Telocator and Jubon made recommendations concerning this policy. Since this policy was not in issue in the *Further Notice*, we will not entertain recommendations to change it.

[14] We see no merit to VIP's recommendation to limit the number of channels granted to a new applicant to no more than one third of the unused channels in the market. This proposal is contrary to our general policy in favor of new entry in the mobile telephone industry. *See* Specialized Common Carrier Services, 29 FCC 2d 870, 920 (1971), *recon.* 31 FCC 2d 1106 (1979), *aff'd sub. nom.*, Washington Utilities and Transportation Commission v. FCC, 513 F. 2d 1142 (9th Cir. 1975), *cert. denied* 423 U.S. 836 (1975). Land Mobile Channels, 69 FCC 2d 1555 (1978) *affirmed*, Telocator Network of America, 691 F. 2d 525, (D.C. Cir. 1982). Under our proposal a new entrant's application would be granted if it justified up to four channels irrespective of the number of unused channels in a market (assuming, of course, that there were at least four available). VIP's proposal would limit significantly the number of channels granted to a new entrant. We see no justification to limit the channels granted to a new entrant *vis-a-vis* an established carrier.

27. VIP had reservations about the use of held orders and objected to the use of valid statistical surveys to anticipate demand, alleging that the concept of generally accepted survey techniques is vague. It also recommended discounting need showings for new applicants at least 66%. Telocator recommended that a standardized format for evidencing the results of a survey be informally adopted and that carriers should be permitted to rely upon their historical subscriber growth patterns as an additional basis for projecting future traffic loading on their systems.

28. After carefully considering the comments we are adopting the following held order standards. All held orders will be required to consist of written, signed (but non-binding) requests for service, and only written held orders will be considered. Both applicants for new frequencies and applicants for additional frequencies must demonstrate that their requests for service are supported by written held orders. Requiring all applicants to support their requests with written held orders is a consistent and reliable way of determining whether the channels are in fact needed. We believe that Telocator's proposal for informally adopting a standardized format for evidencing survey results has merit, and we will adopt it.[15] This sample form will help eliminate uncertainty for applicants. This is a sample form and it is not required that it be used.[16] Held orders and subscriber units projected through the use of a valid statistical survey will be considered as generating traffic in a proposed system. In conducting surveys, applicants will obtain a number of written held orders for service from a sample of respondents and project this need into a larger universe, using generally accepted survey techniques. This policy is consistent with our practices and is in the public interest. We adopt this approach so as not to prescribe a particular survey technique for applicants. We will not consider an applicant's historical subscriber growth patterns as an additional basis for projecting future demand, because loading information and held orders constitute a more reliable standard and Telocator has not demonstrated that historical subscriber growth patterns are accurate, particularly in this rapidly changing area.

29. The rules we are adopting require an applicant requesting more than one channel for a new system to submit written held orders or projections of need from a valid statistical survey. If an applicant does not submit either, it will be granted only one channel.[17] We see no merit to VIP's recommendation to discount need showings for new applicants at least 66%. See discussion in footnote 14, *supra*. We adopt the proposal in the *Further Notice* to discount held orders for new and for additional channels by 20%, as proposed. This estimate was adopted as reasonable to account for the number of persons submitting held orders who would not actually subscribe.

30. All applicants are required to keep their applications current and maintain the information therein substantially accurate and complete.[18] Pursuant to this requirement, once final action is taken on an application, loading information which has not been previously provided by the applicant will not be considered on reconsideration.[19]

Conclusion

31. The public interest will be served by adoption of objective need standards for two-way frequencies. These standards eliminate uncertainty for applicants, clarify our policies and procedures and facilitate application processing. Moreover, spectrum efficiency will be achieved while providing service to the public in an efficient and expeditious manner. Whatever negative aspects there may be in adopting objective need standards, they are far outweighed by the benefits enumerated here.[20] In addition, in a *Further Notice of Proposed Rulemaking* adopting concurrently with this *Third Report and Order*, we are proposing objective need standards for one-way signaling stations requesting an additional one-way channel.

[15] *See* Appendix B.

[16] We have considered the Paperwork Reduction Act of 1980, P.L. 96-511 and concluded that is does not apply. We are not requiring additional or new record keeping or reporting requirements. The form we are recommending and the procedures being adopted facilitate, clarify and expedite the fulfillment of information requirements applicants currently must meet.

[17] Second Report and Order, Docket 20870, FCC 82-207, 89 FCC 2d 1199 (1982). (Elimination of need showings for one initial two way channel).

[18] Sections 1.65 and 22.13(a)(5) of the Rules, 47 CFR 1.65 and 22.13.

[19] When an applicant does not demonstrate need for all the channels requested, the application will be broken down into two separate applications; we will grant the portion requesting channels for which need has been shown and the other portion will be returned as unacceptable for filing. Our action granting channels will not be a grant in part.

[20] As an editorial matter, we have used the more common term "paging" in place of "one-way signaling" in Appendix A. We have also included standards for tone-optical readout paging units, which did not appear in the interim rule.

Regulatory Flexibility Act—Final Analysis

32. *Need for Rules and Objective.* The rules adopt standards for the demonstration of public need for applications requesting more than one new two-way frequency and applications requesting additional frequencies for an existing system. The rules are necessary because they establish clearly defined standards to be followed by applicants, thus lessening regulatory burdens for small entities. The objectives are to streamline, clarify and codify existing regulations and policies and to provide service to the public in the most efficient, expeditious manner possible. Report and record keeping requirements remain the same as those used by applicants before the adoption of these rules.

33. *Issues Raised by the Public in Response to the Initial Analysis.* None.

34. *Alternatives that would lessen impact.* As we stated in the *Further Notice* at paragraphs 26 and 27, we considered the alternative of exempting small businesses from these requirements. However, we determined that this approach would not lessen economic impact on small entities.

35. Authority for this rulemaking is contained in Section 4(i) and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 303(r), and Section 553 of the Administrative Procedure Act, 5 U.S.C. 553.

36. Accordingly, IT IS ORDERED, That Part 22 of the Commission's Rules and Regulations is amended as specified in Appendix A, effective February 16, 1983,[21] except for the held order requirement for applications requesting additional channels which will become effective 30 days after publication of this document in the **Federal Register.**

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

William J. Tricarico,

Secretary.

Appendix A

PART 22—[AMENDED]

47 CFR Part 22 is revised as follows:

1. A new § 22.16 is added to read as follows:

§ 22.16 Objective Need standards.

(a) Applications for additional channels on an existing two-way

[21] Objective need standards for two-way service have been in effect on an interim basis since June 1, 1981. Under Section 553(d)(1) and (d)(3) of the Administrative Procedure Act, 5 U.S.C. 553(d)(1) and (d)(3), there is no need for publication or service prior to the effective date of this action.

system, up to a maximum of four channels, will be granted as follows:

(1) If the application shows that the existing system's present grade of service is 0.25 or greater or that the existing grade of service is 0.20 or greater with a projected grade of service of 0.25 or greater, the minimum number of channels necessary to reduce that level below 0.25 will be granted.

(2) Procedures to determine grade of service:

(i) If the existing system serves both one-way signaling (paging) units and two-way units, separate Section 22.516 occupied time data shall be submitted for each, for the same days and hours. Data for tone-only paging units need not be separated from data for tone-voice or tone-optical readout paging units unless the applicant anticipates that the ratio among tone-only, tone-voice and tone-optical readout paging units in the proposed system will be significantly different from the ratio in the existing system. Absent such a situation, it will be presumed that the ratios of the types of units in the existing and proposed systems will be approximately the same.

(ii) For each Section 22.516 submission, the bouncing busy-hour occupied time of a system shown by the Section 22.516 study shall be divided by the number of units in the system to derive a basic reckoning factor for projecting traffic in a proposed system. This reckoning factor shall be in minutes per unit (MPU), *i.e.*, the time a system is on the air during the busy hour divided by the number of units presently authorized to use that system.

(iii) A unit shall be considered as generating traffic in a proposed system if it falls into one of three categories.

(A)Present subscriber units,

(B) Subscriber units for which there are written held orders, and

(C) Subscriber units projected through the use of a valid statistical survey. Applicants shall obtain a number of written held orders for service from a sample of respondents and then project that need onto a larger universe, using generally accepted survey techniques.

(iv) The number of units included in paragraph (iii)(B) and (C) of this section shall be discounted by 20%.

(v) The MPU shall be multiplied by the total of the units included in paragraph (iii) of this section, as discounted, and divided by 60 to estimate, in Erlangs, the expected traffic in the proposed system.

(vi) If the existing system does not provide service to the same type of units as the proposed system, it will not be feasible to determine the estimated MPU for all types of units from loading measurements. In these situations,

(A) The number of units in the proposed system which are of the same type as in the existing system shall be multiplied by the MPU derived from loading measurements in the existing system; and

(B) The number of units in the proposed system which are not of the same type as in the existing system shall be multiplied by presumed MPU's shown in paragraph (b) (3) of this section.

(C) If there are units of each category in the proposed system, the calculated occupied times found for each by this method shall be added to show the total occupied time.

(vii) Referring to the Erlang C Table, the expected grade of service level shall be calculated for each proposed system. A determination of the number of channels authorized will be based on the grade of service so calculated.

(b) Applications for more than one channel on a new two-way system, up to maximum of four channels, will be granted as follows:

(1) The minimum number of channels necessary for the expected grade of service level to be less than 0.25 will be granted.

(2) If the proposed service area and type of service are not substantially the same as those existing, the channels requested will be treated as new rather than as additional channels. Applications are considered to be requesting initial channels if less than 50% of the proposed reliable service area contour overlaps an existing contour, or if the proposed service area contour includes a major market area not included within the existing contour.

(3) Procedures to determine expected grade of service:

(i) Applicants shall submit data on the number of units expected to receive service. Units shall be considered only if the applicant has written held orders for them or if they are projected from a valid statistical survey. The units shall be broken down by two-way, tone-only paging, tone-voice paging and tone-optical readout paging.

(ii) Each two-way unit identified in paragraph (i) of this section will be presumed to generate 0.9 MPU of traffic.

(iii) Each tone-only paging unit will be presumed to generate 0.0417 MPU of traffic. This is based on the assumption that each unit will generate 0.5 five-second calls during the busy hour. If the applicant intends to provide tone-only paging on a subaudible basis only, the application should so state.

(iv) Each tone-voice paging unit will be presumed to generate 0.167 MPU of traffic. This is based on the assumption that each unit will generate 0.5 twenty-second calls during the busy hour.

(v) Each tone-digital readout paging unit will be presumed to generate 0.0033 MPU of traffic. This is based on the assumption that each unit will generate 0.5 four-tenths-second calls during the busy hour. (Note: This figure is based on limited usage and is subject to later reexamination.)

(vi) The traffic expected to be generated in the system shall be calculated, in Erlangs, by summing the MPU's discussed in paragraphs (3) (ii), (iii), (iv) and (v) of this section, discounting the sum by 20% and then dividing by 60.

(vii) Referring to the Erlang C Table, the expected grade of service levels shall be calculated for each proposed system. A determination of the number of channels authorized will be based on the grade of service so calculated.

(c) [Reserve]

(d) Applications which do not satisfy these standards will be dismissed and returned as unacceptable for filing pursuant to § 22.20.

Appendix B

Standard Survey Format

———— is in the process of seeking approval from the FCC and the ———— to furnish ———— service. If approved, we expect to be able to offer this service by ————.

We would appreciate it if you would take the time to consider your need for ———— service and to complete the application below. This application is not binding on your part and is subject to our receiving approvals from the appropriate regulatory agencies. This application is a means by which we can determine the need for a ———— service. If we do receive authorization to provide ———— service, you would be contacted to determine if you still desire to subscribe to this service.

Please return the completed application in the enclosed envelope or drop it off at our office ————. We would appreciate receiving the application no later than ————. If you are not interested in the ———— service, there is no need to return the application.

Thank you.

Application for ———— Service

(Conditioned upon authorization of service by FCC)

Name ————

Type of business or occupation ————

Address ————

Telephone ————

Number of two-way units desired ————

Number of paging units desired ————

Will purchase pager(s) ———— Will lease ————

Undecided ————

Type of Unit: Tone ——— Tone/Voice ——

I want and need and/or service in ——— and vicinity, the cost of which, I understand, is expected to be approximately —— per month, including rental and maintenance of the service and —— per month including rental and maintenance of the —— service. If I provide my own ——, the cost of service will be approximately —— per month for —— and per month for —— service. I understand further that since —— is in the process of obtaining authority from the FCC and —— to provide this service, there is no guarantee as to its availability or the date thereof. This application is accordingly subject to confirmation by me at the time the service becomes available.

Signature ———

Date ———

Remarks: ———

Concurring Statement of Commissioner Mimi Weyforth Dawson re: Public Policies and Procedures for the Domestic Public Land Mobile Radio Service

This decision establishes objective need standards for applications requesting more than one initial two-way channel and applications requesting additional two-way channels for existing systems in the Domestic Public Land Mobile Radio Service (DPLMRS). Applications for additional channels up to a maximum of four will be granted when the application shows that the existing system's present grade of service is 0.25 or greater or that the existing grade of service is 0.20 or greater with a projected grade of service of 0.25 or greater. To demonstrate the requisite projected grade of service, applicants must obtain a number of written held orders for service from a sample of respondents and project this need into a larger universe, using generally accepted survey techniques. Additionally, the "bouncing busy hour" must be employed as the basis for projecting traffic, where the bouncing busy hour is the average of the busiest hour on the three days for which traffic loading data are reported.

The Commission's driving concern in adopting objective need standards is to promote efficient use of limited spectrum by thwarting the potential for frequency warehousing. Unfortunately, this regulatory reform, while taking an important step in the right direction, does not fully reflect the dynamics of the marketplace. In truth, mobile communications service represents one of the most competitive communications services offered to consumers.

In analyzing the potential for warehousing, the Commission cannot limit the scope of its analysis to DPLMRS but must include such services as private mobile systems and cellular radio. If this broader view is taken, it becomes clear that the incentive and ability of DPLMRS licensees to warehouse spectrum will prove to be the very rare exception, rather than the rule. In this setting, the efficacy of making arbitrary determinations concerning the requisite grade of service during the "bouncing busy hour" in order to grant applications takes on a diminished attraction compared to a system that presumes a general public need for all mobile services, irrespective of the projections of various applicants. Of course, such a finding would be fully consistent with Commission precedent in this area. See *e.g., Land Mobile Use of 806–960 MHz Band*, 14 FCC 2d 311 (1968).

I believe the Commission should impose regulation only where it can be shown that marketplace forces will not maximize consumer welfare. In the present situation, no case has been made to warrant what amounts to preventive and arbitrary regulation. The potential problems of monopolization of service and warehousing of frequencies can be dealt with directly if and when they actually do occur. Therefore, while I applaud the majority's intent, I can only concur with the methodology employed to achieve that intention.

[FR Doc. 83-4755 Filed 2-24-83; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[BC Docket No. 82-598; RM-4157]

Radio Broadcast Services; TV Broadcast Station in Lake Dallas, Texas; Changes Made in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This action assigns UHF Television Channel 55 to Lake Dallas, Texas, in response to a petition filed by the McLenden Company. The assignment could provide Lake Dallas with its first local television service.

EFFECTIVE DATE: April 12, 1983.

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

FOR FURTHER INFORMATION CONTACT: Arthur D. Scrutchins, Mass Media Bureau (202) 634–6530.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Television broadcasting.

Adopted: January 26, 1983.

Released: February 11, 1983.

In the matter of an amendment of § 73.606(b), Table of Assignments, Television Broadcast Stations. (Lake Dallas, Texas); BC Docket No. 82–598, RM–4157; report and order (Proceeding Terminated).

1. The Commission herein considers the Notice of Proposed Rule Making, 47 FR 40458, published September 14, 1982, proposing the assignment of UHF Television Channel 55 to Lake Dallas, Texas, as the community's first television assignment. Supporting comments were filed by the petitioner, reaffirming his intention to apply for the channel, if assigned. No oppositions to the proposal were received.

2. Lake Dallas (pop. 3,177)[1] is located in northeastern Texas in Denton County (pop. 143,126) approximately 25 miles northwest of Dallas, Texas. It had no local television broadcast service.

3. We believe that the public interest would be served by assigning UHF Television Channel 55 to Lake Dallas, Texas. The petitioner has adequately demonstrated the need for a first television allocation to that community. The assignment can be made in compliance with the minimum distance separation requirements and other technical criteria.

4. Accordingly, pursuant to the authority contained in sections 4(i), 5(d)(1), 303 (g) and (r) and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.204(b), and 0.283 of the Commission's Rules. It is ordered, That effective April 12, 1983, § 73.606(b) of the Commission's Rules is amended with respect to the following community:

City	Channel No.
Lake Dallas, Tex.	55

5. It is further ordered, That this proceeding is terminated.

6. For further information concerning this proceeding, contact Arthur D. Scrutchins, Mass Media Bureau, (202) 634–6530.

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

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 83-4757 Filed 2-24-83; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 95

Personal Radio Service; Editorial Amendment of the Commission's Rules To Eliminate Obsolete Rule Provisions

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document editorially

[1] Population data is obtained from the 1980 U.S. Census, Advance Reports.

amends the Technical Regulations that apply to the Personal Radio Services. The amendment is necessary in order to eliminate rule provisions which have become obsolete with the passage of time. With the amendment, users of these rules will not be confused by provisions and dates that are no longer relevant.

EFFECTIVE DATE: March 25, 1983.

FOR FURTHER INFORMATION CONTACT: Maurice J. DePont, Private Radio Bureau, Washington, D.C. 20554 (202) 632-4964.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 95

Communications equipment, Radio.

In the Matter of an Editorial Amendment of 47 CFR Part 95, Subpart E, Technical Regulations, Personal Radio Services; Order

Adopted: February 3, 1983.

Released: February 10, 1983.

1. Part 95, Subpart E, contains the Technical Regulations that apply to the Personal Radio Services. This Order eliminates rule provisions which have become obsolete due to the passage of time.

2. Since this amendment is editorial, and, therefore, non-substantive in nature, the notice and public procedure provisions of section 553(b) of the Administrative Procedure Act are not applicable.

3. Authority for this action is contained in sections 4(i) and 303(r) of the Communications Act of 1934, as amended, and §0.231(d) of the Commission's Rules.

4. Accordingly, it is ordered, That 47 CFR Part 95, Subpart E, Technical Regualtions, Personal Radio Services, is amended as set forth in the attached Appendix.

5. The effective date of this rule amendment is March 25, 1983.

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

Federal Communications Commission.

Edward J. Minkel

Managing Director.

Appendix

PART 95—[AMENDED]

Title 47 of the Code of Federal Regulations, Part 95, Subpart E, Personal Radio Services, 47 CFR Part 95, is amended, as follows:

In §95.641, remove paragraphs (c) (1) and (2) as follows:

§95.641 Acceptability of transmitters for licensing.

* * * * *

(c) * * *

(1) [Removed]

(2) [Removed]

* * * * *

[FR Doc. 83-4756 Filed 2-24-83; 8:45 am]

BILLING CODE 6712-01-M

INTERSTATE COMMERCE COMMISSION

49 CFR Part 1249

[No. 38858]

Revision to the Annual Report of Motor Carriers of Household Goods, Form M-H

AGENCY: Interstate Commerce Commission.

ACTION: Final rule; correction notice.

SUMMARY: On December 16, 1982 the Commission served the final rule in this proceeding (47 FR 56359). This final rule reduced the reporting burden imposed upon class I and II motor carriers of household goods by eliminating fourteen schedules in the 1982 Annual Report Form M-H. It also eliminated the Annual Report Supplement on Corporate Disclosure.

Appendix A of the final rule listed Schedule 800—Compensation of Officers, Directors, etc. as one of the schedules eliminated. This was an error because there is no Schedule 800 in Annual Report Form M-H. The schedule eliminated was Schedule 801 B—Compensation of Officers, Directors, etc. This Notice is issued to correct Appendix A.

FOR FURTHER INFORMATION CONTACT: Charles S. Thomason (202) 275-7448.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4772 Filed 2-24-83; 8:45 am]

BILLING CODE 7035-01-M

Proposed Rules

Federal Register
Vol. 48, No. 39
Friday, February 25, 1983

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

DEPARTMENT OF AGRICULTURE

Food and Nutrition Service

7 CFR Parts 210, 225, and 226

Child Nutrition Labeling Program

AGENCY: Food and Nutrition Service, USDA.

ACTION: Proposed rule.

SUMMARY: The Food and Nutrition Service (FNS) of the Department of Agriculture (USDA) proposes to establish an Appendix C to the regulations for each of the following programs: The National School Lunch Program, the Summer Food Service Program for Children, and the Child Care Food Program to establish a CN labeling program. The Department is issuing this appendix to formalize an existing voluntary technical assistance program which has operated without benefit of public scrutiny and which has grown over the past few years. This proposal will formally establish a Child Nutrition (CN) Labeling Program, authorize the Secretary to issue guidance material on the CN Labeling Program, establish a logo or a distinct border which encloses a label statement, establish a warranty against audit claims for products that are CN labeled, and establish product eligibility.

DATE: Comments must be postmarked by midnight on or before April 26, 1983.

ADDRESS: Comments may be mailed to Cynthia H. Ford, Branch Chief, Technical Assistance Branch, Nutrition and Technical Services Division, Food and Nutrition Service, USDA, Alexandria, Virginia 22302. Comments will be received and may be inspected at Room 602, Nutrition and Technical Services Division, Park Office Center Building, 3101 Park Center Drive, Alexandria, Virginia, during regular business hours (8:30 a.m. to 5:00 p.m., Monday through Friday.)

FOR FURTHER INFORMATION CONTACT: Kathy Molino or Chris Clay (703) 756–3556.

SUPPLEMENTARY INFORMATION: This rule has been reviewed under Executive Order 12291 and has been classified nonmajor because it does not meet any of the three criteria of the Executive Order. It will not have an annual effect on the economy of $100 million, will not cause a major increase in costs or prices, and will not have a significant impact on competition, employment, investment, productivity, innovation or on the ability of U.S. enterprises to compete. The CN Labeling Program has been in existence since the early 1970's and is currently administered by the Food and Nutrition Service (FNS) in conjunction with the Food Safety and Inspection Service (FSIS) and the Agricultural Marketing Service (AMS) of the United States Department of Agriculture, and the Bureau of Marine Fisheries, of the United States Department of Commerce (USDC). The application procedures were established under existing FSIS, USDC, and Food and Drug Administration (FDA) labeling requirements. Final labeling authority remains with these agencies. Additionally, the CN Labeling Program will remain a voluntary technical assistance program. This proposal merely establishes authorization in program regulations. The logo or warranty cannot be used until thirty days after a final rule is published. Manufacturers who now have CN labels need to resubmit their labels within one year after the rule becomes final if they wish to remain in the Program.

The proposal has also been reviewed with regard to the provisions of Pub. L. 96–354. Robert E. Leard, Acting Administrator of the Food and Nutrition Service, has certified that the proposal does not have a significant economic impact on a substantial number of small entities.

Reporting and recordkeeping requirements contained in this rule will not become effective until approved by the Office of Management and Budget under the Paperwork Reduction Act.

Background

During the 1970's changes and expansion in food technology and marketing increased the availability and use of commercially prepared products such as beef patties and combination items (burritos, pizzas, etc.) in the child nutrition programs. These products posed a problem for food service directors. It was difficult at the point of sale to determine their actual contribution toward meal pattern requirements and to assure compliance with Federal regulations for serving specific amounts of foods. This fact, coupled with the anticipation of increased sales of these products to child nutrition programs, prompted FNS to form an evaluation committee to determine a means for properly evaluating the contribution of these kinds of products toward the meal pattern requirements. The Committee, composed of FNS and USDA's FSIS staff, worked together to recommend, design, and implement a program to review and monitor such products. To participate in the program, industry submits labels to FNS of products that are in conformance with the FSIS label approval program for meat and poultry, USDC label approval program for seafood products, and AMS product approval for juice drinks and juice drink products. Additionally, cheese pizzas and a few miscellaneous items such as egg products and meat sandwiches are currently being labeled by FNS.

Essentially, the CN Labeling Program involves the review of a manufacturer's recipe or product formulation to determine the contribution a serving of the product makes toward meal pattern requirements and a review of the CN label statement to ensure its accuracy. There is *no Federal requirement* that commercially prepared combination products have CN label statements. The decision to require that a product have a CN label statement is left to the local school food authority.

The program has come to play a significant role in the food service management of child nutrition programs. The scope and use of products labeled under the CN Labeling Program have continually expanded. Requests for CN labels by food manufacturers and food service directors have escalated due to: (1) Increased emphasis on meal pattern compliance as related to Assessments, Improvement, and Monitoring System (AIMS) regulations, (2) increased use of commercially prepared products, (3) the requirement by a few States that applicable processed donated food products bear a CN label statement, and (4) increased use of the CN label as a requirement in purchasing specifications prepared by local school food authorities. In addition, support for the

use of CN label statements has come from the Inspector General, food trade associations, the National Committee on Meal Pattern Monitoring, and the National Advisory Council on Child Nutrition. These groups believe that a broad CN Labeling Program could help assure compliance with meal pattern requirements and alleviate the need for product testing for meal pattern requirements compliance at the State and local level.

Since the inception of the program, the labeling procedures employed by FNS have evolved on a case-by-case basis to meet new situations. Thus, to date, the CN Labeling Program is administered by FNS without formal program regulations. Operational policies, procedures, and instructions will continue to be issued by the Department as guidance material as is presently done.

Issues addressed: The following is a discussion of pertinent issues and how the Department is proposing to address them in this proposed rule.

1. *CN Logo* The Department is proposing to require companies to use a CN statement logo or distinctive border as part of the CN label statement approval. The logo will help to protect the integrity of the CN Labeling Program, to avoid possible abuse, and to make the CN label statement easy to identify.

2. *Warranty.* The Department proposes that a school or institution which purchases a CN labeled product in good faith and uses it according to the manufacturer's directions will not have audit claims placed against it for that portion of the meal supplied by the CN labeled product. To make this effective, a CN labeled product will be produced under an appropriate Federal inspection program. Yields for determining product contributions as stated in the CN label statement will be calculated using the *Food Buying Guide for School Food Service* (Program Aid number 1257).

If a State or Federal auditor finds that a product that is CN labeled does not actually meet the meal pattern requirements claimed on the label, the auditor will report this to FNS for appropriate action against the company.

3. *Products Eligible for CN Labeling.* The Department proposes to limit the use of the CN label statement to food products that contribute significantly to the meat/meat alternate component of the meal pattern and are served in the main dish. Therefore, we are proposing that juice drinks and juice drink products no longer be eligible for CN label approval. Child nutrition labels will be issued for these products (that would no longer be eligible for CN labels) until the end of the phase out time period. Industry will have 1 year from the date of the final rule publication to comply and may use existing labels until that time. Comments are specifically requested on discontinuing CN labeling of juice drinks and juice drink products.

List of Subjects

7 CFR Part 210

Food assistance programs, National School Lunch Program, Grant programs—social programs, Nutrition, Children, Reporting and recordkeeping requirements, Surplus agricultural commodities.

7 CFR Part 225

Food assistance programs, Grant programs—health, Infants and children, Reporting requirements.

7 CFR Part 226

Day care, Food assistance programs, Grant programs—health, Infants and children, Surplus agricultural commodities.

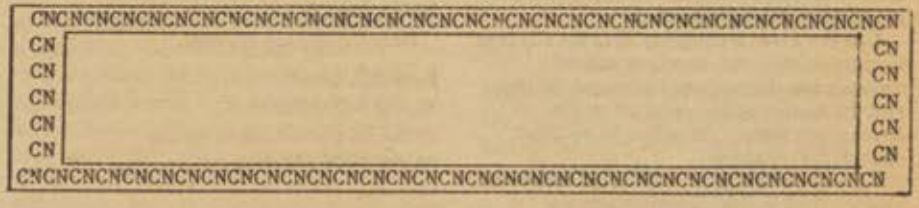
Accordingly, a new Appendix C, Child Nutrition (CN) Labeling Program, is proposed to be added to 7 CFR Parts 210, 225 and 226. For Parts 225 and 226 we are reserving Appendix B. Appendix C should read as follows:

Appendix C—Child Nutrition (CN) Labeling Program

1. The Child Nutrition (CN) Labeling Program is a voluntary technical assistance program administered by the Food and Nutrition Service (FNS) in conjunction with the Food Safety and Inspection Service (FSIS), Agricultural Marketing Service (AMS), and Bureau of Marine Fisheries for the child nutrition programs. This program essentially involves review of a manufacturer's recipe or product formulation to determine the contribution a serving of a meat/meat alternate product makes toward meal pattern requirements and review of the CN label statement to ensure its accuracy. In addition, the product must be produced under an approved quality control program.

2. For the purpose of this regulation the term:

(A) The "CN logo" (as shown below) means a distinct border which is used around the edges of a statement of the contribution a defined portion of a meat/meat alternate product makes toward meal pattern requirements of 7 CFR 210.10, 225.21 and 226.20.


CN CN CN

For Example:

CNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCN
CN 00001 CN
CN CN
CN This 3.00 oz serving of raw beef pattie provides 2.00 oz CN
CN CN
CN equivalent cooked meat/meat alternate for Child Nutrition CN
CN CN
CN Meal Pattern Requirements. (Use of this logo and state- CN
CN CN
CN ment was authorized by the Food and Nutrition Service, CN
CN CN
CN United States Department of Agriculture 05-80.) CN
CN CN
CN CN
CNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCNCN

(C) "CN label" means a food product label that contains a CN label statement.

3. Food processors or manufacturers may use the CN logo as defined in paragraph 2(A), under the following conditions:

(A) The CN label must be reviewed and approved at the national level by the Food and Nutrition Service (FNS) and appropriate agency responsible for the inspection program.

(B) The CN label statement must be printed as an integral part of the product label along with the product name, the percent ingredient listing, the inspection shield or mark for the appropriate inspection program, the establishment number where appropriate, and the manufacturer's or distributor's name and address.

(C) The statement inside the logo identifies the contribution to the meal pattern requirements for the meat/meat alternate, bread/bread alternate, and/or vegetable/fruit as contained in a specified portion of a meat/meat alternate product.

4. In the event a company uses the CN logo inappropriately, the company will be requested to discontinue the use of the logo and the matter will be referred to the appropriate agency for action to be taken against the company.

5. Products that bear a CN label statement as described in this document carry a warranty. This means that if a food authority participating in the child nutrition programs purchases a CN labeled product and uses it in accordance with the manufacturer's directions, the school or institution will not have an audit claim filed against it for the CN labeled product for non-compliance with the meal pattern requirements. If a State or Federal auditor finds that a product that is CN labeled does not actually meet the meal pattern requirements claimed on the label, the auditor will report this finding to FNS. FNS will prepare a report on the findings and send it to the appropriate divisions of FSIS, AMS, Bureau of Marine Fisheries of the U.S. Department of Commerce, Food and Drug Administration, or the Department of Justice for action against the company.

Any or all of the following courses of action may be taken:

(A) The company's CN label may be revoked for a specific period of time;

(B) The appropriate agency may pursue a misbranding or mislabeling action against the company producing the product;

(C) The company's name will be circulated to regional FNS offices; and

(D) FNS will require the food service program involved to notify the State office of the labeling violation.

6. The Food and Nutrition Service is authorized to issue operational policies, procedures, and instructions for the CN Labeling Program.

To apply for a CN label and to secure additional information on CN label application procedures write to: CN labels, U.S. Department of Agriculture, Food and Nutrition Service, Nutrition and Technical Services Division, 3101 Park Center Drive, Alexandria, Virginia 22302.

(National School Lunch Act Sections 9, 13, 17, 42; U.S.C. 1758, 1761, 1766; 7 CFR Parts 210.10, 225.10, 226.21)

Dated: February 17, 1983.

Robert E. Leard,

Acting Administrator.

[FR Doc. 83-4588 Filed 2-24-83; 8:45 am]

BILLING CODE 3410-30-M

Rural Electrification Administration

7 CFR Part 1701

Public Information; Appendix A—REA Bulletins; REA Specification for Filled Telephone Cable With Expanded Insulation, PE-89

AGENCY: Rural Electrification Administration, USDA.

ACTION: Proposed rule.

SUMMARY: REA proposes to amend Appendix A—REA Bulletins by issuing a revision of REA Bulletin 345-89, REA Specification for Filled Telephone Cable with Expanded Insulation, PE-89. This revision will permit the use of 19 AWG conductor sizes and cables of less than 200 pair. The current REA Specification PE-89 limits the pair size and conductor gauge of filled cable with expanded insulation that can be manufactured by cable suppliers and installed by REA borrowers. These limitations were placed on this cable because this design was a radical departure from existing REA practices and we wished to control its initial installation until further field studies had been performed indicating satisfactory performance at no sacrifice in quality. These field studies have been completed indicating that filled cables with expanded insulation in 19 AWG conductor sizes and pair sizes below 200 pairs have provided satisfactory field service without a sacrifice in quality.

DATE: Public comments must be received by REA no later than April 26, 1983.

ADDRESS: Submit written comments to Joseph M. Flanigan, Director, Telecommunications Engineering and Standards Division, Rural Electrification Administration, Room 1355, South Building, U.S. Department of Agriculture, Washington, D.C. 20250.

FOR FURTHER INFORMATION CONTACT: Harry M. Hutson, Chief, Outside Plant Branch, Telecommunications Engineering and Standards Division, Rural Electrification Administration, Room 1342, South Building, U.S. Department of Agriculture, Washington, D.C. 20250, telephone (202) 382-8667. The Draft Impact Analysis describing the options considered in developing this proposed rule and the impact of implementing each option is available on request from the above office.

SUPPLEMENTARY INFORMATION: Pursuant to the Rural Electrification Act, as amended (7 U.S.C. 901 et seq.), REA proposes to amend Appendix A—REA Bulletins by issuing a revised REA Bulletin 345-89, REA Specification for Filled Telephone Cable with Expanded Insulation, PE-89. This proposed action has been reviewed in accordance with Executive Order 12291, Federal Regulation. The action will not (1) have an annual effect on the economy of $100 million or more; (2) result in a major increase in costs or prices for consumers, individual industries, Federal, State, or local government agencies, or geographic regions; or (3) result in significant adverse effects on competition, employment, investment or productivity and therefore has been determined to be "not major". This action does not fall within the scope of the Regulatory Flexibility Act and is not subject to OMB Circular A-95 review.

This program is listed in the Catalog of Federal Domestic Assistance as 10.851, Rural Telephone Loans and Loan Guarantees.

A copy of the proposed revised specification is available upon request from the address indicated above. All written submissions made pursuant to this action will be made available for public inspection during regular business hours, above address.

Background

The current REA Specification PE–89 limits the pair size and conductor gauge of filled cable with expanded insulation that can be manufactured by cable suppliers and installed by REA borrowers. These limitations were placed on this cable because this design was a radical departure from existing REA practices and we wished to control its initial installation until further field studies had been performed indicating satisfactory performance at no sacrifice in quality. These field studies have been completed indicating that filled cables with expanded insulation in 19 AWG conductor sizes and pair sizes below 200 pairs have provided satisfactory field service without a sacrifice in quality.

This action will establish REA requirements for filled cables with expanded insulation using the proposed stated options without affecting the current designs or manufacturing techniques of cable manufacturers. This action will also affect REA borrowers in that they will be able to install a full range of filled telephone cable with expanded insulation at reduced cable cost without degradation in cable quality. It will affect petroleum producers in that it will decrease the consumption of petroleum in telephone cables.

In view of the above, the Administrator is proposing to issue revised REA Bulletin 345–89, REA Specification for Filled Telephone Cable with Expanded Insulation, PE–89.

As required by 1 CFR 18.20, the following are the indexed terms and list of subjects for this regulation:

List of Subjects in 7 CFR Part 1701

Loan programs—Communications, Telcommunications, Telephone.

Dated: February 14, 1983.

Harold V. Hunter,

Administrator.

[FR Doc. 83-4483 Filed 2-24-83; 8:45 am]

BILLING CODE 3410-15-M

NUCLEAR REGULATORY COMMISSION

10 CFR Part 40

[Docket No. PRM–40–24]

Union Carbide Corp.; Petition for Rulemaking; Extension of Comment Period

AGENCY: Nuclear Regulatory Commission.

ACTION: Petition for rulemaking: Extension of comment period.

SUMMARY: On November 30, 1982, the NRC published a notice of receipt of a petition for rulemaking filed by the Union Carbide Corporation (47 FR 53889). The petition requested that the NRC amend portions of its regulations setting out criteria for the operation of uranium mills and the disposition of tailings or wastes resulting from uranium milling activities. The notice of receipt requested public comment on the petition and established a comment closing date of January 31, 1983. Several interested parties have requested that NRC extend the comment period on PRM–40–24 for varying lengths of time. Because of the length and complexity of the petition, NRC has agreed to extend the comment period for 90 days from the original comment closing date.

DATE: The comment period for PRM–40–24 is extended from January 31, 1983 to May 2, 1983.

ADDRESSES: A copy of the petition for rulemaking is available for public inspection in the Commission's Public Document Room, 1717 H Street, NW., Washington, DC. A copy of the petition may be obtained by writing to the Division of Rules and Records, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555.

All persons who desire to submit written comments concerning the petition for rulemaking should send their comments to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Docketing and Service Branch.

FOR FURTHER INFORMATION CONTACT: John Philips, Chief, Rules and Procedures Branch, Division of Rules and Records, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555, Telephone: 301–492–7086 or Toll Free: 800–368–5642.

Dated at Washington, D.C., this 17th day of February 1983.

For the Nuclear Regulatory Commission.

Samuel J. Chilk,

Secretary of the Commission.

[FR Doc. 83-4873 Filed 2-24-83; 8:45 am]

BILLING CODE 7590-01-M

FEDERAL HOME LOAN BANK BOARD

12 CFR Part 543

[No. 83–94]

Amendments Relating to Grandfathering of State Authority by Institutions Converting to Federal Charters

AGENCY: Federal Home Loan Bank Board.

ACTION: Extension of comment period on proposed rule.

SUMMARY: The Board extends until March 10, 1983, the closing date of the comment period on the Board's proposal relating to the grandfathering of rights enjoyed as state mutual savings banks by institutions converting to federal charter.

In order to have the benefit of additional submissions from interested parties in its consideration of this matter, the Board has determined to extend the comment period.

DATE: Comment period extended to March 10, 1983.

FOR FURTHER INFORMATION CONTACT: Randall H. McFarlane, Legislative Counsel, Office of General Counsel, Federal Home Loan Bank Board, 1700 G Street, NW., Washington, D.C. 20552, (202) 377–6449.

SUPPLEMENTARY INFORMATION: On December 8, 1982, the Board, by Resolution No. 82–792 (47 FR 56363, December 16, 1982) proposed to issue a new regulation applicable to the grandfathering of rights enjoyed as state mutual savings banks by institutions converting to federal charter, whether those institutions retain their Federal Deposit Insurance Corporation insurance coverage or obtain insurance coverage from the Federal Savings and Loan Insurance Corporation. Comments on the proposals originally were due by January 17, 1983, which was shorter than the Board's customary 60-day comment period. Because it appears that the statutory authority underlying the grandfathering proposal will be an important factor in many conversions currently under consideration in the industry, and in order to have the benefit of additional submissions from interested parties in its consideration of this matter, the Board has determined to

extend the comment period until March 10, 1983.

(Sec. 5, 48 Stat. 132, as amended (12 U.S.C. 1464); Reorg. Plan No. 3 of 1547; 3 CFR 1943–1948 Comp., p. 1071)

Dated: February 18, 1983.

By the Federal Home Loan Bank Board.

J. J. Finn,

Secretary.

[FR Doc. 83-4752 Filed 2-24-83; 8:45 am]

BILLING CODE 6720-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

18 CFR Parts 271 and 274

[Docket Nos. RM80-50-003, RM80-50-004, and RM80-50-005]

High-Cost Natural Gas; Production Enhancement Procedures; Extension of Time Comments

February 22, 1983.

AGENCY: Federal Energy Regulatory Commission, DOE.

ACTION: Notice of Request for Additional Comments; extension of comments period.

SUMMARY: On January 21, 1983, the Commission issued a Notice of Request for Additional Comments on issues raised by petitions for rehearing of Order No. 107 (48 FR 4800, February 3, 1983). Order No. 107 is a final rule establishing an incentive maximum lawful price under section 107 of the Natural Gas Policy Act of 1978 for natural gas subject to existing intrastate contracts (section 105) on which production enhancement work has been performed. The Commission requested additional comments on whether Order No. 107 should be expanded to apply to interstate natural gas (section 104) or rollover contracts (section 106). The comments period is being extended at the request of Sun Exploration and Production Company and various producers of natural gas.

DATE: Comments must be submitted on or before April 6, 1983.

ADDRESS: Submit comments to: Office of the Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426.

FOR FURTHER INFORMATION CONTACT: Kenneth F. Plumb, Secretary, (202) 357–8400.

SUPPLEMENTARY INFORMATION:

February 22, 1983.

In the matter of High-Cost Natural Gas: Production Enhancement Procedures; Docket Nos. RM80–50–003, RM80–50–004, and RM80–50–005; Extension of Time.

On February 4, 1983, Sun Exploration and Production Company, on behalf of various producers of natural gas (Producers), filed a motion for an extension of time to file comments in response to the Commission's Notice of Request for Additional Comments issued January 21, 1983, in the above-docketed proceeding. The motion states that the Producers require additional time in order to evaluate relevant technical data and to provide meaningful response to the Commission's Notice.

Upon consideration, notice is hereby given that an extension of time for the filing of comments is granted to and including April 6, 1983.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4793 Filed 2-24-83; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Parts 182 and 184

[Docket No. 79N-0371]

Lactic Acid and Calcium Lactate; Affirmation of GRAS Status as Direct Human Food Ingredients

AGENCY: Food and Drug Administration.

ACTION: Tentative final rule.

SUMMARY: The Food and Drug Administration (FDA) is tentatively affirming that lactic acid and calcium lactate are generally recognized as safe (GRAS) as direct human food ingredients. The safety of these ingredients has been evaluated under the comprehensive safety review conducted by the agency. FDA is publishing this document as a tentative final rule because the agency is not including the levels of use of food categories that appeared in the proposal.

DATE: Comments by April 26, 1983.

ADDRESS: Written comments may be sent to the Docket Management Branch (HFA–305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Leonard C. Gosule, Bureau of Foods (HFF–335), Food and Drug Administration, 200 C St. SW., Washington, DC 20204; 202–426–9463.

SUPPLEMENTARY INFORMATION: In the **Federal Register** of May 16, 1980 (45 FR 32324), FDA published a proposal to affirm that lactic acid and calcium lactate are GRAS for use as direct human food ingredients. The proposal was published in accordance with the announced FDA review of the safety of GRAS and prior-sanctioned food ingredients.

In accordance with § 170.35 (21 CFR 170.35), copies of the scientific literature review on lactic acid and of the report of the Select Committee on GRAS Substances (the Select Committee) on lactic acid and calcium lactate are available for public review in the Dockets Management Branch (address above). Copies of these documents have also been made available for public purchase from the National Technical Information Service, as announced in the proposal.

In addition to proposing to affirm the GRAS status of lactice acid and calcium lactate, FDA gave public notice that it was unaware of any prior-sanctioned food ingredient use for these substances, other than for the proposed conditions of use. Persons asserting additional or extended uses, in accordance with approval granted by the U.S. Department of Agriculture or FDA before September 6, 1958, were given notice to submit proof of those sanctions, so that the safety of the prior-sanctioned uses could be determined. That notice was also an opportunity to have prior-sanctioned uses of lactic acid and calcium lactate recognized by issuance of an appropriate regulation under Part 181—Prior-Sanctioned Food Ingredients (21 CFR Part 181) or affirmed as GRAS under Part 184 or 186 (21 CFR Part 184 or 186), as appropriate.

FDA also gave notice that failure to submit proof of an applicable prior sanction in response to the proposal would constitute a waiver of the right to assert the sanction at any future time.

No reports of a prior-sanctioned use for lactic acid or calcium lactate were submitted in response to the proposal. Therefore, in accordance with that proposal, any right to assert a prior sanction for a use of lactic acid or calcium lactate under conditions different from those set forth in this regulation has been waived.

Eleven comments were received in response to the proposal on lactic acid and calcium lactate.

1. Two comments noted that the proposal addressed only lactic acid produced by fermentation and not the synthetic material. One comment said synthetic lactic acid is a major source of lactic acid added to foods and is preferred for certain uses because of better heated stability properties. The

other comment described a synthetic procedure for producing lactic acid using acetaldehyde and hydrogen cyanide and suggested that this procedure be included in the final rule.

FDA has carefully reviewed the synthetic procedure described in this comment and is aware of no health hazard that might arise from the use of lactic acid synthesized by this procedure, provided the product meets the specifications established in the regulation. Therefore, the agency has modified the description of lactic acid (§ 184.1061(a)) to include lactic acid synthesized by the reaction of acetonitrile, and hydrogen cyanide, with subsequent hydrolysis of the resultant lactonitrile.

2. One comment noted that the specifications for lactic acid found in the Food Chemicals Codex, 2d Ed. (1972), and cited in paragraph (b) of the proposed regulation, have been amended in the Food Chemicals Codex, 3d Suppl. (1978).

Although the comment was correct at the time it was made, a third edition of the Food Chemicals Codex was published in 1981. The latest edition incorporates the change made in the 1978 supplement, and the regulation now refers to the 1981 edition.

3. One comment asked that proposed § 184.1207(a) be modified to include use of calcium hydroxide as well as calcium carbonate in the production of calcium lactate.

FDA is aware of no health hazard that might arise from the use of calcium hydroxide in the production of calcium lactate. Therefore, the agency has modified the tentative final rule to include use of either calcium carbonate or calcium hydroxide for this purpose.

4. Ten comments reported use of lactic acid or calcium lactate in food categories or at use levels that were not included in the proposed rule and requested that FDA include these conditions of use in the final rule.

In the **Federal Register** of September 7, 1982 (47 FR 39199), FDA stated that it no longer intends to list routinely food categories, technical effects, and levels of use for ingredients that are affirmed as GRAS with no limitation other than current good manufacturing practice. The agency proposed to amend 21 CFR 184.1 and 186.1 to state that FDA will include conditions of use in regulations only when the agency determines that it is appropriate to do so. Consistent with this proposal and in response to the comments that FDA received on lactic acid and calcium lactate, the agency has tentatively concluded that it is not necessary to list food categories and levels of use in the GRAS regulations for these ingredients. Lactic acid and calcium lactate are both used in a large number of food categories, and both the Federation of American Societies for Experimental Biology and FDA have concluded that a large margin of safety exists for the use of these substances, and that a reasonably foreseeable increase in the level of use of these substances will not adversely affect human health. Therefore, the agency has decided to affirm tentatively the GRAS status of lactic acid and calcium lactate when they are used under current good manufacturing practice conditions of use in accordance with § 184.1(b)(1). To make clear, however, that the tentative affirmation of the GRAS status of these substances is based on evaluation of their currently known uses, the regulations set forth the technical effects that FDA evaluated.

In the judgment of FDA, its decision not to include levels of use and food categories in the regulations affirming the GRAS status of these substances does not represent a major change from the proposed regulation. The levels of use included in the proposal were never intended to be specific limitations, and the proposal did not preclude the use of lactic acid or calcium lactate in any food category. However, to afford interested persons the opportunity to comment on the agency's decision, FDA is issuing this tentative final rule under § 10.40(f)(6) (21 CFR 10.40(f)(6)). FDA will review any comments relevant to the removal of the levels of use and food categories that it receives within the 60-day comment period and will issue in the **Federal Register** either an announcement that this tentative final rule has become final or an announcement of modification to these regulations made on the basis of the new comments.

In addition, FDA specifically proposed not to affirm the use of these ingredients in infant foods and infant formulas as GRAS because of reports of metabolic acidosis and growth retardation in infants, as cited by the Select Committee, that have been associated with their use. FDA did not receive any comments on this aspect of the proposal. Therefore, the tentative final regulations continue to exclude use of these ingredients in infant foods and infant formulas from their coverage.

The format of the tentative final regulation is different from that in the proposal and in previous GRAS affirmation regulations. FDA has modified paragraph (c) of §§ 184.1061 and 184.1207 to make clear the agency's determination that GRAS affirmation is based upon current good manufacturing practice conditions of use, including the technical effects listed. This change has no substantive effect but is made merely for clarity.

The agency has determined under 21 CFR 25.24(d)(6) (proposed December 11, 1979; 44 FR 71742) that this action is of a type that does not individually or cumulatively have a significant impact on the human environment. Therefore, neither an environmental assessment nor an environmental impact statement is required.

FDA, in accordance with the Regulatory Flexibility Act, has considered the effect that this tentative final rule would have on small entities including small businesses. Because the tentative final fule imposes no new restrictions on the use of these ingredients, FDA certifies in accordance with section 605(b) of the Regulatory Flexibility Act that no significant economic impact on a substantial number of small entities will derive from this action.

In accordance with Executive Order 12291, FDA has carefully analyzed the economic effects of this tentative final rule, and the agency has determined that the final rule, if promulgated from this tentative final rule, would not be a major rule as defined by the Order.

List of Subjects

21 CFR Part 182

Generally recognized as safe (GRAS) food ingredients, Spices and flavorings.

21 CFR Part 184

Direct food ingredients, Food ingredients, Generally recognized as safe (GRAS) food ingredients.

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 201(s), 409, 701(a), 52 Stat. 1055, 72 Stat. 1784–1788 as amended (21 U.S.C. 321(s), 348, 371(a))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10), it is proposed that Parts 182 and 814 be amended as follows:

PART 182—SUBSTANCES GENERALLY RECOGNIZED AS SAFE

1. Part 182 is amended:

§ 182.1061 [Removed]

a. By removing § 182.1061 *Lactic acid.*

§ 182.1207 [Removed]

b. By removing § 182.1207 *Calcium lactate.*

PART 184—DIRECT FOOD SUBSTANCES AFFIRMED AS GENERALLY RECOGNIZED AS SAFE

2. Part 184 is amended:

a. By adding new § 184.1061 to Subpart B, to read as follows:

§ 184.1061 Lactic acid.

(a) Lactic acid ($C_3H_4O_3$, CAS Reg. Nos.: *DL* mixture, 598–82–3; *L*-isomer, 79–33–4; *D*-isomer, 10326–41–7), the chemical 2-hydroxypropanoic acid, occurs naturally in several foods. It is produced commercially either by fermentation of carbohydrates such as glucose, sucrose, or lactose, or by a synthetic procedure involving formation of lactonitrile from acetaldehyde and hydrogen cyanide and subsequent hydrolysis to lactic acid.

(b) The ingredient meets the specifications of the Food Chemicals Codex, 3d Ed. (1981), p. 159, which is incorporated by reference. Copies are available from the National Academy Press, 2101 Constitution Ave. NW., Washington, DC 20418, or available for inspection at the Office of the Federal Register, 1100 L St. NW., Washington, DC 20408.

(c) In accordance with § 184.1(b)(1), the ingredient is used in food with no limitations other than current good manufacturing practice. The affirmation of this ingredient as generally recognized as safe (GRAS) as a direct human food ingredient is based upon the following current good manufacturing practice conditions of use:

(1) The ingredient is used as an antimicrobial agent as defined in § 170.3(o)(2) of this chapter; a curing and pickling agent as defined in § 170.3(o)(5) of this chapter; a flavor enhancer as defined in § 170.3(o)(11) of this chapter; a flavoring agent and adjuvant as defined in § 170.3(o)(12) of this chapter; a pH control agent as defined in § 170.3(o)(23) of this chapter; and a solvent and vehicle as defined in § 170.3(o)(27) of this chapter.

(2) The ingredient is used in food, except infant foods and infant formulas, at levels not to exceed current good manufacturing practice.

(d) Prior sanctions for this ingredient different from the uses established in this section do not exist or have been waived.

b. By adding new § 184.1207 to read as follows:

§ 184.1207 Calcium lactate.

(a) Calcium lactate ($C_6H_{10}CaO_6 \cdot xH_2O$, where x is any integer up to 5, CAS Reg. No. 814–80–2) is prepared commercially by the neutralization of lactic acid with calcium carbonate or calcium hydroxide.

(b) The ingredient meets the specifications of the Food Chemicals Codex, 3d Ed. (1981), p. 53, which is incorporated by reference. Copies are available from the National Academy Press, 2101 Constitution Ave. NW., Washington, DC 20418, or available for inspection at the Office of the Federal Register, 1100 L St. NW., Washington, DC 20408.

(c) In accordance with § 184.1(b)(1), the ingredient is used in food with no limitation other than current good manufacturing practice. The affirmation of this ingredient as generally recognized as safe (GRAS) as a direct human food ingredient is based upon the following current good manufacturing practice conditions of use:

(1) The ingredient is used as a firming agent as defined in § 170.3(o)(10) of this chapter; a flavor enhancer as defined in § 170.3(o)(11) of this chapter; a flavoring agent or adjuvant as defined in § 170.3(o)(12) of this chapter; a leavening agent as defined in § 170.3(o)(17) of this chapter; a nutrient supplement as defined in § 170.3(o)(20) of this chapter; and a stabilizer and thickner as defined in § 170.3(o)(28) of this chapter.

(2) The ingredient is used in food, except infant foods and infant formulas, at levels not to exceed current good manufacturing practice.

(d) Prior sanctions for this ingredient different from the uses established in this section do not exist or have been waived.

Interested persons may, on or before April 26, 1983 submit to the Dockets Management Branch (address above) written comments regarding this tentative final rule. Two copies of any comments are to be submitted, except that individuals may submit one copy. Comments are to be identified with the docket number found in brackets in the heading of this document. Received comments may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

Dated: February 9, 1983.

William F. Randolph,

Acting Associate Commissioner for Regulatory Affairs.

[FR Doc. 83-4747 Filed 2-24-83; 8:45 am]

BILLING CODE 4160-01-M

DEPARTMENT OF THE TREASURY

Bureau of Alcohol, Tobacco and Firearms

27 CFR Parts 170 and 240

[Notice No. 458; re: Notice 320]

Recodification of Wine Regulations; Elimination of Subpart XX in Part 240 and Some Sample Requirements for Formula Wines in Parts 170 and 240

AGENCY: Bureau of Alcohol, Tobacco and Firearms, Treasury.

ACTION: Notice of proposed rulemaking.

SUMMARY: ATF purposes to eliminate 27 CFR Part 240, Subpart XX, Calculations for Wine Production, and requirements for samples of salted wine and special natural wine submitted with applications for formula approval in 27 CFR Parts 170 and 240 respectively. The elimination of Subpart XX and sample requirements in 27 CFR 170.686 and 240.441 will reduce the regulatory burden on the affected industries.

DATE: Comments must be received on or before April 26, 1983.

ADDRESS: Send written comments to: Chief, Regulations and Procedures Division, Bureau of Alcohol, Tobacco and Firearms, P.O. Box 385, Washington, DC 20044–0385 (Notice No. 458).

FOR FURTHER INFORMATION CONTACT: James A. Hunt, Research and Regulations Branch, Bureau of Alcohol, Tobacco and Firearms, Washington, DC 20226; (202–566–7626).

SUPPLEMENTARY INFORMATION: On May 22, 1979, ATF published Notice No. 320 (44 FR 29691), proposing recodification of the wine regulations involving 27 CFR Parts 170, 231 and 240, and requesting comment from interested parties. The comment period on this advance notice of proposed rulemaking was extended twice, allowing a total time of 15 months for comments to be transmitted. The Bureau received comments during this period from the Wine Institute, United Vintners Inc., the Association of American Vintners, Canandaigua Wine Company, Inc., and Montdomaine Cellars, Inc. The request for comment and the responses covered a wide range of problems. This notice specifically addresses areas in Parts 170 and 240 and is only one in a series of notices that will be addressing the recodification and amending of wine regulations.

Two comments were received (the Association of American Vintners and the Wine Institute) specifically advocating the elimination of Subpart XX. The Bureau proposes elimination of Subpart XX, §§ 240.960 through 1029, since these sections primarily contain

material which is informational and not appropriate for regulations. The few regulatory requirements which appear in Subpart XX are also found in other Part 240 subparts.

One commenter suggested the information in Subpart XX be put in a publication available to winemakers. Many of the tables and formulas which appear in Subpart XX, such as those for the addition of sugar, wine spirits additions amelioration, and tank calibrations, are valuable to winemakers. Since it is possible these tables and formulas are readily available to winemakers through other sources, we would particularly like comments on ATF publishing a pamphlet with the tables and formulas in Subpart XX. In the proposed regulations we have added a formula for calculating amelioration to Sections 240.366 and 240.407. Comments about this formula are also requested.

No comments were received specifically addressing the elimination of samples. This notice proposes to eliminate the requirements for submission of samples of salted wine made in accordance with § 170613(a)(6) and of samples of special natural wine in § 240.441.

List of Subjects

27 CFR Part 170

Alcohol and alcoholic beverages, Authority delegations, Claims, Customs duties and inspection, Disaster assistance, Excise taxes, Labeling, Liquors, Penalties, Reporting requirements, Surety bonds, Wine.

27 CFR Part 240

Administrative practice and procedure, Authority delegations, Claims, Electronic fund transfers, Excise taxes, Exports, Food additives, Fruit juices, Labeling, Liquors, Packaging and containers, Reporting requirements, Research, Scientific equipment, Spices and flavorings, Surety bonds, Transportation, Vinegar, Warehouses, Wine.

Executive Order 12291

It has been determined that these regulations are not a "major rule" within the meaning of Executive Order 12291, 46 FR 13193 (1981), because they will not have an annual effect on the economy of $100 million or more; they will not result in a major increase in cost or prices for consumers, individual industries, Federal, State, or local government agencies, or geographic regions; and they will not have significant adverse effects on competition, employment, investment, productivity, innovation, or on the ability of the United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

Regulatory Flexibility Act

The provisions of the Regulatory Flexibility Act relating to an initial and final regulatory flexibility analysis (5 U.S.C. 603, 604) are not applicable to this proposal because the notice of proposed rulemaking, if promulgated as a final rule, will not have a significant economic impact on a substantial number of small entities. The proposal is not expected to: Have significant secondary or incidental effects on a substantial number of small entities; or impose, or otherwise cause, a significant increase in the reporting, recordkeeping or other compliance burdens on a substantial number of small entities.

Accordingly, it is hereby certified under the provisions of section 3 of the Regulatory Flexibility Act (5 U.S.C. 605(b)), that the notice of proposed rulemaking, if promulgated as a final rule, will not have a significant economic impact on a substantial number of small entities.

Public Participation

ATF requests comments from all interested persons. All comments received before the closing date will be carefully considered. Comments received after the closing date and too late for consideration will be treated as possible suggestions for future AFT action. Copies of the proposed regulations and any written comments are available for public inspection during normal business hours at: AFT Reading Room, Room 4405, Federal Building, 12th and Pennsylvania, Avenue, NW., Washington, DC.

AFT will not recognize any material or comments as confidential. Comments may be disclosed to the public. Any material which the commenter considers to be confidential or inappropriate for disclosure to the public should not be included in the comment. The name of the person submitting a comment is not exempt from disclosure.

Any interested person who desires an opportunity to comment orally at a public hearing on these proposed regulations should submit his or her request in writing to the Acting Director, within the 60 day comment period. The Acting Director, however, reserves the right to determine, in the light of all circumstances, whether a public hearing should be held.

Drafting Information

The author of this document is James A. Hunt, Research and Regulations Branch, Bureau of Alcohol, Tobacco and Firearms.

Authority

These regulations are issued under the authority contained in 26 U.S.C. 7805 (68A Stat. 917, as amended). Title 27 Code of Federal Regulations is revised as follows:

PART 170—MISCELLANEOUS REGULATIONS RELATING TO LIQUOR

Paragraph 1. Section 170.686 is revised to remove the requirement for submission of samples of salted wines with formula application. As revised, § 170.686 reads as follows:

§ 170.686 Formulas.

(a) *Requirement for formula.* Before producing any nonbeverage wine, the proprietor must receive approval of the formula by which the wine, or wine product made from wine, is to be rendered unfit for beverage use. The formula and process shall be described on Form 5120.29. Each formula filed under the provisions of this section shall be numbered in serial order, starting with No. 1 and shall be prefixed with the symbol "NB." Except for salted wine made in accordance with § 170.613(a)(6), one 750 milliliter sample of the base wine or wine product to be used, and one 750 milliliter sample of the nonbeverage wine made therefrom shall be submitted under separate cover at the time of filing the formula. The Director may require the submission of samples of the material to be used in rendering the wine or wine products unfit for beverage use. All ingredients to be used will be shown on the Form 5120.29 as well as the quantities required to make 100 gallons of the nonbeverage wine. The formula should also show the intended use of the nonbeverage wine. The process used in rendering the wine or wine products unfit for beverage use shall be stated in detail.

(b) *Change in formula.* Any material change in characteristics of the finished product will require the filing of a new formula, even though the ingedients and process may be the same as the approved formula.

PART 240—WINE

Subpart XX—[Removed]

Paragraph 2. The table of contents is amended to remove Subpart XX.

§ 240.162 [Amended]

Paragraph 3. Section 240.162 is amended by removing the last sentence referencing Subpart XX.

Paragraph 4. Section 240.366 is amended by removing the last sentence referencing Subpart XX and adding an amelioration calculation example at the end of the section. As amended § 240.366 reads as follows:

§ 240.366 Limitations on amelioration.

* * * * *

Amelioration Calculations

To calculate the volume of ameliorating material to reduce the acid of juice:

X = (AB) divided by C minus B

A = Grams of acid per 1,000 ml. in juice before amelioration.

B = Gallons of juice before amelioration.

C = Grams of acid per 1,000 ml desired in juice after amelioration (not less than 5.0).

X = Volume of ameliorating material to add to the juice.

To calculate the percentage of ameliorating material added to the juice:

Y = (X–B) divided by X

Y = Percentage of ameliorating material added to the juice (not more than 35% allowed for grapes and other fruits except not more than 60% allowed for currants, gooseberries or loganberries).

Example Calculations

To calculate the volume of ameliorating material to add to 500 gallons of juice to reduce the acid from 6.0 grams per 1,000 ml to 5.0 grams per 1,000 ml;

$$X = \frac{(6.0 \times 500)}{5.0} \text{ minus } 500$$

$$X = \frac{3000}{5.0} \text{ minus } 500$$

X = 600 minus 500

X = 100 gallons

To calculate the percentage of ameliorating material in the 600 gallons of juice and added ameliorating material:

600—500 divided by 600 = 16.7%

Paragraph 5. Section 240.407 is amended by removing the last sentence referencing Subpart XX and adding a sentence to the end of the section to reference the amelioration calculations example. As amended § 240.407 reads as follows:

§ 240.407 Limitations on Amelioration.

* * * * *

See § 240.366 for amelioration calculations.

Paragraph 6. Section 240.441 is revised to remove the requirement for submission of samples with formula application. As revised § 240.441 reads as follows:

§ 240.441 Formula required.

(a) *General.* Before producing any special natural wine, the proprietor shall receive approval of the formula by which it is to be made. The formula and process will be described on Form 5120.29. All ingredients used will be shown on Form 5120.29 in the quantities required to make 1,000 gallons of special natural wine. In the case of roots, herbs, or similar materials, the quantity need not be stated, but each ingredient will be listed. The process of production will be stated in detail. The Director may require that a sample of the special natual wine be submitted with the formula, if he deems it necessary for the proper administration of these regulations.

(b) *Change in formula.* Any material change in the flavor or other characteristics from those of the approved sample will require the filing of a new formula, even though the ingredients may be the same. The addition or elimination of ingredients, changes in quantities used, and changes in the process of production are permissible only after approval of the new Form 5120.29. Where a change in the quantity of ingredients or in the process of production does not alter the character of the product, the change may be accomplished by filing a rider to the formula with, and obtaining approval from, the Director. The rider shall identify the original formula by number, date of approval, name of the product, and by name and number of the wine cellar, shall specify the quantity of the ingredients or the change inprocess, and shall be signed and processed in the same manner as the original formula. (72 Stat. 1386; 26 U.S.C. 5386).

§§ 240.960–240.1029 [Removed]

Paragraph 7. Subpart XX, §§ 240.960–240.1029, is removed.

Signed: January 5, 1983.

W. T. Drake,

Acting Director.

Approved: January 31, 1983.

J. M. Walker, Jr.,

Assistant Secretary, Enforcement and Operations.

[FR Doc. 83-4787 Filed 2-24-83; 8:45 am]

BILLING CODE 4810-31-M

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 67

[Docket No. FEMA-6449]

National Flood Insurance Program; Proposed Flood Elevation Determinations

Correction

In FR Doc. 82-31399 beginning on page 52474 in the issue of Monday, November 22, 1982, make the following changes:

1. On page 52475, the last column, the eleventh entry from the bottom of the page should read "*444".

2. On page 52477, the last column, the fifth entry from the bottom of the page should read "*838".

BILLING CODE 1505-01-M

OFFICE OF PERSONNEL MANAGEMENT

45 CFR Part 801

Voting Rights Program, Appendix A; Georgia

Correction

In FR Doc. 83-3273 appearing on page 5769 in the issue of Tuesday, February 8, 1983, the telephone number listed in "FOR FURTHER INFORMATION CONTACT" should have read "202-632-5691".

BILLING CODE 1505-01-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Parts 0, 1, and 97

[PR Docket No. 83-27; RM-4229; FCC 83-22]

Use of Volunteers To Prepare and Administer Operator Examinations in the Amateur Radio Service

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This document proposes to amend the Rules governing FCC organization; the Practice and Procedure Rules; and the Amateur Radio Service Rules. The proposal permits the use of volunteers to prepare and administer amateur radio examinations. The proposed amendments are necessary in order to maintain a viable examination program for amateur radio operators, in the light of cutbacks in FCC funding. With a volunteer examination program, applicants will have more opportunities

available to them to obtain amateur radio licenses.

DATES: Comments are due by April 8, 1983 and replies by May 9, 1983.

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

FOR FURTHER INFORMATION CONTACT: John Borkowski, Private Radio Bureau, Washington, D.C. 20554 (202) 632-4964.

SUPPLEMENTARY INFORMATION:

List of Subjects

47 CFR Part 0

Organization and functions (Government agencies).

47 CFR Part 1

Radio Telecommunications.

47 CFR Part 97

Radio.

In the matter of: Amendment of Parts 0, 1, and 97 of the Commission's Rules to allow the use of volunteers to prepare and administer operator examinations in the Amateur Radio Service; PR Docket No. 83-27; Rm. 4229.

Adopted: January 20, 1983.

Released: February 8, 1983.

I. Introduction

1. The Federal Communications Commission proposes to accept the use of volunteers in the Amateur Radio Service for the preparation and administration of Amateur Radio Service operator examinations.

II. Background

2. On September 13, 1982, Congress enacted legislation (Pub. L. 97-259) amending the Communications Act of 1934, as amended. The amendments enacted on that date included amendments to Section 4(f) of the Communications Act of 1934 (47 U.S.C. 154(f)) allowing the Commission to accept and employ the vountary and uncompensated services of individuals who hold an amateur station operator license in the preparation and administration of Amateur Radio Service operator examinations.

3. Specifically, Congress amended 47 U.S.C. 154(f) to add a new paragraph 4, which states, in pertinent part:

(4)(A) The Commission, for purposes of preparing any examination for an amateur station operator license, may accept and employ the voluntary and uncompensated services of any individual who holds an amateur station operator license of a higher class than the class license for which the examination is being prepared. In the case of examinations for the highest class of amateur station operator license, the Commission may accept and employ such services of any individual who holds such class of license.

(B) The Commission, for purposes of administering any examination for an amateur station operator license, may accept and employ the voluntary and uncompensated services of any individual who holds an amateur station operator license of a higher class than the class license for which the examination is being conducted. In the case of examination for the highest class of amateur station operator license, the Commission may accept and employ such services of any individual who holds such class of license. Any person who owns a significant interest in, or is an employee of, any company or other entity which is engaged in the manufacture or distribution of equipment used in connection with amateur radio transmission, or in the preparation or distribution of any publication used in preparation for obtaining amateur station operator licenses, shall not be eligible to render any service under this paragraph.

4. On October 22, 1982, the American Radio Relay League, Incorporated (ARRL) filed a Petition for Rule Making requesting the issuance of a Notice of Proposed Rule Making to implement those portions of Public Law 97-259 "which authorize the Commission to accept and employ the voluntary and uncompensated services of certain Amateur Radio Service licensees to prepare and administer examinations for applicants for licenses in the Amateur Radio Service." The Capitol Hill Amateur Radio Society (CHARS), the Quarter Century Wireless Association (QCWA) and the ARRL filed comments supportive of issuance of a Notice of Proposed Rule Making authorizing the use of "volunteer examiners" in the Amateur Radio Service.[1]

III. The ARRL Proposal

5. The ARRL, in its Petition for Rule Making, proposes a scheme of regulation which would permit amateur operator examinations to be voluntarily administered only by those amateur licensees "accredited by the Commission or accredited by Amateur Radio organizations designated by the Commission to coordinate the efforts of volunteer examiners." [Proposed Section 97.28(a).] The only organizations which would be allowed to accredit volunteers would be those which are "non-profit educational organizations" which could "provide examination opportunities throughout the country." [Proposed section 97.28(a)(3).] The Commission would accredit only those organizations which document in detail procedures and ability to (a) establish examinations regularly in every section of the country; (b) produce and distribute code and written examinations; and (c) demonstrate a long-term commitment to the volunteer examiner program by detailing the personnel and monetary resources available to the program. [Proposed Section 97.28(a)(3)(a)-(c) (sic).]

6. The exam itself, under the ARRL proposal, would be administered by three amateurs "accredited" by the chosen organization or organizations (or by the F.C.C. itself), one of whom would have to be an Amateur Extra Class licensee regardless of the class examination to be administered.

IV. Summary of Comments

7. CHARS urged the Commission to expeditiously grant the ARRL's petition and to issue a Notice of Proposed Rule Making "in order that all possible comments and alternatives may be considered as soon as possible so that the purpose of the law, to ensure that there exist sufficient amateur examination opportunities nationwide, may be carried out in the wisest possible manner." CHARS Comments, at 1. Nonetheless, CHARS proposed certain alternatives to the ARRL's proposed regulatory scheme.

8. Specifically, CHARS offers the following alternatives to the ARRL *Petition:* (1) Administering telegraphy elements 1(B) and 1(C) in the same manner as we now administer telegraphy element 1(A); (2) allowing any three qualified amateur radio operators to prepare a written exam from an authorized pool of questions and to administer it, rather than mandating preparation of examinations by an "accredited organization;" (3) possibly requiring random question selection for each individual examination; (4) only requiring one or more Amateur Extra Class examiners for Amateur Extra Class examinations; (5) using the exact conflict-of-interest language in the rules that is in the statute; (6) proposing rules with explicit sanctions; (7) requiring volunteer examiners to be U.S. citizens or permanent residents and/or requiring that examinations be administered in a U.S. jurisdiction; (8) making one volunteer examiner of every three-examiner panel a "chief examiner;" (9) instead of sending the license issued by the FCC to the licensee, sending it to the "chief examiner;" and (10) having a

[1] Radio School, Incorporated (RSI), submitted late-filed comments in support of the ARRL's Petition for Rule Making, and petitioned for an extension of time to file the comments. The petition for an extension of time is denied and RSI's comments will not be accepted for filing. RSI will have ample opportunity to comment on substantive issues relating to an amateur radio operator volunteer examination program during the course of this notice and comment proceeding.

phase-in period for a system of volunteer examiners.

9. QCWA was "basically supportive" of the ARRL's Petition for Rule Making. QCWA indicated that "there should be one primary national organization which should constitute the central point for dissemination and collection of examinations materials, and act as liaison with the Commission licensing staff." QCWA Comments, at 2.

10. The ARRL filed Comments in support of its Petition. These comments indicated that: (1) notwithstanding our *Notice of Proposed Rule Making* in PR Docket No. 82-727, (FCC 82-457), November 4, 1982, where we outlined a proposed volunteer licensing procedure for Novice telegraphy and written examinations, the ARRL would incorporate Novice volunteer examinations within the system it proposed in its *Petition* in this proceeding; (2) the ARRL wants the FCC to retain rules allowing FCC preparation and administration of Amateur operator examinations, where needed, even if a system of volunteer assistance is adopted; (3) the ARRL would give the coordinating organization the authority to issue interim Amateur permits, with Amateur operators adding a suffix to their call signs designating their new privileges, with the suffix linked to a particular examination session and examination team; and (4) the coordinating organization should be able to issue code credit certificates.

V. Discussion

11. There are five classes of amateur radio operator licenses with admission to higher license classes contingent upon the satisfactory completion of progressively more challenging examinations. For each class of amateur radio operator license, an applicant must have successfully completed one of three levels of a telegraphy proficiency examination, together with one to four written examinations. Except for Novice class telegraphy and written examinations, these examinations are presently administered by FCC personnel, generally at Field Operations Bureau offices.

12. In recently enacting Pub. L. 97-259, Congress recognized that due to "resource and personnel reductions, the opportunity to take amateur license examinations is extremely limited. In some areas of the United States, amateur examinations can only be given once per year as a result of shortages of personnel in the Commission's Field Operations Bureau. Should a person not pass an amateur examination the first time, up to two years can pass without an individual having an amateur license." *Congressional Record—House*, August 19, 1982, at H6537. In response to budget constraints, the Field Operations Bureau has been forced to close offices and to release office space formerly used as examination rooms. Funding shortfalls have also restricted the Bureau's ability to hire enough examiners, and to fill vacant examiners' jobs. The results have been, necessarily, large cutbacks in the frequency of amateur operator examinations and in the number of remote points at which they are given. It was for these reasons that Congress enacted the legislation permitting us to accept the voluntary and uncompensated assistance of certain amateur licensees for the administration of amateur examinations.

13. Additionally, resource and personnel reductions have constrained us from sufficiently revising and updating amateur written examinations. This has resulted in compromise of our present examinations. Congress noted that "at least one firm has published study aids which include the exact questions contained in current FCC amateur license exams. This has enabled some to pass amateur exams on the basis of rote memory rather than an understanding of FCC regulations." *Id.* As a result, Congress also enacted the legislation permitting the Commission to accept the voluntary and uncompensated assistance of certain amateur licensees for the preparation of amateur examinations, notwithstanding any contrary provision of law. See generally, 31 U.S.C. 665(d).

14. We concur with the concerns of Congress prompting enactment of this legislation, and we concur with the ARRL, CHARS and QCWA that this legislation should be implemented at the earliest possible time to assure the integrity and the broadest availability of amateur exams. We herein propose to adopt rules to accept the assistance of certain voluntary and uncompensated individuals for purposes of preparing and administering amateur operator examinations other than Novice Class telegraphy and written examinations. We already have an ongoing volunteer examination program for Novice Class licenses and expansion of that program is the subject of a Notice of Proposed Rule Making in PR Docket 82-727, adopted October 21, 1982; FCC 82-457; 47 FR 51901, November 18, 1982. The Novice program is not likely to be subject to possible abuse nor to need constraints to assure against compromise of the examinations. Such constraints are necessary in a volunteer program for amateur operator examinations conferring greater rights and privileges. Therefore, we do not, at this time, propose to make procedures for Novice Class operator examinations subject to this proceeding. Should we adopt rules like those proposed, and should the program prove successful, we could consider incorporating the Novice Class volunteer program within this one at a later date.

VI. Proposal

15. Consistent with the legislation discussed above, we are, in the attached *Appendix*, proposing rules to implement programs to accept voluntary and uncompensated assistance in the administration and preparation of amateur examinations. None of these volunteers will be considered by reason of having provided voluntary services to be employees of the Federal Government for any purpose.

16. We also propose to create Volunteer-Examiner Coordinators (VEC's) which would be voluntary but national in scope, as "umbrella" entities to coordinate and lend consistency to the efforts of amateur volunteers nationwide. We are of the view that such organizations are necessary to accomplish the intent of the legislation; otherwise, rather than coordinating the efforts of our limited number of Field Operations Bureau district offices administering examinations, we would, instead, be expending much greater administrative resources in day-to-day dealings with hundreds or thousands of separate volunteer examiners nationally. We believe that VEC's interposed between the Commission and the volunteer examiners will lend consistency to the program by acting as coordinators of volunteer efforts, by reducing Commission and individual examiner overhead and paperwork burdens, and by approving volunteers and verifying their results. We believe VEC's will more fully accomplish the goal of the legislation—to provide for greater access of the general public to amateur operator examinations.

17. We believe that the new legislation [47 U.S.C. 154(f)] was intended to embrace the services of organizations such as the ARRL, the QCWA, the Institute of Electrical and Electronics Engineers, Inc. (IEEE), and the OMIK Electronic Communications Association (a national organization of minority amateur radio operators) as VEC's.[2] In accrediting volunteers, VEC's

[2] 47 U.S.C. 154(f)(4)(G) states: "The Commission, in accepting and employing services of individuals under subparagraphs (A), (B) and (C), shall seek to achieve a broad representation of individuals and organizations interested in amateur station operation.

would not be permitted to vicariously or invidiously discriminate, but would be limited to determining whether a prospective volunteer examiner met minimum statutory qualifications and was otherwise qualified to prepare or administer an examination. VEC's may promulgate accreditation standards based upon competency, honesty and efficiency. The FCC may refuse to accept the services of any volunteer examiner.

18. The rules we propose are designed to assure that for either telegraphy or written examinations, the persons administering the exam will be amateur radio operator licenees of a higher class than those taking the exam, or, in the case of the highest class, licensees of the same class. We would not accept, for the purpose of administering amateur examinations, the voluntary and uncompensated services of any person who owns a significant interest in, or is an employee of, any company or other entity which is engaged in the manufacture or distribution of equipment used in connection with amateur radio transmissions, or in the preparation or distribution of any publication used in preparation for obtaining amateur station operator licenses.

19. In the area of preparation of written examinations, we propose "to accept suggested questions for various classes of amateur license exams from the licensees themselves or from amateur radio operator organizations, . . .". Id. We would review these questions and issue lists of approved questions for each license class from the nine general subjects covered in the Commission's *Study Guide for the Amateur Radio Operator License Examinations*. These subjects are: Rules and Regulations, Electrical Principles, Signals and Emissions, Circuit Components, Practical Circuits, Operating Procedures, Antennas and Feedlines, Radio Wave Propagation, and Amateur Radio Practice.

20. The Commission would design written examinations for all classes except the Novice Class by selecting questions from the list of questions approved by the Commission. VEC's would assemble, print and distribute written examinations for all classes except the Novice Class.

21. The ARRL suggests that we permit coordinating organizations to issue interim amateur permits by the same rationale we "permit" land mobile coordinating committees (such as the National Association of Business and Educational Radio [NABER]) to "issue" temporary permits. We do *not* permit private land mobile organizations to issue temporary or permanent licenses. We *do* permit temporary operation by otherwise qualified eligibles in certain private land mobile services who (1) have already filed an application with the Commission, (2) have filled out a temporary permit (which they keep as part of their station records), and (3) are using already existing facilities. *See Temporary Licensing, 800 MHz*, 89 FCC 2d 638 (April 6, 1982); *see also Report and Order*, FCC 80-887, PR Docket No. 79-338 (Sept. 4, 1980) *aff'd Telocator Network of America* v. *FCC* (D.C. Cir. Aug. 14, 1981), Docket No. 80-2182. We authorize this temporary operation because there is no public interest benefit in prohibiting applicants who have demonstrated their eligibility from operating solely because of licensing delays. Consistent with this type of temporary authority, we propose to permit already licensed amateur radio operators who have qualified, by passing the appropriate examination(s), for a higher class of amateur radio operator license, and who have presented their applications to the examiners, to temporarily operate their existing amateur radio stations consistent with the rights and privileges of the higher operating class for which they have filled out the information required of amateur radio operator licensees on FCC Form 610, and provided that they have proof of passing the appropriate examination(s) at their station locations.

22. We expect that VEC's will have some method of keeping track of who has passed any given examination, and of certifying successful completion of an examination to the applicant. The VEC's, at their option, may establish procedures for giving exam credit to applicants who have passed the telegraphy portion, but who have failed the written portion, of a given examination.

VII. Procedural Matters

23. For purposes of this non-restricted notice and comment rule making proceeding, members of the public are advised that *ex parte* contacts are permitted from the time the Commission adopts a Notice of Proposed Rule Making until the time a public notice is issued stating that a substantive disposition of the matter is to be considered at a forthcoming meeting or until a final Order disposing of the matter is adopted by the Commission, whichever is earlier. In general, an *ex parte* presentation is any written or oral communication (other than formal written comments/pleadings and formal oral arguments) between a person outside the Commission and a Commissioner or a member of the Commission's staff which addresses the merits of the proceedings. Any person who submits a written *ex parte* presentation must serve a copy of that presentation on the Commission's Secretary for inclusion in the public file. Any person who makes an oral *ex parte* presentation addressing matters not fully covered in any previously-filed written comments for the proceeding must prepare a written summary of that presentation; on the day of oral presentation, that written summary must be served on the Commission's be served on the Commission's Secretary for inclusion in the public file, with a copy to the Commission official receiving the oral presentation. Each *ex parte* presentation must also state by docket number the proceeding to which it relates. See generally, Section 1.1231 of the Commission's rules, 47 CFR 1.1231. A summary of the Commission's procedures governing *ex parte* contacts in informal rule makings is available from the Commission's Consumer Assistance Officer, FCC Washington, DC 20554, (202) 632-7000.

24. Authority for issuance of this Notice is contained in Sections 4(i) and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i) and 303(r). Pursuant to applicable procedures set forth in Section 1.415, 47 CFR 1.415, of the Commission's Rules, interested persons may file comments on or before April 8, 1983, and reply comments on or before May 9, 1983. All relevant and timely comments will be considered by the Commission before final action is taken in this proceeding. In reaching its decision, the Commission may take into consideration information and ideas not contained in the comments, provided that such information or a writing indicating the nature and source of such information is placed in the public file, and provided that the fact of the Commission's reliance on such information is noted in the Report and Order.

25. In accordance with § 1.419 of the Commission's Rules, 47 CFR 1.419, formal participants must file an original and five copies of their comments and other materials. Participants who wish each Commissioner to have a personal copy of their comments should file an original and eleven copies. Members of the general public who wish to express their interest by participating informally may do so by submitting one copy. All comments are given the same consideration, regardless of the number of copies submitted. Each set of comments must state on its face the proceeding to which it relates (PR Docket Number) and should be submitted to: The Secretary, Federal Communications Commission,

Washington, DC 20554. All documents will be available for public inspection during regular business hours in the Commission's Public Reference Room at its headquarters in Washington, D.C.

26. In accordance with Section 605 of the Regulatory Flexibility Act of 1980 (5 U.S.C. 605) the Commission certifies that these rules would not, if promulgated, have a significant economic impact on a substantial number of small entities, because these entities may not use the Amateur Radio Service for commercial radio communication (*see* 47 CFR 97.3(b)), and because these rules would have no foreseeable impact on manufacturers of Amateur Radio Service equipment.

VIII. Ordering Clause.

27. It is ordered that the Secretary shall cause a copy of this Notice to be served upon the Chief Counsel for Advocacy of the Small Business Administration and that the Secretary shall also cause a copy of this Notice to be published in the **Federal Register.**

28. For information on this proceeding, contact John Borkowski, Federal Communications' Commission, Private Radio Bureau, Washington, DC 20554, (202) 632-4964.

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

Federal Communications Commission.

William J. Tricarico,

Secretary.

Appendix

PART 0—[AMENDED]

Parts 0, 1 and 97 of the Commission's Rules are amended as follows:

1. Paragraph (a) of § 0.483 is revised to read:

§ 0.483 Applications for amateur or commercial radio operator licenses.

(a) Application for a new or upgraded amateur operator license shall be submitted to the examiners prior to the examination (See § 97.26). The examiners are required to submit the applications of persons passing their respective examinations to the Commission (for Novice Class operator licenses) or to the Volunteer-Examiner Coordinator (for all other Amateur operator licenses). All other applications for amateur radio licenses shall be submitted to the Federal Communications Commission, Gettysburg, Pennsylvania 17325. Only one copy of the application is required.

* * * * *

2. A new § 0.484 is added to read:

§ 0.484 Amateur radio operator examination points.

Generally, examinations for amateur radio operator licenses shall be administered at locations and times specified by volunteer examiners. When the FCC conducts examinations for amateur raduo operator licenses, they shall take place at locations and times designated by the FCC.

3. The heading of § 0.485 is revised to read:

§ 0.485 Commercial radio operator examinations.

* * * * *

PART 1—[AMENDED]

4. Paragraph (a) of § 1.912 is revised to read:

§ 1.912 Where applications are to be filed.

(a) Applications for any class of new or upgraded amateur operator license shall be submitted to the examiners prior to the examination. (See § 97.26) The examiners are required to submit the applications of persons passing their respective examinations to the Commission (for Novice Class operator licenses) or to the Volunteer-Examiner Coordinator (for all other Amateur operator licenses). All other applications for amateur radio licenses shall be submitted to the Federal Communications Commission, Gettysburg, Pennsylvania 17325. Only one copy of the application is required.

* * * * *

5. Paragraph (e) of § 1.925 is revised to read:

§ 1.925 Application for special temporary authorization, temporary permit, temporary operating authority, or interim amateur permit.

* * * * *

(e) Upon successful completion of an Amateur Radio Service operator examination, an applicant already licensed in the Amateur Radio Service may operate his/her amateur radio station pending issuance of his/her permanent amateur station and operator licenses by the Commission for a period of 90 days or until issuance of the permanent operator and station licenses, whichever comes first, consistent with the rights and privileges of the higher operating class for which the applicant has passed the appropriate examination(s), provided that the applicant retains the certificate(s) issued by a VEC for successful completion of the examination(s) at the station location, and provided that the applicant uses an identifier code provided by a VEC as a suffix to his/her present call sign.

* * * * *

6. Section 1.934 is revised to read:

§ 1.934 Procedure with respect to amateur radio operator license.

Each candidate for an amateur radio license which requires the applicant to pass one or more examination elements must present the examiner(s) with a properly completed FCC Form 610 prior to the examination. Upon completion of the examination, the examiner(s) will immediately grade the test papers. If the applicant is successful, the examiner(s) will forward the candidate's application to: (1) The Commission's Gettysburg, Pennsylvania facility for an application for a Novice Class operator license, or (2) a Volunteer-Examiner Coordinator (VEC) for all other classes of operator licenses. A VEC will then issue a certificate for successful completion of an amateur radio operator examination, and will forward the application to the Commission's Gettysburg, Pennsylvania facility.

PART 97—[AMENDED]

7. New § 97.26 is added to read:

§ 97.26 Examination procedure.

(a) Each examination for an amateur radio operator license shall be administered at a location and a time specified by the examiners.

(b) The examiners must be present and observing the candidate throughout the entire examination.

(c) The examiners will be responsible for the proper conduct and necessary supervision during each examination.

(d) Each candidate for an amateur radio license, which requires the applicant to pass one or more examination elements, must present the examiners with a properly completed FCC Form 610 prior to the examination.

(e) The candidate shall comply with the instructions given by the examiners. The examiners must immediately terminate the examination upon failure of the candidate to comply with the examiners' instructions.

(f) At the completion of the examination, the candidate shall return all test papers to the examiners.

8. Section 97.27 is revised to read:

§ 97.27 Examination preparation.

(a) Each Novice code test (Element 1(A)) shall be prepared by the examiner. The examiner must hold an Amateur Extra, Advanced, or General Class operator license. The test shall be such as to prove the applicant's ability to send correctly by hand and to receive

correctly by ear texts in the international Morse code at the rate of five (5) words per minute. Subjects for this code test may include the twenty-six letters of the alphabet, the numerals 0–9, the period, the comma, the question mark, AR, SK, BT, and DN.

(b) The general code test and the expert's code test (Elements 1(B) and 1(C)) shall be prepared by the examiners. The test shall be such as to prove the applicant's ability to send correctly by hand and to receive correctly by ear texts in the international Morse code at not less than the prescribed speed. Subjects for these code tests may include the twenty-six letters of the alphabet, the numerals 0–9, the period, the comma, the question mark, AR, SK, BT, and DN.

(c) Each written test for the Novice Class operator license shall be prepared by the examiner. The test shall be such as to verify the candidate's knowledge of each general subject area listed for the Element 2 test in the Commission's *Study Guide for the Amateur Radio Operator License Examinations* (PR Bulletin 1035, latest date of issue), but need not be limited to the list of questions approved by the Commission for Element 2 (PR Bulletin —, latest date of issue).

(d) Each written test, except for the Novice Class operator license, will be designed by the Federal Communications Commission (FCC). The FCC will select questions for each test from the list of questions approved by the Commission (PR Bulletin —, latest date of issue). Volunteer-Examiner Coordinator (VEC's) and Amateur radio operators may suggest questions to be included on this list by submitting them in accordance with the instructions in PR Bulletin 1035. VEC's and Amateur radio operators holding Amateur Extra Class licenses may submit questions for any written examination element. Amateur radio operators holding Advanced Class licanses may only submit questions for Element 2 and 3. Amateur radio operators holding General Class or Technician Class licenses may only submit questions for Element 2. For any given written examination element, the percentage of questions on each subject shall be specified in PR Bulletin 1035.

9. Section 97.28 is revised to read:

§ 97.28 Examination administration.

(a) Unless otherwise prescribed by the Commission, each examination for an amateur radio operator license (except the Novice Class operator license) shall be administered by three accredited volunteer examiners (see § 97.30). There will be a team chief. The team chief must hold an Amateur Extra Class operator license. The other two accredited volunteer examiners must hold Amateur Extra Class operator licenses, unless: (1) They are administering telegraphy element 1(A), in which case they may hold Amateur Extra Class, Advanced Class or General Class radio operator licenses, or (2) they are administering written examination elements 2 or 3, in which case they may hold Amateur Extra Class or Advanced Class radio operator licenses.

(b) Unless otherwise prescribed by the Commission, each examination for the Novice Class operator license shall be administered by one volunteer examiner. The examiner does not have to be accredited. The volunteer examiner must hold a current General, Advanced or Amateur Extra Class operator license issued by the Commission.

(c) Each team chief shall maintain a record of each examination he/she administers. This record shall be maintained in the team chief's station records for one year following the administration of the examination. This record shall be made available to the Commission upon request. The record shall include:

(1) Candidate's name and address;

(2) Candidate's amateur radio station call sign (if any);

(3) Examination location and date administered;

(4) The examination papers;

(5) The examination grades; and

(6) Names of other examiners also administering the examination.

(d) Upon completion of the examination, the examiners shall immediately grade the test papers.

(e) When the candidate does not score a passing grade on an examination element, the examiners shall so inform the candidate and return the application (see § 97.26) to the candidate.

(f) When the candidate scores a passing grade on all examination elements required for the class operator license sought (see § 97.23), the examiners shall certify to the following information on the candidate's application form (see § 97.26):

(1) Examiners' names, addresses and amateur radio station call signs;

(2) Examiners' qualifications to administer the examination (see § 97.30); *and*

(3) Examiners' signed statements that the applicant has passed the required examination elements.

(g) Within ten days of the administration of a successful examination for the Novice Class operator license, the examiner shall submit the candidate's application to: Federal Communications Commission, Gettysburg, Pennsylvania 17325.

(h) Within ten days of the administration of a successful examination for the Technician, General, Advanced, or Amateur Extra Class operator license, the examiners shall submit the candidate's application to a Volunteer—Examiner Coordinator.

10. A new § 97.29 is added to read:

§ 97.29 Examination grading.

(a) Each examination element shall be graded separately by the examiners.

(b) An applicant passes a written examination if he/she answers at least 74 percent of the questions correctly.

(c) An applicant passes a code element examination if he/she proves his/her ability to send correctly by hand and to receive correctly by ear texts in the international Morse code at not less than the prescribed speed.

11. A new § 97.30 is added to read:

§ 97.30 Volunteer examiner requirements.

(a) Each volunteer examiner administering an examination for an amateur radio operator license must be at least 18 years of age and unrelated to the candidate.

(b) Any person who owns a significant interest in, or is an employee of, any company or other entity which is engaged in the manufacture or distribution of equipment used in connection with amateur radio transmissions, or in the preparation or distribution of any publication used in preparation for obtaining amateur station operator licenses, is ineligible to be a volunteer examiner.

(c) Each volunteer examiner shall be uncompensated for his/her services.

(d) Each volunteer examiner administering an examination for the Technician, General, Advanced or Amateur Extra Class operator license must be accredited by the Volunteer-Examiner Coordinator (see Subpart I).

§ 97.31 [Reserved]

12. Section 97.31 is removed and reserved.

13. A new Subpart I is added to Part 97 to read, as follows:

Subpart I—Volunteer-Examiner Coordinators

General

Sec.

97.501 Purpose.

97.503 Definitions.

97.505 Applicability of rules.

Volunteer-Examiner Coordinator Functions

97.511 Agreement required.

97.513 Scheduling of examinations.

97.515 Coordinating volunteer examiners.

Sec.
97.517 Written examinations.
97.519 Examination procedures.
97.521 Evaluation of questions.
97.523 Identification of applicants passing examinations.

Authority: 47 U.S.C. 154(i) and 303(r).

Subpart I—Volunteer-Examiner Coordinators

General

§ 97.501 Purpose.

The rules in this subpart are designed to provide for the establishment of volunteer-examiner coordinators to coordinate the efforts of volunteer examiners in preparing and administering examinations for amateur radio operator licenses.

§ 97.503 Definitions.

For the purpose of this subpart, the following definitions are applicable:

(a) *Volunteer-examiner coordinator* (VEC). An entity which has entered into an agreement with the Federal Communications Commission to coordinate the efforts of volunteer examiners in preparing and administering examinations for amateur radio operator licenses.

(b) *Volunteer-examiner.* An amateur radio operator who prepares or administers examinations to applicants for amateur radio operator licenses (see § 97.30).

§ 97.505 Applicability of rules.

These rules apply to each entity that serves as a volunteer examiner coordinator.

Volunteer-Examiner Coordinator Functions

§ 97.511 Agreement required.

No entity may serve as a VEC until that entity has entered into a written agreement with the Federal Communications Commission to do so. The VEC must abide by the terms of that agreement.

§ 97.513 Scheduling of examination.

A VEC will coordinate the dates and times for scheduling examinations (see § 97.26) throughout the areas where communications are regulated by the Federal Communications Commission. A VEC may also coordinate the scheduling of testing opportunities at other places.

§ 97.515 Coordinating volunteer examiners.

A VEC will accredit amateur radio operators, licensed by the Federal Communications Commission, as volunteer examiners (see § 97.30). A VEC will seek to recruit a broad representation of amateur radio operators to be volunteer examiners. A VEC may not discriminate in accrediting volunteer examiners on the basis of race, sex, religion or national origin. A VEC may not refuse to accredit a volunteer on the basis of membership in an amateur radio organization. A VEC may refuse to accredit an amateur radio operator volunteering to be an examiner if:

(a) The volunteer examiner does not meet minimum statutory qualifications or minimum qualifications as prescribed by the rules;

(b) The FCC refuses to accept the voluntary and uncompensated services of the volunteer examiner;

(c) The VEC determines that the volunteer is not competent to perform the function for which he/she volunteered;

(d) The VEC determines that questions of the volunteer's integrity or honesty could compromise the examination(s); *OR*

(e) The VEC determines that no additional volunteers are needed.

§ 97.517 Written examinations.

A VEC will assemble, print and distribute written examinations designed by the FCC (see § 97.27(d)).

§ 97.519 Examination procedures.

At the completion of each examination, a VEC will collect the candidates' application forms and test results from the volunteer examiners (see § 97.28(h)). A VEC will:

(a) Make a record of the date and place of the test; the names of the volunteer examiners and their qualifications; the names of the candidates; the test results; and, related information.

(b) Screen the application for completeness and authenticity.

(c) Forward the application to: Federal Communications Commission, Licensing Division, Private Radio Bureau, Gettysburg, Pennsylvania 17325.

§ 97.521 Evaluation of questions.

A VEC will be expected to evaluate the clarity and accuracy of examination questions on the basis of experience, and to bring ambiguous or inaccurate questions to the attention of the Commission, with a recommendation on whether to revise the question or to delete the question from the Commission's list of approved questions.

§ 97.523 Identification of applicants passing examinations.

(a) A VEC will issue a certificate for successful completion of an amateur radio operator examination.

(b) The VEC issuing a certificate for successful completion of an examination will establish a unique identifier code for each testing session. The identifier code will be appended as a suffix to the licensee's call sign (see § 97.84(f)).

[FR Doc. 83-4788 Filed 2-24-83; 8:45 am]
BILLING CODE 6712-01-M

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 227

Review of Special Rules on Sea Turtles

AGENCY: National Oceanic and Atmospheric Administration, Commerce.

ACTION: Extension of comment period.

SUMMARY: A notice was published (48 FR 4243, January 3, 1983) stating that special rules concerning sea turtles (50 CFR 227 Subpart D) were being reviewed. On February 4, 1983 (48 FR 5285) the service extended the comment period to February 22, 1983. The comment period is hereby extended to March 9, 1983.

DATE: Comments must be received by March 9, 1983.

ADDRESS: Please address corespondence to the U.S. Fish and Wildlife Permit Office, P.O. Box 3654, Arlington, Virginia 22203. Information on this notice is available for review during the hours 7:45 a.m. to 4:15 p.m., Monday through Friday except holidays in Room 601, 1000 N. Glebe Road, Arlington, Virginia.

FOR FURTHER INFORMATION CONTACT:

Mr. Robert Batky, Staff Biologist, U.S. Fish and Wildlife Service, Federal Wildlife Permit Office, P.O. Box 3654, Arlington, Virginia 22203 (703/235-1903), or

Mr. Charles Karnella, National Marine Fisheries Service, Office of Protected Species and Habitat Conservation, U.S. Department of Commerce, Washington, D.C. 20235 (202/634-7471)

List of Subjects in 50 CFR Part 227

Endangered and threatened wildlife.

Dated: February 18, 1983.

Richard B. Roe,

Acting Director, Office of Protected Species and Habitat Conservation, National Marine Fisheries Service.

[FR Doc. 83-4787 Filed 2-24-83; 8:45 am]
BILLING CODE 3510-22-M

50 CFR Part 285

Atlantic Tuna Fisheries; Public Meetings

AGENCY: National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of public meetings.

SUMMARY: The National Oceanic and Atmospheric Administration (NOAA) announces a series of public meetings on proposed revisions to the rules governing the domestic Atlantic bluefin tuna fishery. NOAA anticipates publishing the proposed rules in the **Federal Register** prior to the conduct of these meetings.

DATES: Individuals or organizations wishing to comment may do so at public meetings to be held as follows:

March 14—Madiera Beach, Florida; Long Island, New York

March 15—Norfolk, Virginia; West Long Branch, New Jersey; Ft. Pierce, Florida

March 17—Peabody, Massachusetts

ADDRESSES: Public meetings on the proposed revisions to Subparts A and B of 50 CFR Part 285 will be held on dates and times, and at the locations listed below.

HEARING LOCATIONS:

Date	Location	Time
Mar. 14	Madiera Beach City Hall, 300 Municipal Drive, Madiera Beach, FL 33708, Tel: 813/39-9951.	7 p.m. to 9:30 p.m.
Mar. 14	Holiday Inn of Riverhead, Route 25, Riverhead Long Island, NY 11901, Tel: 516/369-2200.	7 p.m. to 9:30 p.m.
Mar. 15	Quality Inn-LakeWright, 6280 North Hampton Blvd., Norfolk VA 23502, Tel: 804/461-6251.	7 p.m. to 9:30 p.m.
Mar. 15	Holiday Inn, Route 36, West Long Branch, NJ 97764, Tel: 201/229-9000.	7 p.m. to 9:30 p.m.
Mar. 15	Best Western Exec. Inn, 3224 South US 1, Ft. Pierce, FL 33450, Tel: 305/465-7000.	7 p.m. to 9:30 p.m.
Mar. 17	Holiday Inn, Route 1, Newbury Street, Peabody, MA 01960, Tel: 617/535-4600.	7 p.m. to 9:30 p.m.

FOR FURTHER INFORMATION CONTACT: Mr. William C. Jerome, Jr., 617-281-3600, extension 325; or Mr. David S. Crestin, 617-281-3600, extension 253.

SUPPLEMENTARY INFORMATION: The Atlantic Tunas Convention Act requires that necessary rules be promulgated to implement recommendations of the International Commission for the Conservation of Atlantic Tunas (ICCAT). In autumn 1982, ICCAT recommended increasing the total quota for Atlantic bluefin tuna in the western Atlantic Ocean from 1,279 short tons (st) to 2,931 st. NOAA will be issuing proposed rules based on this recommendation to increase the annual quota of Atlantic bluefin tuna available to U.S. fishermen from 667 st to 1,529 st. The proposed rules will discuss increases in the quotas for specific segments of the fishery based on the total amount of Atlantic bluefin tuna available to the United States. The purpose of these increases will be to allow the collection of more complete biological information for stock monitoring purposes, while keeping the total harvest at a conservative level. NOAA desires to have public comment on these proposed rules.

List of Subjects in 50 CFR Part 285

Administrative practice and procedure, Fish, Fisheries, Fishing, Imports, International organizations, Penalties, Reporting requirements.

(16 U.S.C. 971—*et seq*)

Dated: February 21, 1983.

Roland Finch,

Director Office of Fisheries Management, National Marine Fisheries Service.

[FR Doc. 83-4766 Filed 2-24-83; 8:45 am]

BILLING CODE 3510-22-M

Notices

Federal Register
Vol. 48, No. 39
Friday, February 25, 1983

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

DEPARTMENT OF AGRICULTURE

Forest Service

Montana; Kootenai National Forest Plan Draft Environmental Impact Statement

AGENCY: Forest Service, USDA.

ACTION: Extension of public review period for the Kootenai National Forest Plan Draft Environmental Impact Statement.

SUMMARY: The period of public review for the Kootenai National Forest Draft Environmental Impact Statement has been extended until April 15, 1983.

ADDRESS: Requests for further information should be addressed to: William Morden, Supervisor, Kootenai National Forest, P.O. Box AS, Libby, MT 59923.

Tom Coston,

Regional Forester.

[FR Doc. 83-4559 Filed 2-24-83; 8:45 am]

BILLING CODE 3410-11-M

Rural Electrification Administration

Cordova Electric Cooperative; Finding of No Significant Impact

AGENCY: Rural Electrification Administration, USDAB.

ACTION: Notice of finding of no significant impact.

SUMMARY: Notice is hereby given that the Rural Electrification Administration (REA) pursuant to the National Environmental Policy Act of 1969, the Council on Environmental Quality regulations (40 CFR Parts 1500–1580), and REA's Bulletin 20–21:320–21, Environmental Policies and Procedures, has made a Finding of No Significant Impact (FONSI) with respect to proposed financing assistance to Cordova Electric Cooperative (CEC) of Cordova, Alaska, for installation of a new 2.5 MW diesel electric generator, relocation of an old 2.5 MW unit and construction of related facilities at the Ocean Dock site in the village of Cordova, Alaska.

FOR FURTHER INFORMATION CONTACT: REA's FONSI and Environmental Assessment (EA) along with CEC's Borrower's Environmental Report (BER) and other related material may be reviewed at or requested from the Office of the Director, Western Area-Electric, Room 3304, South Agriculture Building, Washington, D.C. 20250, telephone (202) 382–8848, or the office of CEC, (Mr. W. D. Bechtel, General Manager) Box 20, Cordova, Alaska 99574, telephone (907) 424–3131.

SUPPLEMENTARY INFORMATION: REA reviewed the VER submitted by CEC and determined that it represents an accurate evaluation of the environmental impacts of the proposed project. REA has determined that the proposed project will have no effect on cultural resources, threatened or endangered species or prime farmland and no significant adverse effect to air quality, water quality, floodplains or wetlands. Most impacts will be restricted to the construction phase of the project and, overall, the construction and operation will have no unacceptable impacts to the environment.

A number of alternatives were considered, including no action, rebuilding the existing plant, use of alternative forms of energy, alternative sites, and energy management and conservation. REA finds that the proposed project is an acceptable alternative since it meets CEC's needs with a minimum adverse environmental impact.

Based upon the BER and other related data, REA prepared an EA and FONSI concerning the proposed construction. It is REA's view that the proposed financing assistance for construction of the project will not be a major Federal action that will significantly affect the quality of the human environment.

In accordance with REA's Bulletin 20–21:320–21, CEC advertised the availability of the BER in the Cordova Times, Cordova, Alaska, a local newspaper. Comments were solicited and the public was given 30 days to reply. No comments were received.

This program is listed in the Catalog of Federal Domestic Assistance as 10.850—Rural Electrification Loans and Loan Guarantees.

Dated: February 14, 1983.

Harold V. Hunter,

Administrator.

[FR Doc. 83-4475 Filed 2-24-83; 8:45 am]

BILLING CODE 3410-15-M

Deseret Generation and Transmission Cooperative, Utah; Information Supplement

AGENCY: Rural Electrification Administration, USDA.

ACTION: Availability of information supplement.

SUMMARY: Notice is hereby given that the Rural Electrification Administration (REA) has prepared an Information Supplement (IS) in connection with the proposed rerouting of approximately 75.2 km (47 miles) of 345/138 kV and 345 kV transmission line by the Deseret Generation and Transmission Cooperative (Deseret). The rerouting is proposed for portions of the Bonaza-Upalco 345/138 kV transmission line and the Upalco-Mona 345 kV transmission line in Uintah and Duchesne Counties, Utah.

FOR FURTHER INFORMATION CONTACT: Mr. William E. Davis, Director, Western Area—Electric, Rural Electrification Administration, Room Number 3304, 14th and Independence Ave., Washington, D.C. 20250, telephone number (202) 382–8848.

SUPPLEMENTARY INFORMATION: Deseret submitted an Environmental Assessment (EA) which has been reviewed and accepted by the Bureau of Land Management (BLM). The proposed changes consist of rerouting sections of the approved transmission line between the following end points: Bonanza-Upalco 345/138 kV; and Upalco-Mona 345 kV. The total length of the rerouted sections is 75.2 km (47 mi). The revised routing, which is located north of and generally parallel to the previously approved corridor, will: (1) Avoid Unitah and Ouray Indian Reservation lands, (2) avoid the BLM recreation area associated with Brough Lake and (3) avoid conflicting with the rerouting of Uintah County Road 264. The distance from the new centerline to the approved corridor boundary varies from 0.3 km (0.2 mi) to approximately 4.5 km (2.8 mi). The transmission line between Bonanza

and Mona was originally approved as part of the Moon Lake Power Plant Project for which an Environmental Impact Statement (EIS) was jointly prepared by BLM and REA. The Final EIS was issued in May 1981 and the REA Record of Decision was signed in July 1981.

REA has reviewed the environmental information submitted by Deseret and has independently evaluated the proposed changes. The proposed changes will not affect threatened or endangered species, prime farmland, floodplains, wetlands or cultural resources. REA has determined that the environmental consequences of the proposed action would be similar to the environmental consequences of utilizing the northern corridor that was evaluated in the EIS. Based on the above, REA has concluded that the proposed changes are not substantial changes relevant to environmental concerns and that there are no significant new circumstances or information relevant to environmental concerns bearing on the project. Nevertheless, REA has determined that the purposes of National Environmental Policy Act will be furthered by publishing the IS.

The proposed rerouting is an alternative to constructing the transmission line totally within the corridor identified in the Final EIS. After reviewing the two alternatives, REA determined that the proposed project is an acceptable alternative because it best meets Deseret's needs with a minimum of adverse impacts.

The IS may be examined at or obtained from the offices of REA in the South Agriculture Building, Room 3304, 14th and Independence Avenue, SW., Washington, D.C. 20250 and at the offices of Deseret, 8722 South 300 West, Sandy, Utah 89070 during regular business hours. The IS may also be examined at public libraries in appropriate towns in the affected counties. Copies of the IS are being sent to various Federal, State and local agencies and other interested individuals as outlined in the Council on Environmental Quality Regulations.

This Program is listed in the Catalog of Federal Domestic Assistance as 10.850—Rural Electrification Loans and Loan Guarantees.

Dated: February 15, 1983.

Harold V. Hunter,

Administrator.

[FR Doc. 83-4474 Filed 2-24-83; 8:45 am]

BILLING CODE 3410-15-M

Morgan County Rural Electric Association; Finding of No Significant Impact

AGENCY: Rural Electrification Administration, USDA.

ACTION: Notice of finding of no significant impact.

SUMMARY: Notice is hereby given that the Rural Electrification Administration (REA), pursuant to the National Environmental Policy Act of 1969, the Council on Environmental Quality Regulations (40 CFR Part 1500) and REA Bulletin 20–21:320–21, Environmental Policies and Procedures, has made a Finding of No Significant Impact (FONSI) with respect to the proposed financing assistance to Morgan County Rural Electric Association (MCREA) of Fort Morgan, Colorado. The financing assistance is necessary for the construction of 115 kV transmission facilities in Weld and Morgan Counties, Colorado.

FOR FURTHER INFORMATION CONTACT: REA's Finding of No Significant Impact and Environmental Assessment (EA) and MCREA's Borrower's Environmental Report (BER) may be reviewed at or obtained from Mr. William E. Davis, Director, Western Area—Electric, Rural Electrification Administration, Room 3304, South Agriculture Building, Washington, D.C. 20250, telephone (202) 382–8848, or Mr. Everett B. Chesney, Manager, Morgan County Rural Electric Association, P.O. Box 738, Fort Morgan, Colorado 80701, telephone (303) 867–5688 during regular business hours.

SUPPLEMENTARY INFORMATION: REA has reviewed the BER submitted by MCREA and has determined that it represents an accurate assessment of the environmental impact of the proposed project. The proposed project consists of approximately 41.6 km (26 miles) of 115 kV transmission line from the Orchard Substation located north of the Town of Orchard to the M7–15 Regulator—Recloser Station located west of the Town of Buckingham, all in Weld and Morgan Counties, Colorado.

The BER and EA adequately consider potential impacts of the proposed project to resources including threatened and endangered species, important farmlands, cultural resources floodplains and wetlands.

Alternatives examined included no action, energy conservation and load management, alternative voltage levels, underground construction, and an alternative route extending east from Ault, Colorado to the M7–15 Regulator—Recloser Station. After reviewing these alternatives, REA determined that the proposed project is an acceptable alternative because it meets MCREA's needs with a minimum of adverse impact.

Based upon the BER and other related data, REA prepared an EA and Finding of No Significant Impact concerning the proposed construction. It is REA's view that the proposed financing assistance will not be a major Federal action that will affect significantly the quality of the human environment.

In accordance with REA's Bulletin 20–21:320–21, dated January 21, 1980, MCREA advertised the availability of the BER in local newspapers and solicited comments on the environmental aspects of the project. No comments were received.

This program is listed in the Catalog of Federal Domestic Assistance as 10.850—Rural Electrification Loans and Loan Guarantees.

Dated: February 17, 1983.

Harold V. Hunter,

Administrator.

[FR Doc. 83-4617 Filed 2-24-83; 8:45 am]

BILLING CODE 3410-15-M

Soil Conservation Service

Benzie County Roads RC&D Measure, Michigan; Finding of No Significant Impact

AGENCY: Soil Conservation Service, USDA.

ACTION: Notice of finding of no significant impact.

FOR FURTHER INFORMATION CONTACT: Mr. Homer R. Hilner, State Conservationist, Soil Conservation Service, 1405 South Harrison Road, East Lansing, Michigan 48823, telephone 517–337–6702.

Notice

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

The environmental assessment of this federally assisted action indicates that the project will not cause significant local, regional, or national impacts on the environment. A contact has been made with the State Historical Preservation Officer and concludes that it will have no effect on any cultural

resources either eligible for or listed on the National Register of Historic Places. The State Archaeologist will be contacted if any land disturbance associated with this project and archaeological sites, features or materials are encountered during actual construction. As a result of these findings, Mr. Homer R. Hilner, State Conservationist, has determined that the preparation and review of an environmental impact statement are not needed for this project.

This measure concerns a plan for the installation of practices for critical area treatment. Measures will include: critical area planting, armored channels, rock riprap, grade stabilization structures, sediment basins, diversion and fencing. Total construction cost is estimated to be $23,000; $11,000 RC&D funds and $12,000 local funds.

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

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

(Catalog of Federal Domestic Assistance Program No. 10.901, Watershed Protection and Flood Prevention Program. Office of Management and Budget Circular A-95 regarding state and local clearinghouse review of federal and federally assisted programs and projects is applicable)

Dated: February 11, 1983.

Homer R. Hilner,

State Conservationist.

[FR Doc. 83-4428 Filed 2-24-83; 8:45 am]

BILLING CODE 3410-16-M

Arroyo Colorado Watershed, Texas; Deauthorization of Federal Funding

AGENCY: Soil Conservation Service, USDA.

ACTION: Notice of Deauthorization of Federal Funding.

SUMMARY: Pursuant to the Watershed Protection and Flood Prevention Act, Pub. L. 83-566, and the Soil Conservation Service Guidelines (7 CFR Part 622), the Soil Conservation service gives notice of the deauthorization of Federal funding for the Arroyo Colorado Watershed project, Cameron County, Texas, Effective on January 28, 1983.

FOR FURTHER INFORMATION CONTACT: Billy C. Griffin, State Conservationist, Soil Conservation Service, W. R. Poage Federal Building, 101 South Main, Temple, Texas 76503, telephone 817/774-1214.

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

Carl B. Fountain,

Deputy State Conservationist.

[FR Doc. 83-4845 Filed 2-24-83; 8:45 am]

BILLING CODE 3410-16-M

Day-Hill Arnheim Road RC&D Measure, Ohio; Finding of No Significant Impact

AGENCY: Soil Conservation Service, USDA.

ACTION: Notice of Finding of No Significant Impact.

SUMMARY: Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; the Council on Environmental Quality Guidelines (40 CFR Part 1500); and the Soil Conservation Service Guidelines (7 CFR Part 650); the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the Day-Hill Arnheim Road RC&D Measure, Brown County, Ohio.

FOR FURTHER INFORMATION CONTACT: Robert R. Shaw, State Conservationist, Soil Conservation Service, Federal Building, Room 522, 200 North High Street, Columbus, Ohio 43215, telephone: (614) 469-6962.

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

The measure concerns a plan to stabilize approximately 400 lineal feet of streambank that is threatening the stability of Day-Hill Arnheim Road. Improvements planned include a combination of rock riprap and seeding to stabilize the critically eroding site.

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

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

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

Harry W. Oneth,

Deputy State Conservationist.

February 7, 1983.

[FR Doc. 83-4849 Filed 2-24-83; 8:45 am]

BILLING CODE 3410-16-M

Diamond Creek Watershed, Kansas; Availability of a Record of Decision

AGENCY: Soil Conservation Service, USDA.

ACTION: Notice of availability of a record of decision.

SUMMARY: John W. Tippie, responsible Federal official for projects administered under the provisions of Pub. L. 83-566, 16 U.S.C. 1001-1008, in the State of Kansas, is hereby proivding notification that a record of decision to proceed with the installation of the Diamond Creek Watershed project, Chase and Morris Counties, is available. Single copies of this record of decision may be obtained from John W. Tippie at the address shown below.

FOR FURTHER INFORMATION CONTACT: Johhn W. Tippie, State Conservationist, Soil Conservation Service, 760 South Broadway, Salina, Kansas 67401, telephone 913-823-4565.

Dated: February 14, 1983., 1983.

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

John W. Tippie,

State Conservationist.

[FR Doc. 83-4846 Filed 2-24-83; 8:45 am]

BILLING CODE 3410-16-M

Los Fresnos Resaca Watershed, Texas; Deauthorization of Federal Funds

AGENCY: Soil Conservation Service, USDA.

ACTION: Notice of deauthorization of Federal funding.

SUMMARY: Pursuant to the Watershed Protection and Flood Prevention Act, Pub. L. 83–566, and the Soil Conservation Service Guidelines (7 CFR Part 622), the Soil Conservation Service gives notice of the deauthorization of Federal funding for the Los Fresnos Resaca Watershed project, Cameron County, Texas, effective on January 28, 1983.

FOR FURTHER INFORMATION CONTACT: Billy C. Griffin, State Conservationist, Soil Conservation Service, W. R. Poage Federal Building, 101 South Main, Temple, Texas 76503, telephone 817/774–1214.

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

Carl B. Fountain,

Deputy State Conservationist.

[FR Doc. 83–4844 Filed 2–24–83; 8:45 am]

BILLING CODE 3410–16–M

Middle Creek Watershed, Kansas; Availability of a Record of Decision

AGENCY: Soil Conservation Service, USDA.

ACTION: Notice of availability of a record of decision.

SUMMARY: John W. Tippie, responsible Federal official for projects administered under the provisions of Pub. L. 83–566, 16 U.S.C. 1001–1008, in the State of Kansas, is hereby providing notification that a record of decision to proceed with the installation of the Middle Creek Watershed project, Chase, Marion, and Morris Counties, is available. Single copies of this record of decision may be obtained from John W. Tippie at the address shown below.

FOR FURTHER INFORMATION CONTACT: John W. Tippie, State Conservationist, Soil Conservation Service, 760 South Broadway, Salina, Kansas 67401, telephone 913–823–4565.

Dated: February 14, 1983.

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

John W. Tippie,

State Conservationist.

[FR Doc. 83–4847 Filed 2–24–83; 8:45 am]

BILLING CODE 3410–16–M

Monroe County Road 16 R.C. & D. Measure, Ohio; Finding of No Significant Impact

AGENCY: Soil Conservation Service, USDA.

ACTION: Notice of Finding of No Significant Impact.

SUMMARY: Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; the Council on Environmental Quality Guidelines (40 CFR Part 1500); and the Soil Conservation Service Guidelines (7 CFR Part 650); the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the County Road 16 Measure, Monroe, Ohio.

FOR FURTHER INFORMATION CONTACT: Robert R. Shaw, State Conservationist, Soil Conservation Service, Federal Building, Room 522, 200 North High Street, Columbus, Ohio 43215, telephone: (614) 469–6962.

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

The measure concerns a proposal to stabilize approximately 500 lineal feet of severely eroding streambank that is threatening the stability of County Road 16. The planned works of improvement include the installation of a rubber tire mat anchored and filled with rock. Critical area seeding will also be applied to stabilize the site.

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

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

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

Harry W. Oneth,

Deputy State Conservationist.

February 7, 1983.

[FR Doc. 83–4848 Filed 2–24–83; 8:45 am]

BILLING CODE 3410–16–M

Rancho Viejo Watershed, Texas; Deauthorization of Federal Funding

AGENCY: Soil Conservation Service, USDA.

ACTION: Notice of deauthorization of Federal funding.

SUMMARY: Pursuant to the Watershed Protection and Flood Prevention Act, Pub. L. 83–566, and the Soil Conservation Service Guidelines (7 CFR Part 622), the Soil Conservation Service gives notice of the deauthorization of Federal funding for the Rancho Viejo Watershed project, Cameron County, Texas, effective on January 28, 1983.

FOR FURTHER INFORMATION CONTACT: Billy C. Griffin, State Conservationist, Soil Conservation Service, W. R. Poage Federal Building, 101 South Main, Temple, Texas 76503, telephone 817/774–1214.

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

Carl B. Fountain,

Deputy State Conservationist.

[FR Doc. 83–4843 Filed 2–24–83; 8:45 am]

BILLING CODE 3410–16–M

CENTRAL INTELLIGENCE AGENCY

Privacy Act of 1974; New Record System

AGENCY: Central Intelligence Agency.

ACTION: Proposed New Record System.

SUMMARY: The Central Intelligence Agency proposes to add a new CIA Records System, CIA–69, entitled Language Use Assessment. The data stored in this system will be used for research in language teaching effectiveness and for measurement of language skill acquisition.

DATES: This new record system will be effective on April 26, 1983 unless this Agency publishes a notice to the contrary.

ADDRESS: Send written comments to: Information and Privacy Coordinator, Central Intelligence Agency, Washington, DC 20505.

FOR FURTHER INFORMATION CONTACT: Robert L. Padgett, Phone: (703) 351-2083.

SUPPLEMENTARY INFORMATION: The full text of the Central Intelligence Agency systems of records appears in the Privacy Act Issuances, 1980 Compilation, Volume 4, page 83. This volume is available for inspection at Federal depository libraries and Federal information centers. For the reasons set out in the preamble, this Agency proposes to establish this new system of records as set forth below.

CIA-69

SYSTEM NAME:

Language Use Assessment.

SYSTEM LOCATION:

Central Intelligence Agency, Washington, DC 20505.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Agency employees who have used their language abroad.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name, Social Security number, biographic data, and date relating to use of foreign language(s) abroad.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Title 5, U.S.C. Chapter 41. Central Intelligence Agency Act of 1949, as Amended—Pub. L. 81-110. Section 506(a), Federal Records Act of 1950 (44 U.S.C. 3101).

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Used by Office of Training and Education Language School personnel for research on a variety of matters relating to language learning and testing. Data generated will be stored in a computer system in the Agency and will be used solely for research purposes.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:

STORAGE:

Agency computer system.

RETRIEVABILITY:

By Social Security number.

SAFEGUARDS:

Stored in locked computer files; access by password on a strict need-to-know basis.

RETENTION AND DISPOSAL:

Maintained indefinitely in computer files for ongoing research needs.

SYSTEM MANAGER(S) AND ADDRESS:

Director of Training and Education, Central Intelligence Agency, Washington, DC 20505.

NOTIFICATION PROCEDURES:

Individuals seeking to learn if this system of records contains information about them should direct their inquiries to: Information and Privacy Coordinator, Central Intelligence Agency, Washington, DC 20505.

Identification requirements are specified in the CIA rules published in the Code of Federal Regulations (32 CFR 1901.13). Individuals must comply with these rules.

RECORD ACCESS PROCEDURES:

Requests from individuals should be addressed as indicated in the notification section above.

CONTESTING RECORD PROCEDURES:

The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Code of Federal Regulations (32 CFR Part 1901).

RECORD SOURCE CATEGORIES:

Individual.

Dated: February 10, 1983.

Harry E. Fitzwater,

Deputy Director for Administration.

[FR Doc. 83-4709 Filed 2-24-83; 8:45 am]

BILLING CODE 6310-02-M

DEPARTMENT OF COMMERCE

International Trade Administration

National Institutes of Health et al.; Consolidated Decision on Applications for Duty-Free Entry of Scientific Articles

The following is a consolidated decision on applications for duty-free entry of scientific articles published pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897) and the regulations issued pursuant thereto (15 CFR Part 301 as amended by 47 FR 32517).

A copy of the record pertaining to each of the applications in this consolidated decision is available for public review between 8:30 a.m. and 5:00 p.m. in Room 1523, Statutory Import Programs Staff, U.S. Department of Commerce, 14th and Constitution Avenue, NW., Washington, D.C. 20230.

Decision: Applications Denied. Applicants have failed to establish that instruments or apparatus of equivalent scientific value to the foreign articles for such purposes as the foreign articles are intended to be used are not being manufactured in the United States.

Reasons: The requirements for the resubmission of applications that have been denied without prejudice to resubmission are contained in § 301.5(e) of the regulations. Each of the applicants has failed to resubmit its application within the specified time period. Pursuant to § 301.5(e)(4), this failure shall result in a denial of the application.

In accordance with § 301.5(f), notice of these decisions is forwarded to the **Federal Register** for publication.

Docket No. 81-00061. Applicant: National Institutes of Health, 9000 Rockville Pike, Building 36, Room 4B17, Bethesda, MD 20205. Instrument: LKB 2128-010 Utrotome IV Ultramicrotome. Date of denial without prejudice to resubmission: September 27, 1982.

Docket No. 81-00247. Applicant: The Cleveland Clinic Foundation, 9500 Euclid Avenue, Cleveland, OH 44106. Instrument: Therac 20/Saturne Linear Accelerator with Accessories. Date of denial without prejudice to resubmission: November 9, 1982.

Docket No. 81-00280. Applicant: The Ohio State University, Campus Instrument Center, 140 W. 18th Avenue, Columbus, OH 43210. Instrument: MS25 Gas Chromatograph Mass Spectrometer System. Date of denial without prejudice to resubmission: October 20, 1982.

Docket No. 81-00049. Applicant: University of Illinois, Urbana-Champaign Campus, Purchasing Division, 223 Adm. Bldg., 506 South Wright Street, Urbana, IL 61801. Instrument: Excimer Multi-gas Laser, Model EMG-102. Date of denial without prejudice to resubmission: September 7, 1982.

Docket No. 81-00071. Applicant: Harvard University, Department of Geological Sciences, 20 Oxford Street, Hoffman Laboratory, Cambridge, MA 02138. Instrument: Isomass 54R Thermal Ionization Mass Spectrometer. Date of denial without prejudice to resubmission: September 7, 1982.

Docket No. 81-00088 Applicant: University of Washington, Department of Purchasing, ND-10, Seattle, WA 98195. Instrument: Excimer Laser-pumped Dye Laser System. Date of denial without prejudice to resubmission: September 7, 1982.

Docket No. 82-00104. Applicant: University of California, Lawrence Livermore National Laboratory, 7000 East Avenue, P.O. Box 5012, Livermore, CA 94550. Instrument: Superprobe 733 Electron Probe X-ray Microanalyzer. Date of denial without prejudice to resubmission: September 23, 1982.

Docket No. 82-00133. Applicant: Trustees of Columbia University in the City of New York, 315 Havemeyer Hall, New York, NY 10027. Instrument: Excimer Laser Pumped Dye Laser System. Date of denial without prejudice to resubmission: September 7, 1982.

Docket No. 82-00145. Applicant: U.S. Geological Survey, Water Resources Division, St. Anthony Falls Hydraulic Laboratory, Hennepin Island & Third Avenue, S.E., Minneapolis, MN 55414. Instrument: Canadian VUV Bedload Sampler and Canadian Arnhem Bedload Sampler. Date of denial without prejudice to resubmission: October 6, 1982.

Docket No. 82-00155. Applicant: North Carolina State University, Purchasing Department, Box 5635, Raleigh, NC 27650. Instrument: Impulse Generators. Date of denial without prejudice to resubmission: October 6, 1982.

Docket No. 82-00157. Applicant: Sandia National Laboratories, Albuquerque, NM 87185. Instrument: Dye Laser, Model FL 2000 with FL-43 Pump System. Date of denial without prejudice to resubmission: November 9, 1982.

Docket No. 82-00162. Applicant: University of Michigan, Department of Naval Architecture & Marine Engineering, N.A.M.E. Building, Ann Arbor, MI 48109. Instrument: Propeller Dynamometer R45. Date of denial without prejudice to resubmission: September 22, 1982.

Docket No. 82-00177. Applicant: Calhoon MEBA Engineering School, Marine Engineering Department, 9 Light Street, Baltimore, MD 21202. Instrument: Self Cleaning Purifier with Accessories. Date of denial without prejudice to resubmission: September 23, 1982.

Docket No. 82-00223. Applicant: Los Alamos National Laboratory, P.O. Box 1663, Los Alamos, NM 87545. Instrument: Excimer Laser-Pumped Dye Laser. Date of denial without prejudice to resubmission: November 9, 1982.

Docket No. 82-00232. Applicant: University of California, Berkeley, Purchasing Department, 2405 Bowditch Street, Berkeley, CA 94720. Instrument: Excimer Pumped Dye Laser, Model FL 2002. Date of denial without prejudice to resubmission: November 4, 1982.

Docket No. 82-00358. Applicant: U.S. Department of Agriculture, FSIS, Finance Division, South Building, 14th & Independence Avenue, S.W., Washington, DC 20250. Instrument: Rapid Fat Analyzer & Reactor. Date of denial without prejudice to resubmission: October 22, 1982.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials)

Richard M. Seppa,

Director, Statutory Import Programs Staff.

[FR Doc. 83-4724 Filed 2-24-83; 8:45 am]

BILLING CODE 3510-25-M

Research Foundation of State University of New York; Decision on Application for Duty-Free Entry of Scientific Instrument

The following is a decision on an application for duty-free entry of a scientific instrument pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897) and the regulations issued pursuant thereto (15 CFR Part 301 as amended by 47 FR 32517).

A copy of the record pertaining to this decision is available for public review between 8:30 AM and 5:00 PM in Room 1523, Statutory Import Programs Staff, U.S. Department of Commerce, 14th and Constitution Avenue, NW., Washington, D.C. 20230.

Docket No. 82-00264. Applicant: Research Foundation of State University of New York, Stony Brook, NY 11794. Instrument: Klystron Tube, VRE 2103A. Manufacturer: Varian Canada, Inc., Canada. Intended use of Instrument: See Notice on page 33528 in the **Federal Register** of August 3, 1982.

Comments: No comments have been received with respect to this application.

Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign instrument, for such purposes as this instrument is intended to be used, is being manufactured in the United States.

Reasons: This application is a resubmission of Docket Number 81-00347 which was denied without prejudice to resubmission on April 16, 1982 for informational deficiencies. The foreign instrument measures 5.7 centimeters x 5.08 centimeters and operates at a frequency of 67 Gigahertz. The National Bureau of Standards advises in its memorandum dated November 1, 1982 that (1) the capability of the foreign instrument described above is pertinent to the applicant's intended purpose and (2) it knows of no domestic instrument or apparatus of equivalent scientific value to the foreign instrument for the applicant's intended use.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign instrument, for such purposes as this instrument is intended to be used, which is being manufactured in the United States.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials)

Richard M. Seppa,

Statutory Import Programs Staff.

[FR Doc. 83-4725 Filed 2-24-83; 8:45 am]

BILLING CODE 3510-25-M

University of California; Decision on Application for Duty-Free Entry of Scientific Instrument

The following is a decision on an application for duty-free entry of a scientific instrument pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 98-651, 80 Stat. 897) and the regulations issued pursuant thereto (15 CFR Part 301 as amended by 47 FR 32517).

A copy of the record pertaining to this decision is available for public review between 8:30 AM and 5:00 PM in Room 1523, Statutory Import Programs Staff, U.S. Department of Commerce, 14th and Constitution Avenue, NW., Washington, D.C. 20230.

Docket No. 82-00365. Applicant: University of California, Berkeley, purchasing Department, 2405 Bowditch St., Berkeley, CA 94720. Instrument: Mass Spectrometer, MS-50 and Accessories. Manufacturer: Kratos Analytical Instruments, Inc., United Kingdom. Intended use of instrument: See Notice on page 49056 in the **Federal Register** of October 29, 1982.

Comments: No comments have been received with respect to this application.

Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign instrument, for such purposes as this instrument is intended to be used, is being manufactured in the United States.

Reasons: The foreign instrument provides a resolution of 50,000 (10% Valley) with a guaranteed accuracy for mass ratios 1.05 of 0.3 parts per million in the electron impact mode. The

National Bureau of Standards advises in its memorandum dated January 17, 1983 that (1) the capability of the foreign instrument described above is pertinent to the applicant's intended purpose and (2) it knows of no domestic instrument or apparatus of equivalent scientific value to the foreign instrument for the applicant's intended use.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign instrument, for such purposes as this instrument is intended to be used, which is being manufactured in the United States.

Richard M. Seppa,

Director, Statutory Import Programs Staff.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials)

[FR Doc. 83-4726 Filed 2-24-83; 8:45 am]

BILLING CODE 3510-25-M

University of California; Decision of Application for Duty-Free Entry of Scientific Instrument

The following is a decision on an application for duty-free entry of a scientific instrument pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897) and the regulations issued pursuant thereto (15 CFR Part 301 as amended by 47 FR 32517).

A copy of the record pertaining to this decision is available for public review between 8:30 a.m. and 5:00 p.m. in Room 1523, Statutory Import Programs Staff, U.S. Department of Commerce, 14th and Constitution Avenue, NW., Washington, D.C. 20230.

Docket No. 82-00315. Applicant: University of California, Lawrence Livermore National Laboratory, P.O. Box 5012, Livermore, CA 94550. Instrument: Automatic Thermal Ionization Mass Spectrometer, ISOMASS 354E and Accessories. Manufacturer: VG Isotopes, Ltd., United Kingdom. Intended use of instrument: See Notice on page 41797 in the **Federal Register** of September 22, 1982.

Comments: No comments have been received with respect to the application.

Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign instrument, for such purposes as this instrument is intended to be used, was being manufactured in the United States at the time the foreign instrument was ordered (August 21, 1981).

Reasons: The foreign instrument automatically analyses at least 16 samples with high precision (5×10^{-3} percent two standard deviation of the mean). The National Bureau of Standards advises in its memoranda dated January 11, 1983 and January 20, 1983 (relating to an instrument (Docket Number 82-00042) with very similar characteristics and the same intended purposes) that (1) the capability of the foreign instrument described above is pertinent to the applicant's intended purpose and (2) it knows of no instrument or apparatus of equivalent scientific value to the foreign instrument for the applicant's intended use which was being manufactured in the United States at the time the foreign instrument was ordered.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign instrument, for such purposes as this instrument is intended to be used, which is being manufactured in the United States at the time the foreign instrument was ordered.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials)

Richard M. Seppa,

Director, Statutory Import Programs Staff.

[FR Doc. 83-4727 Filed 2-24-83; 8:45 am]

BILLING CODE 3510-25-M

University of California; Decision on Application for Duty-Free Entry of Scientific Instrument

The following is a decision on an application for duty-free entry of a scientific instrument pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897) and the regulations issued pursuant thereto (15 CFR Part 301 as amended by 47 FR 32517).

A copy of the record pertaining to this decision is available for public review between 8:30 AM and 5:00 PM in Room 1523, Statutory Import Programs Staff, U.S. Department of Commerce, 14th and Constitution Avenue, NW., Washington, D.C. 20230.

Docket No. 82-00042. Applicant: University of California, Lawrence Livermore National Laboratory, P.O. Box 5012, Livermore, CA 94550. Instrument: Mass Spectrometer, Model ISOMASS 54E and Accessories. Manufacturer: VG Isotopes Limited, United Kingdom. Intended use of instrument: See Notice on page 62307 in the **Federal Register** of December 23, 1981.

Comments: No comments have been received with respect to this application.

Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign instrument, for such purposes as this instrument is intended to be used, was being manufactured in the United States at the time the foreign instrument was ordered (August 21, 1981).

Reasons: The foreign instrument automatically analyses at least 16 samples with high levels of precision; i.e., 5×10^{-3} percent (2 standard deviations of the mean). The National Bureau of Standards advises in its memoranda dated January 11, 1983 and January 20, 1983 that (1) the capability of the foreign instrument described above is pertinent to the applicant's intended purpose and (2) it knows of no instrument or apparatus of equivalent scientific value to the foreign instrument which was being manufactured in the United States for the applicant's intended use at the time the foreign instrument was ordered.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign instrument, for such purposes as this intrument is intended to be used, which was being manufactured in the United States at the time the foreign instrument was ordered.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials)

Richard M. Seppa,

Director, Statutory Import Programs Staff.

[FR Doc. 83-4729 Filed 2-24-83; 8:45 am]

BILLING CODE 3510-25-M

University of Chicago; Decision on Application for Duty-Free Entry of Scientific Instrument

The following is a decision on an application for duty-free entry of a scientific instrument pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897) and the regulations issued pursuant thereto (15 CFR Part 301 as amended by 47 FR 32517). A copy of the record pertaining to this decision is available for public review between 8:30 AM and 5:00 PM in Room 1523, Statutory Import Programs Staff, U.S. Department of Commerce, 14th and Constitution Avenue, NW., Washington, D.C. 20230.

Docket No. 81-00344. Applicant: University of Chicago, Operator of Argonne National Laboratory, 9700 S. Cass Avenue, Argonne, Illinois 60439. Instrument: 54R Isomass Mass Spectrometer System with Accessories. Manufacturer: VG Isotopes Limited, United Kingdom. Intended use of instrument: See Notice on page 45974 in

the Federal Register of September 16, 1981.

Comments: No comments have been received with respect to this application.

Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign instrument, for such purposes as this instrument is intended to be used, is being manufactured in the United States.

Reasons: The foreign instrument automatically analyses at least 12 samples with an accuracy level of 0.045 percent of uranium isotopes. The National Bureau of Standards advises in its memorandum dated November 18, 1982 that (1) the capability of the foreign instrument described above is pertinent to the applicant's intended purpose and (2) it knows of no instrument or apparatus of equivalent scientific value to the foreign instrument for the applicant's intended use which was being manufactured in the United States at the time the foreign instrument was ordered.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign instrument, for such purposes as this instrument is intended to be used, which was being manufactured in the United States at the time the foreign instrument was ordered.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials)

Richard M. Seppa,

Director, Statutory Import Programs Staff.

[FR Doc. 83-4728 Filed 2-24-83; 8:45 am]

BILLING CODE 3510-25-M

University of Arizona; Decision on Application for Duty-Free Entry of Scientific Instrument

The following is a decision on an application for duty-free entry of a scientific instrument pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897) and the regulations issued pursuant thereto (15 CFR Part 301 as amended by 47 FR 32517).

A copy of the record pertaining to this decision is available for public review between 8:30 am and 5:00 pm in Room 1523, Statutory Import Programs Staff, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C. 20230.

Docket No. 82-00213. Applicant: University of Arizona, Department of Geosciences, Geology Building, Room 108, Tucson, AZ 85721. Instrument: VG ISOMASS 54E MkII Thermal Ionization Mass Spectrometer. Manufacturer: VG Instruments Inc., United Kingdom. Intended use of instrument: See Notice on page 25396 in the Federal Register of June 11, 1982.

Comments: Comments dated June 22, 1982 have been received from Finnigan MAT which states (inter alia) that it does not have domestically manufactured equipment to contest this application. DECISION: Application approved. No instrument or apparatus of equivalent scientific value to the foreign instrument, for such purposes as this instrument is intended to be used, was being manufactured in the United States at the time the foreign instrument was ordered (September 8, 1981). REASONS: The foreign instrument provides multiple sample analysis (16 samples) with a precision of 0.045 percent on uranium isotopes. The National Bureau of Standards advises in its memorandum dated January 17, 1983 that (1) the capability of the foreign instrument described above is pertinent to the applicant's intended purpose and (2) it knows of no instrument or apparatus of equivalent scientific value to the foreign instrument for the applicant's intended use which was being manufactured in the United States at the time the foreign instrument was ordered.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign instrument, for such purposes as this instrument is intended to be used, which was being manufactured in the United States at the time the foreign instrument was ordered.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials)

[FR Doc. 83-4876 Filed 2-24-83; 8:45 am]

BILLING CODE 3510-25-M

Stainless Steel Round Wire; Announcement of Second Quarter 1983 Monitoring Prices

AGENCY: International Trade Administration, Commerce.

ACTION: Announcement of Second Quarter 1983 Monitoring Price Levels for Imports of Stainless Steel Round Wire Products.

SUMMARY: The Department of Commerce announces that base prices and extras for second quarter 1983 trigger prices of stainless steel round wire products will decline an average of 3.9 percent from their first quarter 1983 levels. Changes in general and administrative expenses accounted for a large part of the total decline. The Department uses trigger prices to monitor the prices of stainless steel wire and drawn round bar under 0.703 inches in diameter for possible initiation of antidumping or countervailing duty investigations if unfair sales of these products appear to be injuring domestic producers. Each quarter the Department reviews Japanese steel production and delivery costs and revises trigger prices accordingly.

The interest component of the delivery charges has declined causing the total landed trigger prices to decline. The second quarter trigger price applies to stainless steel round wire products and round stainless steel drawn bars in sizes under 0.703 inches in diameter exported to the United States on or after April 1, 1983.

FOR FURTHER INFORMATION CONTACT: Juanita S. Kavalauskas, Agreements Compliance Division, Import Administration, Room 3099, Department of Commerce, Washington, DC 20230 telephone: (202) 377-3793

SUPPLEMENTARY INFORMATION: Trigger price monitoring procedures for stainless steel round wire are the same as those published in the TPM Producedures Manual (46 FR 49928). Japanese stainless steel wire manufacturers agreed to supply cost of production and transportation information necessary to monitor the import prices. Commerce uses Special Summary Steel Invoices to monitor imports of stainless steel round wire and small cold drawn bar under 0.703 inches diameter. In computing the invoice price for comparison to the trigger price, Commerce will use a 12 percent annual rate (1.0 percent per month) when interest must be adjusted and the actual rate is not known. For its calculation of trigger price levels, the yen/dollar exchange rate the Department uses to convert Japanese steel producers' yen denominated production cost to dollars is the average of the 36 months preceeding the calculation and publication of the quarter's trigger price levels.

The exchange rates used in the Department's second quarter 1983 production cost estimate is 232 yen to the dollar (the yen/dollar exchange rate average for February 1980 through January 1983).

Other Charges

Trigger prices are an estimate of the Japanese stainless steel wire manufacturers' cost of production plus the cost of transporting to the United States and handling in the United States. Each trigger price includes ocean freight, insurance, interest and handling as well as the base price and extras. The ocean

freight, handling, and interest are shown for each of the major importing regions: Pacific Coast, Atlantic Coast, Gulf Coast ad the Great Lakes. All prices are shown in U.S. dollars per metric ton.

Interest charges have been adjusted to reflect the current level of prime interest rate. Handling and ocean freight charges remain unchanged. The extras shown define the coverage in terms of sizes, grades, and qualities.

The following rules apply to product coverage and extras:

(1) If a product fails to fit the general description because the cost of producing that product varies substantially from the cost of producing the product described in the heading, the product is not covered.

(2) If a product is covered by a grade which is not in the base coverage and for which no grade extra is listed, the product is not covered.

(3) If a product has a size specification that falls above the largest size specification shown or below the smallest size specification shown, it is not covered.

(4) If a product has a size specification that falls between two size specifications listed, it is covered and the size specification with the higher dollar value is to be used unless otherwise noted on the page.

(5) If a product embodies extras other than size or grade which are not listed, the product is covered. In those cases, the base trigger price plus any applicable extras listed will be applied.

A list of stainless steel round wire and cold drawn bar products subject to trigger price monitoring and the applicable base prices and extras are contained in the Appendix to this notice.

Gary N. Horlick,

Deputy Assistant Secretary for Import Administration

BILLING CODE 3510-21-M

APPENDIX

2ND QUARTER 1983 TRIGGER PRICES PER METRIC TON

STAINLESS STEEL WIRE

ROUND STAINLESS STEEL DRAWN BARS
IN SIZES UNDER 0.703 INCHES

AISI Categories 20 and 12

Charges to CIF	Ocean Freight	Handling	Interest
Pacific Coast	$107	$9	2.3%
Gulf Coast	131	5	3.0%
Atlantic Coast	131	4	3.0%
Great Lakes	171	4	3.7%

Interest charge equals F.O.B. trigger base price including size extra times interest factor.

Insurance 1% of base price + extras + ocean freight

Extras ($/M.T.):

1. Annealed Wire - Group I
   A. Base Prices Including Grade Extras
   B. Size by Grade Group
   C. Small Bar Size Extras
2. Hard/Spring Wire - Group II
   A. Base Prices Including Grade Extras
   B. Size by Grade Group
3. Soft/Intermediate Wire - Group III
   A. Base Prices Including Grade Extras
   B. Size by Grade Group
4. Coating
5. Finish
   A. Centerless Ground
   B. Centerless Ground and Polished
6. Diameter Tolerance
7. Straightening and Cut to Length
   A. Size Range
   B. Length
8. Packaging

Note: This coverage applies to stainless steel round wire and stainless steel bar under 0.703 inches produced by drawing. Bar, in those sizes, if produced by hot rolling is not covered by published prices.

1. Group I - Annealed Wire: Soft wire in which there is no further cold drawing after the last annealing treatment. This wire is made by annealing in open fired furnaces or molten salt followed by pickling, which produces a clean gray matte finish. It is also made with a bright finish by annealing wet, oil or grease drawn wire in a protective atmosphere, and is sometimes described as bright annealed wire.

A. Grades	Base Price
301	1,800
302	1,754
303	1,847
304	1,800
305	1,963
310	3,237
314	3,700
316	2,542
316-L	2,704
317	3,005
317-L	3,167
304-L	1,963
17-4PB*	2,120
308	1,939
308-L	2,102
309	2,449
309-L	2,611
321	2,102
302 HQ (18-19LW)**	1,916
347	2,403
384	2,356
409	1,430
410	1,129
416	1,129
420	1,175
430	1,175
430-F	1,383
434	1,476
434-A	1,291
446	1,754

*May also be designated as type 630 or as UNS 17400
**May also be designated as type 302 CU and as 306

GROUP I - ANNEALED WIRE (Continued)

B. Size *

Size *	Grade Group		
	300 Series & 17-7PH	400 Series	17-4PH 15-5PH
.574" - .703"	344	434	344
.501" - .573"	344	434	344
.500"	351	434	351
.375" - .499"	381	449	381
.3125" - .374"	388	449	388
.250" - .312"	425	449	425
.234" - .249"	473	471	473
.216" - .233"	495	488	495
.200" - .215"	566	507	566
.185" - .199"	615	554	615
.170" - .184"	622	566	622
.155" - .169"	651	588	651
.142" - .154"	681	671	681
.128" - .141"	693	768	692
.113" - .127"	754	817	693
.099" - .112"	859	915	695
.086" - .098"	912	1,003	702
.076" - .085"	973	1,051	737
.067" - .075"	1,008	1,108	876
.058" - .066"	1,069	1,230	990
.051" - .057"	1,117	1,286	1,042
.044" - .050"	1,169	1,359	1,091
.038" - .043"	1,247	1,405	1,171
.033" - .037"	1,347	1,566	1,271
.030" - .032"	1,396	1,671	1,396
.027" - .029"	1,491		1,491
.024" - .026"	1,595		1,596
.021" - .023"	1,739		1,739
.019" - .020"	1,818		1,818
.018"	1,898		1,898
.017"	1,944		1,944
.016"	1,974		1,974
.015"	2,022		2,022

*All intermediate sizes to take next higher price.

GROUP I - ANNEALED WIRE (Continued)

Size *	Grade Group		
	300 Series & 17-7PH	400 Series	17-4PH 15-5PH
.014"	2,179	--	2,179
.013"	2,301	--	2,301
.012"	2,352	--	2,352
.011"	2,457	--	2,457
.010"	2,618	--	2,618
.009"	2,771	--	2,771
.008"	3,067	--	3,067
.0075"	3,225	--	3,225
.007"	3,459	--	3,459
.0065"	3,894	--	3,894
.006"	4,345	--	4,345
.00575"	4,750	--	4,750
.0055"	5,667	--	5,667
.00525"	5,760	--	5,760
.005"	5,950	--	5,950
.00475"	6,041	--	6,041
.0045"	6,328	--	6,328
.00425"	6,760	--	6,760
.004"	7,382	--	7,382
.00375"	15,294	--	15,294
.0035"	17,743	--	17,743
.00325"	20,439	--	20,439
.003"	23,113	--	23,113
.0027"	25,096	--	25,096
.0025"	26,257	--	26,257
.002"	32,037	--	32,037

*All intermediate sizes to take next higher price.

C. Small Bar*: Small cold drawn bar in wire gauges is to be trigger priced using these size extras:

Size Range**	Grade Group		
	300 Series & 17-7PH	400 Series	17-4PH 15-5PH
.574" - .703"	310	261	310
.501" - .573"	310	261	310
.500"	337	288	337
.375" - .499"	337	288	337
.3125" - .374"	377	323	377
.250" - .312"	377	323	377
.234" - .249"	377	323	377
.216" - .233"	451	402	451
.185" - .215"	451	402	451

*Annealing and pickling is included in base material cost. Size extras include cost of straightening and cut to length.

**Intermediate sizes to take next higher price.

2. Group II - Hard/Spring Wire: wire drawn in several drafts as required to produce the high tensile strengths required for such products as spring wire.

A. Grades	Base Price
301	1,800
302	1,754
303	1,847
304	1,800
305	1,963
310	3,237
314	3,700
316	2,542
316-L	2,704
317	3,005
317-L	3,167
321	2,102
17-4PH*	2,120
17-7PH***	2,727
308	1,939
308-L	2,102
309	2,449
309-L	2,611
302 HQ (18-19LW)**	1,916
347	2,403
384	2,356
409	1,430
410	1,129
416	1,129
420	1,175
430	1,175
430-F	1,383
434	1,476
434-A	1,291
446	1,754

*May also be designated as type 630 or UNS 17400
**May also be designated as type 302 CU or 306
***May also be designated as typed 631 or UNS 17700

GROUP II - HARD/SPRING WIRE (Continued)

B.

Size *	Grade Group 300 Series & 17-7PH
Over .375"	713
.3125" - .374"	713
.2500" - .312"	713
.234" - .249"	713
.216" - .233"	713
.200" - .215"	713
.185" - .199"	713
.170" - .184"	713
.155" - .169"	713
.142" - .154"	717
.128" - .141"	717
.113" - .127"	717
.099" - .112"	722
.086" - .098"	800
.076" - .085"	859
.067" - .075"	932
.058" - .066"	1,034
.051" - .057"	1,244
.044" - .050"	1,430
.038" - .043"	1,508
.033" - .037"	1,654
.030" - .032"	1,742
.027" - .029"	2,098
.024" - .026"	2,288
.021" - .023"	2,513
.019" - .020"	2,810
.018"	3,401
.017"	3,694
.016"	3,786
.015"	3,874
.014"	4,054
.013"	4,201
.012"	4,499
.011"	5,753
.010"	5,904
.009"	6,133
.008"	6,343

*All intermediate sizes to take next higher price.

3. Group III - Soft/Intermediate Wire: wire drawn one or more drafts after annealing as required to produce minimum strength or hardness. The properties can be varied between soft temper and those approaching spring temper wire. Wire in this temper is usually produced in a variety of dry drawn tempers. Cold heading wire belongs in this group.

A.

Grades	Base Price
301	1,800
302	1,754
302 (302HQ, 18-9LW)	1,916
303	1,847
304	1,800
305	1,963
310	3,237
314	3,700
316	2,542
316-L	2,704
317	3,005
317-L	3,167
321	2,302
17-4PH*	2,120
308	1,939
308-L	2,102
309	2,449
309-L	2,611
347	2,403
384	2,356
409	1,430
410	1,129
416	1,129
420	1,175
430	1,175
430-F	1,383
434	1,476
434-A	1,291
446	1,754

*May also be designated as type 630 or UNS 17400

GROUP III - SOFT/INTERMEDIATE WIRE (Continued)

B. Size *

Size	Grade Group: 300 Series & 17-7PH	400 Series	17-4PH 15-5PH
Over .375"	605	473	605
.3125" - .374"	605	473	605
.2500" - .312"	605	473	605
.2340" - .249"	659	517	659
.2160" - .233"	659	517	659
.200" - .215"	659	517	659
.185" - .199"	712	561	712
.170" - .184"	712	561	712
.155" - .169"	712	595	712
.142" - .154"	790	659	790
.128" - .141"	790	771	790
.113" - .127"	844	828	844
.099" - .112"	951	937	951
.086" - .098"	1,049	1,015	1,049
.076" - .085"	1,098	1,064	1,098
.067" - .075"	1,215	1,156	1,215
.058" - .066"	1,317	1,313	1,317
.051" - .057"	1,361	1,483	1,361
.044" - .050"	1,415	1,503	1,415
.038" - .043"	1,537	1,610	1,537
.033" - .037"	1,635	1,717	1,635
.030" - .032"	1,747	1,883	1,747
.027" - .029"	1,908		1,908
.024" - .026"	2,054		2,054
.021" - .023"	2,215		2,215
.019" - .020"	2,366		2,366

*All intermediate sizes to take next higher price.

4. Coating: Material provided uncoated or coated with lime (or equivalent to lime) and/or soap will carry no extra. Other coatings require an appropriate extra where additional costs are involved. Metallic coatings include copper, nickel, and lead. Non-metallic coatings include plastics, molybdenum disulfide, etc.

Size Range	Metallic: Copper	Metallic: Nickel	Non-metallic
Over .154"	117	36	25
.099" - .154"	175	36	25
.063" - .098"	233	48	32
.041" - .062"		74	49
.030" - .040"		101	65
.025" - .029"		101	65
.020" - .024"		138	93
.015" - .019"		181	123
.010" - .014"		214	148

5. Finish

Size Ranges *	Centerless Ground	Centerless Ground and polished
.595" - .703"	492	619
.501" - .594"	492	619
.500"	544	688
.375" - .499"	556	710
.3125" - .374"	556	710
.250" - .3124	556	710
.234" - .249"	854	1,037
.216" - .233"	854	1,037
.200" - .215"	945	1,152
.185" - .199"	1,105	1,335
.170" - .184"	1,301	1,546
.155" - .169"	1,558	1,822
.142" - .154"	1,816	2,079
.128" - .141"	2,136	2,400
.113" - .127"	2,675	2,961
.093" - .112"	5,448	5,998

*Intermediate sizes to take next higher price.

These extras are applicable to all grades listed.

Straightening and cut to length extras are included in the above finish extras.

6. Diameter Tolerance

Standard: AISI or JIS Specification

	Extra
Standard	Base
Not less than 1/2 standard	101
Closer than 1/2 to 1/4 standard	25% of size extra
Closer than 1/4 standard	50% of size extra

7. Straightening and Cut to Length: Use the sum of the appropriate extras from A and B below to form the total extra.

A.

Size Range	Extras
.595" - .703"	103
.501" - .594"	103
.500"	103
.375" - .499"	129
.3125" - .374"	129
.170" - .3124"	233
.099" - .169"	582
.051" - .098"	1,683
.032" - .050"	1,942

B.

Length	
Under 12"	91
12" to under 18"	58
18" to under 24"	58
24" to under 30"	38
30" to under 36"	38
36" to under 48"	38
48" to under 60"	38
60" to under 72"	38
72" to under 120"	33
120" to under 168"	33
168" to under 192"	33
192" to under 216"	33
216" to under 240"	33
240" to under 264"	26
264" to under 288"	26
288" to 31S"	26

8. Packaging

Bundle	26
Wooden Boxes	90
Fibre Drums	83
Coil Carriers	26
Spools	
Sizes under .020"	162
Both Spools and Wooden Boxes	
Sizes .020" and greater	90
Sizes under .020"	252

[FR Doc. 83-4733 Filed 2-24-83; 8:45 am]
BILLING CODE 3510-21-C

National Oceanic and Atmospheric Administration

Hochseefischerei Nordstern AG; Issuance of General Permits

General permits were issued on February 22, 1983, to the Hochseefischerei Nordstern AG, Bremerhaven, West Germany and to the V.E.B. Fischfang Rostock of the German Democratic Republic to take marine mammals incidental to commercial fishing operations under Category 1: Towed or Dragged Gear, pursuant to 50 CFR 216.24.

The general permit to the Hochseefischerei Nordstern AG allows the taking of not more than 5 cetaceans, 10 phocid seals and 30 otariid seals within the U.S. fishery conservation zone during 1983. The general permit to the VEB Fischfang Rostock allows a taking not to exceed 4 cetaceans, and 8 phocid seals during 1983.

These general permits are available for public review in the Office of the Assistant Administrator for Fisheries, 3300 Whitehaven Street, NW., Washington, D.C.

Dated: February 22, 1983.

Richard B. Roe,

Office of Protected Species and Habitat Conservation, National Marine Fisheries Service.

[FR Doc. 83-4733 Filed 2-24-83; 8:45 am]

BILLING CODE 3510-22-M

Travel and Tourism Administration

Travel and Tourism Advisory Board; Meeting

On February 15, 1983, notice was given in the **Federal Register** (p. 6758), that the Travel and Tourism Advisory Board would meet on March 3, 1983. Notice is hereby given that the Travel and Tourism Advisory Board meeting will begin at 10:00 am in Room 6802 of the Main Commerce building, 14th and Constitution Avenue NW., Washington, D.C. 20230.

Established March 19, 1982, the Travel and Tourism Advisory Board consists of 15 members, representing the major segments of the travel and tourism industry and state tourism interests, and includes one member of a travel labor organization, a consumer advocate, an academician and a financial expert.

Members advise the Secretary of Commerce on matters pertinent to the Department's responsibilities to accomplish the purpose of the National Tourism Policy Act (Pub. L. 97-63), and provide guidance to the Assistant Secretary for Tourism Marketing in the preparation of annual marketing plans.

Agenda items are as follows:

I. Call to order
II. Approval of the minutes
III. Old business
  A. Discussion of the 1984 Marketing Plan
IV. New business
V. Date of next meeting
VI. Adjournment

A limited number of seats will be available for observers from the public and the press. The public will be permitted to file written statements with the Committee before or after the meeting. To the extent time is available, the presentation of oral statements is allowed.

Christine Hathaway, Committee Control Officer, United States Travel and Tourism Administration, Room 1865, U.S. Department of Commerce, Washington, D.C. 20230, (telephone: 202/377-0136), will respond to public requests for information about the meeting.

Peter McCoy,

Under Secretary for Travel and Tourism, U.S. Department of Commerce.

[FR Doc. 83-4722 Filed 2-24-83; 8:45 am]

BILLING CODE 3510-11-M

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

Announcing an Import Restraint Level for Certain Wool Textile Products Exported From the Republic of Maldives

February 22, 1983.

On February 7, 1983, there was published in the **Federal Register** (48 FR 5584) a notice announcing that, on December 26, 1982, the United States Government, pursuant to the Section 204 of the Agricultural Act of 1956, as amended, (7 U.S.C. 1854), had requested the Government of the Republic of Maldives to enter into consultations concerning exports to the United States of men's and boys' wool sweaters in Category 445, produced or manufactured in the Republic of Maldives.

Consultations have been held between representatives of the two governments, but no mutually satisfactory agreement was reached on a solution to this problem. The United States Government will continue to consult with the Government of the Republic of Maldives. In the meantime, under the terms of Section 204 of the Agricultural Act of 1956, as amended, (7 U.S.C. 1854), the Government of the United States has informed the Government of the Republic of Maldives that, beginning on December 26, 1982 and extending through December 25, 1983, imports of wool textile products in Category 445, produced or manufactured in Maldives will be limited to a level of 12,756 dozen.

Accordingly, in the letter published below the Chairman of the Committee for the Implementation of Textile agreements directs the Commissioner of Customs to prohibit entry into the United States for consumption, or withdrawal from warehouse for consumption, of wool textile products in Category 445 during the twelve-month period which began on December 26, 1982 in excess of the designated level of restraint.

Effective date: February 25, 1982.

For further information contact: Ronald J. Sorini, International Trade Specialist, Office of Textiles and Apparel, U.S. Department of Commerce, Washington, D.C. 20230 (202/377-4212).

Walter C. Lenahan,

Chairman, Committee for the Implementation of Textile Agreements.

Committee for the Implementation of Textile Agreements,

Commissioner of Customs, Department of the Treasury, Washington, D.C. 20229

Dear Mr. Commissioner: Under the terms of Section 204 of the Agricultural Act of 1956, as amended (7 U.S.C. 1854), and in accordance with the provisions of Executive Order 11651 of March 3, 1972, as amended by Executive Order 11951 of January 6, 1977, you are directed, effective on February 25, 1982 and for the twelve-month period which began on December 26, 1982 and extends through December 25, 1983 to prohibit entry into the United States for consumption and withdrawal from warehouse for consumption of wool textile products in Category 445, produced or manufactured in the Republic of Maldives and exported during the twelve-month period which began on December 26, 1982, in excess of 12,756 dozen.[1]

Wool textile products in Category 445 which have been exported to the United States prior to December 26, 1982 shall not be subject to this directive.

Wool textile products in Category 445 which have been released from the custody of the U.S. Customs Service under the provisions of 19 U.S.C. 1448(b) or 1484(a)(1)(A) prior to the effective date of this directive shall not be denied entry under this directive.

A detailed description of the textile categories in terms of T.S.U.S.A. numbers was published in the **Federal Register** on December 13, 1982 (47 FR 55709).

In carrying out the above directions, the Commissioner of Customs should construe entry into the United States for consumption to include entry for consumption into the Commonwealth of Puerto Rico.

[1] The level of restraint has not been adjusted to reflect any imports after December 25, 1982.

The action taken with respect to the Government of the Republic of Maldives and with respect to imports of wool textile products from Maldives has been determined by the Committee for the Implementation of Textile Agreements to involve foreign affairs functions of the United States. Therefore, these directions to the Commissioner of Customs, which are necessary for the implementation of such actions, fall within the foreign affairs exception to the rule-making provisions of 5 U.S.C. 553. This letter will be published in the **Federal Register.**

Sincerely,

Walter C. Lenahan,

Chairman, Committee for the Implementation of Textile Agreements.

[FR Doc. 83-4723 Filed 2-24-83; 8:45 am]

BILLING CODE 3510-25-M

COMMITTEE FOR PURCHASE FROM THE BLIND AND OTHER SEVERELY HANDICAPPED

Procurement List 1983; Additions

AGENCY: Committee for Purchase from the Blind and Other Severely Handicapped.

ACTION: Additions to Procurement List.

SUMMARY: This action adds to Procurement List 1983 commodities to be produced by workshops for the blind and other severely handicapped.

EFFECTIVE DATE: February 25, 1983.

ADDRESS: Committee for Purchase from the Blind and Other Severely Handicapped, Crystal Square 5, Suite 1107, 1755 Jefferson Davis Highway, Arlington, Virginia 22202.

FOR FURTHER INFORMATION CONTACT: C. W. Fletcher, (703) 557-1145.

SUPPLEMENTARY INFORMATION: On December 10, 1982, the Committee for Purchase from the Blind and Other Severely Handicapped published a notice (47 FR 55512) of proposed additions to Procurement List 1983, November 18, 1982 (47 FR 52101):

After consideration of the relevant matter presented, the Committee has determined that the commodities listed below are suitable for procurement by the Federal Government under 41 U.S.C. 46-48c, 85 Stat. 77.

I certify that the following actions will not have a significant impact on a substantial number of small entities. The major factors considered were:

a. The actions will not result in any additional reporting, recordkeeping or other compliance requirements.

b. The actions will not have a serious economic impact on any contractors for the commodities listed.

c. The actions will result in authorizing small entities to produce commodities procured by the Government.

Accordingly, the following commodities are hereby added to Procurement List 1983:

Class 7510

Binder, Looseleaf, 7510-00-965-2443

Class 7530

Paper, Teletypewriter, Roll, 7530-00-019-6674, 7530-00-019-6931, 7530-00-019-7267, 7530-00-019-7463

C. W. Fletcher,

Executive Director.

[FR Doc. 83-4852 Filed 2-24-83; 8:45 am]

BILLING CODE 6820-33-M

Procurement List 1983; Proposed Additions

AGENCY: Committee for Purchase from the Blind and Other Severely Handicapped.

ACTION: Proposed Additions to Procurement List.

SUMMARY: The Committee has received proposals to add to Procurement List 1983 commodities to be produced by workshops for the blind and other severely handicapped.

COMMENTS MUST BE RECEIVED ON OR BEFORE: March 31, 1983.

ADDRESS: Committee for Purchase from the Blind and Other Severely Handicapped, Crystal Square 5, Suite 1107, 1755 Jefferson Davis Highway, Arlington, Virginia 22202.

FOR FURTHER INFORMATION CONTACT: C. W. Fletcher, (703) 557-1145.

SUPPLEMENTARY INFORMATION: This notice is published pursuant to 41 U.S.C. 47(a)(2), 85 Stat. 77. Its purpose is to provide interested persons an opportunity to submit comments on the possible impact of the proposed actions.

If the Committee approves the proposed additions, all entities of the Federal Government will be required to procure the commodities listed below from workshops for the blind or other severely handicapped.

It is proposed to add the following commodities to Procurement List 1983, November 18, 1982 (47 FR 52101):

Class 7910

Pad, Floor Polishing Machine, 7910-00-820-9899, 7910-00-820-9901, 7910-00-820-9904, 7910-00-820-9910, 7910-00-820-9912, 7910-00-820-9914, 7910-00-820-9916, 7910-00-820-9918, 7910-00-820-9900, 7910-00-820-9903, 7910-00-820-9905, 7910-00-820-9911, 7910-00-820-9913, 7910-00-820-9915, 7910-00-820-9917, 7910-00-820-9922,

C. W. Fletcher,

Executive Director.

[FR Doc. 83-4851 Filed 2-24-83; 8:45 am]

BILLING CODE 6820-33-M

DEPARTMENT OF DEFENSE

Department of the Air Force

USAF Scientific Advisory Board; Meeting

February 16, 1983.

The USAF Scientific Advisory Board ad hoc committee on Software will meet at the Institute for Defense Analysis, Alexandria, VA, on March 17-18, 1983. The purpose of the meeting will be to review USAF software maintenance and development plans as they currently exist. The meeting will convene at 9:00 a.m. and adjourn at 5:00 p.m. on both days.

The meeting will be open to the public, however seating will be limited to those personnel presenting significant academic and industry credentials as well as discussion topics pertinent to the task statement before the committee.

For further information, contact the Scientific Advisory Board Secretariat at 697-4648.

Winnibel F. Holmes,

Air Force Federal Register Liaison Officer.

[FR Doc. 83-4830 Filed 2-24-83; 8:45 am]

BILLING CODE 3910-01-M

USAF Scientific Advisory Board; Meeting

February 14, 1983.

The USAF Scientific Advisory Board ad hoc committee on Advanced Tactical Fighter Technologies will meet at Wright-Patterson AFB, Ohio on March 17-18, 1983. The purpose of the meeting will be to review the requirements and technologies associated with a next generation fighter. The meeting will convene at 8:30 a.m. and adjourn at 4:30 p.m. on March 17th and on March 18th will convene at 8:00 a.m. and adjourn at 3:00 p.m.

The meeting concerns matters listed in Section 552b(c) of Title 5, United States Code, specifically subparagraph (1) thereof, and accordingly, will be closed to the public.

For further information, contact the Scientific Advisory Board Secretariat at 697–4648.

Winnibel F. Holmes,

Air Force Federal Register Liaison Officer.

[FR Doc. 83–4831 Filed 2–24–83; 8:45 am]

BILLING CODE 3910–01–M

Department of the Army

Intent To Prepare Environmental Documentation for the Construction/Operation of a Proposed Chemical Agent Disposal System on Johnston Atoll

AGENCY: Army Department, Defense.

ACTION: Notice of Intent to Prepare an Environmental Impact Statement (EIS), on the potential impact from the design, construction, operation, and decontamination of a proposed chemical agent demilitarization (disposal) facility on Johnston Atoll (JA). The proposed facility would be used to dispose of obsolete/unserviceable chemical agents/munitions currently stored on JA, which is 717 nautical miles west southwest of Honolulu. JA is jointly controlled by the Department of Defense and the Department of the Interior. Alternatives to the proposed action include:

a. Continued storage of obsolete/unserviceable chemical agents/munitions at JA.

b. Construction of a chemical agents/munitions disposal facility at an alternate location and shipment of the chemical agents/munitions stored at JA to the disposal facility.

Note.—Pub. L. 91–672 prohibits the transportation of the chemical munitions currently stored on JA to the United States and specifies that the detoxification or destruction of these munitions shall be conducted only outside of the U.S., i.e., the several States and the District of Columbia.

c. Shipment of the chemical agents/munitions stored on JA to an alternate location for storage. (See note above.)

d. Ocean dumping of untreated chemical agents/munitions. (Note: Pub. L. 92–532 prohibits transportation of any chemical warfare agent for the purpose of dumping it into ocean waters.)

e. Disposal of the chemical agents/munitions through incineration at sea.

2. The Department of the Army recognizes its responsibility to destroy obsolete/unserviceable chemical warfare agents and munitions in a safe and environmentally acceptable manner. The Army further recognizes the need under National Environmental Policy Act (NEPA), to discuss and analyze, in appropriate environmental documentation, the potential impact from operation and subsequent decontamination of the proposed disposal facility on JA as well as the more immediate impact associated with construction of the facility.

3. Notice is further given of the Army's intention to initiate the scoping process for this environmental impact statement. The purposes of this scoping process are those stated in 32 CFR 651.32 and are designed to aid the Army in determining the significant issues related to the proposed action. The process incorporates appropriate public participation, including Federal, state and local agencies, as well as residents within the affected environment.

4. Questions and comments regarding both the scope of and the issues to be analyzed in the environmental documentation may be addressed to Mr. John A. Scott, US Army Toxic and Hazardous Materials Agency, ATTN: DRXTH–SE, Aberdeen Proving Ground, MD 21010. An initial scoping meeting will be held in Honolulu, Hawaii, on March 17, 1983 so that interested individuals and agencies may assist the Department of the Army in scoping the environmental documentation. As specific issues are identified through the receipt of comments, additional public meetings and seminars may be scheduled if required. Written comments are requested fifteen days from this date, so that the agenda for the scoping meeting can be planned. Interested individuals and agencies may also obtain a copy of the Johnston Atoll Chemical Agent Disposal System (JACADS) information package by writing to the above address or Commander, US Army Western Command, ATTN: Public Information Office, Fort Shafter, HI 96858.

Dated: February 22, 1983.

Lewis D. Walker,

Deputy for Environment, Safety and Occupational Health, OASA (IL&FM).

[FR Doc. 83–4797 Filed 2–24–83; 8:45 am]

BILLING CODE 3710–92–M

Office of the Secretary

Defense Science Board Task Force on Fire Support for Amphibious Warfare; Advisory Committee Meeting

The Defense Science Board Task Force on Fire Support for Amphibious Warfare will meet in closed session on 22–24 March 1983 in Washington, D.C.

The mission of the Defense Science Board is to advise the Secretary of Defense and the Under Secretary of Defense for Research and Engineering on scientific and technical matters as they affect the perceived needs of the Department of Defense.

At the meeting on 22–24 March 1983 the Task Force will consider organizational matters and the basic requirements for fire support during amphibious warfare operations.

In accordance with section 10(d) of the Federal Advisory Committee Act, Pub. L. 92–463, as amended (5 U.S.C. App. I, (1976)), it has been determined that this DSB Task Force meeting concerns matters listed in 5 U.S.C. 552b(c)(1) (1976), and that accordingly these meetings will be closed to the public.

M. S. Healy,

OSD Federal Register Liaison Officer, Washington Headquarters Service, Department of Defense.

February 22, 1983.

[FR Doc. 83–4809 Filed 2–24–83; 8:45 am]

BILLING CODE 3810–01–M

Defense Science Board Task Force on the Transition of Weapon Systems From Development to Production; Advisory Committee Meeting

The Defense Science Board Task Force on the Transition of Weapon Systems from Development to Production will meet in closed session on 23 March 1983 in Arlington, Virginia.

The mission of the Defense Science Board is to advise the Secretary of Defense and the Under Secretary of Defense for Research and Engineering on scientific and technical matters as they affect the perceived needs of the Department of Defense.

At the meeting on 23 March 1983 the Task Force will review, evaluate, and make recommendations concerning ways to improve and accelerate the transition of weapon systems into production. They will also consider training emphasis and possibilities for improvement in the internal management process.

In accordance with Section 10(d) of the Federal Advisory Committee Act, Pub. L. No. 92–463, as amended (5 U.S.C. App. I, (1976)), it has been determined that this DSB Task Force meeting concerns matters listed in 5 U.S.C. 552b(c)(1) (1976), and that accordingly these meetings will be closed to the public.

February 22, 1983.

M. S. Healy,

OSD Federal Register Liaison Officer, Washington Headquarters Service, Department of Defense.

[FR Doc. 83–4860 Filed 2–24–83; 8:45 am]

BILLING CODE 3810–01–M

Office of the Secretary

Public Information Collection Requirement Submitted to OMB for Review

The Department of Defense has submitted to OMB for review the following proposal for the collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C Chapter 35). Each entry contains the following information: (1) Type of Submission; (2) Title of Information Collection and Form Number if applicable; (3) Abstract statement of the need for and the uses to be made of the information collected; (4) Type of Respondent; (5) An estimate of the number of responses; (6) An estimate of the total number of hours needed to provide the information; (7) To whom comments regarding the information collection are to be forwarded; (8) The point of contact from whom a copy of the information proposal may be obtained.

Extension

Industrial Equipment Modernization Program—Post Analysis Report

The DD Form 1651 is used by defense contractors to show net cost savings which result from the use of Government-owned machine tools/equipment which have been modernized or replaced by the Government. These data are used to determine the amount of credit of refund due to the Government.

DoD contractors: 50 responses; 100 hours.

Forward comments to Mr. Edward Springer, OMB Desk Officer, Room 3235, NEOB, Washington, D.C. 20503, and Mr. John V. Wenderoth, DoD Clearance Officer, OASD(C), DIRMS, IRAD, Room 1A658, Pentagon, Washington, D.C. 20301, telephone (202) 697–1195.

A copy of DD Form 1106 and instructions may be obtained from Mr. John R. King, Defense Industrial Resources Support Office, Two Skyline Place, Suite 1406, 5203 Leesburg Pike, Falls Church, Virginia 22041, (202) 756–2310.

M. S. Healy,

OSD Federal Register Liaison Officer Department of Defense.

February 18, 1983.

[FR Doc. 83–4759 Filed 2–24–83; 8:45 am]

BILLING CODE 3810-01-M

Joint Strategic Target Planning Staff Scientific Advisory Group

The Joint Strategic Target Planning Staff (JSTPS) Scientific Advisory Group will meet in closed session March 10 and 11, 1983, at Offutt Air Force Base, Nebraska. The purpose of the meeting is to discuss matters which relate to the development of the Single Integrated Operational Plan (SIOP). The entire meeting will be devoted to the discussion of classified matters within the meaning of section 552b(c)(1), Title 5 of the U.S. Code and designated at TOP SECRET in accordance with Executive Order 12356, April 2, 1982. Therefore, pursuant to the provisions of Section 10(d) of the Federal Advisory Committee Act (Pub. L. 92–463 as amended) notice is hereby given that the meeting will be closed to the public.

M. S. Healy,

OSD Federal Register Liaison Officer, Washington Headquarters Services, Department of Defense.

February 18, 1983.

[FR Doc. 83–4758 Filed 2–24–83; 8:45 am]

BILLING CODE 3810-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RM79–34; Docket No. ST82–155]

Transportation Certificates for Natural Gas Displacement of Fuel Oil; Natural Gas Pipeline Co. of America; Self-Implementing Transactions

April 15, 1982.

Take notice the following transactions have been reported to the Commission as being implemented pursuant to Part 284 of the Commission's Regulations and Sections 311 and 312 of the Natural Gas Policy Act of 1978 (NGPA). The "Recipient" column in the following table indicates the entity receiving or purchasing the natural gas in each transaction.

The "Part 284 Subpart" column in the following table indicates the type of transaction. A "B" indicates transportation by an interstate pipeline pursuant to Section 284.102 of the Commission's Regulations.

A "C" indicates transportation by an intrastate pipeline pursuant to Section 284.122 of the Commission's Regulations. In those cases where Commission approval of a transportation rate is sought pursuant to Section 284.123(b)(2), the table lists the proposed rate and expiration date for the 150-day period for staff action. Any person seeking to participate in the proceeding to approve a rate listed in the table should file a petition to intervene with the Secretary of the Commission.

A "D" indicates a sale by an intrastate pipeline pursuant to Section 284.142 of the Commission's Regulations and Section 311(b) of the NGPA. Any interested person may file a complaint concerning such sales pursuant to Section 284.147(d) of the Commission's Regulations.

A "E" indicates an assignment by an intrastate pipeline pursuant to Section 284.163 of the Commission's Regulations and Section 312 of the NGPA.

An "F" indicates a fuel oil displacement transaction implemented pursuant to Section 284.202 of the Commission's Regulations. Any interested persons may file a complaint concerning such transaction pursuant to Section 284.205(d) of the Commission's Regulations.

A "G" indicates transportation by an interstate pipeline on behalf of another interstate pipeline pursuant to a blanket certificate issued under Section 284.221 of the Commission's Regulations.

A "G (HT)" indicates transportation, sales or assignments by a Hinshaw Pipeline pursuant to a blanket certificate issued under Section 284.222 of the Commission's Regulations.

Kenneth F. Plumb,

Secretary.

Docket No. and Transporter/seller	Recipient	Date filed	Part 284 subpart	Expiration date [1]	Transportation rate (C/MMBtu)
ST82-155 Natural Gas Pipeline Co. of America	Columbia Gas Transmission Corp	2/01/82	G		
ST82-156 United Gas Pipe Line Co	Texas Gas Transmission Corp	2/01/82	G		
ST82-157 Odessa Natural Co	El Paso Natural Gas Co	2/01/82	C	7/01/82	5.50
ST82-158 United Gas Pipe Line Co	Delhi Gas Pipeline Corp	1/18/82	B		
ST82-159 Louisiana Gas Systems, Inc	Entex, Inc	2/02/82	C		
ST82-160 Northwest Pipeline Corp	Southwest Gas Corp	2/02/82	G		
ST82-161 Natural Gas Pipeline Co. of America	Liberty Natural Gas Co	2/03/82	B		
ST82-162 Natural Gas Pipeline Co. of America	El Paso Natural Gas Co	2/03/82	G		
ST82-163 The East Ohio Gas Co	Panhandle Eastern Pipe Line Co	1/19/82	G(HT)		
ST82-164 Seagull Pipeline Corp	El Paso Natural Gas Co	12/10/81	C		

Docket No. and Transporter/seller	Recipient	Date filed	Part 284 subpart	Expiration date [1]	Transportation rate (C/MMBtu)
ST82-165 United Texas Transmission Co	Transcontinental Gas Pipe Line Corp	2/03/82	C		
ST82-166 Northern Natural Gas Co	Intratex Gas Co	2/03/82	B		
ST82-167 Natural Gas Pipeline Co. of America	United Gas Pipe Line Co	2/05/82	G		
ST82-168 Northern Natural Gas Co	Kansas Power and Light Co	2/05/82	B		
ST82-169 United Gas Pipe Line Co	Monterey PipeLine Co	2/05/82	B		
ST82-170 United Gas Pipe Line Co	Transcontinental Gas Pipe Line Corp	2/05/82	G		
ST82-171 United Gas Pipe Line Co	Faustina Pipe Line Co	2/05/82	B		
ST82-172 Texas Gas Transmission Corp	United Gas Pipe Line Co	2/08/82	G		
ST82-173 Transcontinental Gas Pipe Line Corp	Southern Natural Gas Co	2/08/82	G		
ST82-174 Northern Natural Gas Co	North Central Public Service Co	2/08/82	B		
ST82-175 Northern Natural Gas Co	Westar Transmission Co	2/08/82	B		
ST82-176 Trunkline Gas Co	Cajun Natural Gas Co	2/08/82	B		
ST82-177 Natural Gas Transmission Co. of Ohio	Columbia Gas Transmission Corp	2/11/82	C		
ST82-178 Transcontinental Gas Pipe Line Corp	Florida Gas Transmission Co	2/11/82	G		
ST82-179 Houston Pipe Line Co	Texas Eastern Transmission Corp	2/05/82	C		
ST82-180 Transcontinental Gas Pipe Line Corp	Louisiana Intrastate Gas Corp	2/16/82	B		
ST82-181 United Gas Pipe Line Co	Southern Natural Gas Co	2/12/82	G		
ST82-182 Tennessee Gas Pipeline Co	United Gas Pipe Line Co	2/17/82	G		
ST82-183 Southern Natural Gas Co	Tennessee Gas Pipe Line Co	2/18/82	G		
ST82-184 Panhandle Eastern Pipe Line Co	Peoples Natural Gas Co	2/18/82	F		
ST82-185 Trunkline Gas Co	Southern Natural Gas Co	2/19/82	G		
ST82-186 United Gas Pipe Line Co	Southern Natural Gas Co	2/17/82	G		
ST82-187 Coronado Transmission Co	United Gas Pipe Line Co	2/22/82	D	7/22/82	15.07
ST82-188 Channel Industrial Gas Co	Tennessee Gas Pipeline Co	2/22/82	C		
ST82-189 Delhi Gas Pipeline Corp	Northern Natural Gas Co	2/23/82	C	7/23/82	33.40
ST82-190 Sea Robin Pipeline Co	Southern Natural Gas Co	2/22/82	G		
ST82-191 Florida Gas Transmission Co	Houston Pipe Line Co	2/25/82	B		
ST82-192 Natural Gas Pipeline Co. of America	Southwestern Gas Pipeline, Inc	2/26/82	B		
ST82-193 Producer's Gas Co	Southern Natural Gas Co	2/25/82	C	7/25/82	37.50
ST82-194 Producer's Gas Co	Panhandle Eastern Pipe Line Co	2/25/82	C	7/25/82	37.50
ST82-195 Producer's Gas Co	Transwestern Pipeline Co	2/25/82	C	7/25/82	37.50
ST82-196 Producer's Gas Co	Trans Louisiana Gas Co	2/25/82	D		

[1] The Intrastate Pipeline has sought Commission approval of its transportation rate pursuant to Section 284.123(B)(2) of the Commission's Regulations (18 CFR 284.123(B)(2)). Such rates are deemed fair and equitable if the Commission does not take action by the date indicated.

[FR Doc. 83-4890 Filed 2-24-83; 8:45 am]
BILLING CODE 6717-01-M

[Project No. 6882-000, et al.]

City of Shawano, Wisconsin, et al.; Applications Filed With the Commission

Taken notice that the following hydroelectric applications have been filed with the Federal Energy Regulatory Commission and are available for public inspection:

1a. Type of application: Preliminary Permit

b. Project No: 6882-000

c. Date Filed: November 26, 1982

d. Applicant: City of Shawano, Wisconsin

e. Name of Project: Pella Dam

f. Location: City of Shawano, Shawano County, Wisconsin

g. Filed Pursuant to: Federal Power Act 16 U.S.C. 791(a)-825(r)

h. Contact Person: Mr. James M. Waters, Waters and Associates, Inc., 995 Applegate Road, P.O. Box 4086, Madison, Wisconsin 53711

i. Comment Date: April 22, 1983.

j. Description of Project: The proposed project would consist of: (1) an existing reservior with a storage area of 315 acre-feet and a surface area of 68.8 acres at power pool elevation of 843 feet m.s.l.; (2) an existing masonry and rock-timber crib dam; (3) a proposed powerhouse with a total installed capacity of 415 kW; (4) proposed 12.47 kV and 34.5 kV transmission lines; and (5) appurtenant facilities. The estimated average annual energy output would be 1,800 MWh.

k. Purpose of Project: Applicant proposes to sell the generated power to either the Wisconsin Power and Light Company or the Wisconsin Public Service Corporation.

1. This notice also consists of the following standard paragraphs: A4a, A4c, B, C, and D2

2a. Type of Application: Preliminary Permit

b. Project No: 7004-000

c. Date Filed: January 17, 1983

d. Applicant: City of Rock Falls, Illinois

e. Name of Project: Upper Sterling Dam Hydro Project

f. Location: Sterling, Whiteside County, Illinois on the Rock River

g. Filed Pursuant to: Federal Power Act 16 U.S.C. 791(a)-825(r)

h. Contact Person: Honorable Mayor Glen R. Kuhlemier, City of Rock Falls, 603 West 10th Street, Rock Falls, Illinois 61071

i. Comment Date: April 22, 1983.

j. Description of Project: The proposed project would consist of: (1) and existing 1400-foot long and 9-foot high concrete dam; (2) an existing reservoir having a storage capacity of 7,000 acre-feet and a surface area of 2,400 acres; (3) a proposed powerhouse with an installed generating capacity of 3 MW; (4) transmission lines; and (5) appurtenant facilities. The Applicant estimates that the average annual energy generation would be 15.4 GWh. All power generated would be utilized by the City of Rock Falls.

k. This notice also consists of the following standard paragraphs: A4a, A4c, B, C, and D2

3a. Type of Application: Preliminary Permit

b. Project No: 6997-000

c. Date Filed: January 13, 1983

d. Applicant: Doug Mendenhall

e. Name of Project: Clark Fork Diversion Project

f. Location: Superior, in Mineral and Sanders Counties, Montana on the Clark Fork River within the Lolo National Forest

g. Filed Pursuant to: Federal Power Act 16 U.S.C. 791(a)-825(r)

h. Contact Person: Mr. Doug Mendenhall, P.O. Box 332, Lucile, Idaho 83542

i. Comment Date: April 25, 1983.

j. Description of Project: The proposed project would consist of: (1) a new reinforced concrete diversion dam; (2) a new 42,000-foot headrace tunnel; (3) a new steel penstock; (4) a new powerhouse with an installed capacity of 100 MW; (5) new transmission lines ranging from 18 to 24 miles; and (6) appurtenant facilities. Applicant estimates that average annual generation would be 330 GWh. All power generated would be sold to a local utility company.

l. This notice also consists of the following standard paragraphs: A4b, A4c, A4d, B, C, and D2

4a. Type of Application: Preliminary Permit
b. Project No: 7023–000
c. Date Filed: January 23, 1983
d. Applicant: Franklin County, Indiana
e. Name of Project: Brookville Dam Project
f. Location: Brookville, Franklin County, Indiana on the East Fork of the Whitewater River
g. Filed Pursuant to: Federal Power Act 16 U.S.C. 791(a)–825(r)
h. Contact Person: Mr. Francis Schuck, Franklin County Courthouse Brookville, Indiana 47012
i. Comment Date: April 22, 1983.
j. Description of Project: The proposed project would utilize the existing U.S. Army Corps of Engineers' Brookville dam and reservoir and would consist of: (1) A proposed penstock to connect the existing outlet structure to the proposed powerhouse; (2) a new powerhouse containing generating units with a total installed capacity of 12 MW; (3) proposed transmission lines; and (4) appurtenant facilities. Applicant estimates that the average annual energy generation would be determined at a later time. All power generated would be sold to a local utility company.
k. This notice also consists of the following standard paragraphs: A4a, A4c, B, C, and D2
5a. Type of Application: 5MW Exemption
b. Project No: 6985–000
c. Date Filed: January 6, 1983
d. Applicant: ARCO Metals Company
e. Name of Project: Kinneytown Hydro Project
f. Location: New Haven County, Connecticut
g. Filed pursuant to: Section 408 of the Energy Security Act of 1980 (Act), (16 U.S.C. 2705 and 2708 as amended)
h. Contact person: Mr. Robert C. Weber, Manager, Engineering, ARCO Metals Company, Ansonia Plant, 75 Liberty Street, Ansonia, Connecticut 06401 and Barbara E. Schneider, Esquire, Chapman, Duff and Paul, 1730 Pennsylvania Ave., NW., Washington, D.C. 20006
i. Comment date: April 1, 1983.
j. Description of Project: The proposed project would be run-of-the-river and would consist of two developments (A & B) each utilizing: (1) The existing Kinneytown dam, 412 feet long and 20 feet high, constructed of concrete with an ogee spillway; (2) a reservior having minimal pondage and normal surface elevation of 64.6 m.s.l.:
A. (3) an existing intake structure, at the left river bank, and a 1-mile long canal and equalization pond leading to (4) an existing powerhouse containing an operating turbine-generator unit having a rated capacity of 850 kW; (5) a tailrace returning flow to the Naugatuck River approximately 6,000 feet downstream of the dam; (6) a transmission line; and (7) appurtenant facilities:
B. (3) a new intake structure, at the right river bank, and a new 10-foot diameter steel penstock, 210 feet long, leading to (4) a new powerhouse containing a turbine-generator unit having a rated capacity of 1,820 kW; (5) a tailrace returning flow to the Naugatuck River approximately 400 feet downstream of the dam; (6) a new 13.8-kV transmission line approximately 1 mile long; and (7) appurtenant facilities. The existing average annual output is 2,500,000 kWh and the Applicant estimates the combined output of the two units would be 8, 400,000 kWh. Project energy would be utilized by the Applicant's Ansonia Manufacturing Plant. All project works are owned by the Applicant.
k. This notice also consists of the following standard paragraphs: A1, B, C and D3a
l. Purpose of Exemption: An exemption, if issued, gives the Exemptee priority of control, development, and operation of the project under the terms of the exemption from licensing, and protects the Exemptee from permit or license applicants that would seek to take or develop the project.
6a. Type of Application: Exemption from Licensing (5MW or less capacity)
b. Project No: 6389–001
c. Date Filed: 12/8/82
d. Applicant: Lawrence J. McMurtrey
e. Name of Project: French Creek
f. Location: On French Creek, within Snoqualmie-Mt. Baker National Forest in Snohomish County, Washington.
g. Filed Pursuant to: Energy Security Act of 1980 (16 U.S.C. 2705 and 2708 as amended)
h. Contact Person: Lawrence J. McMurtrey, 12122—196th, N.E. Redmond, Washington 98052
i. Comment Date: April 4, 1983
j. Competing Application: Project No. 6537–000 Date Filed: 7/16/82 Notice Issued: 10/19/82
k. Description of Project: The proposed project would consist of: (1) A 2-foot-high, 14-foot-long diversion structure; (2) a 24-inch-diameter, 8000-foot-long penstock; (3) a powerhouse containing a generating unit with a rated capacity of 2.33 MW; and (4) appurtenant facilities. The Applicant estimates a 12.24 GWh average annual energy production.
l. Purpose of Project: Power would be sold to Puget Sound Power and Light.
m. This notice also consists of the following standard paragraphs: A1, B, C, D3a
7a. Type of Application: Preliminary Permit
b. Project No: 6953–000
c. Date Filed: December 22, 1982
d. Applicant: Tualatin Valley Irrigation District
e. Name of Project: Scoggins Water Power Project
f. Location: Scoggins Creek at the Bureau of Reclamation's Scoggins Dam in Washington County, Oregon
g. Filed Pursuant to: Federal Power Act, 16 U.S.C. 791(a)–825(r)
h. Contact Person: Palmer S. Torvend, P.O. Box 215, Forest Grove, Oregon 97116
i. Comment Date: April 4, 1983
j. Competing Application: Project No. 6609–000, Date Filed: 8/18/82 Notice Issued: 10/15/82
k. Description of Project: The proposed project would utilize the head developed by the existing U.S. Bureau of Reclamation's Scoggins Dam. The project would consist of: (1) A penstock connecting to the existing outlet works of the USBR's Scoggins Dam; (2) a powerhouse containing a generating unit with a rated capacity of 1500 kW; and (3) appurtenant facilities. The Applicant estimates a 4-million-kWh average annual energy production. Applicant has requested a 36-month permit to do feasibility studies and prepare a license application, at an estimated cost of $10,000.
l. This notice also consists of the following standard paragraphs: A3, B, C & D2
8a. Type of Application: Exemption Under 5MW
b. Project No.: 6955–000
c. Date Filed: December 23, 1982
d. Applicant: Pan-Pacific Hydro, Inc.
e. Name of Project: Stoney Creek Project
f. Location: On Stoney Creek, near Weaverville, in Trinity County, California
g. Filed Pursuant to: Section 408 of the Energy Security Act of 1980, 16 U.S.C. 2705 and 2708 *as amended*
h. Contact Person: Mr. James B. Thompkins, Pan-Pacific Hydro, Inc., 3357 Jordan Road, Oakland, California
i. Comment Date: April 4, 1983.
j. Description of Project: The proposed run-of-the-river project would consist of: (1) A 5-foot-high, 22-foot-long, concrete diversion structure; (2) a 2,800-foot-long, 30-inch-diameter steel pipeline; (3) an 800-foot-long, 24-inch-diameter steel penstock; (4) a powerhouse containing a single 350-kW generating unit with an estimated annual generation of 1.4 GWh;

and (5) appurtenant facilities. Project power would be sold to Pacific Gas and Electric Company. The project would impact lands of the Trinity National Forest.

An exemption, if issued, gives the Exemptee priority of control, development, and operation of the project under the terms of the exemption from licensing, and protects the Exemptee from licensing, and protects the Exemptee from permit or license applicants that would seek to take or develop the project.

k. This notice also consists of the following standard paragraphs: A1, B, C and D3a

9a. Type of Application: Preliminary Permit

b. Project No: 7005–000

c. Date Filed: January 18, 1983

d. Applicant: Grisdale Hill Company

e. Name of Project: Christy Creek Hydropower

f. Location: On Christy Creek in Lane County, Oregon within Willamette National Forest.

g. Filed Pursuant to: Federal Power Act 16 U.S.C. 791(a)–825(r)

h. Contact Person: Ms. Joy Leong, Morrison and Foerster, 1920 N Street, N.W., Washington, D.C. 20036.

i. Comment Date: April 27, 1983.

j. Description of Project: The proposed project would consist of: (1) An 8-foot-high, 60-foot-long, diversion dam; (2) a 9,500-foot-long buried pipeline; (3) a 48-inch-diameter, 1,900-foot-long penstock; (4) a Powerhouse containing a single generating unit with an installed capacity of 4,000 kW, operating under a head of 550 feet; (5) a tailrace; and (6) a 10-mile-long, 34.5-kV transmission line tying into an existing 115-kV line owned by the Bonneville Power Administration. The average annual energy output would be 17.7 million kWh.

A preliminary permit, if issued does not authorize construction. the Applicant seeks a 24 month permit to study the feasibility of constructing and operating the project. No new access roads will be required for the purpose of conducting these studies. The estimated cost for conducting these studies is $125,000.

k. Purpose of Project: Project power will be sold to the Bonneville Power Administration or to a local investor owned utility.

l. This notice also consists of the following standard paragraphs: A4a, A4c, B, C and D2

10a. Type of Application: Preliminary Permit

b. Project No.: 6961–000

c. Date Filed: December 27, 1982

d. Applicant: Midvale Irrigation District

e. Name of Project: Pilot Butte Dam and Power Plant

f. Location: Wind River, Fremont County, Wyoming

g. Filed Pursuant to: Federal Power Act 16 U.S.C. 791(a)–825(r)

h. Contact Person: Mr. Jack Long, Manager, Midvale Irrigation District, Post Office Box 128, Pavillion, Wyoming 82523

i. Comment Date: April 27, 1983.

j. Description of Project: The proposed project would consist of: (1) The existing U.S. Bureau of Reclamation Pilot Butte Dam; and/or (2) the existing U.S. Bureau of Reclamation Pilot Butte Power Plant; (3) proposed power generating facilities at the above locations, within an estimated total installed capacity of up to 6 MW; (4) a proposed short transmission line to the existing substation adjacent to the existing Pilot Butte Power Plant; and (5) appurtenant facilities. Applicant estimates the total average annual generation to be about 15.0 GWh.

k. Purpose of Project: The Applicant proposes to market the power generated in an appropriate local power market.

l. This notice also consists of the following standard paragraphs: A4a, A4c, B, C, and D2

11a. Type of Application: Exemption from Licensing (5 MW or less)

b. Project No.: 6965–000

c. Date Filed: December 27, 1982

d. Applicant: Richard R. Gresham

e. Name of Project: Hecla Power

f. Location: On Canyon Creek in Shoshone County, Idaho

g. Filed Pursuant to: Section 408 of the Energy Security Act of 1980 (16 U.S.C. 2705 and 2708 as amended).

h. Contact Person: Richard R. Gresham, P.O. Box 52, Kellogg, Idaho 83837

i. Comment Date: April 6, 1983.

j. Description of Project: The proposed project would rehabilitate and utilize an existing inactive development consisting of: (1) A 6-foot-high by 40-foot-long concrete dam; (2) a 30-inch-diameter, 7,800-foot-long wood stave line; (3) a 20-inch-diameter, 500-foot-long wood penstock; (4) two turbine-generators with a total rated capacity of 500 kW and an average annual output of 2 GWh located in the Star Mine Warehouse basement; (5) an electrical connection to the powerline servicing the warehouse; and (6) and 80-foot-long concrete tailrace.

Purpose of Exemption—An exemption, if issued, gives the Exemptee priority of control, development, and operation of the project under the terms of the exemption from licensing, and protects the Exemptee from permit or license applicants that would seek to take or develop the project.

k. This notice also consists of the following standard paragraphs: A1, B, C and D3a

12a. Type of Application: Preliminary Permit

b. Project No: 6967–000

c. Date Filed: December 27, 1982

d. Applicant: California Hydroelectric

e. Name of Project: Fall Creek Project

f. Location: On Fall Creek in Nevada County, California within the Tahoe National Forest

g. Filed Pursuant to: Federal Power Act, 16 U.S.C. 791(a)–825(r)

h. Contact Person: Mr. James R. Doolittle, 18611 Pebble Place, Nevada City, California 95959

i. Comment Date: April 22, 1983.

j. Description of Project: The proposed project would consist of: (1) A 6-foot-high, 23-foot-long diversion structure; (2) a 36-inch-diameter, 5,287-foot-long buried pipeline; (3) a 24-inch-diameter, 3,300-foot-long penstock; (4) a powerhouse to contain a single generating unit with a rated capacity of 4,900 kW, operating under a head of 2,000 feet; and (5) a 1-mile-long, 69-kV transmission line to tie into the existing Pacific Gas and Electric transmission line. The average annual energy output is 11 million kWh.

A preliminary permit, if issued, does not authorize construction. The Applicant seeks issuance of a preliminary permit for a period of 36 months to study the feasibility of constructing and operating the project. The estimated cost for conducting these studies is $40,000. No new access roads will be required for the purpose of conducting these studies.

k. Purpose of Project: Project power will be sold to Pacific Gas and Electric Company.

l. This notice also consists of the following standard paragraphs: A4a, A4c, B, C and D2

13a. Type of Application: Preliminary Permit

b. Project No: 7018–000

c. Date Filed: January 24, 1983

d. Applicant: Mason County PUD No. 3, Washington

e. Name of Project: Goldsborough Creek Project

f. Location: On Goldsborough Creek, near Shelton, in Mason County, Washington

g. Filed Pursuant to: Federal Power Act, 16 U.S.C. 791(a)–825(r)

h. Contact Person: Mr. Dennis E. Rohr, General Manager, Mason County PUD No. 3, P.O. Box 490, Third and Cota Streets, Shelton, Washington 98584

i. Comment Date: April 25, 1983.

j. Description of Project: The proposed run-of-the-river project would consist of: (1) The existing Simpson Timber Company's 13.7-foot-high, 100-foot-long Goldsborough Creek Dam; (2) a 30-inch-diameter, 100-foot-long, steel penstock; (3) a powerhouse containing a single 380-kW generating unit with an estimated average annual generation of 1.32 GWh; and (4) appurtenant facilities. Project power would be used to meet the Applicant's load demand.

A preliminary permit, if issued, does not authorize construction. The Applicant seeks a 36-month permit to study the feasibility of constructing and operating the project and estimates the cost of the studies at $116,500.

k. This notice also consists of the following standard paragraphs: A4a, A4c, B, C and D2

14a. Type of Application: Exemption from Licensing (5MW or less capacity)

b. Project No: 6625–001

c. Date Filed: December 17, 1982

d. Applicant: John H. Leslie

e. Name of Project: Spencer Lake Hydroelectric Power

f. Location: On an unnamed stream below Spencer Lake in San Juan County, Washington.

g. Filed Pursuant to: Energy Security Act of 1980 (16 U.S.C. 2705 and 2708 as amended)

h. Contact Person: Frank W. Pita, CH2M Hill, 1500 114th Avenue S.E., Bellevue, Washington 98004

i. Comment Date: April 8, 1983.

j. Description of Project: The proposed project would consist of: (1) An existing 42-foot-high privately owned Spencer Lake Dam; (2) a 15-inch-diameter, 1,300-foot-long penstock; (3) a powerhouse containing a generating unit with a rated capacity of 40 kW; and (4) appurtenant facilities. The Applicant estimates a 170,000 kWh average annual energy production.

k. Purpose of Project: Power would be sold to a local utility.

l. This notice also consists of the following standard paragraphs: A1, B, C, D3a

15a. Type of Application: 5MW Exemption

b. Project No: 6429–001

c. Date Filed: January 10, 1983

d. Applicant: Daniel Enos

e. Name of Project: Russell Mill Pond

f. Location: Russell Mill Pond, Town of Plymouth, Plymouth County, Massachusetts

g. Filed Pursuant to: Section 408 of the Energy Security Act of 1980, Pub. L. 96–294, 94 Stat. 611 (16 U.S.C. 2705 and 2708 as amended)

h. Contact Person: Daniel Enos, Russell Mill Road, Plymouth, Massachusetts 02360

i. Comment Date: April 4, 1983.

j. Description of Project: The proposed project would consist of: (1) An existing 15 to 25-foot high, 400-foot long earth and rock fill dam with a 40-foot long controlled spillway; (2) an existing 30-acre reservoir having no usable storage capacity at elevation 25.0 feet m.s.l.; (3) an 18-foot long concrete and wood penstock; (4) a new powerhouse located at the base of the controlled spillway containing a 15 kW turbine-generator; (5) a 150-foot long, 220-V transmission line; (6) an existing fish ladder; and (7) appurtenant facilities. The project would produce approximately 78,840 kWh annually. Applicant owns the Project property.

l. Purpose of Project: Energy produced at the project would be utilized by the Applicant with excess energy sold to the local utility.

m. This notice also consists of the following standard paragraphs: A1, B, C, D3a

n. Purpose of Exemption: An exemption, if issued, gives the Exemptee priority of control, development, and operation of the project under the terms of the exemption from licensing, and protects the Exemptee from permit or license applicants that would seek to take or develop the project.

16a. Type of Application: Conduit Exemption

b. Project No.: 3685–003

c. Date Filed: December 22, 1982

d. Applicant: City of Bakersfield and Kern Delta Water District

e. Name of Project: Carrier Canal Powerplant

f. Location: At the Carrier Canal headworks, near Bakersfield, in Kern County, California.

g. Filed Pursuant to: Federal Power Act 16 U.S.C. 30

h. Contact Person: Mr. Philip Kelmar, City Manager, City of Bakersfield, 1501 Truxton Avenue, Bakersfield, California 93301

i. Comment Date: April 4, 1983.

j. Description of Project: The proposed project would consist of: (1) A powerhouse, to be located at the Carrier Canal headworks, containing two generating units, each rated at 350 kW; and (2) a 0.5-mile-long transmission line. The average annual energy generation is estimated to be 3 million kWh.

k. Purpose of Project: The energy generating by the project will be transmitted into an existing utility transmission grid.

l. This notice also consists of the following standard paragraphs: B, C, D3b

17a. Type of Application: Exemption (5MW or Less)

b. Project No.: 6792–000

c. Date Filed: October 25, 1982

d. Applicant: Stony Creek Hydro Company

e. Name of Project: Mill Creek

f. Location: On Mill Creek, near Paradise, within Plumas National Forest, in Butte County, California

g. Filed Pursuant to: Section 408 of the Energy Security Act of 1980 (16 U.S.C. 2705 and 2708 *as amended)*

h. Contact Person: James E. Helmich, California Hydro Systems, Inc., 1330 21st Street, Suite 105, Sacramento, California 95814

i. Comment Date: April 4, 1983.

j. Description of Project: The proposed Mill Creek Project would consist of: (1) A low diversion structure with a maximum possible height of six feet; (2) a low-pressure, 2,640-foot-long, 30-inch steel flume; (3) a 1,604-foot-long, 30-inch-diameter steel penstock; (4) a powerhouse containing two generating units, one rated at 830 kW and one rated at 420 kW; and (5) a one-mile-long transmission line. The average annual energy generation is estimated at 10.5 million kWh.

k. Purpose of Project: The energy generated by the project would be sold to Pacific Gas and Electric Company.

l. This notice also consists of the following standard paragraphs: A1, B, C and D3a

18a. Type of Application: Exemption (5 MW or Less)

b. Project No: 6819–000

c. Date Filed: November 2, 1982

d. Applicant: Desert Water Agency

e. Name of Project: Snow Creek Project

f. Location: On Snow Creek, near Snow Creek Village, on San Bernardino National Forest and BLM lands, in Riverside County, California.

g. Filed Pursuant to: Section 408, Energy Security Act, 16 U.S.C. 2705 and 2708, as amended.

h. Contact Person: Ronald L. Baetz, Desert Water Agency, 1200 South Bogie Road, Palm Springs, California 92262.

i. Comment Date: April 4, 1983.

j. Description of Project: The Snow Creek Project would consist of: (1) The existing 10-foot-high concrete Snow Creek Diversion Dam; (2) an 11,800-foot-long, 14-inch-diameter steel pipeline; (3) a 0.5–MG steel equalizing reservoir; (4) a powerhouse containing one generating unit rated at 300 kW; (5) a tailrace; and (6) a 300-foot-long transmission line. The average annual energy generation is estimated to be 1.8 million kWh.

k. Purpose of Project: The energy generated by the project would be used internally or sold to a local utility.

l. This notice also consists of the following standard paragraphs: A1, B, C and D3a

19a. Type of Application: Conduit Exemption

b. Project No: 6688–000

c. Date Filed: December 27, 1982

d. Applicant: City of Upland Water Department

e. Name of Project: City of Upland Water Department Project

f. Location: On the San Antonio Water Company's existing pipeline near the City of Upland, in San Bernardino County, California.

g. Filed Pursuant to: Section 30, Federal Power Act

h. Contact Person: John Egan, John Egan and Associates, Inc., 366 Orange Show Lane, San Bernardino, CA 92408

i. Comment Date: April 6, 1983.

j. Description of Project: The proposed project would consist of: (1) A centrifugal turbine connected to a 46–kW generating unit to be housed in an existing building and located on a 22-inch-diameter pipeline owned by the San Antonio Water Company; and (2) a bypass conduit. The average annual energy generation is estimated to be 403,000 kWh.

k. Purpose of Project: The energy generated would be sold to Southern California Edison Company.

l. This notice also consists of the following standard paragraphs: B, C, D3b

Competing Applications

A1. Exemptions for Small Hydroelectric Power Project under 5MW Capacity—Any qualified license applicant desiring to file a competing application must submit to the Commission, on or before the specified comment date for the particular application, either a competing license application that proposes to develop at least 7.5 megawatts in that project, or a notice of intent to file such a license application. Submission of a timely notice of intent allows an interested person to file the competing license application no later than 120 days after the specified comment date for the particular application. Applications for preliminary permit will not be accepted.

A notice of intent must conform with the requirements of 18 CFR 4.33(b) and (c) (1982). A competing license application must conform with the requirements of 18 CFR 4.33(a) and (d).

A2. Applications for License—Anyone desiring to file a competing application must submit to the Commission, on or before the specified comment date for the particular application, either the competing application itself (see 18 CFR 4.33(a) and (d), and Part 16, where applicable) or a notice of intent (see 18 CFR 4.33(b) and (c)) to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c) or §§ 4.101 to 4.104 (1982).

A3. Public notice of the filing of the initial application, which has already been given, established the due date for filing competing applications or notices of intent. In accordance with the Commission's regulations, no competing application for license, exemption or preliminary permit, or notices of intent to file competing applications, will be accepted for filing in response to this notice (see 18 CFR 4.30 to 4.33 or §§ 4.101 to 4.104 (1982), as appropriate). Any application for license or exemption from licensing, or notice of intent to file a license or an exemption application, must be filed in accordance with the Commission's regulations (see 18 CFR 4.30 to 4.33 or §§ 4.101 to 4.104 (1982), as appropriate).

Preliminary Permits

A4a. Existing Dam or Natural Water Feature Project—Anyone desiring to file a competing application for preliminary permit for a proposed project at an existing dam or natural water feature project, must submit the competing application to the Commission on or before 30-days after the specified comment date for the particular application (see 18 CFR 4.30 to 4.33 (1982)). A notice of intent to file a competing application for preliminary permit will not be accepted for filing.

A4b. No Existing Dam—Anyone desiring to file a competing application for preliminary permit for a proposed project where no dam exists or there are proposed to be major modifications, must submit to the Commission on or before the specified comment date for the particular application, the competing application itself, or a notice of intent to file such an application (see 18 CFR 4.30 to 4.33 (1982)).

A4c. The Commission will accept applications for license or exemption from licensing, or a notice of intent to submit such an application in response to this notice. A notice of intent to file an application for license or exemption must be submitted to the Commission on or before the specified comment date for the particular application. Any application for license or exemption from licensing must be filed in accordance with the Commission's regulations (see 18 CFR 4.30 to 4.33 or §§ 101 to 4.104 (1982), as appropriate).

A4d. Submission of a timely notice of intent to file an application for preliminary permit allows an interested person to file an acceptable competing application for preliminary permit no later than 60 days after the specified comment date for the particular application.

B. *Comments, Protests, or Motions To Intervene*—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 385.210, .211, .214 (1982). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

C. *Filing and Service of Responsive Documents*—Any filings must bear in all capital letters the title "COMMENTS," "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST" or "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing is in response. Any of the above named documents must be filed by providing the original and the number of copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application or motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

Agency Comments

D1. License applications (5 MW or less capacity)—Federal, State, and local agencies that receive this notice through direct mailing from the Commission are requested to provide comments pursuant to the Federal Power Act, the Fish and Wildlife Coordination Act, the Endangered Species Act, the National Historic Preservation Act, the Historical and Archeological Preservation Act, the National Environmental Policy Act, Pub. L. No. 88–29, and other applicable statutes. No other formal requests for comments will be made.

Comments should be confined to substantive issues relevant to the issuance of a license. A copy of the application may be obtained directly from the Applicant. If an agency does not file comments with the Commission within the time set for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

D2. Preliminary permit applications—Federal, State and local agencies are invited to file comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant.) If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

D3a. Exemption applications (5 MW or less capacity)—The U.S. Fish and Wildlife Service, The National Marine Fisheries Service, and the State Fish and Game agency(ies) are requested, for the purposes set forth in Section 408 of the Act, to file within 60 days from the date of issuance of this notice appropriate terms and conditions to protect any fish and wildlife resources or to otherwise carry out the provisions of the Fish and Wildlife Coordination Act. General comments concerning the project and its resources are requested; however, specific terms and conditions to be included as a condition of exemption must be clearly identified in the agency letter. If an agency does not file terms and conditions within this time period, that agency will be presumed to have none. Other Federal, State, and local agencies are requested to provide any comments they may have in accordance with their duties and responsibilities. No other formal requests for comments will be made. Comments should be confined to substantive issues relevant to the granting of an exemption. If an agency does not file comments within 60 days from the date of issuance of this notice, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

D3b. Exemption applications (Conduit)—The U.S. Fish and Wildlife Service, The National Marine Fisheries Service, and the State Fish and Game agency(ies) are requested, for the purposes set forth in Section 30 of the Act, to file within 45 days from the date of issuance of this notice appropriate terms and conditions to protect any fish and wildlife resources or otherwise carry out the provisions of the Fish and Wildlife Coordination Act. General comments concerning the project and its resources are requested; however, specific terms and conditions to be included as a condition of exemption must be clearly identified in the agency letter. If an agency does not file terms and conditions within this time period, that agency will be presumed to have none. Other Federal, State, and local agencies are requested to provide comments they may have in accordance with their duties and responsibilities. No other formal requests for comments will be made. Comments should be confined to substantive issues relevant to the granting of an exemption. If an agency does not file comments within 45 days from the date of issuance of this notice, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Dated: February 22, 1983.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4798 Filed 2-24-83; 8:45 am]

BILLING CODE 6717-01-M

Office of Hearings and Appeals

Cases Filed; week of January 28 Through February 4, 1983

During the Week of January 28 through February 4, 1983, the appeals and applications for exception or other relief listed in the Appendix to this Notice were filed with the Office of Hearings and Appeals of the Department of Energy.

Under DOE procedural regulations, 10 CFR Part 205, any person who will be aggrieved by the DOE action sought in these cases may file written comments on the application within ten days of service of notice, as prescribed in the procedural regulations. For purposes of the regulations, the date of service of notice is deemed to be the date of publication of this Notice or the date of receipt by an aggrieved person of actual notice, whichever occurs first. All such comments shall be filed with the Office of Hearings and Appeals, Department of Energy, Washington, D.C. 20461.

Dated: February 16, 1983.

George B. Breznay,

Director, Office of Hearings and Appeals.

LIST OF CASES RECEIVED BY THE OFFICE OF HEARINGS AND APPEALS

[Week of Jan. 28 through Feb. 4, 1983]

Date	Name and location of applicant	Case No.	Type of submission
Jan. 31, 1983	Edward G. Connor, Burke, Virginia	HFA-0115	Appeal of an Information Request Denial. If granted: The January 10, 1983, Freedom of Information Request Denial issued by the Office of Administrative Services would be rescinded and Edward G. Connor would receive access to certain DOE information concerning job vacancy announcement No. 82-21C.
Do	Economic Regulatory Administration, Washington, D.C.	HRR-0048	Request for Modification/Rescission. If granted: The December 8, 1982, Decision and Order issued to Exxon Company, U.S.A. would be rescinded regarding the firm's request for discovery and an evidentiary hearing (Case Nos. HRH-0002 and HRD-0007).
Do	Varibus Corporation and Gulf States Utilities Company, Beaumont, Texas.	HEE-0060 and HER-0047	Price Exception and Request for Modification/Rescission. If granted: The January 30, 1976, Decision and Order (Case No. FEE-1962) and the November 8, 1976, Decision and Order (Case No. FEA-0778) issued to Varibus Corporation by the Office of Hearings and Appeals would be rescinded. Varibus Corporation and Gulf States Utilities Corporation would receive an exception from the provisions of 10 CFR Part 212 which would relieve Varibus Corporation of any obligation to refund possible overcharges on sales of fuel oil to Gulf States Utilities Corporation.
Feb. 1, 1983	OSC/Atlantic Richfield Company, Washington, D.C.	HRZ-0132	Interlocutory Order. If granted: Atlantic Richfield Company would be precluded from raising certain affirmative defenses in connection with its Statement of Objections in Case No. DRO-0193.
Feb. 3, 1983	Kenneth Rogers, Washington, D.C.	HRD-0108 and HRH-0108	Motions for Discovery and Evidentiary Hearing. If granted: Discovery would be granted and an evidentiary hearing would be convened in connection with the Statement of Objections submitted by Kenneth Rogers in response to a Proposed Remedial Order issued to Petrotech Trading Co. *et al.* (Case No. HRO-0095).

LIST OF CASES RECEIVED BY THE OFFICE OF HEARINGS AND APPEALS—Continued

[Week of Jan. 28 through Feb. 4, 1983]

Date	Name and location of applicant	Case No.	Type of submission
Do	Kenneth Rogers, Clyde, Texas	HRZ-0133	Interlocutory Order. If granted: The Proposed Remedial Order issued to Petrotech Trading Company *et al.* (Case No. HRO-0095) would be modified regarding Kenneth Rogers' liability for the alleged overcharges.
Feb. 4, 1983	Environmental Policy Institute, Denver, Colorado	HFA-0116	Appeal of an Information Request Denial. If granted: The December 28, 1982, Freedom of Information Request Denial issued by the Division of FOI and Privacy Acts Activities would be rescinded and the Environmental Policy Institute would receive a waiver of the fees for search and duplication of documents regarding radiological release from the Savannah River Plant.
Do	Skelly and Loy, Harrisburg, Pennsylvania	HFA-0117	Appeal of an Information Request Denial. If granted: The January 7, 1983, Freedom of Information Request Denial issued by the Inspector General would be rescinded, and Skelly and Loy would receive an undeleted copy of the June 28, 1982, investigative report entitled "Skelly & Loy, Inc., Harrisburg, Pennsylvania; Contract Irregularities".

REFUND APPLICATIONS RECEIVED

[Week of Jan. 28 to Feb. 4, 1983]

Date	Name of refund proceeding/ name of refund applicant	Case No.
1/31/83–2/4/83	Amoco Refund Applications	RF21-780-RF21-1841.
1/31/83	Arcona/Joseph Reidy & Sons, Inc.	FR20-3.
2/1/83	Charter Oil/Carolina Oil Co	RF23-3
2/4/83	Charter Oil/Gulf Oil Companies	RF23-4.

[FR Doc. 83-4818 Filed 2-24-83; 8:45 am]

BILLING CODE 6450-01-M

Issuance of Proposed Decisions and Orders; Week of January 31 Through February 4, 1983

During the week of January 31 through February 4, 1983, the proposed decisions and orders summarized below were issued by the Office of Hearings and Appeals of the Department of Energy with regard to applications for exception.

Under the procedural regulations that apply to exception proceedings (10 CFR Part 205, Subpart D), any person who will be aggrieved by the issuance of a proposed decision and order in final form may file a written notice of objection within ten days of service. For purposes of the procedural regulations, the date of service of notice is deemed to be the date of publication of this Notice or the date an aggrieved person receives actual notice, whichever occurs first.

The procedural regulations provide that an aggrieved party who fails to file a Notice of Objection within the time period specified in the regulations will be deemed to consent to the issuance of the proposed decision and order in final form. An aggrieved party who wishes to contest a determination made in a proposed decision and order must also file a detailed statement of objections within 30 days of the date of service of the proposed decision and order. In the statement of objections, the aggrieved party must specify each issue of fact or law that it intends to contest in any further proceeding involving the exception matter.

Copies of the full text of these proposed decision and orders are available in the Public Docket Room of the Office of Hearings and Appeals, Room 1111, New Post Office Building, 12th and Pennsylvania Ave., NW., Washington, D.C. 20461, Monday through Friday, between the hours of 1:00 p.m. and 5:00 p.m., except federal holidays.

Dated: February 16, 1983.

George B. Breznay,

Director, Office of Hearings and Appeals.

Husky Oil Company of Delaware, Washington, D.C.; Crude Oil BEX-0210

Husky Oil Company of Delaware submitted financial and operating data to permit a determination of entitlements exception relief for its operations during the period from January 1, 1978 through January 27, 1981. On February 4, 1983, the Department of Energy issued a Proposed Decision and Order which determined that pursuant to federal court decisions, Husky must receive $153,392,369 of entitlements exception relief for its operations from January 1978 through December 1980 and that, subject to certain limitations, Husky should be relieved in full of any net entitlements purchase or sales obligation that it incurs on the January 1981 Entitlements Notice and the entitlements clean-up list issued pursuant to 10 CFR 211.69

State of Alaska, Anchorage, Alaska; HEE-0029

The State of Alaska filed an Application for Exception from the provisions of 10 CFR Parts 450 and 455. The exception request, if granted, would permit residential child care facilities in the state which provide care for less than 10 persons to apply for federal grants which would enable them to reduce consumption and the associated costs of conventional energy sources. On February 3, 1983, the Department of Energy issued a Proposed Decision and Order which determined that the exception request be granted.

[FR Doc. 83-4817 Filed 2-24-83; 8:45 am]

BILLING CODE 6450-01-M

Office of the Secretary

Voluntary Agreement and Plan of Action To Implement the International Energy Program; Meetings

In accordance with section 252(c)(1)(A)(i) of the Energy Policy and Conservation Act (42 U.S.C. 6272), the following meeting notices are provided:

I. A meeting of Subcommittee C of the Industry Advisory Board (IAB) to the International Energy Agency (IEA) will be held on March 7, 1983, at the offices of the IEA, 2 Rue Andre Pascal, Paris 16, France, beginning at 9:00 a.m.

The agenda for the meeting is as follows:

1. Opening remarks.
2. Legal clearances for AST–4.
3. IEA Dispute Settlement Centre development.
4. Status of U.S. statutory antitrust defense.
5. Status of application for legal clearance under the Treaty of Rome.
6. Availability of contract breach defense.
7. Future work program.

II. A meeting of the IAB to the IEA will be held on March 7, 1983, at the offices of the IEA, 2 Rue Andre Pascal, Paris 16, France, beginning at 2:00 p.m.

The agenda for the meeting is as follows:

1. Opening remarks:
   (a) Adoption of the Agenda; and
   (b) Approval of Record Note of December 7, 1982, IAB meeting.
2. Correspondence and communications with IEA and Reporting Companies.
3. Report of Subcommittee C.
4. Report of AST–4 Design Group.
5. Stocks and stock policies including discussion of telex from IEA Executive Director.
6. Oil supply and demand:
   (a) February assessment; and
   (b) Base period final consumption.
7. Industry Supply Advisory Group staffing.
8. Next IAB meeting.

III. A meeting of the IAB to the IEA will be held on March 8, 1983, at the offices of the IEA, 2 Rue Andre Pascal, Paris 16, France, beginning at 9:30 a.m. The purpose of this meeting is to permit attendance by representatives of members of the IAB at a meeting of the IEA Standing Group on Emergency Questions (SEQ) which is being held at Paris on that date.

The agenda for the meeting is under the control of the SEQ. It is expected that the following draft agenda will be followed:

1. Draft Agenda.
2. Summary Record of 43rd meeting.
3. Oil supply and demand:
(a) February assessment; and
(b) Base period final consumption.
4. Stocks and stock policies.
5. Pricing in an emergency.
6. AST–4.
7. Questionnaire C and Monthly Oil Statistics review.
8. Any other business.
9. Confirmation of date of next meeting (July 2, 1983).

As provided in section 252(c)(1)(A)(ii) of the Energy Policy and Conservation Act, these meetings will not be open to the public.

Issued in Washington, D.C., February 22, 1983.

Craig S. Bamberger,

Assistant General Counsel, International Trade and Emergency Preparedness.

[FR Doc. 83-4842 Filed 2-24-83; 8:45 am]

BILLING CODE 6450-01-M

ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-2311-6

Availability of Environmental Impact Statements Filed February 14 Through February 18, 1983 Pursuant to 40 CFR Part 1506.9

RESPONSIBLE AGENCY: Office of Federal Activities, General Information (202) 382–5075 or 382–5076.

Corps of Engineers:
EIS No. 830089, Draft, COE, SEV, AL, MS Tennessee-Tombigbee Waterway, Wildlife Mitigation, due: Apr. 15, 1983.
EIS No. 830097, Draft, COE, TX, Palo Duro Creek Multipurpose Dam Project, Hansford County, due: Apr. 11, 1983.
EIS No. 830094, Final, COE, MI, Cass River Flood Control at Vassar, Tuscola County, due: Mar. 28, 1983.
EIS No. 830088, FSuppl, COE, TN, W. Tennessee Tributaries Flood Plan, Obion-Forked Deer Rivers System, due: Mar. 28, 1983.
EIS No. 830092, FSuppl, COE, IA, Blowers Creek Local Flood Protection, Black Hawk County, due: Mar. 28, 1983.
Department of Commerce:
EIS No. 830099, Draft, NOA, ATL, Bluefish Fishery Management Plan, Western Atlantic Ocean, due: Apr. 11, 1983.
Department of the Interior:
EIS No. 830098, Draft, BLM, CO, Kremmling Area Resource Mgmt., Jackson/Grand/Eagle/Larimer/Summit Cos., due: May 25, 1983.
EIS No. 830084, Final, BLM, Sev, MT ND Fort Union Coal Region, Coal Development, Leasing, due: Mar. 28, 1983.
EIS No. 830091, Final, BLM, OR, Andrews Grazing Management Program, Harney County, due: Mar. 28, 1983.
EIS No. 830093, Final, BLM, UT, Uintah Basin Synfuels Development, Uintah County, due: Apr. 10, 1983.
Department of Transportation:
EIS No. 830085, Draft, FHW, MN, Hennepin Ave./CSAH–52 Bridge Replacement, Mississippi R., Hennepin Co., due: Apr. 15, 1983.
EIS No. 830090, Draft, FHW, SEV, NY VT US 2/Rouses Point Bridge Replacement, Lake Champlain, due: Apr. 11, 1983.
EIS No. 830100, Draft, FHW, MN, TH–55 Improvement and CSAH–62 Extension, Hennepin County, due: Apr. 11, 1983.
EIS No. 830101, Draft, FHW, CA, CA–1/Pacific Coast Highway Improvement, CA–73 to CA–55, Orange County, due: Apr. 15, 1983.
EIS No. 830083, Final, FHW, VA, US 220 Construction, VA–43 to US 60, Botetourt and Alleghany Counties, due: Mar. 28, 1983.
EIS No. 830087, Final, FHW, TX, US 82 Construction, US 75 to Loop 286, Fannin/Lamar/Grayson Counties, due: Mar. 28, 1983.
EIS No. 830086, Draft, FAA, WA, San Juan Island/Friday Harbor Airport, Construction, due: Apr. 11, 1983.
EIS No. 830095, Final, FAA, WA, Snohomish County Airport Improvement and Runway Construction, due: Mar. 28, 1983.
Department of Housing and Urban Development:
EIS No. 830102, Final, HUD, CA, Southridge Village, Mortgage Insurance, San Bernardino County, due: Mar. 28, 1983.
Department of Agriculture:
EIS No. 830096, Draft, SCS, OK, Cane Creek Watershed Flood Protection Plan, Okmulgee/Muskogee Cos., due: Apr. 11, 1983.
Amended Notice:
EIS No. 820733, Draft, AFS, SEV, MT, ID, Kootenai National Forest Land and Resource Management Plan Published FR 11/19/82—Review extended, due: Apr. 15, 1983.
Dated: February 22, 1983.

Paul C. Cahill,

Director, Office of Federal Activities.

[FR Doc. 83-4879 Filed 2-24-83; 8:45 am]

BILLING CODE 6560-50-M

[AMS-FR-2310-3]

Fuels and Fuel Additives; Waiver Decision

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: Pursuant to section 211(f) of the Clean Air Act, the Administrator of EPA is denying an application for a fuel waiver involving methanol submitted by E.I. Du Pont de Nemours & Co. (Du Pont).

ADDRESSES: Copies of documents relevant to this waiver application, including the Administrator's decision document, are available for inspection in public docket A–82–33 at the Central Docket Section (A–130) of the Environmental Protection Agency, Gallery I–West Tower, 401 M Street, SW, Washington, D.C. 20460, (202) 382–7548, between the hours of 8:00 a.m. and 4:00 p.m. As provided in 40 CFR Part 2, a reasonable fee may be charged for copying services.

FOR FURTHER INFORMATION CONTACT: Barry D. Nussbaum or Alan P. Loeb, Fuels Branch, Field Operations and Support Division (EN–397), U.S. Environmental Protection Agency, 401 M Street, S.W., Washington, D.C. 20460, (202) 382–2635.

SUPPLEMENTARY INFORMATION: Section 211(f)(1) of the Clean Air Act (Act), 42 U.S.C. 7545(f)(1), generally prohibits the introduction into commerce of certain new automotive fuels and fuel additives. Section 211(f)(4) of the Act provides that the Administrator of the EPA, upon application by a fuel or fuel additive manufacturer, may waive the prohibitions established under section 211(f) if the Administrator determines that the applicant has established that such fuel or fuel additive will not cause any vehicle to fail to meet applicable emissions standards

Du Pont has submitted a waiver application under section 211(f) of the Act for the addition of up to 3 percent methanol by volume to unleaded gasoline, such that, in the finished product, the concentration of oxygen does not exceed 3.5 percent by weight. See 47 FR 46567 (October 19, 1982).

For reasons specified in the decision document (available as described above), I have decided to deny Du Pont's waiver application. This decision is based on the determination that Du Pont has not demonstrated that the additive, when used as specified above, will not cause or contribute to a failure of any 1975 or subsequent model year vehicle or engine to comply with the emission standards with respect to which it was certified under section 206 of the Act.

Because the Clean Air Act requires that action upon this waiver application be completed by February 22, 1983, it is

impracticable for EPA to submit the decision for review by the Office of Management and Budget prior to issuance, and the decision is thereby exempt from prior review under Section 8(a) of Executive Order 12291. A copy of the decision has been transmitted to the Office of Management and Budget.

EPA has determined that this action does not meet any of the criteria for classification as a major rule under Executive Order 12291. Therefore, no regulatory impact analysis is required.

This action is not a "rule" as defined in the Regulatory Flexibility Act, 5 U.S.C. 601(2), because EPA has not published a Notice of Proposed Rulemaking under the Administrative Procedure Act, 5 U.S.C. 553(b), or other law. Therefore, EPA has not prepared a supporting regulatory flexibility analysis addressing the impact of this action on small entities.

This is a final Agency action of national applicability. Jurisdiction to review this action lies exclusively in the U.S. Court of Appeals for the District of Columbia Circuit. Under section 307(b)(1) of the Act, judicial review of this action is available only by the filing of a petition for review in the U.S. Court of Appeals for the District of Columbia Circuit within 60 days of (the date of publication). Under section 307(b)(2) of the Act, today's action may not be challenged later in a separate judicial proceeding brought by the Agency to enforce the statutory prohibitions.

Dated: February 18, 1983.

Anne M. Gorsuch,

Administrator.

[FR Doc. 83-4700 Filed 2-24-83; 8:45 am]

BILLING CODE 6560-50-M

FEDERAL COMMUNICATIONS COMMISSION

[Joint Board in CC Docket No. 80-286]

Jurisdictional Separations Proceeding; Schedules Oral Argument

February 10, 1983.

The Federal-State Joint Board in CC Docket No. 80-286, *Amendment of Part 67 of the Commission's Rules*, also known as the *Jurisdictional Separations Proceedings*, has scheduled oral argument for March 16, 1983 from 9:00 a.m. to approximately 4:00 p.m. in Room 856, 1919 M Street, NW., Washington, D.C. The order in which the parties are scheduled to appear and the amount of time allocated to each is set out below. For the sake of convenience, the participants have been grouped into a number of categories, including telephone holding companies, specialized carriers, etc. Participants in each category are welcome to pool their time. If you have any questions concerning this matter please call Claudia Pabo or Jim McConnaughey at (202) 632-9342.

User Orgainzations and Others (9:00 a.m.-9:45 a.m.)

(15 minutes) Ad Hoc Telecommunications Users Committee
(10 minutes) Western Union Telegraph Co.
(10 minutes) International Business Machines Corp.
(5 minutes) The Networks (American Broadcasting Companies, Inc., CBS, Inc., and National Broadcasting Co.)
(5 minutes) Office of Management and Budget

Independent Telephone Companies and State Regulatory Representatives (9:50 a.m.-12:05 p.m.)

(20 minutes) United States Independence Telephone Association
(20 minutes) Rural Telephone Coalition
(15 minutes) Independent Alliance (Roseville Telephone Co., Nothern States Power Co., and Anchorage Telephone Utility)
(15 minutes) Texas Statewide Telephone Cooperative Association, Inc.
(15 minutes) Michigan Action Group (Pigeon Telephone Co., Midway Telephone Co., *et al.)*
(15 minutes) Telephone Association of New England
(10 minutes) Rural Electrification Administration
(10 minutes) CP National Corp.
(15 minutes) State of Alaska and Alaska Public Utilities Commission

Specilaized Common Carriers (1:30 p.m.-2:25 p.m.)

(15 minutes) MCI Telecommunications Corp.
(15 minutes) Southern Pacific Communications Co.
(15 minutes) United States Transmission Systems, Inc.
(10 minutes) Satellite Business Systems

Telephone Holding Companies (2:30 p.m.-4:05 p.m.)

(35 minutes) American Telephone and Telegraph Co. (this time is to be divided between Long Lines and BOC representatives)
(15 minutes) GTE Service Corp.
(15 minutes) United Telephone System, Inc.
(15 minutes) Central Telephone Co.
(15 minutes) Continental Telecom Inc.

William J. Tricarico,

Secretary, Federal Communications Commission.

[FR Doc. 83-4760 Filed 2-24-83; 8:45 am]

BILLING CODE 6712-01-M

Public Information Collection Requirements Submitted to Office of Management and Budget for Review

February 18, 1983.

On February 17, 1983 the Federal Communications Commission submitted the following information collection requirements to OMB for review and clearance under the Paperwork Reduction Act of 1980, Pub. L. 96-511.

Copies of these submissions are available from Richard D. Goodfriend, Agency Clearance Officer, (202) 632-7513. Comments should be sent to Edward H. Clarke, Office of Management and Budget, OIRA, Room 3201 NEOB, 726 Jackson Place, NW., Washington, D.C. 20503.

Title: Restricted Radiotelephone Operator Permit Application—Limited Use—and Temporary Permit
Form No. FCC 755
Action: Revision
Respondents: Non-U.S. citizens who meet the basic requirements
Estimated Annual Burden: 8,000 Responses; 800 Hours.
Title: Annual Report Form M
Action: Revision
Respondents: Large telephone companies
Estimated Annual Burden: 79 Responses; 9,480 Hours.

William J. Tricarico,

Secretary, Federal Communications Commission.

[FR Doc. 83-4701 Filed 2-24-83; 8:45 am]

BILLING CODE 6712-01-M

[CC Docket No. 83-8 etc.; File No. 23592-CD-P-(1)-82 etc.]

Southeast Mobilphone, Inc., et al.; Order

Adopted February 9, 1983.
Released February 17, 1983.

In re applications of; Southeast Mobilphone, Inc., For a Construction Permit for a new one-way Station to operate on frequency 158.70 MHz in the DPLMRS at Athlens, Tennessee, CC Docket No. 83-6; File No. 23592-CD-P-(1)-82, Telpage of Tennessee, Inc., For Construction Permit to operate one-way Station KLF619 on frequencies 158.70 and 152.24 MHz in the DPLMRS at Falling Water, Tennessee, CC Docket No. 83-9; File No. 23468-CD-P-(2)-82;

(1–19–83; 48 FR 2439); Order setting aside designation order.

1. The Chief, Mobile Services Division, pursuant to § 1.113 of the Commission's Rules, hereby sets aside his action in *Southeast Mobilphone, Inc., et al.*, CC Mimeo 1768, released January 13, 1983, designating the captioned applications for hearing. Because the applicants had agreed to accept interference, the applications should not have been designated for hearing.

2. Accordingly, It Is Ordered that the aforementioned designation order is set aside.

3. The Secretary shall cause a copy of this order to be published in the **Federal Register.**

William F. Adler,

Chief, Mobile Services Division, Common Carrier Bureau.

[FR Doc. 83-4762 Filed 2-24-83; 8:45 am]

BILLING CODE 6712-01-M

FEDERAL MARITIME COMMISSION

[Docket No. 83-10; Agreement No. 10440]

Order of Investigation and Hearing; Lykes Brothers Steamship Co., Inc.

Agreement No 10440 between Lykes Brothers Steamship Co., Inc. (Lykes) and Lineas Navieras Bolivianas S.A.M. (Linabol) has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916 (46 U.S.C. 814). The agreement provides for Linabol to charter space on Lykes' vessels serving the trade between United States ports in the Gulf of Mexico and Bolivia via the west coast ports of South America. Each party would have associate line status (equal access authority) under Bolivia's cargo preference laws and would operate as conference carriers. The agreement permits Lykes and Linabol to determine itineraries, frequency and number of sailings and vessel capacity levels.

Notice of the filing of Agreement No. 10440 appeared in the **Federal Register** on March 23, 1982. The Atlantic and Gulf-West Coast of South America Conference (the Conference) and Compania Sud-Americana de Vapores (CSAV), a member of that conference, subsequently protested the agreement.

Position of Proponents

In justification of Agreement No. 10440, Proponents state that the proposed agreement will provide Bolivian shipping services without adding additional tonnage to the trade. Proponents contend that the "equal access" authority will permit them to compete equally in the trade, and that the space charter authority will enable Linabol to defer the heavy capital expenses associated with a new service. Proponents claim that their agreement is only minimally anticompetitive and that it satisfies section 15 criteria. The Bolivian Ambassador to the Untied States sent a letter stating that his government supports the proposed agreement and reqeusts its favorable consideration.

Position of Protestants

The Conference

The Conference filed a protest and a request for a hearing on Agreement No. 10440. The Conference contends that the current servide in the trade is adequate and the proposed agreement will eliminate competition since, under the Bolivia cargo preference laws, all of the trade cargo will be reserved for Linabol and Lykes. As these laws have never been implemented or threatened to be implemented, the Conference argues, this agreement will not provide a public benefit of avoiding intergovernmental conflict. The Conference states that because the agreement does not implement a government-to-government agreement, it is not presumptively in the public interest and approvable. The conference also believes the agreement is too vague and broad as to the scope of the agreement, reporting requirements and amount of space to be chartered. The Conference contends that Linabol will be a nonvessel operating common carrier ("NVOCC") and ineligible for conference membership.

CSAV

CSAV points out that, as a result of this agreement, Lykes would control up to 100 percent of Bolivian cargo. CSAV contends that approval of this agreement would have a detrimental effect on service to Chile and Peru. They argue that it would be uneconomical to serve certain ports in these countries without being able to compete for the Bolivian cargo now being shipped through them. CSAV states that the mere existence of a cargo preference law is not, in itself, a justification of an anticompetive agreement. CSAV also believes the agreement is vague as to the amount of space to be chartered and the filing of reports. CSAV also objects to this agreement because Linabol would in effect be an NVOCC and prohibited from joining the Conference of which Lykes is a member.

Response to Protests

Proponents responded by stating that any adverse effects on the trade would be caused by the Bolivian cargo preference laws and not by the agreement itself. They also argue that there will be a public benefit through permitting an efficient development of a Linabol service using existing capacity. Proponents assert that this will contribute to rate stability. Proponents contend that Linabol must be considered a vessel operating common carrier (VOCC) under this agreement because it is a VOCC in other trades. Proponents also state that the agreement is not exclusive, and waivers allowing other carriers to carry preference cargo are obtainable if Lykes or Linabol are unable to handle any shipments. Proponents contend that the terms of the agreement are clear and they will operate only in the Bolivian trade. Proponents argue that the agreement is no different from other approved space charter agreements where national-flag lines use the space chartering mechanism to establish their service in a given trade.

Discussion

The Commission, in exercising its statutory authority to approve and disapprove agreements subject to section 15, is required to consider the anticompetitive implications of a proposed agreement. *U.S. Lines* v. *Federal Maritime Commission*, 584 F.2d 519, 528 (D.C. Cir. 1978). The agreement here would appear to have a significant impact on the United States/Bolivian trade because it is the vehicle through which Bolivia's cargo preference laws will be implemented. These laws provide that all cargo of state owned enterprises and 50 percent of all other export and import cargo is to be carried by Bolivian-flag carriers. Carriers foreign to Bolivia (in this case, Lykes) who have associated with a Bolivian flag carrier are given equal access to state-owend cargo, and the remaining 50 percent of all other export and import cargo is reserved for them. Therefore, it would appear that implementation of Agreement No. 10440 will effectively reserve all trade cargo for Lykes and Linabol.

Among the issues that must be addressed by the parties to this proceeding to determine the agreement's competitive impact and approvability under section 15 standards are the following:

(1) Determine the competitive impact the agreement will have on the U.S./Bolivian trade, both short and long term and the impact on service to Chile and Peru.

(2) Determine the relationship between the Bolivian cargo preference laws and this proposed agreement.

(3) Determine whether it is detrimental to commerce if carriers other than Lykes and Linabol have access through waivers to the Bolivian preference laws only to cargo that Lykes and Linabol are unable to handle and how the waiver system would work.

(4) Determine whether the proposed sailing rationalization, agency and conference membership authorities are necessary to achieve the agreement's objectives.

(5) Determine whether the proposed agreement which is to provide for equal access to Bolivian preference cargo would also provide for admission for any other U.S. flag carrier.

(6) Determine whether Linabol would be eligible for conference membership as planned by proponents.

It would also appear that certain provisions of the proposed agreement relating to (1) the geographic scope; (2) the proposed operating reports (in line with standards for form and content that the Commission has placed on other space charters); and (3) the date of approval, are in need of revision and/or technical clarifications.

Therefore, it is ordered, That pursuant to section 15 and section 22 (46 U.S.C. 821) of the Shipping Act, 1916, this proceeding is hereby instituted to determine whether Agreement No. 10440 should be approved, disapproved or modified after consideration of the factual and legal issues described above;

It is further ordered, That Lineas Navieras Bolivianas and Lykes Brothers Steamship Co., Inc. are hereby made proponents in this proceeding;

It is further ordered, That the Atlantic and Gulf-West Coast of South America Conference and Compania Sub-Americana de Vapores are hereby made protestants in this proceeding;

It is further ordered, That a public hearing be held in this proceeding and that the matter be assigned for hearing and decision by an Administrative Law Judge of the Commission's Office of Administrative Law Judges at a date and place to be hereafter determined by the Presiding Administrative Law Judge, but such hearing to commence no later than 180 days after service of this order.

The hearing shall include oral testimony and cross-examination in the discretion of the Presiding Officer only upon a proper showing that there are genuine issues of material fact that cannot be resolved on the basis of sworn statements, affidavits, depositions, or other documents or that the nature of the matters in issue is such that an oral hearing and cross-examination are necessary for the development of an adequate record;

It is further ordered, That in accordance with Rule 42 of the Commission's Rules of Practice and Procedure (46 CFR 502.42), the Bureau of Hearings and Field Operations (Hearing Counsel) shall be a party to this proceeding;

It is further ordered, That notice of this Order is published in the Federal Register and a copy be served upon all parties of record.

It is further ordered, That any person other than parties of record having an interest and desiring to participate in this proceeding shall file a petition for leave to intervene in accordance with Rule 72 of the Commission's Rules of Practice and Procedure (46 CFR 502.72);

It is further ordered, That all future notices, orders, and/or decisions issued by or on behalf of the Commission in this proceeding, including notice of the time and place of hearing or prehearing conference, shall be mailed directly to all parties of record;

It is further ordered, That, all documents submitted by any party of record in this proceeding shall be filed in accordance with Rule 118 of the Commission's Rules of Practice and Procedure (46 CFR 502.228), as well as being mailed directly to all parties of record.

By the Commission.

Francis C. Hurney,

Secretary.

[FR Doc. 83-4878 Filed 2-24-83; 8:45 am]

BILLING CODE 6730-01-M

FEDERAL RESERVE SYSTEM

Acquisition of Bank Shares by Bank Holding Companies; Blackwater Bankshares, Inc., et al.

The companies listed in this notice have applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire voting shares or assets of a bank. The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Each application may be inspected at the offices of the Board of Governors, or at the Federal Reserve Bank indicated for that application. With respect to each application, interested persons may express their views in writing to the address indicated for that application. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

A. **Federal Reserve Bank of Kansas City** (Thomas M. Hoenig, Vice President) 925 Grand Avenue, Kansas City, Missouri 64198:

1. *Blackwater Bancshares, Inc.*, Blackwater, Missouri; to acquire 89.9 percent or more of the voting shares of Central Missouri State Bank, Boonville, Missouri. Comments on this application must be received not later than March 18, 1983.

2. *Equitable Bankshares of Colorado, Inc.*, Denver, Colorado; to acquire 100 percent of the voting shares of Equibank-South, N.A., Arapahoe County, Colorado. Comments on this application must be received not later than March 18, 1983.

B. **Federal Reserve Bank of Dallas** (Anthony J. Montelaro, Vice President) 400 South Akard Street, Dallas, Texas 75222:

1. *First City Financial Corporation*, Albuquerque, New Mexico; to acquire 100 percent of the voting shares or assets of Bank of the Southwest, Rio Rancho, New Mexico. Comments on this application must be received not later than March 17, 1983.

2. *Southwest Bancshares, Inc.*, Houston, Texas; to acquire 100 percent of the voting shares or assets of Westhollow National Bank, Houston, Texas. Comments on this application must be received not later than March 18, 1983.,

Board of Governors of the Federal Reserve System, February 18, 1983.

William W. Wiles,

Secretary of the Board.

[FR Doc. 83-4741 Filed 2-24-83; 8:45 am]

BILLING CODE 6210-01-M

Bank Holding Companies; Proposed de Novo Nonbank Activities; Chemical New York Corp. et al.

The organizations identified in this notice have applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(1) of the Board's Regulation Y (12 CFR 225.4(b)(1)), for permission to engage *de novo* (or continue to engage in an activity earlier commenced *de novo*), directly or indirectly, solely in the activities indicated, which have been determined by the Board of Governors to be closely related to banking.

With respect to these applications, interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater

convenience, increased completion, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any comment that requests a hearing must include a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of that proposal.

The applications may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank indicated. Comments and requests for hearing should identify clearly the specific application to which they relate, and should be submitted in writing and received by the appropriate Federal Reserve Bank not later than the date indicated.

A. **Federal Reserve Bank of New York** (A. Marshall Puckett, Vice President) 33 Liberty Street, New York, New York 10045:

1. *Chemical New York Corporation,* New York, New York (insurance activities; Concord, California): To engage through its subsidiary, Sunamerica Corporation, in making available to its debtors mortgage life, mortgage disability, and property and casualty insurance directly related to lending activities already conducted at this location, to the extent permissible under applicable state insurance laws and regulations. The proposed activities would be conducted from an office in Concord, California, serving the State of California. Comments on this application must be received not later than March 15, 1983.

2. *Citicorp,* New York, New York (consumer finance and credit-related insurance activities; Texas): To establish a *de novo* office of Citicorp Homeowners, Inc. and a *de novo* office of Citicorp Person-to-Person Financial Center, Inc., at a shared location in Austin, Texas. The activities in which the *de novo* offices of Citicorp Homeowners, Inc. and Citicorp Person-to-Person Financial Center, Inc. each propose to engage at the shared office location are: the making or acquiring of loans and other extensions of credit, secured or unsecured, for consumer and other purposes; the sale of credit related life and accident and health or decreasing or level (in the case of single payment loans) term life insurance by licensed agents or brokers, as required; the sale of consumer oriented financial management courses; the servicing, for any person, of loans and other extensions of credit; the making; acquiring, and servicing, for its own account and for the account of others, of extensions of credit to individuals secured by liens on residential or non-residential real estate; and the sale of mortgage life and mortgage disability insurance directly related to extensions of mortgage loans. The proposed service area for the *de novo* office of Citicorp Homeowners, Inc. and the *de novo* office of Citicorp Person-to-Person Financial Center, Inc. shall be comprised of the entire State of Texas for all the aforementioned proposed activities. Credit related life, accident, and health insurance may be written by Family Guardian Life Insurance Company, an affiliate of Citicorp Person-to-Person Financial Center, Inc. and Citicorp Homeowners, Inc. Comments on this application must be received not later than March 14, 1983.

3. *Citicorp,* New York, New York (consumer finance and credit-related insurance activities; Texas): To establish a *de novo* office of Citicorp Homeowners, Inc. and a *de novo* office of Citicorp Person-to-Person Financial Center, Inc., at a shared location in Arlington, Texas. The activities in which the *de novo* offices of Citicorp Homeowners, Inc. and Citicorp Person-to-Person Financial Centert, Inc. each propose to engage at the shared office location are: the making or acquiring of loans and other extensions of credit, secured or unsecured, for consumer and other purposes; the sale of credit related life and accident and health or decreasing or level (in the case of single payment loans) terms life insurance by licensed agents or brokers, as required; the sale of consumer oriented financial management courses; the servicing, for any person, of loans and other extensions of credit; the making; acquiring, and servicing, for its own account and for the account of others, of extensions of credit to individuals secured by liens on residential or non-residential real estate; and the sale of mortgage life and mortgage disability insurance directly related to extensions of mortgage loans. The proposed service area for the *de novo* office of Citicorp Homeowners, Inc. and the *de novo* office of Citicorp Person-to-Person Financial Center, Inc. shall be comprised of the entire state of Texas for all the aforementioned proposed activities. Credit related life, accident, and health insurance may be written by Family Guardian Life Insurance Company, an affiliate of Citicorp Person-to-Person Financial Center, Inc. and Citicorp Homeowners, Inc. Comments on this application must be received not later than March 14, 1983.

4. *Skandinaviska Enskilda Banken,* a foreign bank whose principal office is in Stockholm, Sweden (banking activities; Grand Cayman, Cayman Islands): To engage through a Cayman Islands branch of its subsidiary, Skandinaviska Enskilda Banken Corporation ("SEBC"), an investment company organized under Article XII of the New York Banking Law, in the following activities: borrowing and lending money, with or without real or personal security; as principal or agent, purchasing, discounting, acquiring, investing in, selling and disposing of bills of exchange, drafts, notes, acceptances and other obligations for the payment of money; as principal or agent, purchasing, acquiring, investing in, servicing, selling and disposing of, and making loans upon the security of, bonds and mortgages on real property; accepting bills of exchange or drafts drawn upon it; issuing letters of credit; buying and selling foreign exchange; receiving money for transmission and transmitting the same to and from the United States; receiving and maintaining credit balances incidental to, or arising out of, the exercise of its lawful powers; buying and selling coin and bullion; purchasing, acquiring, investing in, and holding stocks of any corporation and selling and disposing of such stock, provided that (unless authorized by the Board) no such investment will exceed 5 per cent of the voting securities of any corporation; receiving time deposits; issuing guarantees of its customers' obligations if the guarantee or related agreement specifies a maximum monetary liability; and entering, directly or indirectly, into leasing transactions of a type permissible for bank holding company affiliates under section 225.4 of Regulation Y. These activities would be conducted from a *de novo* branch of SEBC to be located at c/o Canadian Imperial Bank of Commerce Trust Company (Cayman) Limited, Grand Cayman, Cayman Islands, West Indies (P.O. Box 694). Comments on this application must be received not later than March 14, 1983.

B. **Federal Reserve Bank of Richmond** (Lloyd W. Bostian, Jr., Vice President) 701 East Byrd Street, Richmond, Virginia 23261:

1. *Suburban Bancorp,* Bethesda, Maryland (mortgage banking, mortgage servicing and investment advisory activities; southwestern United States): To engage, through Suburban Mortgage Associates Incorporated, a corporation in which it holds a partial interest, in the following activities: engaging generally in the business of a mortgage banker and mortgage broker; engaging in the

business of acquiring loans and other extensions of credit for itself and others; engaging in the business of servicing loans and other extensions of credit for itself and others; and engaging in the business of arranging financing, financial structuring, and analysis of real estate problems. These activities would be conducted from an office in Dallas, Texas, serving the southwestern United States. Comments on this application must be received not later than March 9, 1983.

2. *Union Trust Bancorp*, Baltimore, Maryland (financing and insurance activities; Charlotte, North Carolina): To engage, through its subsidiary, Landmark Financial Services of North Carolina, in making installment loans to individuals for personal, family or household purposes; purchasing sales finance contracts executed in connection with the sale of personal, family or household goods or services; acting as agent for the sale of credit life and credit accident and health insurance directly related to its extensions of credit; acting as agent in the sale of insurance protecting collateral held against extensions of credit; and making loans secured in whole or in part by mortgages or other liens on real estate. These activities will be conducted from an office located in Charlotte, North Carolina, serving the town of Charlotte and the surrounding area. Comments on this application must be received not later than March 14, 1983.

C. **Federal Reserve Bank of St. Louis** (Delmer P. Weisz, Vice President) 411 Locust Street, St. Louis, Missouri 63166:

1. *First City Corp.*, Fort Smith, Arkansas (financing and insurance activities; Oklahoma, Arkansas): To engage through its subsidiary, First City Financial Services, Inc., in consumer and commmercial finance activities, including the extension of direct loans to consumers, the discounting of retail installment notes or contracts, the extension of direct loans to dealers for the financing of inventory (floor planning) and working capital purposes and making or acquiring loans and other extensions of credit such as could be made or acquired by a consumer and commercial finance company in Arkansas and Oklahoma; and acting as agent for sale of life, accident and health, and physical damage insurance directly related to its extensions of credit. These activities would be conducted in the counties of Le Flore and Sequoyah in Oklahoma and Crawford and Sebastian in Arkansas. Comments on this application must be received not later than March 9, 1983.

D. **Federal Reserve Bank of San Francisco** (Harry W. Green, Vice President) 400 Sansome Street, San Francisco, California 94120:

1. *Rainier Bancorporation*, Seattle, Washington (finance, servicing and insurance activities; California): To engage, through a *de novo* office of its subsidiary, Rainier Mortgage Company, Salinas, California, in the following activities: general mortgage banking, including but not limited to making or acquiring, for its own account or for the account of others, loans and other extensions of credit secured by liens on residential and non-residential real estate; servicing loans and other extensions of credit for any person; selling mortgage loans in the secondary market and offering mortgage term life insurance, accident, health and disability insurance directly related to such lending and servicing activities, and credit related property and casualty insurance, through its subsidiary, Rainier Mortgage Company. These activities will be conducted from an office in Salinas, California, serving the State of California. Comments on this application must be received not later than March 15, 1983.

2. *U.S. Bancorp*, Portland, Oregon (lending and servicing activities, insurance activities; Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oklahoma, Oregon, Texas, Utah, Washington, and Wyoming): To engage through its subsidiary, U.S. Bancorp Consumer Services, Inc., in the making, acquiring, and servicing of loans and other extensions of credit either secured or unsecured for its own account of the account or others, including the making of consumer installment loans, purchasing consumer installment and real estate sales finance contracts and evidences of debt and making consumer home equity loans secured by real estate, leasing of personal property; and acting as insurance agent with regard to credit life and disability insurance, solely in connection with extensions of credit by U.S. Bancorp Consumer Services, Inc. These activities will be conducted from an office in Portland, Oregon, serving the states of Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oklahoma, Oregon, Texas, Utah, Washington and Wyoming. Comments on this application must be received not later than March 9, 1983.

Board of Governors of the Federal Reserve System, February 18, 1983.

William W. Wiles,

Secretary of the Board.

[FR Doc. 83-4746 Filed 2-24-83; 8:45 am]
BILLING CODE 6210-01-M

Bank Holding Companies; Proposed de Novo Nonbank Activities; Philadelphia National Corp. et al.

The organizations identified in this notice have applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and 225.4(b)(1) of the Board's Regulation Y (12 CFR 225.4(b)(1)), for permission to engage *de novo* (or continue to engage in an activity earlier commenced *de novo*), directly or indirectly, solely in the activities indicated, which have been determined by the Board of Governors to be closely related to banking.

With respect to these applications, interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any comment that requests a hearing must include a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of that proposal.

The applications may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank indicated. Comments and requests for hearing should identify clearly the specific application to which they relate, and should be submitted in writing and received by the appropriate Federal Reserve Bank not later than the date indicated.

A. **Federal Reserve Bank of Philadelphia** (Thomas K. Desch, Vice President) 100 North 6th Street, Philadelphia, Pennsylvania 19105:

1. *Philadelphia National Corporation*, Philadelphia, Pennsylvania (mortgage banking activities, California): To engage, through its subsidiary, Colonial Associates, Inc., in originating mortgage and second mortgage loans. These

activities would be conducted from an office in Thousand Oaks, California, serving the State of California. Comments on this application must be received not later than March 18, 1983.

B. **Federal Reserve Bank of St. Louis** (Delmer P. Weisz, Vice President) 411 Locust Street, St. Louis, Missouri 63166:

1. *First Southern Missouri Bancshares, Inc.*, Van Buren, Missouri (insurance activities; Missouri): To engage directly in the sale of life, and accident and health insurance, both generally and as directly related to extensions of credit by it or its subsidiary bank; and in the sale of general casualty, fire and allied lines, and surety insurance. These activities would be conducted from an office located in Van Buren, Missouri, serving Van Buren and the surrounding rural areas of Carter County, Missouri, which, in conformance with § 225.4(a)(9)(ii) of Regulation Y, is a community with a population not exceeding 5,000. Comments on this application must be received not later than March 18, 1983.

2. *Summerville Bancshares, Inc.*, Summerville, Missouri (insurance activities; Missouri): To engage directly in the sale of life, and accident and health insurance, both generally and as directly related to extensions of credit by it or its subsidiary bank; and in the sale of general casualty, fire and allied lines, and surety insurance. These activities would be conducted from an office located in Summerville, Missouri, serving Summerville and the surrounding rural areas of Texas County, Missouri, which, in conformance with § 225.4(a)(9)(ii) of Regulation Y, is a community with a population not exceeding 5,000. Comments on this application must be received not later than March 18, 1983.

Board of Governors of the Federal Reserve System, February 18, 1983.

William W. Wiles,

Secretary of the Board.

[FR Doc. 83-4739 Filed 2-24-83; 8:45 am]

BILLING CODE 6210-01-M

Consolidation of Bank Holding Companies American Bancorp, Inc., et al.

A proposed yet to be named corporation, that will have its principal place of business in Reading, Pennsylvania, has applied for the Board's approval of the consolidation of American Bancorp, Inc. ("American"), Reading, Pennsylvania and Central Penn National Corp. ("Central Penn"), Philadelphia, Pennsylvania, under section 3(a)(5) of the Bank Holding Company Act (12 U.S.C. 1842 (a)(5)). American Bancorp is engaged in the nonbanking activity of reinsuring credit life, health, and accident insurance; Central Penn is engaged in the nonbanking activity of issuing commercial paper. In addition to the factors considered under § 3 of the Act (banking factors), the Board will consider the proposal in the light of American's and Central Penn's nonbanking activities and the provisions and prohibitions in section 4 of the Act (12 U.S.C. 1843).

The application may be inspected at the offices of the Board of Governors or the Federal Reserve Bank of Philadelphia. Any person wishing to comment on the application should submit views in writing to the Reserve Bank, to be received not later than March 14, 1983. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, February 18, 1983.

William W. Wiles,

Secretary of the Board.

[FR Doc. 83-4744 Filed 2-24-83; 8:45 am]

BILLING CODE 6210-10-M

Formation of Bank Holding Companies; Bank North Group, Inc. et al.

The companies listed in this notice have applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become bank holding companies by acquiring voting shares or assets of a bank. The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Each application may be inspected at the offices of the Board of Governors, or at the Federal Reserve Bank indicated for that application. With respect to each application, interested persons may express their views in writing to the address indicated for that application. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

A. **Federal Reserve Bank of Boston** (Richard E. Randall, Vice President) 600 Atlantic Avenue, Boston, Massachusetts 02106:

1. *Bank North Group, Inc.*, St. Albans, Vermont; to become a bank holding company by acquiring 100 percent of the voting shares of Franklin-Lamoille Bank, St. Albans, Vermont. Comments on this application must be received not later than March 18, 1983.

2. *Cornerstone Financial Corporation*, Derry, New Hampshire; to become a bank holding company by acquiring 100 percent of the voting shares of Derry Bank and Trust Company, Derry, New Hampshire. Comments on this application must be received not later than March 18, 1983.

B. **Federal Reserve Bank of Philadelphia** (Thomas K. Desch, Vice President) 100 North 6th Street, Philadelphia, Pennsylvania 19105:

1. *Colonial Bancorp, Inc.*, New Holland, Pennsylvania; to become a bank holding company by acquiring 100 percent of the voting shares of New Holland Farmers National Bank, New Holland, Pennsylvania. Comments on this application must be received not later than March 18, 1983.

C. **Federal Reserve Bank of Richmond** (Lloyd W. Bostian, Jr., Vice President) 701 East Byrd Street, Richmond, Virginia 23261:

1. *LTC Bancorp*, Cumberland, Maryland; to become a bank holding company by acquiring 100 percent of the voting shares of Liberty Trust Company of Maryland, Cumberland, Maryland. Comments on this application must be received not later than March 18, 1983.

D. **Federal Reserve Bank of Atlanta** (Robert E. Heck, Vice President) 104 Marietta Street, N.W., Atlanta, Georgia 30303:

1. *First Elbert Corporation*, Elberton, Georgia; to become a bank holding company by acquiring 100 percent of the voting shares of First National Bank in Elberton, Elberton, Georgia. Comments on this application must be received not later than March 18, 1983.

E. **Federal Reserve Bank of Chicago** (Franklin D. Dreyer, Vice President) 230 South LaSalle Street, Chicago, Illinois 60690:

1. *Americorp Financial, Inc.*, Rockford, Illinois; to become a bank holding company by acquiring 100 percent, less directors' qualifying shares, of the voting shares of American National Bank and Trust Co., Rockford, Illinois, Colonial Bank of Rockford, Rockford, Illinois, First National Bank of Woodstock, Woodstock, Illinois, and Carpentersville Saving Bank, Carpentersville, Illinois. Comments on this application must be received not later than March 18, 1983.

2. *Stockbridge Bancorporation, Inc.*, Stockbridge, Michigan; to become a bank holding company by acquiring 81 percent or more of the voting shares of Stockbridge State Bank, Stockbridge,

Michigan. Comments on this application must be received not later than March 18, 1983.

F. **Board of Governors of the Federal Reserve System** (William W. Wiles, Secretary) Washington, D.C. 20551:

1. *Merchants Bancshares, Inc.*, Kenner, Louisiana; to become a bank holding company by acquiring 80 percent of the voting shares of Merchants Trust and Savings Bank, Kenner, Louisiana. This application may be inspected at the offices of the Board of Governors, or the Federal Reserve Bank of Atlanta. Comments on this application must be received not later than March 18, 1983.

Board of Governors of the Federal Reserve System, February 18, 1983.

William W. Wiles,

Secretary of the Board.

[FR Doc. 83-4740 Filed 2-24-83; 8:45 am]

BILLING CODE 6210-01-M

Formation of Bank Holding Companies; Valley National Bancorp

The companies listed in this notice have applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become bank holding companies by acquiring voting shares or assets of a bank. The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Each application may be inspected at the offices of the Board of Governors, or at the Federal Reserve Bank indicated for that application. With respect to each application, interested persons may express their views in writing to the address indicated for that application. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

A. **Federal Reserve Bank of New York** (A. Marshall Puckett, Vice President) 33 Liberty Street, New York, New York 10045:

1. *Valley National Bancorp*, Clifton, New Jersey; to become a bank holding company by acquiring 100 percent of the voting shares of Valley National Bank, Passaic, New Jersey. Comments on this application must be received not later than March 18, 1983.

B. **Federal Reserve Bank of Chicago** (Franklin D. Dreyer, Vice President) 230 South LaSalle Street, Chicago, Illinois 60790:

1. *Peoples Exchange Bancorporation of Thorp, Inc.*, Thorp, Wisconsin; to become a bank holding company by acquiring 95 percent of the voting shares of Peoples Exchange Bank, Thorp, Wisconsin. Comments on this application must be received not later than March 18, 1983.

C. **Federal Reserve Bank of Dallas** (Anthony J. Montelaro, Vice President) 400 South Akard Street, Dallas, Texas 75222:

1. *Floresville Bancshares, Inc.*, Floresville, Texas; to become a bank holding company by acquiring 100 percent of the voting shares of First City National Bank of Floresville, Floresville, Texas. Comments on this application must be received not later than March 18, 1983.

Board of Governors of the Federal Reserve System, February 18, 1983.

William W. Wiles,

Secretary of the Board.

[FR Doc. 83-4745 Filed 2-24-83; 8:45 am]

BILLING CODE 6210-01-M

Interstate Financial Corporation; Proposed Acquisition of Green Machine Network Corporation

Interstate Financial Corporation ("Interstate"), Dayton, Ohio, has applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and 225.4(b)(2) of the Board's Regulation Y (12 CFR 225.4(b)(2)), for permission to acquire 50 percent of the voting shares of Green Machine Network Corporation, Dayton, Ohio ("GMNC"). GMNC will be operated as a joint venture between Interstate and EFT Network Corporation, Dayton, Ohio, a subsidiary of Gem Savings Association, Dayton, Ohio.

Interstate states that GMNC would engage in data processing activities for financial institutions by operation of an on-line network of automated teller machines belonging to participating financial institutions, and developing and offering additional electronic funds transfer data processing and facilities. These activities would be performed from offices of GMNC in Dayton, Ohio, and the geographic areas to be served are the States of Ohio, Indiana and Kentucky. Such activities have been specified by the Board in § 225.4(a) of Regulation Y as permissible for bank holding companies, subject to Board approval of individual proposals in accordance with the procedures of § 225.4(b).

Interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question must be accompanied by a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of the proposal.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Cleveland.

Any views or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C., not later than March 17, 1983.

Board of Governors of the Federal Reserve System, February 18, 1983.

William W. Wiles,

Secretary of the Board.

[FR Doc. 83-4742 Filed 2-24-83; 8:45 am]

BILLING CODE 6210-01-M

Proposed Acquisition of Prudential Bancorp and Indirectly Southern Pacific Thrift and Loan Association; Orange Bancorp

Orange Bancorp, Fountain Valley, California, has applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and 225.4(b)(2) of the Board's Regulation Y (12 CFR 225.4(b)(2)), for permission to acquire voting shares of Prudential Bancorp., Long Beach, California, and thereby indirectly acquire Southern Pacific Thrift and Loan Association.

Applicant states that the proposed subsidiary would perform the activities of an industrial loan company. These activities would be performed from offices of Applicant's subsidiary in Long Beach, California, and the geographic areas to be served are Long Beach and the immediately surrounding areas. Such activities have been specified by the Board in § 225.4(a) of Regulation Y as permissible for bank holding companies, subject to Board approval of individual proposals in accordance with the procedures of § 225.4(b).

Interested persons may express their views on the question whether consummation of the proposal can

"reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question must be accompanied by a statement of the reasons a written presentation would not sufficie in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of the proposal.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of San Francisco.

Any person wishing to comment on the application should submit views in writing to the Reserve Bank to be received not later than March 18, 1983.

Board of Governors of the Federal Reserve System, February 18, 1983.

William W. Wiles,

Secretary of the Board.

[FR Doc. 83-4743 Filed 2-24-83; 8:45 am]

BILLING CODE 6210-01-M

GENERAL SERVICES ADMINISTRATION

[G-83-2]

Delegation of Authority to the Secretary of State

1. *Purpose.* This delegation authorizes the Secretary of State to audit and retain other than international freight and passenger transportation documents paid by the Department of State overseas offices.

2. *Effective date.* This delegation is effective immediately.

3. *Expiration date.* This document expires on January 1, 1988.

4. *Delegation.*

a. Pursuant to the authority vested in me by section 322 of the Transportation Act of 1940, as amended (31 U.S.C. 3726), authority is delegated to the Secretary of State to audit and retain in the Department of State overseas offices those transportation vouchers and related documents paid at overseas offices for other than international services, and non-English language documents for international services, subject to test verifications and reviews by the General Services Administration.

b. The Secretary of State may redelegate this authority to any officer, official, or employee of the Department of State.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

Dated: February 15, 1983.

Ray Kline,

Acting Administrator of General Services.

[FR Doc. 83-4833 Filed 2-24-83; 8:45 am]

BILLING CODE 6820-34-M

Revocation of Delegation of Authority to the Secretary of State

1. *Purpose.* This document revokes a 1975 delegation which authorized the Secretary of State to audit and retain all freight and passenger transportation documents paid by Department of State overseas offices.

2. *Effective date.* This document is effective immediately.

3. Expiration dates. This document expires on December 31, 1983.

4. *Revocation.* This revocation identifies the 1975 delegation which is no longer in force due to mutual agreement between the Department of State and the General Services Administration. Accordingly, the following FPMR temporary regulation is hereby revoked:

FPMR temporary regulation	Date	Subject
G-24	Dec. 30, 1975	Delegation of authority to the Secretary of State.

Dated: February, 15, 1983.

Ray Kline,

Acting Administrator of General Services.

[FR Doc. 83-4832 Filed 2-24-83; 8:45 am]

BILLING CODE 6820-34-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Alcohol, Drug Abuse, and Mental Health Administration

Drug Abuse Clinical and Behavioral Research Review Committee; Cancellation

The following meeting announced in the **Federal Register** Volume No. 48, Number 23, published February 2, 1983, page 4738 has been cncelled: Drug Abuse Clinical and Behavioral Research Review Committee scheduled to meet February 22-25 at the Linden Hill Hotel, 5400 Pooks Hill Road, Bethesda, Maryland 20014.

Dated: February 18, 1983.

Sue Simons,

Committee Management Officer, Alcohol, Drug Abuse, and Mental Health Administration.

[FR Doc. 83-4838 Filed 2-24-83; 8:45 am]

BILLING CODE 4160-20-M

Food and Drug Administration

[Docket No. 83M-0034]

AnSur, Inc.; Premarket Approval of Lactic Tactic™

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing its approval of the application for premarket approval under the Medical Device Amendments of 1976 of Lactic Tactic™ sponsored by AnSur, Inc., Duluth, MN. After reviewing the recommendation of the Dental Device Section of the Ophthalmic; Ear, Nose and Throat; and Dental Devices Panel, FDA notified the sponsor that the application was approved because the device had been shown to be safe and effective for use as recommended in the submitted labeling.

DATE: Petitions for administrative review by March 28, 1983.

ADDRESS: Requests for copies of the summary of safety and effectiveness data and petitions for administrative review may be sent to the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Charles H. Kyper, National Center for Devices and Radiological Health (HFK-402), Food and Drug Administration, 8757 Georgia Ave., Silver Spring, MD 20910, 301-427-7445.

SUPPLEMENTARY INFORMATION: On March 19, 1980, AnSur, Inc., Duluth, MN, submitted to FDA an application for premarket approval of Lactic Tactic™, an oral surgical dressing material. The application was reviewed by the Dental Device Section of the Ophthalmic; Ear, Nose, and Throat; and Dental Devices Panel, an FDA advisory committee, which recommended approval of the application for use in the prevention of localized osteitis (dry socket syndrome) following extraction of mandibular third molar teeth. On January 28, 1983, FDA approved the application by a letter to the sponsor from the Associate Director for Device Evaluation, Office of Medical Devices.

A summary of the safety and effectiveness data on which FDA's approval is based is on file with the Dockets Management Branch (address above) and is available upon request from that office. A copy of all approved final labeling is available for public inspection at the Office of Medical Devices—contact Charles H. Kyper (HFK–402), address above. Requests should be identified with the name of the device and the docket number found in brackets in the heading of this document.

Opportunity for Administrative Review

Section 515(d)(3) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 360e (d)(3)) authorizes any interested person to petition, under section 515(g) of the act (21 U.S.C. 360e (g)), for administrative review of FDA's decision to approve this application. A petitioner may request either a formal hearing under Part 12 (21 CFR Part 12) of FDA's administrative practices and procedures regulations or a review of the application and of FDA's action by an independent advisory committee of experts. A petition is to be in the form of a petition for reconsideration of FDA action under §10.33(b) (21 CFR 10.33(b)). A petitioner shall identify the form of review requested (hearing or independent advisory committee) and shall submit with the petition supporting data and information showing that there is a genuine and substantial issue of material fact for resolution through administrative review. After reviewing the petition, FDA will decide to grant or deny the petition and will publish a notice of its decision in the Federal Register. If FDA grants the petition, the notice will state the issues to be reviewed, the form of review to be used, the persons who may participate in the review, the time and place where the review will occur, and other details.

Petitioners may, at any time on or before March 28, 1983, file with the Dockets Management Branch (address above), two copies of each petition and supporting data and information, identified with the name of the device and the docket number found in brackets in the heading of this document. Received petitions may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

Dated: February 16, 1983.

William F. Randolph,

Acting Associate Commissioner for Regulatory Affairs.

[FR Doc. 83-4424 Filed 2-24-83; 8:45 am]

BILLING CODE 4160-01-M

[Docket No. 80N-0012; DESI 9049]

Certain Topical Anti-Infective Drug Products; Drugs for Human Use; Drug Efficacy Study Implementation; Withdrawal of Approval of Abbreviated New Drug Applications

Correction

In FR Doc. 83–1890 beginning on page 3416 in the issue of Tuesday, January 25, 1983; on page 3417, second column, paragraph numbered 2, first line, "135" should read "136".

BILLING CODE 1505-01-M

Consumer Participation; Open Meetings

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing the following consumer exchange meetings:

Boston District Office, chaired by Frederick R. Carlson, District Director. The topics to be discussed are diet products, radiological products, video display terminals/pregnant users, radioactive jewelry from Taiwan, and updates on DPT, Depo-Provera, food labeling formats, and tamper-resistant packaging.

DATE: Wednesday, March 9, 1983, 10 a.m. to 12:30 p.m.

ADDRESS: Deeds and Probate Bldg., Conference Room, Lower Level, Railroad Ave., Barnstable, MA 02630.

FOR FURTHER INFORMATION CONTACT: Paula B. Fairfield, Acting Consumer Affairs Officer, Food and Drug Administration, 585 Commercial St., Boston, MA 02109, 617–223–5857.

Chicago District Office, chaired by Mary K. Ellis, District Director. The topics to be discussed are tamper-resistant packaging, aspirin and Reye syndrome, sodium labeling, and other current issues.

DATE: Wednesday, March 9, 1983, 1 to 3 p.m.

ADDRESS: Peoria County Extension Service at Farm Bureau Bldg., 1716 N. University St., Peoria, IL 61604.

FOR FURTHER INFORMATION CONTACT: Darlene M. Bailey, Consumer Affairs Officer, Food and Drug Administration, 433 W. Van Buren, Rm. 1222, Chicago, IL 60607, 312–353–7126.

SUPPLEMENTARY INFORMATION: The purpose of these meetings is to encourage dialogue between consumers and FDA officials, to identify and set priorities for current and future health concerns, to enhance relationships between local consumers and FDA's District Offices, and to contribute to the agency's policymaking decisions on vital issues.

Dated: February 22, 1983.

William F. Randolph,

Acting Associate Commissioner for Regulatory Affairs.

[FR Doc. 83-4915 Filed 2-23-83; 11:41 am]

BILLING CODE 4160-01-M

[Docket No. 82N-0032]

Drug Products Suitable for Abbreviated New Drug Applications; Availability of List

AGENCY: Food and Drug Administration (FDA).

ACTION: Notice.

SUMMARY: FDA announces the availability of a list identifying drug products for which abbreviated new drug applications (ANDA's) are acceptable.

ADDRESS: Written comments regarding the list, identified with Docket No. 82N–0032, may be submitted to the Dockets Management Branch (HFA–305), Food and Drug Administration, Room 4–62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Herbert Gerstenzang, National Center for Drugs and Biologics (HFN–8), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301–443–3650.

FOR FURTHER INFORMATION ON ANDA PROCEDURES OR REQUIREMENTS CONTACT: David Rosen, National Center for Drugs and Biologics (HFN–530), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301–443–4080.

SUPPLEMENTARY INFORMATION: Through the Drug Efficacy Study Implementation (DESI) project, FDA reviews the effectiveness of all drug products approved as safe between 1938 and 1962 and announces its findings in the Federal Register. For drug products determined to be effective, DESI notices state the conditions under which approved products may continue to be marketed. In describing the form in which a new drug application shall be submitted, 21 CFR 314.1(a)(1) provides for submission of an ANDA if the drug is one for which an abbreviated application has been found by FDA to be sufficient. Therefore, the DESI notices also state whether a full new drug application (NDA) (21 CFR 314.1(c)) or an ANDA (21 CFR 314.1(f), recently revised and recodified as 314.2 (48 FR 2751, January 21, 1983)) is required for marketing a duplicate of any drug

product described in the notices. As these notices are not codified and are not readily retrievable, FDA has compiled a list to identify those drug products for which the agency has made a finding of suitability for ANDA's. The list also names those products that FDA has determined to be sufficiently similar or related to an effective DESI drug product that the same conclusions of safety and efficacy apply and that are suitable for ANDA's.

Comments on the format or content of the list should be addressed to the Dockets Management Branch (HFA-305) (address given above), where a copy of the list has been placed on file for public display. FDA will consider the comments in determining whether the list should be revised in any way at its next printing. Two copies of all comments should be submitted, except that individuals may submit single copies. Comments should be identified by the docket number found in brackets in the heading of this document. Comments received by the agency may be seen in the Dockets Management Branch between 9 a.m. and 4 p.m., Monday through Friday.

Copies of the List, identified as accession number PB83-158972, may be purchased from National Technical Information Service (NTIS), 5285 Port Royal Rd., Springfield, VA 22161. The Sales Desk telephone number is 703-487-4650.

Dated: February 17, 1983.

Harry M. Meyer, Jr.,

Director, National Center for Drugs and Biologics.

[FR Doc. 83-4720 Filed 2-24-83; 8:45 am]

BILLING CODE 4160-01-M

[Docket No. 83M-0047]

Intermedics Intraocular, Inc.; Premarket Approval of Angular J-Loop Posterior Chamber Intraocular Lens Models 019J and 019K and Planar J-Loop Posterior Chamber Intraocular Lens Models 019B, 019C, 019E, and 019F

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing its approval of the application for premarket approval under the Medical Device Amendments of 1976 of the Angular J-Loop Posterior Chamber Intraocular Lens Models 019J and 019K and Planar J-Loop Posterior Chamber Intraocular Lens Models 019B, 019C, 019E, and 019F sponsored by Intermedics Intraocular, Inc., Pasadena, CA. After reviewing the recommendation of the Ophthalmic Device Section of the Ophthalmic; Ear, Nose, and Throat; and Dental Devices Panel, FDA notified the sponsor that the application was approved because the device had been shown to be safe and effective for use as recommended in the submitted labeling.

DATE: Petitions for administrative review by March 28, 1983.

ADDRESS: Requests for copies of the summary of safety and effectiveness data and petitions for administrative review may be sent to the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Charles H. Kyper, National Center for Devices and Radiological Health (HFK-402), Food and Drug Administration, 8757 Georgia Ave., Silver Spring, MD 20910, 301-427-7445.

SUPPLEMENTARY INFORMATION: On March 26, 1981, Intermedics Intraocular, Inc., Pasadena, CA, submitted to FDA an application for premarket approval of the Angular J-Loop Posterior Chamber Intraocular Lens Models 019J and 019K and Planar J-Loop Posterior Chamber Intraocular Lens Models 019B, 019C, 019E, and 019F. The application was reviewed by the Ophthalmic Device Section of the Ophthalmic; Ear, Nose, and Throat; and Dental Devices Panel, an FDA advisory committee, which recommended approval of the application for the use of this device to be implanted in patients 60 years of age and older who have undergone extracapsular cataract extraction and are receiving the device as a primary implant. The loop (haptic) polypropylene suture materials in Models 019B, 019F, and 019J are colored with [phthalocyaninato (2-)] copper. This color additive is listed for use in polypropylene sutures for use in general and ophthalmic surgery in § 74.1045 (21 CFR 74.1045), and its use in this device conforms to the listing restrictions. On February 3, 1983, FDA approved the application by a letter to the sponsor from the Associate Director for Device Evaluation of the Office of Medical Devices.

A summary of the safety and effectiveness data on which FDA's approval is based is on file in the Dockets Management Branch (address above) and is available upon request from that office. A copy of all approved final labeling is available for public inspection at the Office of Medical Devices—contact Charles H. Kyper (HFK-402), address above. Requests should be identified with the name of the device and the docket number found in brackets in the heading of this document.

Opportunity for Administrative Review

Section 515(d)(3) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 360e(d)(3) authorizes any interested person to petition under section 515(g) of the act (21 U.S.C. 360l(g)) for administrative review of FDA's decision to approve this application. A petitioner may request either a formal hearing under Part 12 (21 CFR Part 12) of FDA's administrative practices and procedures regulations or a review of the application and of FDA's action by an independent advisory committee of experts. A petition is to be in the form of a petition for reconsideration of FDA action under § 10.33(b) (21 CFR 10.33(b)). A petitioner shall identify the form of review requested (hearing of independent advisory committee) and shall submit with the petition supporting data and information showing that there is a genuine and substantial issue of material fact for resolution through adminstrative review. After reviewing the petition, FDA will decide whether to grant or deny the petition and will publish a notice of its decision in the **Federal Register.** If FDA grants the petition, the notice will state the issue to be reviewed, the form of review, to be used, the persons who may participate in the review to be used, the persons who may participate in the review, the time and place where the review will occur, and other details.

Petitioners may, at any time on or before March 28, 1983, file with the Dockets Management Branch (address above) two copies of each petition and supporting data and information, identified with the name of the device and the docket number found in brackets in the heading of this document. Received petitions may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

Dated: February 18, 1983.

William F. Randolph,

Acting Associate Commissioner for Regulatorty Affairs.

[FR Doc. 83-4718 Filed 2-24-83; 8:45 am]

BILLING CODE 4160-01-M

[Docket No. 83M-0053]

Intermedics, Inc.; Premarket Approval of the ScoliTron® Neuromuscular Stimulator

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug administration (FDA) is announcing its approval of the application for premarket approval under the Medical Device Amendments of 1976 of the ScoliTron® Neuromuscular Stimulator sponsored by Intermedics, Inc., Freeport, TX. After reviewing the recommendation of the Orthopedic Device Section of the Surgical and Rehabilitation Devices Panel, FDA notified the sponsor that the application was approved because the device had been shown to be safe and effective for use as recommended in the submitted labeling.

DATE: Petitions for administrative review by March 28, 1983.

ADDRESS: Requests for copies of the summary of safety and effectiveness data and petitions for administrative review may be sent to the Dockets Management Branch (HFA–305, Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Charles H. Kyper, National Center for Devices and Radiological Health (HFK–402), Food and Drug Administration, 8757 Georgia Ave., Silver Spring, MD 20910, 301–427–7445.

SUPPLEMENTARY INFORMATION: On January 29, 1982, Intermedics, Inc., Freeport, TX, sumbitted to FDA an application for premarket approval of the ScoliTron® Neuromuscular Stimulator single channel unit, a muscle stimulator, indicated for use in conjunction with the prescribed electrode placement technique of Lateral Electrical Stimulation for treatment of Scoliosis (L.E.S.S.) to arrest or retard curve progression in juvenile or adolescent single-major idiopathic scoliosis. Patients should be selected only on the basis of being at risk for curve progression, having its apex at, or caudad to (toward the posterior end), T_8 (5th thoracic vertebra) with a curve magnitude not greater than 45 degrees. The application was reviewed by the Orthopedic Device Section of the Surgical and Rehabilitation Devices Panel, and FDA advisory committee, which recommended approval of the application for this device. On January 6, 1983, FDA approved the application for the labeled indications by a letter to the sponsor from the Associate Director for Device Evaluation of the Office of Medical Devices. The ScoliTron® Neuromuscular Stimulator single channel unit for treatment of double major and infantile scoliotic curves remains investigational.

A summary of the safety and effectiveness data on which FDA's approval is based is on file in the Dockets Management Branch (address above) and is available upon request from that office. A copy of all approved final labeling is available for public inspection at the Office of Medical Devices—contact Charles H. Kyper (HFK–402), address above. Requesta should be identified with the name of the device and the docket number found in brackets in the heading of this document.

Opportunity for Administrative Review

Section 515(d)(3) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 360e(d)(3)) authorizes any interested person to petition under section 515(g) of the act (21 U.S.C. 360e(g)) for administrative review of FDA's decision to approve this application. A petitioner may request either a formal hearing under Part 12 (21 CFR Part 12) of FDA's administrative practices and procedures regulations or a review of the application and of FDA's action by an independent advisory committee of experts. A petition is to be in the form of a petition for reconsideration of FDA action under § 10.33(b) (21 CFR 10.33(b)). A petitioner shall identify the form of review requested (hearing or independent advisory committee) and shall submit with the petition supporting data and information showing that there is a genuine and substantial issue of material fact for resolution through administrative review. After reviewing the petition, FDA will decide whether to grant or deny the petition and will publish a notice of its decision in the **Federal Register**. If FDA grants the petition, the notice will state the issue to be reviewed , the form of review to be used, the persons who may participate in the review, the time and place where the review will occur, and other details.

Petitioners may, at any time on or before March 28, 1983, file with the Dockets Management Branch (address above) two copies of each petition and supporting data and information, identified with the name of the device and the docket number found in brackets in the heading of this document. Received petitions may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

Dated: February 18, 1983.

William F. Randolph,

Acting Associate Commissioner for Regulatory Affairs.

[FR Doc. 83–4716 Filed 2–24–83; 8:45 am]

BILLING CODE 4160–01–M

[Docket No. 82M–0338]

National Patent Development Corp.; Premarket Approval of Hydron ™ Saline System (250 mg)

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing its approval of the application of premarket approval under the Medical Device Amendments of 1976 of the Hydron™ Saline System (250 (mg) milligrams) for all soft (hydrophilic) contact lenses, sponsored by National Patent Development Corp., New Brunswick, NJ. The Hydron™ Saline System (250 mg) is intended for use in the preparation of 27.7 milliliters (mL) of normal saline (0.9 percent) solution to be used in heat disinfection of all soft (hydrophilic) contact lenses. After reviewing the recommendation of the Ophthalmic Device Section of the Ophthalmic; Ear, Nose, and Throat; and Dental Devices Panel, FDA notified the sponsor that the application was approved because the device had been shown to be safe and effective for use as recommended in the submitted labeling.

DATE: Petitions for administrative review by March 28, 1983.

ADDRESS: Requests for copies of the summary of safety and effectiveness data and petitions for administrative review may be sent to the Dockets Management Branch (HFA–305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Charles Kyper, National Center for Devices and Radiological Health (HFK–402), Food and Drug Administration, 8757 Georgia Ave., Silver Spring, MD 20910, 301–427–7445.

SUPPLEMENTARY INFORMATION: On May 28, 1982, National Patent Development Corp., New Brunswick, NJ, submitted to FDA an application for premarket approval of the Hydron™ Saline System (250 mg) for all soft (hydrophilic) contact lenses. The application was reviewed by the Ophthalmic Device Section of the Ophthalmic; Ear, Nose, and Throat; and Dental Devices Panel, an FDA advisory committee, which recommended approval of the application. On October 21, 1982, FDA approved the application by a letter to the sponsor from the Associate Director for Device Evaluation of the Office of Medical Devices.

Before enactment of the Medical Device Amendments of 1976 (the amendments) (Pub. L. 94–295, 90 Stat. 539–583), salt tablets for preparing

solutions for use in heat disinfection of soft (hydrophilic) contact lenses were regulated as new drugs. Because the amendments broadened the definition of the term "device" in section 201(h) of the Federal Food, Drug, and Cosmetic Act (the act) (21 U.S.C. 321(h)), such salt tablets are now regulated as class III devices (premarket approval). As FDA explained in a notice published in the Federal Register of December 16, 1977 (42 FR 63472), the amendments provide transitional provisions to ensure continuation of premarket approval requirements for class III devices formerly considered new drugs. Furthermore, FDA requires, as a condition to approval, that sponsors of applications for premarket approval of soft contact lenses or the solutions prepared from salt tablets for the above use comply with the records and reports provisions of Part 310 (21 CFR Part 310), Subpart D, until these provisions are replaced by similar requirements under the amendments.

A summary of the safety and effectiveness data on which FDA's approval is based is on file in the Dockets Management Branch (address above) and is available upon request from that office. A copy of all approved final labeling is available for public inspection at the Office of Medical Devices—contact Charles Kyper (HFK–402), address above. Requests should be identified with the name of the device and the docket number found in brackets in the heading of this document.

The labeling of the Hydron ™ Saline System (250 mg) states that the solution prepared from the salt tablets is designed for use in heat disinfection of all soft (hydrophilic) contact lenses. Sponsors of any soft (hydrophilic) contact lenses that have been approved for marketing are advised that whenever FDA publishes a notice in the Federal Register of the agency's approval of a new solution for use with an approved soft contact lens, the sponsor of each lens shall correct its labeling to refer to the new solution at the next printing or at such other time as FDA prescribes by letter to the sponsor. A sponsor who fails to update the restrictive labeling may violate the misbranding provisions of section 502 of the act (21 U.S.C. 352) as well as the Federal Trade Commission Act (15 U.S.C. 41–58), as amended by the Magnuson-Moss Warranty-Federal Trade Commission Improvement Act (Pub. L. 93–637). Furthermore, failure to update the restrictive labeling to refer to new salt tablets that may be used with an approved lens may be grounds for withdrawing approval of the application for the lens under section 515(e)(1)(F) of the act (21 U.S.C. 360e(e)(1)(F)).

Opportunity for Administrative Review

Section 515(d)(3) of the act (21 U.S.C. 360e(d)(3)) authorizes any interested person to petition, under section 515(g) of the act (21 U.S.C. 360e(g)), for administrative review of FDA's decision to approve this application. A petitioner may request either a formal hearing under Part 12 (21 CFR Part 12) of FDA's administrative practices and procedures regulations or a review of the application and FDA's action by an independent advisory committee of experts. A petition is to be in the form of a petition for reconsideration of FDA action under § 10.33(b) (21 CFR 10.33(b)). A petitioner shall identify the form of review requested (hearing or independent advisory committee) and shall submit with the petition supporting data and information showing that there is a genuine and substantial issue of material fact for resolution through administrative review. After reviewing the petition, FDA will decide whether to grant or deny the petition and will publish notice of its decision in the Federal Register. If FDA grants the petition, the notice will state the issues to be reviewed, the form of review to be used, the persons who may participate in the review, the time and place where the review will occur, and other details.

Petitioners may, at any time on or before March 28, 1983, file with the Dockets Management Branch (address above) two copies of each petition and supporting data and information, identified with the name of the device and the docket number found in brackets in the heading of this document. Received petitions may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

Dated: February 16, 1983.

William F. Randolph,

Acting Associate Commissioner for Regulatory Affairs.

[FR Doc. 83-4717 Filed 2-24-83; 8:45 am]

BILLING CODE 4160-01-M

[Docket No. 83M-0048]

Pacesetter Systems, Inc.; Premarket Approval of Programalith®-AV Model 223 Pulse Generator and Programalith® Model 398 Programmer

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing its approval of the application for premarket approval under the Medical Device Amendments of 1976 of the Programalith®-AV Model 223 Pulse Generator and Programalith® Model 398 Programmer sponsored by Pacesetter Systems, Inc., Sylmar, CA. After reviewing the recommendation of the Circulatory System Devices Panel, FDA notified the sponsor that the application was approved because the device had been shown to be safe and effective for use as recommended in the submitted labeling.

DATE: Petitions for administrative review by March 28, 1983.

ADDRESS: Requests for copies of the summary of safety and effectiveness data and petitions for administrative review may be sent to the Dockets Management Branch (HFA–305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Charles H. Kyper, National Center for Devices and Radiological Health (HFK–402), Food and Drug Administration, 8757 Georgia Ave., Silver Spring, MD 20910; 301–427–7445.

SUPPLEMENTARY INFORMATION: On August 10, 1982, Pacesetter Systems, Inc., Sylmar, CA, submitted to FDA an application for premarket approval of the Programalith®-AV Model 223 Pulse Generator and Programalith® Model 398 Programmer. The application was reviewed by the Circulatory System Devices Panel, an FDA advisory committee, which recommended approval of the application for use of this device as a cardiac pacing system. On February 4, 1983, FDA approved the application by a letter to the sponsor from the Associate Director for Device Evaluation of the Office of Medical Devices. Use of the device for cardiac pacing in the ventricular overdrive mode, however, continues to be investigational.

A summary of the safety and effectiveness data on which FDA's approval is based is on file in the Dockets Management Branch (address above) and is available upon request from that office. A copy of all approved final labeling is available for public inspection at the Office of Medical Devices—contact Charles H. Kyper (HFK–402), address above. Requests should be identified with the name of the device and the docket number found in brackets in the heading of this document.

Opportunity for Administrative Review

Section 515(d)(3) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 360e(d)(3)) authorizes any interested

person to petition under section 515(g) of the act (21 U.S.C. 360e(g)) for administrative review of FDA's decision to approve this application. A petitioner may request either a formal hearing under Part 12 (21 CFR Part 12) of FDA's administrative practices and procedures regulations or a review of the application and FDA's action by an independent advisory committee of experts. A petition is to be in the form of a petition for reconsideration of FDA action under § 10.33(b) (21 CFR 10.33(b)). A petitioner shall identify the form of review requested (hearing or independent advisory committee) and shall submit with the petition supporting data and information showing that there is a genuine and substantial issue of material fact for resolution through administrative review. After reviewing the petition, FDA will decide whether to grant or deny the petition and will publish a notice of its decision in the Federal Register. If FDA grants the petition, the notice will state the issue to be reviewed, the form of review to be used, the persons who may participate in the review, the time and place where the review will occur, and other details.

Petitioners may, at any time on or before March 28, 1983, file with the Dockets Management Branch (address above) two copies of each petition and supporting data and information, identified with the name of the device and the docket number found in brackets in the heading of this document. Received petitions may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

Dated: February 18, 1983.

William F. Randolph,

Acting Associate Commissioner for Regulatory Affairs.

[FR Doc. 83-4715 Filed 2-24-83; 8:45 am]

BILLING CODE 4160-01-M

[Docket No. 82N-0330]

Tamper-Resistant Packaging Requirements for Certain Over-the-Counter Human Drug and Cosmetic Products; Availability of Advisory Opinions

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing the availability of the agency's responses to requests for exemptions from the packaging and labeling requirements of the tamper-resistant regulations. FDA has exempted several types of products from either the tamper-resistant labeling or packaging requirements, or both, as a result of these requests. Interested persons may rely on these responses, which are considered advisory opinions, when determining the applicability of the tamper-resistant regulations to other products.

ADDRESS: A copy of the requests for exemption and the agency's responses are on file with the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857.

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

SUPPLEMENTARY INFORMATION: In the Federal Register of November 5, 1982 (47 FR 50442), FDA published regulations establishing tamper-resistant requirements for certain over-the-counter (OTC) human drug and cosmetic products. The regulations require that each manufacturer and packer who packages for retail sale an OTC drug product (except a dermatological, dentifrice, or insulin product) or a cosmetic liquid oral hygiene product or vaginal product to package the product in a tamper-resistant package. Sections 211.132(d) and 700.25(d) (21 CFR 211.132(d) and 700.25(d)) set forth a procedure whereby a manufacturer or packer may request an exemption from the labeling and packaging requirements of the tamper-resistant regulations. In response to this provision, the agency has received 12 petitions requesting that various OTC human drug and cosmetic products be exempted from the tamper-resistant regulations.

Interpretation of "Retail Sale"

1. Seven of the requests for exemptions concerned products that are not distributed in a manner that affords the general public access to them while they are held for sale. These petitions requested that the following categories of drug and cosmetic products be exempted from the regulations: (1) (OTC drug products that are controlled drugs and are required to be dispensed by a pharmacist; (2) OTC human drug and cosmetic products distributed to hospitals, nursing homes, and health care clinics; (3) first-aid kits containing OTC human drug products sold directly to industrial users; and (4) OTC human drug products sold directly to physicians or dentists for subsequent distribution to patients or products sold to pharmacists that are maintained under the pharmacists' control.

The agency agrees that these products should not be subject to the tamper-resistant packaging regulations. The purpose of these regulations is to reduce the risk of malicious tampering with OTC drug products and related cosmetic and dental products by requiring that their packaging have a distinctive indicator or barrier to entry that would provide the consumer with visible evidence that the package had been tampered with or opened. The objective of the regulations is to prevent malicious tampering that can occur when products are accessible to the public, generally on a shelf in a retail establishment before purchase by the ultimate consumer. Because of this objective, prescription drug products were not made subject to these regulations, as they are under a pharmacist's control and thus not accessible to the public before dispensing. For the same reason, the agency concludes that those OTC human drug and cosmetic products that are distributed in a manner that does not afford the public access to them while they are held for sale were never intended to come within the scope of these regulations, and such restricted or controlled distribution does not constitute "retail sale" as that term is used in these regulations.

Lozenges

2. One petition requested that lozenges be exempt from the labeling provisions of the tamper-resistant regulations.

After considering this request, the agency concluded that all lozenges (i.e., candy-like solids containing a medicinal agent in a suitably flavored base) should be exempted from both the packaging and labeling requirements of the tamper-resistant regulations. The likelihood of successful tampering with lozenge, is remote. The lozenges' flavored base may be a hard sugar candy, glycerinated gelatin, or a combination of sugar with sufficient mucilage to give it form. Because lozenges are generally distinctive in appearance, the substitution of another product would be unlikely. Lozenges are placed in the mouth where they dissolve, liberating the active ingredient. In addition, the agency believes that it would be extremely difficult to counterfeit or tamper with such a dosage form, and that if physical tampering were attempted, it would be readily visually detectable.

Ammonia Inhalant Ampules

3. One petition requested that an alcoholic ammonia solution in a crushable glass ampule be exempt from the labeling requirements of the tamper-resistant regulations.

The agency granted this exemption because any malicious tampering with such a product would not only be evident, but would also release the ammonia precluding any further use.

Aerosol Products and Compressed Medical Oxygen

4. Although the agency did not receive any petitions requesting that aerosol containers be exempted from the labeling requirements, it did receive several such comments on the regulations questioning the need for the labeling statement. In addition, a distributor of compressed medical oxygen requested an exemption from the labeling requirements.

The agency concluded that aerosol OTC human drug and cosmetic products and compressed medical oxygen should be exempt from the labeling requirements of the tamper-resistant regulations. The reason for these exemptions is that such containers are tamper-resistant but not "tamper evident," so that in the unlikely event that someone had tampered with the contents of an aerosol container or a container of medical oxygen, a labeling statement could not inform the consumer how to detect the occurrence of tampering. For purposes of this exemption, the term "aerosol" means a product that depends upon the power of a liquified or compressed gas to expel the contents from the container.

One-Piece Soft Gelatin Capsules

5. In the **Federal Register** of January 4, 1983 (48 FR 334), the agency announced its advisory opinion that OTC drugs in one-piece soft gelatin capsules belong to the category of products that must comply with the tamper-resistant regulations by May 5, 1983. That opinion and the ones set forth in this document constitute all the exemptions granted to date from the tamper-resistant regulations.

Under § 10.85(c) (21 CFR 10.85(c)), the Commissioner of Food and Drugs considers the substance of the responses to the requests for exemptions to be advisory opinions that may be relied on by manufacturers and packers of OTC human drug and cosmetic products when determining the applicability of the tamper-resistant regulations to their own products.

Dated: February 16, 1983.

Mark Novitch,

Deputy Commissioner of Food and Drugs.

[FR Doc. 83-4719 Filed 2-24-83; 8:45 am]

BILLING CODE 4160-01-M

National Institutes of Health

Meeting of the Cardiology Committee

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Cardiology Advisory Committee, National Heart, Lung, and Blood Institute, April 18-19, 1983, Building 31C, Conference Room 8, National Institutes of Health, 9000 Rockville Pike, Bethesda, Maryland 20205.

The entire meeting will be open to the public from 8:30 a.m. to 5:00 p.m. Attendance by the public will be limited to space available. Topics for discussion will include a review of the research programs relevent to the Cardiology area and consideration of future needs and opportunities.

Ms. Terry Bellicha, Chief, Public Inquiries and Reports Branch, National Heart, Lung, and Blood Institute, Room 4A21, Building 31, National Institutes of Health, Bethesda, Maryland 20205, phone (301) 496-4236, will provide summaries of the meeting and rosters of the Committee members.

Eugene R. Passamani, M.D., Associate Director for Cardiology, Division of Heart and Vascular Diseases, National Heart, Lung, and Blood Institute, Room 320, Federal Building, Bethesda, Maryland 20205, phone (301) 495-5421, will furnish substantive program information upon request.

(Catalog of Federal Domestic Assistance Program No. 13.837, Heart and Vascular Diseases Research, National Institutes of Health)

Dated: February 16, 1983.

Betty J. Beveridge,

NIH Committee Management Officer.

[FR Doc. 83-4720 Filed 2-24-83; 8:45 am]

BILLING CODE 4140-01-M

National Institute of Allergy and Infectious Diseases; Meeting of Board of Scientific Counselors

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Board of Scientific Counselors, National Institute of Allergy and Infectious Diseases, on March 9, 10, and 11, 1983. On March 9 and 10 the meeting will be held in the Solarium on the 11th Floor of Building 10, National Institutes of Health, Bethesda, Maryland. On March 11, the meeting will be held in Conference Room 7A-24, Building 31, National Institutes of Health, Bethesda, Maryland. The meeting will be open to the public on March 9 from 8:30 a.m. until adjournment and on March 10 from 8:30 a.m. until noon. During this open session, the permanent staff of the Laboratory of Immunology and of the Laboratory of Immunoregulation will present and discuss their immediate past and present research activities.

In accordance with the provisions set forth in Section 552b(c)(6), Title 5, United States Code and Section 10(d) of Pub. L. 92-463, the meeting of the Board will be closed to the public on March 10 from 1:00 p.m. until adjournment and again on March 11 from 8:30 a.m. until adjournment for the review, discussion, and evaluation of individual intramural programs and projects conducted by the National Institute of Allergy and Infectious Diseases, including consideration of personal qualifications and performance, the competence of individual investigators, and similar items, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Mr. Robert L. Schreiber, Chief, Officer of Research Reporting and Public Response, National Institute of Allergy and Infectious Diseases, Building 31, Room 7A-32, National Institutes of Health, Bethesda, Maryland 20205, telephone (301) 496-5717, will provide summaries of the meeting and rosters of the Board members.

Dr. Kenneth W. Sell, Executive Secretary, Board of Scientific Counselors, NIAID, National Institutes of Health, Building 10, Room 11C103, telephone (301) 496-3006, will provide substantive program information.

(Catalog of Federal Domestic Assistance Program No. 13-301, National Institutes of Health)

Dated: February 16, 1983.

Betty J. Beveridge,

NIH Committee Management Officer.

[FR Doc. 83-4721 Filed 2-24-83; 8:45 am]

BILLING CODE 4140-01-M

National Diabetes Advisory Board; Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the National Diabetes Advisory Board on March 10, 1983, 8:30 a.m. to 5:00 p.m., at the Holiday Inn—Old Town; 480 King Street, Alexandria, Virginia 22314. The Meeting, which will be open to the public, is being held to discuss the Board's activities and to continue the evaluation of the implementation of the long-range plan to combat diabetes. Attendance by the public will be limited to space available. Notice of the meeting room will be posted in the Hotel lobby.

Mr. Raymond M. Kuehne, Executive Director, National Diabetes Advisory Board, P.O. Box 30174, Bethesda, Maryland 20814, (301) 496-6045, will provide an agenda and roster of members. Summaries of the meeting

may be obtained by contacting Barbara Shapiro, Secretary, National Diabetes Advisory Board, National Institutes of Health, P.O. Box 30174, Bethesda, Maryland 20814, (301) 496-6045.

Dated: February 16, 1983.

Betty J. Beveridge,

NIH Committee Management Officer.

[FR Doc. 83-4730 Filed 2-24-83; 8:45 am]

BILLING CODE 4140-01-M

Office of the Secretary

Agency Forms Submitted To the Office of Management and Budget for Clearance

Each Friday the Department of Health and Human Services (HHS) publishes a list of information collection packages it has submitted to the Office of Management and Budget (OMB) for clearance in compliance with the Paperwork Reduction Act (44 U.S.C. Chapter 35). The following are those packages submitted to OMB since the last list was last published on February 18.

Public Health Service

National Institutes of Health

Subject: Infant Feeding Survey—New
Respondents: Mothers of premature infants
OMB Desk Officer: Fay S. Iudicello

Social Security Administration

Subject: Statement for Determining Continuing Eligibility for Supplemental Security Income Payments (SSA-8200-BK(1-83))—Revision
Respondents: Individuals or households
OMB Desk Officer: Milo Sunderhauf

Health Care Financing Administration

Subject: Home Health Agency and Comprehensive Outpatient Rehabilitation Facility Billing Form (HCFA-1487)—Revision
Respondents: Home health agencies and comprehensive outpatient rehabilitation facilities participating in Medicare
Subject: Rural Health Clinic Request for Medical Information: Contractors' Information Collection (HCFA-9001)—Extension/No Change
Respondents: Rural health clinics participating in Medicare
OMB Desk Officer: Fay S. Iudicello

Office of Human Development Services

Subject: Developmental Disabilities Program—Notice of Proposed Rulemaking—New
Respondents: State governments administering the Developmental Disabilities Program
Subject: Head Start Program Information Report (0980-0017)—Revision
Respondents: Head Start agencies
OMB Desk Officer: Milo Sunderhauf

Copies of the above information collection clearance packages can be obtained by calling the HHS Reports Clearance Officer on 202-245-6511.

Written comments and recommendations for the proposed information collections should be sent directly to both the HHS Reports Clearance Officer and the appropriate OMB Desk Officer designated above at the following addresses:

J. J. Strand, HHS Reports Clearance Officer, Hubert H. Humphrey Building, Room 524-F, Washington, D.C. 20201, or

OMB Reports Management Branch, New Executive Office Building, Room 3208, Washington, D.C. 20503, ATTN: (name of OMB Desk Officer)

Dated: February 17, 1983.

Dale W. Sopper,

Assistant Secretary for Management and Budget.

[FR Doc. 83-4672 Filed 2-24-83; 8:45 am]

BILLING CODE 4150-04-M

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Devils Lake Sioux Tribe; Fort Totten Indian Reservation, North Dakota; Transfer of Federally Owned Lands

Correction

In FR Doc. 82-28938, beginning on page 46888, in the issue of Thursday, October 21, 1982, in the third column, in the second paragraph, in the fourth line "January 2, 1957" should read "January 2, 1975".

BILLING CODE 1505-01-M

Bureau of Land Management

[A 6208]

Arizona; Proposed Modification of Withdrawal and Opportunity for Public Hearing

February 16, 1983.

Pursuant to section 204(1) of the Federal Land Policy and Management Act of 1976 (90 Stat. 2754; 43 U.S.C. 1714), the Bureau of Land Management is reviewing a proposed modification of the Riviera Post Office site withdrawal for the United States Postal Service made by Public Land Order 5331 of February 22, 1973. The following land is inlcuded in the proposed modification:

Gila and Salt River Meridian, Arizona

T. 20 N., R. 22 W.,
Sec. 20, the north 140 feet of the east 240 feet of the west 290 feet of the S½NW¼.

The area described contains 0.77 acre in Mohave County.

The land is segregated from operation of the public land laws including the United States Mining Laws, but not from leasing under the mineral leasing laws. No change in the segregative effect of the withdrawal or use of the land is proposed.

The Bureau of Land Management proposes to modify the withdrawal from an indefinite period to a period of 20 years.

Notice is hereby given that an opportunity for a public hearing is afforded in connection with the proposed withdrawal modification. All interested persons who desire to be heard on the proposal must submit a written request for a hearing to the undersigned on or before May 30, 1983. Upon determination by the State Director, Bureau of Land Management, that a public hearing will be held, a notice will be published in the **Federal Register** giving the time and place of such hearing. In lieu of or in addition to attendance at a scheduled public hearing, written comments or objection to the proposed withdrawal modification may be filed with the undersigned officer on or before May 30, 1983.

The authorized officer of the Bureau of Land Management will undertake such investigations as are necessary to determine the existing and potential demand for the land and its resources. He will review the withdrawal rejustification to ensure that the modification would be consistent with the statutory objectives of the programs for which the land is dedicated; the area involved is the minimum essential to meet the desired needs; the maximum concurrent utilization of the land is provided for and an agreement is reached on the concurrent management of the land and its resources. He will also prepare a report for consideration by the Secretary of the Interior who will determine whether the withdrawal will be modified and if so, for how long. The final determination of the modification of the withdrawal will be published in the **Federal Register**. The existing withdrawal will continue until such final determination is made.

All communications in connection with the proposed withdrawal modification should be addressed to the undersigned officer, Bureau of Land Management, U.S. Department of the

Interior, 2400 Valley Bank Center, Phoenix, Arizona 85073.

Linda Kipp,

Acting Chief, Branch of Lands and Minerals Operations.

[FR Doc. 83-4829 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-84-M

[A-18121]

Arizona; Classification Decision; Lease or Sale; Greenlee County

The following described land has been examined and found suitable for lease or sale under the Recreation and Public Purposes Act of June 14, 1926, as amended (44 Stat. 741; 43 U.S.C. 869 et seq.).

Gila and Salt River Meridian, Arizona

T. 6 S., R. 30 E.,
Sec. 1: Lot 14.

34.18 acres more or less.

The above described land is valuable for public purposes and is therefore considered chiefly valuable for public purposes. This classification is consistent with Land Use Plans for these lands.

These lands will be used for an educational extension center for Eastern Arizona College in accordance with the applicant's plan of development.

Classification of the land under the provisions of the above cited Act will segregate it from all forms of appropriation, including location under the mining laws, except applications under the mineral leasing laws and application under the Recreation and Public Purposes Act.

Detailed information concerning this classification can be obtained from the Safford District Office. For a period of 45 days from the date of this Notice, interested parties may submit comments to the District Manager, Safford District, Bureau of Land Management, 425 East Fourth Street, Safford, Arizona 85546. Any adverse comments will be evaluated by the District Manager who may vacate or modify this realty action and issue a final determination. In the absence of any action by the District Manager, this realty action will become the final determination of the Department of the Interior.

Dated: February 17, 1983.

Vernon L. Saline,

District Manager.

[FR Doc. 83-4807 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-84-M

[A-17097]

Arizona; Proposed Modification of Withdrawal and Opportunity for Public Hearing

February 18, 1983

Pursuant to Section 204(1) of the Federal Land Policy and Management Act of 1976 (90 Stat. 2754; 43 U.S.C. 1714), the Bureau of Land Management is reviewing a proposed modification of Withdrawal creating Public Water Reserve No. 34 (AR-5) made by Executive Order of April 17, 1916. The following land is included in the proposed modification:

Gila and Salt River Meridian, Arizona

Badger Creek Springs

T. 39 N., R. 6 E.,
Sec. 1, W½SW¼;
Sec. 2, lot 2, S½NE¼, NE¼SE¼;
Sec. 12, N½NW¼.

The area described contains 319.86 acres in Coconino County.

The withdrawal segregated the land from settlement, sale and entry under the surface laws and from location and entry for nonmetalliferous minerals under the United States mining laws. The Bureau of Land Management proposes to modify the segregative effect by continuing the segregation of the land from settlement, sale and entry under the surface land laws, but will no longer segregate from nonmetalliferous mining under the mining laws. This proposal is also to modify the withdrawal from an indefinite period to a period of 20 years.

Notice is hereby given that an opportunity for a public hearing is afforded in connection with the proposed withdrawal modification. All interested persons who desire to be heard on the proposal must submit a written request for a hearing to the undersigned on or before May 30, 1983. Upon determination by the State Director, Bureau of Land Management, that a public hearing will be held, a notice will be published in the **Federal Register** giving the time and place of such hearing. In lieu of or in addition to attendance at a scheduled public hearing, written comments or objection to the proposed withdrawal modification may be filed with the undersigned officer on or before May 30, 1983.

The authorized officer of the Bureau of Land Management will undertake such investigations as are necessary to determine the existing and potential demand for the land and its resources. He will review the withdrawal rejustification to ensure that the modification would be consistent with the statutory objectives of the programs for which the land is dedicated; the area involved is the minimum essential to meet the desired needs; the maximum concurrent utilization of the land is provided for and an agreement is reached on the concurrent management of the land and its resources. He will also prepare a report for consideration by the Secretary of the Interior who will determine whether the withdrawal will be modified and if so, for how long. The final determination of the modification of the withdrawal will be published in the **Federal Register**. The existing withdrawal will continue until such final determination is made.

All communications in connection with the proposed withdrawal modification should be addressed to the undersigned officer, Bureau of Land Management, U.S. Department of the Interior, 2400 Valley Bank Center, Phoenix, Arizona, 85073.

Mario L. Lopez,

Chief, Branch of Lands and Minerals Operations.

[FR Doc. 83-4809 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-84-M

Arizona; Phoenix/Lower Gila Resource Areas Grazing Advisory Board; Meeting

Notice is hereby given in accordance with Pub. L. 92-463 that a meeting of the Phoenix/Lower Gila Resource Areas (Phoenix District) Grazing Advisory Board will be held on Wednesday, March 31, 1983.

The meeting will begin at 9:00 a.m. in the conference room of the Bureau of Land Management EIS Project Office, 2933 West Indian School, Phoenix, Arizona 85017.

The agenda for the meeting will include:

1. Review of Lower Gila North Rangeland Program Summary.
2. Review of Allotment Management Plan Program.
3. Status of Range Improvement—FY 1983.
4. Proposed Range Improvements—FY 1984.
5. Asset Management—Impacts on the Range Program.
6. Arrangements for future meeting.

The meeting is open to the public. Anyone wishing to make oral or written statements to the Board is requested to do so through the office of the District Manager, 2929 West Clarendon Avenue, Phoenix, Arizona 85017 at least seven days prior to the meeting date.

Summary minutes of the Board meeting will be maintained in the District Office and be made available for public inspection and reproduction

(during regular business hours) within 30 days following the meeting.

Dated: February 14, 1983.

William K. Barker,

District Manager.

[FR Doc. 83-4811 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-84-M

[A-7154]

Arizona: Realty Action Competitive Sale of Public Land in Cochise County; Correction

In FR Doc. 83-3655 appearing on page 6185 in the issue of Thursday, February 10, 1983, make the following correction:

In the land description, within the entry of Parcel 2, "SE¼NW¼" should have read "SW¼NW¼" and within the entry of Parcel 4, "NE¼SE¼, E½SE¼" should have read "SW¼NE¼, W½SE¼".

Dated: February 17, 1983.

Vernon L. Saline,

Acting District Manager.

[FR Doc. 83-4806 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-84-M

[CA-12524]

Conveyance of Public Land; Kern County, California

Correction

In FR Doc. 83-2287 appearing on page 3877 in the issue of Thursday, January 27, 1983, the agency number in the heading should read as set forth above.

BILLING CODE 1505-01-M

[I-8267]

Idaho; Exchange of Public and Private Lands Bingham County, Issuance of Land Exchange Conveyance Document

The United States has issued an exchange conveyance document to Wulf A. and Carol M. Lebrecht for the following-described lands under Section 206 of the Federal Land Policy and Management Act of 1976.

Boise Meridian, Idaho

T. 3 S., R. 31 E.,
Sec. 27 E½SW¼, W½SE¼.

Comprising 160.00 acres of public land.

In exchange for these lands, the United States acquired the following-described lands:

Boise Meridian, Idaho

T. 1 N., R. 32 E.,
Sec. 19, S½NE¼;
Sec. 20, S½NE¼;

Comprising 160.00 acres of private land.

The purpose of this exchange was to acquire the private lands to consolidate with other public lands for more efficient management and provide long-term benefits for livestock forage and wildlife habitat. The public interest was well served through completion of this exchange.

Louis B. Bellesi,

Deputy State Director for Operations.

[FR Doc. 83-4810 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-84-M

Kremmling Resource Management Plan

AGENCY: USDI, Bureau of Land Management, Interior.

ACTION: Notice of Availability of Draft Environmental Impact Statement (DEIS).

SUMMARY: Pursuant to Section 102(2)(c) of the National Environmental Act of 1969, the Department of the Interior, Bureau of Land Management, has prepared a draft environmental impact statement (DEIS) on the Kremmling Resource Managment Plan.

DATE: Comments must be received by May 25, 1983.

ADDRESS: Comments should be sent to Area Manager, Bureau of Land Management, P.O. Box 68 Kremmling, Colorado 80459.

FOR FURTHER INFORMATION CONTACT: Ade Neisius, Team Leader, Bureau of Land Management, P.O. Box 68, Kremmling, Colorado 80459. Telephone: (303) 724-3437.

SUPPLEMENTARY INFORMATION: The DEIS analyzes seven alternatives for managing approximately 400,000 acres of public land in the BLM Kremmling Resource Area.

Management of livestock grazing, land disposals, wilderness, forests, minerals, wildlife, water, scenery, recreation, off-road vehicles and utility facilities is discussed in the DEIS. Aslo discussed is management of cultural and paleontological resources, areas of critical environmental concern, BLM roads and fire.

The public comment period is for 90 days beginning February 25, 1983. Open Houses have been scheduled at the following locations to give the public the opportunity to ask BLM personnel questions or to find out more about the RMP/EIS in general:

Open Houses

BLM Office, East US 40, Kremmling, Colorado—Tuesday, March 15, 1983, 2 pm. to 6 pm

SCS Building Walden, Colorado—Wednesday, March 16, 1983, 2 pm to 6 pm

Holiday Inn West, Colfax at Indiana, Golden, Colorado—Thursday, March 17, 1983, 2 pm to 6 pm.

Oral comments for the official record will be taken at the following public hearings:

Public Hearings

Grand County Courthouse, District Courtroom, Hot Sulphur Springs, Colorado—Tuesday, April 12, 1983, 7 pm

SCS Building, Walden, Colorado—Wednesday, April 13, 1983, 7 pm

Holiday Inn West, Colfax at Indiana, Golden, Colorado—Thursday, April 14, 1983, 2 pm and 7 pm.

A time limit may be placed on oral comments depending on the number of people who wish to make a statement.

Copies of the DEIS will be available for review at the following locations:

Colorado State Office, Bureau of Land Management, 1037 20th Street, Denver, Colorado 80202

Craig District Office, Bureau of Land Management, East Highway 40, Craig, Colorado 81625

Kremmling Resource Area Office, Bureau of Land Management, East Highway 40, Kremmling, Colorado, 80459

Denver Public Library, Conservation Library, 1357 Broadway, Denver, Colorado 80254.

Dated: February 14, 1983.

Lee Craig,

District Manager, Craig District Office.

[FR Doc. 83-4815 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-84-M

[M-49690]

Montana; Order Providing for Opening of Public Lands

February 17, 1983.

In an exchange of lands made under the provisions of Section 206 of the Act of October 21, 1976 (90 Stat. 2756, 43 U.S.C 1716), the surface estate only in the following described lands has been reconveyed to the United States:

Principal Meridian, Montana

T. 33 N., R. 21 E.,
Sec. 2, lots 2, 3, and 4.
T. 34 N., R. 21 E.,
Sec. 34, E½ and SW¼; and
Sec. 35, W½.

Aggregating 918.59 acres in Blaine County.

The lands are located approximately 4½ miles northeast of Zurich, in northcentral Montana. The topography is flat to gently rolling rangeland. A small coulee drains to the southeast toward Thirtymile Creek. Vegetation is

native grasses. Historic and present use of the land is grazing.

At 8 a.m. on March 23, 1983, the lands shall be opened to the public land law generally subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All applications received at or prior to 8 a.m., March 23, 1983, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

Roland F. Lee,

Acting Deputy State Director, Division of Lands and Renewable Resources.

[FR Doc. 83-4806 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-84-M

[W-78366]

Wyoming; Realty Action; Exchange of Public Lands in Park County for Private Lands in Big Horn and Park Counties

February 17, 1983.

The following described lands have been determined to be suitable for disposal by exchange under Sec. 206 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1716):

Sixth Principal Meridian, Wyoming

T. 51 N., R. 100 W.,
- Sec. 7, lots 5, 6, and 7, SW¼SE¼;
- Sec. 18, lots 4, 5, 6, and 7, E½W½, W½E½;
- Sec. 19, lots 1 and 2, W½NE¼, E½NW¼.

T. 51 N., R. 101 W.,
- Sec. 10, lots 2, 3, and 4, S½NE¼, E½SE¼;
- Sec. 11, lots 1, 4, and 5, SW¼NE¼, S½NW¼, NE¼NE¼SW¼, E½NW¼NE¼SW¼, SE¼NE¼SW¼, E½SW¼NE¼SW¼, SW¼SW¼NE¼SW¼, W½NW¼SW¼, S½SE¼NW¼SW¼, SW¼SW¼;
- Sec. 12, lots 9 and 10;
- Sec. 15, lot 2;
- Sec. 24, lot 2; tracts 64C and 64H; tracts 65A, 65B, 65G, and 65H; tracts 66A, 66D, and 66E; tracts 67A, 67B, 67C, 67D, 67E, and 67F; tract 71G.

The areas described aggregate 2,066.44 acres.

In exchange of the above described lands to Glenn E. Nielson, the United States will acquire the following described private lands:

Sixth Principal Meridian, Wyoming

T. 49 N., R. 97 W.,
- Sec. 4, lots 6, 7, and 8, S½N½;
- Sec. 6, lots 13 and 14;
- Sec. 19, lot 8, SE¼SW¼, SE¼;
- Sec. 30, lots 5 and 6, NE¼,E½NW¼.

T. 50 N., R. 97 W.,
- Sec. 30, lot 8, SE¼SW¼, SW¼SE¼;
- Sec. 31, N½NE¼, NE¼NW¼;
- Sec. 32, S½NE¼, NW¼, N½SE¼;
- Sec. 33, NW¼SW¼, S½SW¼, SW¼SE¼.

T. 49 N., R. 98 W.,
- Sec. 1, S½SW¼, SE¼;
- Sec. 2, lots 7 and 8, S½NW¼, S½;
- Sec. 3, SE¼SE¼;
- Sec. 10, N½NE¼NE¼;
- Sec. 11, N½NE¼, NW¼.

The areas described aggregate 2,656.59 acres.

The purpose of the exchange is to diminish private lands in the "Fifteen Mile Wild Horse Area".

The value of the lands to be exchanged are approximately equal, being $227,308.40 for the public land and $225,810.15 for the private land. An equalization payment will be made to the Federal Government upon completion of the final appraisal of the lands.

The terms and conditions applicable to the exchange are:

1. A reservation to the United States of the right to construct ditches or canals pursuant to the Act of August 30, 1890 (43 U.S.C. 945);

2. The public lands will be exchanged subject to any valid existing rights, including rights-of-way, easements, and leases of record prior to title transfer;

3. A reservation to the United States of all minerals in the lands to be disposed of. The mineral estate in the lands to be acquired by the United States belong to the United States by virtue of a reservation in the original patent;

4. A reservation to the United States of a right of egress and ingress to the following:

Sixth Principal Meridain, Wyoming

T. 51 N., R. 101 W.,
- Sec. 11, W½NW¼NE¼SW¼, NW¼SW¼ NE¼SW¼, NE¼NW¼SW¼, N½SE¼ NW¼SW¼.

The areas described aggregate 22.50 acres.

5. Mr. Nielson will retain the grazing preference on the private land which will be acquired by the United States.

Detailed information concerning the exchange is available for review at the Worland District Office, Worland, Wyoming.

For a period of 45 days from the date of this notice, interested parties may submit comments to the District Manager, Bureau of Land Mangement, P.O. Box 119, Worland, Wyoming 82401. Any adverse comments will be evaluated by the District Manager who may vacate or modify this realty action. In absence of any action by the District Manager, this realty action will become a final determination of the Department of the Interior.

Chester E. Conrad,

District Manager.

[FR Doc. 83-4805 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-84-M

Montana; Realty Action—Exchange; Public Lands in Garfield County

February 16, 1983.

The following described lands have been determined to be suitable for disposal by exchange under Section 206 of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1716:

T. 18 N., R. 41 E., PMM.
- Sec. 12, E½NE¼.

80 acres.

In exchange for these lands the Federal Government will acquire a tract of land in Garfield County from Larry Withee described as follows:

T. 18 N., R. 41 E., PMM
- Sec. 13, W½NW¼.

80 acres.

The purpose of this exchange is to mitigate an unintentional trespass by a house and out buildings on BLM lands. The public interest will be served by the addition of 80 acres of land to an existing large tract of public lands.

The value of the offered lands has been determined to be slightly greater than that of the selected lands. Mr. Withee has agreed to waive the disparity of value.

The terms and conditions applicable to the exchange are:

The exchange will be subject to approval of the Application for Partial Release, Subordination, or Consent from the Farmer's Home Administration.

Detailed information concerning the exchange, including the environmental analysis, is available for review at the Miles City District Office, P.O. Box 940, Miles City, Montana 59301.

For a period of 60 days, interested parties may submit comments to the Secretary of the Interior, LLM-320, Washington, D.C. 20240. Any adverse comments will be evaluated by the Secretary, who may vacate or modify this realty action and issue a final determination. In the absence of any action by the Secretary, this realty action will become the final determination of the Department.

Supplementary Information: The publication of this notice segregates the public lands described above from settlement, sale, location and entry under the public land laws, including the mining laws, except from exchange pursuant to Section 206 of the Federal Land Policy and Management Act of 1976.

Robert A. Teegarden,

Associate District Manager.

[FR Doc. 83-4834 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-84-M

[OR 11158]

Oregon; Partial Termination of Proposed Withdrawal and Reservation of Lands

Notice of Forest Service, U.S. Department of Agriculture, application OR 11158 for withdrawal and reservation of lands was published as FR Doc. 75–11672 on page 19501 of the issue of May 5, 1975, and republished as FR Doc. 79–22163 on page 41968 of the issue of July 18, 1979. The purpose of the proposed withdrawal was to protect the scenic and recreational values involving the North Fork John Day Campground addition and the North Fork John Day Streamside-Elkhorn Drive Roadside Zones. The applicant agency has cancelled its application insofar as it affects portions of the roadside and streamside zones. The following described lands are included in the cancellation:

Willamette Meridian

North Fork John Day Streamside-Elkhorn Drive Roadside Zone

A strip of land of variable width located between 500 feet north of the centerline of Elkhorn Drive and 330 feet south of the centerline of the North Fork John Day River through the following subdivisions:

Umatilla National Forest

T. 7 S., R. 35½ E.,
Sec. 4, NE¼NE¼.

Wallowa-Whitman National Forest

T. 7 S., R. 35½ E.,
Sec. 35, SW¼NW¼NW¼.

North Fork John Day Streamside Zone, Wallowa-Whitman National Forest

A strip of land 330 feet wide on both sides of the centerline of the North Fork John Day River through the following subdivision:

T. 8 S., R. 36 E.,
Sec. 12, SE¼NW¼NW¼.

Elkhorn Drive Roadside Zone

A strip of land 500 feet wide on both sides of the centerline of Elkhorn Drive through the following subdivisions:

Umatilla National Forest

T. 8 S., R. 35½ E.,
Sec. 3, lot 1, SE¼NE¼, NE¼SE¼, and S½SE¼;
Sec. 10, N½NE¼, N½NE¼SW¼NE¼, W½SW¼NE¼, N½NW¼SE¼NE¼, N½NE¼SE¼NE¼, S½NW¼NE¼SE¼, S½NE¼NW¼SE¼, W½NW¼SE¼, SE¼NW¼SE¼, and SW¼NE¼SE¼;
Sec. 15, NW¼NW¼NE¼, SE¼, E½E½NW¼, and E½E½SW¼;
Sec. 22, lots 1, 3, and 4, MS 808, and MS 359, excluding MS 984–A;
Sec. 27, lot 1;
Sec. 28, SE¼SE¼;
Sec. 33, E½E½.

Wallowa-Whitman National Forest

T. 8 S., R. 35½ E.,
Sec. 2, lot 4, SW¼NW¼, and NW¼SW¼;
Sec. 14, SW¼SW¼;
Sec. 23, lots 2, 3, 4, 5, and 6, MS 359, and W½NE¼SW¼, excluding MS 984–A and patented MS 70;
Sec. 27, SE¼ of lot 4, W½NE¼, SE¼NE¼ NW¼, SE¼NW¼, and SW¼, excluding MS 984–A;
Sec. 34, W½W½, excluding portion extending from 4964100mN to 4964700mN and 388200mE to 388450mE (Universal Transverse Mercator grid).

T. 9 S., R. 35½ E.,
Sec. 3, NW¼ of lot 4;
Sec. 4, lots 1, 2, 8, and 9, and S½SE¼;
Sec. 9, NE¼NE¼NE¼;
Sec. 10, NW¼ and NW¼SE¼;
Sec. 11, SW¼SW¼NW¼, SW¼NE¼SW¼, and S½S½SE¼;
Sec. 13, NE¼, NE¼NW¼, NE¼NW¼NW¼, S½NW¼NW¼, and S½NW¼;
Sec. 14, N½NE¼ and N½NE¼NW¼.

T. 7 S., R. 36 E.,
Sec. 11, E½SW¼ and SE¼;
Sec. 12, NE¼, E½NW¼, E½SW¼NW¼, SW¼, and NE¼SE¼;
Sec. 14, W½SW¼NE¼, E½NW¼, SE¼NW¼NW¼, E½SW¼NW¼, NE¼SW¼, S½SW¼, W½NW¼SE¼, NW¼SW¼SE¼, and W½NW¼NE¼;
Sec. 15, SE¼SE¼SE¼;
Sec. 21, SE¼SE¼;
Sec. 22, NE¼, S½SE¼NW¼, SW¼, NW¼NW¼SE¼, SW¼SW¼SE¼, and NE¼SE¼NW¼;
Sec. 23, NW¼NW¼;
Sec. 27, W½NW¼NE¼, NW¼, N½SW¼, SW¼SW¼, N½SE¼, SW¼, and SW¼SE¼SW¼;
Sec. 28, N½NE¼, S½N½, and S½;
Sec. 34, N½NW¼NW¼.

T. 9 S., R. 36 E.,
Sec. 18, lots 2 and 3, E½SW¼, and SW¼SE¼;
Sec. 19, NE¼, NE¼NE¼NW¼, and NE¼NE¼SE¼;
Sec. 20, S½NW¼, N½SW¼, NE¼SE¼SW¼, and SE¼;
Sec. 21, S½S½, SW¼NW¼SW¼, and S½NW¼SE¼;
Sec. 23, S½N½, S½, SW¼NW¼NE¼, and SE¼NE¼NW¼;
Sec. 24, SW¼SW¼NE¼, E½SE¼SE¼NW¼, E½NE¼NE¼SW¼, S½NE¼SW¼, W½SW¼, NE¼SE¼, N½NE¼NW¼SE¼, W½NW¼SE¼, and S½SE¼;
Sec. 26, NW¼NE¼ and NW¼;
Sec. 27, N½ and N½SW¼;
Sec. 28, N½N½;
Sec. 29, NE¼NE¼NE¼.

T. 7 S., R. 37 E.,
Sec. 1, S½NW¼, N½SW¼, SE¼SW¼, W½SE¼, and SE¼SE¼;
Sec. 2, SE¼;
Sec. 8, S½S½;
Sec. 9, SW¼, N½SE¼, NE¼NE¼, and S½NE¼;
Sec. 10, N½;
Sec. 11, N½;
Sec. 12, NE¼ and NE¼NW¼;
Sec. 16, N½NW¼NW¼;
Sec. 17, N½N½N½.

T. 9 S., R. 37 E.,
Sec. 19, lot 4.

The areas described aggregate approximately 3,971 acres in Baker, Grant, and Union Counties, Oregon.

Pursuant to the regulations contained in 43 CFR 2320.2–1(c), the above-described lands will be open to location under the United States mining laws at 9:30 a.m., on April 1, 1983. Appropriation of lands under the general mining laws prior to the date and time of restoration is unauthorized. Any such attempted appropriation, including attempted adverse possession under 30 U.S.C. Sec. 38, shall vest no rights against the United States. Acts required to establish a location and to initiate a right of possession are governed by State law where not in conflict with Federal law. The Bureau of Land Management will not intervene in disputes between rival locators over possessory rights since Congress has provided for such determinations in local courts.

Dated: February 17, 1983.

Harold A. Berends,

Chief, Branch of Lands and Minerals Operations.

[FR Doc. 83–4828 Filed 2–24–83; 8:45 am]

BILLING CODE 4310–84–M

[W–83954]

Wyoming; Invitation for Coal Exploration License; Antelope Coal Company

Antelope Coal Company, a wholly owned subsidiary of NERCO, Inc., hereby invites all interested parties to participate on a pro rata cost sharing basis in its coal exploration program concerning federally owned coal underlying the following described land in Converse County, Wyoming:

T. 40 N., R. 71 W., 6th p.m.,
Sec. 2: Lots 1, 3, SE¼NE¼, NE¼SE¼;
Sec. 13: W½NW¼.
T. 41 N., R. 71 W., 6th p.m.,
Sec. 34: NE¼NE¼, N½SE¼, SE¼SE¼;
Sec. 35: S½SW¼.
Containing 471.72 acres.

All of the coal in the above lands consists of unleased Federal coal within the Powder River Basic known recoverable coal resource area. The purpose of the exploration program is to define outcropping of coal seams within the boundaries of the above described area.

A detailed description of the proposed drilling program is available for review during normal business hours in the following offices (under serial number W–83954): Bureau of Land Management, 2515 Warren Avenue P.O. Box 1828, Cheyenne, Wyoming 82001; The Bureau of Land Management, 951 Rancho Road,

Casper, Wyoming 82601; and U.S. Forest Service, Thunder Basin National Grassland, 809 South 9th Street, Douglas, Wyoming 82633.

This notice of invitation will be published in this newspaper once each week for two consecutive weeks beginning the week of March 7, 1983, and in the **Federal Register**. Any party electing to participate in this exploration program must send written notice to both the Bureau of Land Management and Antelope Coal Company, no later than 30 days after publication of this invitation in the **Federal Register**. The written notice should be sent to the following addresses: Antelope Coal Company, c/o NERCO Mining Company, Land Section, 111 S.W. Columbia, Portland, Oregon 97201 and the Bureau of Land Management, Wyoming State Office, Branch of Energy Minerals, P.O. Box 1828, Cheyenne, Wyoming 82001.

The foregoing is published in the **Federal Register** pursuant to Title 43 Code of Federal Regulation, § 3410.2-1(c)(1).

J. Stan McKee,

Acting Chief, Branch of Energy Minerals.

[FR Doc. 83-4804 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-84-M

Ukiah District Advisory Council Meeting

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of meeting, Ukiah District Advisory Council.

SUMMARY: This notice sets forth the schedule and proposed agenda for the first meeting of the newly appointed Ukiah District Advisory Council. Authority for the establishment of advisory councils is contained in Section 309 of the Federal Land Policy and Management Act of 1976 (Pub. L. 94-579) and shall be in conformance with the Federal Advisory Committee Act of 1972 (Pub. L. 92-463). Notice of this meeting is pursuant to Subpart 1784.4-2 of Title 43 of the Code of Federal Regulations.

DATES: Tuesday, March 29, 1983, from 8:30 a.m. to 5:00 p.m. and Wednesday, March 30, 1983, from 8:30 a.m. to 3:30 p.m.

ADDRESS: March 29, 1983: Conference Room, United Savings and Loan, 700 South State Street, Ukiah, California. March 30, 1983: field tour of the Geysers goethermal steam field, departing from Ukiah District Office, 555 Leslie Street, Ukiah, California.

FOR FURTHER INFORMATION CONTACT: Van W. Manning, District Manager, Bureau of Land Management, Ukiah District Office, P.O. Box 940, 555 Leslie Street, Ukiah, California. Telephone: (707) 462-3873.

SUPPLEMENTARY INFORMATION: Eight appointments have been made by Secretary of the Interior James Watt to the chartered 10-member Ukiah District Advisory Council. The objectives and scope of the council are to provide representative citizen counsel and advice to the Ukiah District Manager regarding planning and management of public land resources within the Ukiah District.

The purpose of this first meeting of the Council is orientation. Tuesday, March 29, the Council will be briefed on their roles and responsibilities and on the district organization and programs. Additionally, opportunity for public comment will be provided Tuesday, March 29, at 3:30 p.m. Oral statements will be limited to 10 minutes each, and written statements may be filed with the District Manager prior to March 29, 1983.

Friday, the Council will tour The Geysers geothermal steam field. All advisory council meetings and field examinations are open to the public and the news media; however, transportation must be provided by those wishing to participate in the field tour. The initial assembly point for the tour will be the Ukiah District Office at 555 Leslie Street, Ukiah, California. Departure time will be 8:30 a.m.

Dated: February 18, 1983.

Edwin G. Katlas,

Acting District Manager.

[FR Doc. 83-4814 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-84-M

Las Cruces District Advisory Council; Meeting

AGENCY: BLM, Las Cruces District.

ACTION: Notice of meeting.

SUMMARY: Agenda.

DATE: March 24, 1983, 9:30 am.

ADDRESS: Crimson Room, Howard Johnson Motor Lodge, 2600 South Valley Drive, Las Cruces, New Mexico.

FOR FURTHER INFORMATION CONTACT: Daniel C. B. Rathbun, District Manager Las Cruces District, Bureau of Land Management, P. O. Box 1420, Las Cruces, New Mexico 88004. Phone: (505) 524-8551.

SUPPLEMENTARY INFORMATION:

Agenda

1. Election of Officers.
2. Approval of Minutes.
3. Comments on Las Cruces/Lordsburg Draft Management Framework Plan Amendment/Environmental Assessment.
4. Status of fiscal year 1983 Range Improvement Projects.
5. Presentation of fiscal year 1984 Range Improvement Projects.
6. Adjourn.

The meeting will be open to the public and interested persons may make oral statements to the Board during an allotted time period beginning at 2 pm and lasting for at least one-half hour. The District Manager may establish a time for oral statements depending on the number of persons wishing to make statements. Anyone wishing to make an oral statement must notify the District Manager, Bureau of Land Management, 317 North Main Street (P.O. Box 1420), Las Cruces, New Mexico 88004 by March 23, 1983.

Daniel C. B. Rathbun,

District Manager.

February 14, 1983.

[FR Doc. 83-4835 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-84-M

Planning Criteria for Management Framework Plan Amendments in the Bishop and Caliente Resource Areas, Bakersfield District, California, and the Walker Resource Area, Carson City District, Nevada

February 18, 1983.

In accordance with 43 CFR 1601.3, notice is hereby given of the availability of the Planning Criteria to Direct Management Framework Plan Amendments for Wilderness Study Areas (WSAs).

The Bakersfield District of the Bureau of Land Management has prepared the initial Planning Criteria to direct four Management Framework Plan Amendments for 23 WSAs in the Bishop and Caliente Resource Areas, Bakersfield District, and the Walker Resource Area, Carson City District. The Plan amendments will involve the Benton/Owens Valley, Bodie/Coleville, South Sierra Foothills and the Pine Nut/Markleville Planning Areas.

The plans will be incorporated under a single Environmental Impact Statement (EIS), entitled the Benton/Owens Valley-Bodie/Coleville Study Area EIS, and will carry out the requirements of the Federal Land Policy and Management Act (FLPMA) of 1976.

As new information surfaces during the planning process, and/or from public input, additional criteria will be developed for future guidance of this planning effort.

The initial planning criteria are available for review at the Bakersfield

District Office. For further information contact Robert D. Rheiner, Jr., Distrtict Manager, 800 Truxtun Ave., Room 302, Bakersfield, California 93301, (805) 861–4191.

Glenn Carpenter,

Acting District Manager.

[FR Doc. 83-4812 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-84-M

District Advisory Council, Susanville, California; Meeting

Notice is hereby given in accordance with Pub. L. 94–579 (FLPMA) that a meeting of the Susanville District Advisory Council will be held on March 28 and 29, 1983.

The meeting will begin at 1:00 pm on March 28, in the Conference Room of the California Dept. of Forestry (CDF) Office, Highway 36, Susanville, California.

The Agenda for the meeting will include:

1. Asset Management.
2. Wild Horses and Burros.
3. Land Use Planning Efforts on the District.
4. Wilderness.
5. The Future Role of the District Advisory Council.

The meeting is open to the public and time will be provided for public comment.

Summary minutes of the council meeting will be maintained in the District Office and will be available for public inspection and reproduction within 30 days following the meeting.

Ben F. Collins,

Acting District Manager.

[FR Doc. 83-4837 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-84-M

Minerals Management Service

Oil and Gas and Sulphur Operations in the Outer Continental Shelf

AGENCY: Minerals Management Service, Interior.

ACTION: Notice of the Receipt of a Proposed Development and Production Plan.

SUMMARY: Notice is hereby given that Pennzoil Exploration and Production Company has submitted a Development and Production Plan describing the activities it proposes to conduct on Lease OCS–G 2021, Block 587, West Cameron Area, offshore Louisiana.

The purpose of this Notice is to inform the public, pursuant to Section 25 of the OCS Lands Act Amendments of 1978, that the Minerals Management Service is considering approval of the Plan and that it is available for public review at the Office of the Regional Manager, Gulf of Mexico OCS Region, Minerals Management Service, 3301 North Causeway Blvd., Room 147, Metairie, Louisiana 70002.

FOR FURTHER INFORMATION CONTACT: Minerals Management Service, Public Records, Room 147, open weekdays 9 a.m. to 3:30 p.m., 3301 North Causeway Blvd., Metairie, Louisiana 70002, Phone (504) 837–4720, Ext. 226.

SUPPLEMENTARY INFORMATION: Revised rules governing practices and procedures under which the Minerals Management Service makes information contained in Development and Production Plans available to affected States, executives of affected local governments, and other interested parties became effective December 13, 1979 (44 FR 53685). Those practices and procedures are set out in a revised § 250.34 of Title 30 of the Code of Federal Regulations.

Dated: February 16, 1983.

John L. Rankin,

Acting Regional Manager, Gulf of Mexico OCS Region.

[FR Doc. 83-4836 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-MR-M

Oil and Gas and Sulphur Operations in the Outer Continental Shelf

AGENCY: Minerals Management Service, Interior.

ACTION: Notice of receipt of a proposed development and production plan.

SUMMARY: Notice is hereby given that Tenneco Oil Exploration and Production has submitted a Development and Production Plan describing the activities it proposes to conduct on Lease OCS–G 1442, Block 27, South Timbalier Area, offshore Louisiana.

The purpose of this Notice is to inform the public, pursuant to Section 25 of the OCS Lands Act Amendments of 1978, that the Minerals Management Service is considering approval of the Plan and that it is available for public review at the Office of the Regional Manager, Gulf of Mexico OCS Region, Minerals Management Service, 3301 North Causeway Blvd., Room 147, Metairie, Louisiana 70002.

FOR FURTHER INFORMATION CONTACT: Minerals Management Service, Public Records, Room 147, open weekdays 9 a.m. to 3:30 p.m., 3301 North Causeway Blvd., Metairie, Louisiana 70002, Phone (504) 837–4720, Ext. 226.

SUPPLEMENTARY INFORMATION: Revised rules governing practices and procedures under which the Minerals Management Service makes information contained in Development and Production Plans available to affected States, executives of affected local governments, and other interested parties became effective December 13, 1979 (44 FR 53685). Those practices and procedures are set out in a revised § 250.34 of Title 30 of the Code of Federal Regulations.

John L. Rankin,

Acting Regional Manager, Gulf of Mexico, OCS Region.

February 18, 1983.

[FR Doc. 83-4653 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-MR-M

Oil and Gas and Sulphur Operations in the Outer Continental Shelf; Anadarko Production Co.

AGENCY: Minerals Management Service, Interior.

ACTION: Notice of the Receipt of a Proposed Development and Production Plan.

SUMMARY: Notice is hereby given that Anadarko Production Company has submitted a Development and Production Plan describing the activities it proposes to conduct on Leases OCS–G 2750 and 2754, Blocks A–365 and A–376, High Island Area, offshore Texas.

The purpose of this Notice is to inform the public, pursuant to Section 25 of the OCS Lands Act Amendments of 1978, that the Minerals Management Service is considering approval of the Plan and that it is available for public review at the Office of the Regional Manager, Gulf of Mexico OCS Region, Minerals Management Service, 3301 North Causeway Blvd., Room 147, Metaire, Louisiana 70002.

FOR FURTHER INFORMATION CONTACT: Minerals Management Service, Public Records, Room 147, open weekdays 9 a.m. to 3:30 p.m., 3301 North Causeway Blvd., Metairie, Louisiana 70002, Phone (504) 837–4720, Ext. 226.

SUPPLEMENTARY INFORMATION: Revised rules governing practices and procedures under which the Minerals Management Service makes information contained in Development and Production Plans available to affected States, executives of affected local governments, and other interested parties became effective December 13, 1979, (44 FR 53685). Those practices and procedures are set out in a revised § 250.34 of Title 30 of the Code of Federal Regulations.

Dated: February 11, 1983.

John L. Rankin,

Acting Regional Manager, Gulf of Mexico OCS Region.

[FR Doc. 83-4820 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-MR-M

Oil and Gas Sulphur Operations in the Outer Continental Shelf; Union Oil Co. of California

AGENCY: Minerals Management Service, Interior.

ACTION: Notice of the receipt of a proposed development and production plan.

SUMMARY: Notice is hereby given that Union Oil Company of California has submitted a Development and Production Plan describing the activities it proposes to conduct on Leases OCS-G 1228, 1230, and Lease OCS 0827, Blocks 208, 215, and 209, Ship Shoal Area, offshore Louisiana.

The purpose of this Notice is to inform the public, pursuant to Section 25 of the OCS Land Act Amendments of 1978, that the Minerals Management Service is considering approval of the Plan and that it is available for public review at the Office of the Regional Manager, Gulf of Mexico OCS Region, Minerals Management Service, 3301 North Causeway Blvd., Room 147 Metairie, Louisiana 70002.

FOR FURTHER INFORMATION CONTACT: Minerals Management Service, Public Records, Room 147, open weekdays 9 a.m. to 3:30 p.m., 3301 North Causeway Blvd., Metairie, Louisiana 70002, Phone (504) 837-4720, Ext. 226.

SUPPLEMENTARY INFORMATION: Revised rules governing practices and procedures under which the Minerals Management Service makes information contained in Development and Production Plans available to affected States, executives of affected local governments, and other interested parties became effective December 13, 1979, (44 FR 53685). Those practices and procedures are set out in a revised § 250.34 of Title 30 of the Code of Federal Regulations.

Dated: February 18, 1983.

John L. Rankin,

Acting Regional Manager, Gulf of Mexico OCS Region.

[FR Doc. 83-4819 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-MR-M

Office of the Secretary

Oil Shale Environmental Advisory Panel; Meeting

AGENCY: Office of the Secretary, Interior.

ACTION: Notice of meeting of the Oil Shale Environmental Advisory Panel.

SUMMARY: Notice is hereby given in accordance with the provision of Public Law 92-463 that a meeting of the Oil Shale Environmental Advisory Panel will be held on March 3, 1983, at the Ramada Inn—Foothills, 11595 West 6th Avenue, Lakewood, Colorado. The meeting will begin at 8:30 a.m. on Thursday, March 3, and conclude at 4:30 p.m.

DATE: The meeting will be held on March 3, 1983, in the Ramada Inn—Foothills, from 8:30 a.m. to 4:30 p.m.

FOR FURTHER INFORMATION CONTACT: Ms. Elanor David, Office of Oil Shale Advisory Panel, Department of the Interior Room 1010, Building 67, Denver Service Center, Denver, Colorado 80225 (303) 234-3275.

SUPPLEMENTARY INFORMATION: The Oil Shale Environmental Advisory Panel was established to assist the Department of the Interior in the performance of functions in connection with the supervision of oil shale leases issued under the Prototype Oil Shale Leasing Program.

The Oil Shale Environmental Advisory Panel has been scheduled on the day after a meeting of the Regional Oil Shale Team of the Bureau of Land Management which will be held at the Sheraton Hotel, Lakewood, Colorado, on March 2, 1983, to facilitate attendance at both meetings.

The Oil Shale Environmental Advisory Panel will review the interim environmental monitoring program of the suspended project of Rio Blanco Oil Shale Company (Tract C-a), status of the Cathedral Bluffs Shale Oil Project (Tract C-b), both in Colorado, and an annual environmental monitoring report and two socioeconomic reports from the White River Shale Oil Corporation (Tracts U-a and U-b) in Utah. The Advisory Panel will hear reports by the Department of the Interior officials and a briefing by the Bureau of Land Management on its oil shale leasing program. Within the given time constraints, the Advisory Panel will consider any other pertinent items which come before it.

The meeting will be open to the public. It is expected that space will permit at least 50 persons to attend the meeting in addition to the members of the Oil Shale Environmental Advisory Panel. Interested persons may make brief presentations to the Advisory Panel or submit written statements. Requests for time on the agenda or for further information concerning the meeting should be made to the Advisory Panel Chairperson, Mr. Henry O. Ash, Office of the Oil Shale Environmental Advisory Panel, Department of the Interior, Room 1010, Building 67, Federal Center, Denver, Colorado 80225, (303) 234-3275.

Minutes of the meeting will be available for public review at the Office of the Oil Shale Environmental Advisory Panel, at the above cited address, 30 days after the meeting.

David G. Houston,

Acting Assistant Secretary of the Interior.

February 18, 1983.

[FR Doc. 83-4790 Filed 2-24-83; 8:45 am]

BILLING CODE 4310-10-M

INTERSTATE COMMERCE COMMISSION

Intent To Engage in Compensated Intercorporate Hauling Operations

This is to provide notice as required by 49 U.S.C. 10524(b)(1) that the named corporations intend to provide or use compensated intercorporate hauling operations as authorized in 49 U.S.C. 10524(b).

1. Parent corporation and address of principal office: Bend Industries, Inc., 2929 Paradise Drive, West Bend, WI 53095.

2. Wholly-owned subsidiaries which will participate in the operation and address of their respective principal offices:

Appleton Concrete Products Co., Inc., 1132 East Wisconsin Avenue, Appleton, WI 54911

Fond du Lac Concrete Products Corp., 183 W. Follett St., Fond du Lac, WI 54935

Bend Industries Construction Svc., 183 W. Follett Street, Fond du Lac, WI 54935

AA Distributors, Inc., 815 S. Pioneer Road, Fond du Lac, WI 54935

Waupun Concrete Products Corp., 811 W. Main Street, Waupun, WI 53963

Falls Block & Supply Co., Inc., N91 W17174 Appleton Avenue, Menomonee Falls, WI 53051

West Bend Precast, Inc., 2929 Paradise Drive, West Bend, WI 53095

1. Parent corporation and address of principal office: Buckhorn, Inc., P.O. Box 689, 3592 Corporate Drive, Columbus, Ohio 43216-0689.

2. Wholly-owned subsidiaries which will participate in the operations and State of Incorporation:

a. Applied Distribution Systems, Inc., an Ohio Corporation.

b. Applied Distribution Systems, Corp., an Ohio Corporation.

c. Applied Distribution Systems, Company, an Ohio Corporation.

d. BKHN, Inc., an Ohio Corporation.

e. NesTier Corporation, an Ohio Corporation.

f. New Idria, Inc., a Nevada Corporation.

g. Palmer-Shile Company, Inc., a Michigan Corporation.

1. The parent corporation is: Cast Metal Industries, Inc., 28240 Grand River, Farmington, Michigan 48024.

The parent corporation's state of incorporation is Michigan.

2. The wholly-owned subsidiaries which will participate in the operation and their respective addresses are:

Cast Metal Sales and Engineering, Inc., 26290 W. Eight Mile Road, Southfield, Michigan 48034

CMI International, Inc., 26290 W. Eight Mile Road, Southfield, Michigan 48034

CMI Transportation, Inc., P.O. Box 40, Cadillac, Michigan 49601

Dearborn Machine Products, Inc., 5353 Wilcox, Montague, Michigan 49437

Michigan Permanent Mold, Inc., 374 State Street, Sparta, Michigan 49345

Noren Pattern & Foundry Co., Inc., 14638 Apple Drive, Fruitport, Michigan 49415

SSK Engineering Co., Inc., 533 North Court St., AuGres, Michigan 48703

Southfield Machine Products, Inc., Plant #1, 19400 W. Eight Mile Road, Southfield, Michigan 48075

Wabash Cast Aluminum, Inc., Route 24 West, Wabash, Indiana 46992

Each of the subsidiaries listed was incorporated in the state in which it is presently domiciled.

1. Parent corporation and principal address: J. P. Stevens & Co., Inc., 1185 Avenue of the Americas, New York, NY 10036.

2. Wholly-owned subsidiaries:

1. The Black Hawk Corporation, White Horse Rd., Greenville, S.C., 29604.

2. Foot & Davies, Inc., 3101 McCall Drive, Atlanta, Ga., 30340.

3. Mid-America Webpress, Inc., 3700 N. W. 12 Street, Lincoln, Neb., 68501.

4. Children's Publishers Corp., 123 South Hill Street, San Francisco, Ca., 94005.

5. Foote & Davies Transport Co., 3101 McCall Drive, Atlanta, Ga., 30340.

6. Stevens Beechcraft, Inc., Greenville-Spartanburg Jetport, Greer, S.C., 29651.

7. J. P. Stevens & Co. (Canada), Ltd., 474 Attwell Drive, Rexdale, Ontario, M9W 1M4.

8. J. P. Stevens International Sales, Inc., 1185 Avenue of the Americas, New York, N.Y., 10036.

9. J. P. Stevens (Europe), Ltd., 1185 Avenue of the Americas, New York, N.Y., 10036.

10. J. P. Stevens & Co. Limited, 26 Dover Street, London, England, WI.

11. Stevens Graphics, Inc., 713 Glenn St., S.W., Atlanta Ga., 30310.

12. Automated Graphics Unlimited, Inc., 880 Great Southwest Parkway, Atlanta, Ga., 30336.

13. Books, Inc., 3635 McChord Street, Montgomery, Ala., 36109.

14. Carolina Ruralist Press, Inc., 314 East Eighth Street, Charlotte, N.C., 28202.

15. Courier Graphs, Inc., 4325 Old Shepardville Rd., Louisville, KY., 40218.

16. Florida Printers, Inc., 5190 S.W., 75th Ave., Miami, Fla., 33155.

17. Oxmoor Press, Inc., 100 W. Oxmoor Rd., Birmingham, Ala., 35201.

18. Ruralist Press, Inc., 713 Glenn St., S.W., Atlanta, Ga., 30310.

19. Superior Type, Inc., 109 Alexander, N.W., Atlanta, Ga., 30303.

20. Graphic Data Systems, Inc., 1819 Peachtree Rd., N.E., Atlanta, Ga., 30309.

21. Computer Business Forms, 2605 Phoenix Drive, Greensboro, N.C., 27406.

22. StevenStores, Inc., 2712 Laurens Rd., Greenville, S.C., 29607.

Stevcoknit, Inc., 1450 Broadway, New York, N.Y., 10018.

24. B.K.B. Realty Corp., 330 E. Commerce St., Bridgeton, N.J., 08302.

25. Bridgeton Dyeing & Finishing Corp., 330 E. Commerce St., Bridgeton, N.J., 08302.

26. Moran Mills, Ltd., 902 Southern Ave., Fayetteville, N.C., 28306.

27. Murbeck Knitted Fabrics Co., Rosenhayn Ave., Bridgeton, N.J., 08302.

28. Park Yarn Mills Co., Inc., Grover Road, Kings Mountain, N.C., 28086.

29. Stevcoknit Fabric Co., Inc., 1450 Broadway, New York., N.Y., 10018.

30. Stevcoknit Textile Co., Inc., 1450 Broadway, New York, N.Y., 10018.

31. Stevcowovens Corp., 1450 Broadway, New York, N.Y., 10018.

32. Gay-Tred Mills, Inc., 106 W. Maple Avenue, Scottsboro, Ala, 35768.

1. The parent corporation is: Standard Warehouse and Distributing Company, 37th and River Road, Camden, New Jersey 08101.

2. The wholly-owned subsidiaries which will participate in the operations, which have the same address as the parent, and the state of thier incorporation are:

*Standard Warehouse and Distributing Co. (a New Jersey corporation)

*Stech Transportation Company (a New Jersey corporation)

*F. &. W. Transport Co., Inc. (a New Jersey corporation)

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4782 Filed 2-24-83; 8:45 am]

BILLING CODE 7035-01-M

[No. MC-F-15104]

Motor Carriers; Cressler Trucking, Inc.; Purchase Exemption; Spector Red Ball, Inc.

AGENCY: Interstate Commerce Commission.

ACTION: Notice of proposed exemption.

SUMMARY: Pursuant to 49 U.S.C. 11343(e) and the Commission's regulations in Ex Parte No. 400 (Sub-No. 1), *Procedures—Handling Exemptions Filed by Motor Carriers*, 367 ICC 113 (1982), Cressler Trucking, Inc. (Cressler) (MC-125813) and Spector Red Ball, Inc. (Spector) (MC-2229), seek an exemption from the requirement of prior regulatory approval for the purchase by Cressler of a portion of Spector's operating rights. In addition, temporary authority is sought by Cressler to lease Spector's operating rights pending disposition of the petition for exemption.

DATE: Comments must be received within 30 days after the date of publication in the **Federal Register.**

ADDRESSES: Send comments to:

(1) Motor Section, Room 3139, Interstate Commerce Commission, Washington, D.C. 20423

and

(2) Petitioners representatives: J. Raymond Chesney, 3177 Irving Blvd., P.O. Box 47407, Dallas, TX 75247

and

Lawrence E. Lindeman, P.C., 4660 Kenmore Ave., Suite 1203, Alexandria, VA 22304

Comments should refer to No. MC-F-15104.

FOR FURTHER INFORMATION CONTACT: Warren C. Wood (202) 275-7949.

SUPPLEMENTARY INFORMATION: Please refer to the petition for exemption, which may be obtained free of charge by contacting petitioners' representative. In the alternative, the petition for exemption may be inspected at the offices of the Interstate Commerce Commission during usual business hours.

Decided: February 17, 1983.

By the Commission, Heber P. Hardy, Director, Office of Proceedings.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4786 Filed 2-24-83; 8:45 am]

BILLING CODE 7035-01-M

Motor Carriers; Finance Applications; Decision Notice

As indicated by the findings below, the Commission has approved the following applications filed under 49 U.S.C. 10924, 10926, 10931 and 10932.

We find:

Each transaction is exempt from section 11343 of the Interstate Commerce Act, and complies with the appropriate transfer rules.

This decision is neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the Energy Policy and Conservation Act of 1975.

Petitions seeking reconsideration must be filed within 20 days from the date of this publication. Replies must be filed within 20 days after the final date for filing petitions for reconsideration; any interested person may file and serve a reply upon the parties to the proceeding. Petitions which do not comply with the relevant transfer rules at 49 CFR 1181.4 may be rejected.

If petitions for reconsideration are not timely filed, and applicants satisfy the conditions, if any, which have been imposed, the application is granted and they will receive an effective notice. The notice will recite the compliance requirements which must be met before the transferee may commence operations.

Applicants must comply with any conditions set forth in the following decision-notices within 20 days after publication, or within any approved extension period. Otherwise, the decision-notice shall have no further effect.

It is ordered:

The following applications are approved, subject to the conditions stated in the publication, and further subject to the administrative requirements stated in the effective notice to be issued hereafter.

By the Commission, Review Board Number 1, Members Parker, Chandler, and Fortier.

Agatha L. Mergenovich,

Secretary.

Volume No. OP3-MC-FC-60

Decided: February 16, 1983.

For status, please call Team 3 at 202-275-5223.

No. MC-FC 81123. By decision of February 16, 1983, issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR Part 1181, Review Board Number 1 approved the transfer to COUNTRY LINES, INC., Salisbury, MD, of Certificates Nos. MC 138395 Sub 2, issued February 19, 1974, MC 13895 Sub 4, issued March 21, 1975, MC 138395 Sub 8, issued June 14, 1977, MC 138395 Sub 12, issued November 26, 1980, MC 138395 Sub 13, issued November 26, 1980, MC 138395 Sub 14, issued November 14, 1980, MC 138395 Sub 15, issued January 14, 1981, MC 138395 Sub 16, issued February 3, 1983, MC 138395 Sub 17X, issued October 19, 1981, and MC 138395 Sub 18, issued April 29, 1982, to DOUGLAS H. WEST, Philadelphia, PA, authorizing the transportation of printed matter, and materials, equipment, and supplies used in the manufacture and distribution of printed matter, between points in Wicomico County, MD, on the one hand, and, on the other, points in the U.S. in and east of WI, IL, KY, TN, and MS; forest products, between points in Chatham and Videlia Counties, GA, Wicomico County, MD, Burlington County, NJ, Green County, NY, and Portsmouth, VA, on the one hand, and, on the other, points in FL, GA, SC, NC, VA, MD, PA, NJ, NY, DE, CT, RI, MA, NH, and ME; metals and metal products, (1) between points in Wicomico County, MD, on the one hand, and, on the other, Philadelphia, PA, and Camden and Burlington Counties, NJ; (2) between points in Wicomico County, MD, on the one hand, and, on the other, points in NJ, DE, and points in PA on and east of the Susquehanna River; (3) between points in Wicomico and Harford Counties, MD, on the one hand, and, on the other, points in NY, OH, WV, VA, those in PA west of the Susquehanna River, and DC; and (4) between points in Harford County, MD, on the one hand, and, on the other, points in NJ, DE, and those in that part of PA on and east of the Susquehanna River; building materials, between points in Dorchester, Somerset, Talbot, Worcester, and Wicomico Counties, MD, and Sussex County, DE, on the one hand, and, on the other, points in PA, NJ, and DC; lumber and wood products, between points in Wicomico County, MD, on the one hand, and, on the other, Mercer and Burlington Counties, NJ, points in DE, MD, and those in that part of PA east of Interstate Hwy 83 and south of U.S. Hwy 22, and those in that part of NJ south of a line beginning at Camden, NJ, and extending east along NJ Hwy 70 to Lakehurst, NJ, and then along NJ Hwy 37 to the Atlantic Ocean, including points on the indicated portions of the hwys specified; and printed matter, between Philadelphia, PA, and points in Wicomico County, MD. Representative: Charles E. Creager, 1329 Pennsylvania Ave., P.O. Box 1417, Hagerstown, MD 21740.

Volume No. OP5-FC-67.

For status, please call Team 5 at 202-275-7289.

MC-FC-81168. By decision of February 11, 1983, issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR Part 1181, Review Board Number 1 approved the transfer to EXPRESS SERVICE, INC., Somerset, KY, of Certificates Nos. MC-108589 and Subs 8, 10, 11, 12, 13F, 16F, 18F, 19F, 20F, 26F, 27F, 29F, 30f, 32F, 33F, 34F, 35F, 36F, and 37X, issued August 20, 1979, December 21, 1959, October 7, 1964, July 29, 1969, June 19, 1973, September 11, 1980, April 21, 1980, November 28, 1980, November 26, 1980, November 12, 1980, July 31, 1980, November 12, 1980, October 30, 1980, June 18, 1981, October 6, 1980, January 27, 1981, May 26, 1981, December 4, 1980, March 11, 1981, and August 14, 1981, respectively, to EAGLE EXPRESS COMPANY, Cincinnati, OH, authorizing the transportation, over regular and irregular routes, of general commodities, with exceptions, and specified commodities, between points in TN, KY, OH, NC, SC, GA, IN, IL, MI, AL, and MS. An application for TA has been filed. Representative: John G. Prather, P.O. Box 106, Somerset, KY 42501.

MC-FC-81189. By decision of February 11, 1983 issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR Part 1181, Review Board Number 1, approved the transfer to WILLIAM HOEKSTRA AND SONS, INC., of St. Anne, IL, of Certificate No. MC 152829 issued April 12, 1962 to OTIS L. THOMPSON, of Watseka, IL, authorizing the transportation of (1) *waste or scrap materials not identified by industry producing*, between points in DeKalb and Iroquois Counties, IL, Marion County, IN, St. Louis county, MO, and Hardin County, KY, on the one hand, and, on the other, points in WI, OH, and MI, and (2) *pulp, paper and related products*, between points in WI, OH, and MI, on the one hand, and, on the other, points in Iroquois County, IL. Representatives: Edward D. McNamara, Jr. and Leslieann G. Maxey, 907 S. Fourth St., P.O. Box 5039, Springfield, IL 62705.

MC-FC-81202. By decision of February 11, 1983, issued under 49 U.S.C. 10926 and the transfer rules at 49 C.F.R.

Part 1181, Review Board Number 1 approved the transfer to MINNESOTA CONTRACT CARRIERS, INC., Afton, MN, of Permit No. MC–151488 Sub 2 issued September 21, 1982, to BROOKLYN EXPRESS CO., Brooklyn, MN, authjorizing the transportation of sugar between points in the U.S. (except AK and HI), under continuing contracts(s) with Have A Portion, Inc., of Roseville, MN. Representative: Samuel Rubenstein, Box 5, Minneapolis, MN 55440.

[FR Doc. 83-4709 Filed 2-24-83; 8:45 am]

BILLING CODE 7035-01-M

[No. MC-F-15101]

Motor Carriers; Flatlands Express, Inc.; Purchase Exemption; Midwest Refrigerated Express, Inc.

AGENCY: Interstate Commerce Commission.

ACTION: Notice of proposed exemption.

SUMMARY: Pursuant to 49 U.S.C. 11343(e), and the Commission's regulations in Ex Parte No. 400 (Sub-No. 1), *Procedures—Handling Exemptions Filed by Motor Carriers*, 367 I.C.C. 113 (November 15, 1982), Flatlands Express, Inc. (MC–127602), seeks to purchase a portion of the operating authority of Midwest Refrigerated Express, Inc. (MC–124774), authorizing the transportation of general and specified commodities between (for the most part) certain counties, on the one hand, and, on the other, points in the coterminous United States.

DATE: Comments must be received within 30 days after the date of publication in the **Federal Register.**

ADDRESSES: Send comments to:

(1) Motor Section, Room 3139, Interstate Commerce Commission, Washington, D.C. 20423
and
(2) Petitioners representatives: Arlyn L. Westergren, Westergren, Hauptman & O'Brien, P. C., Suite 201, 9202 W. Dodge Road, Omaha, Nebraska 68114.

Comments should refer to No. MC–F–15101.

FOR FURTHER INFORMATION CONTACT: Warren C. Wood (202) 275–7949.

SUPPLEMENTARY INFORMATION: Please refer to the petition for exemption, which may be obtained free of charge by contacting petitioners' representative. In the alternative, the petition for exemption may be inspected at the offices of the Interstate Commerce Commission during usual business hours.

Decided: February 17, 1983.

By the Commission, Heber P. Hardy, Director, Office of Proceedings.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4704 Filed 2-24-83; 8:45 am]

BILLING CODE 7035-01-M

Motor Carriers; Permanent Authority Decisions; Decision-Notice

In the matter of Motor Common and Contract Carriers of Property (except fitness-only); Motor Common Carriers of Passengers (public interest); Freight Forwarders; Water Carriers; Household Goods Brokers.

The following applications for motor common or contrat carriers of property, water carriage, freight forwarders, and household goods brokers are governed by Subpart A of Part 1160 of the Commission's General Rules of Practice. See 49 CFR Part 1160, Subpart A, published in the **Federal Register** on November 1, 1982, at 47 FR 49583, which redesignated the regulations at 49 CFR 1100.251, published in the **Federal Register** December 31, 1980. For compliance procedures, see 49 CFR 1160.19. Persons wishing to oppose an application must follow the rules under 49 CFR Part 1160, Subpart B.

The following applications for motor common carriage of passengers, filed on or after November 19, 1982, are governed by Subpart D of 49 CFR Part 1160, published in the **Federal Register** on November 24, 1982 at 47 FR 53271. For compliance procedures, see 49 CFR 1160.86. Carriers operating pursuant to an intrastate certificate also must comply with 49 U.S.C. 10922(c)(2)(E). Persons wishing to oppose an application must follow the rules under 49 CFR Part 1160, Subpart E. In addition to fitness grounds, these applications may be opposed on the grounds that the transportation to be authorized is not consistent with the public interest.

Applicant's representative is required to mail a copy of an application, including all supporting evidence, within three days of a request and upon payment to applicant's representative of $10.00.

Amendments to the request for authority are not allowed. Some of the applications may have been modified prior to publication to conform to the Commission's policy of simplifying grants of operating authority.

Findings

With the exception of those applications involving duly noted problems (e.g., unresolved common control, fitness, water carrier dual operations, or jurisdictional questions) we find, preliminarily, that each applicant has demonstrated that it is fit, willing, and able to perform the service proposed, and to conform to the requirements of Title 49, Subtitle IV, United States Code, and the Commission's regulations.

We make an additional preliminary finding with respect to each of the following types of applications as indicated: common carrier of property—that the service proposed will serve a useful public purpose, responsive to a public demand or need; water common carrier—that the transporation to be provided under the certificate is or will be required by the public convenience and necessity; water contract carrier, motor contract carrier of property, freight forwarder, and household goods broker—that the transportation will be consistent with the public interest and the transportation policy of section 10101 of chapter 101 of Title 49 of the United States Code.

These presumptions shall not be deemed to exist where the application is opposed. Except where noted, this decision is neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the Energy Policy and Conservation Act of 1975.

In the absence of legally sufficient opposition in the form of verified statements filed on or before 45 days from date of publication, (or, if the application later becomes unopposed) appropriate authorizing documents will be issued to applicants with regulated operations (except those with duly noted problems) and will remain in full effect only as long as the applicant maintains appropriate compliance. The unopposed applications involving new entrants will be subject to the issuance of an effective notice setting forth the compliance requirements which must be satisfied before the authority will be issued. Once this compliance is met, the authority will be issued.

Within 60 days after publication an applicant may file a verified statement in rebuttal to any statement in opposition.

To the extent that any of the authority granted may duplicate an applicant's other authority, the duplication shall be construed as conferring only a single operating right.

Agatha L. Mergenovich,

Secretary.

Note.—All applications are for authority to operate as a motor common carrier in interstate or foreign commerce over irregular routes, unless noted otherwise. Applications for motor contract carrier authority are those where service is for a named shipper "under

contract." Applications filed under 49 U.S.C. 10922(c)(2)(B) to operate in intrastate commerce over regular routes as a motor common carrier of passengers are duly noted.

Please direct status inquiries to Team 3 at (202) 275–5223.

Volume No. OP3–57

Decided: February 14, 1983.

By the Commission, Review Board No. 3, Members Krock, Joyce, and Dowell. (Member Dowell not participating.)

MC 1795 (Sub-2), filed January 28, 1983. Applicant: BINGHAMTON-GREENE TRUCK LINES, INC., P.O. Box 157, 12 Davidson Street, Greene, NY 13778. Representative: Reginald Tucker (same address as applicant), (607) 722–1331. Transporting *trucks and tractors, platform and warehouse,* and *such commodities* as are used in the manufacture of trucks and tractors, between points in Livingston, Chenango, and Syracuse County, NY, on the one hand, and, on the other points in the U.S. (except AK and HI).

MC 2605 (Sub-24), filed January 27, 1983. Applicant: COMMERCIAL TRANSPORTATION, INC., 2300 East Adams Ave., Philadelphia, PA 19124. Representative: Sander M. Bieber, Suite 1100, 1730 Pennsylvania Ave., NW., Washington, DC 20006, (202) 783–0200. Transporting *general commodities* (except classes A and B explosives), between points in the U.S. (except AK and HI).

MC 2934 (Sub-129), filed February 1, 1983. Applicant: AERO MAYFLOWER TRANSIT COMPANY, INC., 9998 North Michigan Rd., Carmel, IN 46032. Representative: W. G. Lowry (same address as applicant), (317) 875–1142. Transporting *household goods,* between points in the U.S. (except AK and HI), under continuing contract(s) with Monsanto Company, of St. Louis, MO.

MC 2934 (Sub-130), filed February 1, 1983. Applicant: AERO MAYFLOWER TRANSIT COMPANY, INC., 9998 North Michigan Rd., Carmel, IN 46032. Representative: W. G. Lowry (same address as applicant), (317) 875–1142. Transporting *household gooods,* between points in the U.S., under continuing contract(s) with Standard Oil Company and its subsidiaries, of Chicago, IL.

MC 15735 (Sub-69), filed January 31, 1983. Applicant: ALLIED VAN LINES, INC., 2120 S. 25th Ave., Broadview, IL 60153. Representative: Martin T. Boratyn, P.O. Box 4403, Chicago, IL 60680, (312) 681–8377. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in the U.S. (except AK and HI), under continuing contract(s) with Compugraphic Corporation and its subsidiaries, of Wilmington, MA.

MC 16334 (Sub-30), filed January 31, 1983. Applicant: DEBRICK TRUCK LINE CMPANY, P.O. Box 421, Paola, KS 66071. Representative: John T. Pruitt, 9832 Connell, Overland Park, KS 66212, (913) 888–3386. Transporting *building materials, lumber and wood products, rubber and plastic products, clay, concrete, glass or stone products, machinery, metal products,* and *vehicle parts,* between points in AZ, CA, CO, FL, GA, ID, IN, KS, KY, LA, MI, NY, OH, OK, PA, SC, TN, TX, WA, and WI, on the one hand, and, on the other, points in the U.S. (except AK and HI).

MC 164095, filed January 31, 1983. Applicant: BIG RED EXPRESS, INC., 7911 L St., Omaha, NE 68127. Representative: James M. Hodge, 3730 Ingersoll Ave., Des Moines, IA 50312, (515) 274–4985. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in Douglas and Lancaster Counties, NE, on the one hand, and, on the other, points in the U.S. (except AK and HI).

MC 165964, filed January 31, 1983. Applicant: KEYSTONE FREIGHT CORP., 1740 Peachtree Lane, Norristown, PA 19403. Representative: James W. Patterson, 1800 Penn Mutual Tower, 510 Walnut St., Philadelphia, PA 19106, (215) 925–8300. Transporting *general commodities* (except household goods, commodities in bulk and classes A and B explosives), between points in the U.S. (except AK and HI).

MC 165984, filed January 31, 1983. Applicant: OLYMPIA PETROLEUM TRANSPORT, INC., 3518 Travis Street, Houston, TX 77002. Representative: Virgil O. Musick, 6220 Gaston Ave Suite 605, Dallas, TX 75214, (713) 824–7870. Transporting *petroleum, natural gas and their products,* between points in the U.S., under continuing contract(s) with Olympia Petroleum, Inc., of Houston, TX.

MC 165985, filed January 31, 1983. Applicant: TRANSPORT NORDIQUE (1975) INC., 849 Route Benoit, Mont St-Hilaire, Quebec, Canada J3G 4S6. Representative: Thomas E. Acey, Jr., Suite 1100, 1660 L St., NW., Washington, DC 20036, (202) 452–7400. In foreign commerce only, transporting *hazardous materials,* between ports of entry on the International Boundary line between the United States and Canada, on the one hand, and, on the other, points in AK, IL, FL, WV, MN, CT, and NJ. Condition: The authority granted herein to the extent it authorizes the transport of hazardous materials is limited in point of time to a period of five (5) years from the date of issuance.

MC 166004, filed February 1, 1983. Applicant: J. K. JONES, INC., Route 2, Box 110, Boyce, LA 71409. Representative: Grove Stafford, Jr., 628 Murray St., P.O. Box 1711, Alexandria, LA 71301, (318) 487–4910. Transporting *forest products* and *lumber and wood products,* between points in LA, TX, MS, and AR, under continuing contract(s) with Roy O. Martin Industries, Inc., a subsidiary of Louisiana-Pacific Corporation, and Colfax Creosoting Company, both of Alexandria, LA.

MC 166024, filed January 31, 1983. Applicant: J.A.T. Co., P.O. Box 156, Dover, OH 44622. Representative: James W. Muldoon, 50 West Broad St., Columbus, OH 43215, (614) 464–4103. Transporting (1) *general commodities* (except household goods and classes A and B explosives), between points in Tuscarawas County, OH, on the one hand, and, on the other, points in the U.S. (except AK and HI); and (2) *metal and metal products,* between points in the U.S. (except AK and HI).

For the following, please direct status calls to Team 4 at 202–275–7669.

Volume No. OP4–096

Decided: February 17, 1983.

By the Commission, Review Board No. 1, Members Parker, Chandler, and Fortier.

MC 138297 (Sub-16), filed February 4, 1983. Applicant: CENTRAL FLORIDA COACH LINES, INC., P.O. Box 127, Montaintop, PA 18707. Representative: Raymond Talipski, 121 S. Main St., Taylor, PA 18517, (717) 344–8030. Transporting (A) *passengers,* in charter and special operations, beginning and ending at points in New Haven County, CT, and extending to points in Brevard, Orange, St. Johns and Leon Counties, FL, and (B) *automobiles,* between points in CT, on the one hand, and, on the other, points in FL.

Note.—Applicant seeks to provide privately-funded charter and special transportation in (A) above.

Note.—Because this application includes issues subject to a finding of public convenience and necessity as well as fitness only, it will be published in two volumes of this **Federal Register** issue.

Part A will be published in Volume No. 095 No. Part B will be published in Volume No. 096

[FR Doc. 83–4774 Filed 2–24–83; 8:45 am]

BILLING CODE 7035–01–M

Motor Carriers; Permanent Authority Decisions; Decision-Notice

In the matter of Motor Common and Contract Carriers of Property (fitness-only); Motor Common Carriers of Passengers (fitness-only); Motor Contract Carriers of Passengers; Property Brokers (other than household goods).

The following applications for motor common or contract carriage of property and for a broker of property (other than household goods) are governed by Subpart A of Part 1160 of the Commission's General Rules of Practice. See 49 CFR Part 1160, Subpart A, published in the **Federal Register** on November 1, 1982, at 47 FR 49583, which redesignated the regulations at 49 CFR 1100.251, published in the **Federal Register** on December 31, 1980. For compliance procedures, see 49 CFR 1160.19. Persons wishing to oppose an application must follow the rules under 49 CFR Part 1160, Subpart B.

The following applications for motor common or contract carriage of passengers filed on or after November 19, 1982, are governed by Subpart D of the Commission's Rules of Practice. See 49 CFR Part 1160, Subpart D, published in the **Federal Register** on November 24, 1982, at 49 FR 53271. For compliance procedures, see 49 CFR 1160.86. Persons wishing to oppose an application must follow the rules under 49 CFR Part 1160, Subpart E.

These applications may be protested *only* on the grounds that applicant is not fit, willing, and able to provide the transportation service or to comply with the appropriate statutes and Commission regulations.

Applicant's representative is required to mail a copy of an application, including all supporting evidence, within three days of a request and upon payment to applicant's representative of $10.00.

Amendments to the request for authority are not allowed. Some of the applications may have been modified prior to publication to conform to the Commission's policy of simplifying grants of operating authority.

Findings

With the exception of those applications involving duly noted problems (e.g., unresolved common control, fitness, or jurisdictional questions) we find, preliminarily, that each applicant has demonstrated that it is fit, willing, and able to perform the service proposed, and to conform to the requirements of Title 49, Subtitle IV, United States Code, and the Commission's regulations. This presumption shall not be deemed to exist where the application is opposed. Except where noted, this decision is neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the Energy Policy and Conservation Act of 1975.

In the absence of legally sufficient opposition in the form of verified statements filed on or before 45 days from date of publication, (or, if the application later becomes unopposed) appropriate authorizing documents will be issued to applicants with regulated operations (except those with duly noted problems) and will remain in full effect only as long as the applicant maintains appropriate compliance. The unopposed applications involving new entrants will be subject to the issuance of an effective notice setting forth the compliance requirements which must be satisfied before the authority will be issued. Once this compliance is met, the authority will be issued.

Within 60 days after publication an applicant may file a verified statement in rebuttal to any statement in opposition.

To the extent that any of the authority granted may duplicate an applicant's other authority, the duplication shall be construed as conferring only a single operating right.

Agatha L. Mergenovich,

Secretary.

Note.—All applications are for authority to operate as a motor common carrier in interstate or foreign commerce, over irregular routes unless noted otherwise. Applications for motor contract carrier authority are those where service in for a named shipper "under contract."

Please direct status inquiries to Team Three at (202) 275–5223.

Volume No. OP3–58

Decided: February 14, 1983.

By the Commission, Review Board No. 3, Members Krock, Joyce, and Dowell. (Member Dowell not participating.)

MC 135354 (Sub-4), filed January 31, 1983. Applicant: STATESVILLE MOTOR COACH CO., INC., 109 Winston Ave., Statesville, NC 28677. Representative: Theodore Polydoroff, Suite 301, 1307 Dolley Madison Blvd., McLean, VA 22101, (703) 893–4924. Transporting *passengers*, in special and charter operations, between points in the U.S.

Note.—Applicant seeks to provide privately-funded special and charter transportation.

MC 166025, filed February 1, 1983. Applicant: CARTER'S BUS SERVICE, INC., 8611 Frederick Rd., Ellicott City, MD 21043. Representative: Roger S. Carter (same address as applicant), (301) 465–4088. Transporting *passengers*, in special and charter operations, beginning and ending at points in MD and DC, and extending to points in the U.S.

Note:—Applicant seeks to provide privately-funded special and charter transportation.

For the following, please direct status calls to Team 4 at 202–275–7669.

Volume No. OP4–095

Decided: February 17, 1983.

By the Commission, Review Board No. 1, Members Parker, Chandler, and Fortier.

MC 138297 (Sub-16), filed February 4, 1983. Applicant: CENTRAL FLORIDA COACH LINES, INC., P.O. Box 127, Montaintop, PA 18707. Representative: Raymond Talipski, 121 S. Main St., Taylor, PA 18517, (717) 344–8030. Transporting (A) *passengers*, in charter and special operations, beginning and ending at points in New Haven County, CT, and extending to points in Brevard, Orange, St. Johns and Leon Counties, FL, and (B) *automobiles*, between points in CT, on the one hand, and, on the other, points in FL.

Note.—Applicant seeks to provide privately-funded charter and special transportation in (A) above.

Note:—Because this application includes issues subject to a finding of public convenience and necessity as well as fitness only, it will be published in two volumes of this **Federal Register** issue.

Part A will be published in vol. #095. Part B will be published in vol. #096.

[FR Doc. 83–4775 Filed 2–24–83; 8:45 am]

BILLING CODE 7035–01–M

[Volume No. OP2–074]

Motor Carriers; Permanent Authority Decisions; Restriction Removals; Decision-Notice

Decided: February 16, 1983.

The following restriction removal applications, are governed by 49 CFR 1165. Part 1165 was published in the **Federal Register** of December 31, 1980, at 45 FR 86747 and redesignated at 47 FR 49590, November 1, 1982.

Persons wishing to file a comment to an application must follow the rules under 49 CFR 1165.12. A copy of any application can be obtained from any applicant upon request and payment to applicant of $10.00.

Amendments to the restriction removal applications are not allowed.

Some of the applications may have been modified prior to publication to conform to the special provisions applicable to restriction removal.

Findings

We find, preliminarily, that each applicant has demonstrated that its requested removal of restrictions or broadening of unduly narrow authority is consistent with the criteria set forth in 49 U.S.C. 10922(h).

In the absence of comments filed within 25 days of publication of this decision-notice, appropriate reformed authority will be issued to each applicant. Prior to beginning operations under the newly issued authority, compliance must be made with the normal statutory and regulatory requirements for common and contract carriers.

By the Commission, Review Board No. 2, Members Carleton, Williams and Ewing.

Agatha L. Mergenovich,

Secretary.

Note.—Please direct status inquiries to Team 2, at (202) 275–7030.

MC 118983 (Sub-2)X, filed January 11, 1983. Applicant: SHORT'S GARAGE, INC., Causeway and South Market St., Wilmington, DE 19801. Representative: William B. Elmer, P.O. Box 801, Traverse City, MI 49685–0801, 616–941–5413. Sub 1 certificate: broaden commodity description from disabled, repossessed, stolen, or wrecked motor vehicles, by use of wrecker equipment only, to "transportation equipment".

[FR Doc. 83-4769 Filed 2-24-83; 8:45 am]

BILLING CODE 7035-01-M

[No. MC–F–15108]

Motor Carriers; Whiteford Truck Lines, Inc.; Continuance in Control Exemption; Whiteford Nationalease, Inc.

AGENCY: Interstate Commerce Commission.

ACTION: Notice of proposed exemption.

SUMMARY: Pursuant to 49 U.S.C. 11343(e) and the Commission's regulations in *Procedures for Handling Exemptions Filed by Motor Carriers* 367 I.C.C. 113 (1982), Whiteford Truck Lines, Inc., and in turn, Florence Whiteford and Ronald Whiteford who jointly control Whiteford Truck Lines, Inc., seek an exemption from the requirement under section 11343 of prior regulatory approval for their continuance, in control of Whiteford Nationalease, Inc., doing business as Dedicated Truck Service.

DATE: Comments must be received within 30 days after the date of publication in the **Federal Register.**

ADDRESSES: (1) Motor Section, Room 2353, Interstate Commerce Commission, Washington, DC 20423.

(2) Petitioner's representative: Alki E. Scopelitis, 1301 Merchants Plaza, East Tower, Indianapolis, IN 46204.

Comments should refer to No. MC–F–15108.

FOR FURTHER INFORMATION CONTACT: Warren C. Wood, (202) 275–7949.

SUPPLEMENTARY INFORMATION: Please refer to the petition for exemption, which may be obtained free of charge by contacting petitioner's representative. In the alternative, the petition for exemption may be inspected at the offices of the Interstate Commerce Commission during usual business hours.

Decided: February 17, 1983.

By the Commission, Heber P. Hardy, Director, Office of Proceedings.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4782 Filed 2-24-83; 8:45 am]

BILLING CODE 7035-01-M

[Ex Parte No. 311 (Sub-4)]

Motor Carrier Fuel Surcharge Program; Modification

AGENCY: Interstate Commerce Commission.

ACTION: Change in owner-operator fuel reimbursement figure.

SUMMARY: Due to a change in the nationwide average cost of diesel fuel, owner-operator reimbursement has changed from 12 to 11.5 cents per mile.

EFFECTIVE DATE: This decision will be effective on March 11, 1983.

FOR FURTHER INFORMATION CONTACT:

Lee Alexander, (202) 275–7723
Ted Kalick, (202) 275–6446
Alan Rothenberg, (202) 275–7597
Boston, MA, (617) 223–2372
Philadelphia, PA, (215) 597–4460
Atlanta, GA, (404) 881–2167
Chicago, IL, (312) 353–6204
Ft. Worth, TX, (817) 334–2794
San Francisco, CA, (415) 974–7125

SUPPLEMENTARY INFORMATION: In a decision served February 14, 1983 (48 FR 6801, February 15, 1983), the Commission established owner-operator reimbursement at 12 cents per mile for all carrier-related business miles. This change will become effective March 2, 1983. As noted in the October 8, 1981 decision (46 FR 50070, October 9, 1981), the mileage payment will change when the price of fuel in conjunction with the reimbursement formula causes the figure to rise or decline by .5 cents per mile.

As of February 14, 1983, the current price of diesel fuel was 117.4 cents per gallon. The reimbursement figure is 11.4. Ten working days after publication of the notice in the **Federal Register** (effective March 11, 1983), carriers shall reimburse owner-operators at a minimum of 11.5 cents per mile.

During this 10-day period or after, if they choose, carriers may adjust their rates to reflect the change in owner-operator reimbursement by using the 10-day notice provisions of Special Permission No. 81–2500 (see Part 2 of Appendix B and Appendix C to the October 8 decision). All other normal rate-making avenues are also available.

Notice shall be given to the general public by mailing a copy of this decision to the Governor of each State having jurisdiction over transportation by depositing a copy in the Office of the Secretary, Interstate Commerce Commission, Washington, DC, for public inspection and by depositing a copy with the Director, Office of the Federal Register, for publication.

Decided: February 16, 1983.

By the Commission, Heber P. Hardy.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4771 Filed 2-24-83; 8:45 am]

BILLING CODE 7035-01-M

[AB 190 SDM]

Carbon County Railway Co.; Amended System Diagram Map

Notice is hereby given that, pursuant to the requirements contained in Title 49 of the Code of Federal Regulations, Part 1121.23, that the Carbon County Railway Company's has filed with the Commission its amended color-coded system diagram map in docket No. AB 190 SDM. The Commission on January 27, 1983, received a certificate of publication as required by said regulation which is considered the effective date on which the system diagram map was filed.

Color-coded copies of the map have been served on the Governor of each state in which the railroad operates and the Public Service Commission or similar agency and the State designated agency. Copies of the map may also be requested from the railroad at a nominal charge. The maps also may be examined at the office of the Commission, Section of Dockets, by requesting docket No. AB 190 SDM.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4779 Filed 2-24-83; 8:45 am]

BILLING CODE 7035-01-M

[AB 1 SDM]

Rail Carriers; Chicago & North Western Transportation Co.; Amended System Diagram Map

Notice is hereby given that, pursuant to the requirements contained in Title 49 of the Code of Federal Regulations, Part 1121.23, that the Chicago & North Western Transportation Co. has filed with the Commission its amended color-coded system diagram map in docket No. AB 1 SDM. The Commission on January 27, 1983, received a certificate of publication as required by said regulation which is considered the effective date on which the system diagram map was filed.

Color-coded copies of the map have been served on the Governor of each State in which the railroad operates and the Public Service Commission or similar agency and the State designated agency. Copies of the map may also be requested from the railroad at a nominal charge. The maps also may be examined at the office of the Commission, Section of Dockets, by requesting docket No. AB 1 SDM.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4780 Filed 2-24-83; 8:45 am]

BILLING CODE 7035-01-M

[AB 111 SDM]

Rail Carriers; Detroit Toledo & Ironton Railroad Co.; Amended System Diagram Map

Notice is hereby given that, pursuant to the requirements contained in Title 49 of the Code of Federal Regulations, Part 1121.23, that the Detroit Toledo & Ironton RR. Co. has filed with the Commission its amended color-coded system diagram map in docket No. AB 111 SDM. The Commission on February 1, 1983, received a certificate of publication as required by said regulation which is considered the effective date on which the system diagram map was filed.

Color-coded copies of the map have been served on the Governor of each state in which the railroad operates and the Public Service Commission or similar agency and the State designated agency. Copies of the map may also be requested from the railroad at a nominal charge. The maps also may be examined at the office of the Commission, Section of Dockets, by requesting docket No. AB 111 SDM.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4781 Filed 2-24-83; 8:45 am]

BILLING CODE 7035-01-M

[Ex Parte No. 387]

Exemptions for Contract Tariffs

AGENCY: Interstate Commerce Commission.

ACTION: Notices of provisional exemptions.

SUMMARY: Provisional exemptions are granted under 49 U.S.C. 10505 from the notice requirements of 49 U.S.C. 10713(e), and the below-listed contract tariffs may become effective on one day's notice. These exemptions may be revoked if protests are filed.

DATES: Protests are due within 15 days of publication in the **Federal Register.**

ADDRESS: An original and 6 copies should be mailed to: Office of the Secretary, Interstate Commerce Commission, Washington, DC 20423.

FOR FURTHER INFORMATION CONTACT:

Douglas Galloway, (202) 275-7278

or

Tom Smerdon, (202) 7277.

SUPPLEMENTARY INFORMATION: The 30-day notice requirement is not necessary in these instances to carry out the transportation policy of 49 U.S.C. 10101a or to protect shippers from abuse of market power; moreover, the transaction is of limited scope. Therefore, we find that the exemption requests meet the requirements of 49 U.S.C. 10505(a) and are granted subject to the following conditions:

These grants neither shall be constued to mean that the Commission has approved the contracts for purposes of 49 U.S.C. 10713(e) not that the Commission is deprived of jurisdiction to institute a proceeding on its own initiative or on complaint, to review these contracts and to determine their lawfulness.

Sub-No.	Name of railroad, contract No. and specifics	Review Board [1]	Decided date
811	Missouri Pacific Railroad Co., ICC-MP-C-0173, supplement 2, (soybeans)	1	2-18-83
812	Missouri Pacific Railroad Co., ICC-MP-C-0251, (soda ash)	2	2-18-83
813	Missouri Pacific Railroad Co., ICC-MC-C-0189, supplement 2, (soybean meal)	3	2-18-83
814	Burlington Northern Railroad Co., ICC-BN-C-0043, supplement 1, (iron or articles)	2	2-18-83
815	Burlington Northern Railroad Co., ICC-BN-C-0282, (canned foodstuffs)	2	2-18-83
816	Southern Pacific Transportation Co., ICC-SP-C-0396, (cotton)	3	2-18-83

[1] Review Board No. 1, Members Parker, Chandler, and Fortier. Review Board No. 2, Members Carleton, Williams, and Ewing. Review Board No. 3, Members Krock, Joyce, and Dowell.

This action will not significantly affect the quality of the human environment or conservation of energy resources.

(49 U.S.C. 10505)

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4773 Filed 2-24-83; 8:45 am]

BILLING CODE 7035-01-M

[Docket No. AB-43 (Sub-98)]

Illinois Central Gulf Railroad Co.—Abandonment—Ashland to Jacksonville, IL.; Findings

The Commission has found that the public convenience and necessity permit the Illinois Central Gulf Railroad Company to abandon a 16.22 mile portion of its line of railroad between milepost 199.50 near Ashland, IL (including Ashland), and milepost 215.72 at Jacksonville, IL (excluding Jacksonville), and 2.09 miles of side track, in Cass and Morgan Counties, IL. A certificate will be issued authorizing this abandonment unless within 15 days after this publication the Commission also finds that: (1) A financially responsible person has offered financial assistance (through subsidy or purchase) to enable the rail service to be continued; and (2) it is likely that the assistance would fully compensate the railroad.

Any financial assistance offer must be filed with the Commission and served concurrently on the applicant, with copies to Louis E. Gitomer, Room 5417, Interstate Commerce Commission, Washington, D.C. 20423, no later than 10 days from publication of this Notice. Any offer previously made must be resubmitted within this 10 day period.

Information and procedures regarding financial assistance for continued rail services are contained in 49 U.S.C. 10905 and 49 CFR 1152.27.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4770 Filed 2-24-83; 8:45 am]

BILLING CODE 7035-01-M

[AB 83]

Maine Central Railroad Co.; Amended System Diagram Map

Notice is hereby given that, pursuant to the requirements contained in Title 49 of the Code of Federal Regulations, Part 1121.23, that the Maine Central Railroad Company has filed with the Commission its amended color-coded system diagram map in docket No. AB 83 SDM. The Commission on February 16, 1983, received a certificate of publication as required by said regulation which is considered the effective date on which the system diagram map was filed.

Color-coded copies of the map have been served on the Governor of each state in which the railroad operates and the Public Service Commission or similar agency and the State designated agency. Copies of the map may also be requested from the railroad at a nominal charge. The maps also may be examined at the office of the Commission, Section of Dockets, by requesting docket No. AB 83 SDM.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4776 Filed 2-24-83; 8:45 am]

BILLING CODE 7035-01-M

[AB 10 SDM]

Norfolk & Western Railway Co.; Amended System Diagram Map

Notice is hereby given that, pursuant to the requirements contained in Title 49 of the Code of Federal Regulations, Part 1121.23, that the Norfolk and Western Railway Company has filed with the Commission its amended color-coded system diagram map in docket No. AB 10 SDM. The Commission on February 4, 1983, received a certificate of publication as required by said regulation which is considered the effective date on which the system diagram map was filed.

Color-coded copies of the map have been served on the Governor of each state in which the railroad operates and the Public Service Commission or similar agency and the State designated agency. Copies of the map may also be requested from the railroad at a nominal charge. The maps also may be examined at the office of the Commission, Section of Dockets, by requesting docket No. AB 10 SDM.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4777 Filed 2-24-83; 8:45 am]

BILLING CODE 7035-01-M

[AB 72 SDM]

Sacramento Northern Railway; Amended System Diagram Map

Notice is hereby given that, pursuant to the requirements contained in Title 49 of the Code of Federal Regulations, § 1121.23, that the Sacramento Northern Railway has filed with the Commission its amended color-coded system diagram map in docket No. AB 72 SDM. The Commission on February 4, 1983, received a certificate of publication as required by said regulation which is considered the effective date on which the system diagram map was filed.

Color-coded copies of the map have been served on the Governor of each state in which the railroad operates and the Public Service Commission or similar agency and the State designated agency. Copies of the map may also be requested from the railroad at a nominal charge. The maps also may be examined at the office of the Commission, Section of Dockets, by requesting docket No. AB 72 SDM.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4778 Filed 2-24-83; 8:45 am]

BILLING CODE 7035-01-M

[Finance Docket No. 30068]

Railcarriers; Southern-Kent & Pacific Railroad Co.; Exemption From 49 U.S.C. 10901

AGENCY: Interstate Commerce Commission.

ACTION: Notice of exemption.

SUMMARY: The Interstate Commerce Commission exempts from the requirements of 49 U.S.C. 10901 operations for a 90-day period by Southern-Kent and Pacific Railroad, Company over the line segments of the Chicago, Milwaukee, St. Paul and Pacific Railroad Company, Debtor, between Janesville and Madison, WI, and between Burlington and Beloit, WI.

DATES: This exemption shall be effective on March 28, 1983. Petitions to stay the effectiveness of this decision must be filed by March 7, 1983. Petitions for reconsideration must be filed by March 17, 1983.

ADDRESSES: Send pleadings to:

(1) Rail Section, Room 5349, Interstate Commerce Commission, Washington, DC 20423

(2) Petitioner's representative: Scott F. Pierce, 100-H Waters Building, Grand Rapids, MI 49503.

Pleadings should refer to Finance Docket No. 30068.

FOR FURTHER INFORMATION CONTACT: Louis E. Gitomer, (202) 275-7245.

SUPPLEMENTARY INFORMATION: Additional information is contained in the Commission's decision. To purchase a copy of the full decision, write to T.S. InfoSystems, Inc., Room 2227, Interstate Commerce Commission, Washington, D.C. 20423, or call 289-4357 (DC Metropolitan area) or toll free (800) 424-5403.

Decided: February 15, 1983.

By the Commission, Chairman Taylor, Vice Chairman Sterrett, Commissioners Andre, Simmons, and Gradison.

Agatha L. Mergenovich,

Secretary

[FR Doc. 83-4785 Filed 2-24-83; 8:45 am]

BILLING CODE 7035-01-M

DEPARTMENT OF JUSTICE

Parole Commission

Paroling, Recommitting and Supervising Federal Prisoners

AGENCY: United States Parole Commission.

ACTION: Notice.

SUMMARY: The U.S. Parole Commission is implementing an experimental procedure for conducting parole hearings with one member of the hearing examiner panel interviewing the prisoner in person and the second examiner participating in the hearing by telephone. The purpose of this procedure is to increase the efficiency of the Commission's examiners and to ensure more time for thorough preparation for parole hearings without diminishing the applicant's opportunity to be heard and to present his case for release on parole.

DATE: These procedures go into effect on a trial basis in the Commission's Southeast Region on March 1, 1983.

FOR FURTHER INFORMATION CONTACT: James L. Beck, Deputy Research Director, United States Parole Commission, 5550 Friendship Blvd., Chevy Chase, Maryland 20815, Tel: (301) 492-5980.

SUPPLEMENTARY INFORMATION: The U.S. Parole Commission is implementing an experimental procedure in its Southeast Region by which one member of a hearing examiner panel would be present at the location of the hearing and the second member of the panel would remain in the Regional Office and participate in the hearing through a speakerphone system. Although the second examiner would not be physically present at the hearing location, he would otherwise continue to

fully participate in the proceedings. All other rules and procedures of the U.S. Parole Commission relative to conducting parole hearings are unchanged in this experiment.

In addition to the Southeast Region, the experimental procedure may be tried in select instances in other regions where exceptionally long travel is necessary to reach the hearing location. The experimental procedure being tested is intended to test the feasibility of conducting parole hearings with one of the examiners present at the institution and the second examiner participating by telephone. It is anticipated that the experimental procedure, if implemented nationwide, would result in a significant cost reduction for the Commission by reducing travel expense. Importantly, by reducing the amount of time spent by examiners in travel status, the hearing examiners' time would also be used more effectively. This would result in more time available to actually conduct the parole hearing and thereby further improve the quality of the hearings. The new procedure would also enhance the Commission's ability to process decisions in a more timely fashion through the more efficient use of staff time.

Dated: February 18, 1983.

Benjamin F. Baer,

Chairman, U.S. Parole Commission.

[FR Doc. 83-4840 Filed 2-24-83; 8:45 am]

BILLING CODE 4410-01-M

DEPARTMENT OF LABOR

Employment and Training Administration

Comprehensive Employment and Training Act, Native American Private Sector Initiatives Programs.

AGENCY: Employment and Training Administration, Labor.

ACTION: Notice.

SUMMARY: This notice provides the plans of the Employment and Training Administration for allocating funds for the Fiscal Year 1983 Native American Private Sector Initiatives Programs, under Title VII of the Comprehensive Employment and Training Act.

FOR FURTHER INFORMATION CONTACT: Mr. Herbert Fellman, Chief, Division of Indian and Native American Programs, Employment and Training Administration, 601 D Street, N.W., Room 7112, Washington, D.C. 20213.

SUPPLEMENTARY INFORMATION: Pursuant to the 1978 amendments to the Comprehensive Employment and Training Act (CETA), (29 U.S.C. 801 *et seq.*) the Division of Indian and Native American Programs (DINAP) announces a program authorized under Title VII of CETA to demonstrate the effectiveness of a variety of approaches to tie private industry closer to employment and training programs. Approximately $4.6 million will be available for this program to Native American grantees who are eligible under Section 302(c)(1) (A) and (B) of CETA. A "Solicitation for Grant Application" (SGA) that will describe application procedures and items necessary for a proposal will be issued immediately to all eligible Native American grantees. Such Native American grantees are those that are presently designated as CETA grantees under Section 302(c)(1) (A) and (B) of CETA. These CETA grantees are composed of Native American Indian tribes, bands, or groups on Federal or State reservations, including Alaska Native Villages or groups, Oklahoma Indians having a governing body, and Hawaiian Natives being served through public or private non-profit organizations.

Selection of proposals will be done on a competitive basis. Criteria on which proposals will be evaluated are contained in the SGA. Regulations for the Native American Private Sector Initiatives Programs (NAPSIP) are found in regulations governing the Indian and Native American Employment and Training Programs at 20 CFR Parts 675 and 688. Eligible applicants are not required to submit proposals. However, all eligible applicants wishing to obtain Title VII funds must submit a proposal consistent with the requirements of the SGA.

All eligible Native American grantees desiring NAPSIP funds must first establish a Private Industry Council (PIC) to assist in the development of the proposal and the implementation of the program if award is made. The PIC must be made up of representatives from private industry, organized labor, community based organizations, and educational institutions. A majority of the membership must be from private industry. Details on the PIC are contained in the SGA and the regulations at 20 CFR 688.271.

Proposals under this program must be received on or before 5:30 p.m., March 25, 1982 at the following location: Division of Indian and Native American Programs, Employment and Training Administration, 601 D Street, N.W., Room 7112, Washington, D.C. 20213.

Signed in Washington, D.C. this 17th day of February, 1983.

Edward A. Tomchick,

Grant Officer.

[FR Doc. 83-4857 Filed 2-24-83; 8:45 am]

BILLING CODE 4510-30-M

Federal-State Unemployment Compensation Program; Extended Benefits; New Extended Benefit Period in the State of North Carolina

This notice announces the beginning of a new Extended Benefit Period in the State of North Carolina, effective on February 13, 1983.

Background

The Federal-State Extended Unemployment Compensation Act of 1970 (26 U.S.C. 3304 note) established the Extended Benefit Program as a part of the Federal-State Unemployment Compensation Program. The Extended Benefit Program takes effect during periods of high unemployment in a State, to furnish up to 13 weeks of extended unemployment benefits to eligible individuals who have exhausted their rights to regular unemployment benefits under permanent State and Federal unemployment compensation laws. The Act is implemented by State unemployment compensation laws and by Part 615 of Title 20 of the Code of Federal Regulations (20 CFR Part 615).

In accordance with section 203(d) of the Act, each State unemployment compensation law provides that there is a State "on" indicator in the State for a week if the head of the State employment security agency determines that, for the period consisting of that week and the immediately preceding 12 weeks, the rate of insured employment under the State unemployment compensation law equalled or exceeded the State trigger rate. The Extended Benefit Period actually begins with the third week following the week for which there is an "on" indicator. A benefit period will be in effect for a minimum of 13 consecutive weeks, and will end the third week after there is an "off" indicator.

Determination of "on" Indicator

The head of the employment security agency of the State named above has determined that the rate of insured unemployment in the State, for the period consisting of the week ending on January 29, 1983, and the immediately preceding 12 weeks, rose to a point that equals or exceeds the State trigger rate, so that for that week there was an "on" indicator in the State.

Therefore, a new Extended Benefit Period commenced in the State with the week beginning on February 13, 1983.

Information for Claimants

The duration of extended benefits payable in the new Extended Benefit Period, and the terms and conditions on which they are payable, are governed by the Act and the State unemployment compensation law. The State employment security agency will furnish a written notice of potential entitlement to extended benefits to each individual who has established a benefit year in the State that will expire after the new Extended Benefit Period begins, and who has exhausted all rights under the State unemployment compensation law to regular benefits before the beginning of the new Extended Benefit Period. 20 CFR 615.13(d)(1). The State employment security agency also will provide such notice promptly to each individual who exhausts all rights under the State unemployment compensation law to regular benefits during the Extended Benefit Period, including exhaustion by reason of the expiration of the individual's benefit year. 20 CFR 615.13(d)(2).

Persons who believe they may be entitled to extended benefits in the State named above, or who which to inquire about their rights under the Extended Benefit Program, should contact the nearest State employment office or unemployment compensation claims office in their locality.

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

Albert Angrisani,

Assistant Secretary of Labor.

[FR Doc. 83-4856 Filed 2-24-83; 8:45 am]

BILLING CODE 4510-30-M

Labor Surplus Area Classifications Under Executive Orders 12073 and 10582; Additions to Annual List of Labor Surplus Areas

Correction

In FR Doc. 83-3234 on page 5823 in the issue of Tuesday, February 8, 1983, make the following corrections:

1. In the middle column of page 5823, the last sentence of the second complete paragraph should have read "Thus, labor surplus areas under Executive Order 12073 are also areas of substantial unemployment under Executive Order 10582."

2. In the same column, under the list of **Additions to the Annual List of Labor Surplus Areas**, in the entry for New Hampshire, "Coo County" should have read "Coos County". Also, the entry for Ohio should have read as follows:

Ohio

Darke County	Stark County less
Balance of Stark County	Canton City
Darke County	

BILLING CODE 1505-01-M

Occupational Safety and Health Administration

Arizona State Standards; Approval

1. *Background.* Part 1953 of Title 29, Code of Federal Regulations, prescribes procedures under Section 18 of the Occupational Safety and Health Act of 1970 (hereinafter called the Act) by which the Regional Administrator for Occupational Safety and Health (hereinafter called Regional Administrator OSHA), under a delegation of authority from the Assistant Secretary (29 CFR 1953.4) will review and approve standards promulgated pursuant to a State plan which has been approved in accordance with section 18(c) of the Act and 29 CFR Part 1902. On October 29, 1974, notice was published in the **Federal Register** (39 FR 39037) of the approval of the Arizona plan and the adoption of Subpart CC to Part 1952 containing the decision.

The Arizona plan provides for the adoption of Federal standards after public hearing. Section 1953.20 provides that where "* * * any alteration in the Federal program could have an adverse impact on the 'at least as effective as' status of the State Program, a program change supplement to a State plan shall be required." In response to Federal standards changes, the State has submitted by letter, with attachments, dated October 5, 1982, from Larry Etchechury, Director to Hamilton Fairburn, Assistant Regional Administrator, and incorporated as part of the plan, the State standards reflecting Federal standards changes to 20 CFR 1910.1025, Lead, Amendment, dated July 24, 1981; 24 CFR 1910.1025, Occupational Exposure to Lead, Amendment, dated December 11, 1981; and 29 CFR 1910.95, Occupational Noise Exposure; Hearing Conservation Amendment, Amendment, dated August 21, 1981. These standards, which are contained in the Arizona Occupational Safety and Health Standards, were adopted after public hearings and the resolution adopted by the Industrial Commission of Arizona, Division of Occupational Safety and Health, pursuant to the Arizona Occupational Safety and Health Act of 1972.

2. *Decision.* Having reviewed the State submission in comparison with Federal standards, it has been determined that the State standards are identical to the Federal standards and accordingly are approved.

3. *Location of Supplement for Inspection and Copying.* A copy of the standards supplement, along with the approved plan, may be inspected and copied during normal business hours at the following locations: Office of the Regional Administrator, Occupational Safety and Health Administration, 450 Golden Gate Avenue, Room 11349, San Francisco, California 94102; and Director, Division of Occupational Safety and Health, 1624 West Adams, Phoenix, Arizona 85005; and Directorate of Federal Compliance and State Programs, Room N-3700, 200 Constitution Avenue, NW., Washington, D.C. 20210.

4. *Public Participation.* Under 29 CFR 1953.2(c) of this chapter, the Assistant Secretary may prescribe alternative procedures to expedite the review process or for other good cause which may be consistent with applicable laws. The Assistant Secretary finds that good cause exists for not publishing the supplement to the Arizona plan as a proposed change and making the OSHA Regional Administrator's approval effective upon publication for the following reasons:

The standards are identical to the Federal standards which were promulgated in accordance with Federal law, including meeting requirements for public participation.

The standards were adopted in accordance with the procedural requirements of State law which included public comment and further public participation would be repetitious.

This decision is effective February 25, 1983.

(Sec. 18, Pub. L. 91-596, 84 Stat. 1608 (29 U.S.C. 667))

Signed at San Francisco, California, this 23rd day of December 1982.

Frank L. Strasheim,

Acting Regional Administrator.

[FR Doc. 83-4852 Filed 2-24-83; 8:45 am]

BILLING CODE 4510-26-M

Office of the Secretary

Agency Forms Under Review by the Office of Management and Budget (OMB)

Background

The Department of Labor, in carrying out its responsibility under the

Paperwork Reduction Act (44 U.S.C. Chapter 35), considers comments on the proposed forms and recordkeeping requirements that will affect the public.

List of Forms Under Review

On each Tuesday and/or Friday, as necessary, the Department of Labor will publish a list of the Agency forms under review by the Office of Management and Budget (OMB) since the last list was published. The list will have all entries grouped into new forms, revisions, extensions (burden change), extensions (no change), or reinstatements. The Departmental Clearance Officer will, upon request, be able to advise members of the public of the nature of any particular revision they are interested in.

Each entry will contain the following information:

The Agency of the Department issuing this form.

The title of the form.

The Agency form number, if applicable.

How often the form must be filled out.

Who will be required to or asked to report.

Whether small business or organizations are affected.

The standard industrial classification (SIC) codes, referring to specific respondent groups that are affected.

An estimate of the number of responses.

An estimate of the total number of hours needed to fill out the form.

The number of forms in the request for approval.

An abstract describing the need for and uses of the information collection.

Comments and Questions

Copies of the proposed forms and supporting documents may be obtained by calling the Departmental Clearance Officer, Paul E. Larson, Telephone 202-523-6331. Comments and questions about the items on this list should be directed to Mr. Larson, Office of Information Management, U.S. Department of Labor, 200 Constitution Avenue, NW., Room S-5526, Washington, D.C. 20210. Comments should also be sent to the OMB reviewer, Arnold Strasser, Telephone 202-395-6880, Office of Information and Regulatory Affairs, Office of Management and Budget, Room 3208, NEOB, Washington, D.C. 20503.

Any member of the public who wants to comment on a form which has been submitted to OMB should advise Mr. Larson of this intent at the earliest possible date.

New

Employment and Training Administration
JTPA Quarterly Status Report
ETA 8579
Quarterly
State Governments
SIC: 944
228 responses; 114 hours

The information collected will be used to assess and oversee Job Training Partnership Act (JTPA) programs, both individually and collectively. In addition, the financial and participant data will be used to prepare budget requests and the annual report to Congress required by Section 106(d)(2) of the Act.

Signed at Washington, D.C., this 22nd day of February, 1983.

Paul E. Larson,

Departmental Clearance Officer.

[FR Doc. 83-4858 Filed 2-24-83; 8:45 am]

BILLING CODE 4510-30-M

Report on Computer Matching Project Involving Beneficiaries of State Unemployment Insurance

SUMMARY: The Department of Labor, Office of Inspector General, announces a proposal to match by computer certain federal employee records with the listings for recipients of unemployment insurance compensation in several states and the District of Columbia. The matches will be made under written agreement between the participating states and federal agencies. A matching report is set forth below.

a. *Authority:* The Office of Inspector General (OIG) pursuant to its Authority Under Pub. L. 95-452 (Inspector General Act of 1978) as initiated a program of computer matching.

b. *Description of the Match:* One of the responsibilities of the Inspector General under the Act is to prevent and detect fraud and abuse in the programs and operations of the Department of Labor while keeping the Congress fully and currently informed about problems and deficiencies relating to the administration of such programs and operations and the need for and progress of corrective actions. Computer matching is the most efficient and also the least intrusive means of determining the propriety of program claimants receiving benefits.

The Employment and Training Administration (ETA) of the Department of Labor provides guidance and administrative funding for state operated Unemployment Insurance (UI) Programs. The state UI programs provide weekly compensation payments to unemployed workers. This matching effort will compare state UI claimant records to Federal employee payroll records to identify individuals that received UI compensation during periods of Federal employment. The organizations in the match are: the State Employment Security Agencies of California, New York, Arkansas, Tennessee, Mississippi, Maryland, Texas, Utah, Pennsylvania, Missouri, Massachusetts, Kentucky, Virginia and the District of Columbia; the U.S. Departments of Agriculture, Commerce, Interior, Labor, and Tennessee Valley Authority. The states will provide USDOL/OIG computer tapes with certain claimant data extracted from their benefit history files. The Federal agencies will provide USDOL/OIG computer tapes with certain employee payroll data extracted from their payroll files. The period covered in the match will be October 4, 1980 through October 2, 1982. The State and Federal tapes will be matched using specially developed computer programs which will be used only to support this project. The "raw hits" resulting from the crossmatch will be forwarded to the respective Federal agency of employment for validation that UI benefits were paid while actually employed. Through USDOL/OIG, validated listings of such payments will be forwarded to the state agency for appropriate action and recovery of validated overpayments. The Federal agency will use the validated listings to pursue investigations and take other appropriate action. In addition, investigative findings will be forwarded to DOL:/OIG for referral to the Department of Justice. Although scheduled as a one time match, recommendations for expanding the matching to include additional states and/or Federal agencies based on the results of this match may be made.

c. *Description of Federal Records to be Matched:*

USDA/OP-1, Personnel and Payroll System for USDA Employees, USDA/OP, 43 FR 213, pg. 51361 on November 2, 1978

COMMERCE/DEPT-1, Attendance, Leave, and Payroll Records of Employees and Certain Other Persons, 46 FR 251 pg. 63501, on December 31, 1981

INTERIOR/AAS-8, Aircraft Services Administration Management and Fiscal Records—Interior, Office of the Secretary—8, 42 FR 69, pg. 19017, on April 11, 1977

INTERIOR/BLA-17, Payroll—Interior, BLA-17, 42 FR 69, pg. 19041, on April 11, 1977

INTERIOR/EBM–1, Payroll—Interior, Mines—1, 45 FR 15, pg. 84161, on January 22, 1980
INTERIOR/EGS–1, Payroll, Attendance and Leave Records—Interior, GS–1, 47 FR 4 pg. 860, on January 7, 1982
INTERIOR/FNP–20, Payroll—Interior, NPS–20, 42 FR 69, pg. 19078, on April 11, 1977
INTERIOR/FWS–24, Payroll—Interior, FWS–24, 46 FR 56, pg. 18376, on March 24, 1981
INTERIOR/LBR–24, Payroll, Attendance, and Leave Record (PAY/PERS)—Interior, Reclamation, 47 FR 33, pg. 7336, on February 18, 1982
INTERIOR/LLM–17, Payroll—Interior, BLM–17, 42 FR 69, pg. 19115, on April 11, 1977
INTERIOR/OS–85, Payroll, Attendance and Leave, Interior Office of the Secretary—85, 47 FR 124, pg. 27980, on June 28, 1982
INTERIOR/OS–95, Trust Territory of the Pacific Islands Employee Records—Interior, Office of the Secretary—95, 46 FR 29, pg. 12148, on February 12, 1981
INTERIOR/OSM–1, Payroll—Interior, OSM–1, 43 FR 63, pg. 13641, on March 31, 1978
DOL–OASAM–1, Intergrated Personnel Payroll System, 47 FR 134, pg. 30368, on July 13, 1982
TVA–11, Payroll Records, 46 FR 249, pg. 62993, on December 29, 1981

d. *Period of the Match:* The first match should begin approximately in late February, 1983, and the final match during April, 1983. Followup procedures may extend through the end of calendar year 1983.

e. *Privacy Protection and Data Security:* The personal privacy of individuals identified on tapes is protected by strict compliance with the Privacy Act (Public Law 93–579) and OMB Circular A–108. Information from matching programs is used only for official purposes and "raw hits" are not released to the press or to the public. All automated data set will be password protected, and only those who need to know will be given access to the data sets or the passwords. All paper listings of data will be stored in a room which will be locked when not occupied.

f. *Disposition of Source Records and Hits:* Source records will not become part of the DOL/OIG system of records and will be returned to the providing agency and/or destroyed within six months after completion of the match. USDOL/OIG will not retain copies of "raw hit" listings. As stated above these listings will be forwarded to the appropriate Federal agencies of employement for validation. The "raw hit" listings will not be retained by the Federal agencies for more than one year. The "validated hit" listings may be retained by USDOL/OIG, the participating Federal agencies and State Employement Security Agencies for up to three years (commencing upon completion of the validation process), and will then be destroyed.

Signed at Washington, D.C., on the 22d day of February 1983.

Robert E. Magee,

Deputy Inspector General.

[FR Doc. 83-4641 Filed 2-24-83; 8:45 am]

BILLING CODE 4510-21-M

Wage and Hour Division

Memorandum of Understanding Between the State of Maryland and the U.S. Department of Labor

AGENCY: Wage and Hour Division, Labor.

ACTION: Notice.

SUMMARY: The Commissioner of the Maryland Department of Labor and Industry has requested the assistance of the Wage and Hour Division, Employment Standards Administration, United States Department of Labor in implementing Sec. 80B(E) of Article 100 of the Annotated Code of Maryland. That Section reads as follows:

(E) The Commissioner shall make all practicable efforts to minimize the duplication of registration requirements and enforcement procedures under this subtitle and applicable federal laws. This shall be accomplished by execution of an agreement between the Commissioner and the Secretary of the U.S. Department of Labor which establishes a cooperative program to coordinate the registration and enforcement activities of the Commissioner authorized under this subtitle with coextensive federal programs administered by the Department of Labor. The provisions of this subtitle may not be enforced until the agreement required under this section is executed. The Commissioner may accept grants of money from the federal government or any other source to effectuate the purposes of this subtitle.

Pursuant to the Farm Labor Contractor Registration Act, as amended, 7 U.S.C. 2041 et seq., the Wage and Hour Division, on December 30, 1982, entered into a Memorandum of Understanding with the Maryland Department of Labor and Industry. The Memorandum sets forth the respective agencies' efforts in coordinating registration and enforcement activities with respect to farm labor contractors.

Copies of the Memorandum of Understanding are available at the U.S. Department of Labor.

FOR FURTHER INFORMATION CONTACT: Herbert J. Cohen, Deputy Administrator, Wage and Hour Division, Employment Standards Administration, Room S–3502, New Department of Labor Building, 200 Constitution Avenue, N.W., Washington, D.C. 20210, telephone No. 202–523–8305.

Signed at Washington, D.C., this 16th day of February, 1983.

William M. Otter,

Administrator, Wage and Hour Division, U.S. Department of Labor.

[FR Doc. 83-4655 Filed 2-24-83; 8:45 am]

BILLING CODE 4510-27-M

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice (83–18)]

NASA Advisory Council, Space Systems and Technology Advisory Committee; Meeting

AGENCY: National Aeronautics and Space Administration.

ACTION: Notice of Meeting.

SUMMARY: In accordance with the Federal Advisory Committee Act, Pub. L. 92–463, as amended, the National Aeronautics and Space Administration announces a forthcoming meeting of the NASA Advisory Council, Space Systems and Technology Advisory Committee, Informal Executive Subcommittee.

DATE AND TIME: March 25, 1983, 8:30 a.m. to 3 p.m.

ADDRESS: National Aeronautics and Space Administration Headquarters, 600 Independence Avenue SW, Room 625, Washington, DC.

FOR FURTHER INFORMATION CONTACT: Mr. C. Robert Nysmith, National Aeronautics and Space Administration, Code R, Washington, DC 20546 (202/755–8550).

SUPPLEMENTARY INFORMATION: The Informal Executive Subcommittee was established to provide overall guidance and direction to the space research and technology activities of the Space Systems and Technology Advisory Committee. The Subcommittee, chaired by Mr. Robert L. Walquist, is comprised of five members. The meeting will be open to the public up to the seating capacity of the room (approximately 50 persons, including the Subcommittee members and participants).

TYPE OF MEETING: Open.

AGENDA:

March 25, 1983

8:30 a.m.—Chairperson's Remarks.
8:45 a.m.—NASA Goals and Objectives.

10:15 a.m.—Discussion of NASA Advisory Council Meeting of February 22, 23, 1983.

11:15 a.m.—Subcommittee Chairperson's Reports.

1:45 p.m.—Identification and Discussion of Future Activities.

3 p.m.—Adjourn.

Richard L. Daniels,

Director, Management Support Office, Office of Management.

February 17, 1983.

[FR Doc. 83-4839 Filed 2-24-83; 8:45 am]

BILLING CODE 7510-01-M

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

Artists in Education Advisory Panel (Special Projects); Meeting

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), as amended, notice is hereby given that a meeting of the Artists in Education Advisory Panel (Special Projects) to the National Council on the Arts will be held on March 16-17, 1983, from 8:30 a.m.-8:00 p.m. and on March 18, from 8:30 a.m.-5:00 p.m. in room 1428 of the Columbia Plaza Office Complex, 2401 E Street, NW., Washington, D.C. 20506.

A portion of this meeting will be open to the public on March 16, from 8:30-9:45 a.m., on March 17, from 5:30-6:30 p.m., and on March 18, from 8:30 a.m.-5:00 p.m. to discuss orientation, policy and guidelines.

The remaining sessions of this meeting on March 16 from 9:45 a.m.-8:00 p.m., March 17, from 8:30 a.m.-5:30 p.m. and on March 18, from 6:30 p.m.-8:00 p.m. are for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman published in the **Federal Register** of February 13, 1980, these sessions will be closed to the public pursuant to subsections (c)(4), (6) and 9(b) of section 552b of Title 5, United States Code.

Further information with reference to this meeting can be obtained from Mr. John H. Clark, Advisory Committee Management Officer, National Endowment for the Arts, Washington, D.C. 20506, or call (202) 634-6070.

Dated: February 18, 1983.

John H. Clark,

Director, Office of Council and Panel Operations, National Endowment for the Arts.

[FR Doc. 83-4822 Filed 2-24-83; 8:45 am]

BILLING CODE 7537-01-M

Design Arts Advisory Panel; Meeting

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), as amended, notice is hereby given that a meeting of the Design Arts Advisory Panel (Communication) to the National Council on the Arts Advisory Panel (Communication) to the national Council on the Arts will be held on March 14-15, 1983, from 9:00 a.m.-5:30 p.m. in room 1426 of the Columbia Plaza Office Complex, 2401 E Street, NW., Washington, D.C. 20506.

This meeting is for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman published in the **Federal Register** of February 13, 1980, these sessions will be closed to the public pursuant to subsections (c)(4), (6) and 9(b) of section 552b of Title 5, United States Code.

Further information with reference to this meeting can be obtained from Mr. John H. Clark, Advisory Committee Management Officer, National Endowment for the Arts, Washington, D.C. 20506, or call (202) 634-6070.

Dated: February 18, 1983.

John H. Clark,

Director, Office of Council and Panel Operations, National Endowment for the Arts.

[FR Doc. 83-4821 Filed 2-24-83; 8:45 am]

BILLING CODE 7537-01-M

Design Arts Advisory Panel (Fellowships); Meeting

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), as amended, notice is hereby given that a meeting of the Design Arts Advisory Panel (Fellowships) to the National Council on the Arts will be held on March 21-23, 1983, from 9:00 a.m.-5:30 p.m. in room 1426 of the Columbia Plaza Office Complex, 2401 E Street, NW., Washington, D.C. 20506.

This meeting is for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman published in the **Federal Register** of February 13, 1980, these sessions will be closed to the Public pursuant to subsections (c) (4), (6) and 9(b) of section 552b of Title 5, United States Code.

Further information with reference to this meeting can be obtained from Mr. John H. Clark, Advisory Committee Management Officer, National Endowment for the Arts, Washington, D.C. 20506, or call (202) 634-6070.

John H. Clark,

Director, Office of Council and Panel Operations, National Endowment for the Arts.

February 18, 1983.

[FR Doc. 83-4825 Filed 2-24-83; 8:45 am]

BILLING CODE 7537-01-M

Inter-Arts Advisory Panel; (Folk Arts Section); Meeting

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), as amended, notice is hereby given that a meeting of the Inter-Arts Advisory Panel (Folk Arts Section) to the National Council on the Arts will be held on March 10-12, 1983, form 9:00 a.m.-5:30 p.m. in room 1422 of the Columbia Plaza Office Complex, 2401 E Street, NW., Washington, D.C. 20506.

This meeting is for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman published in the **Federal Register** on February 13, 1980, these sessions will be closed to the public pursuant to subsections (c) (4), (6) and 9(b) of section 552b of Title 5, United States Code.

Further information with reference to this meeting can be obtained from Mr. John H. Clark, Advisory Committee Management Officer, National Endowment for the Arts, Washington, D.C. 20506, or call (202) 634-6070.

John H. Clark,

Director, Office of Council and Panel Operations, National Endowment for the Arts.

February 16, 1983.

[FR Doc. 83-4800 Filed 2-24-83; 8:45 am]

BILLING CODE 7537-01-M

Inter-Arts Advisory Panel (Services to the Field and Artists Colonies); Meeting

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), as amended, notice is hereby given that a meeting on the Inter-Arts Advisory Panel (Services to the Field and Artists Colonies) to the National Council on the Arts will be held on March 15–16, 1983, from 9:00 a.m.–5:30 p.m. and on March 17, from 9:00 a.m.–12 noon in room 1422 of the Columbia Plaza Office Complex, 2401 E Street, NW., Washington, D.C. 20506.

A portion of this meeting will be open to the public on March 17, from 9:00 a.m.–12 noon to discuss guidelines and policy.

The remaining sessions of this meeting on March 15–16, from 9:00 a.m.–5:30 p.m. are for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman published in the **Federal Register** of February 13, 1980, these sessions will be closed to the public pursuant to subsections (c) (4), (6) and 9(b) of section 552b of Title 5, United States Code.

Further information with reference to this meeting can be obtained from Mr. John H. Clark, Advisory Committee Management Officer, National Endowment for the Arts, Washington, D.C. 20506, or call (202) 634–6070.

John H. Clark,

Director, Office of Council and Panel Operations, National Endowment for the Arts.

February 18, 1983.

[FR Doc. 83-4826 Filed 2-24-83; 8:45 am]

BILLING CODE 7537-01-M

Music Advisory Panel (Solo Recitalists Prescreening); Meeting

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), as amended, notice is hereby given that a meeting on the Music Advisory Panel (Solo Recitalists Prescreening) to the National Council on the Arts will be held on March 2, 1983, from 2:00–6:00 p.m. and on March 3, 1983, from 9:30 a.m.–5:30 p.m., in room 1228 of the Columbia Plaza Office Complex, 2401 E Street, NW., Washington, D.C. 20506.

This meeting is for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman published in the **Federal Register** of February 13, 1980, these sessions will be closed to the public pursuant to subsections (c) (4), (6) and 9(b) of section 552b of Title 5, United States Code.

Further information with reference to this meeting can be obtained from Mr. John H. Clark, Advisory Committee Management Officer, National Endowment for the Arts, Washington, D.C. 20506, or call (202) 634–6070.

John H. Clark,

Director, Office of Council and Panel Operations, National Endowment for the Arts.

February 18, 1983.

[FR Doc. 83-4823 Filed 2-24-83; 8:45 am]

BILLING CODE 7537-01-M

Theater Advisory Panel (Companies); Meeting

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), as amended, notice is hereby given that a meeting of the Theater Advisory Panel (Companies) to the National Council on the Arts will be held on March 23–27, 1983, from 9:00 a.m.–5:30 p.m. in room 1422 of the Columbia Plaza Office Complex, 2401 E Street, NW., Washington, D.C. 20506.

A portion of this meeting will be open to the public on March 23, from 9:00–10:00 a.m. and on March 27, from 2:00–5:30 p.m. to discuss guidelines and policy.

The remaining sessions of this meeting on March 23, from 10:00 a.m.–5:30 p.m., March 24–26, from 9:00 a.m.–5:30 p.m. and on March 27, from 9:00 a.m.–2:00 p.m. are for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman published in the **Federal register** of February 13, 1980, these sessions will be closed to the public pursuant to subsections (c) (4), (6) and 9(b) of section 552b of Title 5, United States Code.

Further information with reference to this meeting can be obtained from Mr. John H. Clark, Advisory Committee Management Officer, National Endowment for the Arts, Washington, D.C. 20506, or call (202) 634–6070.

John H. Clark,

Director, Office of Council and Panel Operations, National Endowment for the Arts.

February 18, 1983.

[FR Doc. 83-4827 Filed 2-24-83; 8:45 am]

BILLING CODE 7537-01-M

Visual Arts Advisory Panel (Art in Public Places); Meeting

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), as amended, notice is hereby given that a meeting of the Visual Arts Advisory Panel (Art in Public Places) to the National Council on the Arts will be held on March 16, 1983, from 10:00 a.m.–5:30 p.m. and on March 17, 1983, from 9:30 a.m.–5:30 p.m. in room 1340 of the Columbia Plaza Office Complex, 2401 E Street, NW., Washington, D.C. 20560.

This meeting is for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman published in the **Federal Register** of February 13, 1980, these sessions will be close to the public pursuant to subsections (c) (4), (6) and 9(b) of section 552b of Title 5, United States Code.

Further information with reference to this meeting can be obtained from Mr. John H. Clark, Advisory Committee Management Officer, National Endowment for the Arts, Washington, D.C. 20506, or call (202) 634–6070.

John H. Clark,

Director, Office of Council and Panel Operations, National Endowment for the Arts.

February 18, 1983.

[FR Doc. 83-4824 Filed 2-24-83; 8:45 am]

BILLING CODE 7537-01-M

NUCLEAR REGULATORY COMMISSION

[Docket No. 50–348]

Alabama Power Co.; Issuance of Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has

issued Amendment No. 29 to Facility Operating License No. NPF-2 issued to Alabama Power Company (the licensee), which revised Technical Specifications for operation of the Joseph M. Farley Nuclear Plant, Unit No. 1 (the facility) located in Houston County, Alabama. The amendment was effective on January 14, 1983.

The amendment modifies the Technical Specification Action Statement to extend from 30 hours to 96 hours for one time only the time allowed to place the unit in cold shutdown for the start of the fourth refueling outage.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since this amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.

For further details with respect to this action, see (1) the application for amendment dated January 14, 1983, (2) the Commission's letter dated January 17, 1983, (3) the Amendment No. 29 to License No. NPF-2, and (4) 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 George S. Houston Memorial Library, 212 W. Burdeshaw Street, Dothan, Alabama 36303. A copy of items (2), (3) and (4) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Maryland, this 17th day of February, 1983.

For the Nuclear Regulatory Commission.

Steven A. Varga,

Chief, Operating Reactors Branch No. 1, Division of Licensing.

[FR Doc. 83-4861 Filed 2-24-83; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-155]

Consumers Power Co.; Issuance of Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 57 to Facility Operating License No. DPR-6, issued to Consumers Power Company (the Licensee), which revised the Technical Specifications for operation of the Big Rock Point Plant (facility) located in Charlevoix County, Michigan. This amendment is effective as of its date of issuance.

The amendment approves the deletion of Technical Specification provisions which require certain area radiation monitors.

The application for amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amened (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.

For further details with respect to this action, see (1) the application for amendment dated March 1, 1982, (2) Amendment No. 57 to License No. DPR-6, and (3) the Commission's related Safety Evaluation. These items are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, DC., and at the Charlevoix Public Library, 107 Clinton Street, Charlevoix, Michigan 49720. A single copy of items (2) and (3) may be obtained by request addressed to the U.S. Nuclear Regulatory Commission, Washington, DC. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Maryland, this 18th day of February, 1983.

For the Nuclear Regulatory Commission

Dennis M. Crutchfield,

Chief, Operating Reactors Branch No. 5 Division of Licensing.

[FR Doc. 83-4862 Filed 2-24-83 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-255]

Consumers Power Co. (Palisades Plant); Exemption

I

The Consumers Power Company (the licensee) is the holder of Facility Operating License No. DPR-20 which authorizes operation of the Palisades Plant. This license provides, among other things, that it is subject to all rules, regulations and Orders of the Commission now or hereafter in effect.

The facility comprises one pressurized water reactor at the licensee's site located in Van Buren County, Michigan.

II

On November 19, 1980, the Commission published a revised Section 10 CFR 50.48 and a new Appendix R to 10 CFR 50 regarding fire protection features of nuclear power plants (45 FR 76602). The revised § 50.48 and Appendix R became effective on February 17, 1981. Section III of Appendix R contains fifteen subsections, lettered A through O, each of which specifies requirements for a particular aspect of the fire protection features at a nuclear power plant. One of these fifteen subsections III.G., is the subject of this exemption request. III.G. specifies detailed requirements for fire protection of the equipment used for safe shutdown by means of separation and barriers (III.G.2). If the requirements for separation and barriers could not be met in an area, alternative safe shutdown capability, independent of that area and equipment in that area, was required (III.G.3).

By letter dated July 1, 1982 the licensee requested an exemption from the requirements of Section III.G.3b to the extent that it requires the installation of a fixed fire suppression system in the control room. In support of this request the licensee notes the existing fire protection features and the fact that the control room is continuously manned.

III

We have reviewed the licensee's exemption request. The control room is enclosed by walls, floor and ceiling of reinforced concrete construction, sufficient to achieve a 3-hour fire rating. Openings into the room are protected by fire doors, dampers and fire rated penetration seals. Safe shutdown equipment in the room consists of the main control consoles and cabinets, including redundant control cables, indicating instruments and relays.

Existing fire protection consists of a smoke detection system located throughout the room. This protection is supplemented by portable fire extinguishers and manual hose stations. The fire loading in the control room is low. The room is continuously manned. In the event the control room becomes uninhabitable due to smoke or heat, an alternate capability to achieve safe shutdown, outside the control room, exists.

The intent of Section III.G is to require an acceptable level of fire safety to assure the maintenance of safe shutdown capability. Because the fire hazard is light, the control room is continuously manned, and fire extinguishing equipment is located in the control room, there is reasonable assurance that a fire would be promptly extinguished. Therefore, the installation of a fixed fire suppression system will not significantly increase the level of fire protection in the control room and the exemption requested by the licensee should be granted.

IV

Accordingly, the Commission has determined that, pursuant to 10 CFR 50.12, an exemption is authorized by law and will not endanger life or property or common defense and security and is otherwise in the public interest and hereby grants an exemption from the requirements of Section III.G.3b of Appendix R to 10 CFR 50 to the extent that it requires the installation of a fixed fire suppression system in the control room at Palisades.

The NRC staff has determined that the granting of this Exemption will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with this action.

Dated at Bethesda, Maryland, this 8th day of February, 1983.

For the Nuclear Regulatory Commission.

Robert A. Purple,

Acting Director, Division of Licensing.

[FR Doc. 83-4863 Filed 2-24-83; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-251]

Florida Power & Light Co.; Granting of Relief From ASME Section XI Inservice Inspection Requirement

The U.S. Nuclear Regulatory Commission (the Commission) has granted relief from certain requirements of the ASME Code, Section XI, "Rules for Inservice Inspection of Nuclear Power Plant Components" to Florida Power and Light Company (the licensee). The relief relates to the inservice inspection requirement for welds and internal surfaces of a reactor coolant pump at the Turkey Point Plant, Unit No. 4 (the facility) located in Dade County, Florida. The ASME Code requirements are incorporated by reference into the Commission's rules and regulations in 10 CFR Part 50. The relief is effective as of the date of issuance.

The relief permits the licensee to perform inservice inspections in a manner or on a schedule different from that prescribed in Section XI of the ASME Boiler and Pressure Vessel Code and applicable Addenda, as required by 10 CFR Part 50, because of inaccessibility, configuration of components, radiation level, or other valid reasons.

The request for relief complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the letter granting relief.

The Commission has determined that the granting of this relief will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this relief.

For further details with respect to this action, see (1) the application for relief dated September 18, 1979, as revised June 14 and November 18, 1982, (2) the Commission's letter dated February 14, 1983 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 Environmental and Urban Affairs Library, Florida International University, Miami, Florida 33199. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Maryland, this 14th day of February, 1983.

For the Nuclear Regulatory Commission.

Steven A. Varga,

Chief, Operating Reactors Branch No. 1, Division of Licensing.

[FR Doc. 83-4864 Filed 2-24-83; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-331]

Iowa Electric Light & Power Co., et al.; Issuance of Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 81 to Facility Operating License No. DPR-49 issued to Iowa Electric Light and Power Company, Central Iowa Power Cooperative, and Corn Belt Power Cooperative, which revises the Technical Specifications for operation of the Duane Arnold Energy Center (DAEC), located in Linn County, Iowa. The amendment is effective as of its date of issuance.

The amendment revises the Technical Specifications to permit defueling and refueling while the torus is drained or has a reduced water volume.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and the pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.

For further details with respect to this action, see (1) the application for amendment dated December 6, 1982, (2) Amendment No. 81 to License No. DPR-49, 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 Cedar Rapids Public Library, 426 Third Avenue, SE., Cedar Rapids, Iowa 52401. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Maryland, this 9th day of February 1983.

For the Nuclear Regulatory Commission.

Domenic B. Vassallo,

Chief, Operating Reactors Branch No. 2, Division of Licensing.

[FR Doc. 83-4805 Filed 2-24-83; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-331]

Iowa Electric Light & Power Co., et al.; Issuance of Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 82 to Facility Operating License No. DPR-49 issued to Iowa Electric Light and Power Company, Central Iowa Power Cooperative, and Corn Belt Power Cooperative, which revises the Technical Specifications for operation of the Duane Arnold Energy Center (DAEC), located in Linn County, Iowa. The amendment is effective as of its date of issuance.

The amendment modifies the Technical Specifications to incorporate revisions to the tables of containment isolation valves to reflect modifications made to satisfy the requirements of NUREG-0737 Item II.B.3 "Post Accident Sampling."

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.

For further details with respect to this action, see (1) the application for amendment dated January 18, 1983, (2) Amendment No. 82 to License No. DPR-49, and (3) the Commission's letter to Iowa Electric Light and Power Company dated February 9, 1983. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. and at the Cedar Rapids Public Library, 426 Third Avenue, S.E., Cedar Rapids, Iowa 52401. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Maryland, this 9th day of February, 1983.

For the Nuclear Regulatory Commission.

Domenic B. Vassallo,

Chief, Operating Reactors Branch No. 2, Division of Licensing.

[FR Doc. 83-4806 Filed 2-24-83; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-267]

Public Service Company of Colorado; Issuance of Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 32 to Facility Operating License DPR-34 issued to the Public Service Company of Colorado, which revised Technical Specifications for operation of the Fort St. Vrain Generating Station (the facility) located in Platteville, Colorado. The amendment is effective as of the date of issuance.

The amendment revises the Appendix B Technical Specifications to delete the non-radiological, water quality-related requirements.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since this amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with the issuance of this amendment.

For further details with respect to this action, see (1) the application for amendment dated January 2, 1981, and (2) Amendment No. 32 to Facility Operating License DPR-34. These items are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW, Washington, D.C. 20555, and at the Greeley Public Library, City Complex building, Greeley, Colorado. A copy of item (2) may be obtained upon request to the U. S. Nuclear Regulatory Commission, Regional Administrator, Region IV, 611 Ryan Plaza Drive, Suite 1000, Arlington, Texas 76011, Attention: Director, Division of Resident, Reactor Projects and Engineering Programs.

Dated at Arlington, Tex., this 14th day of February 1983.

For the Nuclear Regulatory Commission.

G. L. Madsen,

Chief, Reactor Project Branch 1.

[FR Doc. 83-4807 Filed 2-24-83; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-312]

Sacramento Municipal Utility District; Issuance of Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 43 to Facility Operating License No. DPR-54, issued to Sacramento Municipal Utility District (SMUD), which revised Technical Specifications (TSs) for operation of the Rancho Seco Nuclear Generating Station (the facility) located in Sacramento County, California. This amendment is effective as of the date of issuance.

The amendment modifies the administrative controls section of the TSs of clarify SMUD's offsite organizational chart.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR § 51.5(d)(4) an environmental impact statement, or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.

For further details with respect to this action, see (1) the licensee's application dated August 3, 1981, as revised July 15, 1982, (2) Amendment No. 43 to License No. DPR-54, 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 Business and Municipal Department, Sacramento City-County Library, 828 I Street, Sacramento, California. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Maryland, this 10th day of February 1983.

For the Nuclear Regulatory Commission.

John F. Stolz,

Chief, Operating Reactors Branch No. 4, Division of Licensing.

[FR Doc. 83-4868 Filed 2-24-83; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-312]

Sacramento Municipal Utility District; Issuance of Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 44 to Facility Operating License No. DPR-54, issued to Sacramento Municipal Utility District, which revised Technical Specifications (TSs) for operation of the Rancho Seco Nuclear Generating Station (the facility) located in Sacramento County, California. The amendment is effective as of its date of issuance.

In Admendments Nos. 38 and 42 to the facility's license, the refueling interval definition, TS Section 1.2.8, was temporarily changed from 18 months to 24 months for a select group of surveillance tests. Upon startup from the next refueling outage, the temporary definition will expire. This amendment adds the surveillance calibration of the subcooling meters and the position indicators on the pressurizer's electro-magnetically operated valve (EMOV) and safety valves to the select group whose surveillance or calibration is delayed, on a one-time-only basis from 18 months to 24 months.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement, or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.

For further details with respect to this action, see (1) the licensee's application dated February 3, 1983, as supplemented by a letter dated February 8, 1983, (2) Amendment No. 44 to License No. DPR-54, 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 Business and Municipal Department, Sacramento City-County Library, 828 I Street, Sacramento, California. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Md., this 11th Day of February 1983.

For the Nuclear Regulatory Commission.

John F. Stolz,

Chief, Operating Reactors Branch No. 4, Division of Licensing.

[FR Doc. 83-4869 Filed 2-24-83; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-328]

Tennessee Valley Authority; Issuance of Amendment Facility Operating License No. DPR-79

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendent No. 14 to Facility Operating License No. DPR-79 issued to Tennessee Valley Authority (licensee) for the Sequoyah Plant, Unit 2 (the facility) located in Hamilton County, Tennessee. This amendment changes the license condition related to control room design. The amendment is effective as of its date of issuance.

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 regulations. The Commission has made appropriate findings as required by the Act and the Commission's regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement, or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.

For further details with respect to this action, see (1) Tennessee Valley Authority letter dated May 25, 1982, (2) Amendment No. 14 to Facility Operating License No. DPR-79; 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 the Chattanooga Hamilton County Bicentennial Library, 1001 Broad Street, Chattanooga, Tennessee 37302. A copy of Amendment No. 14 may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Md., this 16th day of February 1983.

For the Nuclear Regulatory Commission.

Elinor G. Adensam,

Chief, Licensing Branch No. 4, Division of Licensing.

[FR Doc. 83-4870 Filed 2-24-83; 8:45 am]

BILLING CODE 7590-01-M

[Docket Nos. 50-259, 50-260 and 50-296]

Tennessee Valley Authority; Issuance of Amendments to Facility Operating Licenses

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 86 to Facility Operating License No. DPR-33, Amendment No. 83 to Facility Operating License No. DPR-52 and Amendment No. 57 to Facility Operating License No. DPR-68 issued to Tennessee Valley Authority (the licensee), for operation of the Browns Ferry Nuclear Plant, Unit Nos. 1, 2 and 3, located in Limestone County, Alabama. The amendments are effective as of the date of issuance.

The amendments change the Technical Specifications to: (1) Reduce the duration of containment integrated leak rate tests by following the procedures outlined in Bechtel topical report BN-TOP-1, (2) revise the requirements in Sections 3.7.2 and 4.7.2 to conform the leak rate testing to the BWR/4 Standard Technical Specifications and (3) update the tables on isolation valves that are required to be tested.

The application for the amendments complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's regulations. The

Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendments. Prior public notice of these amendments was not required since the amendments do not involve a significant hazards consideration.

The Commission has determined that the issuance of these amendments will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of these amendments.

For further details with respect to this action, see (1) the application for amendments dated August 19, 1980, as supplemented by letter dated December 3, 1982, (2) Amendment No. 86 to License No. DPR-33, Amendment No. 83 to License No. DPR-52, and Amendment No. 57 to License No. DPR-68, and (3) the Commission's related Safety Evaluation. All of these 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. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Md., this 14th day of February 1983.

For the Nuclear Regulatory Commission.

Domenic B. Vassallo,

Chief, Operating Reactors Branch No. 2, Division of Licensing.

[FR Doc. 83-4871 Filed 2-24-83; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-271]

Vermont Yankee Nuclear Power Corp.; Issuance of Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 74 to Facility Operating License No. DPR-28, issued to Vermont Yankee Nuclear Power Corporation which revised Technical Specifications for operation of the Vermont Yankee Nuclear Power Station (the facility) located near Vernon, Vermont. The amendment is effective as of its date of issuance.

The amendment modifies the Technical Specifications to permit one-time use of a manual valve to accomplish primary containment isolation during a period not to exceed 72 hours, in order to complete necessary maintenance activities.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since the amendment does not involve significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.

For further details with respect to this action, see (1) the application for amendment dated February 8, 1982, (2) Amendment No. 74 to License No. DPR-28, 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 Brooks Memorial Library, 224 Main Street, Brattleboro, Vermont 05301. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Md., this 14th day of February 1983.

For the Nuclear Regulatory Commission.

Domenic B. Vassallo,

Chief, Operating Reactors Branch No. 2, Division of Licensing.

[FR Doc. 83-4872 Filed 2-24-83; 8:45 am]

BILLING CODE 7590-01-M

OFFICE OF PERSONNEL MANAGEMENT

Excepted Service

AGENCY: Office of Personnel Management.

ACTION: Notice.

SUMMARY: This gives notice of positions placed or revoked under Schedules A, B, and C in the excepted service, as required by Civil Service Rule VI, Exceptions from the Competitive Service.

FOR FURTHER INFORMATION CONTACT: William Bohling, 202-632-6000.

SUPPLEMENTARY INFORMATION: The Office of Personnel Management published its last monthly notice updating appointing authorities established or revoked under the Excepted Service provisions of 5 CFR Part 213 on January 25, 1983 (48 FR 3435). Individual authorities established or revoked under Schedules A, B, or C between January 1, 1983 and January 31, 1983 appear in a listing below. Future notices will be published on the fourth Tuesday of each month, or as soon as possible thereafter. A consolidated listing of all authorities will be published as of June 30 of each year.

Schedule A

The following exceptions are established:

Department of Justice

Not to exceed 700 positions at grades GS-15 and below engaged in planning for and implementing the processing of claims for resident status which may be submitted by aliens already in the United States as authorized by immigration control and reform legislation. Employment under this authority is not to exceed 4 years from the effective date of such legislation. New appointments under this authority may not be made after December 31, 1984 unless applicable authorizing legislation has been enacted. Effective January 26, 1983.

Smithsonian Institution

One Russian Studies Program Administrator and one East Asian Studies Program Administrator, GS-15, in the Woodrow Wilson International Center for Scholars. Effective January 26, 1983.

The following exceptions are revoked:

Office of Personnel Management

Persons employed on a WAE basis to serve as members of the International Organizations Employees Loyalty Board for the purpose of holding hearings overseas. Effective January 6, 1983.

General Services Administration

One program Assistant, Office of the Regional Administrator-Region 9. Effective January 12, 1983.

Marine Mammal Commission

All positions on the Staff of the Commission. Effective January 14, 1983.

Schedule B

The following exception is established:

National Endowment for the Humanities

One Humanist Administrator, Central Disciplines in Undergraduate Education Program, Division of Education Programs. Effective January 5, 1983.

Schedule C

The following exceptions are established:

Department of Agriculture

One Director, Legislative Affairs and Public Information Staff, Farmers Home Administration. Effective January 13, 1983.

One Confidential Assistant to the Administrator, Food and Nutrition Service. Effective January 14, 1983.

One Private Secretary to the Special Assistant to the Secretary, Office of the Secretary. Effective January 28, 1983.

One Confidential Assistant to the Administrator, Office of Internal Cooperation and Development. Effective January 31, 1983.

One Confidential Assistant to the Assistant Secretary for Governmental Public Affairs, Office of Governmental and Public Affairs. Effective January 31, 1983.

Department of Commerce

One Confidential Assistant to the Deputy Assistant Secretary for Export Development, International Trade Administration. Effective January 25, 1983.

Department of Defense

One Special Assistant to the Director, Department of Defense Dependents Schools. Effective January 15, 1983.

One Private Secretary to the Assistant Secretary of Defense, Office of the Assistant Secretary (International Security Policy). Effective January 12, 1983.

One Private Secretary to the Deputy Assistant Secretary, Office of the Deputy Assistant Secretary (Reserve Affairs). Effective January 13, 1983.

Department of Education

One Legislative Liaison, Office of Legislation and Public Affairs. Effective January 10, 1983.

One Special Assistant to the Comptroller, Office the Deputy Under Secretary for Management. Effective January 11, 1983.

One Special Assistant to the Assistant Secretary for Vocational and Adult Education. Effective January 17, 1983.

One Special Assistant to the Assistant Secretary for Vocational and Adult Education. Effective January 31, 1983.

Department of Energy

One Staff Assistant to the Administrator, Energy Information Administration. Effective January 6, 1983.

One Staff Assistant to the Secretary of Energy, Office of the Secretary. Effective January 10, 1983.

One Special Assistant to the Secretary of Energy, Office of the Secretary. Effective January 11, 1983.

One Confidential Assistant (Secretary) to the Special Assistant to the Secretary. Effective January 19, 1983.

One Confidential Assistant to Member of the Commission, Federal Energy Regulatory Commission. Effective January 31, 1983.

Department of Health and Human Services

One Special Assistant to the Regional Director, Region IX in San Francisco, California. Effective January 3, 1983.

One Special Assistant to the Secretary, Office of the Secretary. Effective January 11, 1983.

One Secretary to the Chief of Staff, Office of the Secretary. Effective January 17, 1983.

One Congressional Liaison Specialist, Office of the Assistant Secretary for Legislation. Effectve January 17, 1983.

One Confidential Assistant to the Secretary, Office of the Secretary. Effective January 17, 1983.

One Special Assistant to the Chief of Staff, Office of the Secretary. Effective January 28, 1983.

One Special Assistant to the Chief of Staff, Office of the Secretary. Effective January 28, 1983.

Department of Housing and Urban Development

One Executive Assistant to the Regional Administrator in Denver, Colorado. Effective. January 14, 1983.

One Special Assistant to the Deputy Assistant Secretary for Public and Indian Housing. Effective January 26, 1983.

One Executive Assistant to the Deputy Assistant Secretary for Policy and Budget. Effective January 28, 1983.

Department of Interior

One Confidential Assistant to the Secretary of the Interior, Office of the Secretary. Effective January 25, 1982.

One Staff Assistant to the Deputy Director, Minerals Management Service. Effective January 26, 1983.

One Special Assistant to the Assistant to the Secretary and Director, Office of Public Affairs. Effective January 28, 1983.

Department of Justice

One Special Assistant to the Administrator, Office of Juvenile Justice and Delinquency Prevention. Effective January 14, 1983.

Department of Labor

One Secretary to the Assistant Secretary, Office of the Assistant Secretary for Veterans' Employment. Effective January 11, 1983.

Department of State

One Secretary (Typing) to the Assistant Secretary, Office of the Assistant Secretary for Congressional Relations. Effective January 25, 1983.

One Staff Assistant to the Under Secretary, Office of the Under Secretary for Management. Effective January 26, 1983.

Department of Transportation

One Policy Advisor to the Associate Administrator for Traffic Safety Programs. Effective January 11, 1983.

Department of Treasury

One Senior Adviser to the Assistant Secretary (Electronic Systems and Information Technology), Office of the Assistant Secretary. Effective January 3, 1983.

Agency for International Development

One Special Assistant to the Assistant Administrator, Bureau for Food for Peace and Voluntary Assistance. Effective January 11, 1983.

One Special Assistant to the Assistant Administrator, Bureau for Africa. Effective January 12, 1983.

One Congressional Liaison Officer, Office of Legislative Affairs. Effective January 17, 1983.

Commodity Futures Trading Commission

One Public Affairs Specialist. Effective January 6, 1983.

Consumer Product Safety Commission

One Public Affairs Specialist. Effective January 25, 1983.

One Secretary (Typing) to the Chairman. Effective January 27, 1983.

Equal Employment Opportunity Commission

One Congressional Liaison Assistant to the Director, Office of Congressional Affairs. Effective January 14, 1983.

Environmental Protection Agency

One Confidential Assistant to the Assistant Administrator for Air, Noise and Radiation. Effective January 5, 1983.

General Services Administration

One Special Assistant to the Associate Administrator for Policy and Management Systems, Office of Policy and Management Systems. Effective January 7, 1983.

One Confidential Assistant to the Executive Director, Property Review Board. Effective January 31, 1983.

National Endowment for the Humanities

One Special Assistant to the Chairman, Office of the Chairman. Effective January 21, 1983.

Office of Personnel Management

One Special Assistant to the Director, Office of the Director. Effective January 14, 1983.

President's Commission on Executive Exchange

One Staff Assistant (Typing) to the Executive Director. Effective January 21, 1983.

Securities & Exhange Commission

One Secretary (Stenography) to the Director. Effective January 10, 1983.

Small Business Administration

One Special Assistant to the Deputy Administrator, Office of the Administrator. Effective January 19, 1983.

One Executive Assistant to the Administrator, Office of the Administrator. Effective January 31, 1983.

U.S. Information Agency

One Special Assistant (Cultural Centers and Resources) to the Associate Director for Educational and Cultural Affairs. Effective January 17, 1983.

Veterans Administration

One Confidential Assistant to the Administrator of Veterans Affairs. Effective January 7, 1983.

(5 U.S.C. 3301, 3302; EO) 10577, 3 CFR Parts 1954–1958 Comp., p. 218)

Office of Personnel Management.

Donald J. Devine,

Director.

[FR Doc. 83-4721 Filed 2-24-83; 8:45 am]

BILLING CODE 6325-01-M

POSTAL SERVICE

Changes in Mail Classification Schedule; Uniform Parcel Size and Weight Limitations

On November 8, 1982, the United States Postal Service requested the Postal Rate Commission to submit to the Governors of the Postal Service a recommended decision on changes in the Domestic Mail Classification Schedule to establish uniform size and weight limits of 70 pounds and 108 inches in length and girth combined, pursuant to Chapter 36, Title 39, United States Code. An explanation of the Postal Service proposal and an invitation to participate in Commission Docket No. MC83–1 was published in the **Federal Register** by the Postal Rate Commission on November 17, 1982 (47 FR 51837–51838).

On January 5, 1983, the Postal Rate Commission issued an Opinion and Recommended Decision in Docket No. MC83–1. The Commission recommended that the Governors adopt the changes in the Domestic Mail Classification Schedule proposed by the Postal Service. On February 1, 1983, the Governors, pursuant to 39 U.S.C. 3625, approved the Commission's recommended decision and ordered the recommended changes in the Domestic Mail Classification Schedule on a permanent basis. The Board of Governors concurrently determined that these changes would become effective at 12:01 p.m. on February 27, 1983. (The Governors' Decision, the record of the Commission's hearings, and the Commission's Recommended Decision may be purchased from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. The Governors' Decision and the Commission's Opinion and Recommended Decision are available for inspection in the Library at Headquarters, United States Postal Service, 475 L'Enfant Plaza West SW., Washington, D.C. 20260–1641.)

In accordance with these actions by the Governors and the Board of Governors, the Postal Service hereby gives notice that the following changes to the Domestic Mail Classification Schedule become effective at 12:01 p.m., February 27, 1983.

Sections 100.030, 400.030 and 500.030 of the Domestic Mail Classification Schedule are amended to read as follows:

100.030 First-Class Mail may not exceed 70 pounds or 108 inches in length and girth combined.

400.030 Fourth-class mail may not exceed 70 pounds or 108 inches in length and girth combined.

500.030 Express Mail may not exceed 70 pounds or 108 inches in length and girth combined.

The first footnote to the Priority Mail Rate Schedule is also amended to read as follows:

[1] Exception: Parcels weighing less than 15 pounds and measuring over 84 inches in length and girth combined are chargeable with a minimum rate equal to that for a 15-pound parcel for the zone to which addressed.

(39 U.S.C. 3625)

W. Allen Sanders,

Associate General Counsel, Office of General Law and Administration.

[FR Doc. 83-4689 Filed 2-24-83; 8:45 am]

BILLING CODE 7710-12-M

RAILROAD RETIREMENT BOARD

Determination of Quarterly Rate of Excise Tax for Railroad Retirement Supplemental Annuity Program

In accordance with directions in Section 3221(c) of the Railroad Retirement Tax Act (26 U.S.C. 3221(c)), the Railroad Retirement Board has determined that the excise tax imposed by such Section 3221(c) on every employer, with respect to having individuals in his employ, for each work-hour for which compensation is paid by such employer for services rendered to him during the quarter beginning April 1, 1983, shall be at the rate of 18½ cents.

In accordance with directions in Section 15(a) of the Railroad Retirement Act of 1974, the Railroad Retirement Board has determined that for the quarter beginning April 1, 1983, 24.8 percent of the taxes collected under Sections 3211(b) and 3221(c) of the Railroad Retirement Tax Act shall be credited to the Railroad Retirement Account and 75.2 percent of the taxes collected under such Sections 3211(b) and 3221(c) plus one hundred percent of the taxes collected under Section 3221(d) of the Railroad Retirement Tax Act shall be credited to the Railroad Retirement Supplemental Account.

Dated: February 16, 1983.

By Authority of the Board.

James T. Brown,

Chief Executive Officer.

[FR Doc. 83-4801 Filed 2-24-83; 8:45 am]

BILLING CODE 7905-01-M

SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster Loan Area #2078]

California; Declaration of Disaster Loan Area

As a result of the President's major disaster declaration, I find that the Counties of Alameda, Colusa, Los Angeles, Marin, Orange, San Diego, San Mateo, Santa Barbara, Santa Clara, Santa Cruz, Sonoma, Ventura, and the adjacent Counties of Contra Costa,

Lake, Mendocino, San Benito, and San Luis Obispo, California, constitute a disaster area because of damage resulting from severe storms, high tides, wave action, mudslides, and flooding beginning on January 21, 1983. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on April 11, 1983, and for economic injury until the close of business on November 9, 1983, at:

U.S. Small Business Administration, 77 Cadillac Drive, Suite 158, Sacramento, California 95825.
or other locally announced locations.

Interest rates for applicants filing for assistance under this declaration are as follows:

Homeowners with credit available elsewhere, 11¾%
Homeowners without credit available elsewhere, 5¾%
Businesses with credit available elsewhere, 11%
Businesses without credit available elsewhere, 8%
Businesses (EIDL) without credit available elsewhere, 8%
Other (non-profit organizations including charitable, and religious organizations), 11¾%

It should be noted that assistance for agricultural enterprises is the primary responsibility of the Farmers Home Administration as specified in Pub. L. 96–302.

(Catalog of Federal Domestic Assistance Programs Nos. 59002 and 59008)

Dated: February 16, 1983.

Heriberto Herrera,

Acting Administrator.

[FR Doc. 83-4794 Filed 2-24-83; 8:45 am]

BILLING CODE 8025-01-M

[Declaration of Disaster Loan Area #2079]

Mississippi; Declaration of Disaster Loan Area

Hancock County and the adjacent County of Harrison in the State of Mississippi constitute a disaster area as a result of damage caused by severe storms, high winds, heavy rains, tidal action, and flooding which occurred on January 19–20, 1983. Eligible persons, firms, and organizations may file applications for loans for physical damage until the close of business on 1983, and for economic injury until the close of business on 1983, at the address listed below:

U.S. Small Business Administration, 100 West Capitol Street, Suite 322, Federal Building, Jackson, Mississippi 39269
or other locally announced locations.

Interest rates for applicants filing for assistance under this declaration are as follows:

Homeowners with credit available elsewhere, 11¾%
Homeowners without credit available elsewhere, 5¾%
Businesses with credit available elsewhere, 11%
Businesses without credit available elsewhere, 8%
Businesses (EIDL) without credit available elsewhere, 8%
Other (nonprofit organizations including charitable and religious organizations), 11¾%

It should be noted that assistance for agricultural enterprises is the primary responsibility of the Farmers Home Administration as specified in Pub. L. 96–302.

(Catalog of Federal Domestic Assistance Programs Nos. 59002 and 59008)

Dated: February 16, 1983.

Heriberto Herrera,

Acting Administrator.

[FR Doc. 83-4795 Filed 2-24-83; 8:45 am]

BILLING CODE 8025-01-M

[License No. 04/04–5215]

Tuskegee Capital Corp.; Issuance of License To Operate as a Small Business Investment Company

On December 7, 1982, a notice was published in the **Federal Registed** [FR 55067), stating that Tuskegee Capital Corporation, located at P.O. Drawer GG, Tuskegee Institute, Alabama 36088, had filed an application with the Small Business Administration (SBA), pursuant to 13 CFR 107.102 (1982), 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.

Interested parties were given until the close of business December 22, 1982, to submit their comments to SBA. No comments were received.

Notice is hereby given that having considered the application and all other pertinent information, SBA issued License No. 04/04–5215 to Tuskegee Capital Corporation on February 9, 1983, to operate as a small business investment company, pursuant to Section 301(d) of the Act.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies)

Dated: February 22, 1983.

Robert G. Lineberry,

Deputy Associate Administrator for Investment.

[FR Doc. 83-4796 Filed 2-24-83; 8:45 am]

BILLING CODE 8025-01-M

TENNESSEE VALLEY AUTHORITY

Paperwork Reduction Act of 1980; Form Under Review by the Office of Management and Budget

AGENCY: Tennessee Valley Authority.

ACTION: Form Under Review by the Office of Management and Budget.

SUMMARY: The Tennessee Valley Authority (TVA) has sent to OMB the following proposal for the collection of information under the provisions of the Paperwork Reduction Act of 1980 (44 U.S.C. Chapter 35).

Requests for information, including copies of the form proposed and supporting documentation, should be directed to the Agency Clearance Officer whose name, address, and telephone number appear below. Questions or comments should be directed to the Agency Clearance Officer and also to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, D.C. 20503, Attention: Desk Officer for Tennessee Valley Authority, 395–7313.

Agency Clearance Officer: John O. Catron, Tennessee Valley Authority, 100 Lupton Building, Chattanooga, TN 37401; (615) 751–2523, FTS 858–2523.

Type of Request: Revision.

Title of Information Collection: Annual Report (Power Distributors Annual Report to TVA).

Frequency of Use: Annually.

Type of Affected Public: Power distributors that purchase power from TVA.

Standard Industrial Classification: 491 and 493.

Small Businesses or Organizations Affected: Yes

Federal Budget Functional Category Code: 271

Estimated Number of Annual Responses: 160

Estimated Total Annual Burden Hours: 3,200

Estimated Annual Cost to Federal Government: $70,000.

Need For and Uses of Information: The information is needed to help fulfill responsibilities assigned to TVA by Congress. It is used to measure effective retailing of electricity at lowest possible rates, to aid in maintaining uniform and acceptable accounting, and to aid in

making managerial decision related to electric operations; i.e., load growth studies, financial needs and forecasts results and effects of conservation programs, etc.

Dated: February 14, 1983

John W. Thompson,

Senior Agency Official, Tennessee Valley Authority.

[FR Doc. 83-4803 Filed 2-24-83; 8:45 am]

BILLING CODE 8120-01-M

Paperwork Reduction Act of 1980; Form Under Review by the Office of Management and Budget

AGENCY: Tennessee Valley Authority.

ACTION: Form Under Review by the Office of Management and Budget.

SUMMARY: The Tennessee Valley Authority (TVA) has sent to OMB the following proposal for the collection of information under the provisions of the Paperwork Reduction Act of 1980 (44 U.S.C. Chapter 35).

Requests for information, including copies of the form proposed and supporting documentation, should be directed to the Agency Clearance Officer whose name, address, and telephone number appear below. Questions or comments should be directed to the Agency Clearance Officer and also to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, D.C. 20503, Attention: Desk Officer for Tennessee Valley Authority, 395-7313.

Agency Clearance Officer: John O. Catron, Tennessee Valley Authority, 100 Lupton Building, Chattanooga, TN 37401; (615) 751-2523, FTS 858-2523.

Type of Request: Revision.

Title of Information Collection: Monthly Report (Power Distributors Monthly Report to TVA).

Frequency of Use: Monthly.

Type of Affected Public: Power distributors that purchase power from TVA.

Standard Industrial Classification: 491 and 493.

Small Businesses or Organizations Affected: Yes.

Federal Budget Functional Category Code: 271.

Estimated Number of Annual Responses: 1920.

Estimated Total Annual Burden Hours: 960.

Estimated Annual Cost to Federal Government: $16,000.

Need For and Uses of Information: The information is needed to help fulfill responsibilities assigned to TVA by Congress. It is used to assure accounting and recordkeeping is maintained on a current and readily available basis. It supplies management with financial information on a monthly recurring basis for decisionmaking concerning electric rates, finances, and long- and short-term planning.

Dated: February 14, 1983.

John W. Thompson,

Senior Agency Official, Tennessee Valley Authority.

[FR Doc. 83-4802 Filed 2-24-83; 8:45 am]

BILLING CODE 8120-01-M

DEPARTMENT OF TRANSPORTATION

Federal Railroad Administration

Consolidated Rail Corporation; Rescheduled Hearing

The Federal Railroad Administration (FRA) published a public notice in the **Federal Register** on February 3, 1983 (48 FR 4949) announcing that a public hearing would be held to obtain comments or views on a Consolidated Rail Corporation (Conrail) request for a waiver of compliance. The waiver request involves compliance with the procedural requirements for obtaining FRA approval of signal system modifications and is identified as RS&I Waiver Petition Docket No. 835.

The FRA originally scheduled the hearing for February 28, 1983 at 10 a.m. in Washington, DC at the request of several interested parties who sought additional time prior to the hearing, the FRA has rescheduled the hearing for March 14, 1983 at the same time and location.

Issued in Washington, DC on February 23, 1983.

Joseph W. Walsh,

Associate Administrator for Safety.

[FR Doc. 83-5057 Filed 2-24-83; 11:06 am]

BILLING CODE 4910-06-M

DEPARTMENT OF THE TREASURY

Office of the Secretary

List of Countries Requiring Cooperation With an International Boycott

In order to comply with the mandate of section 999(a)(3) of the Internal Revenue Code of 1954, the Department of the Treasury is publishing a current list of countries which may require participation in, or cooperation with, an international boycott (within the meaning of section 999(b)(3) of the Internal Revenue Code of 1954). The list is the same as the prior quarterly list published in the **Federal Register.**

On the basis of the best information currently available to the Department of the Treasury, the following countries may require participation in, or cooperation with, an international boycott (within the meaning of section 999(b)(3) of the Internal Revenue Code of 1954):

Bahrain	Saudi Arabia
Iraq	Syria
Jordan	United Arab Emirates
Kuwait	Yemen, Arab Republic
Lebanon	Yemen, Peoples Democratic Republic of
Libya	
Oman	
Qatar	

John E. Chapoton,

Assistant Secretary for Tax Policy.

[FR Doc. 83-4850 Filed 2-24-83; 8:45 am]

BILLING CODE 4810-25-M

Sunshine Act Meetings

Federal Register
Vol. 48, No. 39
Friday, February 25, 1983

This section of the FEDERAL REGISTER contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409) 5 U.S.C. 552b(e)(3).

CONTENTS

	Items
Federal Maritime Commission	1
National Commission on Student Financial Assistance	2
Nuclear Regulatory Commission	3
Parole Commission	4
Tennessee Valley Authority	5

1

FEDERAL MARITIME COMMISSION

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: 48 FR 7030, February 17, 1983.

PREVIOUSLY ANNOUNCED TIME AND DATE OF THE MEETING: 9 a.m., February 23, 1983.

CHANGES IN THE MEETING: Withdrawal of the following item from the open session:

2. Agreement No. 10461: U.S./Philippines Equal Access Agreement.

Addition of the following item to the closed session:

3. Agreement No. 10461: U.S./Philippines Equal Access Agreement.

[S-267-83 Filed 2-22-83; 4:19 pm]

BILLING CODE: 6730-01-M

2

NATIONAL COMMISSION ON STUDENT FINANCIAL ASSISTANCE

Public Hearing

DATE: March 7, 1983.

PLACE: Room 311, Cannon House Office Bldg., Washington, DC.

TIME: 12 noon to 4 p.m.

PURPOSE: To receive testimony in a variety of issues of student financial aid from four national student organizations:

American Student Association (ASA)
Coalition of Independent College and University Students (COPUS)
National Organization of Black University and College Students (NOBUCS)
United States Student Association (USSA)

Written testimony is invited, and may be sent to the Commission at the above address.

FOR FURTHER INFORMATION CONTACT: Donna M. Lumia, Hearings Coordinator (202) 472-9023.

Submitted the 14th day of February 1983.

Richard T. Jerue,
Chief Executive Officer.

[S-269-83 Filed 2-23-83; 1:39 pm]

BILLING CODE 6820-BC-M

3

NUCLEAR REGULATORY COMMISSION

DATE: Weeks of February 21, 1983 and February 28, 1983.

PLACE: Commissioners' Conference Room, 1717 H Street, N.W., Washington, D.C.

STATUS: Open and closed.

MATTERS TO BE DISCUSSED: *Tuesday, February 22:*

2:30 p.m.
Discussion of Regulations to Implement Pub. L. 97-415 (Public Meeting) (Commission voted 4-0 (Commissioner Roberts not present) on February 17 to hold)

Thursday, February 24:

3:30 p.m.
Affirmation/Discussion and Vote (Public Meeting):
a. Waste Confidence Order (Tentative)
b. Rule on Extended Spent Fuel Storage (Tentative)
c. Regulations to Implement Pub. L. 97-415 (*postponed* from February 17)

Tuesday, March 1:

2:30 p.m.
Discussion of Regulatory Reform Task Force—Administrative Proposals—Backfit Rule (Public Meeting)

Wednesday, March 2:

10:00 a.m.
Discussion/Possible Vote on Contested Issues in Waterford Full Power Proceeding (Closed—Exemption 10)
2:00 p.m.
Briefing on Staff Actions Regarding Location of Emergency Operations Facilities (Public Meeting) (*postponed* from February 16)

Thursday, March 3:

2:00 p.m.
Briefing on Activities of Committee to Review Generic Requirements (CRGR) (Public Meeting)
3:30 p.m.
Affirmation/Discussion and Vote (Public Meeting):
a. UCS Objection to Commission Meeting Re TMI-1 Seismic Concerns as Violating *Ex Parte* Prohibition

Friday, March 4:

10:00 a.m.
Discussion of Possible Enforcement Action (Closed—Exemption 5)

ADDITIONAL INFORMATION: On February 17 the Commission voted 4-0 (Commissioner Roberts not present) to hold Affirmation of Review of ALAB-691, held that day.

AUTOMATIC TELEPHONE ANSWERING SERVICE FOR SCHEDULE UPDATE: (202) 634-1498. Those planning to attend a meeting should reverify the status on the day of the meeting.

CONTACT PERSON FOR MORE INFORMATION: Walter Magee (202) 634-1410.

Walter Magee,
Office of the Secretary.

[S-268-83 Filed 2-22-83; 4:19 pm]

BILLING CODE 7590-01-M

4

PAROLE COMMISSION

[3P0401]

TIME AND DATE: 9:30 a.m. to 5:30 p.m., Friday, March 25, 1983.

PLACE: Room 420-F, One North Park Building, 5550 Friendship Boulevard, Chevy Chase, Maryland 20815.

STATUS: Closed pursuant to a vote to be taken at the beginning of the meeting.

MATTERS TO BE CONSIDERED:

1. Appeals to the Commission of approximately 11 cases decided by the National Commissioners pursuant to a reference under 28 CFR 2.17 and appealed pursuant to 28 CFR 2.27. These are all cases originally heard by examiner panels wherein inmates of Federal prisons have applied for parole or are contesting revocation of parole or mandatory release.

CONTACT PERSON FOR MORE INFORMATION: Linda Wines Marble, Chief Case Analyst, National Appeals Board, United States Parole Commission, (301) 492-5987.

[S-270-83 Filed 2-23-83; 2:28 pm]

BILLING CODE 4410-01-M

5

TENNESSEE VALLEY AUTHORITY

[Meeting No. 1307]

TIME AND DATE: 10:15 a.m. (e.s.t.), Wednesday, March 2, 1983.

PLACE: TVA West Tower Auditorium, 400 West Summit Hill Drive, Knoxville, Tennessee.

STATUS: Open.

Agenda Item

Old Business Items

OB1. Final rate review.

OB2. Revised organizational bulletin—Tennessee Valley Authority.

New Business Items

A—Project Authorization

A1. Project Authorization No. 3464.3—Amendment to project authorization for falling curtain process for granulation of urea and other fertilizers.

*A2. Project Authorization No. 3646—Yellow Creek Port industrial site improvements and operating equipment acquisition.

B—Purchase Awards

B1. Requisition 67—Purchase of term coal for Johnsonville Steam Plant.

B2. Invitation 62-165723—Reissue—Baseline and inservice inspection of reactor pressure vessels at Bellefonte Nuclear Plant, Units 1 and 2.

C—Power Items

C1. Deed and bill of sale to City of Sheffield, Alabama, covering convayance of TVA's Cherokee District Substation.

C2. Deed covering convayance of TVA's Ridgeway, Alabama, 46-kV Substation site to City of Scottsboro, Alabama.

C3. Letter agreement with City of Dickson, Tennessee, covering arrangements for establishing 13-kV delivery point at TVA's Pomona 161-kV Substation.

C4. Letter agreement amending lease and amendatory agreement with North East Mississippi Electric Power Association, covering an addition to cooperative's lease of certain power system facilities and properties.

C5. Lease and amendatory agreement with Tombigbee Electric Power Association, covering arrangements for 161-kV delivery at TVA's Fulton 161-kV Substation.

*C6. Lease and amendatory agreement with Union City, Tennessee, and Gibson County Electric Membership Corporation, covering arrangements for 161-kV service to both distributors at TVA's Union City 161-kV substation.

C7. New power contract with International Minerals & Chemical Corporation covering arrangements for power supply for operation of its ferroalloys plant near Bridgeport, Alabama.

C8. Adoption of supplemental resolution authorizing 1983 Series B Power Bonds.

C9. Resolution authorizing the Chairman and other executive officers to take further action relating to issuance and sale of 1983 Series B Power Bonds.

C10. Supplement to contract with Tennessee Emergency Management Agency, covering the procurement of emergency equipment to fulfill requirements established for State and local offsite radiological emergency plans.

C11. Delegation of authority relating to uranium rights agreements required to improve quality of title and permit development and mining of TVA's uranium properties.

D—Personnel Items

D1. Personal services contract with Pickard, Lowe and Garrick, Incorporated, Irvine, California, for advice and assistance in connection with nuclear plant safety and economics, requested by the Office of Engineering Design and Construction.

D2. Amendment to personal services contract with United Engineers & Constructors, Inc., Philadelphia, Pennsylvania, for architectural engineering, and other related services, requested by the Office of Engineering Design and Construction.

D3. Increases and adjustments for TVA nuclear plant managers who hold certain Nuclear Regulatory Commission licenses.

F—Unclassified

F1. Filing of condemnation cases.

F2. Retention of net power proceeds and nonpower proceeds pursuant to Section 26 of the TVA Act.

F3. Revised TVA policy code relating to equal employment opportunity and affirmative action.

CONTACT PERSON FOR MORE INFORMATION: Craven H. Crowell, Jr., Director of Information, or a member of his staff can respond to requests for information about this meeting. Call (615) 632-3257, Knoxville, Tennessee. Information is also available at TVA's Washington Office (202) 245-0101.

Dated: February 23, 1983.

[S-271-83 Filed 2-23-83; 3:04 pm]

BILLING CODE 8120-01-M

*Item approved by individual Board members. This would give formal ratification to the Board's action.

federal register

Friday
February 25, 1983

Part II

Office of Personnel Management

Post Employment Conflict of Interest

OFFICE OF PERSONNEL MANAGEMENT

5 CFR Part 737

Post Employment Conflict of Interest

AGENCY: Office of Personnel Management.

ACTION: Final regulation.

SUMMARY: The Office of Personnel Management is issuing a final regulation under the Ethics in Government Act of 1978 which (1) designates certain positions subject to the post employment conflict of interest regulations applicable to "Senior Employees," and (2) designates certain statutory and non-statutory agencies/bureaus for the purpose of limiting the application of 18 U.S.C. 207(c).

DATE: Effective February 25, 1983.

FOR FURTHER INFORMATION CONTACT: Gary Davis or Robert Flynn at (202) 632-7642.

SUPPLEMENTARY INFORMATION:

Subsection 207(d)(1)(C) of title 18 U.S.C., contained in Title V of the Ethics in Government Act of 1978, as amended, ("the Act"), (Pub. L. 95-521), gives the Director of the Office of Government Ethics ("OGE") authority to designate (1) certain employee positions for purposes of the restrictions of 18 U.S.C. subsections 207(b)(ii) and 207(c), and (2) agencies and bureaus, within a parent department or agency, having separate and distinct subject matter jurisdiction; i.e., "separate non-statutory agencies/bureaus." Regulations implementing this authority were published on February 1, 1980 (45 FR 7402). Those regulations designated as "Senior Employees" all employees in a position in any pay system for which the basic rate of pay is equal to or greater than that for GS-17 of the General Schedule, as prescribed by 5 U.S.C. 5332, or positions which are established within the Senior Executive Service (SES) pursuant to the Civil Service Reform Act of 1978, subject to specific exemptions to be made by OGE. The regulations also set forth those separate statutory (18 U.S.C. 207(e)) agencies and bureaus and those separate non-statutory agencies/bureaus (18 U.S.C. 207(d)(1)(C)) as determined by the Director, OGE, to be qualified for designation at the time of publication.

Regarding "Senior Employee" designations, upon review of agency recommendations, made pursuant to the requirement set forth in 5 CFR 737.25(b)(1), the Director, OGE, determined that only those non-exempted positions, i.e., those subject to the prohibitions of 18 U.S.C. 207(b)(ii) and (c), would be published in the **Federal Register.** A partial list of such "designated" positions was contained in the February 1, 1980, **Federal Register** publication (45 FR 7402). That list was followed by another partial list which was published on February 8, 1980 (45 FR 8544). Annual Amendments to the list were published on November 14, 1980 (45 FR 75500) and March 5, 1982 (47 FR 9694). The combined lists represented all 18 U.S.C. 207(d)(1)(C) positions which were not exempted by the Director, OGE. This regulation consolidates and amends the previously published lists and is based upon a review of agency annual submissions made pursuant to 5 CFR 737.25(b)(1). All positions designated pursuant to 5 U.S.C. 207(d)(1)(C) not previously designated are marked by an asterisk. In accordance with 5 CFR 737.25(d), designation of such positions shall not become effective until the last day of the fifth full calendar month after this publication.

Section 737.25 of the final regulations sets forth the standards and procedures to be applied in determining which positions shall be designated. OGE also issued a memorandum to heads of departments, independent agencies, commissions and Government corporations/designated agency ethics officials dated April 26, 1979, giving additional information and guidance on this subject. Section 737.11 sets forth the standards and procedures to be applied in determining which separate statutory and non-statutory agencies and bureaus shall be designated.

The Director, OGE, in consultation with each department and agency concerned, has determined that the positions set forth below qualify for designation as "Senior Employee" positions. 5 CFR 737.33 is hereby amended accordingly. The Director has further determined, in consultation with each department or agency concerned, the separate statutory and non-statutory agencies/bureaus set forth below qualify for such designation.

The "Senior Employee" positions listed constitute all such positions designated under the provisions of subsection 207(d)(1)(C) of title 18 U.S.C. for the departments and agencies listed. In accordance with 5 CFR 737.25(d), subsequent designation of positions within the department or agencies listed shall not be effective until the last day of the fifth full calendar month after the first publication of a notice by the Director, OGE, of intention to so designate. Such fair notice shall not apply to subsequent designations made under the rule concerning positions shifting set forth in 5 CFR 737.25(i). In several cases, a position in one agency has been designated while a position of similar title in another has not. OGE has, in the exercise of its discretion, accorded, some deference to the decision of a department or agency to designate a position where that decision was in favor of designation above minimum OGE standards. As OGE conducted the review necessary for these designations, it became apparent that, because of the subject matter of a department's or agency's business, the gravity of the "revolving door" problems varied significantly from agency to agency. Moreover, positions which were ostensibly similarly titled and described nevertheless had different roles from agency to agency. Also, OGE believes it desirable that the balance between post employment restrictions and impact on recruiting and retention be adjudged on an agency level, as long as minimum standards are met.

Positions automatically designated by 18 U.S.C. 207(d)(1)(A) and (B) are not included in this publication.

This is a final not a proposed regulation. The Director of the Office of Personnel Management, acting pursuant to 5 U.S.C. 553(b)(3)(A), has found good cause for waiving the general notice of proposed rulemaking and the 30 day delay in effectiveness. This regulation is interpretive in nature, exempt from 5 U.S.C. 553.

E.O. 12291, Federal Regulation

OPM has determined that this is not a major rule as defined under Section 1(B) of E.O. 12291.

Regulatory Flexibility Act

I certify that this regulation will not have a significant economic impact on a substantial number of small entities, because it only effects federal employees.

List of Subjects in 5 CFR Part 737

Conflicts of interest, Government employees.

U.S. Office of Personnel Management.

Donald J. Devine,

Director.

Accordingly, the Office of Personnel Management is revising 5 CFR 737.31, 737.32, and 737.33 to read as follows:

§ 737.31 Separate statutory agencies: Designations.

In accordance with the provisions of 18 U.S.C. 207(e) and § 737.13 of this Chapter, each of the following departments or agencies is determined, for purposes of 18 U.S.C. 207(c), to have

within it separate statutory agencies or bureaus as set forth below:

Parent Agency: DEPARTMENT OF THE TREASURY
Separate Statutory Components:
Bureau of Alcohol, Tobacco and Firearms
Bureau of Engraving and Printing
Bureau of the Mint
Comptroller of the Currency
Internal Revenue Service
United States Customs Service
United States Secret Service
Parent Agency: FEDERAL EMERGENCY MANAGEMENT AGENCY
Separate Statutory Components: United States Fire Administration
Parent Agency: OFFICE OF PERSONNEL MANAGEMENT
Separate Statutory Components: Office of Government Ethics
Parent Agency: DEPARTMENT OF HEALTH AND HUMAN SERVICES
Separate: Statutory Components:
Food and Drug Administration
Public Health Service
Social Security Administration
Parent Agency: DEPARTMENT OF TRANSPORTATION
Separate Statutory Components:
Federal Aviation Administration
Federal Highway Administration
Federal Railroad Administration
Maritime Administration
National Highway Traffic Safety Administration
Saint Lawrence Seaway Development Corporation
United States Coast Guard
Urban Mass Transportation Administration
Parent Agency:DEPARTMENT OF LABOR
Separate Statutory Components:
Bureau of Labor Statistics
Mine Safety and Health Administration
Occupational Safety and Health Administration
Parent Agency: DEPARTMENT OF JUSTICE
Separate Statutory Components:
Bureau of Prisons (including Federal Prison Industries, Inc.)
Community Relations Service
Drug Enforcement Administration
Federal Bureau of Investigation
Foreign Claims Settlement Commission
*National Institute of Justice
*Bureau of Justice Statistics
*Office of Justice Assistance, Research and Statistics
Immigration and Naturalization Service
United States Parole Commission
Parent Agency: DEPARTMENT OF DEFENSE
Separate Statutory Components:
Department of the Army
Department of the Navy
Department of the Air Force
Defense Civil Preparedness Agency
Defense Mapping Agency
Parent Agency: DEPARTMENT OF ENERGY
Separate Statutory Components:
Federal Energy Regulatory Commission
Parent Agency: DEPARTMENT OF COMMERCE
Separate Statutory Components:
Economic Development Administration
Patent and Trademark Office
National Oceanic and Atmospheric Administration
Bureau of the Census
Parent Agency: NATIONAL CREDIT UNION ADMINISTRATION
Separate Statutory Component:
Central Liquidity Facility

* These three components shall not, for purposes of 18 U.S.C. 207(c), be considered separate from one another but only from other separate components of the Department of Justice.

§ 737.32 Separate components of agencies or bureaus: Designations.

In accordance with the provisions of 18 U.S.C. 207(d)(1)(C) and § 737.14 of this chapter, each of the component agencies or bureaus as set forth below is determined, for purposes of 18 U.S.C. 207(c) and this Part 737, to be separate from the remaining agencies and bureaus of its parent agency (except such agencies and bureaus as specified):
Parent Agency: DEPARTMENT OF HEALTH AND HUMAN SERVICES
Separate Components.
Health Care Financing Administration
Parent Agency: DEPARTMENT OF TRANSPORTATION
Separate Components:
Alaska Railroad
Parent Agency: DEPARTMENT OF LABOR
Separate Components:
Employment and Training Administration
Employment Standards Administration
Labor-Management Services Administration
Parent Agency: DEPARTMENT OF DEFENSE
Separate Components:
Defense Communications Agency
Defense Intelligence Agency
Defense Nuclear Agency
National Security Agency
Parent Agency: DEPARTMENT OF STATE
Separate Components:
Foreign Service Grievance Board
International Joint Commission, United States and Canada (American Section)
Parent Agency: DEPARTMENT OF JUSTICE
Separate Components:
Office of United States Attorney (for each judicial district (95))—however, each such Office is not designated as separate from the Office of the U.S. Marshal for the same judicial district.
Office of the United States Marshal (for each judicial district (95))—however, each such Office is not designated as separate from the Office of the U.S. Attorney for the same judicial district.
Antitrust Division
Civil Rights Division
Land and Natural Resources Division
Tax Division
Criminal Division
Office for Improvements in the Administration of Justice
Parent Agency: DEPARTMENT OF COMMERCE
Separate Components:
International Trade Administration
Minority Business Development Administration
National Telecommunication and Information Administration
Bureau of Industrial Economics

§ 737.33 "Senior Employee" designations.

In accordance with § 737.25(b)(1) of this chapter, the following employee positions have been designated as "Senior Employee" positions for purposes of subsections 207 (b)(ii) and (c) of title 18, U.S.C., as amended.[1]

AGENCY: EXECUTIVE OFFICE OF THE PRESIDENT, (OFFICE OF ADMINISTRATION)

Positions: No section 207(d)(1)(C) designations.

AGENCY: EXECUTIVE OFFICE OF THE PRESIDENT, (COUNCIL OF ECONOMIC ADVISERS)

Positions: No section 207(d)(1)(C) designations.

AGENCY: EXECUTIVE OFFICE OF THE PRESIDENT, (COUNCIL ON ENVIRONMENTAL QUALITY)

Positions: No section 207(d)(1)(C) designations.

AGENCY: EXECUTIVE OFFICE OF THE PRESIDENT, (PRESIDENT'S COMMISSION ON EXECUTIVE EXCHANGE)

Positions: No section 207(d)(1)(C) designations.

AGENCY: EXECUTIVE OFFICE OF THE PRESIDENT, (OFFICE OF MANAGEMENT AND BUDGET)

Positions:
SES** Executive Associate Director for Budget and Legislation
SES* Associate Director for Operations and Communications
SES Counsel to the Director for Policy Analysis and Law
SES General Counsel
SES Deputy General Counsel
SES Assistant Director for Public Affairs
SES Assistant Director for Legislative Affairs
SES Assistant Director for Legislative Affairs (Senate)
SES** Associate Director for Economics and Planning
SES** Assistant Director for Legislative Reference
SES Deputy Assistant Director for Legislative Reference
SES Deputy Associate Director for Administration
SES** Assistant Director for Budget Review
SES Deputy Assistant Director for Budget Review
SES** Administrator, Office of Information and Regulatory Affairs

[1] All positions designated pursuant to section 207(d)(1)(C) not previously designated are marked by an asterisk (*). Those positions marked by a double asterisk (**) are former Executive level positions which were converted to SES positions. Positions automatically designated by section 207(d)(1) (A) and (B) are not shown.

SES Deputy Administrator for Information and Regulatory Management
SES Deputy Administrator for Regulatory and Statistical Analysis
SES** Associate Director for Management
SES** Assistant Director for Management Improvement and Evaluation
SES Deputy Assistant Director for Evaluation
SES** Assistant Director for Federal Personnel Policy
SES Deputy Associate Director for Intergovernmental Affairs
SES Deputy Associate Director for Financial Management
SES** Associate Director for National Security and International Affairs
SES Deputy Associate Director for Management, National Security and International Affairs
SES Deputy Associate Director for National Security
SES Deputy Associate Director for International Affairs
SES Deputy Associate Director for International Affairs
SES** Associate Director for Human Resources, Veterans, and Labor
SES Deputy Associate Director for Management, Human Resources, Veterans and Labor
SES Deputy Associate Director for Health and Income Maintenance
SES Deputy Associate Director for Labor, Veterans and Education
AWA** Associate Director for Natural Resources, Energy and Science
SES Deputy Associate Director for Management, Natural Resources, Energy and Science
SES Deputy Associate Director for Natural Resources
SES Deputy Associate Director for Energy and Science
SES Deputy Chief, Energy and Science Division
SES** Associate Director for Economics and Government
SES Deputy Associate Director for Management, Economics and Government
SES Deputy Associate Director for Transportation, Commerce and Housing
SES Deputy Associate Director for Justice, Treasury and Personnel

OFFICE OF FEDERAL PROCUREMENT POLICY

SES* Principal Associate Administrator for Procurement

AGENCY: EXECUTIVE OFFICE OF THE PRESIDENT, (NATIONAL SECURITY COUNCIL)

Positions:

GS-18 Staff Member (10)
GS-17 Staff Member (4)
0-8 Military Assistant to the Assistant to the President for National Security Affairs

AGENCY: EXECUTIVE OFFICE OF THE PRESIDENT (OFFICE OF SCIENCE AND TECHNOLOGY POLICY)

Positions: No section 207(d)(1)(C) designations.

AGENCY: EXECUTIVE OFFICE OF THE PRESIDENT (OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE)

Positions:

SES General Counsel
SES Deputy General Counsel
SES Assistant U.S. Trade Representative—Agricultural Affairs and Commodity Policy
SES Assistant U.S. Trade Representative Industrial and Energy Policy
SES Assistant U.S. Trade Representative—Policy Planning and Services
SES Deputy Assistant U.S. Trade Representative—Policy Planning and Services
SES Director, Computer Operations
SES Assistant U.S. Trade Representative—GATT Affairs
SES Deputy Assistant U.S. Trade Representative—GATT Affairs
SES Deputy Assistant U.S. Trade Representative—Industrial Energy Trade Policy
SES Assistant U.S. Trade Representative—Administration
SES Director, Office of Management
SES Assistant U.S. Trade Representative—Investment
SES Deputy Assistant U.S. Trade Representative—Investment
SES Deputy Assistant U.S. Trade Representative—Agricultural and Commodities Affairs
SES Assistant U.S. Trade Representative—Europe and Japan
SES Assistant U.S. Trade Representative—Americas
SES Assistant U.S. Trade Representative—East-West Trade and Non-Market Economies
SES Assistant U.S. Trade Representative—Pacific, Asia, Africa and North/South
SES Director, Interagency Affairs
SES Director, Commodities

AGENCY: EXECUTIVE OFFICE OF THE PRESIDENT (OFFICE OF THE VICE PRESIDENT OF THE UNITED STATES)

Positions:

AD Chief of Staff
AD Counsel to the Vice President
AD Assistant to the Vice President for National Security Affairs
AD Assistant to the Vice President and Press Secretary
AD Assistant to the Vice President for Domestic Policy
AD Assistant to the Vice President for Scheduling and Appointments

AGENCY: EXECUTIVE OFFICE OF THE PRESIDENT (THE WHITE HOUSE OFFICE)

Positions: No section 207(d)(1)(C) designations.

AGENCY: DEPARTMENT OF AGRICULTURE

Positions:

OFFICE OF THE SECRETARY

SES Deputy Assistant Secretary for Administration
SES Executive Assistant to the Secretary
SES Deputy Assistant Secretary for Food and Consumer Services
SES Deputy Assistant Secretary for Natural Resources and Environment (2)
SES Deputy Under Secretary for Small Community and Rural Development
SES Deputy Under Secretary for International Affairs and Commodity Programs
SES Deputy Assistant Secretary for Marketing and Inspection Services
SES Deputy Assistant Secretary for Economics

OFFICE OF THE INSPECTOR GENERAL

SES Deputy Inspector General
SES Assistant Inspector General for Auditing
SES Assistant Inspector General for Investigations
SES Assistant Inspector General for Planning, Research and Evaluation
SES Deputy Assistant Inspector General for Auditing
SES* Deputy Assistant Inspector General for Investigations
SES Assistant Inspector General for Security and Internal Operations

OFFICE OF GOVERNMENTAL AND PUBLIC AFFAIRS

SES Associate Director

OFFICE OF THE GENERAL COUNSEL

SES Deputy General Counsel

OFFICE OF ADMINISTRATIVE LAW JUDGES

Positions: No section 207(d)(1)(C) designations.

OFFICE OF PERSONNEL

SES Director

OFFICE OF EQUAL OPPORTUNITY

Positions: No section 207(d)(1)(C) designations.

OFFICE OF OPERATIONS AND FINANCE

SES Director
SES Director, National Finance Center

OFFICE OF BUDGET AND PROGRAM ANALYSIS

SES Director

WORLD FOOD AND AGRICULTURAL OUTLOOK

SES Chairperson

ECONOMICS RESEARCH SERVICE

SES Administrator
SES Deputy Administrator, ERS

STATISTICAL REPORTING SERVICE

SES* Administrator
SES* Deputy Administrator

ECONOMICS MANAGEMENT STAFF

SES* Director

AGRICULTURAL COOPERATIVES SERVICE

SES Administrator

RURAL ELECTRIFICATION ADMINISTRATION

SES Deputy Administrator

FARMERS HOME ADMINISTRATION

SES Associate Administrator

SCIENCE AND EDUCATION ADMINISTRATION

SES Director
SES Associate Director
SES Administrator, Human Nutrition Center
SES Associate Administrator, Human Nutrition Center
SES Assistant Director for Special Programs
SES Deputy Director for Joint Planning and Evaluation
SES Administrator, for Extension Service
SES Associate Administrator for Extension Service
SES Administrator, Cooperative State Research
SES Associate Administrator, Cooperative State Research
SES Deputy Director for Administrative Management
SES Administrator, Agricultural Research Service
SES Associate Administrator, Agricultural Research Service

SOIL CONSERVATION SERVICE

SES Chief
SES Associate Chief
SES Deputy Chief for Administration
SES Deputy Chief for Natural Resource Assessments
SES Deputy Chief for Technology Development and Application
SES Deputy Chief for State and Local Operations
SES Deputy Chief for Natural Resource Projects
SES Deputy Chief for Planning and Evaluation

FOREST SERVICE

SES Chief
SES Associate Chief
SES Deputy Chief for Administration
SES Deputy Chief for Research
SES Associate Deputy Chief for Research(2)
SES Deputy Chief, National Forest System
SES Associate Deputy Chiefs, National Forest System(2)
SES Deputy Chief, State and Private Forestry
GS–17 Associate Deputy Chief, State and Private Forestry
GS–18 Deputy Chief for Programs and Legislation
GS–17 Associate Deputy Chief for Programs and Legislation

AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE

SES Administrator
SES Associate Administrator
SES Deputy Administrator, State and County Operations
SES Deputy Administrator, Management
SES *Deputy Administrator for Program Planning and Development
SES Deputy Administrator, Commodity Operations

FEDERAL CROP INSURANCE CORPORATION

SES Manager
SES Deputy Manager

FOREIGN AGRICULTURAL SERVICE

SES Administrator
SES Associate Administrator
SES Associate Administrator and General Sales Manager

OFFICE OF INTERNATIONAL COOPERATION AND DEVELOPMENT ADMINISTRATOR

SES* Administrator

FOOD SAFETY AND INSPECTION SERVICE

SES Administrator
SES Associate Administrator
SES Deputy Administrator, Meat and Poultry Inspection Technical Services
SES Deputy Administrator, Meat and Poultry Inspection, Field Operations
SES Deputy Administrator, Administrative Management
SES* Deputy Administrator, Science

FOOD AND NUTRITION SERVICE

SES Administrator
SES Associate Administrator

HUMAN NUTRITION INFORMATION SERVICE

SES* Administrator

AGRICULTURAL MARKETING SERVICE

SES Administrator
SES Deputy Administrator, Marketing Program Operations
SES* Associates Deputy Administrator, Marketing Program Operations

PACKERS AND STOCKYARDS

SES* Administrator
SES* Deputy Administrator

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

SES Administrator
SES Associate Administrator
SES Deputy Administrator, Veterinary Services
SES Deputy Administrator, Plant Protection and Quarantine
SES Deputy Administrator for Management

FEDERAL GRAIN INSPECTION SERVICE

SES Deputy Administrator, Program Operations

AGENCY: DEPARTMENT OF COMMERCE

Positions:

Office of the Secretary

SES Counsellor to the Secretary
SES* Executive Assistant to the Secretary
SES Special Assistants to the Secretary
SES Chairperson, Federal Regional Council, Region VI

Office of the Deputy Secretary

SES Special Assistant to the Deputy Secretary

Office of the Associate Deputy Secretary

SES* Director, Office of Business Liaison
SES* Special Assistant for Private Sector Initiatives
SES Associate Deputy Secretary

Office of Congressional Affairs

SES Deputy Assistant Secretary
SES Deputy Assistant Secretary

Office of Public Affairs

SES Director
SES Deputy Director

Office of General Counsel

SES Deputy General Counsel

Office of Under Secretary for Travel and Tourism

SES Deputy Under Secretary
SES* Assistant Secretary for Tourism Marketing

Minority Business Development Agency

SES Director
SES Deputy Director
SES Associate Director for Policy and Market Development

Office of Assistant Secretary for Administration

SES* Executive Director for Operations
SES* Executive Director for Planning, Personnel, and Management
SES* Controller
SES Director, Office of Budget
SES* Executive Director for Information Resources Management

Office of the Assistant Secretary for Economic Affairs

SES Chief Economist
SES* Deputy Assistant Secretary for Automotive Industry Affairs
SES* Director, Office of Productivity, Technology and Innovation
SES* Director, Office of Strategic Resources

Bureau of Industrial Economics

SES Director
SES Deputy Director

Bureau of Economic Analysis

SES Director
SES Deputy Director

Office of Product Standards

SES Deputy Assistant Secretary

National Technical Information Service

SES Director
SES Deputy Director

NATIONAL TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION

SES Deputy Assistant Secretary

Office of Planning and Policy Coordination

SES Chief Counsel

Office of Federal Systems and Spectrum Management

SES Associate Administrator
SES Deputy Associate Administrator

Office of Policy Analysis and Development

SES Associate Administrator

SES Deputy Associate Administrator

Office of Telecommunications Applications

SES Associate Administrator

Institute for Telecommunications Applications

SES Associate Administrator
SES Deputy Associate Administrator

BUREAU OF THE CENSUS

SES Deputy Director

Demographic Fields

SES Associate Director

Information Technology

SES Associate Director

Statistical Standards and Methodology

SES Associate Director

Field Operations

SES Associate Director

Economic Fields

SES Associate Director

ECONOMIC DEVELOPMENT ADMINISTRATION

SES Deputy Assistant Secretary
SES* Deputy Assistant Secretary for Finance

Office of Chief Counsel

SES Chief Counsel

Office of Public Works

SES Director

INTERNATIONAL TRADE ADMINISTRATION

SES Deputy Under Secretary
SES Director General for the Commercial Services
SES* Deputy Assistant Secretary for Commercial Services
SES* Deputy Commissioner General of Section

Office of the Assistant Secretary for International Economic Policy

SES Deputy Assistant Secretary
SES* Deputy Assistant Secretary for Europe
SES* Deputy Assistant Secretary for Western Hemisphere
SES Deputy Assistant Secretary for Finance, Investment and Services

Office of the Assistant Secretary for Trade Administration

SES Deputy Assistant Secretary for Import Administration
SES Deputy Assistant Secretary for Import Administration (2)
SES* Deputy Assistant Secretary for Export Administration
SES Deputy to the Deputy for Export Administration

Office of the Assistant Secretary for Trade Development

SES Deputy Assistant Secretary (1)
SES* Deputy Assistant Secretary for Export Development
SES Deputy to the Deputy Assistant Secretary for Export Development
SES Deputy Assistant Secretary for Textiles and Apparel
SES* Deputy Assistant Secretary for Trade Adjustment Assistance

NATIONAL BUREAU OF STANDARDS

SES Deputy Director
SES Associate Director for International Affairs

Office of Associate Director for Programs, Budget and Finance

SES Associate Director for Programs, Budget and Finance
SES Director, Planning Office

National Measurement Laboratory

SES Director
SES Deputy Director for Resources and Operations

National Engineering Laboratory

SES Director
SES Deputy Director

Institute for Computer Sciences and Technology

SES Director
SES* Associate Director for Planning, Budget and Evaluation

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

GS–17 Special Counsel for Law of the Sea

Office of the General Counsel

SES General Counsel

Office of Policy and Planning

SES Assistant Administrator

Coastal Zone Management

SES Assistant Administrator

National Marine Fisheries Service

SES Assistant Administrator for Fisheries
SES Deputy Assistant Administrator

Office of Research and Development

SES Assistant Administrator for Research and Development

Environmental Research Laboratories

SES Director

Office of Sea Grants

SES Director

Oceanic and Atmospheric Services

SES Assistant Administrator
SES Deputy Assistant Administrator

National Weather Service

SES Director
SES Deputy Director

National Ocean Survey

07–08 Director
SES Deputy Director

Environmental Data and Information Service

SES Director
SES Deputy Director

National Earth Satellite Service

SES Assistant Administrator
SES Deputy Assistant Administrator

NOAA CORPS

07–08 Director

PATENT AND TRADEMARK OFFICE

GS–18 Deputy Commissioner

Office of Assistant Commissioner for Patents

GS–18 Assistant Commissioner
SES Deputy Assistant Commissioner

Office of Assistant Commissioner for Trademarks

GS–17 Assistant Commissioner
SES Deputy Assistant Commissioner

Office of Assistant Commissioner for External Affairs

SES* Assistant Commissioner

Office of the Solicitor

SES Solicitor
SES Deputy Solicitor

AGENCY: DEPARTMENT OF DEFENSE

Positions:

Office of the Secretary of Defense

SES* The Executive Assistant to the Deputy Secretary of Defense
SES* Deputy Negotiator for the DOD for Panama Canal Treaty Affairs and Joint Chiefs of Staff Representative, Mutual and Balanced Force Reductions Negotiations
SES* Assistant to the Secretary of Defense
SES Director, Small and Disadvantaged Business Utilization
SES Director, Disadvantaged Business Utilization Policy
SES Director of Small Business and Economic Utilization Policy
SES Inspector General for Defense Intelligence

U.S. Mission to NATO

SES Defense Advisor, U.S. Mission to NATO
SES Deputy Defense Advisor for Research Engineering and Acquisition
SES Director, Defense Plans Division
SES* Director, Infrastructure and Logistics Division
SES Director, Communications and Electronics Division

International Military Activities Staff

SES* Director of Logistics (International Staff)
SES* Director of Logistics (NAMSA)
SES* Director of Finance, Central European Operating Agency (NATO Support Group)
SES* Director, Nuclear Planning (International Staff)

Office of the Assistant Secretary of Defense (Manpower, Reserve Affairs, and Logistics)

SES Principal Deputy Assistant Secretary of Defense (Manpower, Reserve Affairs and Logistics)
SES Director, Weapon Support
SES Deputy Assistant Secretary, of Defense (Equal Opportunity and Safety Policy)
SES* Principal Director, Office of the Deputy Assistant Secretary of Defense (Reserve Affairs)

SES* Deputy Director, International Weapons Systems Support
SES* Director, Civilian Requirements and Analysis
SES Director for Civilian Equal Opportunity Programs
SES Deputy Assistant Secretary of Defense (Program Management)
SES Principal Director, Office of the Deputy Assistant Secretary of Defense (Facilities, Environment and Economic Adjustment)
SES Deputy Assistant Secretary of Defense (Logistics and Materiel Management)
SES Director for Supply Management Policy
SES Director, Transportation and Distribution Policy
SES Director for Maintenance Policy
SES Director, Facility Requirements and Resources
SES* Economic Advisor
0-7 Director for Construction
0-8 Deputy Assistant Secretary of Defense (Military Personnel and Force Management)
SES* Director, Office of Installations and Economic Adjustment
SES* Principal Director, Office of the Deputy Assistant Secretary of Defense (Logistics and Materiel Management)
SES* Principal Director, Office of the Deputy Assistant Secretary of Defense (Program Integration)
SES Deputy Assistant Secretary of Defense (Civilian Personnel Policy)
SES Director, Overseas and Nonappropriated Fund Personnel Management
SES Director, Management Studies
SES Deputy Director for Labor-Management Relations
SES* Director, NATO Program and Foreign Construction
SES* Assistant Director for Installations Programs
SES Director, Personnel Management
SES Director Energy Policy
SES Director for Safety and Occupational Health Policy
SES Deputy Assistant Secretary of Defense (Program Integration)
SES Director, Resource Management and Analysis
SES Director, Force Readiness and Sustainability Requirements and Analysis
SES* Director, Manpower Management
SES Director, Automated Systems
SES Director, International Logistics and Support Analysis
SES* Director, Accession Policy

DOD Dependents Schools

SES Director, Department of Defense Dependents Schools

Office of the Under Secretary of Defense (Policy)

SES Special Assistant to the Under Secretary of Defense for Policy

Office of the Deputy Under Secretary of Defense (Policy)

SES Deputy Under Secretary of Defense (Policy)
SES* Director for Security Plans and Programs
SES* Director, Emergency Planning
SES* Deputy Director, Joint Program Office
SES Assistant Deputy Under Secretary of Defense (Policy)
SES Director, Command and Control Policy
SES Director, Information Security
SES Director, Counterintelligence and Security Policy
SES Director, Counterintelligence and Investigative Programs
SES Director, Special Advisory Staff

Net Assessment

SES* Director of Net Assessment

Office of the Assistant Secretary of Defense (International Security Policy)

0-8 Advisor, NATO Affairs/Principal Director, European and NATO Policy
SES Principal Deputy Assistant Secretary of Defense (International Security Policy)
SES Director for Theater Nuclear Policy
SES Director, Strategic Arms Control Policy
SES* Special Assistant to the Assistant Secretary of Defense (International Security Policy)
SES* Deputy Assistant Secretary of Defense (Strategic and Theater Nuclear Forces Policy)
SES Deputy Assistant Secretary of Defense (International Economics, Trade and Security Policy)
SES Assistant Deputy Director for Strategic Systems and Senior OSD Advisor (Salt Overseas Element)
SES Deputy Director, European and NATO Affairs
SES* Special Assistant to the Deputy Assistant Secretary of Defense (European and NATO Affairs)

Office of the Assistant Secretary of Defense (International Security Affairs)

SES Principal Deputy Assistant Secretary of Defense, International Security Affairs
SES Deputy Assistant Secretary of Defense (Inter-American Affairs)
0-8 Deputy Assistant Secretary of Defense (Near Eastern and South Asian Affairs)
SES Deputy Assistant Secretary of Defense (East Asia and Pacific Affairs)
SES Director, Foreign Military Rights Affairs
SES Director, Africa Region,
SES Director, International Economic Affairs
SES Director, General Purpose Forces Policy
SES* Director, Security Assistance Plans
SES* Deputy Director, Security Assistance Plans and Programs
SES* Deputy Assistant Secretary of Defense (Policy Analysis)

Defense Security Assistance Agency

0-9 Director, Defense Security Assistance Agency
SES Comptroller, DSAA
SES Deputy Comptroller, DSAA
SES Director, Security Assistance Operations
SES* Special Assistant To the Director, DSAA
SES* Director, Joint Financial Management Office

Office of the Assistant Secretary of Defense (Comptroller)

SES Principal Deputy Assistant Secretary of Defense (Comptroller)
SES Deputy Assistant Secretary of Defense (Program Budget)
SES* Deputy Comptroller Program/Budget
SES Director for Program and Financial Control
SES Director for Construction
SES Director for Procurement
SES Director for Research and Development
SES Director for Operations
SES* Director for Plans and Systems
SES* Director for Military Personnel
SES Deputy Assistant Secretary (Management Systems)
SES Principal Assistant to Deputy Assistant Secretary (Management Systems)
SES Principal of Defense Assistant to the Deputy Assistant Secretary of Defense (Management Systems)
SES Director for Accounting Policy
SES Deputy Assistant Secretary of Defense (Cost and Audit)
SES Deputy Assistant Secretary (Administration), of Defense, Director Washington Headquarters Services
SES Director for Information Resources Management Systems
SES Director for Banking, International Financial and Professional Development
SES Director, Organizational and Management Planning
SES* Deputy Comptroller for Audit Policy

Office of the Director (Program Analysis and Evaluation)

SES* Director, Program Analysis and Evaluation
SES Deputy Director (General Purpose Programs)
SES Deputy Director (Strategic Programs)
SES* Deputy Director (Regional Programs)
SES* Director, Asia Division
SES Deputy Director (Resource Analysis)
SES Director, Land Forces Division
SES Director, Mobility Forces Division
SES Director, Naval Forces Division
SES Director, Tactical Air Division
SES Director, Europe Division
SES Director, Cost Analysis Division
SES* Director, Economic Analysis Division
SES Director, Strategic Offensive Forces and Arms Limitations Division
SES Director, Strategic Defensive and Theater Nuclear Forces Division

Office of Assistant Secretary of Defense (Public Affairs)

SES Principal Deputy Assistant Secretary of Defense (Public Affairs)
SES Special Assistant to the Assistant Secretary of Defense (Public Affairs)
0-7 Deputy Assistant Secretary of Defense (Public Affairs)
SES Director, American Forces Information Services
SES Director for Freedom of Information and Security Review
SES* Director, Defense Audiovisual Agency

Office of the Assistant Secretary of Defense (Health Affairs)

SES Principal Deputy Assistant Secretary of Defense (Health Affairs)
0–8 Deputy Assistant Secretary of Defense (Health Resources & Programs)
SES Deputy Assistantg Secretary of Defense (Drug and Alcohol Abuse Prevention)
SES Deputy Assistant Secretary of Defense (Health Resource Management)
SES Director, Office of Civilian Health and Medical Program of the Uniformed Services

Defense Advanced Research Projects Agency

SES Director, Defense Advanced Research Projects Agency
SES* Deputy Director for Research
SES* Deputy Director for Research
SES* Director, Tactical Technology Office
SES* Director, DARPA REGIONAL Office, Europe
SES* Assistant Director for Technology, Directed Energy Office
SES Director, Directed Energy Office
SES* Director, Program Management Office
SES* Deputy Director, Program Management Office
SES* Director, Information Processing Techniques Offices
SES* Director, Defense Sciences Office
SES* Assistant Director, Material Sciences
SES* Assistant Director for Space Defense Technology
SES* Assistant Director for Geophysical Sciences
SES* Deputy Director, Defense Sciences Office
SES* Assistant Director for Cybernetics Technology
SES* Director, Strategic Technology Office
SES* Deputy Director, Directed Energy Office
SES* Assistant Director for Ocean Monitoring and Control
SES* Principal Research Manager (Information Processing Techniques Office)
SES Deputy Director, Strategic Technology Office
SES* Assistant Director, Surveillance
SES* Deputy Director, Tactical Technology Office
SES* Technical Advisor to the Director, Defense Advanced Research Projects Agency

Joint Chiefs of Staff

0–7/0–8 Vice Director, Joint Staff
0–7/0–8 Vice Director, Plans and Policy Directorate
0–7/0–8 Deputy Director for Tactical Theater Systems, Command Control and Communications Systems Directorate

Office of the Under Secretary of Defense for Research and Engineering

SES Director, Far East, Middle East, and Southern Hemisphere Affairs
SES Deputy Under Secretary of Defense (Acquisition Management)
SES Deputy Under Secretary of Defense (International Programs and Technology)
SES Deputy Under Secretary of Defense (Research and Advanced Technology)
SES Deputy Under Secretary of Defense (Strategic and Theater Nuclear Forces)
SES Deputy Under Secretary of Defense (Tactical Warfare Programs)
SES Director, Defense Test and Evaluation
SES Director, Production Resources
SES Assistant Deputy Under Secretary of Defense (Acquisition)
SES Director, Defense Acquisition Regulatory System
SES Director, Major Systems Acquisition
SES* Assistant Deputy Under Secretary of Defense (Procurement Policy)
SES* Director, Electronics and Physical Sciences
SES Director, (Engineering Technology)
SES Director, Directed Energy Programs
SES Chairman, Military Liasion Committee/ Assistant to the Secretary of Defense (Atomic Energy)
SES Director, Defensive Systems
SES Director, Cruise Missile Systems
SES Director, (Offensive and Space Systems)
SES Director, Office of Land Warfare
SES Director, Naval Warfare
SES Director, Office of Air Warfare
SES Deputy Director for Test Facilities and Resources
SES Director, Technology Trade
SES Director, Technology Export
SES Director for NATO/European Affairs
SES Deputy Under Secretary of Defense (Communications, Command, Control and Intelligence)
SES Assistant Deputy Under Secretary of Defense (Communications, Command and Control)
SES Assistant Deputy Under Secretary of Defense (Technical Policy and Operations)
SES Assistant Deputy Under Secretary of Defense (Intelligence)
SES Director, Communications Systems
SES Director, National Intelligence Systems
SES Director, Theater and Tactical C^3
SES Director, Electronic Warfare and Countermeasures
SES Director, Long Range Planning and System Evaluation
SES Director, C^3 Resources
SES Director, Tactical Intelligence Systems
SES Director, Information Systems
SES Deputy Assistant to the Secretary of Defense (Atomic Energy) (Long Range Resources Planning)
SES Director, Cost, Pricing and Finance
SES* Deputy Assistant to the Secretary of Defense (Chemical Matters)
SES* Director, Standardization and Acquisition Support
SES* Director for Research and Technical Information
SES* Deputy Director, Strategic and Naval Warfare Systems
SES* Director, Mobility and Special Projects
SES* Director, START and Arms Control Office
SES* Director, Systems Architecture and Analysis
SES* Assistant Deputy Under Secretary of Defense (Systems Integration)
SES* Principal Deputy Under Secretary of Defense for Research and Engineering
SES* Assistant Deputy Under Secretary of Defense (Research and Advanced Technology)
SES* Director, Strategic and Theater Nuclear Forces
SES* Director, Contract Administration
SES* Director, Contract Policy
SES* Special Assistant on Weapon System Acquisition Policy, Defense Systems Management College

Washington Headquarters Services

SES Director, Space Management and Services
SES Director, Information, Operations and Reports
SES Director, Personnel and Security
SES Director, Budget and Finance
SES International Affairs Advisor

U.S. Court of Military Appeals

SES Clerk of the Court
SES Central Legal Staff Director

Office of the General Counsel

SES* Deputy General Counsel

AGENCY: DEPARTMENT OF THE AIR FORCE

Positions:

Civilian

OFFICE OF THE SECRETARY OF THE AIR FORCE

Under Secretary of the Air Force

SES Deputy Under Secretary of the Air Force (Space Systems)

Assistant Secretary of the Air Force (Financial Management)

SES Principal Deputy Assistant Secretary of the Air Force (Financial Management)
SES Deputy for Programs and Budget
SES Deputy Assistant Secretary for Data Automation
SES Deputy for Aerospace Economic Analysis
SES The Auditor General

Assistant Secretary of the Air Force (Manpower, Reserve Affairs and Installations)

SES Principal Deputy Assistant Secretary of the Air Force (Manpower, Reserve Affairs and Installations)
SES Deputy Assistant Secretary for Installations
SES Deputy Assistant Secretary for Manpower Resources and Military Personnel
SES Deputy Assistant Secretary (Reserve Affairs)

Assistant Secretary of the Air Force (Research, Development and Logistics)

SES Principal Deputy Assistant Secretary of the Air Force (Research, Development and Logistics)
SES Deputy Assistant Secretary for Logistics
SES Deputy Assistant Secretary for Acquisitions Management
SES Deputy for Acquisition
SES Deputy for Programs and Production
SES Deputy for Supply and Maintenance
SES Deputy for Transportation and Civil Aviation

Administrative Assistant to the Secretary of the Air Force

SES Administrative Assistant to the Secretary of the Air Force

General Counsel

SES The General Counsel
SES Deputy General Counsel
SES Assistant General Counsel, Procurement

Directorate of Administration

SES* Chief, Publishing Division

COMPTROLLER OF THE AIR FORCE

SES Deputy Comptroller of the Air Force
SES* Deputy Director, Budget
SES* Chief, Budget Management Division
SES Deputy Director, Air Force Accounting and Finance Center

DEPUTY CHIEF OF STAFF, LOGISTICS AND ENGINEERING

SES Associate Director, Engineering and Services
SES Associate Director, Logistics Plans and Programs
SES* Deputy Director, Air Force Commissary Service

DEPUTY CHIEF OF STAFF, MANPOWER AND PERSONNEL

SES Deputy Assistant Secretary (Civilian Personnel Policy); and Director of Civilian Personnel

DEPUTY CHIEF OF STAFF, RESEARCH, DEVELOPMENT AND ACQUISITION

SES Director, Office of Small and Disadvantaged Business Utilization
SES Associate Director, Contracting and Manufacturing Policy

AIR FORCE LOGISTICS COMMAND

SES Chairperson, Air Force Logistics Command Procurement Committee
SES Director, Materiel Requirements and Financial Resource Management
SES* Assistant Deputy Chief of Staff, Logistics Management Systems
SES Assistant Deputy Chief of Staff, Logistics Operations
SES Assistant Deputy Chief of Staff, Maintenance
SES Assistant Deputy Chief of Staff, Plans and Programs
SES Assistant Deputy Chief of Staff, Procurement and Production
SES Deputy for Contracting and Manufacturing, Air Force Acquisition Logistics Division
SES Deputy Director, Materiel Management, Ogden Air Logistics Center
SES Deputy Director, Materiel Management, Oklahoma City Air Logistics Center
SES Deputy Director, Materiel Management, Sacramento Air Logistics Center
SES Deputy Director, Materiel Management, San Antonio Air Logistics Center
SES Deputy Director, Materiel Management, Warner Robins Air Logistics Center

AIR FORCE SYSTEMS COMMAND (AFSC)

Headquarters AFSC

SES Principal Assistant Deputy Chief of Staff, Contracting and Manufacturing
SES Chairperson, Contract Review Committee
SES Director of Manufacturing

Aeronautical Systems Division

SES Assistant Deputy for Procurement and Manufacturing
SES* Assistant Deputy for Reconnaissance and Electronic Warfare Systems

Electronic Systems Division

SES Assistant Deputy for Contracting and Manufacturing
SES* Assistant Deputy for Strategic Systems
SES* Assistant Deputy for Tactical Systems
SES Deputy for Command and Management Systems

Space Division

SES Assistant Deputy for Contracting and Manufacturing

AIR FORCE WRIGHT AERONAUTICAL LABORATORIES

Air Force Materials Laboratory

SES Research and Development Executive (Director, AFML)

AIR FORCE OFFICE OF SCIENTIFIC RESEARCH

SES Research and Development Executive (Director, AFOSR)
SES Director, Aerospace Sciences
SES Director, Chemical Sciences
SES Director, Electronics and Solid State Sciences
SES Director, Life Sciences
SES Director, Mathematical and Information Sciences

Military

OFFICE OF THE SECRETARY OF THE AIR FORCE

0-7/0-8 Commander, Air Force Audit Agency; and Deputy Auditor General
0-7/0-8* Director, Office of Space Systems
0-7/0-8 Director of Special Projects; and Deputy Commander for Space Operations, Space Division (AFSC)

OFFICE OF THE CHIEF OF STAFF, USAF

0-7/0-8* Joint Program Manager, Worldwide Military Command and Control System

OFFICE OF AIR FORCE RESERVE

0-7/0-8 Chief of Air Force Reserve; and Commander, Air Force Reserve

NATIONAL GUARD BUREAU

0-7/0-8 Director, Air National Guard

ASSISTANT CHIEF OF STAFF, STUDIES AND ANALYSES

0-7/0-8 Assistant Chief of Staff, Studies and Analyses

OFFICE OF THE JUDGE ADVOCATE GENERAL

0-7/0-8 The Judge Advocate General; and Commander, Air Force Legal Services Center
0-7/0-8 Deputy Judge Advocate General

COMPTROLLER OF THE AIR FORCE

0-7/0-8 Director, Budget
0-7/0-8 Deputy Director, Budget (Operations)
0-7/0-8 Commander, Air Force Accounting and Finance Center; Assistant Comptroller for Accounting and Finance; and Assistant Director, Security Assistance Accounting, Defense Security Assistance Agency

DEPUTY CHIEF OF STAFF, LOGISTICS AND ENGINEERING

0-7/0-8 Director, Logistics Plans and Programs
0-7/0-8 Deputy Director, Logistics Plans and Programs
0-7/0-8 Director, Engineering and Services
0-7/0-8 Commander/Director, Air Force Civil Engineer for Missile-X
0-7/0-8 Director, Transportation
0-7/0-8 Commander, Air Force Commissary Service

DEPUTY CHIEF OF STAFF, PROGRAMS AND RESOURCES

0-7/0-8 Assistant Deputy Chief of Staff, Programs and Resources
0-7/0-8 Director, Programs and Evaluation
0-7/0-8 Director, International Programs
0-7/0-8* Deputy Director, International Programs

DEPUTY CHIEF OF STAFF, RESEARCH, DEVELOPMENT AND ACQUISITION

0-7/0-8 Assistant Deputy Chief of Staff, Research, Development and Acquisition
0-7/0-8 Director, Space Systems and Command, Control, Communications
0-7/0-8 Director, Contracting and Manufacturing Policy
0-7/0-8 Director, Development and Production
0-7/0-8 Special Assistant for M-X Matters

DEPUTY CHIEF OF STAFF, PLANS AND OPERATIONS

0-7/0-8 Director, Plans

UNITED STATES AIR FORCE ACADEMY

0-8/0-9* Superintendent, United States Air Force Academy

AIR FORCE COMMUNICATIONS COMMAND

0-7/0-8 Commander, Air Force Communications Command

AIR FORCE LOGISTICS COMMAND

0-7/0-8 Chief of Staff
0-7/0-8 Deputy Chief of Staff, Contracting and Manufacturing
0-7/0-8 Deputy Chief of Staff, Logistics Operations
0-7/0-8 Deputy Chief of Staff, Maintenance
0-7/0-8 Deputy Chief of Staff, Plans and Programs
0-7/0-8 Staff Judge Advocate
0-8/0-9* Commander, Air Force Acquisition Logistics Division
0-7/0-8 Vice Commander, Air Force Acquisition Logistics Division
0-7/0-8 Commander, Air Force, Logistics Command International Logistics Center; and Assistant for International Logistics
0-7/0-8 Commander, Ogden Air Logistics Center
0-7/0-8 Commander, Oklahoma City Air Logistics Center

0-7/0-8 Commander, Sacramento Air Logistics Center
0-7/0-8 Commander, San Antonio Air Logistics Center
0-7/0-8 Commander, Warner Robins Air Logistics Center

AIR FORCE SYSTEMS COMMAND

0-7/0-8 Deputy Chief of Staff, Contracting and Manufacturing
0-7/0-8 Deputy Chief of Staff, Systems
0-7/0-8 Deputy Chief of Acquisition Logistics Staff
0-7/0-8 Director, Laboratories
0-7/0-8 Staff Judge Advocate
0-7/0-8 Vice Commander, Aeronautical Systems Division (ASD)
0-7/0-8 Deputy for Airlift and Trainer Systems; and C-X System Program Director, ASD
0-7/0-8 Deputy for Tactical Systems, ASD
0-7/0-8* Deputy for B-1B, ASD
0-7/0-8 Deputy for F-16, ASD
0-7/0-8 Vice Commander, Electronics Systems Division (ESD)
0-7/0-8 Deputy for Airborne Warning and Control Systems, ESD
0-7/0-8* Deputy for Strategic Systems, ESD
0-7/0-8 Vice Commander, Space Division
0-7/0-8 Deputy for Space Launch and Control Systems; and System Program Director, Space Transportation System (Space Shuttle), Space Division
0-7/0-8 Commander, Armament Division
0-7/0-8 Deputy Commander, Development and Acquisition, Armament Division
0-7/0-8 Commander, Air Force Contract Management Division
0-7/0-8 Commander, Ballistic Missile Office; and Program Director for Missile-X
0-7/0-8 Deputy Program Director for Missile-X, Ballistic Missile Office

MILITARY AIRLIFT COMMAND

0-7/0-8 Deputy Chief of Staff, Air Transportation

ARMY AND AIR FORCE EXCHANGE SERVICE

0-7/0-8* Commander, Army and Air Force Exchange Service

MILITARY TRAFFIC MANAGEMENT COMMAND

0-7/0-8* Vice Commander, Military Traffic Management Command

UNITED STATES MILITARY ENLISTMENT PROCESSING COMMAND

0-7/0-8* Commander, United States Military Enlistment Processing Command

AGENCY: DEPARTMENT OF THE ARMY

Positions:

Office, Secretary of the Army

SES Administrative Assistant to the Secretary of the Army
SES Deputy Administrative Assistant

Office of the General Counsel

SES General Counsel
SES Principal Deputy General Counsel

Office of the Under Secretary

SES Deputy Under Secretary of the Army
SES Deputy Under Secretary of the Army (Operations Res)

Office, Assistant Secretary of the Army (Installations, Logistics & Financial Management)

SES Principal Deputy ASA (IL&FM)
SES Deputy for Installations & Housing
SES Deputy for Logistics
SES Assistant Deputy for Installations & Housing
SES Assistant Deputy for Logistics
SES Deputy for Resource Analysis
SES Deputy for Management System
SES Assistant Deputy for Resource Analysis
SES Deputy for Environment Safety & Occupational Health

Office, Assistant Secretary of the Army (Manpower & Reserve Affairs)

SES Principal Deputy ASA (MRA)
SES Deputy ASA (DA Review Boards and Personnel Security)

Office, Small & Disadvantaged Business Utilization

SES Director, Small & Disadvantaged Business Utilization

Office, Assistant Secretary of the Army (Civil Works)

SES Principal Deputy ASA (CW)

Office, Assistant Secretary of the Army (Research, Development & Acquisition)

SES Principal Deputy ASA (RDA)
SES Deputy ASA (R&D)
SES Deputy ASA (Acquisition)
SES Deputy for Science & Technology
SES Deputy for Materiel Acquisition Management
SES Deputy for Procurement Policy
SES Deputy for Management & Budget
SES Deputy for Air & Missile Defense
SES Deputy for Communications & Target Acquisition
SES Director Acquisition Management & Review Agency

Ballistic Missile Defense Program Office (Washington)

SES Deputy for BMD Program Manager
SES Director, BMDPO

Ballistic Missile Defense Systems Command (Huntsville)

SES Chief, Contracts Office
SES Director, Systems Technology Project Office

Ballistic Missile Defense Advance Technology Center (Huntsville)

SES Director, BMD Advance Technical Center

Office of the Chief of Staff

SES Director, Study Management Program

US Army Operational Test and Evaluation Agency (OCSA)

SES Scientific Advisor

Assistant Chief of Staff for Automation and Communications

SES Deputy Assistant Chief of Staff Auto & Commo
SES Director, USA Management Systems Spt Agency
SES Director, US Army Computer Systems Selection Acquisition Agency

US Army Concepts Analysis Agency

SES* Director
SES Special Assistant to the DCSLOG/ Chief Aviation Logistics

Program Analysis and Evaluation Directorate (OCSA)

SES Deputy Director for Programming

Comptroller of the Army

SES Deputy Comptroller

Army Audit Agency (OSA)

SES The Auditor General (OCSA)
SES Deputy Auditor General (OSA)
SES Director, Personnel and Force Management Audits (OSA)
SES Director, Audit Policy, Plans, & Resources (OSA)
SES Director, Logistical and Financial Audits (OSA)
SES Director, Acquisition and Systems Audits (OSA)

Office of the Judge Advocate General

SES Special Assistant for Comm, Trans & Utilities

US Army Materiel Development & Readiness Command (DARCOM) Headquarters

SES Deputy Comptroller
SES Command Counsel
SES Deputy Command Counsel
SES Chief, Patent Law Division
SES Director, Management Information Systems
SES Director of Product Assurance
SES Principal Assistant Deputy for Materiel Development
SES Assistant Deputy for Resources and Management
SES Assistant Deputy for Science & Technology
SES Assistant Deputy for International Research, Development and Standardization
SES Chief, Office of Manufacturing Technology
SES Deputy Director for Development & Engineering
SES Associate Director for Materiel Programs
SES Assistant Deputy for Materiel Readiness
SES Deputy Director for Materiel Management
SES Associate Director for Procurement
SES Deputy Director, Security Assistance
SES Deputy Director for Procurement & Production

Nuclear Munitions Project Office

SES Deputy Project Manager

Project Office (PATRIOT)

SES Deputy Project Manager

BETA Joint Project Office

SES Director, BETA Joint Project Office

US Army Materiel Systems Analysis Agency (AMSAA)

SES Director, Army Materiel Systems Analysis Agency

US Army Materiels and Mechanics Research Center (AMMRC)

SES Director

Army Research Office (ARO) Durham

SES Technical Director
SES Director, Electronics Division
SES Director, Metallurgy & Materiels Science
SES Director, Physics Division
SES Director, Mathematics Division
SES Director, Engineering Sciences Division

US Army Armament Materiel Readiness Command (ARRCOM)

SES Deputy for Procurement and Production
SES Chief Counsel

US Army Armament Research & Development Command (ARRADCOM) Headquarters

SES Technical Director
SES* Chief Counsel

Ballistic Research Laboratory

SES Director, Ballistic Research Laboratory

Chemical Systems Lab

SES Deputy Director

Large Caliber Weapon Systems Laboratory

SES Deputy Director

Small Caliber Weapon Systems Lab

SES Deputy Director

US Army Aviation R&D Command (AVRADCOM) Headquarters

SES Technical Director
SES Director, Aeromechanics Lab
SES Director, Structures Lab
SES Director, Propulsion Lab
SES Director, Research & Technology Lab

US Army Communication—Electronics Command (CECOM)

SES Chief Counsel
SES Technical Director
SES Director, Communications System Center
SES Director, Tactical Computer Systems Center
SES Director, Systems Engineering and Integration Center
SES* Director, Procurement & Production
SES Technical Director (SATCOMA)

US Army Depot Systems Command (DESCOM)

SES Deputy for Tactical Operations

US Army Electronics R&D Command (ERADCOM) Headquarters

SES Technical Director
SES Director, Night Vision & Electronic Optics Lab
SES* Deputy Director, Night Vision & Electronic Optics Lab
SES Director, Signals Warfare Lab
SES Director, Electronic Warfare Lab
SES Director, Electronics Technology & Devices Lab
SES Deputy Director, Combat Surveillance & Target Acquisition Lab
SES Technical Director, Harry Diamond Lab

Mobility Equipment Research and Development Command (MERADCOM)

SES Technical Director

US Army Missile Command (MICOM)

SES Technical Director and Director, Army Missile Lab
SES Director for Procurement and Production
SES Chief, Counsel
SES* Director, Missile Logistics Center
SES Deputy Project Manager, Roland
SES Assistant Deputy for Readiness
SES Deputy Director, Missile Intelligence Agency

US Army Natick Laboratories Research (NLABS)

SES Technical Director
SES Director, Clothing, Equipment & Materiel Engineering Lab
SES Director, Food Sciences Lab
SES Director, Food Engineering Lab
SES Deputy Technical Director, Food Service System Program

Project Managers ABRAMS

SES Chief Engineer/Chief Systems Engineering Division

Office of the Project Manager, Fighting Vehicle Systems (FVS)

SES Deputy Project Manager

US Army Tank-Automotive Command (TACOM)

SES Chief Counsel
SES Director, Procurement & Production
SES Technical Director

US Army Test and Evaluation Command (TECOM)

SES Technical Director
SES Director for Analysis
SES Associate Director, Materiel Test Dir (APG)
SES Scientific Director (DPG)
SES Technical Director, Elec Prov Grnd (EPG)
SES Technical Director, National Range Opinions (WSMR)
SES Technical Director & Chief Scientist (WSMR)

US Army Troop Support and Aviation Materiel Readiness Command (TSARCOM)

SES Director for Procurement & Production

Foreign Science and Technology Center

SES Deputy Director, FSTC

US Army Human Engineering Laboratory

SES Director, HEL

Army Materiel and Mechanics Research Center (AMMRC)

SES Director, AMMRC

TRADOC SYSTEM ANALYSIS ACTIVITY (WSMR)

SES Director, TRASANA

US ARMY TRAINING AND DOCTRINE COMMAND (TRADOC)

SES* Director, Combined Arms Studies and Analysis Activity (CASAA)

THE ARMY STAFF

0-8 Director, Management
0-8 Chief, Army Force Modernization Coordination Office
0-8 Director, Program Analysis and Evaluation
0-8 Assistant Deputy Chief of Staff for Personnel
0-8 Assistant Deputy Chief of Staff for Operations and Plans
0-8 Director, Strategic Plans & Policy for Operations and Plans for Joint Affairs
0-8 Assistant Deputy Chief of Staff for Logistics
0-8 ADCSRDA for International Programs
0-8 Director of Army Budget
0-8 Chief, Army Reserve
0-7 Deputy Chief, Army Reserve
0-8 Director, Army National Guard
0-8 Assistant Chief of Staff for Operations & Plans (CA)/Director, Command and Control, Communications and Computers
0-7 Director of Network Integration
0-8 Assistant Chief of Staff for Intelligence
0-7 Deputy Assistant Chief of Staff for Intelligence
0-8 The Adjutant General
0-7 Deputy TAG
0-8 Chief of Chaplains
0-8 The Judge Advocate General
0-8 The Assistant Judge Advocate General
0-8 The Deputy Surgeon General
0-7/0-8 Assistant Surgeon General (Research & Development)
0-8 Deputy Chief of Engineers and Chairman, Board of Engineers for Rivers and Harbors

ARMY STAFF FIELD OPERATING AGENCIES

Office, Chief of Staff

0-7 Commanding General, Ballistic Missile Defense Systems Command, Huntsville, Alabama
0-8 Commanding General, U.S. Army Operational Test and Evaluation Agency, Falls Church, Virginia

Office, Deputy Chief of Staff for Personnel

0-8 Commanding General, USA Military Personnel Center, Alexandria, Virginia
0-8 Commanding General, USA Recruiting Command, Fort Sheridan, Illinois
0-7 Deputy Commanding General, East USA Recruiting Command, Fort Sheridan, Illinois
0-7 Deputy Commanding General, West USA Recruiting Command Fort Sheridan, Illinois

Office, Deputy Chief of Staff for Logistics

0-7 Commanding General, US Army Troop Support Agency, Fort Lee, Virginia

Office, Assistant Chief of Staff for Automation and Communications

0-8 Commanding General, US Army Computer Systems Command, Fort Belvoir, Virginia

0–7 Deputy Commanding General, US Army Computer Systems Command, Fort Belvoir, Virginia

Office, The Adjutant General

0–7 Commanding General, US Army Reserve Components Personnel and Administration Center, St. Louis, Missouri

Office, The Judge Advocate General

0–7 Commanding General, Chief Judge, US Army Legal Services Agency/United States Court of Military Review, Falls Church, Virginia

Office, The Surgeon General

0–7/0–8 Commanding General, US Army Medical Research and Development Command, Fort Detrick, Maryland

US Army Training and Doctrine Command—Fort Monroe, Virginia

0–8 Chief of Staff
0–8 Deputy Chief of Staff, Combat Developments
0–7 Commanding General, Combat Developments Experimentation Command, Fort Ord, California
0–8 Commanding General, TRADOC Combined Arms Test Activity, Fort Hood, Texas

US Army Materiel Development and Readiness Command, Alexandria, Virginia

0–8 Deputy Commander Resources and Management
0–7/0–8 Director, Development & Engineering
0–8 Director, Procurement & Production
0–7 Director, Materiel Management
0–7/0–8 Director, CDR, USA Security Assistance Center
0–8 Comptroller
0–8 Commanding General, US Army Tank-Automotive Command, Warren, Michigan
0–7 Deputy Commanding General for Research & Development, US Army Tank-Automotive Command, Warren, Michigan
0–8 Commanding General, US Army Aviation Research and Development Command, St. Louis, Missouri
0–8 Commanding General, US Army Troop Support and Aviation Materiel Readiness Command—St. Louis, Missouri
0–7 Deputy Director, US Army Materiel Systems Analysis Activity (AMSAA)
0–7 Deputy Commanding General, US Army Troop Support and Aviation Materiel Readiness Command—St. Louis, Missouri
0–8 Commanding General, US Army Armament Materiel Readiness Command—Rock Island, Illinois
0–7 Deputy Commanding General, US Army Armament Materiel Readiness Command—Rock Island, Illinois
0–8 Commanding General, US Army Armament Research and Development Command—Picatinny Arsenal, New Jersey
0–7 Commanding General, USA Chemical Systems Laboratory/Deputy Commanding General, US Army Armament Research and Development Command—Picatinny Arsenal, New Jersey
0–8 Commander, US Army Missile Command—Redstone Arsenal, Alabama
0–7 Deputy Commanding General for Readiness, US Army Missile Command—Redstone Arsenal, Alabama
0–7 Deputy Commanding General for Research and Development, US Army Missile Command—Redstone Arsenal, Alabama
0–7 Project Manager, Roland II Missile Systems, US Army Missile Command—Redstone Arsenal, Alabama
0–8 Commanding General, US Army Communications & Electronics Command
0–7 Deputy Commanding General for Readiness US Army Communications & Electronics Command
0–8 Commanding General, US Army Electronics Research & Development Command—Adelphi, Maryland
0–8 Commanding General, US Army Test & Evaluation Command—Aberdeen Proving Grounds, Maryland
0–7 Commanding General, White Sands Missile Range—White Sands, New Mexico
0–7 Commanding General, US Army Depot System Command—Chambersburg, Pennsylvania
0–8 Project Manager, M–1 Tank—Warren, Michigan
0–8 Project Manager, Patriot—Redstone Arsenal, Alabama
0–7 Project Manager, Fighting Vehicle Systems—Warren, Michigan
0–7 Program Manager, Advanced Attack Helicopter Program—St. Louis, Missouri
0–7 Project Manager, Saudi Arabian National Guard Modernization—Saudi Arabia

U.S. Army Communications Command

0–8 Commanding General, US Army Communications Command, Fort Huachuca, Arizona
0–7 Commanding General, US Army Communications Systems Agency, Fort Monmouth, New Jersey

Other Commands

0–8 Commander, Military Traffic Management Command, Washington, D.C.
0–8 Commanding General, US Army Intelligence and Security Command, Arlington, Virginia
0–8 Commanding General, US Army Military District of Washington, Washington, D.C.
0–8 Commanding General, US Army Criminal Investigation Command, Falls Church, Virginia
0–8 Commanding General, US Army Health Services Command, Fort Sam Houston, Texas

MAJOR OVERSEAS COMMANDS

US Army, Europe and Seventh Army

0–8 Chief of Staff
0–8 Deputy Chief of Staff, Engineer
0–8 Commanding General, US Army Southern European Task Force

U.S. Army Japan/IX Corps

0–7/0–8 Chief of Staff, Japan/IX Corps

Special Activities

Army and Air Force Exchange Service

0–8 Commander, Army and Air Force Exchange Service—Dallas, TX

AGENCY: DEPARTMENT OF THE NAVY

Positions:

CIVILIAN

Secretariat

SES Deputy Under Secretary of the Navy (Financial Management)
SES Deputy Assistant Secretary of the Navy (Logistics)
SES Deputy Assistant Secretary of the Navy (Sealift and Maritime Affairs)
SES Principal Deputy Assistant Secretary of the Navy (Shipbuilding & Logistics)
SES Principal Deputy Assistant Secretary of the Navy (Manpower and Reserve Affairs)
SES Deputy Assistant Secretary of the Navy (Research and Applied & Space Technology)
SES Deputy Assistant Secretary of the Navy (Command, Control, Communications and Intelligence)
SES Deputy Assistant Secretary of the Navy (Manpower)
SES Deputy Assistant Secretary of the Navy (Reserve Affairs)
SES Deputy Assistant Secretary of the Navy (Civilian Personnel Policy/Equal Employment Opportunity)
SES Director, Office of Small and Disadvantaged Business Utilization
SES Associate Deputy Assistant Secretary of the Navy (Systems Engineering)
SES General Counsel
SES Principal Deputy General Counsel
SES Director, Resources and Policy Evaluation
SES Deputy General Counsel, Logistics
SES Principal Deputy Assistant Secretary of the Navy (Research, Engineering and Systems)
SES Special Assistant to ASN(FM) for Data Automation

Office of the Navy Comptroller

SES Director of Banking and Contract Financing

Naval Audit Service

SES Auditor General of the Navy

Office of Naval Research

SES Director, Acquisition

Office of the Chief of Naval Operations

SES Assistant Deputy Chief of Naval Operations (CP/EEO)

Office of the Chief of Naval Operations Organizations

SES Principal Civilian Adviser for Education and Training

Navy Data Automation Command

SES Technical Director

Naval Security Group Command, Headquarters

SES Technical Director

Military Sealift Command

SES Deputy Executive Director

Marine Corps

SES Assistant Deputy Chief of Staff for Installations and Logistics
SES Director, Contracts Division
SES Fiscal Director of the Marine Corps

Naval Supply Systems Command

SES Assistant Deputy Commander, Plans, Policy and Systems Design

Naval Material Command, Headquarters

SES Head, Tri-Service Negotiation Staff
SES Executive Director for Contracts and Business Management
SES Assistant Deputy Chief of NAVMAT (Operations and Logistics)
SES Deputy Chief of Naval Material
SES Director, Procurement Control and Clearance Division
SES Deputy Chief of Naval Material (Reliability Maintainability and Quality Assurance)

Strategic Systems Project Office

SES Director, Plans and Programs Division

Naval Air Systems Command

SES Executive Director for Procurement Management

Naval Electronic Systems Command

SES Technical Director, Material Acquisition Engineering Directorate
SES Technical Director
SES Executive Director, Contracts

Naval Sea Systems Command

SES Assistant Deputy Commander for Contracts

Naval Facilities Engineering Command

SES Deputy Assistant Commander for Contracts

Naval Resale System

UA-17 Financial Management Group Director

MILITARY

Flag Officers

0-7/0-8 Vice Commander, Naval Air Systems Command
0-7/0-8 Deputy Commander for Plans and Programs, Naval Air Systems Command
0-7/0-8 Assistant Commander for Contracts, Naval Air Systems Command
0-7/0-8 Assistant Commander for Logistics and Fleet Support, Naval Air Systems Command
0-7/0-8 Assistant Commander for Systems and Engineering, Naval Air Systems Command
0-7/0-8 Assistant Commander for Test and Evaluation, Naval Air Systems Command
0-7/0-8 Commander, Naval Aviation Logistics Center, Naval Air Systems Command
0-7/0-8 Deputy Chief of Naval Material for Logistics, HDQTRS NAVMATCOMD
0-7/0-8 Deputy Chief of Naval Material for Acquisition, HDQTRS NAVMATCOMD
0-7/0-8 Project Manager, TRIDENT System, Naval Material Command
0-7/0-8 Major Project Manager, LAMPS, NAVAIRSYSCOM
0-7/0-8 Director, Saudi Naval Expansion Program, NAVMAT
0-7/0-8 Director, Joint Cruise Missile Project, Joint Cruise Missiles Project Office (JPM-3)
0-7/0-8 Technical Director, Strategic Systems Projects, SSPO
0-7/0-8 Commander, ASW Systems Project Office (Manager, ASW Systems Project Office) Anti-Submarine Warfare Systems Project Office
0-7/0-8 Vice Commander, Naval Sea Systems Command
0-7/0-8 Deputy Commander for Plans, Programs and Financial Management/ Comptroller, Naval Sea Systems Command
0-7/0-8 Deputy Commander for Contracts, NAVSEASYSCOM
0-7/0-8 NAVSEA Principal Deputy Commander for Acquisition, NAVSEASYSCOM
0-7/0-8 Principal Deputy Commander for Logistics, NAVSEASYSCOM
0-7/0-8 Deputy Commander for Combat, Systems and Training, NAVSEASYSCOM
0-7/0-8 Assistant Deputy Commander for Anti-Submarine Warfare and Underwater Systems, NAVSEASYSCOM (ADDU to CNO as Executive Manager for Explosive Ordnance Disposal Technology and Training)
0-7/0-8 Project Manager, AEGIS Shipbuilding Project, NAVSEASYSCOM
0-7/0-8 Deputy Commander for Industrial and Facility Management, NAVSEASYSCOM
0-7/0-8 Deputy Commander for Submarines, NAVSEASYSCOM
0-7/0-8 Deputy Commander for CV/ AMPH/AUX Ships, NAVSEASYSCOM
0-7/0-8 Deputy Commander for Surface Combatant Ships, NAVSEASYSCOM
0-7/0-8 Supervisor of Shipbuilding, Conversion and Repair, Newport News
0-7/0-8* Deputy Commander for Command, Control, Communications and Intelligence Systems and Technology, NAVMAT
0-7/0-8 Deputy Commander for Ship Design and Integration, Naval Sea Systems Command
0-7/0-8 Commander, Naval Supply Systems Command and Chief of Supply Corps
0-7/0-8 Vice Commander, Naval Supply Systems Command
0-7/0-8 Deputy Commander Plans, Policy and Programs Development, Naval Supply Systems Command
0-7/0-8 Commanding Officer, Navy Ships Parts Control Center, Mechanicsburg, PA
0-7/0-8 Supervisor of Shipbuilding, Conversion and Repair, USN, Pascagoula, MS
0-7/0-8 Commanding Officer, Navy Resale and Services Support Office, Brooklyn, NY
0-7/0-8 Commanding Officer, Navy Aviation Supply Office, Philadelphia, PA
0-7/0-8 Commander, Naval Electronics Systems Command Headquarters
0-7/0-8 Vice Commander, Naval Electronics Systems Command
0-7/0-8 Director, Oceanography Division, OPNAV, Oceanographer of the Navy
0-7/0-8 Commander, Naval Telecommunications Command, Naval Telecommunications
0-7/0-8 Commander, Naval Facilities Engineering Command
0-7/0-8 Vice Commander, Naval Facilities Engineering Command
0-7/0-8 Deputy Commander for Planning, Naval Facilities Engineering Command
0-7/0-8 Commander, Atlantic Division, Naval Facilities Engineering Command
0-7/0-8* Deputy Commander for Life Cycle Engineering and Platform Integration, NAVMAT
0-7/0-8* Director, Strategic System Project Office, NAVMAT
0-7/0-8* Deputy Commander, Military Sealift Command
0-7/0-8 Commander, Pacific Division, Naval Facilities Engineering Command
0-7/0-8 Commanding Officer, Northern Division, Naval Facilities Engineering Command
0-7/0-8 Commanding Officer, Western Division, Naval Facilities Engineering Command
0-7/0-8 Director, Multilateral Support Force, Amphibious, Mine and Advanced Naval Vehicles Ships Division, CNO
0-7/0-8 Director, Logistics Plans Division, CNO, ADDU: Naval Advisor to Assistant Secretary for Maritime Affairs, Maritime Administration
0-7/0-8 Director, Material Division, CNO
0-7/0-8 Director, Ships Maintenance and Modernization Division, CNO
0-7/0-8 Director, Shore Activities Planning and Programing Division, CNO

Office of the Comptroller of the Navy

0-7/0-8 Deputy Comptroller of the Navy
0-7/0-8 Director of Budget and Reports/ Fiscal Management Division, Office of the Navy Comptroller
0-7/0-8 Assistant Comptroller, Financial Management Systems/Commander, Navy Accounting and Finance Center

Other Officers

0-7/0-8 Inspector General, HQMC
0-7/0-8 Director, Plans Division, HQMC
0-7/0-8 Deputy Chief of Staff for Installations and Logistics, Headquarters, Marine Corps
0-7/0-8 Deputy Chief of Staff for Research Development and Studies, HQMC
0-7/0-8 Deputy Chief of Staff for Requirements and Programs, HQMC
0-7/0-8 Director, Personnel Procurement, HQMC
0-7/0-8 Director of Material Division, HQMC
0-7/0-8 Director, Facilities and Services Division, HQMC
0-7/0-8 Director, Command, Control, Communications and Computer Systems Division, HQMC
0-7/0-8 Commanding General, Marine Corps Logistics Base, Albany, Georgia
0-7/0-8 Commanding General, Marine Corps Logistics Base, Barstow, California
0-7/0-8 Director of the Development Center, Marine Corps Development and Education Command
0-7/0-8 Deputy Chief of Naval Material For Contracts and Business Management
0-7/0-8 Director, Tactical Nuclear Weapons Project, NAVMAT
0-7/0-8 Supervisor of Shipbuilding, Conversion and Repair, Groton, CT
0-7/0-8* Assistant Chief for Health Care Programs, BUMED

AGENCY: DEFENSE COMMUNICATIONS AGENCY

Positions:

0–7 Deputy Director, Defense Communications System (DCS)
0–7 Commander, White House Communications Agency
0–7 Director, Command & Control Technical Center (CCTC)
SES Deputy Director, WWMCCS ADP Technical Support, CCTC
SES Comptroller, DCA
SES Deputy Director, Plannng & Systems Integration (PSI)
0–8 Vice Director, Defense Communications Agency
SES Deputy Director, DCEC
SAES Deputy for Engineering Technology, DCEC
SES Deputy Director, CCTC
SES* Associate Director for Integration Systems Design, DCEC
SES Deputy Manager, National Communications System, DCA
SES* Chief, Strategic Connectivity Engineering Division, CCTC
SES Deputy for Communications Architecture, PSI
SES Assistant Deputy Director, Plans & Programs, DCS
SES Deputy for Systems Definition and Analysis, PSI
SES Associate Deputy Director, Switched Systems, DCS
SES General Counsel, DCA
SES Deputy Director, Military Satellite Communications Systems, PSI
SES Deputy for WWMCCS Information System Office, PSI
SES Deputy Director for C^2 Engineering, CCTC
SES Assistant Deputy Director, DCS

AGENCY: DEFENSE INTELLIGENCE AGENCY

Positions:

SES Deputy Director for Intelligence and External Affairs (DISES)
SES Assistant Director for Resources and Systems (DISES)
SES Deputy Assistant Director for Defense Intelligence Systems (DISES)
SES Assistant Deputy Director for Plans and Policy (DISES)
SES GDIP Staff Director (DISES)
SES Deputy Director, Defense Intelligence Agency (0–8)

AGENCY: DEFENSE LOGISTICS AGENCY

Positions:

0–8 Deputy Director
0–8 Deputy Director, Contract Administration Services
0–8 Assistant Director, Plans, Programs and Systems
0–7 Executive Director, Supply Operations
0–7/0–8 Executive Director, Telecommunications and Information Systems
0–7/0–8 Executive Director, Quality Assurance
0–8 Commander, Defense Construction Supply Center
0–7 Commander, Defense Electronics Supply Center
0–8 Commander, Defense Fuel Supply Center
0–7 Commander, Defense General Supply Center
0–7 Commander, Defense Industrial Supply Center
0–8 Commander, Defense Personnel Support Center
0–7 Commander, Defense Property Disposal Service
0–7 Commander, Defense Contract Administration Services Region, Los Angeles
0–7 Commander, Defense Contract Administration Services Region, New York

Headquarters

SES Comptroller, DLA
SES Counsel DLA
SES Executive Director, Technical and Logistics Services
SES Executive Director, Contracting
SES Deputy Executive Director, Supply Operations
SES Executive Director, Contract Management
SES Associate General Counsel, DLA
SES Chief, Logistics Programs Division
SES Chief, Contracts Division, Directorate of Contracting
SES* Deputy Assistant Director, Office of Telecommunications and Information Systems
SES Deputy Executive Director, Quality Assurance
SES Staff Director, Small and Disadvantaged Business Utilization
SES Chief, Accounting and Finance
SES* Financial Manager, Defense Personnel Support Center

AGENCY: DEFENSE MAPPING AGENCY

Positions:

SES Deputy Director, Management and Technology
SES Deputy Director, PP&O
SES Deputy Director for Systems and Techniques
SES Comptroller
0–8 Director, Defense Mapping Agency
0–8 Deputy Director, Defense Mapping Agency
0–7 Deputy Director for Plans and Requirements
SES Staff Director of Personnel
SES Assistant Deputy Director for Programming
SES Assistant Deputy Director for Production and Distribution
SES Chief, Advanced Technology Division (STT)
SES Chief, Acquisitions Systems Development
SES* Director, Special Program Office for Exploitation Modernization

AGENCY: DEFENSE NUCLEAR AGENCY

Positions:

0.9 Director
AD Deputy Director, Science and Technology
AD Scientific Assistant to the Deputy Director, Science and Technology
AD Assistant to the Deputy Director (Science and Technology) for Theoretical Research
AD Assistant to the Deputy Director (Science and Technology) for Experimental Research
AD Assistant to the Deputy Director (Science and Technology) for Testing
AD* Special Assistant to the Deputy Director (Science and Technology) for Technology Transfer
AD Scientific Advisor to the Director, Armed Forces Radiobiology Research Institute
0–8 Deputy Director (Operations and Administration)
0–7 Commander, Field Command
SES* Director, Acquisition Management
SES* Comptroller

AGENCY: NATIONAL SECURITY AGENCY

Positions:

Military Positions

0–8 Assistant Deputy Director, NSA
0–7 Chief of the Office of Support to Military Operations

AGENCY: DEPARTMENT OF EDUCATION

Positions:

Office of the Secretary

SES Executive Assistant to the Secretary
SES Executive Secretary to the Secretary
SES Special Counsel to the Secretary and Deputy General Counsel for Regulations and Legislation

Office of the Under Secretary

SES Director of Regional Liaison
SES Deputy Director, Regional Liaison

Deputy Under Secretary for Management

SES Controller
SES Administrator for Management Services

Deputy Under Secretary for Planning, Budget and Evaluation

SES Director of Budget Systems and Services
SES Director of Program Planning and Budget Analysis
SES Director of Planning and Evaluation Services

Deputy Under Secretary for Intergovernmental and Interagency Affairs

SES* Director, Intergovernmental Affairs
SES* Director, Interagency Affairs

Assistant Secretary for Legislation and Public Affairs

SES Deputy Assistant Secretary for Legislation
SES Deputy Assistant Secretary for Public Affairs

General Counsel

SES Deputy General Counsel for Department Services

SES Associate General Counsel for Programs

Inspector General

SES Deputy Inspector General
SES Assistant Inspector General for Investigation
SES Assistant Inspector General for Policy, Planning and Management

Office of Civil Rights

SES Deputy Assistant Secretary for Civil Rights
SES Director of Litigation, Enforcement and Policy
SES Director of Planning and Compliance Operations

Office of Bilingual Education and Minority Language Affairs

SES Director Office of Bilingual Education and Minority Language Affairs
SES Deputy Director Office of Bilingual Education and Minority Languages Affairs

Office of Special Education and Rehabilitative Services

SES Deputy Director, National Institute of Handicapped Research
SES Director, Office of Special Education Programs
SES Executive Administrator

Office of Postsecondary Education

SES Deputy Assistant Secretary for Student Financial Assistance
SES Director of Institutional Support
SES Director of International Education Programs
SES Director, Fund for the Improvement of Postsecondary Education
SES* Director of Program Coordination, Student Financial Assistance Program
SES Director, Management and Program Services

Office of Vocational and Adult Education

SES Deputy Assistant Secretary for Vocational and Adult Education
SES Director of Policy Analysis and Legislation

Office of Elementary and Secondary Education

SES Deputy Assistant Secretary for Programs and Administration
SES Director of Indian Education
SES Director of Compensatory Education
SES* Deputy Assistant Secretary for Dissemination and Special Initiatives
SES Director, State and Local Education Programs
SES Director of Migrant Education Programs

Office of Educational Research & Improvement

SES* Deputy Assistant Secretary for Educational Research and Improvement
SES Deputy Director, National Institute of Education
SES Administrator, National Center for Education Statistics
SES Deputy Administrator, National Center for Education Statistics
SES Director of Dissemination and Professional Development Programs
SES Director of Libraries and Learning Technologies Programs

AGENCY: DEPARTMENT OF ENERGY

Positions:

Office of the Secretary

SES* Assistant to the Secretary
SES* Executive Assistant to the Deputy Secretary
SES Special Assistant to the Secretary for Programs and Policies
SES Administrative Assistant to the Secretary and Chief of Staff
SES Deputy Under Secretary of Energy
SES Manager, Albuquerque Operations Office
SES Deputy Manager, Chicago Operations Office
SES Manager, Idaho Operations Office
SES Deputy Manager, Idaho Operations Office
SES Manager, Nevada Operations Office
SES Deputy Manager, Nevada Operations Office
SES Manager, Oak Ridge Operations Office
SES Deputy Manager, Oak Ridge Operations Office
SES Manager, Richland Operations Office
SES Deputy Manager, Richland Operations Office
SES Manager, San Francisco Operations Office
SES Deputy Manager, San Francisco Operations Office
SES Manager, Savannah River Operations Office
SES Deputy Manager, Savannah River Operations Office

Office of the Inspector General

SES Assistant Inspector General for Audits
SES Assistant Inspector General for Inspections
SES Assistant Inspector General for Investigations
SES Deputy Assistant Inspector General for Investigations

Office of the General Counsel

SES Deputy General Counsel
SES Deputy General Counsel for Regulations
SES Deputy General Counsel for Enforcement and Litigation
SES Deputy General Counsel for Programs
SES Deputy General Counsel for Legal Services

Economic Regulatory Administration

SES Assistant Administrator for Regulations and Emergency Planning
SES Assistant Administrator for Petroleum Operations
SES Director, Regulatory Assistance Division
SES Director, Regulatory Intervention Division
SES Deputy Assistant Administrator for Petroleum Operations
SES* Deputy Administrator, Office of the Administrator
SES* Deputy Administrator for Policy, Office of the Administrator
SES Deputy Administrator for Operations and Emergency Management, Office of the Administrator
SES Director, Office of Management and Program Coordination
SES* Special Counsel for Compliance, Office of Special Counsel & Deputy Office of Special Counsel
SES Solicitor Office of Special Counsel
SES Director, Office of Field Operation, Office of Special Counsel
SES Deputy Assistant Administrator for Fuels Conversion, Office of Fuels Conversion
SES Assistant Administrator for Fuels Conversion, Office of Fuels Conversion
SES* Director, Office of Fuels Programs, Office of Fuels Conversion

Energy Information Administration

SES Deputy Administrator, Energy Information Administration
SES* Director, Office of Oil and Gas
SES* Director, Office of Energy Markets and End Use
SES* Director, Office of Statistical Standards

Assistant Secretary for Conservation and Renewable Energy

SES Principal Deputy Assistant Secretary for Conservation and Solar Energy
SES Director, Policy, Planning and Evaluation, Office of Policy Planning and Evaluation
SES Administrator, Alaska Power Administration
SES Administrator, Bonneville Power Administration
SES Assistant Administrator for Engineering and Construction, Bonneville Power Administration
SES Assistant Administrator for Power Management, Bonneville Power Administration
SES Deputy Administrator, Bonneville Power Administration
SES* Assistant Administrator for Conservation and Direct Application—Renewable Resource, Bonneville Power Administration
SES Administrator, Southeastern Power Administration
SES Administrator, Southwestern Power Administration
SES Deputy Administrator, Southwestern Power Administration
SES* Administrator, Western Area Power Administration
SES Deputy Administrator, Western Area Power Administration
SES Deputy Assistant Secretary for Conservation
SES Deputy Assistant Secretary for Solar Energy, Deputy Assistant Secretary for Renewable Energy
SES* Deputy Assistant Secretary for Renewable Energy

Assistant Secretary for Environmental Protection, Safety and Emergency Preparedness

SES Director, Office of Program Coordination
SES* Deputy Assistant Secretary for Environmental Protection, Safety and Emergency Preparedness
SES* Deputy Assistant Secretary for Energy Emergencies

SES* Deputy Assistant Secretary for Research
SES Deputy Director, Office of Environmental Compliance and Overview, Deputy Assistant Secretary for Environment, Safety and Health
SES* Director, Office of Environmental Assessments, Deputy Assistant Secretary for Environment, Safety and Health
SES Director, Office of Environmental Compliance & Overview, Deputy Assistant Secretary for Environment, Safety and Health
SES* Deputy Assistant Secretary for Environmental Safety and Health
SES* Deputy Assistant Secretary for Strategic Petroleum Reserve

Assistant Secretary for Defense Programs

SES Deputy Assistant Secretary for Defense Programs
SES* Deputy Assistant Secretary for Security Affairs
SES Deputy Director, Office of Military Applications, Deputy Assistant Secretary for Military Applications
SES Deputy Director, Office of Inertial Fusion
SES Director, Office of Inertial Fusion
SES Director, Office of International Security Affairs
SES Deputy Director, Office of International Security Affairs
SES Director, Politico Military Security Affairs Division, Office of the Director of International Security Affairs
SES Director, Office of Classification
SES Deputy Director, Office of Classification
SES Deputy Director, Office of Safeguards and Securities
SES Director, Office of Safeguards and Securities
SES Director, Office of Safeguards and Securities
SES Director, Office of Nuclear Materials Production, Deputy Assistant Secretary for Nuclear Materials Production
SES Deputy Director, Office of Nuclear Materials Production, Deputy Assistant Secretary for Nuclear Materials Production
SES Deputy Assistant Secretary for Nuclear Materials
SES* Director, Office of Defense Waste and Byproducts Management, Deputy Assistant Secretary for Nuclear Materials
0-8* Deputy Assistant Secretary for Military Applications/Director of Military Applications

Assistant Secretary for International Affairs

SES Director, Office of Nuclear Affairs
SES Principal Deputy Assistant Secretary for International Affairs
SES Director, Office of International Program Support
SES Deputy Assistant Secretary for International Nuclear and Technical Programs
SES Deputy Director, Office of Nuclear Affairs, Deputy Assistant Secretary for International Nuclear and Technical Programs
SES Director, Office of Country Energy Assessments, Deputy Assistant Secretary for International Nuclear and Technical Programs
SES Deputy Assistant Secretary for International Energy Resources
SES Deputy Assistant Secretary for International Energy Analysis
SES Deputy Assistant Secretary for International Intelligence Affairs
SES Director, Senior Intelligence Officer Support Staff, Deputy Assistant Secretary for International Intelligence Affairs

Office of Policy, Planning and Analysis

SES* Deputy Director, Office of Policy, Planning and Analysis
SES Director, Office of Policy, Planning and Analysis

Office of Energy Research

SES Deputy Director, Office of Energy Research
SES* Associate Director, Office of Health and Environmental Research
SES Director, Office of Fusion Energy
SES Deputy Director, Office of Fusion Energy
SES Associate Director, Office of Field Operations Management
SES Deputy Associate Director, Office of Field Operations Management
SES Associate Director, Office of Program Analysis
SES Associate Director, Office of Basic Energy Sciences
SES Deputy Associate Director for Basic Energy Sciences
SES Associate Director of High Energy and Nuclear Physics

Assistant Secretary for Fossil Energy

SES Deputy Assistant Secretary for Fossil Energy
SES Deputy Assistant Secretary for Management, Office of Management and Planning
SES Deputy Assistant Secretary for Coal Technology, Office of Coal Processing
SES* Director, Office of Shale Resource Applications and Resource Manager, Oil Shale, Office of Oil, Gas & Shale
SES Program Director for Project Management, Office of Oil, Gas and Shale

Assistant Secretary for Nuclear Energy

SES Principal Deputy Assistant Secretary for Nuclear Energy
SES Deputy Assistant Secretary for Nuclear Waste Management
SES Deputy Director, Nuclear Waste Management Programs
SES Deputy Director, Naval Reactors Division, Deputy Assistant Secretary for Naval Reactors
SES Deputy Assistant Secretary for Nuclear Reactor Programs

Assistant Secretary, Management and Administration

SES Director, Office of Equal Opportunity
SES* Deputy Assistant Secretary for Management and Administration
SES Director, Office of Personnel
SES Director, Office of Organization and Management Systems
SES Deputy Director, Office of Organization and Management Systems
SES* Deputy Director of Project and Facilities Management
SES* Director, Office of Project and Facilities Management
SES Director, Office of Administrative Services
SES* Director, Office of ADP Management
SES Deputy Director, Office of ADP Management
SES Director, Office of Computer Services and Telecommunications Management
SES Deputy Director, Office of Computer Services and Telecommunications Management
SES* Director, Office of Industrial Relations, Office of Contractor Industrial Relations
SES* Deputy Director, Office of Industrial Relations, Office of Contractor Industrial Relations
SES Director, Office of Small and Disadvantaged Business Utilization
SES Director, Office of Policy
SES Director, Policy and Procedures Division, Office of Policy
SES Director, Office of Program Support
SES Deputy Director, Program Support Office/Director, Conservation, Solar and Institutional Support Division
SES* Director, Office of Procurement Support, Office of Program Support
SES Director, Office of Procurement Management
SES* Director, Office of Procurement Review, Office of Procurement Management
SES Director, Office of Procurement Operations
SES Deputy Director, Office of Procurement Operations
SES Controller, Office of Financial Incentives
SES Deputy Controller, Office of Financial Incentives
SES Director, Office of Budget
SES Director, Office of Financial Policy and Analysis and GAO Liaison
SES Director, Procurement and Contract Management
SES Deputy Director, Procurement and Contract Management

Assistant to the Secretary, Congressional, Intergovernmental and Public Affairs

SES* Deputy Assistant Secretary for Congressional Affairs
SES Deputy Assistant Secretary for House Liaison
SES Deputy Assistant Secretary for Senate Liaison
SES Deputy Assistant Secretary for External Affairs

AGENCY: DEPARTMENT OF HEALTH AND HUMAN SERVICES

Positions:

Office of the Secretary

Immediate Office of the Secretary

SES Chief of Staff
SES Executive Assistant to the Secretary
SES Executive Secretary
SES Deputy Executive Secretaries to the Department (2)

Immediate Office of the Under Secretary

SES Counselor to the Under Secretary

SES Deputy Under Secretary
SES Deputy Under Secretary/ Intergovernmental Affairs
SES Principal Regional Official—Region I
SES Principal Regional Official—Region II
SES Principal Regional Official—Region III
SES Principal Regional Official—Region IV
SES Principal Regional Official—Region V
SES Principal Regional Official—RegionVI
SES Principal Regional Official—RegionVII
SES Principal Regional Official—Region VIII
SES Principal Regional Official—Region IX
SES Principal Regional Official—Region X
SES Chairman, Departmental Grant Appeals Board

Office of Planning and Evaluation

SES Principal Deputy Assistant Secretary for Planning and Evaluation
SES Deputy Assistant Secretary for Income Security Policy
SES Deputy Assistant Secretary for Health Planning
SES Deputy Assistant Secretary for Program Systems
SES Deputy Assistant Secretary for Social Services Policy
SES Deputy Assistant Secretary for Evaluation and Technical Analysis

Office of Inspector General

SES Assistant Inspector General for Auditing
SES Deputy Assistant Inspector General For Auditing
SES Senior Assistant Inspector General for Auditing and Systems
SES Assistant Inspector General for Health Care and Systems Review
SES Assistant Inspector General for Investigations
SES Deputy Assistant Inspector General for Investigations
SES Executive Assistant Inspector General
SES* Associate Director, Division of University and Non-Profit Audits, Inspector General
SES* Associate Director, Division of Social Security Audits, Inspector General
SES* Associate Director, Division of Audit Coordination

Office of Management and Budget

SES Assistant Secretary for Management and Budget
SES Deputy Assistant Secretary for Policy Coordination
SES Deputy Assistant Secretary for Budget
SES Deputy Assistant Secretary for Finance
SES* Deputy Assistant Secretary for Procurement, Assistance and Logistics

Legislation

SES Deputy Assistant Secretary for Legislation
SES Deputy Assistant Secretary for Legislation (Health)
SES Deputy Assistant Secretary for Legislation (Human Services)
SES Director of Program Coordination
SES* Deputy Assistant Secretary for Legislation (Special Projects)
SES Deputy Assistant Secretary for Legislation (Congressional Liaison)

Office for Civil Rights

SES Special Assistant to the Secretary for Civil Rights, Director, Office for Civil Rights
SES Deputy Special Assistant to the Secretary-Principal Deputy Office for Civil Rights
SES* Deputy Director for Compliance and Enforcement, Office for Civil Rights
SES* Deputy Director for Technical Assistance, OCR
SES* Deputy Director for Program Development, OCR

Office for Personnel Administration

SES Assistant Secretary for Personnel Administration
SES Deputy Assistant Secretary, Personnel
SES* Director, Office of Personnel Systems Integrity
SES Deputy Assistant Secretary, Equal Employment Opportunity

Office of Public Affairs

SES Deputy Assistant Secretary for Operations Management
SES Deputy Assistant Secretary for Communication Planning
SES* Special Assistant to Assistant Secretary for Public Affairs
SES* Deputy Assistant Secretary for Public Affairs (Public Liaison)

Office of the General Counsel

SES* Deputy General Counsel, Program Review
SES* Deputy General Counsel, Regulations
SES* Deputy General Counsel, Litigation
SES Legal Counsel
SES Assistant General Counsel, Legislation Division
SES Assistant General Counsel, Public Health Division
SES Assistant General Counsel, Social Security
SES Assistant General Counsel, Food and Drug Administration
SES Assistant General Counsel, Health Care Financing and Human Development
SES Assistant General Counsel, Civil Rights Division
SES Assistant General Counsel, Business and Administrative Law Division
SES Associate General Counsel (Regional Operations)

Office of Consumer Affairs

SES Deputy Director, Office of Consumer Affairs

Office of Human Development Services

SES Deputy Commission, Administration on Aging
SES Deputy Assistant Secretary, Human Development Services
GS–18 Commissioner, Administration for Children, Youth and Families
SES Deputy Commissioner, Administration for Children, Youth and Families
SES Commissioner, Administration for Native Americans
SES Commissioner, Administration on Developmental Disabilities
SES Director, Office of Program Coordination and Review

Health Care Financing Administration

SES Administrator, Health Care Financing Administration
SES Deputy Administrator, Health Care Financing Administration
SES Director, Bureau of Program Operations, Medicare
SES Director, Health Care Standards and Quality Bureau
SES Director, Office of Management and Budget
SES Director, Office of Research, Demonstrations and Statistics
GS–17 Director, Office of Professional and Scientific Affairs
SES Chairperson, Provider Reimbursement Review Board
SES Associate Administrator for Management and Support Services
SES Associate Administrator for Policy
SES Associate Administrator for Operations
SES Deputy Associate Administrator for Operations (Field)
SES Associate Administrator for External Affairs
SES Director, Office of Executive Operations
SES Regional Administrator, Region I
SES Regional Administrator, Region II
SES Regional Administrator, Region III
SES Regional Administrator, Region IV
SES Regional Administrator, Region V
SES Regional Administrator, Region VI
SES Regional Administrator, Region VII
SES Regional Administrator, Region VIII
SES Regional Administrator, Region IX
SES Regional Administrator, Region X
SES Director, Bureau of Program Policy
SES Director, Bureau of Quality Control
SES Director, Office of Legislation and Policy
SES Director, Bureau of Support Services
SES Director, Office of Public Affairs
SES* Director, Bureau of Data Management and Strategy 103

Public Health Service

Office of the Assistant Secretary for Health

SES Deputy Assistant Secretary, Health Operations
SES Deputy Assistant Secretary, Health Policy Research, Statistics and Technology
SES Deputy Assistant Secretary, Planning and Evaluation
SES Director, Office of International Health
SES Deputy Assistant Secretary, Population Affairs
SES/0–7 Regional Health Administrators—Regions I–X
SES Executive Director, President's Council on Physical Fitness and Sports
SES Director, National Center for Health Statistics
SES Deputy Director, National Center for Health Statistics
SES Director, National Center for Health Services Research
SES Director, National Center for Health Care Technology
0–8 Deputy Surgeon General and Chief Dental Officer, Public Health Service
0–8 Senior Advisor for Environmental Affairs

Center for Disease Control

0–8 Director, Centers for Disease Control
SES Deputy Director, Centers for Disease Control
0–7* Director, Center for Prevention Services
SES Assistant Director for International Health
SES Executive Officer, Centers for Disease Control
SES Director, Licensure and Proficiency Testing Division, Laboratory Improvement Program Office
0–7 Program Manager, Expanded Program on Immunization, World Health Organization, International Health Program Office
SES Director, Center for Environmental Health
SES Director, Clinical Chemistry Division, Center for Environmental Health
SES Assistant to Director, Center for Environmental Health
SES Director, Center for Infectious Diseases
SES Director, Parasitology Division, Center for Infectious Diseases
SES Assistant Director for Laboratory Science, Center for Infectious Diseases
SES Director, Center for Professional Development and Training
SES Director, Center for Health Promotion and Education
SES Director, National Institute for Occupational Safety and Health
SES Deputy Director, National Institute for Occupational Safety and Health

Health Resources Administration

SES Administrator, Health Resources Administration
SES Associate Administrator for Operations and Management, Health Resources Administration
SES Director, Bureau of Health Facilities, Financing Compliance and Conversion
SES Director, Bureau of Health Planning
SES Director, Bureau of Health Professions

Health Services Administration

0–8 Administrator, Health Services Administration
SES Deputy Administrator, Health Resources Administration
0–7 Director, Bureau of Medical Services
0–7 Deputy Director, Bureau of Medical Services and Chief Pharmacy Officer, PHS
0–7 Director, Bureau of Community Health Services
SES Deputy Director, Bureau of Community Health Services
SES Deputy Director, Bureau of Community Health Services
0–8 Director, Indian Health Service
SES Deputy Director, Indian Health Service
0–8 Director, Bureau of Health Personnel, Development and Service
0–8 Deputy Director, Bureau of Health Personnel, Development and Service

Alcohol, Drug Abuse, and Mental Health Administration

SES Deputy Administrator, ADAMHA
SES Associate Administrator for Extramural Programs, ADAMHA
SES Associate Administrator for Program Planning and Coordination, ADAMHA
SES Director, National Institute on Alcohol Abuse and Alcoholism
SES Deputy Director, National Institute on Alcohol Abuse and Alcoholism
0–8 Director, National Institute of Mental Health
SES Deputy Director, National Institute of Mental Health
0–8 Director, National Institute on Drug Abuse
SES Deputy Director, National Institute on Drug Abuse

National Institutes of Health

SES Deputy Director, NIH
0–7 Deputy Director for Science
SES Associate Director for Extramural Research Training
SES Associate Director for Program Planning and Evaluation
SES Associate Director for Administration
SES Associate Director for Communications
SES Associate Director for Research Services
SES Associate Director for Clinical Care, NIH and Director of Clinical Center
SES Director, Division of Computer Research and Technology
SES Director, Division of Research Grants
SES Deputy Director, Division of Research Grants
0–8 Director, National Cancer Institute
SES Deputy Director, National Cancer Institute 108
SES Director, Division of Research Resources
SES Deputy Director, Division of Research Resources
SES Director, Division of Research Services
SES Director, National Eye Institute
SES Director, National Heart, Lung, and Blood Institute
0–7 Deputy Director, National Heart, Lung, and Blood Institute
0–8 Director, National Institute of Allergy and Infectious Diseases
SES Deputy Director, National Institute of Allergy and Infectious Diseases
SES Director, National Institute of Arthritis, Metabolism and Digestive Diseases
0–7 Deputy Director, National Institute of Arthritis, Metabolism and Digestive Diseases
0–7 Director, National Institute on Aging
SES Deputy Director, National Institute on Aging
SES Director, National Institute on Child Health and Human Development
SES Deputy Director, National Institute on Child Health and Human Development
0–7 Director, National Institute on Dental Research
0–8 Director, National Institute on Environmental Health Sciences
SES Deputy Director, National Institute on Environmental Health Sciences
SES Director, National Institute of General Medical Sciences
0–7 Director, National Institute of Neurological and Communicative Disorders and Stroke
SES Deputy Director, National Institute of Neurological and Communicative Disorders and Stroke
SES Director, National Library of Medicine
SES Deputy Director, National Library of Medicine

Food and Drug Administration

SES Commissioner of Food and Drugs
SES Deputy Commissioner for Food and Drugs
SES Associate Commissioner for Consumer Affairs
SES Associate Commissioner for Legislative Affairs
SES Associate Commissioner for Health Affairs
SES Deputy Associate Commissioner for Health Affairs (Science)
SES Deputy Associate Commissioner for Health Affairs (Medicine)
SES Deputy Associate Commissioner for Health Affairs (Education and Professional Training)
SES Associate Commissioner for Policy Coordination
SES Associate Commissioner for Planning and Evaluation
SES Associate Commissioner for Regulatory Affairs
SES* Director, Enforcement Policy Staff
SES* Director, Parklawn Computer Center
SES* Director, Orphan Products Development
SES Deputy Associate Commissioner for Regulatory Affairs
SES Associate Commissioner for Management and Operations
SES Associate Commissioner for Public Affairs

Bureau of Foods

SES Director, Bureau of Foods
SES Deputy Director, Bureau of Foods
0–7 Associate Director for Sciences
SES Deputy Associate Director for Sciences
SES Director, Division of Toxicology
SES Associate Director for Regulatory Evaluation
SES Associate Director for Laboratory Investigations
SES Director, Division of Chemistry and Physics
SES Director, Division of Microbiology
SES Deputy Director, Division of Microbiology
SES Associate Director for Compliance
SES Associate Director for Physical Sciences
SES Deputy Associate Director for Physical Sciences
SES Deputy Associate Director for Technology
SES Director, Division of Food Technology
SES Director, Division of Chemical Technology
SES Associate Director for Nutrition and Consumer Sciences
SES* Associate Director for Planning and Operations
SES Deputy Associate Director for Nutrition and Food Sciences
SES Director, Division of Nutrition

Bureau of Drugs

0–7 Director, Bureau of Drugs
0–7 Deputy Director, Bureau of Drugs
SES Director, Office of Planning and Evaluation
SES Associate Director for Compliance
SES Associate Director for New Drug Evaluation

SES Director, Division of Oncology and Radio-Pharmaceutical Drug Products
SES Director, Division of Scientific Investigations Staff
SES Director, Division of Anti-Infective Drug Products
SES Director, Division of Cardio-Renal Drug Products
SES Director, Division of Metabolism and Endocrine Drug Products
SES Director, Division of Surgical-Dental Drug Products
SES Director, Division of Neuropharmacological Drug Products
SES Associate Director for Pharmaceutical Research and Testing
SES Deputy Associate Diector for Pharmaceutical Research and Testing
SES Director, Division of Drug Biology
SES Director, Division of Drug Chemistry
SES Director, National Center for Antibiotics Analysis
SES Associate Director for Information Systems
SES Associate Director for Biometrics and Epidemiology
SES Deputy Associate Director for Biometrics and Epidemiology
SES Director, Division of Biometrics
SES Director, Division of Drug Experience
SES Deputy Associate Director for Drug Monographs
SES Director, Division of Biopharmaceutics

Bureau of Veterinary Medicine

SES Director, Bureau of Veterinary Medicine
SES Deputy Director, Bureau of Veterinary Medicine
SES Associate Director for Scientific Evaluation
SES Director, Division of Drugs for Avian Species
SES Director, Division of Drugs for Non-Food Animals
SES* Associate Director for Human Food Safety
SES Director, Division of Drugs for Swine and Minor Species
SES Director, Division of Drugs for Ruminant Species
SES Associate Director for Surveillance and Compliance
SES Associate Director for Research
SES Director, Division of Veterinary Medical Research

Bureau of Medical Devices

SES Director, Bureau of Medical Devices
SES Deputy Director, Bureau of Medical Devices
SES Associate Director for Device Evaluation
SES Associate Director for Standards
SES Associate Director for Compliance
SES Associate Director for Device Research and Testing

Bureau of Radiological Health

0-8 Director, Bureau of Radiological Health
SES Deputy Director, Bureau of Radiological Health
SES Director, Division of Biological Effects

Bureau of Biologics

0-8 Director, Bureau of Biologics
SES Deputy Director, Bureau of Biologics
SES Associate Director for Compliance
SES Director, Division of Pathology
SES Director, Division of Control Activities
SES Assistant to the Director for Medical Programs
SES Director, Division of Blood and Blood Products

National Center for Toxicological Research

SES Director, National Center for Toxicological Research
SES Associate Director for Biometry and Experimental Design
SES Associate Director for Research 115
SES* Associate Director for Chemical Evaluation

Executive Director of Regional Operations

SES Executive Director of Regional Operations
SES Deputy Executive Director of Regional Operations
SES Associate Director for Field Support
SES Regional Food and Drug Director, Region I
SES Regional Food and Drug Director, Region II
SES Regional Food and Drug Director, Region III
SES Regional Food and Drug Director, Region IV
SES Regional Food and Drug Director, Region V
SES Regional Food and Drug Director, Region VI
SES Regional Food and Drug Director, Region VII
SES Regional Food and Drug Director, Region VIII
SES Regional Food and Drug Director, Region IX
SES Regional Food and Drug Director, Region X
0-7 Regional Medical Officer, Region X

Social Security Administration

SES Deputy Commissioner for Operations
SES Deputy Commissioner for External Affairs
SES Deputy Commissioner for Programs
SES Deputy to Deputy Commissioner for Programs
SES Associate Commissioner for Policy
SES Deputy Associate Commissioner, Office of Policy
SES Associate Commissioner, Office of Assessment
SES* Deputy Associate Commissioner, Office of Assessment
SES Deputy Commissioner, Systems
SES Associate Commissioner Office of Family Assistance
SES* Deputy Associate Commissioner, Office of Family Assistance
SES Associate Commissioner, Office of Operational Policy and Procedures
SES* Deputy Associate Commissioner, Office of Operational Policy and Procedures
SES* Associate Commissioner for Central Operations
SES Deputy Associate Commissioner, Office of Policy and Procedure
SES Deputy Associate Commissioner, Office of Central Operations
SES Associate Commissioner, Office of Hearings and Appeals
SES* Deputy Associate Commissioner, Office of Hearings and Appeals
SES* Deputy Commissioner for Management Support and Assessment
SES Director, Division of Policy, Office of Family Assistance
SES Deputy Director, Office of Child Support Enforcement
SES Regional Commissioner, Boston—Region I
SES Regional Commissioner, New York—Region II
SES Regional Commissioner, Philadelphia—Region III
SES Regional Commissioner, Atlanta—RegionIV
SES Regional Commissioner, Chicago—Region V
SES Regional Commissioner, Dallas—Region VI
SES Regional Commissioner, Kansas City—Region VII
SES Regional Commissioner, Denver—Region VIII
SES Regional Commissioner, San Francisco—Region IX
SES Regional Commissioner, Seattle—Region X
SES* Senior Executive Officer
SES* Associates Commissioner for Field Operations
SES* Deputy Associate Commissioner for Field Operations
SES* Associate Commissioner for Public Affairs
SES* Deputy Associate Commissioner for Governmental Affairs
SES Chief Actuary
SES* Associate Commissioner, Office of Management, Budget and Personnel
SES* Deputy Associate Commissioner, Officer of Management, Budget and Personnel
SES* Associate Commissioner for System Operation
SES* Associate Commissioner for System Integration
SES* Director, Office of Refugee Resettlement

AGENCY: DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Positions:

Office of the Secretary

SES Deputy Undersecretary for Intergovernmental Relations
SES Executive Assistant to the Secretary
SES* Executive Assistant to the Under Secretary
SES* Deputy Under Secretary for Field Coordination
SES Assistant to the Secretary for International Affairs
SES Assistant to the Secretary for Labor Relations
SES Assistant to the Secretary for Public Affairs

Office of the Assistant Secretary for Housing

SES Deputy Assistant Secretary for Multifamily Housing Programs
SES Deputy Assistant Secretary for Single-Family Housing and Mortgage Activities

SES Deputy Assistant Secretary for Public and Indian Housing
SES Deputy Assistant Secretary for Policy and Budget
SES General Deputy Assistant Secretary for Housing/Deputy Federal Housing Commissioner
SES Associate General Deputy Assistant Secretary, Housing and Field Coordination
SES Associate General Deputy Assistant Secretary for Housing

Office of the Assistant Secretary for Community Planning and Development

SES Deputy Assistant Secretary for Program Policy Development and Evaluation
SES Director, Office of Urban Development Action Grants
SES General Deputy Assistant Secretary for Community Planning and Development
SES Deputy Assistant Secretary for Program Management
SES* Deputy Assistant Secretary for Field Operations and Environment/Energy

Office of the Assistant Secretary for Fair Housing and Equal Opportunity

SES Deputy Assistant Secretary for Operations and Management
SES General Deputy Assistant Secretary for Fair Housing and Equal Opportunity
SES Deputy Assistant Secretary for Enforcement and Compliance

Office of the Assistant Secretary for Policy Development and Research

SES Deputy Assistant Secretary for Housing Studies
SES Deputy Assistant Secretary for Policy Development
SES Deputy Assistant Secretary for Economic Affairs
SES Deputy Assistant Secretary for Urban and Community Studies

Office of the General Counsel

SES Deputy General Counsel
SES Deputy General Counsel (Operations)

Office of the Assistant Secretary for Administration

SES Deputy Assistant Secretary for Administration

Office of the Assistant Secretary for Legislation and Congressional Relations

SES Deputy Assistant Secretary for Legislation
SES Deputy Assistant Secretary for Congressional Relations

Office of the Inspector General

SES Deputy Inspector General

Government National Mortgage Association

SES Vice President, (Mortgage Finance)
SES Vice President, (Mortgage Backed Securities)
SES Executive Vice President

Field Offices

Region I

SES Regional Administrator
SES Deputy Regional Administrator
SES Area Manager, Boston Area Office

Region II

SES Regional Administrator
SES Deputy Regional Administrator
SES Area Manager, New York Area Office
SES Area Manager, Newark Area Office

Region III

SES Regional Administrator
SES Deputy Regional Administrator
SES Area Manager, Philadelphia Area Office
SES Area Manager, Pittsburgh Area Office

Region IV

SES Regional Administrator
SES Deputy Regional Administrator
SES Area Manager, Atlanta Area Office
SES Area Manager, Jacksonville Area Office

Region V

SES Regional Administrator
SES Deputy Regional Administrator
SES Area Manager, Detroit Area Office
SES Area Manager, Chicago Area Office
SES Area Manager, Columbus Area Office
SES Area Manager, Minneapolis/St. Paul Area Office
SES Area Manager, Indianapolis Area Office

Region VI

SES Regional Administrator
SES Deputy Regional Administrator
SES Area Manager, Dallas Area Office
SES Area Manager, New Orleans Area Office
SES Area Manager, Oklahoma City Area Office

Region VII

SES Regional Administrator
SES Deputy Regional Administrator

Region VIII

SES Regional Administrator
SES Deputy Regional Administrator

Region IX

SES Regional Administrator
SES Deputy Regional Administrator
SES Area Manager, San Francisco Area Office
SES Area Manager, Los Angeles Area Office

Region X

SES Regional Administrator
SES Deputy Regional Administrator

AGENCY: DEPARTMENT OF THE INTERIOR

Positions:

Office of the Secretary

SES* Deputy Inspector General
SES Assistant Inspector General—Auditing
SES Assistant Inspector General for Investigations
SES Director, Office of Small and Disadvantaged Business Utilization
SES Assistant to the Secretary and Director, Office of Congressional Relations
SES Executive Assistant to the Secretary
SES Assistant to the Secretary and Director of Public Affairs
SES Assistants to the Secretary (3)
SES Director, Office of Youth Programs
SES Deputy Under Secretaries (2)
SES Director, Office for Equal Opportunity
SES Legislative Counsel
SES Deputy Director—Senate
SES Deputy Director—House
SES Assistant Director—Federal EEO
SES Assistant Director—Title VI
SES* Deputy Director for Public Affairs
SES* Special Assistant (Field Representative) (Denver)

Minerals Management Service

SES* Director
SES* Deputy Director
SES* Assistant Director for Administration
SES* Assistant Director for Program Review
SES* Assistant Director for Royalty Management
SES* Associate Director for Onshore Minerals Operations
SES* Associate Director for Offshore Minerals

Office of Hearings and Appeals

SES Director, Office of Hearings and Appeals
SES Chairman, Board of Surface Mining and Reclamation Appeals
GS-18 Chairman, Board of Contract Appeals
GS-17 Vice Chairman, Board of Contract Appeals

Office of Assistant Secretary—Territorial and International Affairs

SES Director, Office of Technical Assistance
GS-18 High Commissioner of the Trust Territory
SES Deputy High Commissioner of the Trust Territory
SES Special Assistant to the Secretary and Deputy Assistant Secretary Territorial and International Affairs (Policy)
SES* Staff Assistant (2)
SES* Deputy Assistant Secretary (Operations) and Science Advisor
SES* Director, Office of Program Coordination

Office of the Solicitor

SES Deputy Solicitor
SES* Special Assistant to Solicitor (2)
SES* Associate Solicitor—Audit and Inspection 2
SES Associate Solicitor—Energy Resources
SES Associate Solicitor—General Law
SES Associate Solicitor—Conservation and Wildlife
SES Associate Solicitor—Indian Affairs
SES Associate Solicitor—Surface Mining
SES Regional Solicitors (6)—Portland, Anchorage, Denver, Sacramento, Tulsa and Atlanta

Office of the Assistant Secretary—Fish and Wildlife and Parks

SES Deputy Assistant Secretary
SES Staff Assistant to the Assistant Secretary
SES Special Assistant to the Assistant Secretary

National Park Service

SES Director
SES* Deputy Directors (2)
SES* Associate Directors (5)
SES Director, National Capital Region
SES Regional Directors (9)
SES* Chief, Office of Park Planning and Environmental Quality
SES* Senior Scientist

Heritage Conservation and Recreation Service (HCRS)

SES Regional Directors (5)

Fish and Wildlife Service

SES Deputy Director
SES Associate Directors (3)
SES Associate Director for Research
SES Associate Director for Fisheries Resources
SES Regional Directors (6)
SES Regional Director (Anchorage)
SES Assistant Director—Planning and Budget

Office of the Assistant Secretary—Energy and Minerals

SES Deputy Assistant—Regulations

Bureau of Mines

SES Deputy Director
SES* Assistant Directors (6)
SES Chief Staff Officer

U.S. Geological Survey

SES Associate Director
SES Assistant Directors (5)
SES* Chief, Office of Earth Sciences Application
SES* Assistant Regional Directors (3)

Office of Surface Mining

SES Deputy Director
SES Assistant Directors—Program Operations and Inspection
SES Assistant Director for Technical Standards and Research
SES Assistant Director for Budget and Administration

Office of the Assistant Secretary—Land and Water Resources (LWR)

SES Deputy Assistant Secretaries (LWR) (2)
SES Staff Assistant to the Assistant Secretary
SES Staff Assistant—Economics
SES Deputy Director—Office of Water Research and Technology

Bureau of Reclamation

SES Commissioner
SES* Staff Assistant to the Commissioner
SES Assistant Commissioners (3)
SES Regional Directors (7)
SES* Special Assistant to the Commissioner
SES Special Assistant for Emergency Water Planning
SES* Special Assistant—Research Programs

Bureau of Land Management

SES Associate Director
SES Assistant Directors (5)
SES Deputy Directors (3)
SES Director, Denver Service Center
SES* Chief, Planning & Environmental Coordination
SES State Directors (11)

Office of Water Policy

SES* Director
SES* Assistant Director for Policy Analysis
SES* Assistant Director for State Liaison

Office of the Assistant Secretary—Policy, Budget and Administration

SES Deputy Assistant Secretaries (3)

Office of Acquisition and Property Management

SES Director
SES Chief, Division of Acquisition and Grants

Office of Information Resources Management

SES Director
SES Deputy Director

Office of Environmental Project Review

SES Director

Office of Administrative Services

SES Director

Office of Budget

SES Director
SES Deputy Director
SES* Chief, Division of Budget Operations
SES* Chief, Division of Program Review

Office of Policy Analysis

SES Director
SES* Deputy Director (2)
SES Assistant Directors (3)

Office of Personnel

SES Director
SES Deputy Director

Office of the Assistant Secretary Indian Affairs

SES Deputy Assistant Secretaries (2)

Office of Financial Management

SES* Director
SES* Deputy Director

Bureau of Indian Affairs

SES Area Directors (12)
SES Director, Indian Services
SES Director of Trust Responsibilities
SES* Executive Management Officer
SES Director of Indian Education Programs

AGENCY: DEPARTMENT OF JUSTICE

Positions:

Office of the Attorney General

SES Counsel to the Attorney General
SES* Special Counsel to the Attorney General

Office of the Deputy Attorney General

SES All Associate Deputy Attorneys General
SES* Special Assistant to the Associate Deputy Attorney General
SES* Special Assistant to the Deputy Attorney General

Office of the Associate Attorney General

SES All Deputy Associate Attorneys General

Office of the Solicitor General

SES All Deputy Solicitors General

Legal Divisions: Antitrust, Civil, Civil Rights, Criminal, Land and Natural Resources, and Tax

SES All Deputy Assistant Attorneys General in legal divisions
SES Director of Operations, Antitrust Division
SES* Director, Economic Policy, Antitrust Division
SES Chief, Organized Crime and Racketeering Section, Criminal Division

Office of Legal Counsel

SES All Deputy Assistant Attorneys General

Office of Legislative Affairs

Positions: No section 207(d)(1)(C) designations.

Justice Management Division

SES Assistant Attorney General for Administration
SES Special Assistants to the Assistant Attorney General for Administration
SES All Deputy Assistant Attorneys General
SES* Senior Management Counsel
SES Staff Directors
SES Deputy Director, Audit Staff

Office of Public Affairs

SES Director

Board of Immigration Appeals

Positions: No section 207(d)(1)(C) designations.

Office of the Pardon Attorney

Positions: No section 207(d)(1)(C) designations.

United States Parole Commission

GS–18 All Commissioners
SES* Executive Director

United States Marshals Service

SES Director
SES Deputy Director
SES Assistant Director for Operations
SES* Assistant Director for Administration

United States Attorneys

SES All United States Attorneys

Drug Enforcement Administration

GS–18 All Assistant Administrators
GS–17 All Deputy Assistant Administrators
GS–17 All Regional Directors
GS–17 Director, Office of Congressional and Public Affairs
GS–17 Director, Officer of Science and Technology
GS–17 Director, Office of Training
GS–17 Chief Counsel
GS–17 Chief Inspector

Federal Bureau of Investigation

GS–18 Executive Assistant Directors
GS–18 All Assistant Directors
GS–18 Inspector in Charge—Public Affairs Office
GS–17 All Inspectors/Deputy Assistant Directors
GS–18 or GS–17 All Special Agents in Charge of Field Offices above GS–16

GS–17* Special Assistant to the Director

Immigration and Naturalization Service

SES Deputy Commissioner
SES Special Assistant to the Deputy Commissioner for Statistical Information
SES Executive Assistant to the Commissioner
SES Associate Deputy Commissioner for Planning and Evaluation
SES All Associate Commissioners
SES All Regional Commissioners
SES General Counsel
SES Special Investigator

Bureau of Prisons

SES Director
SES* Special Assistant to the Director
SES All Assistant Directors
SES All Regional Directors
SES Associate Commissioner for Prison Industries
SES Wardens
SES* Deputy Associate Commissioner/ Secretary for Prison Industries
SES* Deputy Associate Commissioner for Prison Industries
SES General Counsel
SES Director, National Institute of Corrections

Community Relations Service

Office of Justice Assistance, Research, and Statistics

SES Comptroller
SES Assistant Director, Office of Operations Support
SES General Counsel
SES Assistant Administrator, Office of Planning and Management

National Institute of Justice

SES Assistant Director, Office of Development Testing and Dissemination
SES Assistant Director, Office of Research Programs

Office of Juvenile Justice and Delinquency Prevention

SES Deputy Administrator

Bureau of Justice Statistics

SES Deputy Director

Executive Office for United States Trustees

SES Director

Office of Legal Policy

SES Deputy Assistant Attorneys General

Office of Intelligence Policy Review

SES Counsel for Intelligence Policy
SES* Deputy Counsel for Intelligence Policy
SES* Deputy Counsel for Intelligence Operations

Foreign Claims Settlement Commission

SES General Counsel

AGENCY: DEPARTMENT OF LABOR

Positions:

Office of the Inspector General (OIG)

SES Deputy Inspector General
SES Assistant Inspector General for Investigations
SES Assistant Inspector General for Audit
SES* Deputy Assistant Inspector General for Audit
SES* Assistant Inspector General for Resource Management and Legislative Analysis

Women's Bureau

GS–17 Director
SES Deputy Director

Office of Legislation and Intergovernmental Relations (OLIR)

SES Deputy Under Secretary for Legislation and Intergovernmental Relations

Office of the Assistant Secretary Administration and Management

SES Deputy Assistant Secretary
SES Director, Office of Administrative Programs and Services
SES Comptroller for the Department
SES Deputy Comptroller
SES Assistant Secretary for Administration and Management

Office of Administrative Law Judges (ALJ)

Positions: No section 207(d)(1)(C) designations.

Office of the Assistant Secretary for Labor-Management Relations (LMSA)

SES Deputy Assistant Secretary for Labor-Management Relations
SES Administrator for Pension and Welfare Benefit Programs (PWBP)
SES Deputy Administrator for Pension and Welfare Benefit Programs (PWBP)
SES Director, Office of Labor-Management Standards Enforcement (LMSE)

Office of the Assistant Secretary for Occupational Safety and Health Administration (OSHA)

SES Deputy Assistant Secretary for Occupational Safety and Health Administration
SES Director, Policy Analysis, Integration and Evaluation
SES Director, Federal Compliance and State Programs
SES Director, Safety Standards Programs
SES Director, Health Standards Programs
SES Director, Technical Support, TECFAP

Office of the Assistant Secretary for Mine Safety and Health Administration (MSHA)

SES Deputy Assistant Secretary for Mine Safety and Health Administration
SES Administrator for Metal and Nonmetal Mine Safety and Health
SES Deputy Administrator for Metal and Nonmetal Mine Safety and Health
SES Administrator for Coal Mine Safety and Health
SES Deputy Administrator for Coal
SES Director of Technical Support
SES Director of Educational Policy and Development
SES Chief, Standards, Regulations and Variances

Office of the Deputy Under Secretary for Employment Standards Administration (ESA)

SES Deputy Under Secretary for Employment Standards
SES Associate Deputy Under Secretary for Employment Standards
SES Director, Office of Federal Contract Compliance Programs (OFCCP)
SES Deputy Director, OFCCP
SES Deputy Administrator, Wage and Hour Division (WH)
SES Director, Office of Workers' Compensation Programs (OWCP)
SES Deputy Director, OWCP for Operations

Bureau of Labor Statistics (BLS)

SES Deputy Commissioner

Office of the Solicitor of Labor

SES Deputy Solicitor
SES Deputy Solicitor for Regional Operations

Office of the Assistant Secretary Employment and Training Administration (ETA)

SES Associate Assistant Secretary, ETA
SES Administrator, Office of Strategic Planning and Policy Development (OSPPD)
SES* Deputy Administrator, Office of Strategic Planning and Policy Development (OSPPD)
SES Director, Office of Research and Evaluation, OSPPD
SES Administrator, Office of Employment Security (OES)
SES Administrator, Office of Comprehensive Employment and Training (OCET)
SES Deputy Administrator, Office of Comprehensive Employment and Training (OCET)
SES Administrator, Office of Financial Control and Management Systems (OFCMS)

Office of the Deputy Under Secretary International Labor Affairs (ILAB)

SES Deputy Under Secretary for International Affairs
SES Associate Deputy Under Secretary for International Labor Affairs

Office of the Associate Secretary for Policy (ASP)

SES Deputy Assistant Secretary for Policy, Evaluation and Research
SES Deputy Assistant Secretary for Economic Policy and Research

National Commission for Employment Policy (NCEP)

GS–18 Director

President's Committee on Employment of the Handicapped (PCEH)

SES Executive Director
SES Deputy Executive Director

Office of the Assistant Secretary for Veteran's Employment

SES Deputy Assistant Secretary

AGENCY: DEPARTMENT OF STATE

Positions:

FEMC Executive Assistant to Secretary, S
FEOC Deputy Executive Secretary (2), S/S
FEOC Special Assistant to Secretary and Executive Secretary of Department
FEMC Deputy Director for Planning, S/P
FEMC Office Director, S/P
FEOC Deputy Director for Planning, S/P
FEMC Office Director, D/CT

ESOO Deputy Assistant Secretary, M/EEOCR
FEOC Deputy Director, EEO, M/EEOCR
FEMC Deputy Director of Management Operations (2), M/MO
FEMC Director of Management Operations, M/MO
FEMC Deputy Inspector General (2), S/IG
ESOO Deputy Director, PM
FECM Director Political Military, PM/OD
ESOO Deputy Director PM, PM/SP
FEMC Deputy Director PM, PM/RP
ESOO Deputy Director PM, PM/AC
FEMC Medical Director, M/MED
FEMC Deputy Assistant Secretary, INM
FEMC Deputy Assistant Secretary (2), OES
ESOO Deputy Assistant Secretary (2), OES/O
ESOO Deputy Assistant Secretary, RP/COMPT
FEOC Deputy Assistant Secretary, RP/RE
ESOO Deputy Legal Adviser, L
ESOO Deputy Legal Adviser, L
ESOO Attorney Adviser INTL, L
ESOO Deputy Legal Adviser, L
FEMC Deputy Assistant Secretary, EB
FEMC Deputy Assistant Secretary, EB/TDC
FEMC Deputy Assistant Secretary, EB/IFD
FEMC Deputy Assistant Secretary, EB/ORF
ESOO Deputy Assistant Secretary for Transportation, EB/TT
ESOO Director of Intelligence & Research, INR
FEMC Deputy Assistant Secretary, INR
ESOO Deputy Assistant Secretary, INR/CA
FEMC Deputy Assistant Secretary, (4) H
ESOO Comptroller, M/COMP
FEOC Director, M/COMP/BP
FEMC Deputy Assistant Secretary (2), PA
FEOC Spokesman, PA/PRESS
FEMC Deputy Assistant Secretary (2), ARA
FEMC Deputy US Representative, ARA/USDAS
FEMC Deputy Assistant Secretary (3), EUR
FEMC Deputy Assistant Secretary (3), EA
FEMC Deputy Assistant Secretary (3), NEA
FEMC Deputy Assistant Secretary (2), AF
FEMC Deputy US Representative, USUN
FEMC Deputy Assistant Secretary, IO
ESOO Deputy Assistant Secretary, IO
FEMC Deputy Assistant Secretary, A/CDC
FEOC Director, FBO
FEMC Deputy Assistant Secretary (2), DGP/PER
FEMC Deputy Assistant Secretary, A/OPR
FEMC Director, A/SY
FEMC Deputy Assistant Secretary, A/OC
FEMC Deputy Assistant Secretary, CA
FEMC Deputy Assistant Secretary, CA/PPT
FEMC Deputy Assistant Secretary, CA/OCS
FEMC Deputy Chief of Mission, Buenos Aires
FEOC Deputy Chief of Mission, La Paz
FEMC Deputy Chief of Mission, Brasilia
FEMC Principal Officer, Rio De Jan
FEMC Principal Officer, Sao Paulo
FEOC Deputy Chief of Mission, Santiago
FEOC Principal Officer, Belize City
FEMC Deputy Chief of Mission, Bogota
FEOC Deputy Chief of Mission, Bridgetown
FEOC Deputy Chief of Mission, San Jose
FEMC Principal Officer, Havana (2)
FEOC Deputy Chief of Mission, Santo Domingo
FEOC Deputy Chief of Mission, Quito
FEOC Principal Officer, Guayaquil
FEOC Deputy Chief of Mission, San Salvador
FEOC Deputy Chief of Mission, Guatemala
FEOC Deputy Chief of Mission, PRT–AU–PRN
FEOC Deputy Chief of Mission, Tegucigalpa (2)
FEOC Deputy Chief of Mission, Kingston
FEMC Deputy Chief of Mission, Mexico, D.F.
FEOC Principal Officer, Guadalajara
FEOC Principal Officer, Monterrey
FEOC Principal Officer, Tiguana
FEOC Deputy Chief of Mission, Managua
FEMC Deputy Chief of Mission, Panama
FEOC Deputy Chief of Mission, Asuncion
FEMC Deputy Chief of Mission, Lima
FEOC Deputy Chief of Mission, Montevideo, (2)
FEMC Deputy Chief of Mission, Caracas
FEOC Deputy Chief of Mission, Port-o-Spain
FEMC Deputy Chief of Mission, Vienna
FEMC United States Representative, Unvie Vienna
FEMC Deputy U.S. Representative, MBFR Vienna
FEMC United States Representative, MBFR Vienna
FEMC Deputy Chief of Mission, Brussels
FEMC Deputy Chief of Mission, Brussel–EC (2)
FEMC Deputy Chief of Mission, Brussels NTO
FEMC United States Representative, Brussels NTO
FEOC Principal Officer, Hamilton
FEOC Deputy Chief of Mission, Nicosia
FEMC Deputy Chief of Mission, Athens
FEOC Principal Officer, Thessaloniki
FEMC United States Representative, Montreal
FEOC Deputy U.S. Representative, Montreal
FEOC Deputy Chief of Mission, Ottawa
FEMC Principal Officer, Montreal
FEMC Principal Officer, Toronto
FEOC Principal Officer, Vancouver
FEOC Deputy Chief of Mission, Prague
FEOC Deputy Chief of Mission, Copenhagen
FEMC Deputy Chief of Mission, London
FEOC Deputy Chief of Mission, Helsinki
FEMC Deputy Chief of Mission, Paris
FEMC Deputy Chief of Mission, Paris
FEMC United States Representative, OECD, Paris
FEMC United States Representative, FEMC, UNESCO, PRS
FEOC Deputy U.S. Representative, UNESCO, PRS
FEMC Deputy Chief of Mission, Bonn
FEOC Principal Officer, Dusseldorf
FEMC Principal Officer, Frankfurt
FEOC Principal Officer, Hamburg
FEMC Principal Officer, Munich
FEOC Principal Officer, Stuttgart
FEMC Chief of Mission, Berlin
FEOC Deputy Chief of Mission, Berlin
FEOC Deputy Chief of Mission, Reykjavik
FEMC Deputy Chief of Mission, Rome
FEMC Principal Officer, Milan
FEMC Principal Officer, Naples
FEOC United States Representative, Rome
FEOC Deputy Chief of Mission, The Hague
FEOC Principal Officer, Amsterdam
FEOC Principal Officer, Rotterdam
FEOC Deputy Chief of Mission, Oslo
FEOC Deputy Chief of Mission, Warsaw
FEOC Deputy Chief of Mission, Lisbon
FEOC Deputy Chief of Mission, Bucharest
FEOC Deputy Chief of Mission, Bucharest
FEMC Deputy Chief of Mission, Madrid
FEOC Principal Officer, Barcelona
FEMC Deputy Chief of Mission, Stockholm
FEOC Deputy Chief of Mission, Bern
FEMC Deputy U.S. Representative, US MIS GEN
FEMC Deputy Chief of Mission, Ankara
FEMC Principal Officer, Istanbul
FEOC Principal Officer, IZMIR
FEMC Deputy Chief of Mission, Moscow
FEOC Principal Officer, Leningrad
FEOC Deputy Chief of Mission, Belgrade
FEMC Principal Officer, Hong Kong
FEMC Deputy Principal Officer, Hong Kong
FEMC Deputy Chief of Mission, Beijing
FEOC Principal Officer, Guangzhou
FEOC Principal Officer, Shanghai
FEMC Deputy Chief of Mission, Jakarta
FEMC Deputy Chief of Mission, Canberra
FEOC Principal Officer, Melbourne
FEMC Principal Officer, Sydney
FEMC Deputy Chief of Mission, Tokyo
FEOC Principal Officer, Osaka-kobe
FEOC Principal Officer, Naha
FEMC Deputy Chief of Mission, Seoul
FEMC Deputy Chief of Mission, Vientiane
FEMC Deputy Chief of Mission, Vientiane
FEMC Deputy Chief of Mission, Vientiane
FEOC Deputy Chief of Mission, Wellington
FEMC Deputy Chief of Mission, Manila
FEMC Deputy Chief of Mission, Bangkok
FEOC Deputy Chief of Mission, Singapore
FEOC Deputy Chief of Mission, Kuala Lumpur
FEOC Deputy Chief of Mission, Rangoon
FEOC Deputy Chief of Mission, Kabul
FEOC Deputy Chief of Mission, Dacca
FEOC Deputy Chief of Mission, Colombo
FEMC Deputy Chief of Mission, Cairo
FEOC Principal Officer, Alexandria
FEMC Deputy Chief of Mission, New Delhi
FEMC Principal Officer, Bombay
FEOC Principal Officer, Calcutta
FEOC Principal Officer, Baghdad
FEMC Deputy Chief of Mission, Tel Aviv
FEMC Principal Officer, Jerusalem
FEOC Deputy Chief of Missions, Amman
FEOC Deputy Chief of Mission, Kuwait
FEMC Deputy Chief of Mission, Beirut
FEOC Deputy Chief of Mission, Rabat
FEOC Principal Officer, Casablanca
FEOC Deputy Chief of Mission, Kathmandu
FEMC Deputy Chief of Mission, Islamabad
FEMC Deputy Chief of Mission, Jidda
FEMC Deputy Chief of Mission, Jidda
FEOC Principal Officer, Dhahran
FEOC Deputy Chief of Mission, Damascus
FEOC Deputy Chief of Mission, Tunis
FEOC Deputy Chief of Mission, Tunis
FEMC Deputy Chief of Mission, Kinshasa
FEOC Deputy Chief of Mission, Ababa
FEOC Deputy Chief of Mission, Dakar
FEOC Deputy Chief of Mission, Accra
FEOC Deputy Chief of Mission, Abidjan
FEOC Deputy Chief of Mission, Abidjan
FEOC Deputy Chief of Mission, Nairobi
FEOC Deputy Chief of Mission, Monrovia
FEMC Deputy Chief of Mission, Lagos
FEOC Deputy Chief of Mission, Pretoria

FEOC Deputy Chief of Mission, Pretoria
FEOC Principal Officer, Capetown
FEOC Principal Officer, Capetown

AGENCY: DEPARTMENT OF TRANSPORTATION

Positions:

Office of the Secretary of Transportation

SES Deputy General Counsel
SES Deputy Assistant Secretary for Planning and Policy Analysis
SES Deputy Assistant Secretary for Policy and Program Development
SES Deputy Assistant Secretary for Budget and Programs
SES Deputy Assistant Secretary for Governmental Affairs
SES Assistant Secretary for Administration
SES Deputy Assistant Secretary for Administration
SES Director, Office of Civil Rights

Office of the Inspector General

SES* Assistant Inspector General for Auditing, Office of the Secretary
SES* Director, Office of DOT-Wide Programs, Office of the Secretary
SES* Director, Office of Regional Programs, Office of the Secretary
SES* Assistant Inspector General for Policy, Planning and Resources, Office of the Secretary
SES* Assistant Inspector General for Investigations, Office of the Secretary

United States Coast Guard

SES Deputy Chief Counsel
0-7/0-8 Chief of Staff (Rear Admiral)
0-7/0-8 Chief, Office of Boating, Public and Consumer Affairs (Rear Admiral)
0-7/0-8 Comptroller (Rear Admiral)
0-7/0-8 Chief Counsel (Rear Admiral)
0-7/0-8 Chief, Office of Engineering (Rear Admiral)
0-7/0-8 Chief, Office of Marine Environment and Systems (Rear Admiral)
0-7/0-8 Chief, Office of Merchant Marine Safety (Rear Admiral)
0-7/0-8 Chief, Office of Navigation (Rear Admiral)
0-7/0-8 Chief, Office of Command, Control and Communication (Rear Admiral)
0-7/0-8 Chief, Office of Operations (Rear Admiral)
0-7/0-8 Chief, Office of Research and Development (Rear Admiral)
0-7/0-8 District Commanders (Rear Admirals) (10)

Office of the Inspector General

SES* Assistant Inspector General for Auditing, Office of the Secretary
SES* Director, Office of DOT-Wide Programs, Office of the Secretary
SES* Director, Office of Regional Programs, Office of the Secretary
SES* Assistant Inspector General for Policy, Planning and Resources, Office of the Secretary
SES* Assistant Inspector General for Investigations, Office of the Secretary

Federal Aviation Administration

SES Associate Administrator for Administration
SES Deputy Associate Administrator for Administration
SES Associate Administrator for Airports
SES Associate Administrator for Air Traffic and Airway Facilities
SES Deputy Associate Administrator for Air Traffic and Airway Facilities
SES Associate Administrator for Aviation Standards
SES Deputy Associate Administrator for Aviation Standards
SES Associate Administrator for Engineering and Development
SES Deputy Associate Administrator for Engineering and Development
SES Associate Administrator for Policy and International Aviation
SES Federal Air Surgeon
SES Deputy Federal Air Surgeon
SES Chief Counsel
SES Deputy Chief Counsel
SES Director, Eastern Region (New York)
SES Deputy Director, Eastern Region (New York)
SES Director, New England Region (Boston)
SES Deputy Director, New England Region (Boston)
SES Director, Southern Region (Atlanta)
SES Deputy Director, Southern Region (Atlanta)
SES Director, Southwest Region (Fort Worth)
SES Deputy Director, Southwest Region (Fort Worth)
SES Director, Central Region (Kansas City)
SES Deputy Director, Central Region (Kansas City)
SES Director, Great Lakes Region (Chicago)
SES Deputy Director, Great Lakes Region (Chicago)
SES Director, Western Region (Los Angeles)
SES Deputy Director, Western Region (Los Angeles)
SES Director, Rocky Mountain Region (Denver)
SES Director, Northwest Region (Seattle)
SES Deputy Director, Northwest Region (Seattle)
SES Director, Alaska Region (Anchorage)
SES Deputy Director, Alaska Region (Anchorage)
SES Director, Pacific-Asia Region (Honolulu)
SES Deputy Director, Pacific-Asia Region (Honolulu)
SES Director, Europe-Africa-Middle East Office

Federal Highway Administration

SES Associate Administrator for Planning and Policy Development
SES Associate Administrator for Research and Development
SES Associate Administrator for Right-Of-Way and Environment
SES Associate Administrator for Engineering and Operations
SES Associate Administrator for Safety, Traffic Engineering and Motor Carriers
SES Associate Administrator for Administration
SES Chief Counsel
SES Deputy Chief Counsel
SES Regional Federal Highway Administrators (9)
SES Deputy Administrator
SES Executive Director

Federal Railroad Administration

SES Associate Administrator for Administration
SES Chief Counsel
SES* Deputy Chief Counsel
SES Associate Administrator for Federal Assistance
SES* Deputy Associate Administrator for Federal Assistance
SES Associate Administrator for Intercity Programs
SES Deputy Associate Administrator for Intercity Programs
SES Associate Administrator for Research and Development
SES Associate Administrator for Policy
SES Associate Administrator for Safety
SES Deputy Associate Administrator for Safety
SES Director, Transportation Test Center (TTC)
SES General Manager, Alaska Railroad
SES Deputy Associate Administrator for Policy
SES Deputy Administrator

National Highway Traffic Safety Administration

SES Chief Counsel
SES Associate Administrator for Rulemaking
SES Deputy Associate Administrator for Rulemaking
SES Associate Administrator for Traffic Safety Programs
SES Associate Administrator for Research and Development
SES Associate Administrator for Enforcement
SES Associate Administrator for Plans and Programs
SES Associate Administrator for Administration
SES Deputy Administrator

Urban Mass Transportation Administration

SES Executive Director
SES Associate Administrator for Administration
SES Chief Counsel
SES* Director, Office of Financial Management
SES Associate Administrator for Technical Assistance
SES Associate Administrator for Transit Assistance
SES Associate Administrator for Budget and Policy
SES Associate Administrator for Grants Management
SES Deputy Administrator

Saint Lawrence Seaway Development Corporation

SES* General Counsel
SES Associate Administrator and Resident Manager

Research and Special Programs Administration

SES Deputy Administrator
SES Chief Counsel
SES Associate Administrator, Office of Policy, Plans, and Program Management

SES Director, Material Transportation Bureau
SES Director, Transportation Programs Bureau
SES Director, Transportation Systems Center
SES Deputy Director, Transportation Systems Center
SES Administrator

Maritime Administration

SES Deputy Administrator, Maritime Administration
SES Deputy Administrator for Inland Waterways and Great Lakes, Maritime Administration
SES Chief Counsel, Maritime Administration
SES Deputy Chief Counsel, Maritime Administration
SES Associate Administrator for Policy and Administration, Maritime Administration
SES Associate Administrator for Maritime Aids, Maritime Administration
SES Deputy Associate Administrator for Maritime Aids (Trade), Office of the Associate Administrator for Maritime Aids, Maritime Administration
SES Deputy Associate Administrator for Maritime Aids (Finance), Office of the Associate Administrator for Maritime Aids, Maritime Administration
SES Associate Administrator for Shipbuilding and Ship Operations, Maritime Administration
SES Director, Office of Ship Construction, Office of the Associate Administrator for Shipbuilding and Ship Operations, Maritime Administration
SES Director, Office of Shipbuilding Costs, Office of the Associate Administrator for Shipbuilding and Ship Operations, Maritime Administration
SES Director, Office of Ship Operations, Office of the Associate Administrator for Shipbuilding and Ship Operations, Maritime Administration
SES Associate Administrator for Marketing and Domestic Enterprise, Maritime Administration
SES Associate Administrator for Research and Development, Maritime Administration
SES Superintendent, Merchant Marine Academy Maritime Administration

AGENCY: DEPARTMENT OF THE TREASURY

Positions:

Office of the Secretary

SES Inspector General

Office of the Assistant Secretary for Domestic Finance

SES Deputy Assistant Secretary, Debt Management
SES Deputy Assistant Secretary, Financial Institutions and Capital Markets Policy
SES Deputy Assistant Secretary, State and Local Finance
SES Deputy Assistant Secretary, Federal Finance
SES Director, Office of Government Financing

Office of the Assistant Secretary for International Monetary Affairs

SES Deputy Assistant Secretary for International Monetary Affairs
SES Deputy Assistant Secretary for Developing Nations Finance
SES Deputy Assistant Secretary, Trade and Investment Policy
SES Deputy Assistant Secretary, Commodities and Natural Resources

Office of the Assistant Secretary for Tax Policy

SES Deputy Assistant Secretary, Tax Policy
SES Deputy Assistant Secretary, Tax Policy and Director, Office of Tax Analysis

Office of the Fiscal Assistant Secretary

SES Assistant Secretary

Office of the Assistant Secretary for Public Liaison and Consumer Affairs

SES Assistant Secretary

Office of the Assistant Secretary for Administration

SES Assistant Secretary,

Treasurer of the United States

SES Treasurer and National Savings Bond Director, Office of the Secretary

Office of Revenue Sharing

SES Director

Comptroller of the Currency

SES Chief National Bank Examiner
SES Deputy Comptroller, Special Surveillance
SES Deputy Comptroller, Multinational Banking
SES Deputy Comptroller, Planning and Economic Analysis
SES Senior Advisor to the Comptroller
SES Deputy Comptroller, Bank Organization and Structure
SES Deputy Comptroller, Industry and Public Affairs
SES Senior Deputy Comptroller for National Operations
SES Senior Deputy Comptroller for Policy and Planning
SES Senior Deputy Comptroller for Bank Supervision
SES Chief Counsel, Comptroller of the Currency
SES Deputy Chief Counsel, Comptroller of the Currency
SES Senior Deputy Comptroller for Resource Management

Customs Service

SES Commissioner
SES Deputy Commissioner
SES Deputy Commissioner, International Affairs
SES* Assistant Commissioner, Border Operations
SES* Deputy Assistant Commissioner, Border Operations
SES Director, Office of Investigations
SES Assistant Commissioner, Commercial Operations
SES Director, Management Inspection Staff
SES Assistant Commissioner, Management Integrity
SES* Comptroller

Bureau of Government Financial Operations

GS–18 Commissioner

Internal Revenue Service

SES Deputy Commissioner
SES* Assistant Commissioner (Data Processing)
SES** Associate Commissioner (Operations)
SES* Associate Commissioner (Policy and Management)
SES Assistant Commissioner, (Inspection)
SES Regional Commissioner, (C)
SES Regional Commissioner, (MA)
SES Regional Commissioner, (MW)
SES Regional Commissioner, (NA)
SES Regional Commissioner, (SE)
SES Regional Commissioner, (SW)
SES Regional Commissioner, (W)

Legal Division

SES Deputy General Counsel, Office of the General Counsel
SES Assistant General Counsel and Director, Tax Legislative Counsel, Office of the General Counsel
SES International Tax Counsel and Director, Office of International Tax Counsel, Office of the General Counsel
SES Chief Counsel, Customs Department
SES Deputy Chief Counsel, Customs Department
SES Chief Counsel, Comptroller of the Currency
SES Deputy Chief Counsel, Comptroller of the Currency
SES Chief Counsel, Bureau of Alcohol, Tobacco and Firearms
SES Deputy Chief Counsel, Bureau of Alcohol, Tobacco and Firearms

Bureau of the Mint

GS–18 Director
SES Deputy Director of the Mint
SES Assistant Director (Production)
SES Assistant Director for Technology

U.S. Savings Bonds Division

Positions: No section 207(d)(1)(C) Designations.

U.S. Secret Service

SES Director
SES Deputy Director

Bureau of Alcohol, Tobacco and Firearms

SES Director
SES Deputy Director
SES Assistant Director, Regulatory Enforcement
SES Assistant Director, Criminal Enforcement
SES Assistant Director, Internal Affairs

Bureau of Public Debt

GS–18 Commissioner of Public Debt

Office of Revenue Sharing

SES Director

Federal Law Enforcement Training Center

Positions: No section 207(d)(1)(C).

Bureau of Engraving and Printing

SES Director
GS–17 Deputy Director

SES Assistant Director (Administration)
SES Assistant Director (Operations)
SES Assistant Director (Research and Engineering)

Treasurer of the United States

GS-18 Treasurer and National Savings Bond Director, Office of the Secretary

AGENCY: ACTION

Positions:
SES Executive Officer
SES Deputy Associate Director for Domestic and Anti-Poverty Operations
SES Executive Assistant for Programs
SES Deputy Associate Director for Older Americans Volunteer Program (OAVP)
SES Assistant Director for Administration and Finance
SES Deputy Assistant Director for Administration and Finance
SES General Counsel
SES Assistant Director for Congressional and Governmental Affairs
SES Deputy Assistant Director for Voluntary Citizen Participation
SES Director of Accounting
SES Deputy Associate Director for VISTA/ACTION Education Programs
SES Assistant Director for Policy and Planning
SES Director, Vietnam Veterans Leadership Program
SES Inspector General
SES* Executive Assistant

AGENCY: ADMINISTRATIVE CONFERENCE OF THE UNITED STATES

Positions:
SES General Counsel
SES Executive Director
SES Research Director

AGENCY: ADVISORY COUNCIL ON HISTORIC PRESERVATION

Positions:
SES Executive Director

AGENCY: AMERICAN BATTLE MONUMENTS COMMISSION

Positions:
0-8 Secretary

AGENCY: BOARD FOR INTERNATIONAL BROADCASTING

Positions:
SES Executive Director
SES Director of Engineering

AGENCY: CENTRAL INTELLIGENCE AGENCY

Positions:
AD General Counsel
AD Inspector General
AD Deputy Director for Administration
AD Associate Deputy Director for Administration
AD Deputy Director for Operations
AD Associate Deputy Director for Operations
AD Director, Intelligence Community Staff
AD Deputy Director, Intelligence Community Staff
AD Chairman, National Intelligence Council
AD Vice Chairman, National Intelligence Council
AD Deputy Director For Intelligence
AD Deputy Director for Science & Technology
AD Associate Deputy Director for Science & Technology
AD Director of Technical Services
AD Director of Data Processing
AD Director of SIGINT Operations
AD Director of Security
AD Director of Research and Development
AD Director of Personnel
AD Comptroller
AD Deputy Comptroller
AD Director of Development and Engineering
AD Director of Logistics
AD Director of Finance
AD Deputy Director of Development and Engineering
AD Deputy Director of Research & Development
AD Deputy Director of Personnel
AD Deputy Director of Finance
AD Deputy Director of Logistics
AD Deputy Director—Data Processing
AD Director of External Affairs
AD Deputy General Counsel
AD Deputy Inspector General
AD* Executive Director
AD* Associate Deputy Director for Intelligence
AD* Director, National Intelligence Emergency Preparedness Support Office
AD* Director of Communications
AD* Deputy Director of Communications
AD* Deputy Director of Security
AD* Director, National Photographic Interpretation Center
AD* Deputy Director of SIGINT Operations
AD* Deputy Director of Technical Services
AD* Project Management Engineer Chief, ODE
AD Physical Science Research Space Chief, ODE

AGENCY: CIVIL AERONAUTICS BOARD

Positions:
SES Managing Director, Office of Managing Director
SES Director, Bureau of Domestic Aviation
SES Director, Bureau of International Aviation
SES Director, Office of Congressional, Community & Consumer Affairs
SES Director, Office of Human Resources
SES Comptroller, Office of Comptroller
SES General Counsel, Office of the General Counsel
SES Deputy General Counsel, Office of the General Counsel
SES Associate Director, Bureau of International Aviation

AGENCY: COMMISSION ON CIVIL RIGHTS

Positions:
SES Solicitor
SES Assistant Staff Director for Regional Programs
SES Assistant Staff Director for Administration
SES Assistant Staff Director for Program Planning and Evaluation
SES Acting Assistant Staff Director for Program and Policy Review
SES Assistant Staff Director for Civil Rights Evaluation
SES Assistant Staff Director for Congressional and Public Affairs
SES Deputy Staff Director
SES General Counsel

AGENCY: COMMISSION OF FINE ARTS

Positions: No section 207(d)(1)(C) designation.

AGENCY: COMMODITY FUTURES TRADING COMMISSION

Positions:
SES Executive Director
SES Deputy Executive Director (1)
SES Director, Division of Enforcement
SES Deputy Director, Division of Enforcement (2)
SES Chief Economist, Division of Economics and Education
SES Deputy Chief Economist, Division of Economics and Education (2)
SES Director, Division of Trading and Markets
SES Deputy Director, Division of Trading and Markets (2)
SES Deputy General Counsel, Office of General Counsel (2)
SES Supervisory Economist, Division of Economics and Education
SES** General Counsel

AGENCY: CONSUMER PRODUCT SAFETY COMMISSION

Positions:
SES General Counsel
SES Deputy General Counsel
SES Executive Director
SES Deputy Executive Director for Headquarters Operations
SES Deputy Executive Director for Outreach and Field Operations
SES Associate Executive Director for Engineering Sciences
SES Associate Executive Director for Administration
SES Associate Executive Director for Compliance and Administrative Litigation
SES Associate Executive Director for Health Sciences
SES Associate Director for Epidemiology
SES Director, Office of Program Management
SES Director, Office of Budget, Program Planning and Evaluation
SES* Senior Staff Officer

AGENCY: COORDINATING COUNCIL ON JUVENILE JUSTICE AND DELINQUENCY PREVENTION

Positions: No section 207(d)(1)(C) designations.

AGENCY: DISTRICT OF COLUMBIA GOVERNMENT

Positions:
Superintendent of Schools
President, University of the District of Columbia

General Manager, Convention Center

AGENCY: ENVIRONMENTAL PROTECTION AGENCY

Positions:

SES Regional Administrator, Region I, Boston
SES Regional Administrator, Region II, New York
SES Regional Administrator, Region III, Philadelphia
SES Regional Administrator, Region IV, Atlanta
SES Regional Administrator, Region V, Chicago
SES Regional Administrator, Region VI, Dallas
SES Regional Administrator, Region VII, Kansas City
SES Regional Administrator, Region VIII, Denver
SES Regional Administrator, Region IX, San Francisco
SES Regional Administrator, Region X, Seattle
SES Associate Assistant Administrator for Program Management and Policy
SES Associate Assistant Administrator for Strategic Planning (Water)
SES Associate Assistant Administrator for Toxics Integration
SES Associate Administrator for Policy and Resource Management
SES Director, Office of Water Enforcement
SES Director, Office of Radiation Programs
SES Director, Office of Water Program Operations
SES Director, Office of Water Regulations and Standard
SES Director, Office of Solid Waste
SES Director, Office of Drinking Water
SES Director, Office of Pesticides Programs
SES Director, Office of Monitoring Systems and Quality Assurance
SES Director, Office of Health Research
SES Director, Office of Environmental Processes and Effects Research
SES Director, Office of Environmental Engineering and Technology
SES Director, Office of Toxic Substances
SES General Counsel
SES Deputy General Counsel
SES Chief of Staff
SES Director, Office of Federal Activities
SES Director, Office of Legislation
SES Director, Office of Health and Environmental Assessment
SES* Deputy Associate Administrator for Policy and Resource Management
SES* Director, Office of Mobile Sources
SES* Director, Office of Emergency and Remedial Response
SES* Deputy Inspector General for Auditing
SES* Assistant Inspector General
SES Assistant Inspector General for Investigations

AGENCY: EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

Positions:

SES Associate General Counsel, Trial Division
SES Executive Director
SES Deputy Executive Director
SES Director, Office of Program Planning and Evaluation
SES Deputy General Counsel

AGENCY: EXPORT-IMPORT BANK OF THE UNITED STATES

Positions:

GS–18 General Counsel
GS–17 Deputy General Counsel
GS–17 Senior Vice President, Exporter Credits, Guarantees and Insurance
GS–17 Senior Vice President, Direct Credits and Financial Guarantees

AGENCY: FARM CREDIT ADMINISTRATION

Positions:

SES Senior Deputy Governor
SES Chief of Staff to the Senior Deputy Governor
SES General Counsel
SES Deputy Governor, Office of Supervision
SES Associate Deputy Governor, Office of Supervision
SES Assistant Deputy Governor, Office of Supervision
SES Deputy Governor and Chief Examiner
SES Associate Deputy Governor, Office of Examination
SES Deputy Governor, Office of Administration
SES Director, Administrative Division
SES Director, Congressional and Public Affairs Division
GS–18 Members of the Federal Farm Credit Board (13)

AGENCY: FEDERAL COMMUNICATIONS COMMISSION

Positions:

SES Managing Director
SES General Counsel
SES Chief Scientist
SES Chief, Broadcast Bureau
SES Chief, Common Carrier Bureau
SES Chief, Private Radio Bureau
SES Chief, Field Operations Bureau
SES Chief, Cable Television Bureau
SES Chief, Office of Plans and Policy
SES Deputy Managing Director
SES Deputy General Counsel
SES Deputy Chief Scientist
SES Deputy Chief, Common Carrier Bureau (Operations)
SES Deputy Chief, Common Carrier Bureau, (Policy)
SES Deputy Chief, Private Radio Bureau
SES Deputy Chief, Field Operations Bureau
SES Deputy Chief, Office of Plans and Policy
SES Associate Bureau Chief for Policy, Private Radio Bureau

AGENCY: FEDERAL DEPOSIT INSURANCE CORPORATION

Positions:

AD–18 Deputy to the Chairman—Administration
AD–17* Deputy to the Chairman—Public Affairs
AD–18 Deputy to the Director (Appointive)
AD–18 General Counsel
AD–17 Director, Division of Bank Supervision
AD–18 Director, Division of Liquidation
AD–18 Director, Division of Research and Strategic Planning
AD–17 Director, Division of Accounting and Corporate Services
AD–17* Associate Director, Division of Bank Supervision
AD–17* Deputy General Counsel, Open Bank Regulation and Supervision, Legal Division
AD–17* Deputy General Counsel, Closed Bank Litigation and Liquidation, Legal Division
AD–17 Deputy Director, Operations Branch, Division of Bank Supervision
AD–17 Deputy Director, Management Support Branch, Division of Bank Supervision
AD–17* Deputy Director, Regional Offices Coordination, Division of Bank Supervision
AD–17* Regional Director, Atlanta Region, Division of Bank Supervision
AD–17* Regional Director, Boston Region, Division of Bank Supervision
AD–17* Regional Director, Chicago Region, Division of Bank Supervision
AD–16(17)* Regional Director, Columbus Region, Division of Bank Supervision
AD–17* Regional Director, Dallas Region, Division of Bank Supervision
AD–16(17)* Regional Director, Kansas City Region, Division of Bank Supervision
AD–16(17)* Regional Director, Madison Region, Division of Bank Supervision
AD–16(17)* Regional Director, Memphis Region, Division of Bank Supervision
AD–16(17)* Regional Director, Minneapolis Region, Division of Bank Supervison
AD–17* Regional Director, New York Region, Division of Bank Supervision
AD–16(17)* Regional Director, Omaha Region, Division of Bank Supervision
AD–16(17)* Regional Director, Philadelphia Region, Division of Bank Supervision
AD–15(17)* Regional Director, Richmond Region, Division of Bank Supervision
AD–17* Regional Director, San Francisco Region, Division of Bank Supervision
AD–17* Assistant Director, Fiscal and Facilities Management Branch, Division of Accounting and Corporate Services
AD–17 Assistant Director, Management Information Services Branch, Division of Accounting and Corporate Services

AGENCY: FEDERAL ELECTION COMMISSION

Positions:

G–17* Deputy General Counsel

AGENCY: FEDERAL EMERGENCY MANAGEMENT AGENCY

Positions:

SES* Regional Director, FEMA, Region I, Boston, Massachusetts
SES* Regional Director, FEMA, Region II, New York, New York
SES* Regional Director, FEMA, Region III, Philadelphia, Pennsylvania
SESq* Regional Director, FEMA, Region IV, Atlanta, Georgia
SES* Regional Director, FEMA, Region V, Chicago, Illinois
SES* Regional Director, FEMA, Region VI, Denton, Texas
SES* Regional Director, FEMA, Region VII, Kansas City, Missouri

SES* Regional Director, FEMA, Region VIII, Denver, Colorado
SES* Regional Director, FEMA, Region IX, San Francisco, California
SES* Regional Director, FEMA, Region X, Bothell, Washington
SES* Assistant for Special Plans
SES* Deputy Executive Secretary (EMPB)

Office of Executive Administration

SES Director, Public Affairs
SES Executive Deputy Director
SES General Counsel
SES Inspector General
SES Director of Personnel

Federal Insurance Administration

SES* Deputy Administrator

Resource Management and Administration Directorate

SES* Deputy Associate Director
SES Comptroller
SES Director of Personnel

Training and Education

SES Superintendent of National Fire Academy
SES Superintendent, Emergency Management Institute

National Preparedness Programs Directorate

SES Deputy Associate Director
SES Assistant Associate for Resources Preparedness
SES Assistant Associate for Government Preparedness
SES Assistant Associate for Mobilization Preparedness

State and Local Programs and Support Directorate

SES Deputy Associate Director

State and Local Programs and Support Directorate

SES Assistant Associate Director, Natural & Technological Hazards
SES Assistant Associate Director, Emergency Management Programs
SES Assistant Associate Director, Disaster Assistance Programs
SES Assistant Associate Director, Emergency Operations and Coordination

AGENCY: FEDERAL ENERGY REGULATORY COMMISSION

Positions:

SES Executive Director, Office of the Executive Director
SES Deputy Executive Director, Office of the Executive Director
SES Director, Office of Electric Power Regulation
SES Deputy Director, Office of Electric Power Regulation
SES Director, Office of Pipeline and Producer Regulation
SES Deputy Director, Office of Pipeline and Producer Regulation
SES General Counsel, Office of General Counsel
SES Deputy General Counsel, Office of General Counsel
SES Director, Office of Regulatory Analysis
SES Deputy Director, Office of Regulatory Analysis
SES Chief Accountant, Office of Chief Accountant
SES Deputy Chief Accountant, Office of Chief Accountant
SES Director, Office of Opinions and Review
SES Deputy Director, Office of Opinions and Review

AGENCY: FEDERAL FINANCIAL INSTITUTIONS EXAMINATION COUNCIL

Positions:

GS–18 Executive Secretary

AGENCY: FEDERAL HOME LOAN BANK BOARD

Positions:

SES General Counsel
SES Director, Office of District Banks
SES Director, Office of Policy and Economic Research
SES Director, Federal Savings and Loan Insurance Corporation
SES Executive Staff Director
SES Director, Office of Examinations and Supervision
SES Director, Internal Evaluation and Compliance Office

AGENCY: FEDERAL HOME LOAN MORTGAGE CORPORATION

Positions:

AD President—Chief Executive Officer
AD Executive Vice President—Chief Operating Officer
AD Executive Vice President—Chief Administrative Officer
AD Executive Vice President—General Counsel
AD Executive Vice President—Chief Financial Officer

AGENCY: FEDERAL INSPECTOR FOR THE ALASKA NATURAL GAS TRANSPORTATION SYSTEM

Positions:

SES Deputy Federal Inspector (Washington)
SES* Deputy Federal Inspector (Alaska)
SES General Counsel
SES Director, External Affairs
SES Director, Environment
SES Director, Engineering
SES Director, Cost Control and Audit
SES Director of Administration
SES Deputy Director for Administration
SES Director, Construction
SES Deputy Director, Construction (North)
SES Deputy Director, Construction (South)

AGENCY: FEDERAL LABOR RELATIONS AUTHORITY

Positions:

GS–18* Chairman, Foreign Service Impasses Panel
GS–18 Members of the Federal Service Impasses Panel (6)
GS–17 Chief Judge, Office of Administrative Law Judges
SES Executive Director of the Authority
SES Executive Director Federal Service Impasses Panel
SES Deputy Executive Director of the Authority
SES* Solicitor
SES Chief Counsel, of the Authority
SES* Assistant Chief Counsel for Arbitration
SES* Assistant Chief Counsel for Negotiability
SES* Assistant Chief Counsel, Representation and Unfair Labor Practices
SES* Assistant Chief Counsel, Operations and Technical Assistance
SES Deputy General Counsel
SES Assistant General Counsel (Field Management) (2)
SES Assistant General Counsel for Appeals
SES Regional Director, Boston
SES Regional Director, New York
SES Regional Director, Washington
SES Regional Director, Atlanta
SES Regional Director, Chicago
SES Regional Director, Dallas
SES Regional Director, Denver
SES Regional Director, Los Angeles
SES Regional Director, San Francisco

AGENCY: FEDERAL MARITIME COMMISSION

Positions:

SES General Counsel
SES Managing Director
SES Director, Bureau of Tariffs
SES Director, Bureau of Agreements
SES Deputy General Counsel
SES Director, Bureau of Hearings and Field Operations
SES Director, Bureau of Certification and Licensing
SES Secretary
SES Deputy Managing Director
SES Director, Office of Regulatory Policy and Planning

AGENCY: FEDERAL MEDIATION AND CONCILIATION SERVICE

Positions:

SES Deputy Director
SES Director of Mediation Services
SES Director, Office of Policy & Resource Management
SES General Counsel
SES Regional Directors (4)

AGENCY: FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

Positions:

SES Executive Director
SES General Counsel

AGENCY: FEDERAL RESERVE SYSTEM

Positions:

FRO–I Staff Director for Monetary and Financial Policy
FRO–I Staff Director for Federal Reserve Bank Activities
FRO–I Staff Director for Management
FRO–I General Counsel
FRO–I Director, Division of Research and Statistics
FRO–I Director, Division of International Finance
FRO–I Director, Division of Banking Supervision and Regulation
FRO–II Secretary of the Board

FRO–II* Director, Division of Federal Reserve Bank Operations
FRO–II* Director, Division of Consumer and Community Affairs
FRO–II* Director, Division of Personnel
FRO–II* Director, Division of Data Processing
FRO–II* Assistant to the Board (for monetary and Financial Policy)
FRO–II* Assistant to the Board (for Public Affairs)
FRO–II* Assistant to the Board (for Congressional Liaison)
FRO–II* Deputy General Counsel
FRO–II* Deputy Staff Director (for Monetary and Financial Policy)
FRO–II* Deputy Director, Division of Research and Statistics
FRO–II* Associate Director, Division of Research and Statistics
FRO–III* Controller
FRO–III* Deputy Director, Division of Consumer Affairs
FRO–III* Senior Deputy Associate Director, Division of Research and Statistics
FRO–III* Associate Director, Division of Banking Supervision and Regulation
FRO–II* Deputy Director, Division of Data Processing
FRO–II* Assistant Director, Division of Research and Statistics

AGENCY: FEDERAL TRADE COMMISSION

Positions:

SES General Counsel
SES Deputy General Counsel
SES Director, Bureau of Competition
SES Deputy Directors, Bureau of Competition
SES Director, Bureau of Consumer Protection
SES Deputy Directors, Bureau of Consumer Protection
SES Directors, Bureau of Economics
SES Deputy Director, Bureau of Economics
SES Executive Director
SES Executive Assistant to the Chairman
SES Deputy Director, Office of Policy Planning

AGENCY: GENERAL ACCOUNTING OFFICE

Positions:

SES Director, Program Analysis Division (PAD)
SES Deputy Director, (PAD)
SES Director, Energy and Minerals Division (EMD)
SES Deputy Director, EMD
SES Director, Community and Economic Development Division (CEDD)
SES Deputy Director, CEDD
SES Director, Federal Personnel and Compensation Division (FPCD)
SES Deputy Director, FPCD
SES Director, Field Operations Division (FOD)
SES Deputy Director, FOD
SES Director, Accounting and Financial Management Division (AFMD)
SES Deputy Director, (AFMD)
SES Director, General Government Division (GGD)
SES Deputy Director, GGD
SES Director, International Division (ID)
SES Deputy Director, ID
SES Director, Procurement, Logistics and Readiness Division (PLRD)
SES Deputy Director, PLRD
SES Director, Missions Analysis and Systems Acquisitions Division (MASAD)
SES Deputy Director, MASAD
SES Director, Human Resources Division
SES Deputy General Counsel
SES Director, Office of Internal Review
SES Director, Office of Policy
SES Director of Personnel
SES Director, General Services and Controller
SES Deputy Director of Personnel
SES Deputy Director, General Services and Controller
SES Director, Office of Organization and Human Development
SES Director, Institute for Program Evaluation
SES Deputy Director, Institute for Program Evaluation
SES Director, Civil Rights Office
SES General Counsel
SES Assistant Comptroller General for Program Evaluation
SES Assistant Comptroller General for Policy and Program Planning
SES Special Assistant for Defense and Materiel Management Studies

AGENCY: GENERAL SERVICES ADMINISTRATION

Positions:

Office of the Administrator

SES* Deputy Administrator
SES* Associate Administrator for Administration
SES* Associate Administrator for Operations
SES* Deputy Associate Administrator for Operations
SES* Associate Administrator for Policy and Management
SES* Deputy Associate Administrator for Policy and Management
SES* Director, Office of Management Improvement
SES* Director, Office of Small and Disadvantaged Business Utilization
SES* Chief of Staff

Information Security Oversight Office

SES* Director of Information Security Oversight

Office of Acquisition Policy

SES Assistant Administrator for Acquisition Policy
SES Deputy Assistant Administrator for Acquisition Policy
SES Director of Acquisition Policy

Office of Plans, Programs, and Financial Management

SES Deputy Assistant Administrator for Plans, Programs, and Financial Management
SES Director of Finance
SES Director of Budget
SES Director of Data Systems
SES* Deputy Director of Data Systems
SES Executive Officer

Automated Data and Telecommunications Service (ADTS)

SES Commissioner, ADTS
SES* Deputy Commissioner for Program Management
SES* Deputy Commissioner for Government-wide Management
SES Assistant Commissioner for Policy and Planning
SES Assistant Commissioner for Procurement
SES Assistant Commissioner for Systems Engineering and Operations
SES Executive Director, ADTS
SES** Director, Network Engineering and Management Division
SES** Director, Advanced Planning Division
SES** Director, Local Systems and Programs Division
SES Director, Software Development Office
SES* Assistant Commissioner for Office of Information systems

Federal Property Resources Service (FPRS)

SES Commissioner, Federal Property Resources Service
SES Deputy Commissioner, Federal Property Resources Service
SES Assistant Commissioner for Real Property
SES Assistant Commissioner for Personal Property
SES Deputy Assistant Commissioner for Personal Property
SES Assistant Commissioner, Office of Stockpile Management
SES Assistant Commissioner, Office of Stockpile Transactions

Federal Supply Service (FSS)

SES Commissioner, FSS
SES Deputy Commissioner for Procurement, FSS
SES Deputy Commissioner for Requirements and Supply
SES Associate Commissioner for Management
SES* Assistant Commissioner for Planning, Analysis and Data Systems
SES Assistant Commissioner for Supply
SES Assistant Commissioner for Programs and Requirements
SES Assistant Commissioner for Supply Policy
SES Assistant Commissioner for Acquisition Planning

National Archives and Records Service (NARS)

SES Archivist of the United States
SES Deputy Archivist of the United States
SES Associate Archivist for Management

Public Buildings Service (PBS)

SES Commissioner, PBS
SES Deputy Commissioner, PBS
SES Assistant Commissioner for Buildings Management
SES Assistant Commissioner for Federal Protective Service Management
SES Director, Office of Special Programs
SES Deputy Assistant Commissioner for Buildings Management

SES Assistant Commissioner for Program Support
SES Assistant Commissioner for Design and Construction
SES Assistant Commissioner for Space Management
SES Assistant Commissioner for Contracts
SES* Special Assistant to the Commissioner, PBS

Transportation and Public Utilities Service (TPUS)

SES Commissioner, TPUS
SES Deputy Commissioner, TPUS
SES Assistant Commissioner for Transportation and Travel Management
SES Assistant Commissioner for Public Utilities
SES Assistant Commissioner for Motor Equipment
SES Assistant Commissioner for Transportation Audits

Office of General Counsel (OGC)

SES General Counsel
SES Deputy General Counsel

GSA Board of Contract Appeals

GS-18 Chairman and Chief Administrative Judge of Board of Contract Appeals
GS-17 Vice Chairman, Board of Contract Appeals

Regional Offices

SES Regional Administrator, Region 1 (Boston)
SES* Deputy Regional Administrator, Region 1 (Boston)
SES Regional Administrator, Region 2 (New York)
SES Regional Administrator, Region 3 (Philadelphia)
SES Regional Administrator, Region 4 (Atlanta)
SES Regional Administrator, Region 5 (Chicago)
SES Deputy Regional Administrator, Region 5 (Chicago)
SES Regional Administrator, Region 6 (Kansas City)
SES Deputy Regional Administrator, Region 6 (Kansas City)
SES Regional Administrator, Region 7 (Fort Worth)
SES Regional Administrator, Region 8 (Denver)
SES Regional Administrator, Region 9 (San Francisco)
SES Regional Administrator, Region 10 (Auburn)
SES Regional Administrator, National Capitol Region (Washington, D.C.)
SES Deputy Regional Administrator, National Capitol Region (Washington, D.C.)

Office of the Inspector General

SES Deputy Inspector General

Office of Organization and Personnel

SES* Director of Organization and Personnel

Office of Oversight

SES* Director of Oversight
SES* Director, Office of Administrative Services

AGENCY: INTER-AMERICAN FOUNDATION

Positions: No section 207(d)(1)(C) designations.

AGENCY: INTERNATIONAL TRADE COMMISSION

Positions:

SES Director of Operations
SES General Counsel
SES Director of Industries
SES Director of Investigations
SES Director, Economic Research
SES Director of Administration
SES* Director, Office of Tariff Affairs

AGENCY: INTERSTATE COMMERCE COMMISSION

Positions:

SES Managing Director
SES General Counsel
SES Director, Bureau of Traffic
SES Director, Bureau of Accounts
SES Director, Office of Proceedings
SES Director, Office of Transportation Analysis (OTA)
SES Assistant Managing Director
SES Deputy General Counsel
SES Associate Director, Office of Proceedings
SES Associate Director, Office of Policy and Analysis/Rail Services Planning Office (OTA)
SES Director, Office of Consumer Protection—OCCA
SES Associate Director, Office of Consumer Protection—OCCA
SES* Chief of Staff, Office of the Chairman
SES* Legislative Counsel, Office of Legislation and Governmental Affairs

AGENCY: JAPAN-UNITED STATES FRIENDSHIP COMMISSION

Positions:

SES Executive Director

AGENCY: MERIT SYSTEMS PROTECTION BOARD

Positions:

SES Managing Director
SES* Assistant Managing Director for Management
SES* Assistant Managing Director for Regional Operations
SES General Counsel
SES Deputy General Counsel
SES Legislative Counsel
SES Director, Office of Appeals
SES Director, Office of Merit Systems Review and Studies
SES Director, Office Administration
SES Chief Appeals Officer (Seven positions, one each at these field locations: Atlanta, Chicago, Dallas, New York, Philadelphia, San Francisco, Washington, D.C.)

AGENCY: NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

Positions:

Office of the Administrator

SES Associate Deputy Administrator

Office of the Comptroller

SES Deputy Comptroller, NASA
SES Comptroller, NASA

Office of Legislative Affairs

SES Assistant Administrator for Legislative Affairs
SES Deputy Assistant Administrator for Legislative Affairs

Office of the Chief Engineer

SES Chief Engineer, NASA
SES Deputy Chief Engineer, NASA

Office of Space Science and Applications

SES Associate Administrator for Space Science and Applications
SES Deputy Associate Administrator for Space Science and Applications

Office of General Counsel

SES General Counsel
SES Deputy General Counsel, NASA

Office of Procurement

SES Assistant Administrator for Procurement
SES Deputy Assistant Administrator for Procurement

Office of External Relations

SES Associate Administrator for External Relations
SES Deputy Associate Administrator for External Relations

Office of Space Transportation Systems

SES Associate Administrator for Space Transportation Systems
SES Deputy Associate Administrator for Space Transportation Systems

Office of Management

SES Associate Administrator for Management
SES Deputy Associate Administrator for Management

Office of Space Transportation Operations

SES Associate Administrator for Space Transportation Operations
SES Deputy Associate Administrator for Space Transportation Operations

Office of Aeronautics and Space Technology

SES Associate Administrator for Aeronautics and Space Technology
SES Deputy Associate Administrator for Aeronautics and Space Technology

Office of Space Tracking and Data Systems

SES Associate Administrator for Space Tracking and Data Systems
SES Deputy Associate Administrator for Space Tracking and Data Systems

Office of Equal Opportunity Programs

SES Assistant Administrator for Equal Opportunity Programs
SES Deputy Assistant Administrator for Equal Opportunity Programs

Inspector General

SES Deputy Inspector General

Ames Research Center

SES Director, NASA Ames Research Center

SES Deputy Director, NASA Ames Research Center

Goddard Space Flight Center

SES Director, NASA Goddard Space Flight Center
SES Deputy Director, NASA Goddard Space Flight Center

Johnson Space Center

SES Director, NASA Johnson Space Center
SES Deputy Director, NASA Johnson Space Center

Kennedy Space Center

SES Director, NASA Kennedy Space Center
SES Deputy Director, NASA Kennedy Space Center

Langley Research Center

SES Director, NASA Langley Research Center
SES Deputy Director, NASA Langley Research Center

Lewis Research Center

SES Director, NASA Lewis Research Center
SES Deputy Director, NASA Lewis Research Center

Marshall Space Flight Center

SES Director, NASA Marshall Space Flight Center
SES Deputy Director, NASA Marshall Space Flight Center

National Space Technology Laboratories

SES Manager, National Space Technology Laboratories
SES Deputy Manager, National Space Technology Laboratories

AGENCY: NATIONAL CAPITAL PLANNING COMMISSION

Positions:

SES Executive Director
SES Associate Executive Director for Regional Affairs
SES Associate Executive Director for District of Columbia Affairs
SES General Counsel
SES Assistant Executive Director for Administration

AGENCY: NATIONAL COMMISSION ON LIBRARIES AND INFORMATION SCIENCE

Positions:

SES 0-4 Executive Director

AGENCY: NATIONAL CREDIT UNION ADMINISTRATION

Positions:

SES General Counsel
SES Director, Department of Administration
SES Internal Auditor
SES Regional Director (6)
SES Deputy General Counsel
SES President, Central Liquidity Facility
SES* Director, Office of Programs
SES* Director, Office of Services
SES* Director, Department of Chartering and Education
SES* Executive Assistant for Regional Coordination
SES* Special Assistant to Director, Office of Programs

AGENCY: NATIONAL ENDOWMENT FOR THE ARTS

Positions:

SES Deputy Chairman for Programs
SES Associate Deputy Chairman for Programs
SES Deputy Chairman for Management
SES Deputy Chairman for Partnership
SES Director of Administration
SES General Counsel for Management
SES* Director of Public Affairs

AGENCY: NATIONAL ENDOWMENT FOR THE HUMANITIES

Positions:

SES Deputy Chairman for Programs
SES Assistant Chairman for Institutional Relations
SES Deputy Chairman for Management
SES Director, Division of State Programs
SES General Counsel
SES Director, Office of Planning and Policy Assessment
SES Director, Division of Public Programs
SES Director, Division of Education Programs

AGENCY: NATIONAL LABOR RELATIONS BOARD

Positions:

SES Solicitor
SES Executive Secretary
SES Deputy General Counsel
SES Associate General Counsel, Division of Enforcement Litigation

AGENCY: NATIONAL SCIENCE FOUNDATION

Positions:

SES Director, Office of Audit and Oversight
SES Director, Office of Government & Public Programs
SES Director, Office of Planning & Resources Management
SES General Counsel
SES Director, Office of Small Business Research & Development
SES* Director, Office of Scientific Ocean Drilling
SES* Director, Office of Science and Engineering Personnel and Education
SES* Assistant Director for Engineering
SES Assistant Director, Scientific, Technological & International Affairs
SES Assistant Director for Administration
SES Deputy Assistant Director, Astronomical, Atmospheric, Earth & Ocean Sciences
SES Deputy Assistant Director, Biological, Behavioral & Social Sciences
SES Deputy Assistant Director, Engineering
SES Deputy Assistant Director, Scientific, Technological & International Affairs
SES Deputy Assistant Director, Administration

AGENCY: NATIONAL TRANSPORTATION SAFETY BOARD

Positions:

SES Managing Director
SES Deputy Managing Director
SES General Counsel
SES Director, Bureau of Accident Investigation
SES Director, Bureau of Technology
SES Director, Bureau of Administration

AGENCY: NUCLEAR REGULATORY COMMISSION

Positions:

Office of the Commission

GS-18* Executive Assistant to the Chairman

Advisory Committee on Reactor Safeguards

SES Executive Director, ACRS
SES Deputy Executive Director, ACRS
SES Assistant Executive Director for Project Review, ACRS

Office of Administration

SES Director, Office of Administration
SES Deputy Director, Office of Administration
SES Director, Division of Organization & Personnel
SES Director, Division of Contracts
SES Director, Division of Tech Information & Document Control

Office of Resource Management

SES Controller and Director
SES* Deputy Controller and Deputy Director

Office of the Secretary

SES Secretary of the Commission
SES Assistant Secretary of the Commission

Office of Inspector and Auditor

SES Director, OIA
SES Assistant Director for Investigations
SES Deputy Director and Assistant for Audits

Office of State Programs

SES Director, State Programs

Office of Investigations

SES* Director, Office of Investigations
SES* Deputy Director of Investigations

Atomic Safety and Licensing Board Panel

SES Vice Chairman, Executive Secretary, ASLBP
SES Vice Chairman, Technical, ASLBP
SES Chairman, ASLBP

Atomic Safety and Licensing Appeal Panel

SES Vice Chairman, ASLAP
GG-17 Permanent Legal Members, ASLAP (4)
GG-17* Permanent Technical Members, ASLAP (2)
SES Chairman, ASLAP

Office of the General Counsel

SES General Counsel
SES Solicitor, OGC
SES Deputy General Counsel for Dom Lic & Reg
SES Assistant General Counsel for Legislation and Executive Branch Affairs
SES Assistant General Counsel for Administration and Ajudication

Office of Public Affairs

SES Director, Office of Public Affairs
SES Deputy Director, Office of Public Affairs

Office of Congressional Affairs

SES Director, Office of Congressional Affairs

Office of Policy Evaluation

SES Director, Office of Policy Evaluation
SES A/D for Technical Review, OPE
SES A/D for Special Projects, OPE

Executive Director for Operations

SES Executive Director for Operations
SES Deputy Executive Director for Operations
SES Assistant for Operations
SES* Deputy Executive Director for Regional Operations and Generic Requirements
SES* Director, Regional Operations and Generic Requirements Staff

Office of the Executive Legal Director

SES Executive Legal Director
SES Deputy Executive Legal Director
SES Director & Chief Counsel, Regulations Division
GG–17 Special Assistants to the Executive Legal Director (2)
SES Director/Chief Counsel, Operations and Administration Division
SES Director & Chief Counsel, Hearing Division
SES Assistant Chiefs, Hearing Counsel (3)
SES Deputy Chief, Hearing Counsel, Deputy Director, Hearing Division
SES Director & Chief Counsel, Rulemaking and Enforcement Division
SES Assistant Chief Hearing Counsel Antitrust Counsel
SES* Deputy Chief Hearing Counsel

Office of International Programs

SES Director, Office of International Programs
SES Deputy Director for International Programs and A/D for International Cooperation
SES A/D for Export/Import & International Safeguards

Office of Nuclear Reactor Regulation

SES Director, NRR
SES Deputy Director, Office of Nuclear Reactor Regulation
SES* Director, CRBR Program Office
SES Program Director, TMI Program Office
SES Deputy Program Director, TMI Program Office
SES Director, Planning and Program Analysis Staff
SES Director, Division of Licensing
SES Deputy Director, Division of Licensing
SES Assistant Director for Operating Reactors
SES Chief, Operating Reactors Branch 1
SES Chief, Operating Reactors Branch 2
SES Chief, Operating Reactors Branch 3
SES Chief, Operating Reactors Branch 4
SES Assistant Director for Licensing
SES Chief, Licensing Branch 1
SES Chief, Licensing Branch 2
SES Chief, Licensing Branch 3
SES* Chief, Licensing Branch 4
SES Chief, Standardization and Special Projects Branch
SES Assistant Director for Safety Assessment
SES Chief, Operating Reactors Branch 5
SES Chief, Systematic Evaluation Program Branch
SES Chief, Operating Reactors Assessment Branch
SES Director, Division of Engineering
SES Assistant Director for Components & Structures Engineering
SES Chief, Mechanical Engineering Branch
SES Chief, Structural Engineering Branch
SES Chief, Geosciences Branch
SES Chief, Hydrologic and Geotechnical Engineering Branch
SES Assistant Director for Materials & Qualifications Engineering
SES Chief, Materials Engineering Branch
SES Chief, Chemical Engineering Branch
SES Chief, Equipment Qualification Branch
SES Chief, Quality Assurance Branch
SES Assistant Director for Environmental Technology
SES Chief, Environmental Engineering Branch
SES Chief, Siting Analysis Branch 235
SES Chief, Utility Finance Branch
SES Director, Division of Systems Integration
SES Assistant Director for Core and Plant Systems
SES Chief, Instrumentation & Control Systems Branch
SES Chief, Power Systems Branch
SES Chief, Containment Systems Branch
SES Chief, Auxiliary Systems Branch
SES Assistant Director for Radiation Protection
SES Chief, Accident Evaluation Branch
SES Chief, Radiological Assessment Branch
SES Chief, Effluent Treatment Systems Branch
SES Assistant Director for Reactor Safety
SES Chief, Reactor Systems Branch
SES Chief, Core Performance Branch
SES Chief, Systems Interaction Branch
SES Director, Division of Human Factors Safety
SES Deputy Director, Division of Human Factors Safety
SES Chief, Human Factors Engineering Branch
SES Chief, Operator Licensing Branch
SES Chief, Licensee Qualifications Branch
SES Chief, Procedures & Test Review Branch
SES Director, Division of Safety Technology
SES Assistant Director for Generic Projects
SES Chief, Generic Issues Branch
SES Chief, Licensing Guidance Branch
SES Chief, Research & Standards Coordination Branch
SES Assistant to the Director for Technology
SES Chief, Safety Program Evaluation Branch
SES Chief, Reliability and Risk Assessment Branch

Office of Nuclear Regulatory Research

SES Director, Nuclear Regulatory Research
SES Deputy Director, Nuclear Regulatory Research

Office of Nuclear Material Safety and Safeguards

SES Director, NMSS
SES Deputy Director, NMSS
ST* Chief Engineer
SES Director, Division of Safeguards
SES Deputy Director, Division of Safeguards
SES Chief, Safeguards Licensing Policy and Program Branch
SES Chief, Power Reactor Safeguards Licensing Branch
SES Chief, Fuel Facilities Safeguards Licensing Branch
SES Chief, Material Transfer Safeguards Licensing Branch
SES Deputy Director, Division of Fuel Cycle & Material Safety
SES Director, Division of Fuel Cycle & Material Safety
SES Chief, Adv & Spent Fuel Licensing Branch
SES Chief, Uranium Fuel Licensing Branch
SES Chief, Transportation Certification Branch
SES Chief, Materials Certification and Procedures Branch
SES Chief, Material Licensing Branch
SES Chief, Low Level Waste Licensing Branch
SES Chief, Uranium Recovery Licensing Branch
SES Chief, Licensing Proc and Integration Branch
SES Chief, Hi-Level Waste Technology Development Branch
SES Deputy Director, Waste Management Division
SES Chief, Hi-Level Waste Licensing Management Branch
SES Director, Division of Waste Management

Office of Inspection and Enforcement

SES Director, Inspection and Enforcement
SES Deputy Director, Inspection and Enforcement
SES Director, Enforcement Staff
SES Chief, Reactor Projects and Resident Inspection Branch
SES Director, Division of Emergency Preparedness
SES Deputy Director, Division of Emergency Preparedness
SES Chief, Emergency Preparedness Licensing Branch
SES Director, Division of Fuel Facilities, Materials & Training
SES Chief, Fuel Facilities Branch
SES Chief, Materials Branch
SES Director, NRC Reactor Training Center
SES Regional Administrator, Region I
SES Deputy Regional Administrator, Region I
SES Director, Division of Resident and Reactor Project Inspector, Region I
SES Director, Division of Engineering and Technical Inspection, Region I
SES Regional Administrator, Region II
SES Deputy Regional Administrator, Region II
SES Director, Division of Engineering and Technical Inspection, Region II
SES Director, Division of Resident and Reactor Project Inspector, Region II
SES Regional Administrator, Region III

SES Deputy Regional Administrator, Region III
SES Director, Division of Resident and Reactor Project Inspector, Region III
SES Director, Division of Engineering and Technical Inspection, Region III
SES Regional Administrator, Region IV
SES Deputy Regional Administrator, Region IV
SES Regional Administrator, Region IV
SES Deputy Regional Administrator, Region V
SES Deputy Regional Administrator, Region V
SES Director, Division of Resident, Reactor Project and Engineering Inspection, Region V

Office for Analysis and Evaluation of Operational Data

SES Director, Office for Analysis and Evaluation of Operational Data
SES Deputy Director, Office for Analysis and Evaluation of Operational Data

AGENCY: OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION

Positions:
SES Executive Director
SES General Counsel

AGENCY: OFFICE OF PERSONNEL MANAGEMENT

Positions:
SES* Deputy Associate Director, Workforce Effectiveness and Development Group
SES* Associate Director, Compliance and Investigations Group
SES Labor-Management Relations, Workforce Effectiveness and Development Group
SES Assistant Director for Planning and Evaluation, Office of Planning and Evaluation
SES Chairman, Federal Prevailing Rate Advisory Committee
SES Assistant Director for Agency Compliance and Evaluation, Compliance and Investigations Group
SES Assistant Director for Administrative Law Judges, Staffing Group
SES Assistant Director for Staffing, Staffing Group
SES Deputy Associate Director, Compensation Group
SES Assistant Director for Retirement Programs, Compensation Group
SES Director, Eastern Region
SES Deputy Director, Eastern Region
SES Director, Great Lakes Region
SES Deputy Director, Great Lakes Region
SES Director, Southwest Region
SES Deputy Director, Southwest Region
SES Director, Western Region
SES Deputy Director, Western Region
SES Director, New England Region
SES Deputy Director, New England Region
SES Director, Mid-Atlantic Region
SES Deputy Director, Mid-Atlantic Region
SES Director, Southeast Region
SES Deputy Director, Southeast Region
SES Director, Rocky Mountain Region
SES Deputy Director, Rocky Mountain Region
SES Director, Mid-Continent Region
SES Deputy Director, Mid-Continent Region
SES Director, Northwest Region
SES Deputy Director, Northwest Region
SES Assistant Director for Insurance Programs, Compensation Group
SES Director, Federal Executive Institute, Workforce Effectiveness and Development Group
SES Chief, Medical Policy and Programs Division, Staffing Group
SES Assistant Director for Personnel Research and Development, Staffing Group
SES Assistant Director for Affirmative Employment Programs, Workforce Effectiveness and Development Group
SES Assistant Director, for Management, Administration Group
SES Assistant Director for Personnel Investigations Compliance and Investigations Group
SES Deputy General Counsel, Office of the General Counsel
SES Associate Director, Staffing Group
SES Associate Director, Administration Group
SES Associate Director, Compensation Group
SES Associate Director, Work Force Effectiveness and Development Group
SES Deputy Director, Office of Government Ethics
SES Counselor, Office of Government Ethics

AGENCY: OFFICE OF SPECIAL COUNSEL (MSPB)

Positions:
SES Deputy Special Counsel
SES Associate Special Counsel for Investigation
SES Associate Special Counsel for Prosecution
SES* Deputy Associate Special Counsel for Investigation

AGENCY: OVERSEAS PRIVATE INVESTMENT CORPORATION

Positions: No section 207(d)(1)(C) designations.

AGENCY: PEACE CORPS

Positions:
FE–2 General Counsel, Peace Corps
FE–2 Associate Director, Program Operations, Peace Corps

AGENCY: PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION

Positions:
AD Executive Director of the Corporation
AD Assistant Director—Legal
AD Assistant Director—Finance
AD All members of the Board of Directors (23)

AGENCY: PENSION BENEFIT GUARANTY CORPORATION

Positions:
GS–17 Deputy Executive Director
GS–17 General Counsel
GS–17 Director, Office of Program Operations
GS–17* Director, Office of Financial Operations
GS–17* Assistant Executive Director for Policy and Planning

AGENCY: POSTAL RATE COMMISSION

Positions: No section 207(d)(1)(C) designations.

AGENCY: RAILROAD RETIREMENT BOARD

Positions:
SES Chief Executive Officer
SES Chief Actuary
SES Deputy Executive Officer
SES Director of Budget and Fiscal Operations
SES Director, Bureau of Data Processing and Accounts
SES Director, Bureau of Retirement Claims
SES Director, Bureau of Unemployment and Sickness Insurance
SES Director of Research
SES General Counsel

AGENCY: SECURITIES AND EXCHANGE COMMISSION

Positions:
SES General Counsel
SES Director, Division of Corporation Finance
SES Director, Division of Corporate Regulation
SES Director, Division of Enforcement
SES Director, Division of Investment Management
SES Director, Division of Market Regulation
SES Deputy Director, Division of Corporation Finance
SES Deputy Director, Division of Market Regulation
SES Chief Accountant of the Commission
SES Deputy Chief Accountant
SES Executive Director
SES Regional Administrator, New York
SES Regional Administrator, Chicago
SES Regional Administrator, Los Angeles
SES Deputy Regional Administrator, New York

AGENCY: SELECTIVE SERVICE SYSTEM

Positions:
SES Deputy Director of the Agency
SES Associate Director, Administration
SES Associate Director, Planning and Operations
SES Associate Director, Management Information Systems
SES Associate Director, Policy Development and Administrative Legal Systems

AGENCY: SMALL BUSINESS ADMINISTRATION

Positions:
SES Deputy Administrator
SES Assistant Administrator for Policy, Planning and Budgeting
SES Regional Administrator, Region I
SES Regional Administrator, Region II
SES Regional Administrator, Region III
SES Regional Administrator, Region IV
SES Regional Administrator, Region V

SES Regional Administrator, Region VI
SES Regional Administrator, Region VII
SES Regional Administrator, Region VIII
SES Regional Administrator, Region IX
SES Regional Administrator, Region X
SES Director, Equal Employment Opportunity and Compliance
SES General Counsel
SES Deputy General Counsel
SES Associate Administrator for Procurement and Technology Assistance
SES Associate Administrator for Management Assistance
SES Associate Administrator for Minority Small Business & Capital Ownership Development
SES Director of Business Development
SES Director of Field Management
SES Associate Deputy Administrator
SES Associate Administrator for Finance and Investment
SES Assistant Administrator for Administration
SES Assistant Administrator for External Affairs
SES Director of Personnel

AGENCY: TENNESSEE VALLEY AUTHORITY

Positions: No section 207(d)(1)(C) designations.

AGENCY: UNITED STATES ARMS CONTROL AND DISARMAMENT AGENCY

Positions:

SES Special Assistant to the Director
SES* Deputy Assistant Director, NWC
SES* Deputy Assistant Director, SP
SES Deputy Assistant Director, VI
SES Senior Military Adviser, D
SES Administrative Director
SES Chief of Operations Analysis
SES Deputy Assistant Director, MA
SES* Deputy Assistant Director, NWC
SES Deputy Assistant Director, SP
SES Special Representative for INF
SES* U.S. Representative to CD
SES* Representative to MBFR
SES General Counsel
SES Director, CPA

AGENCY: UNITED STATES INFORMATION AGENCY

Positions:

SES Director, Office of Public Liaison
SFS Counselor of the Agency
SES General Counsel
SES Deputy General Counsel

The Directorate for Educational and Cultural Affairs

SFS Director of Cultural Centers and Resources
SES Director, Office of Academic Programs

The Directorate for Broadcasting (the Voice of America)

SFS Deputy Associate Director
SES Director, Office of Administration
SES Director of Programs
SES Director of Engineering and Technical Operations
SES Director, Office of Personnel

The Directorate for Management

SES Deputy Associate Director
SFS Director of Administrative Services
SES Director, Office of Comptroller
SES Director, Office of Personnel
SES Director, Office of Systems Technology

The Directorate for Programs

SES Director of Exhibits Service
SES Director of Press and Publication Services
SES Director of Television and Film Service
SFS Deputy Associate Director
SES Executive Officer

Area Offices

SFS Director of African Affairs
SFS Deputy Director, African Affairs
SFS Director of European Affairs
SFS Deputy Directors of European Affairs (2)
SFS Director of East Asian and Pacific Affairs
SFS Director of American Republic Affairs
SFS Director of North African, Near Eastern and South Asian Affairs
SFS Deputy Director of North African and Near Eastern and South Asian Affairs
SFS Public Affairs Officers of Class 1 Posts (6)

AGENCY: U.S. INTERNATIONAL DEVELOPMENT COOPERATION AGENCY

Positions:

Office of the Assistant Director for Administration

SES Assistant Director for Administration

Agency for International Development

Office of the General Counsel (GC)

SES General Counsel
SES Deputy General Counsel

Office of the Inspector General

SES Inspector General
SES Deputy Inspector General

Office of Legislative Affairs (LEG)

SES Director

Office of Public Affairs (OPA)

SES Director

Board for International Food and Agricultural Development Support Staff (BIFAD/S)

Office of the Executive Director

SES Executive Director

Office of U.S. Foreign Disaster Assistance (OFDA)

SES Coordinator, Foreign Disaster Relief

Office of Science Advisor (SCI)

SES Science Advisor

Bureau for Management

Office of the Assistant to the Administrator for Management (AA/SER)

SES Assistant to the Administrator for Management

Office of Financial Management (M/FM)

SES Controller
SES Deputy Controller

Office of Personnel Management (M/FM)

SFS–MC Director
SES Deputy Director

Directorate for Program and Management Services (M/SER)

SES Deputy Assistant to the Administrator for Management (M/DAA/SER)

Office of Management Planning (M/SER/MP)

SES Director

Office of Management Operations (M/SER/MO)

SES* Director
SFS–C Deputy Director

Office of Contract Management (M/SER/CM)

SES Director
SES Deputy Director

Office of Commodity Management (M/SER/COM)

SES Director

Office of Data Management

SES Director
SES Computer Systems Administrator

Office of Equal Opportunity Programs (EOP)

SES Director
SES Deputy Director

Bureau of Food for Peace and Voluntary Assistance (FVA)

Office of the Assistant Administrator (AA/FVA)

SES Deputy Assistant Administrator

Office of Program, Policy and Evaluation (PPE)

SFS–C Director, Program Policy and Evaluation

Office of Private and Voluntary Cooperation (PVC)

SES Director, Private and Voluntary Cooperation

Office of Food for Peace (FFP)

SES Coordinator, Food for Peace
SFS–C Deputy Coordinator, Food for Peace

Bureau for Private Enterprise (PRE)

Office of the Assistant Administrator (AA/PRE)

SES Deputy Assistant Administrator for Policy and Investment
SES Special Assistant for Management

Office of Project and Policy Review (PPR)

SES Director

Office of Housing (H)

SES Director
SFS–C Deputy Director

Bureau for Program and Policy Coordination

Office of the Assistant Administrator (AA/PPC)

SFS–CM Deputy Assistant Administrator, Bureau for Program and Policy Coordination

Office of Policy Development and Program Review (PPC/PDPR)

SFS–MC Director

Office of Planning and Budgeting (PPC/PB)

SFS–MC Director

Bureau for Science and Technology (S&T)

Office of Senior Assistant Administrator

SES Deputy Assistant Administrator for Research
SFS–MC Deputy Assistant Administrator for Technical Cooperation

Office of Technical Review and Information

SES Director

University Relations and Research Coordination

AD–18 Coordinator for University Relations and Research Support

Office of Program

SFS–MC Director

Director for Food and Agriculture

Office of Agriculture

SFS–MC Director

Renewable Natural Resources Management Division

SES Chief

Office of Nutrition

SES Director

Directorate for Energy and Natural Resources

SES Director

Office of Energy

SES Director

Directorate for Human Resources

SES Agency Director

Office of Rural Development and Development Administration

SFS–C Director

Office of Education

SFS–C Director

Office of International Training

SFS–C Director
SFS–C Deputy Director

Directorate for Health and Population

SES Agency Director

Office of Health

SES Director

Office of Population

SES Deputy Director

Bureau of Africa (AFR)

SFS–CM Deputy Assistant Administrator

Office of Development Planning (AFR/DP)

SFS–MC Director

Office of Program Management Resources (AFR/PMR)

SFS–MC Director

Office of Technical Resources (AFR/DR)

SFS–MC Director

Office of Project Development (AFR/PD)

SES Director

Bureau for Asia (AA/ASIA)

Office of the Assistant Administrator (AA/ASIA)

SFS–CM Deputy Assistant Administrator

Office of Development Planning (ASIA/DP)

SFS–MC* Director

Office of Technical Resources (ASIA/TR)

SFS–MC Director

Bureau for Latin America and the Caribbean (LAC)

Office of the Assistant Administrator (AA/LAC)

SFS–CM Deputy Assistant Administrator

Office of Development Programs (LAC/DR)

SFS–MC Director

Office of Development Resources (LAC/DR)

SFS–MC Director

Bureau for Near East (NE)

Office of Assistant Administrator (AA/NE)

SES Deputy Assistant Administrator

Office of Development Planning (NE/DP)

SFS–CM Director

Office of Project Development (NE/DP)

SES Director

Office of Technical Support (NE/TECH)

SFS–MC Director

Missions

Africa

SFS–MC Director, Botswana
SFS–MC Director, Cameroon
SFS–MC* AID Representative, Gambia
SFS–MC Director, Ghana
SFS–MC Director, Kenya
SFS–MC Director, Lesotho
SFS–MC Director, Liberia
SFS–MC AID Representative, Malawi
SFS–MC Director, Mali
SFS–MC Director, Mauritania
SFS–MC Director, Niger
SFS–MC Director, Senegal
SFS–MC Director, Somolia
SFS–MC Director, Sudan
SFS–MC Director, Swaziland
SFS–MC Director, Tanzania
SFS–MC AID Representative, Togo
SFS–MC Director, Uganda
SFS–MC Director, Upper Volta
SFS–MC AID Representative, Zambia
SFS–MC Director, Zimbabwe
SFS–MC Director, Regional Economic Development Services Office, West Africa
SFS–MC Director, Regional Economic Development Services Office, East Africa
SFS–C Regional Development Officer, Guinea-Bissau/Cape Verde
SFS–C Regional Housing Officer, West Africa
SFS–C Regional Housing Officer, East Africa

Asia

FR–02* AID Representative, Burma
FR–02* Regional Development Officer, Fiji
FR–01 Director, Nepal
FR–01 Director, Sri Lanka

Europe

SFS–C AID Coordinator, Geneva
SFS–C Regional Food for Peace Officer, FAO Affairs, Rome

Latin America and the Caribbean

SFS–MC Director, Bolivia
SFS–MC Director, Regional Development Office, Caribbean
SFS–MC Director, Costa Rica
SFS–MC Director, Equador
SFS–MC Director, El Salvador
SFS–MC Director, Guatemala
SFS–MC Director, Guyana
SFS–MC Director, Regional Office for Central American Programs, ROCAP
SFS–MC Director, Haiti
SFS–MC Director, Honduras
SFS–MC Director, Jamaica
SFS–MC Director, Nicaragua
SFS–MC Director, Panama
SFS–MC Director, Paraguay
SFS–C Regional Housing Officer, Latin America

Near East

SFS–MC AID Representative, Lebanon
SFS–MC Director, Morocco
SFS–C* AID Representative, Oman
SFS–MC AID Representative, Portugal
SFS–MC AID Representative, Syria
SFS–MC Director, Tunisia
SFS–MC Director, Yemen
SFS–C Regional Housing Officer, Tunisia

Trade and Development Program

SFS Director

AGENCY: UNITED STATES METRIC BOARD

Positions:

SES Director, Office of Research, Planning and Coordination
SES General Counsel
SES Director, Office of Public Awareness and Education

AGENCY: U.S. POSTAL SERVICE

Positions: No section 207(d)(1)(C) designations.

AGENCY: UNITED STATES RAILWAY ASSOCIATION

Positions:

AD President
AD Executive Vice President
AD Vice President (2)
AD Vice President—Administration

AGENCY: VETERANS' ADMINISTRATION

Positions:

Office of the Administrator

SES* Associate Deputy Administrator for Congressional & Public Affairs
SES* Associate Deputy Administrator for Planning & Finance
SES* Associate Deputy Administrator for Logistics

SES* Associate Deputy Administrator for Information Resources Management
SES* Associate Deputy Administrator for Administration

Office of Inspector General

SES Deputy Inspector General

Office of the General Counsel

SES General Counsel
SES Deputy General Counsel

Office of Public & Consumer Affairs

SES Assistant Deputy Administrator
SES Deputy Assistant Deputy Administrator

Office of Planning and Program Evaluation

SES Deputy Assistant Administrator

Office of Budget & Finance

SES Assistant Deputy Administrator

Office of Construction

SES Assistant Deputy Administrator
SES Deputy Assistant Deputy Administrator

Department of Memorial Affairs

SES Chief Memorial Affairs Director
SES Deputy Chief Memorial Affairs Director

Department of Veterans' Benefits

SES Chief Benefits Director
SES Deputy Chief Benefits Director

Department of Medicine and Surgery

AD Deputy Associate Deputy Chief Medical Director for Operations
AD Deputy Associate Deputy Chief Medical Director for Program Management

Office of Personnel and Labor Relations

SES Deputy Assistant Administrator
SES Deputy Assistant Deputy Administrator

Office of Data Management and Telecommunications

SES Deputy Assistant Administrator
SES Deputy Assistant Deputy Administrator

Office of Procurement and Supply

SES Assistant Deputy Administrator
SES Deputy Assistant Deputy Administrator

Office of Reports and Statistics

SES* Assistant Deputy Administrator

AGENCY: WATER RESOURCES COUNCIL

Positions:

SES Director

Authority: 18 U.S.C. 207(d)(1)(C).

[FR Doc. 83-4385 Filed 2-24-83; 8:45 am]

BILLING CODE 6325-01-M

federal register

Friday
February 25, 1983

Part III

Department of Labor

Employment Standards Administration, Wage and Hour Division

Minimum Wages for Federal and Federally Assisted Construction; General Wage Determination Decisions

DEPARTMENT OF LABOR

Employment Standards Administration, Wage and Hour Division

Minimum Wages for Federal and Federally Assisted Construction; General Wage Determination Decisions

General wage determination decisions of the Secretary of Labor specify, in accordance with applicable law and on the basis of information available to the Department of Labor from its study of local wage conditions and from other sources, the basic hourly wage rates and fringe benefit payments which are determined to be prevailing for the described classes of laborers and mechanics employed on construction projects of the character and in the localities specified therein.

The determinations in these decisions of such prevailing rates and fringe benefits have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24–70) containing provisions for the payment of wages which are dependent upon determination by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of part 1 of subtitle A of title 29 of Code of Federal Regulations, Procedure for Predetermination of Wage Rates (37 FR 21138) and of Secretary of Labor's Orders 12–71 and 15–71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C. 553 and not providing for delay in effective date as prescribed in that section, because the necessity to issue construction industry wage determination frequently and in large volume causes procedures to be impractical and contrary to the public interest.

General wage determination decisions are effective from their date of publication in the **Federal Register** without limitation as to time and are to be used in accordance with the provisions of 29 CFR Parts 1 and 5. Accordingly, the applicable decision together with any modifications issued subsequent to its publication date shall be made a part of every contract for performance of the described work within the geographic area indicated as required by an applicable Federal prevailing wage law and 29 CFR, Part 5. The wage rates contained therein shall be the minimum paid under such contract by contractors and subcontractors on the work.

Modifications and Supersedeas Decisions to General Wage Determination Decisions

Modifications and supersedeas decisions to general wage determination decisions are based upon information obtained concerning changes in prevailing hourly wage rates and fringe benefit payments since the decisions were issued.

The determinations of prevailing rates and fringe benefits made in the modifications and supersedeas decisions have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24–70) containing provisions for the payment of wages which are dependent upon determination by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of part 1 of subtitle A of title 29 of Code of Federal Regulations, Procedure for Predetermination of Wage Rates (37 FR 21138) and of Secretary of Labor's orders 13–71 and 15–71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in foregoing general wage determination decisions, as hereby modified, and/or superseded shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged in contract work of the character and in the localities described therein.

Modifications and supersedeas decisions are effective from their date of publication in the **Federal Register** without limitation as to time and are to be used in accordance with the provisions of 29 CFR Parts 1 and 5.

Any person, organization, or governmental agency having an interest in the wages determined as prevailing is encouraged to submit wage rate information for consideration by the Department. Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Wage and Hour Division, Office of Government Contract Wage Standards, Division of Government Contract Wage Determinations, Washington, D.C. 20210. The cause for not utilizing the rulemaking procedures prescribed in 5 U.S.C. 553 has been set forth in the original General Determination Decision.

Modifications to General Wage Determination Decisions

The numbers of the decisions being modified and their dates of publication in the **Federal Register** are listed with each State.

California: CA82-5118	Aug. 20, 1982.
Pennsylvania: PA82-3007	Feb. 26, 1982.
Nevada: NV82-5114	Aug. 6, 1982.
New York:	
NY81-3048	July 17, 1981
NY81-3022	Apr. 3, 1981
Virginia: VA81-3015	Mar. 6, 1981.
Wisconsin: WI82-2021	Mar. 19, 1982.
Massachusetts: MA81-3054	Sept. 4, 1981.
Maryland: MD81-3074	Oct. 9, 1981
Rhode Island: RI81-3042	Aug. 15, 1981
Montana: MT81-5138	Aug. 7, 1981
Alabama: AL82	Dec. 10, 1982
Missouri: MO83-4010	Jan. 21, 1983.

Supersedeas Decisions to General Wage Determination Decisions

The number of the decision being superseded and the date of publication in the **Federal Register** is listed with the State. The supersedeas decision number is in parentheses following the number of the decision being superseded.

Ohio: OH82-2037 (OH83-2013)	May 21, 1982.

Cancellation of General Wage Determination Decision

The genreal wage decision listed below is cancelled. Agencies with construction projects pending to which the cancelled decision would have been applicable should utilize the project determination procedure by submitting Form SF–308. See Regulations Part 1 (29 CFR), Section 1.5. Contracts for which bids have been opened shall not be affected by this notice. Also consistent with 29 CFR, 1.7(b)(2), the incorporation of the cancelled decision in contract specifications, the opening of bids is within ten (10) days of this notice, need not be affected.

AZ 82–5109—Statewide Arizona—dated April 23, 1982 in 47 FR 17723—Building Construction.

Signed at Washington, D.C. This 18th day of February 1983.

BILLING CODE 4510–27–M

Modification Page 1

DECISION NO.CA82-5118 - Mod. #6
(47 FR 36513 - Aug.20,1982)
Imperial,Inyo,Kern,Los Angeles, Mono,Orange,Riverside,San Bernardino,San Luis Obispo,Santa Barbara, and Ventura Counties, California

Change:
Electricians:
Area 9

	Basic Hourly Rates	Fringe Benefits
	$23.11	3.97+ 3%

DECISION NO. PA82-3007
MOD. NO. 8
(47 FR 8529 - February 26, 1982)
Bucks, Chester, Delaware, Montgomery & Philadelphia Co. Pa.

CHANGE:
Ironworkers:
Zone 3
All Other Work
Structural & Ornamental

	Basic Hourly Rates	Fringe Benefits
	$16.25	4.80

DECISION NO. NV82-5114 - Mod. #5
(47 FR 34312 - August 6, 1982)
Nevada Test Site including Tonopah Test Range in Clark, Lincoln, and Nye Counties, Nevada

Change:
Boilermakers
Glaziers

	Basic Hourly Rates	Fringe Benefits
	$21.39	$3.86
	16.07	3.66

DECISION NO. NY81-3048
MOD. # 2
(46 FR 37193 - July 17, 1981)
Nassau & Suffolk Counties, New York

CHANGE:

ASBESTOS WORKERS

	Basic Hourly Rates	Fringe Benefits
	$16.14	7.03

DECISION NO. NY81-3022
MOD. #6
(46 FR 20437 - April 3, 1981)
Onondaga County, New York

CHANGE:

	Basic Hourly Rates	Fringe Benefits
POWER EQUIPMENT OPERATORS:		
BUILDING CONSTRUCTION		
CLASS 1	15.29	3.25+a
CLASS 2	14.52	3.25+a
CLASS 3	12.92	3.25+a
CLASS 4	16.20	3.25+a
CLASSES 5 & 8	15.79	3.25+a
CLASS 6	17.29	3.25+a
CLASS 7	16.29	3.25+a
HEAVY & HIGHWAY CONSTRUCTION		
GROUP I	14.31	3.25+a
GROUP II	13.84	3.25+a
GROUP III	12.51	3.25+a
GROUP IV	11.33	3.25+a

DECISION NO. VA81-3015-MOD. #8
(46 FR 15666-MARCH 6, 1981)
RADFORD ARMY AMMUNITION PLANT, VIRGINIA

CHANGE:
ELECTRICIANS

	Basic Hourly Rates	Fringe Benefits
	$13.60	3%+ .75

DECISION NO. WI82-2021 - MOD. #2
(47 FR 12034 - March 19, 1982)
LaCrosse, Monroe and Vernon Cos., Wisconsin

Change:
ELECTRICIANS

	Basic Hourly Rates	Fringe Benefits
	15.79	1.30 +3%

Modification Page 2

DECISION NO. MA81-3054 - MOD. #11
(46 FR 44631 - Sept. 4, 1981)
BARNSTABLE, BRISTOL, DUKES, ESSEX, MIDDLESEX, NANTUCKET, NORFOLD, PLYMOUTH & SUFFOLK COS., MASSACHUSETTS

CHANGE:
CARPENTERS; SOFT FLOOR LAYERS:
SUFFOLK: MIDDLESEX (Belmont, Cambridge, Everett, Malden, Medford, Somerville); NORFOLK (Brookline, Dedham, Milton)
ESSEX (Ipswich, Essex, Gloucester, Rockport, Topsfield, Hamilton, Wendham, Middleton, Danvers, Beverly, Manchester, Peabody, Salem, Marblehead)
ESSEX (Amesbury, Boxford, Georgetown, Groveland, Haverhill, Merrimack, Newbury, Newburyport, Rowley, Salisbury, West Newbury, Andover, Lawrence, Methuen, North Andover, West Andover); MIDDLESEX (Acton, Billerica, Boxboro, Carlisle, Clemsford, Dracut, Dunstable, Littleton, Lowell Tewksbury, Tyngsboro, Westford)
ESSEX (Lynn, Lynnfield, Nahant, Saugus, Swampscott); MIDDLESEX (Remainder of County); NORFOLK (except Brookline, Dedham, Milton, Avon, Randolph, Holbrook, Staughton); PLYMOUTH (Duxbury, Hanover, Hingham, Hull, Marshfield, Norwell, Pembroke, Rockwell, Scituate); BRISTOL (Attleborough, North Attleborough)

	Basic Hourly Rates	Fringe Benefits
	16.56	3.37
	14.85	2.63
	15.96	3.37
	15.81	3.37

NORFOLK (Avon, Holbrook, Randolph, Staughton); BRISTOL (Remainder of County); PLYMOUTH (Remainder of County); BARNSTABLE; DUKES; NANTUCKET

POWER EQUIPMENT OPERATORS:
Building Construction, Class I
Heavy and Highway Construction, Class I
Marine Construction, Class I
Hourly premium for boom lengths including jibs:
Over 150 ft. + .64
Over 185 ft. + 1.14
Over 210 ft. + 1.59
Over 250 ft. + 2.41
Over 295 ft. + 3.35

	Basic Hourly Rates	Fringe Benefits
	14.88	2.52

DECISION NO. MD81-3074-MOD. # 12
(46 FR 50238-October 9, 1981)
ANNE ARUNDEL (EXCLUDING THE D.C. TRAINING SCHOOL) BALTIMORE & BALTIMORE CITY, MARYLAND, & FOR HEAVY CONSTRUCTION IN HARFORD & HOWARD CTYS. MD

CHANGE:
DECISION NO. MD81-3047 MOD. #11 PUBLISHED ON FEBRUARY 18,1983 TO READ:
DECISION NO. MD81-3074

	Basic Hourly Rates	Fringe Benefits

DECISION NO. RI81-3042
MOD. NO. 10
(46 FR 42615 - Aug. 15, 1981)
Statewide, Rhode Island

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ADD:					
Pointers, Caulkers & Cleaners	$14.42	1.48	1.70		.02
CHANGE:					
BUILDING CONSTRUCTION:					
BRICKLAYERS; STONEMASONS:					
Cities, Towns or Townships of Charlestown, Hopkinton, Peace Dale, Richmond, South Kingstown, Wakefield, & Westerly	$14.42	1.85	1.45		.05
Remainder of State	14.42	1.35	1.70		.05
CARPENTERS; MILLWRIGHTS; PILEDRIVERMEN; & SOFT FLOOR LAYERS:					
Cities of Providence, Pawtucket, East Providence, Central Falls, Cranston, Warwick, Woonsocket; Towns of Barrington, Burrillville, Warren, Bristol, West Warwick, East Greenwich, West Greenwhich, North Providence, Johnston, Cumberland, Lincoln, Smithfield, North Smithfield, Foster, Scituate, Gloucester, Coventry, North Kingstown, South Kingstown, Exeter, Narragansett, Westerly, & Charlestown:					
Building	14.00	1.00	2.50		.05
Millwrights	14.25	1.00	2.50		.05
City of Newport; Towns of Middletown, Portsmouth, Jamestown, Tiverton, Little Compton, New Shoreham (Block Island), & Prudence Island:					
Carpenters; Soft Floor Layers	14.00	1.00	2.50		.05

DECISION NO. RI81-3042	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
CARPENTERS (CONT'D)					
Millwrights (Cities of Tiverton & Little Compton)	14.25	1.00	2.50		.05
CEMENT MASONS; PLASTERERS:					
Woonsocket, N. Smithfield, Burrillville, Chepachet, Cumberland (N 1/3), & Lincoln	14.42	1.85	1.45		.05
Westerly, Hopkinton, South Kingstown, Charlestown, Richmond, Wakefield, & Peace Dale	14.42	1.85	1.45		.05
Remainder of State:					
Cement Masons	14.85	1.15	.75		
Plasterers	15.65	1.15	.75		.01
GLAZIERS	13.78	.62	1.70		
IRONWORKERS:					
Ornamental; Reinforcing; & Structural	15.03	1.15	3.25		.05
LABORERS:					
Laborers; Carpenter Tenders; Cement Finisher Tenders; Mason Tenders; Scaffold Erectors & Wrecking Laborers	12.40	.85	1.30		.15
Asphalt Rakers; Azremen; Pipe-Trench Bracers; Demolition Burners; Chain Saw Ops.; Fence & Guard Rail Erectors; Setters of Metal Forms for Roadways; Pipelayers; Riprap & Dry					

Modification Page 5

DECISION NO. RI81-3042	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Stonewall Builders; Highway Stone Spreaders					
Pneumatic Tool Ops.; Wagon Drill Ops.; Tree Trimmers; Barco Type Jumping Tampers; Mechanical Grinder Ops.; Plasterers' Tenders; Scaffold Builders; & Mortar Mixers	12.65	.85	1.30		.15
Pre-cast Floor and Roof Plank Erectors	12.90	.85	1.30		.15
Pumping Machine Operator	13.05	.85	1.30		.15
Air Track Ops.; Block Pavers; Rammers; & Curb Setters	13.15	.85	1.30		.15
Blasters; Powdermen	13.40	.85	1.30		.15
PAINTERS:					
Remainder of State:					
Brush; Roller; Tapers	14.05	1.00	1.15		
Structural Steel; Steamcleaning	14.30	1.00	1.15		
Air Powder Brush	14.55	1.00	1.15		
Spray & Sand or Water Blasting	15.05	1.00	1.15		

Modification Page 6

DECISION NO. RI81-3042	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
PAINTERS, SIGN:					
Bristol, Kent, & Providence Cos.	9.65	.64	.40	c+d	.04
ROOFERS:					
Composition, Waterproofers	15.75	1.40	.70		
Slate, Tile, Precast Concrete	15.95	1.40	.70		.07
STEAMFITTERS	15.83	.83	2.65		
HEAVY AND HIGHWAY CONSTRUCTION					
BRICKLAYERS: STONEMASONS:					
Catch Basins; Manhole Builders	13.65	1.48	1.70		.02
IRONWORKERS:					
Ornamental; Reinforcing; & Structural	15.03	1.15	3.25		.05
LABORERS:					
Laborers; Carpenter & Cement Finisher Tenders & Wrecking Laborers	12.40	.85	1.30		.15
Adzeman; Asphalt Rakers; Barco-type Jumping Tampers; Chain Saw Ops.; Concrete & Power Buggy Ops.; Concrete Saw Ops.; Demolition Burners; Fence & Guard Rail Erectors; Highway Stone Spreaders; Mason Tenders; Mechanical Grinder Ops.; Mortar Mixers; Pipelayers; Pipe-Trench Bracers; Pneumatic Tool Ops.; Riprap & Dry Stonewall Builders; Scaffold Erectors; Setters of Metal Forms for Roadways; Wagon Drill Ops.; Wood Chipper Ops.	12.65	.85	1.30		.15
Air track drill ops.; Brick Pavers; Block Pavers; Rammers; Curb Setters	13.15	.85	1.30		.15
Blasters & Powdermen	13.40	.85	1.30		.15
PAINTERS:					
Remainder of State:					
Brush; Roller; tapers	14.05	1.00	1.15		
Structural Steel; Steamcleaning	14.30	1.00	1.15		
Air Power Brush	14.55	1.00	1.15		
Spray & Sand or Water Blasting	15.05	1.00	1.15		
PAINTERS, SIGN:					
Bristol, Kent & Providence Cos.	9.65	.64	.40	c+d	.04

DECISION NO. MT81-5138 - Mod. #6
(46 FR 40439 - August 7, 1981)
Statewide, Montana

	Basic Hourly Rates	Fringe Benefits
Change:		
Modification No. 5, published in Volume 48, FR Page 5433, Modification Page No. 12, to read Decision No. MT81-5138 instead of CA82-5138		
Carpenters:		
Carpenters	$12.43	$2.46
Millwrights	13.43	2.46
Piledrivermen	12.68	2.46
Cement Masons:		
Cement Masons	12.28	1.70
Grinder, Bush Hammer and Clipping Pan preparing finished surface	12.43	1.70
Ironworkers:		
Area 1	15.16	3.05
Area 2	17.71	3.80
Area 3	15.16	3.05
Laborers:		
Group 2	10.71	2.20
Line Construction:		
Statewide, except Flathead, Lake and Lincoln Counties:		
Lineman, Pole Sprayer	16.27	.95+3½%
Cable Splicers	17.40	.95+3½%
Line Equipment Operator; Powderman	14.38	.95+3½%
Groundman	11.65	.95+3½%
Painters:		
Area 1:		
Brush or Roller, Prep work, Pot Tender	12.05	1.63
Wet Sandblasting, Brush or Roller application of cold tar, epoxies and acid resistant materials	14.05	1.63
Spray application of cold tar, epoxies and acid resistant materials	16.89	1.63
Paper or Vinyl Hanger	12.05	1.63
Structural Steel: Brush or Roller	13.55	1.63
Perfa-taping	$12.58	$1.63
Structural Steel: Spraying	12.08	1.63
Airless Spraying	12.08	1.63
Area 2:		
Brush; Roller; Floor Layers	12.75	1.63
Brush, Roller on steel and roofs, Pot Tender, and Paperhanger	12.20	1.63
Perfataper (hand tools)	12.06	1.63
Spray (not steel)	12.95	1.63
Sandblaster, commercial and steel; Spray on structural steel and tanks	13.20	1.63
Perfataper (machine tools)	12.46	1.63
Area 3:		
Painter	10.52	
Paint Mitts	13.30	
Perfa-taping	10.57	
Application of cold tar products, epoxies, polyurethanes and acid resistant paints; Water Sandblasting and Steam cleaning; Stacks and steeples; Brushing of steel; Spraying and airless spraying; Work over 30 ft.	13.30	
Area 4:		
Painter, Brush, Preparatory work, Pot Tender, Roller up to 9 inches	12.47	1.54+1%
Paperhanger	12.97	1.54+1%
Brush and Roller on steel	12.47	1.54+1%
Water and Sandblasting; Application of cold tar products, epoxies, polyurethanes and acid resistant paints; Spraying and airless Spray	14.72	1.54+1%

DECISION NO. MT81-5138 (Cont'd)

	Basic Hourly Rates	Fringe Benefits
Roller over 9" long	$13.97	1.54+1%
Hand Taper	12.87	1.54+1%
Machine Taper	14.12	1.54+1%
Area 5	10.90	
Area 6	15.41	1.68
Area 7:		
Highway parking and marking traffic surface apolication Operator; Material Mixer; Sandblaster; Striper	13.00	1.54
The installation of plastic, metal or composition button, or lines used instead of paint.		
Plumbers:		
Area 1	18.53	1.85
Area 2	16.95	2.42
Area 3	16.45	1.95
Area 4	18.60	2.45
Sheet Metal Workers: Statewide	15.71	3.06

DECISION NO. AL82-1087 -- MOD #1 (47 FR 55588) dtd. 12/10/82
Blount,Cherokee,Clay,Cleburne,Colbert,Cullman, DeKalb,Fayette,Franklin, Jackson,Lamar,Lauderdale, Lawrence,Limestone,Madison, Marion,Marshall,Morgan, Randolph, & Winston Cos. in ALABAMA

	Basic Hourly Rates	Fringe Benefits
HEAVY CONSTRUCTION		
CHANGE:		
Electricians:		
1)Colbert County	$14.35	$2.05+4%
2)Remainder of Counties	8.75	.60+2%
ADD:		
Ironworkers (Colbert Co.)	12.62	1.88

DECISION #MO83-4010-Mod.#1 (48 FR 2932-January 21, 1983)
Franklin, Jefferson,Lincoln, St. Charles,Warren Cos. & City & Co. of St. Louis, Missouri

	Basic Hourly Rates	Fringe Benefits
CHANGE:		
Ironworkers	$15.325	2.77

SUPERSEDEAS DECISION

STATE: Ohio

COUNTIES: Ashtabula, Cuyahoga, Lake, Lorain, Portage, Stark, & Summit

DECISION NUMBER: OH83-2013

DATE: Date of Publication

Supersedes Decision No.: OH82-2037, dated May 21, 1982 in 47 FR 22307

DESCRIPTION OF WORK: Building and Residential Construction Projects

	Basic Hourly Rates	Fringe Benefits
ASBESTOS WORKERS:		
Ashtabula (Cities of Ashtabula & Geneva), Cuyahoga, Lake & Lorain Cos.	$17.79	$2.74
Ashtabula (Rem. of Co.) Co.	17.24	1.43
Remaining Cos.	17.75	1.24
BOILERMAKERS	17.255	3.305
BRICKLAYERS; Stonemasons:		
Ashtabula Co.	16.42	1.45
Cuyahoga Co.	17.54	3.17
Lake Co.	18.12	2.65+a
Lorain Co.	18.05	.81+b
Portage & Summit Cos.:		
Commercial Building	16.72	2.67
Residential	13.92	1.82
Stark Co.	16.19	2.12
CARPENTERS; Millwrights; Piledrivermen; & Soft Floor Layers:		
Ashtabula, Cuyahoga, & Lake Cos.:		
Carpenters; Soft Floor Layers	16.95	3.86
Millwrights	16.63	4.18
Piledrivermen	16.70	4.11
Lorain Co.:		
Carpenters; Soft Floor Layers	16.45	2.75+d
Millwrights	16.63	4.18
Piledrivermen	16.70	4.11
Portage & Summit Cos.:		
Commercial Building:		
Carpenters	16.24	3.88
Millwrights	16.63	4.18
Piledrivermen	16.70	4.11
Soft Floor Layers	15.61	3.09+c
Residential Carpenters	12.20	1.59
Stark Co.:		
Carpenters	15.68	2.41
Millwrights; Piledrivermen	16.16	2.41
Soft Floor Layers	15.51	2.41
CEMENT MASONS:		
Ashtabula Co.	16.42	1.45
Cuyahoga Co.	18.00	2.34
Lake Co.	18.12	2.65+a
Lorain Co.	18.05	.81+b
Portage, Stark, & Summit Cos.:		
Commercial Building	16.64	1.92
Residential	15.67	1.92
ELECTRICIANS:		
Ashtabula (Twps. of Colebrook, Wayne, Williamsfield, Orwell, & Windsor) & Portage (Exclu. Twps. of Atwater, Aurora, Brimfield, Deerfield, Franklin, Mantua, Randolph, Ravenna, Rootstown, Shalbyville, Streetsboro, & Suffield) Cos.	$18.23	$2.77
Ashtabula (Rem. of Co.) Co.:		
Commercial Building	17.60	3.62
Residential	8.10	1.34
Cuyahoga & Lorain (Columbia Twp.) Cos.	17.90	3.24
Lake Co.:		
Commercial Building:		
Electricians	17.93	2.42
Cable Splicers	18.18	2.43
Residential Electricians	10.75	1.19
Lorain (Except Columbia Twp.) Co.:		
Commercial Building	16.20	2.96
Residential Electricians	10.73	1.83
Portage (Twps. of Atwater, Aurora, Brimfield, Deerfield, Franklin, Mantua, Randolph, Ravenna, Rootstown, Shelbyville, Streetsboro, & Suffield), & Summit Cos.:		
Commercial Building:		
Electricians	17.69	2.94
Cable Splicers	18.93	2.975
Residential Electricians	10.54	2.22
Stark Co.:		
Commercial Building	17.10	3.16
Residential	11.86	2.57
ELEVATOR CONSTRUCTORS:		
Ashtabula Co.:		
Mechanic	16.84	2.69+a +f
Helpers	70%JR	2.69+a +f
Helpers (Prob.)	50%JR	

DECISION NO. OH83-2013 PAGE 2

	Basic Hourly Rates	Fringe Benefits
ELEVATOR CONSTRUCTORS (CONT'D):		
Cuyahoga, Lake, & Lorain Cos.:		
Mechanic	$18.61	$2.465+e +f
Helpers	70%JR	2.465+e +f
Helpers (Prob.)	50%JR	
Portage, Stark, & Summit Cos.:		
Mechanic	16.76	2.465+e +f
Helpers	70%JR	2.465+e +f
Helpers (Prob.)	50%JR	
GLAZIERS:		
Ashtabula, Cuyahoga, Lake, & Lorain Cos.	18.03	2.61
Portage, Stark & Summit Cos.:		
Commercial Building	14.43	3.06
Residential	8.53	2.30
IRONWORKERS:		
Ashtabula (NE ¼ of Co.) Co.	15.50	3.62
Ashtabula (NW ¼ of Co.), Cuyahoga, Lake, Lorain, Portage (Exclu. Ravenna Ordnance Depot), & Summit Cos.:		
Ornamental; Reinforcing; & Structural	17.62	3.12
Sheeters	17.87	3.12
Ashtabula (S ½ of Co.) & Portage (Ravenna Ordnance Depot) Cos.:		
Ornamental; Reinforcing; & Structural	16.01	3.16
Sheeters; Layout Man	17.01	3.16
Stark Co.	15.46	3.79
LATHERS:		
Lorain (Western ½ of Co.) Co.	16.30	.01
LINE CONSTRUCTION:		
Ashtabula (Colebrook, Orwell, Wayne, Williamsfield & Windsor Twps.), Portage (Charlestop, Edinburgh, Freedom, Hiram, Nelson, Palmyra, Paris & Windham Twps.) Cos.:		
Cable Splicer Op.; Lineman; Pole Digging Equipment Op.	18.70	3.29
Groundmen	$14.96	$1.97
Ashtabula (Rem. of Co.) Co.:		
Cable Splicer; Equipment Op.; Line Truck Driver; Lineman	17.40	3.81
Groundmen	14.40	3.70
Cuyahoga & Lorain (Columbia Twp.) Cos.:		
Cable Splicers; Equipment Ops.; Linemen	19.83	1.39
Truck Drivers (Winch) Groundmen	12.89	1.15
Lake Co.:		
Cable Splicers; Equipment Ops.; Linemen	17.93	2.96
Groundmen; Truck Driver (Winch) Groundmen	11.65	2.76
Lorain (Rem. of Co.) Co.:		
Cable Splicers; Equipment Ops.; & Linemen	18.20	3.04
Groundmen; Truck Driver (Winch) Groundmen	11.83	2.81
Portage (Atwater, Aurora, Brimfield, Deerfield, Franklin, Mantua, Randolph, Ravenna, Rootstown, Shalersville, Streetsboro & Suffield Twps.) & Summit Cos.:		
Equipment Operators	13.27	2.83
Linemen	17.69	2.99
Cable Splicers	18.93	3.03
Groundmen; Truck Drivers	8.85	2.68
Stark Co.:		
Cable Splicers	15.99	3.13
Linemen	17.10	3.16
Truck Drivers; Groundmen	11.24	2.97
Line Equipment Ops.	14.64	3.09
MARBLE SETTERS; Terrazzo Workers; & Tile Setters:		
Ashtabula Co.	16.42	1.45
Cuyahoga Co.:		
Marble Setters; Terrazzo Workers	17.54	3.17
Tile Setters	17.405	1.75
Lake Co.	18.12	2.65+a
Lorain Co.	18.05	.81+b
Portage & Summit Cos.	15.77	2.57

MARBLE SETTERS (CONT'D):	Basic Hourly Rates	Fringe Benefits
Stark Co.:		
Marble Setters	$14.82	$2.55
Terrazzo Workers	14.74	2.55
Tile Setters	14.65	2.55
MARBLE, TERRAZZO, & TILE FINISHERS:		
Ashtabula Co.	14.405	
Cuyahoga, Lake, & Lorain Cos.:		
Marble & Tile Finishers	16.54	2.50
Terrazzo Finishers	16.57	2.50
Portage & Summit Cos.	15.27	2.57
Stark Co.:		
Terrazzo Finishers	12.86	2.55
Tile Finishers	12.74	2.55
PAINTERS:		
Ashtabula, Cuyahoga, Lake, Portage (N. of East West Turnpike), & Summit (N. of East West Turnpike), & Lorain (NE part) Cos.:		
New Commercial Building:		
Brush; Roller; Paperhanger	17.06	2.62
Sandblasting; Spray; & Closed Steel Below 55 ft.	17.46	2.62
Tapers	17.76	2.62
Commercial Building Repaints:		
Brush; Roller; Paperhanger	16.56	2.62
Sandblasting; Spray; & Closed Steel Below 55 ft.	16.96	2.62
Tapers	17.26	2.62
Residential:		
Brush; Roller; Paperhanger	15.06	2.62
Sandblasting; Spray; & Closed Steel Below 55 ft.	15.46	2.62
Tapers	15.76	2.62
Lorain (Except NE part) Co.:		
Commercial Building:		
Brush	12.25	2.05+g
Roller	12.75	2.05+g
Taping	13.00	2.05+g
Residential:		
Brush	11.60	2.05+g
Taping	12.35	2.05+g

PAINTERS (CONT'D):	Basic Hourly Rates	Fringe Benefits
Portage (Ravenna Ordnance Depot) Co.:		
Brush; Roller; Waterproofing; Paperhanging; Wallwashing; Hydro Jet Cleaning; Steam Cleaning	$15.04	$2.66
Spray; Epoxy-mastic (Brush or Roller)	15.54	2.66
Swing; Interior Scaffold over 30 ft.; Window Jacks & Safety Belts	15.21	2.66
Drywall Taping	15.19	2.66
Open Structural Steel	15.25	2.66
Dipping (when permitted)	15.39	2.66
Epoxy - mastic (spray)	16.04	2.66
Paperhangers (Furnishing own tools)	15.29	2.66
Portage & Summit Cos. (up to & Inclu. Ohio Turnpike):		
Commercial Building: Brush; Roller; & Paperhanger	15.25	2.42
Structural Steel; Drywall Finishers & Tapers	16.00	2.42
Spray	16.10	2.42
Sandblasting	16.25	2.42
Residential:		
Paperhangers	11.44	2.42
Drywall Tapers	12.00	2.42
Spray	12.075	2.42
Stark Co.:		
Commercial Building:		
Brush; Roller	15.01	2.10
Paperhangers	15.11	2.10
Drywall	15.41	2.10
Spray	15.51	2.10
Drywall with Machines	15.76	2.10
Residential	10.00	2.10
PIPEFITTERS; Steamfitters:		
Ashtabula, Cuyahoga, Lake, Portage (N. of #303), & Summit (N. of #303, exclu. City of Hudson) Cos. & the C.E.I. Power House in Avon Lake	17.67	3.18

PIPEFITTERS; Plumbers; & Steamfitters:	Basic Hourly Rates	Fringe Benefits
Lorain Co.	$17.85	$2.73
Portage & Summit Cos. (S. of #303, except Corporate limits of Hudson):		
Commercial Building	14.25	3.05
Stark Co.	15.92	2.32+h
PIPEFITTERS; Plumbers:		
Residential:		
Lorain, Portage, Stark, & Summit (S. ½) Cos.	11.10	1.13
PLASTERERS:		
Ashtabula Co.	16.42	2.45
Cuyahoga Co.:		
Commercial Building	18.74	.01
Residential	13.00	.01
Lake Co.	18.12	2.65+a
Lorain Co.	18.05	.81+a
Portage, Stark & Summit Cos.	16.36	1.91
PLUMBERS:		
Ashtabula, Cuyahoga, Lake, Portage (N. of #303), & Summit (N. of #303) Cos.	17.43	3.22
ROOFERS:		
Ashtabula, Cuyahoga, Lake, & Lorain Cos.	18.78	1.80
Portage, Stark, & Summit Cos.	16.44	2.41
SHEET METAL WORKERS:		
Ashtabula, Cuyahoga, & Lake Cos.	17.46	3.13
Lorain Co.	13.91	2.11
Portage, Stark, & Summit Cos.:		
Commercial Building	15.17	2.14+i
Residential	9.55	2.14+i
SPRINKLER FITTERS:		
Ashtabula, Cuyahoga, Lake, Portage (N. of #303), Summit (N. of #303, exclu. City of Hudson) Cos. & C.E.I. Power House in Avon Lake	17.67	3.18
Remaining Cos.	17.67	2.83

LABORERS:	Basic Hourly Rates	Fringe Benefits
Ashtabula Co.:		
Group 1	$15.40	
Group 2	15.75	
Group 3	15.90	
Group 4	15.95	
Group 5	16.05	
Group 6	16.15	
Group 7	16.25	
Group 8	16.30	
Cuyahoga Co.:		
Group 1	15.09	$3.95
Group 2	15.24	3.95
Group 3	15.29	3.95
Group 4	15.34	3.95
Group 5	15.49	3.95
Group 6	15.57	3.95
Group 7	15.59	3.95
Group 8	15.74	3.95
Group 9	16.59	3.95
Lake Co.:		
Group 1	14.80	2.65
Group 2	15.05	2.65
Lorain Co.:		
Group 1	13.58	2.70
Group 2	13.78	2.70
Group 3	14.18	2.70
Portage & Summit Cos.:		
Residential	12.01	2.76
Commercial Building:		
Group 1	14.07	2.76
Group 2	13.77	2.76
Group 3	13.72	2.76
Group 4	13.57	2.76
Stark Co.:		
Group 1	12.61	2.70
Group 2	12.81	2.70
Group 3	13.11	2.70
Group 4	13.21	2.70
POWER EQUIPMENT OPERATORS:		
Well & Pump Work (Inclu. Drilling & Repair of All Water Wells; Test Holes & Wells; & Installation & Repair of Deep Well Type of Shallow Well Pumps on Water Wells) Well Driller & Pump Installer	8.10	.61+j+k

	Basic Hourly Rates	Fringe Benefits
POWER EQUIPMENT OPERATORS:		
Ashtabula, Cuyahoga, Lake, & Lorain Cos.:		
Group A	$17.52	$3.02
Group B	17.37	3.02
Group C	17.02	3.02
Group D	16.24	3.02
Group E	15.92	3.02
Group F	13.74	3.02
Portage, Stark, & Summit Cos.:		
Group A	17.24	3.02
Group B	17.08	3.02
Group C	16.73	3.02
Group D	15.92	3.02
Group E	15.59	3.02
Group F	13.36	3.02

	Basic Hourly Rates	Fringe Benefits
TRUCK DRIVERS:		
Ashtabula Co.:		
Dump; Stake Body; Batch; Flat Bottom; & Pickup	$13.22	$1.41+I
Semis; Tandems	13.44	1.41+I
Carry-alls; Euclid Wagon; D.W. 10 Caterpillar (or equivalent)	13.69	1.41+I
Tractor Trailer (Low Boy)	13.79	1.41+I

CLASSIFICATION DEFINITIONS FOR LABORERS:

Ashtabula County:
Group 1 - Stonemason Tenders
Group 2 - Asphalt Rakers & Tampers; Dumpman (Batch Truck); Concrete Workers; Building Wreckers; Tool Checkers; Carpenter Tenders; Construction Laborers; All Work not otherwise mentioned
Group 3 - Spreader Box Men (Asphalt); Sheeting & Shoring Men; Acid & Fire Brick; Plasterers or Mortar Mixers; Squeegee Man
Group 4 - Air & Machine Driven Tool Op.; Industrial Sewer Cleaning; Sewer Pipe Layers; Bottom Man (4' & over); Power Driven Wheelbarrows & Sweepers; Burning & Cutting Torches; Mud Jacking of Floors
Group 5 - Stackmen; Swinging Scaffold Men
Group 6 - Tunnel Laborers
Group 7 - Gunnite Operators
Group 8 - Powder Blasters

Cuyahoga County:
Group 1 - Building & Construction; Tenders; Equipment Replacing Wheelbarrows & Concrete Buggy
Group 2 - Power Driven Tools & Vibrators, Sewer & Utilities; Firebrick Tenders
Group 3 - Muckers; Jackhammer & Acetylene Burners
Group 4 - Swinging Scaffold; Air Track & Wagon Drill
Group 5 - Mason Tender Handling Carbon Block & Bottom Block Material
Group 6 - Gunite Operating Machines
Group 7 - Blasters, Shooters, Caisson, Well, Cylinder, Cofferdams, & Mine Workers without Air; Acid Brick Tenders
Group 8 - Top Man on Free Standing Radial Stack; Bellman & Bottom Man in Blast Furnace & Stove
Group 9 - Lansing Burner

Lake County:
Group 1 - Building & Construction
Group 2 - Gunnite Op.; Blasters & Shooters; Caissons, Well, Cylinder Cofferdams; Mine Workers without Air; Swing Scaffold; Acetylene Burners; Vibrators; Top Man on Free Standing Radial Stacks; Slip Forms Higher than 30'; Fire Brick Tenders

LABORERS CLASSIFICATIONS (CONT'D):

Lorain County:
Group 1 - Building & Construction; Tool Crib; Carpenter Tender; Finisher Tender; Concrete Tender; Concrete Handler; Guard Rail Erector; & Utility Construction
Group 2 - Bottom Men; Scaffold Builder; Tunnel Laborer; Pipelayers; Air & Power Driven Tools; Burner on Demolition Work; Swinging Scaffold; Mucker; Caisson Worker; Cofferdam Worker; Powder Man & Dynamite Blasters; Creosote Workers; Mortar Mixers; Form Setter; Mason Tenders; Plasterers' Tenders; Hod Carrier; Laser Beam Set Up Man
Group 3 - Gunnite Operators

Portage & Summit Counties:
Group 1 - Common; Welders Tenders; Carpenter Tenders; Landscapers; Mason Tender; Concrete Bucket Tender
Group 2 - Air Driven Boring Machine; Tamper Ops.; Asphalt Raker; Paving Bed Maker; Material Mixer; Wire Mesh Handler; Hook-up Man on Demolition Work; Scaffold Erector; Structural Precast Erector; Power Tools, Air, Gas, Or Electric
Group 3 - Pipe Layers; Rock Drillers; Muckers-Tunnel; Burners; Form Setters; Power Saws; Jackhammer; Barco Type Tampers; Bob Cat or similar; Bottom Man; Hod Carrier; Power Buggy or Power Wheelbarrow
Group 4 - Gunnite Nozzlemen; Tunnel Miners; Water Line Caulkers; Dynamite Men; Pump Hose Nozzlemen; & Structural Precast & Welder & Layout

Stark County:
Group 1 - Building & Construction; Tool Cribman; Carpenter Tenders; Finisher Tender; Concrete Handler; Utility Construction Laborer; Guard Rail Erecter
Group 2 - Bottom Men; Scaffold Builder; Tunnel Laborer; Pipe Layer; Air & Power Driven Tools; Burner on Demolition; Swinging Scaffold; Mucker; Caisson Worker; Cofferdam Worker; Powder Man & Dynamite Blaster; Creosote Worker; Form Setter; Hod Carrier; Laser Beam Setup Man
Group 3 - Mason Tender; Mortar Mixer; & Stonemasons Tenders
Group 4 - Gunnite Operator

CLASSIFICATION DEFINITIONS FOR POWER EQUIPMENT OPERATORS:

GROUP A - A-Frames; All Rotary Drills used on Caisson Work for Foundations & Sub-structure Work; Boiler Op. or Compressor Op. when Compressor or Boiler is mounted on Crane (piggyback operation); Boom Trucks; Cableways; Cherry Pickers; Combination Concrete Mixer & Tower; Concrete Pumps; Cranes; Derricks; Draglines; Elevating Grader or Euclid Loader; Floating Equipment; Gradalls; Helicopter Op. (hoisting builders materials); Helicopter Winch Op. (hoisting builders materials); Hoes; Hoisting Engines (two or more drums); Lift Slab or Panel Jack Op.; Locomotives; 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)
GROUP B - Asphalt Paver; Bulldozer; CMI Type Equipment; Endloaders; Kohlman Type Loaders (dirt loading); Mucking Machines; Power Graders; Power Scoops; Power Scrapers; Push Cats
GROUP C - 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 Op. Installing or Operating Well Points or other Types of Dewatering System; Pumps (4" & over discharge); Submersible Pumps (4" & over discharge); Trenchers (24" & under)
GROUP D - Compressors on Building Construction; Conveyors (building material); Gunnite Machines; Mixers (cap., more than on bag); Mixers (one bag cap., side loads); Post Driver; Post Hole Digger; Pavement Breaker (hydraulic or cable); Road Widening Trencher; Rollers; Welder Operator

POWER EQUIPMENT OPERATORS CLASSIFICATIONS (CONT'D):
GROUP E - Backfillers and Tampers; Batch Plant; Bar & Joint Installing Machine; Bull Floats; Burlap & Curing Machines; Clefplanes; Concrete Spreading Machines; Crushers; Drum Fireman (asphalt); Farm Type Tractors (pulling attachments); Finishing Machines; Form Trenchers; High Pressure Pumps (over ½" discharge); Hydro Seeders; Self-propelled Power Spreader; Self-Propelled Subgrader; Tractors (pulling sheep foot roller or grader); Tire Repairmen; Vibratory Compactors (with Integral power)
GROUP F - Oiler; Light Plant Op.; Power Driven Heaters (oil fired); Power Boilers (less than 15 lbs. pressure); Submersible Pumps (under 4" discharge); Pumps (under 4" discharge); Tenders

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:

a. $75.00 per year
b. 2 paid holidays: C & D
c. $150.00 per year
d. 2 paid holidays: C & D
e. 7 paid holidays: A through F, & Day after Thanksgiving
f. Employer contributes 8% of regular hourly rate to vacation pay credit for employee who has worked in business more than 5 years. Employer contributes 6% of regular hourly rate to vacation pay credit for employee who has worked in business less than 5 years.
g. 2 paid holidays: C & D
h. 1 paid holiday: D providing the employee has worked 5 consecutive days before and after the holiday.
i. 3% of gross earnings to SASMI
j. 9 Paid Holidays: New Year's Day; Good Friday; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Friday after Thanksgiving; Christmas Eve Day; & Christmas Day
k. Employees who have been in continuous employment of the company for less than 1 year as of January 1 will receive pro-rated vacation based on 5/12 day per full month of employment, but not exceeding 5 days' vacation; 3rd continuous calendar year - 2 wks' paid vacation; 11th continuous calendar year - 3 wks' paid vacation.
l. $51.00 Per Employee Per Week

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR, 5.5 (a)(1)(ii)).

[FR Doc. 83-4894 Filed 2-24-83; 8:45 am]

BILLING CODE 4510-27-C

federal register

Friday
February 25, 1983

Part IV

Department of the Interior

Minerals Management Service

Outer Continental Shelf, North Atlantic; Sale No. 52; Notice of Sale and Notice of Leasing Systems

Billing Code: 4310-MR

UNITED STATES
DEPARTMENT OF THE INTERIOR
Minerals Management Service
Outer Continental Shelf
North Atlantic

Oil and Gas Lease Sale No. 52

1. Authority. This notice is published pursuant to the Outer Continental Shelf Lands Act of 1953 (43 U.S.C. 1331-1343), as amended, (92 Stat. 629), and the regulations issued thereunder (30 CFR 256, formerly 43 CFR Part 3300; see the Federal Register at 47 FR 47006, October 22, 1982). A revision of these regulations appeared in the Federal Register of June 16, 1982, at 47 FR 26031 and 25967.

2. Filing of Bids. Sealed bids will be received by the Regional Manager, Atlantic Outer Continental Shelf (OCS) Region, Minerals Management Service, Jacob K. Javits Federal Building, 26 Federal Plaza, Suite 32-120, New York, New York 10278. Bids may be delivered, either by mail or in person, to the above address until 4:30 p.m., e.s.t., March 28, 1983; or by personal delivery to the Roosevelt Hotel, Grand Ballroom, Madison Avenue and 45th Street, New York, N.Y., between the hours of 8:30 a.m., e.s.t., and 9:30 a.m., e.s.t., March 29, 1983. Bids received by the Regional Manager later than the times and dates specified above will be returned unopened to the bidders. Bids may not be modified or withdrawn unless written modification or withdrawal is received by the Regional Manager prior to 9:30 a.m., e.s.t., March 29, 1983. All bids must be submitted and will be considered in accordance with applicable regulations, including 30 CFR Part 256. The list of restricted joint bidders which applies to this sale was published in the Federal Register of October 6, 1982, at 47 FR 44166.

3. Method of Bidding. A separate bid in a sealed envelope, labeled, "Sealed Bid for Oil and Gas Lease (insert number of tract), not to be opened until 10 a.m., e.s.t., March 29, 1983," must be submitted for each tract. A suggested bid form appears in 30 CFR Part 256, Appendix A. Bidders are advised that tract numbers are assigned solely for administrative purposes and are not the same as block numbers found on official protraction diagrams. All bids received shall be deemed submitted for a numbered tract. Bidders must submit with each bid one-fifth of the cash bonus, in cash or by cashier's check, bank draft, or certified check, payable to the order of the Minerals Management Service. No bid for less than a full tract as described in paragraph 12 will be considered. Bidders submitting joint bids must state on the bid form the proportionate interest of each participating bidder, in percent to a maximum of five decimal places after the decimal point, e.g., 50.12345 percent. Other documents may be required of bidders under 30 CFR 256.46. Partnerships also need to submit a list of signatories authorized to bind the partnership. All documents must be executed in conformance with signatory authorizations on file. Bidders are warned against violation of 18 U.S.C. 1860, prohibiting unlawful combination or intimidation of bidders.

4. Bidding Systems. All leases awarded for this sale will provide for a yearly rental payment of $8 per hectare or fraction thereof. The following systems will be utilized.

(a) Bonus Bidding with a Fixed Sliding Scale Royalty. Bids on tracts 52-4 through 52-7, 52-220 through 52-224, 52-226 through 52-243, 52-246, 52-251 through 52-253, 52-255, and 52-256 must be submitted on a cash bonus bid basis with the percent royalty due in amount or value of production fixed according to the sliding scale formula described below. This formula fixes the percent royalty at a level determined by the value of lease production during each calendar quarter. For purposes of determining the royalty percent due on production during a quarter, the value of production during the quarter will be adjusted for inflation as described below. The determination of the value of the production on which royalty is due will be made pursuant to 30 CFR 250.64.

The fixed sliding scale formula operates in the following way: When the quarterly value of production, adjusted for inflation, is less than or equal to $15.929025 million, a royalty of 16.66667 percent in amount or value of production will be due on the unadjusted value or amount of production. When the adjusted quarterly value of production is equal to or greater than $15.929026 million, but less than or equal to $3423.822696 million, the royalty percent due on the unadjusted value or amount of production is given by:

$$Rj = b[Ln\ (Vj/S)]$$

where
Rj = the percent royalty that is due and payable on the unadjusted amount or value of all production in quarter j
b = 9.0
Ln = natural logarithm
Vj = the value of production in quarter j, adjusted for inflation, in millions of dollars
S = 2.50

When the adjusted quarterly value of production is equal to or greater than $3423.822697 million, a royalty of 65.00000 percent in amount or value of production will be due on the unadjusted quarterly value of production. Thus, in no instance will the quarterly royalty due exceed 65.00000 percent in amount or value of quarterly production.

In determining the quarterly percent royalty due, Rj, the calculation will be carried to five decimal places (for example, 16.35851 percent). This calculation will incorporate the adjusted value of production, Vj, in millions of dollars rounded to the sixth digit, i.e., the nearest dollar (for example, 15.392848 million).

The form of the sliding scale royalty schedule is illustrated in Figure 1. Note that the effective quarterly royalty rate depends upon the inflation adjusted quarterly value of production. However, this rate is applied to the unadjusted quarterly value of production to determine the royalty payments due.

In adjusting the quarterly value of production for use in calculating the percent royalty due on production during the quarter, the actual value of production will be adjusted to account for the effects of inflation by dividing the actual value of production by the following inflation adjustment factor. The inflation adjustment factor used will be the ratio of the GNP fixed weighted price index for the calendar quarter preceding the quarter of production to the value of that index for the quarter preceding February, 1980. The GNP fixed weighted price index is published monthly in the Survey of Current Business by the Bureau of Economic Analysis, U.S. Department of Commerce. The percent royalty will be due and payable on the actual amount or value of production as determined pursuant to 30 CFR 250.64. The timing of procedures for inflation adjustments and determinations of the royalty due will be specified at a later date. Table 1 provides hypothetical examples of quarterly royalty calculations using the sliding scale formula just described under two different values for the quarterly price index.

(b) Bonus Bidding with a 16-2/3 Percent Royalty. Bids on tracts 52-11, 52-13 through 52-58, 52-61 through 52-69, 52-72 through 52-81, 52-84 through 52-95, 52-97 through 52-109, 52-113 through 52-122, 52-128 through 52-131, 52-135, 52-136, 52-143 through 52-146, 52-158 through 52-162, 52-225, 52-244, 52-245, 52-247 through 52-250, 52-254, 52-257, 52-258, 52-260, 52-261, 52-263, 52-265 through 52-267, 52-270 through 52-273, 52-286, 52-289, 52-290, 52-302, 52-305, 52-306, 52-309, and 52-318 must be submitted on a cash bonus basis with a fixed royalty of 16-2/3 percent. All leases awarded under this system will provide for a minimum royalty payment of $8 per hectare or fraction thereof.

(c) Bonus Bidding with a 12-1/2 Percent Royalty. Bids on the remaining tracts to be offered at this sale must be submitted on a cash bonus basis with a fixed royalty of 12-1/2 percent. All leases awarded under this system will provide for a minimum royalty payment of $8 per hectare or fraction thereof.

5. Equal Opportunity. Each bidder must have submitted by 9:30 a.m., e.s.t., March 29, 1983, the certification required by 41 CFR 60-1.7(b) and Executive Order No. 11246 of September 24, 1965, as amended by Executive Order No. 11375 of October 13, 1967, on the Compliance Report Certification Form, Form 1140-8 (June 1982) and the Affirmative Action Representation Form, Form 1140-7 (June 1982). See paragraph 14, "Information to Lessees."

6. Bid Opening. Bids will be opened on March 29, 1983, beginning at 10:00 a.m., e.s.t., at the second address stated in paragraph 2. The opening of the bids is for the sole purpose of publicly announcing bids received, and no bids will be accepted or rejected at that time. If the Department is prohibited for any reason from opening any bid before midnight, March 29, 1983, that bid will be returned unopened to the bidder, as soon thereafter as possible.

7. Deposit of Payment. Any cash, cashier's checks, certified checks, or bank drafts submitted with a bid may be deposited by the Government in a suspense account in the U.S. Treasury during the period the bids are being considered. Such a deposit does not constitute and shall not be construed as acceptance of any bid on behalf of the United States.

8. Withdrawal of Tracts. The United States reserves the right to withdraw any tract from this sale prior to issuance of a written acceptance of a bid for the tract.

9. Acceptance or Rejection of Bids. The United States reserves the right to reject any and all bids for any tract. In any case, no bid for any tract will be accepted and no lease for any tract will be awarded to any bidder unless:

(a) The bidder has complied with all requirements of this notice and applicable regulations;

(b) The bid is the highest valid bid; and

(c) The amount of the bid has been determined to be adequate by the Secretary of the Interior.

No bonus bid will be considered for acceptance unless it provides for a cash bonus in the amount of $371 or more per hectare or fraction thereof.

10. Successful Bidders. Each person who has submitted a bid accepted by the Secretary of the Interior will be required to execute copies of the lease specified below, pay the balance of the cash bonus together with the first year's rental, and satisfy the bonding requirements of 30 CFR Part 256 Subpart I within the time provided in 30 CFR 256.47. A modification of the payments procedure for successful bidders appears in the revision of regulations discussed in paragraph 1, above. These changes do not apply to the submission of the one-fifth bonus with bids, described in paragraph 3, above.

11. Official Protraction Diagrams. Tracts offered for lease may be located on the following official protraction diagrams which may be purchased for $2.00 each from the Regional Manager, Atlantic OCS Region, Minerals Management Service, 1951 Kidwell Drive, Suite 601, Vienna, Virginia 22180 or from the Regional Manager, Atlantic OCS Region, Minerals Management Service, Jacob K. Javits Federal Building, 26 Federal Plaza, Suite 32-120, New York, New York 10278.

Figure 1
Form of the Sliding Royalty Schedule

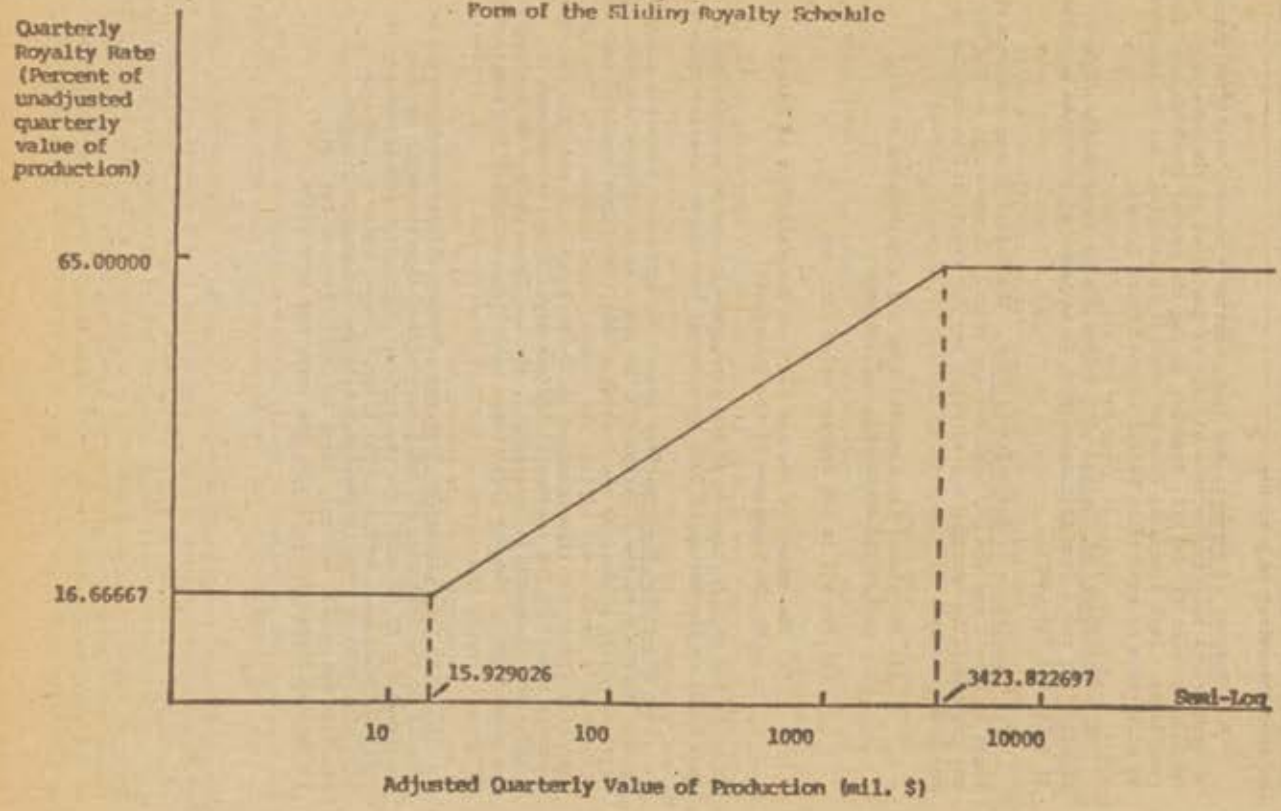


TABLE 1. HYPOTHETICAL QUARTERLY ROYALTY CALCULATIONS

(A) Actual Value of Quarterly Production (Millions of Dollars	(B) GNP Fixed Weighted Price Index	(C) Inflation Factor[1]	(D) Adjusted Value of Quarterly Production[2] (Vj, Millions of $)	(E) Percent Royalty Rate (Rj)	(F) Royalty Payment[3] (Millions of Dollars)
10.000000	223.3	4/3	7.500000	16.66667	1.666667
30.000000	223.3	4/3	22.500000	19.77502	5.932506
90.000000	223.3	4/3	67.500000	29.66253	26.696277
270.000000	223.3	4/3	202.500000	39.55004	106.785108
810.000000	223.3	4/3	607.500000	49.43755	400.444155
10.000000	279.2	5/3	6.000000	16.66667	1.666667
30.000000	279.2	5/3	18.000000	17.76673	5.330019
90.000000	279.2	5/3	54.000000	27.65424	24.888816
270.000000	279.2	5/3	162.000000	37.54175	101.362725
810.000000	279.2	5/3	486.000000	47.42926	384.177006

1 Column (B) divided by 167.5 [the value of GNP fixed weighted price index for the quarter preceding Feb. 1980]

2 Column (A) divided by Inflation Factor.

3 Column (A) times Column (E) divided by 100.

(a) Outer Continental Shelf Official Protraction Diagram No. NK 19-9, (Approved March 20, 1975).

(b) Outer Continental Shelf Official Protraction Diagram No. NK 19-11, (Approved October 31, 1974).

(c) Outer Continental Shelf Official Protraction Diagram No. NK 19-12 (Approved April 29, 1975).

(d) Outer Continental Shelf Official Protraction Diagram No. NJ 19-1, Block Canyon (Approved June 22, 1977).

(e) Outer Continental Shelf Official Protraction Diagram No. NJ 19-2, Veatch Canyon (Approved January 25, 1979).

12. Tract Descriptions. The tracts offered for bids are as follows:

Tract List
Sale No. 52

OCS OFFICIAL PROTRACTION DIAGRAM NO. NK 19-9
(Approved March 20, 1975)

Tract	Block	Description	Hectares
52-4	976	All	2304
52-5	978	All	2304
52-6	979	All	2304
52-7	980	All	2304

OCS OFFICIAL PROTRACTION DIAGRAM NO. NK 19-11
(Approved October 31, 1974)

Tract	Block	Description	Hectares
52-11	171	All	2304
52-13	215	All	2304
52-14	216	All	2304
52-15	257	All	2304
52-16	300	All	2304
52-17	301	All	2304
52-18	302	All	2304
52-19	341	All	2304
52-20	342	All	2304
52-21	343	All	2304
52-22	344	All	2304
52-23	345	All	2304
52-24	346	All	2304
52-25	383	All	2304
52-26	384	All	2304
52-27	385	All	2304
52-28	386	All	2304
52-29	387	All	2304
52-30	388	All	2304
52-31	389	All	2304
52-32	390	All	2304
52-33	391	All	2304
52-34	427	All	2304
52-35	428	All	2304
52-36	429	All	2304
52-37	430	All	2304
52-38	431	All	2304
52-39	432	All	2304
52-40	433	All	2304
52-41	434	All	2304
52-42	435	All	2304
52-43	471	All	2304
52-44	472	All	2304
52-45	473	All	2304
52-46	474	All	2304
52-47	475	All	2304
52-48	476	All	2304
52-49	477	All	2304
52-50	478	All	2304

OCS OFFICIAL PROTRACTION DIAGRAM NO. NK 19-11 (cont'd)
(Approved October 31, 1974)

Tract	Block	Description	Hectares
52-51	479	All	2304
52-52	480	All	2304
52-53	515	All	2304
52-54	516	All	2304
52-55	517	All	2304
52-56	518	All	2304
52-57	519	All	2304
52-58	520	All	2304
52-61	523	All	2304
52-62	524	All	2304
52-63	558	All	2304
52-64	559	All	2304
52-65	560	All	2304
52-66	561	All	2304
52-67	562	All	2304
52-68	563	All	2304
52-69	564	All	2304
52-72	567	All	2304
52-73	568	All	2304
52-74	601	All	2304
52-75	602	All	2304
52-76	603	All	2304
52-77	604	All	2304
52-78	605	All	2304
52-79	606	All	2304
52-80	607	All	2304
52-81	608	All	2304
52-84	611	All	2304
52-85	612	All	2304
52-86	644	All	2304
52-87	645	All	2304
52-88	646	All	2304
52-89	647	All	2304
52-90	648	All	2304
52-91	649	All	2304
52-92	650	All	2304

OCS OFFICIAL PROTRACTION DIAGRAM NO. NK 19-11 (cont'd)
(Approved October 31, 1974)

Tract	Block	Description	Hectares
52-93	651	All	2304
52-94	652	All	2304
52-95	653	All	2304
52-97	655	All	2304
52-98	656	All	2304
52-99	687	All	2304
52-100	688	All	2304
52-101	689	All	2304
52-102	690	All	2304
52-103	691	All	2304
52-104	692	All	2304
52-105	693	All	2304
52-106	694	All	2304
52-107	695	All	2304
52-108	696	All	2304
52-109	697	All	2304
52-112	700	All	2304
52-113	730	All	2304
52-114	731	All	2304
52-115	732	All	2304
52-116	733	All	2304
52-117	734	All	2304
52-118	735	All	2304
52-119	736	All	2304
52-120	737	All	2304
52-121	738	All	2304
52-122	739	All	2304
52-123	740	All	2304
52-124	741	All	2304
52-125	742	All	2304
52-126	743	All	2304
52-127	744	All	2304
52-128	774	All	2304
52-129	775	All	2304
52-130	776	All	2304
52-131	777	All	2304

OCS OFFICIAL PROTRACTION DIAGRAM NO. NK 19-11 (cont'd)
(Approved October 31, 1974)

Tract	Block	Description	Hectares
52-135	781	All	2304
52-136	782	All	2304
52-137	783	All	2304
52-138	784	All	2304
52-139	785	All	2304
52-140	786	All	2304
52-141	787	All	2304
52-142	788	All	2304
52-143	818	All	2304
52-144	819	All	2304
52-145	820	All	2304
52-146	821	All	2304
52-150	825	All	2304
52-151	826	All	2304
52-152	827	All	2304
52-153	828	All	2304
52-154	829	All	2304
52-155	830	All	2304
52-156	831	All	2304
52-157	832	All	2304
52-158	861	All	2304
52-159	862	All	2304
52-160	863	All	2304
52-161	864	All	2304
52-162	865	All	2304
52-163	866	All	2304
52-164	867	All	2304
52-165	868	All	2304
52-166	869	All	2304
52-167	870	All	2304
52-168	871	All	2304
52-169	872	All	2304
52-170	873	All	2304
52-171	874	All	2304
52-172	875	All	2304
52-173	876	All	2304
52-174	905	All	2304
52-175	906	All	2304
52-176	907	All	2304
52-177	908	All	2304

OCS OFFICIAL PROTRACTION DIAGRAM NO. NK 19-11 (Cont'd)
(Approved October 31, 1974)

Tract	Block	Description	Hectares
52-178	909	All	2304
52-179	910	All	2304
52-180	911	All	2304
52-181	912	All	2304
52-182	913	All	2304
52-183	914	All	2304
52-184	915	All	2304
52-185	916	All	2304
52-186	917	All	2304
52-187	918	All	2304
52-188	945	All	2304
52-189	946	All	2304
52-190	949	All	2304
52-191	950	All	2304
52-192	951	All	2304
52-193	952	All	2304
52-194	953	All	2304
52-195	954	All	2304
52-196	955	All	2304
52-197	956	All	2304
52-198	957	All	2304
52-199	958	All	2304
52-200	959	All	2304
52-201	960	All	2304
52-202	961	All	2304
52-203	962	All	2304
52-204	989	All	2304
52-205	990	All	2304
52-206	991	All	2304
52-207	992	All	2304
52-208	993	All	2304
52-209	994	All	2304
52-210	995	All	2304
52-211	996	All	2304
52-212	997	All	2304
52-213	998	All	2304
52-214	999	All	2304
52-215	1000	All	2304
52-216	1001	All	2304
52-217	1002	All	2304
52-218	1003	All	2304
52-219	1005	All	2304

OCS OFFICIAL PROTRACTION DIAGRAM NO. NK 19-12
(Approved April 29, 1975)

Tract	Block	Description	Hectares
52-220	6	All	2304
52-221	8	All	2304
52-222	9	All	2304
52-223	10	All	2304
52-224	11	All	2304
52-225	45	All	2304
52-226	50	All	2304
52-227	51	All	2304
52-228	52	All	2304
52-229	53	All	2304
52-230	54	All	2304
52-231	55	All	2304
52-232	94	All	2304
52-233	95	All	2304
52-234	96	All	2304
52-235	139	All	2304
52-236	140	All	2304
52-237	183	All	2304
52-238	184	All	2304
52-239	226	All	2304
52-240	227	All	2304
52-241	228	All	2304
52-242	268	All	2304
52-243	272	All	2304
52-244	278	All	2304
52-245	279	All	2304
52-246	314	All	2304
52-247	321	All	2304
52-248	322	All	2304
52-249	323	All	2304
52-250	324	All	2304
52-251	355	All	2304
52-252	358	All	2304
52-253	361	All	2304
52-254	368	All	2304
52-255	399	All	2304
52-256	405	All	2304
52-257	411	All	2304
52-258	412	All	2304
52-259	413	All	2304

OCS OFFICIAL PROTRACTION DIAGRAM NO. NK 19-12 (cont'd)
(Approved April 29, 1975)

Tract	Block	Description	Hectares
52-260	441	All	2304
52-261	442	All	2304
52-263	449	All	2304
52-265	453	All	2304
52-266	454	All	2304
52-267	455	All	2304
52-268	456	All	2304
52-269	457	All	2304
52-270	485	All	2304
52-271	486	All	2304
52-272	487	All	2304
52-273	488	All	2304
52-279	496	All	2304
52-280	497	All	2304
52-281	498	All	2304
52-282	499	All	2304
52-283	500	All	2304
52-284	501	All	2304
52-285	502	All	2304
52-286	529	All	2304
52-289	532	All	2304
52-290	533	All	2304
52-293	538	All	2304
52-294	539	All	2304
52-295	540	All	2304
52-296	541	All	2304

OCS OFFICIAL PROTRACTION DIAGRAM NO. NK 19-12 (cont'd)
(Approved April 29, 1975)

Tract	Block	Description	Hectares
52-297	542	All	2304
52-298	543	All	2304
52-299	544	All	2304
52-300	545	All	2304
52-301	546	All	2304
52-302	573	All	2304
52-305	576	All	2304
52-306	577	All	2304
52-309	580	All	2304
52-310	581	All	2304
52-311	582	All	2304
52-312	583	All	2304
52-313	584	All	2304
52-314	585	All	2304
52-315	586	All	2304
52-316	587	All	2304
52-317	588	All	2304
52-318	617	All	2304
52-320	619	All	2304
52-321	620	All	2304
52-322	621	All	2304
52-323	622	All	2304
52-324	623	All	2304
52-325	624	All	2304
52-326	625	All	2304
52-327	626	All	2304
52-328	627	All	2304
52-329	628	All	2304
52-330	629	All	2304
52-331	661	All	2304
52-332	662	All	2304
52-333	663	All	2304
52-334	664	All	2304
52-335	665	All	2304
52-336	666	All	2304
52-337	667	All	2304
52-338	668	All	2304
52-339	669	All	2304
52-340	670	All	2304
52-341	671	All	2304
52-342	705	All	2304

OCS OFFICIAL PROTRACTION DIAGRAM NO. NK 19-12 (Cont'd)
(Approved April 29, 1975)

Tract	Block	Description	Hectares
52-343	706	All	2304
52-344	707	All	2304
52-345	708	All	2304
52-346	709	All	2304
52-347	710	All	2304
52-348	711	All	2304
52-349	712	All	2304
52-350	713	All	2304
52-351	714	All	2304
52-352	715	All	2304
52-353	749	All	2304
52-354	750	All	2304
52-355	753	All	2304
52-356	754	All	2304
52-357	755	All	2304
52-358	756	All	2304
52-359	757	All	2304
52-360	758	All	2304
52-361	759	All	2304
52-362	793	All	2304
52-363	797	All	2304
52-364	798	All	2304
52-365	799	All	2304
52-366	800	All	2304
52-367	801	All	2304
52-368	802	All	2304
52-369	803	All	2304
52-370	839	All	2304
52-371	840	All	2304
52-372	841	All	2304
52-373	842	All	2304
52-374	843	All	2304
52-375	844	All	2304
52-376	845	All	2304
52-377	846	All	2304
52-378	847	All	2304
52-379	885	All	2304
52-380	886	All	2304
52-381	887	All	2304
52-382	888	All	2304
52-383	889	All	2304
52-384	890	All	2304
52-385	891	All	2304

OCS OFFICIAL PROTRACTION DIAGRAM NO. NJ 19-1, BLOCK CANYON
(Approved June 22, 1977)

Tract	Block	Description	Hectares
52-388	85	All	2304
52-389	119	All	2304
52-390	120	All	2304
52-391	121	All	2304
52-392	122	All	2304
52-393	123	All	2304
52-394	124	All	2304
52-395	125	All	2304
52-396	126	All	2304
52-397	127	All	2304
52-398	128	All	2304
52-399	129	All	2304
52-400	130	All	2304
52-401	131	All	2304
52-402	132	All	2304
52-403	163	All	2304
52-404	164	All	2304
52-405	165	All	2304
52-406	166	All	2304
52-407	167	All	2304
52-408	168	All	2304
52-409	169	All	2304
52-410	170	All	2304
52-411	171	All	2304
52-412	172	All	2304
52-413	173	All	2304
52-414	174	All	2304
52-415	175	All	2304
52-416	176	All	2304
52-417	209	All	2304
52-418	210	All	2304
52-419	211	All	2304
52-420	212	All	2304
52-421	213	All	2304
52-422	214	All	2304
52-423	215	All	2304
52-424	216	All	2304
52-425	217	All	2304
52-426	218	All	2304
52-427	219	All	2304
52-428	220	All	2304

OCS OFFICIAL PROTRACTION DIAGRAM NO. NJ 19-2, VEATCH CANYON
(Approved January 25, 1979)

Tract	Block	Description	Hectares
52-433	16	All	2304
52-434	17	All	2304
52-435	18	All	2304
52-436	19	All	2304
52-437	20	All	2304
52-438	21	All	2304
52-439	22	All	2304
52-440	23	All	2304
52-441	24	All	2304
52-442	25	All	2304
52-443	26	All	2304
52-444	27	All	2304
52-445	28	All	2304
52-446	36	All	2304
52-453	59	All	2304
52-454	60	All	2304
52-455	61	All	2304
52-456	62	All	2304
52-457	63	All	2304
52-458	64	All	2304
52-459	65	All	2304
52-460	66	All	2304
52-461	67	All	2304
52-462	76	All	2304
52-463	77	All	2304
52-464	80	All	2304
52-465	89	All	2304
52-466	90	All	2304
52-467	91	All	2304
52-468	92	All	2304
52-469	93	All	2304
52-472	96	All	2304

OCS OFFICIAL PROTRACTION DIAGRAM NO. NJ 19-2, VEATCH CANYON (cont'd)
(Approved January 25, 1979)

Tract	Block	Description	Hectares
52-473	97	All	2304
52-474	98	All	2304
52-475	99	All	2304
52-476	100	All	2304
52-477	101	All	2304
52-478	102	All	2304
52-479	103	All	2304
52-480	104	All	2304
52-481	105	All	2304
52-482	106	All	2304
52-483	107	All	2304
52-484	108	All	2304
52-485	121	All	2304
52-486	122	All	2304
52-487	123	All	2304
52-488	124	All	2304
52-489	133	All	2304
52-490	134	All	2304
52-491	135	All	2304
52-492	136	All	2304
52-493	137	All	2304
52-494	138	All	2304
52-495	139	All	2304
52-496	140	All	2304
52-497	141	All	2304
52-498	142	All	2304
52-499	143	All	2304
52-500	144	All	2304
52-501	145	All	2304
52-502	146	All	2304
52-503	147	All	2304
52-504	148	All	2304
52-505	149	All	2304
52-506	150	All	2304
52-507	165	All	2304
52-508	166	All	2304
52-509	167	All	2304
52-510	168	All	2304
52-511	177	All	2304
52-512	178	All	2304
52-513	179	All	2304
52-514	180	All	2304
52-515	181	All	2304
52-516	182	All	2304
52-517	183	All	2304
52-518	184	All	2304
52-519	185	All	2304
52-520	186	All	2304

OCS OFFICIAL PROTRACTION DIAGRAM NO. NJ 19-2, VEATCH CANYON (cont'd)
(Approved January 25, 1979)

Tract	Block	Description	Hectares
52-521	187	All	2304
52-522	188	All	2304
52-523	189	All	2304
52-524	212	All	2304
52-525	221	All	2304
52-526	222	All	2304
52-527	223	All	2304
52-528	224	All	2304
52-529	225	All	2304
52-530	226	All	2304
52-531	227	All	2304
52-532	228	All	2304
52-533	253	All	2304
52-534	254	All	2304
52-535	255	All	2304
52-536	256	All	2304
52-537	297	All	2304
52-538	298	All	2304
52-539	299	All	2304
52-540	300	All	2304

13. Lease Terms and Stipulations.

(a) Leases resulting from this sale for tracts 52-125, 52-126, 52-140 through 52-142, 52-153 through 52-157, 52-165, 52-168 through 52-173, 52-181 through 52-187, 52-191 through 52-203, 52-205, 52-206, 52-208 through 52-219, 52-283 through 52-285, 52-297 through 52-301, 52-312 through 52-317, 52-326 through 52-330, 52-333, 52-335 through 52-341, 52-343,52-344, 52-346 through 52-385, 52-395, 52-399 through 52-428, 52-436 through 52-446, 52-454 through 52-464, 52-473, and 52-477 through 52-540 will be for an initial term of 10 years. All other leases issued as a result of this sale will be for an initial term of 5 years. Leases issued as a result of this sale will be on Form MMS-2005 (August 1982), available from the Regional Manager, at the first address stated in paragraph 2.

(b) For leases resulting from this sale for tracts offered on a cash bonus basis with a fixed sliding scale royalty, listed in paragraph 4(a), Form MMS-2005 will be amended as follows:

Section 6. Royalty on Production. (a) The lessee agrees to pay the lessor a royalty of that percent in amount or value of production from the leased area as determined by the sliding scale royalty formula as follows: When the quarterly value of production, adjusted for inflation, is less than or equal to $15.929025 million, a royalty of 16.66667 percent in amount or value of production will be due on the unadjusted value or amount of production. When the adjusted quarterly value of production is equal to or greater than $15.929026 million, but less than or equal to $3423.822696 million, the royalty percent due on the unadjusted value or amount of production is given by:

$$Rj = b\,[Ln\,(Vj/S)]$$

where

Rj = the percent royalty that is due and payable on the unadjusted amount or value of all production in quarter j

b = 9.0

Ln = natural logarithm

Vj = the value of production in quarter j, adjusted for inflation, in millions of dollars

S = 2.50

When the adjusted quarterly value of production is equal to or greater than $3423.822697 million, a royalty of 65.00000 percent in amount or value of production will be due on the unadjusted quarterly value of production. Thus, in no instance will the quarterly royalty due exceed 65.00000 percent in amount or value of quarterly production.

In determining the quarterly percent royalty due, Rj, the calculation will be carried to five decimal places (for example, 16.35851 percent). This calculation will incorporate the adjusted quarterly value of production, Vj, in millions of dollars, rounded to the sixth digit, i.e., to the nearest dollar (for example, 15.392848 millions of dollars). Gas of all kinds (except helium) is subject to royalty. The lessor shall determine whether production royalty shall be paid in amount or value.

(c) Except as otherwise noted, the following stipulations will be included in each lease resulting from this sale. In the following stipulations, the term RS refers to the Regional Supervisor, Offshore Field Operations, Atlantic OCS Region, Minerals Management Service (MMS).

Stipulation No. 1

If the RS has reason to believe that a site, structure, or object of historical or archeological significance, hereinafter referred to as "cultural resource," may exist in the leased area and gives the lessee written notice that the lessor is enforcing the provisions of this stipulation, the lessee shall, upon receipt of such notice, comply with the following requirements:

(1) Prior to any dredging or drilling activity or the construction or placement of any structure for exploration or development on the lease, including, but not limited to, well drilling and pipeline and platform placement, hereinafter in this stipulation referred to as "operation," the lessee shall conduct remote sensing surveys and/or prepare a report, as specified by the RS, to determine the potential existence of any cultural resource that may be affected by such operation. All data produced as well as other pertinent natural and cultural environmental data shall be examined by an archeologist and geophysicist to determine if indicators are present suggesting the existence of a cultural resource that may be adversely affected by any lease operation. A report of such surveys and assessments prepared by an archeologist and geophysicist shall be submitted by the lessee to the RS.

(2) If they determine such cultural resource indicators are present, the lessee shall: (a) locate the site of the lease operation so as not to affect adversely the identified location; or (b) establish to the satisfaction of the RS, on the basis of further archeological investigation conducted by an archeologist and geophysicist using such survey equipment and techniques as deemed necessary by the RS, either that such operation will not adversely affect the location identified or that the potential cultural resource suggested by the occurrence of the indicators does not exist.

(3) A report of the latter investigation prepared by the archeologist and geophysicist shall be submitted to the RS for review. Should the RS determine that the existence of a cultural resource which may be adversely affected by such operation is sufficiently established to warrant protection, the lessee shall take no action that may result in an adverse effect on such cultural resource until the RS has given directions as to its protection.

In addition, the lessee agrees that if any cultural resource should be discovered during the conduct of any operation on the leased area, he shall report immediately such findings to the RS and make every reasonable effort to protect the cultural resource until the RS gives directions as to its protection.

Stipulation No. 2

If biological populations or habitats which may require additional protection are identified by the RS in the leasing area, the RS will require the lessee to conduct environmental surveys or studies, including sampling, as approved by the RS, to determine existing environmental conditions, the extent and composition of biological populations or habitats, and the effects of proposed or existing operations on the populations or habitats which might require additional protective measures. The RS shall provide written notice to the lessee of his decision to require such surveys or studies. The nature and extent of any surveys or studies will be determined by the RS on a case-by-case basis.

Based on any surveys or studies which the RS may require of the lessee, the RS may require the lessee to: (1) relocate the site of operations so as not to affect adversely the significant biological populations or habitats deserving protection; or (2) modify operations in such a way as not to adversely affect the significant biological populations or habitats deserving protection; or (3) establish to the satisfaction of the RS that such operations will not adversely affect the significant biological populations or habitats deserving protection. Based on any surveys or studies which the RS may require of the lessee, the RS may also require the lessee to provide for periodic sampling of environmental conditions during operations.

The lessee shall submit all data obtained in the course of such surveys or studies to the RS, with locational information for drilling or other activity. The lessee may take no action that might result in any effect on the biological populations or habitats surveyed, until the RS provides written directions to the lessee, with regard to permissible actions.

In the event that important biological populations or habitats are identified subsequent to commencement of operations, the lessee shall make every reasonable effort to preserve and protect all biological populations and habitats within the lease area, until the RS provides written instructions to the lessee with regard to the biological populations or habitats identified. Operations, including siting, must be conducted as specified by the RS and so as to insure the protection and continued viability of the biological populations or habitats deserving protection in a manner consistent with the other purposes of the Outer Continental Shelf Lands Act, as amended.

Stipulation No. 3.

Pipelines will be required: (1) if pipeline rights-of-way can be determined and obtained; (2) if laying such pipelines is technologically feasible and environmentally preferable; and (3) if, in the opinion of the lessor, laying of pipelines is economically feasible taking into account any incremental costs of pipelines over alternative methods of transportation and any incremental benefits in the form of increased environmental protection or reduced mutliple use conflicts. The lessor specifically reserves the right to require that any pipeline used for transporting production to shore be placed in certain designated management areas. In selecting the means of transportation, including any loading facilities, consideration will be given to any recommendation of the Regional Technical Working Group or other similar advisory group with participation of Federal, State, and local government and industry. Where feasible and environmentally preferable, all pipelines, including both flow lines and gathering lines for oil and gas, shall be buried to a depth suitable for adequate protection from water currents, sand waves, storm scouring, fisheries trawling gear, and other factors as determined on a case-by-case basis. All valves, taps, or other irregular surfaces that might be vulnerable or might damage fishing gear will be buried to a minimum of one foot or to a depth suitable for adequate protection or covered with an approved protective dome which will allow commercial trawling gear to pass over the structure without snagging or damaging the structure or fishing gear.

If, due to the criteria outlined above, pipelines are required, then no crude oil production will be transported by surface vessel from offshore production sites, except in the case of emergency, following the completion of pipeline installation. Determinations as to emergency conditions and appropriate responses to these conditions will be made by the RS. Where the three criteria set forth in the first sentence of this stipulation are not met and surface transportation must be employed, all vessels used for carrying crude oil to shore from the leased area will conform with all standards established for such vessels, pursuant to the Ports and Waterways Safety Act of 1972 (46 U.S.C. 391a), as amended.

Subsea wellheads and temporary abandonments, or suspended operations that leave protrusions above the seafloor, shall be protected, if feasible and as appropriate, in such a manner as to allow commercial fisheries trawling gear to pass over the structure without snagging or otherwise damaging the structures or the fishing gear. Latitude and longitude coordinates of these structures, along with water depths, shall be submitted to the RS. The coordinates of such structures will be determined by the lessee utilizing state of the art navigation systems with accuracy of at least ±50 feet (15.25 m) at 200 miles (322 km).

Stipulation No. 4

The RS may require the lessee to dispose of drill cuttings and drilling muds by shunting the material to a depth and location below the ocean surface as specified by the RS, or by transporting the material to disposal sites approved by the Environmental Protection Agency. The RS shall determine the method of disposal based upon review of the data obtained from the surveys and studies established pursuant to Stipulation No. 2, and from other relevant sources of information.

Based upon the composition of produced formation waters, the site-specific environmental conditions in a leasing area, and the data obtained from the surveys and studies established pursuant to Stipulation No. 2, as well as data from other relevant sources, the RS may require the lessee to reinject formation waters. The RS shall provide written notice to the lessee of a decision to require reinjection of such formation waters.

Stipulation No. 5

The lessee shall include in his exploration and development plans submitted under 30 CFR 250.34 a proposed fisheries training program for review and approval by the RS pursuant to this stipulation. The training program shall be for the personnel involved in vessel operations (related to offshore exploration and development and production operations); and platform and shorebased supervisors. The purpose of the training program shall be to familiarize persons working on the project of the value of the commercial fishing industry and the methods of offshore fishing operations and the potential hazards, conflicts and impacts resulting from offshore oil and gas activities. The program shall be formulated and implemented by qualified and experienced instructors in the kinds of fishing activities, methods of communication and navigational safety.

Stipulation No. 6

(To be included only in leases resulting from this sale for tracts 52-99, 52-100, 52-113 through 52-116, 52-128 through 52-131, 52-143 through 52-146, 52-158 through 52-164, 52-174 through 52-180, 52-188 through 52-196, 52-204 through 52-214, 52-388 through 52-428, 52-433 through 52-445, 52-453 through 52-461, 52-465 through 52-469, 52-472 through 52-484, 52-489 through 52-506, 52-511 through 52-523, and 52-525 through 52-532).

(a) The lessee agrees that prior to operating or causing to be operated on its behalf, boat or aircraft traffic into individual, designated warning areas, the lessee shall coordinate and comply with instructions from the Commanding Officer, Fleet Area Control and Surveillance Facility, Virginia Capes Naval Air Station, Oceana, VA 23460. Such coordination and instructions will provide for positive control of boats and aircraft operating in the warning areas at all times.

(b) Whether or not compensation for such damage or injury might be due under a theory of strict or absolute liability or otherwise, the lessee assumes all risks of damage or injury to persons or property, which occur in, on, or above the Outer Continental Shelf, to any person or persons, or to any property of any person or persons who are agents, employees, or invitees of the lessee, its agents, independent contractors or subcontractors doing business with the lessee in connection with any activities being performed by the lessee in, on, or above the Outer Continental Shelf, if such injury or damage to such person or property occurs by reason of the activities of any agency of the U.S. Government, its contractors, subcontractors, or any of their officers, agents or employees, being conducted as a part of, or in connection with, the programs and activities of the Commanding Officer, Fleet Area Control and Surveillance Facility, Virginia Capes Naval Air Station, Oceana, VA 23460, or other appropriate military agency.

Notwithstanding any limitations of the lessee's liability in section 14 of the lease, the lessee assumes the risk whether such injury or damage is caused in whole or in part by any act or omission, regardless of negligence or fault of the United States, its contractors or subcontractors, or any of their officers, agents, or employees. The lessee further agrees to indemnify and save harmless the United States against all claims for loss, damage, or injury sustained by the lessee, and to indemnify and save harmless the United States against all claims for loss, damage, or injury sustained by the agents, employees, or invitees of the lessee, its agents or any independent contractors or subcontractors doing business with the lessee in connection with the programs and activities of the aforementioned military installation and agencies, whether the same be caused in whole or in part by the negligence or fault of the United States, its contractors, subcontractors, or any of their officers, agents, or employees and whether such claims might be sustained under theories of strict or absolute liability or otherwise.

(c) The lessee agrees to control his own electromagnetic emissions and those of his agents, employees, invitees, independent contractors or subcontractors emanating from individual, designated defense warning areas in accordance with requirements specified by the Commanding Officer, Fleet Area Control and Surveillance Facility, Virginia Capes Naval Air Station, Oceana, VA 23460, to the degree necessary to prevent damage to, or unacceptable interference with Department of Defense flight, testing, or operational activities conducted within individual designated warning areas. Necessary monitoring, control, and coordination with the lessee, his agents, employees, invitees, independent contractors or subcontractors, will be effected by the Commander of the appropriate onshore military installation conducting operations in the particular warning area: provided, however, that control of such electromagnetic emissions shall permit at least one continuous channel of communication between a lessee, its agents, employees, invitees, independent contractors or subcontractors and onshore facilities.

Stipulation No. 7

(To be included only in leases resulting from this sale for tracts 52-388 through 52-428, 52-453, 52-465 through 52-469, 52-472 through 52-479, 52-489 through 52-503, 52-511 through 52-523, and 52-525 through 52-532).

(a) The lessee agrees to coordinate and provide timely notification of all drillship, platform or pipeline location and planned movements to the Commander, Submarine Group 2, Naval Submarine Base, Groton, CT (phone 203-449-3676) in order to minimize danger to submerged operations in the area.

(b) Subsea beacons will be required during the course of all drilling operations on these tracts. The lessee shall provide the Commander, Submarine Group 2, Naval Submarine Base, Groton, CT, with information on the frequencies being emitted by these subsea positioning beacons and other acoustical systems being used to support any mobile drilling operations on these tracts.

Stipulation No. 8

(To be included only in the leases resulting from this sale with the sliding scale royalty bidding system identified in paragraph 4(a) of this notice.)

(a) The royalty rate on production from this lease is subject to consideration for reduction under the same authority that applies to all other oil and gas leases on the Outer Continental Shelf (30 CFR 250.21). The Director, Minerals Management Service, may grant a reduction for only 1 year at a time and reduction of royalty rates will not be approved unless production has been under way for 1 year or more.

(b) Although the royalty rate specified in section 6(a) of this lease or as subsequently modified in accordance with applicable regulations and stipulations is applicable to all production under this lease, not more than 16-2/3 percent of the production from the lease area may be taken as royalty in amount, except as provided in section 15(d); the royalty on any portion of the production from the lease in excess of 16-2/3 percent may only be taken in value of the production from the lease area.

14. Information to Lessees.

(a) Bidders are advised that during the conduct of all activities related to leases issued as a result of this lease sale, the lessee and its agents, contractors and subcontractors, will be subject to the provisions of the Marine Mammal Protection Act of 1972, the Endangered Species Act of 1973, and International Treaties. The lessee or its contractors should be aware that disturbance of wildlife could be determined to constitute harassment and thereby be in violation of existing laws. Violations under these acts and treaties may be reported to the National Marine Fisheries Service, or the U.S. Fish and Wildlife Service, as appropriate. Harassment of seabird breeding colonies, migratory waterfowl, and the only known gray seal colony in the region, would be less likely to occur if existing and suggested minimum altitude restrictions are adhered to. The U.S. Fish and Wildlife Service, under the authority of the Code of Federal Regulations (50 CFR 27.34), has requested that aircraft operating over designated National Wildlife Refuge boundaries maintain a 2,000 ft. minimum altitude at all times. The Federal Aviation Administration (FAA) is responsible for making this minimum altitude a requirement, and for enforcing it. For the protection of the gray seal colony on Muskeget Island, the National Oceanic and Atmospheric Administration (NOAA) recommends that aircraft should maintain a 1,000 ft. minimum altitude at all times when in transit over the island. The approximate locations of the existent National Wildlife Refuges in the region, and the gray seal colony, are depicted on Visual No. 2, available from the Regional Manager, Atlantic OCS Region, at the first address stated in paragraph 2. Areas with special altitude requirements are indicated in FAA aeronautical charts and in pilot advisories.

(b) In the enforcement of Stipulation No. 2 for all tracts leased in the North Atlantic planning area, the RS will receive recommendations for protection of critical habitats and organisms, monitoring, and environmental studies from a Biological Task Force (BTF) composed of designated representatives of the Minerals Management Service, the U.S. Fish and Wildlife Service, the National Marine Fisheries Service, and the Environmental Protection Agency. The BTF may consult with representatives of the affected States before making recommendations to the RS. The BTF may recommend the initiation of a monitoring program consisting of several environmental studies designed to determine the effects of OCS operations on the fauna and flora of Georges Bank, the adjacent canyon heads, and the continental slope. The RS will consult with the BTF on identifying areas of resources of biological importance, on the conduct of near-rig biological surveys by lessees, and on the appropriate course of action after surveys and other environmental studies have been conducted.

(c) Operations on some of the tracts offered for lease may be restricted by designation of fairways, precautionary zones, or traffic separation schemes established by the Coast Guard pursuant to the Ports and Waterways Safety Act (33 U.S.C. 1221 et seq.) Corps of Engineers permits are required for construction of any artificial islands, installations and other devices permanently or temporarily attached to the seabed located on the Outer Continental Shelf (OCS) in accordance with section 4(e) of the OCS Lands Act of 1953, as amended.

(d) Bidders are advised that the Departments of the Interior and Transportation have entered into a Memorandum of Understanding dated May 6, 1976, concerning the design, installation, operation and maintenance of offshore pipelines. Bidders should consult both Departments for regulations applicable to offshore pipelines.

(e) Bidders are advised that in accordance with section 16 of each lease offered at this sale, the lessor may require a lessee to operate under a unit, pooling, or drilling agreement, and that the lessor will give particular consideration to requiring unitization in instances where one or more reservoirs underlie two or more leases with a different royalty rate or a royalty rate based on a sliding scale.

(f) Revisions of Department of Labor regulations on affirmative action requirements for Government contractors (including lessees) have been deferred, pending review of those regulations (see Federal Register of August 25, 1981, at 46 FR 42865 and 42968). Should those changes become effective at any time before the issuance of leases resulting from this sale, section 18 of the lease form, MMS-2005 (August 1982), would be deleted from leases resulting from this sale. In addition, existing stocks of the affirmative action forms described in paragraph 5 of this notice contain language that would be superseded by the revised regulations at 41 CFR 60-1.5(a)(1) and 60-1.7(a)(1).

Pending the issuance of revised versions of Forms 1140-7 and 1140-8, submission of Form 1140-7 (June 1982) and Form 1140-8 (June 1982) will not invalidate an otherwise acceptable bid, and the revised regulations' requirements will be deemed to be part of the existing affirmative action forms.

(g) For those tracts listed in paragraph 13(a) providing for leases with an initial period of more than five years, bidders are advised that pursuant to 30 CFR 250.34-1(a)(3), the lessee shall submit to the Minerals Management Service either an exploration plan or a general statement of exploration intentions prior to the end of the ninth lease year.

(h) Lessees are alerted to the possibility that mass movement of sediments could occur and/or shallow faults are present on the blocks listed below. The lessees are also informed that this list may not be all inclusive as other blocks in this offering may contain these same geohazards.

Tracts Showing Evidence of Mass Movement

Tracts	Blocks in NJ 19-1
52-389	- 119 E1/2SE1/4
52-390	- 120 SW1/4
52-403	- 163 NE1/4SE1/4, S1/2SE1/4
52-404	- 164 SW1/4
52-412	- 172 S1/2NE1/4, N1/2SE1/4
52-413	- 173 S1/2NW1/4, N1/2SW1/4
52-418	- 210 NE1/4NE1/4, SW1/4NE1/4, SE1/4NE1/4, NE1/4SE1/4
52-419	- 211 NW1/4, NW1/4SW1/4

Tracts Showing Evidence of Shallow Gas

Tracts	Blocks in NK 19-12
52-316	- 587 SW1/4NW1/4
52-345	- 708 NE1/4, SE1/4NW1/4, NE1/4SW1/4, NW1/4SE1/4

(i) Bidders are advised that the Secretary of the Interior has directed that a development-phase environmental impact statement (EIS) be prepared for the North Atlantic planning area, pursuant to section 25(e) of the OCS Lands Act, as amended. The content of this EIS will be in accordance with the rules and regulations promulgated by the Department.

(j) Subject to DOI consultation with the U.S. Coast Guard, it will be required that in the immediate vicinity of drilling operations an open sea skimming unit equivalent to Clean Atlantic Associate Fast Response Unit Model II and 1000 feet of open sea oil containment boom be maintained. In addition, a suitable deployment vessel and personnel trained in deployment and use of this equipment should be immediately available. As part of the approval of development and production plans, suitable pollution prevention equipment will be required in the immediate vicinity of development and production operations.

15. OCS Orders. Operations on all leases resulting from this sale will be conducted in accordance with the provisions of all North Atlantic OCS Orders, as of their effective dates, and any other applicable OCS Order as it becomes effective.

Director, Minerals Management Service
Harold Doley

Date: 2/23/83

Approved:

James G. Watt

Secretary of the Interior

[FR Doc. 83-4872 Filed 2-24-83; 8:45 am]
BILLING CODE 4310-MR-C

4310-MR

UNITED STATES
DEPARTMENT OF THE INTERIOR
Minerals Management Service
Outer Continental Shelf
North Atlantic

Notice of Leasing Systems, Sale No. 52

Section 8(a)(8) (43 U.S.C. 1337 (a)(8)) of the Outer Continental Shelf Lands Act (OCSLA), as amended, requires that, at least 30 days before any lease sale, a notice be submitted to the Congress and published in the Federal Register:

(A) identifying the bidding systems to be used and the reasons for such use; and

(B) designating the tracts to be offered under each bidding system and the reasons for such designation.

This notice is published pursuant to these requirements.

(A) Bidding systems to be used. In OCS Sale No. 52, tracts will be offered under the following three bidding systems as authorized by section 8(a)(1) (43 U.S.C. 1337 (a)(1)): (1) bonus bidding with a fixed 16 2/3 percent royalty on 144 tracts, (2) bonus bidding with a fixed 12 1/2 percent royalty on 311 tracts, and (3) bonus bidding with a fixed sliding scale royalty on 33 tracts.

(1) Bonus Bidding with a 16 2/3 Percent Royalty. This system is authorized by section (8)(a)(1)(A) of the OCSLA, as amended. This system has been used extensively since the passage of the OCSLA in 1953 and imposes greater risks on the lessee than systems with higher contingency payments, but may yield more rewards if a commercial field is discovered. The relatively high front-end payments required may encourage rapid exploration.

(2) Bonus Bidding with a 12 1/2 Percent Royalty. This system is authorized by section (8)(a)(1)(A) of the OCSLA, as amended. This system has been chosen for certain deeper water tracts proposed for Sale No. 52 because these tracts are expected to require substantially higher exploration, development, and production costs, as well as longer times before initial production, in comparison to shallow water tracts. Department of the Interior analyses indicate that the minimum economically developable discovery on a tract in such high cost areas under a 12 1/2 percent royalty system would be less than for the same tracts under a 16 2/3 percent royalty system. As a result, more tracts may be explored and developed. In addition, the lower royalty rate system is expected to yield more rapid production rates and higher economic profits. It is not anticipated, however, that the larger cash bonus bid associated with a lower royalty rate will significantly reduce competition, since the higher costs for exploration and development are the primary restraints to competition.

(3) Bonus Bidding with a Sliding Scale Royalty. This system is authorized by section (8)(a)(1)(C) of the OCSLA, as amended. The sliding scale is designed to establish higher royalty rates for larger reservoirs with higher production rates. As such, the expected bonus is reduced compared to a fixed one-sixth royalty system. This may improve competition for leases, and also tends to reduce the likelihood of production losses that could result if higher royalty rates are set by other means, such as royalty bidding, prior to reservoir delineation and production. The fixed sliding scale formula provided for Sale No. 52 is based on the current assumed range of costs and wellhead prices for this area.

The fixed sliding scale formula operates in the following way: when the quarterly value of production, adjusted for inflation, is less than or equal to $15.929025 million, a royalty of 16.66667 percent in amount or value of production will be due on the unadjusted value or amount of production. When the adjusted quarterly value of production is equal to or greater than $15.929026 million, but less than or equal to $3423.822696 million, the royalty percent due on the unadjusted value or amount of production is given by

$$Rj = b\,[\ln (Vj/S)] \text{ where}$$

Rj = the percent royalty that is due and payable on the unadjusted amount or value of all production in quarter j

b = 9.0

ln = natural logarithm

Vj = the value production in quarter j, adjusted for inflation, in millions of dollars

S = 2.50

When the adjusted quarterly value of production is equal to or greater than $3423.822697 million, a royalty of 65.00000 percent in amount or value of production will be due on the unadjusted quarterly value of production. Thus, in no instance will the quarterly royalty due exceed 65.00000 percent in amount or value of quarterly production.

In adjusting the quarterly value of production for use in calculating the percent royalty due on production during the quarter, the actual value of production will be adjusted to account for the effects of inflation by dividing the actual value of production by the following inflation adjustment factor. The inflation adjustment factor used will be the ratio of the GNP fixed weighted price index for the calendar quarter preceding the quarter of production to the value of that index for the quarter preceding February 1980. The GNP fixed weighted price index is published monthly in the Survey of Current Business by the Bureau of Economic Analysis, U.S. Department of Commerce. The percent royalty will be due and payable on the actual amount or value of production as determined pursuant to 30 CFR 250.64.

(B) Designation of Tracts. The selection of tracts to be offered under the three systems was based on the following factors:

(1) Lease terms on adjacent tracts were considered in order to reduce administrative costs and barriers to unitization, and to enhance orderly development of each field.

(2) Generally, tracts in deep water were selected for 1/8 royalty based on the favorable performance of this system in these high cost areas.

The specific tracts to be offered under each system are as follows:

(a) Bonus Bidding with a 16 2/3 Percent Royalty--Tracts 52-11, 52-13 through 52-58, 52-61 through 52-69, 52-72 through 52-81, 52-84 through 52-95, 52-97 through 52-109, 52-113 through 52-122, 52-128 through 52-131, 52-135, 52-136, 52-143 through 52-146, 52-158 through 52-162, 52-225, 52-244, 52-245, 52-247 through 52-250, 52-254, 52-257, 52-258, 52-260, 52-261, 52-263, 52-265 through 52-267, 52-270 through 52-273, 52-286, 52-289, 52-290, 52-302, 52-305, 52-306, 52-309, and 52-318.

(b) Bonus Bidding with a Sliding Scale Royalty--Tracts 52-4 through 52-7, 52-220 through 52-224, 52-226 through 52-243, 52-246, 52-251 through 52-253, 52-255, and 52-256.

(c) Bonus Bidding with a 12 1/2 Percent Royalty--All remaining tracts.

Director, Minerals Management Service
Harold Doley

Approved: FEB 25 1983

James G. Watt
Secretary of the Interior

[FR Doc. 83-4973 Filed 2-24-83; 8:45 am]
BILLING CODE 4310-MR-C

Reader Aids

Federal Register

Vol. 48, No. 39

Friday, February 25, 1983

INFORMATION AND ASSISTANCE

PUBLICATIONS

Code of Federal Regulations

CFR Unit	202-523-3419 523-3517
General information, index, and finding aids	523-5227
Incorporation by reference	523-4534
Printing schedules and pricing information	523-3419

Federal Register

Corrections	523-5237
Daily Issue Unit	523-5237
General information, index, and finding aids	523-5227
Privacy Act	523-5237
Public Inspection Desk	523-5215
Scheduling of documents	523-3187

Laws

Indexes	523-5282
Law numbers and dates	523-5282 523-5266
Slip law orders (GPO)	275-3030

Presidential Documents

Executive orders and proclamations	523-5233
Public Papers of the President	523-5235
Weekly Compilation of Presidential Documents	523-5235

United States Government Manual 523-5230

SERVICES

Agency services	523-5237
Automation	523-3408
Library	523-4986
Magnetic tapes of FR issues and CFR volumes (GPO)	275-2867
Public Inspection Desk	523-5215
Special Projects	523-4534
Subscription orders (GPO)	783-3238
Subscription problems (GPO)	275-3054
TTY for the deaf	523-5229

FEDERAL REGISTER PAGES AND DATES, FEBRUARY

4447-4646	1
4647-4766	2
4767-5212	3
5213-5526	4
5527-5708	7
5709-5878	8
5879-6086	9
6087-6310	10
6311-6520	11
6521-6684	14
6685-6882	15
6883-6952	16
6953-7150	17
7151-7426	18
7427-7570	22
7571-7716	23
7717-8034	24
8035-8254	25

CFR PARTS AFFECTED DURING FEBRUARY

At the end of each month, the Office of the Federal Register publishes separately a list of CFR Sections Affected (LSA), which lists parts and sections affected by documents published since the revision date of each title.

3 CFR

Executive Orders:

11269 (Amended by EO 12403)	6087
12314 (Revoked by EO 12407)	7717
12353 (Amended by EO 12404)	6685
12374 (Amended by EO 12408)	8035
12400 (Amended by EO 12406)	7571
12403	6087
12404	6685
12405	6889
12406	7571
12407	7717
12408	8035

Proclamations:

5018	5527, 5881
5019	5709
5020	6521
5021	6883
5022	6887
5023	7151

Rules:

See 35 CFR Part 133	5879

4 CFR

56	4647

5 CFR

Ch. XIV	5529
737	8188
900	6311
1201	5213
1204	6311, 6312
1205	6311, 6312
2471	5529
2472	5529

Proposed Rules:

890	7460
2470	5568
2471	5568

7 CFR

2	7153
27	8037
29	5883
272	6313, 6836
273	6313, 6836
276	6836
277	6836
301	4447
354	5215
371	6523
624	4447
905	4448
907	4767, 6089, 6953, 7719
910	5216, 6316, 7153, 7154, 8038
959	7427
1098	6687
1701	4450
1814	6688
1922	7154
1930	6688
1944	6688, 7154

Proposed Rules:

20	5746
28	4477
180	4797
210	8082
225	8082
226	8082
910	5950
981	5569
925	7581
983	6544
1004	7461
1007	7461
1011	7461
1030	5747
1032	7745
1033	7462
1036	7462
1046	7461
1065	7463
1099	6544
1136	6545
1701	4478, 6718, 8084

8 CFR

1	8038
3	8038
100	8038
103	4451
204	4451
208	5885
214	4767, 4769
245	4769

9 CFR

97	6523
166	6089
301	6090
307	6891
318	6090
327	6091
381	6090, 6891

10 CFR

Ch. II	6082
35	5217
50	5532, 5886
70	5886
205	6082
792	7573
810	5218

Proposed Rules:

40	8085
205	5748
420	6492
455	6868

465 ... 6502
960 ... 5670, 6549
961 ... 5458

11 CFR

106 ... 5224
9031 ... 5224
9032 ... 5224
9033 ... 5224
9034 ... 5224
9035 ... 5224
9036 ... 5224
9037 ... 5224
9038 ... 5224
9039 ... 5224

12 CFR

Ch. VII ... 7159
7 ... 6698
26 ... 5533
207 ... 6094
212 ... 5533
217 ... 4453, 5888
220 ... 6094
221 ... 6094
224 ... 6094
225 ... 7719
226 ... 4454
265 ... 4458, 5535
348 ... 5533
511 ... 7428
531 ... 8040
545 ... 4647, 7428
556 ... 4647
563b ... 7432
563f ... 5533
711 ... 5533

Proposed Rules:

3 ... 4479
6 ... 4479
7 ... 4479
32 ... 4479
204 ... 5750
205 ... 4667
225 ... 7746
226 ... 4669
250 ... 5570
329 ... 6718, 7464
543 ... 8085
701 ... 4798

13 CFR

115 ... 5888
124 ... 7161
301 ... 6524
302 ... 5711
303 ... 6525

14 CFR

21 ... 7721
39 ... 4770, 4771, 5536–5539, 6096, 6097, 6525–6529, 6953–6957, 7721–7724
71 ... 5540, 6100, 6101, 6958, 7434, 7725
73 ... 7434
75 ... 6959, 6960, 7436, 7437
91 ... 6102
93 ... 7726
95 ... 6530
97 ... 5541, 7727
202 ... 8042
203 ... 8042
204 ... 8048
208 ... 8048
211 ... 8049
212 ... 8049
213 ... 8049
215 ... 8050
253 ... 6317
254 ... 6698, 6961
291 ... 7437
294 ... 8050
298 ... 8051
302 ... 4650, 7438
321 ... 7728
1203 ... 5889
1221 ... 6318

Proposed Rules:

1 ... 7132
25 ... 7132, 7464
39 ... 7465, 7747, 7748
71 ... 4799, 5571–5573, 6125–6128, 6551, 7466–7468
73 ... 6991
121 ... 7132
139 ... 7132
250 ... 4479
251 ... 5950
287 ... 5950

15 CFR

399 ... 5893

Proposed Rules:

303 ... 7186
400 ... 7188

16 CFR

13 ... 6698, 6699, 8051
436 ... 7573
1205 ... 6326
1615 ... 6329
1616 ... 6329

Proposed Rules:

13 ... 7582
1205 ... 6343–6849
1615 ... 6350
1616 ... 6350

17 CFR

3 ... 4650
140 ... 5544
145 ... 5544
200 ... 5544
271 ... 5894

Proposed Rules:

12 ... 6720
33 ... 6128
230 ... 6354
239 ... 6354
240 ... 6130
270 ... 6354
274 ... 6354

18 CFR

2 ... 5152
4 ... 4458
141 ... 6699
154 ... 5152
157 ... 5251
270 ... 5152, 5190
271 ... 4459–4461, 4771, 4772, 5152–5197, 5896–5898
290 ... 6534

Proposed Rules:

271 ... 4480–4483, 4800, 5953 5954, 6992–6994, 7469, 8086
274 ... 4483, 4800, 8086

19 CFR

201 ... 5898

20 CFR

404 ... 5711, 6286, 7573
416 ... 6286, 7573

Proposed Rules:

Ch. I ... 6872
Ch. V ... 6872
Ch. VI ... 6872
404 ... 6354
410 ... 6354
416 ... 6133, 6354

21 CFR

5 ... 5251, 8052
74 ... 4463, 5252, 6329, 7438, 8052
81 ... 4463, 5252–5262, 6329, 8052
82 ... 4463, 5252, 5262, 6329, 8052
101 ... 8053
133 ... 8054
173 ... 5715, 7438
178 ... 6704, 7162, 7169
182 ... 5716, 6705
184 ... 5716
193 ... 5899, 5900, 7729
436 ... 7439, 7440
442 ... 7439
452 ... 7440
455 ... 7440
510 ... 4463,
520 ... 4463, 8054
522 ... 7163, 7440
522a ... 6330
524 ... 5264, 8055
555 ... 6331, 7440
558 ... 4464, 5265, 5266, 7162, 7164, 7441, 8055
561 ... 5900, 6893, 7729, 7730
620 ... 7165
680 ... 7168
740 ... 7169

Proposed Rules:

Ch. I ... 7200
131 ... 7200
133 ... 6722
172 ... 5751
182 ... 4486, 5279, 5751, 5758, 7202, 7473, 8086
184 ... 4486, 5279, 5751, 5758, 5761, 7202, 7473, 8086
347 ... 6820
348 ... 5852
357 ... 7202
358 ... 5761
500 ... 6361
501 ... 6363
558 ... 4490
740 ... 7203

23 CFR

Ch. I ... 5210, 5720, 6103
1209 ... 5545

Proposed Rules:

650 ... 6552

24 CFR

17 ... 6535
200 ... 7731
203 ... 7731
804 ... 6961
805 ... 6961
860 ... 6961
880 ... 6961
881 ... 6961
882 ... 6961
883 ... 6961
884 ... 6961
885 ... 5721
886 ... 6961
3280 ... 5266

Proposed Rules:

50 ... 7688
52 ... 7688
200 ... 8032
570 ... 7688
590 ... 7688
720 ... 7688
841 ... 7585, 7688
870 ... 7688
880 ... 7586, 7688
881 ... 7586, 7688
883 ... 7586, 7688
884 ... 7586
885 ... 7688
886 ... 7586
891 ... 7688
892 ... 7590

25 CFR

174 ... 5901, 7170

26 CFR

6a ... 4652

Proposed Rules:

1 ... 5762, 6134, 6363, 6723, 6996
11 ... 6996
25 ... 6363
51 ... 5280
54 ... 6996
301 ... 6363

27 CFR

Proposed Rules:

9 ... 5280, 5955–5961, 6724 7473
25 ... 4803
170 ... 8088
240 ... 8088
245 ... 4803
252 ... 4803

28 CFR

0 ... 7171, 8056
2 ... 7736

29 CFR

1602 ... 6331, 8057
1910 ... 5267, 6332

Proposed Rules:

Subtitle A ... 6872
Ch. V ... 6872
Ch. XVII ... 6872
Ch. XXV ... 6872
1907 ... 7204
1910 ... 6368, 7473
2643 ... 6555
2644 ... 6559
2690 ... 4632
2691 ... 4632
2692 ... 4632
2693 ... 4632
2694 ... 4632
2695 ... 4632

30 CFR
211 ... 5902
700 ... 6912
701 ... 6912
740 ... 6912
741 ... 6912
742 ... 6912
743 ... 6912
744 ... 6912
745 ... 6912
746 ... 6912
900 ... 6332
934 ... 5902
942 ... 7577, 8058
947 ... 7870
950 ... 6536
Proposed Rules:
Ch. I ... 6872
55 ... 6489, 7558
56 ... 6489, 7558
57 ... 6489, 7558
75 ... 7558
77 ... 7558
250 ... 7204
902 ... 5763
927 ... 5964
935 ... 6562

31 CFR
354 ... 8059

32 CFR
199 ... 5916
720 ... 4464
770 ... 5555
Proposed Rules:
1656 ... 7205
1660 ... 7205

33 CFR
25 ... 4773
26 ... 7442
80 ... 7442
97 ... 7442
98 ... 7442
100 ... 6104
117 ... 4773, 4775
154 ... 4776
159 ... 4776
165 ... 6104
206 ... 6706
207 ... 6335, 6706
209 ... 6706
Proposed Rules:
100 ... 6135
110 ... 4832, 6136
117 ... 6137, 6138, 7476
144 ... 4833

34 CFR
601 ... 8061
Proposed Rules:
201 ... 4677
202 ... 4677
203 ... 4677
204 ... 4677
302 ... 4677

35 CFR
103 ... 6708
113 ... 6708
119 ... 6708
123 ... 6708
133 ... 5879
Proposed Rules:
10 ... 6563

36 CFR
Ch. I ... 6676
65 ... 4652

37 CFR
Proposed Rules:
201 ... 6372

38 CFR
1 ... 6335
6 ... 8069
8 ... 8069
9 ... 8069
19 ... 6961

39 CFR
10 ... 4776
111 ... 8071

40 CFR
Ch. I ... 5684
52 ... 5722, 5723, 6105, 6106, 6980, 7579, 8072
60 ... 5452, 7128
80 ... 5724, 5727
81 ... 5269, 5727, 5728, 7579
86 ... 7392
123 ... 4661, 4777, 5556, 5918, 6336
162 ... 6982
180 ... 5919–5921, 6894, 6895, 7442, 7737
228 ... 5557
710 ... 6539
761 ... 4467, 5729, 7172
Proposed Rules:
Ch. I ... 5965
52 ... 4834, 4972–5144, 5282, 5764, 6725, 7210–7212
81 ... 5131, 5133, 5765, 6727
86 ... 5766, 7399
122 ... 5872
123 ... 4836, 5284, 5872, 6563–6565, 6727, 7478
180 ... 4678–4680, 5965–5968, 6897–6899, 7592
256 ... 5767
261 ... 6880, 7714
264 ... 5872
421 ... 7032
455 ... 5767, 6250
465 ... 6268
467 ... 5575
721 ... 7142, 7148

41 CFR
5–3 ... 4468
5–16 ... 4468
15–1 ... 6709
16–4 ... 7478
101–36 ... 6107
105–61 ... 6540
Proposed Rules:
Ch. 60 ... 6872
51–4 ... 6728
101–41 ... 5969
105–61 ... 6139

42 CFR
51b ... 4472
57 ... 7443
405 ... 6108, 7172
421 ... 7178
431 ... 5730
435 ... 5730
436 ... 5730
440 ... 5730
447 ... 5730
Proposed Rules:
57 ... 4492
405 ... 6304
435 ... 7592
447 ... 6304

43 CFR
20 ... 5736
3140 ... 7420
3200 ... 6336
3210 ... 6336
3240 ... 6336
3833 ... 7179
Public Land Orders:
6006 (Corrected by PLO 6347) ... 6113
6111 (Corrected by PLO 6350) ... 6114
6260 (Corrected by PLO 6351) ... 6541
6262 (Corrected by PLO 6352) ... 7179
6286 (Corrected by PLO 6349) ... 6114
6305 (Corrected by PLO 6348) ... 6113
6347 ... 6113
6348 ... 6113
6349 ... 6114
6350 ... 6114
6351 ... 6541
6352 ... 7179
Proposed Rules:
3130 ... 7213
3900 ... 6510
3920 ... 6510
3930 ... 6510

44 CFR
11 ... 6711
64 ... 4663, 4778, 6982, 6984
65 ... 6986
67 ... 6987
70 ... 6711–6714
Proposed Rules:
64 ... 6729
65 ... 6729
67 ... 4681, 6729, 6996, 7214, 8090
70 ... 6729

45 CFR
303 ... 7179
1010 ... 7226
1061 ... 7226
1064 ... 7226
Proposed Rules:
201 ... 7479
801 ... 5769, 8090
1385 ... 7700
1386 ... 7700
1387 ... 7700

46 CFR
Ch. I ... 4780
67 ... 7451
80 ... 7455
401 ... 6114
502 ... 5737
503 ... 5742, 6337
522 ... 5742
524 ... 5743
531 ... 5737
534 ... 6541
536 ... 5737, 6541, 7456
540 ... 5737
542 ... 5742
543 ... 5742
544 ... 5742
552 ... 5742
Proposed Rules:
Ch. IV ... 5769
10 ... 5575
25 ... 4837
33 ... 4837
35 ... 4837
94 ... 4837
97 ... 4837
107 ... 4837
108 ... 4837
109 ... 4837
125 ... 6636
126 ... 6636
127 ... 6636
128 ... 6636
129 ... 6636
130 ... 6636
131 ... 6636
132 ... 6636
133 ... 6636
134 ... 6636
135 ... 6636
136 ... 6636
157 ... 5575
160 ... 4837
192 ... 4837
196 ... 4837

47 CFR
1 ... 4783, 8073
2 ... 4783, 5922
15 ... 4788, 5922, 5928
22 ... 8074
31 ... 5928, 6987
43 ... 5928
64 ... 6116
67 ... 5939
73 ... 4664, 4665, 4792, 5940–5947, 7457, 7738–7744, 8080
81 ... 6119
83 ... 6119
90 ... 4792, 5922
95 ... 4783, 8080
97 ... 7457
Proposed Rules:
Ch. I ... 7596
0 ... 8090
1 ... 8090
2 ... 4845
5 ... 4845
15 ... 4845
21 ... 4845, 6730
22 ... 6730
23 ... 6730
25 ... 7481
73 ... 4692–4698, 4845, 5970–5978, 7481–7485, 7749–7763
74 ... 4845, 6730
78 ... 4845, 6730
81 ... 6730
83 ... 4847

87 ..... 4849, 6730
90 ..... 4851, 6730
94 ..... 4845, 6730
95 5982
97 ..... 4855, 8090
150 6730

49 CFR

218 6122
228 6123
387 5559
575 5690
1003 5269
1033 ..... 6989, 7180
1043 ..... 4666, 5269
1201 7182
1249 8081

Proposed Rules:

Ch. 1 6997
567 6565
630 6143
1033 4493
1043 4699
1051 6999
1162 6374
1206 7603
1306 6374
1307 6374
1320 6999
1321 6999
1322 6999
1323 6999
1324 6999

50 CFR

23 4795
602 7402
611 6342
642 5270
655 6342
658 5744
661 7459
663 ..... 6542, 6715
671 5276
681 5560

Proposed Rules:

17 ..... 4860, 5284, 6752
23 7604
222 5982
227 ..... 5285, 8097
285 8097
301 4861
611 5575
650 6542
656 5575
677 7764
681 7608

AGENCY PUBLICATION ON ASSIGNED DAYS OF THE WEEK

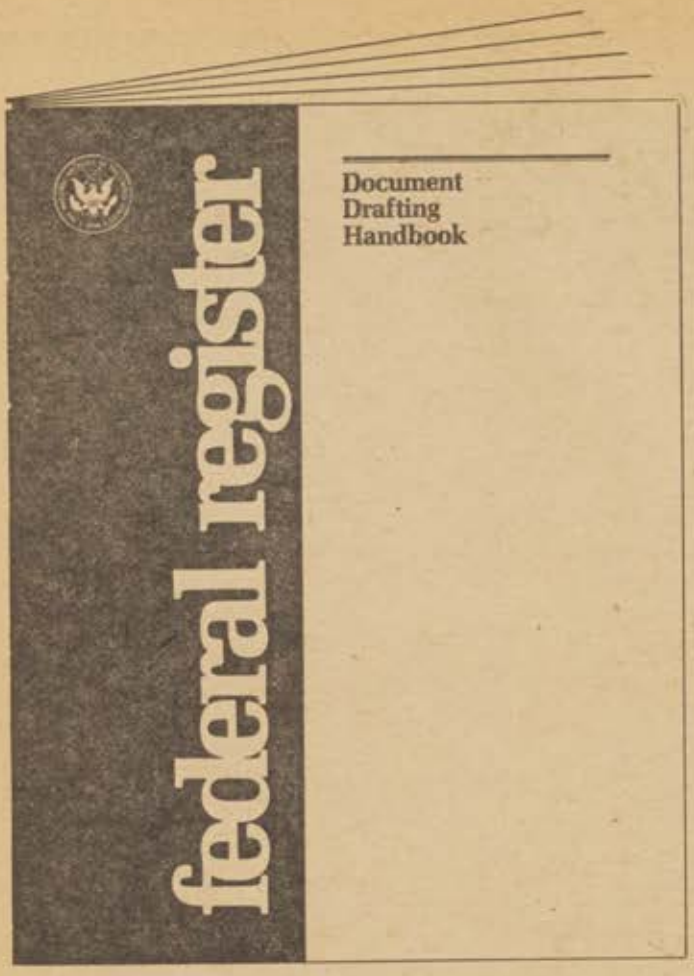
The following agencies have agreed to publish all documents on two assigned days of the week (Monday/Thursday or Tuesday/Friday). This is a voluntary program. (See OFR NOTICE 41 FR 32914, August 6, 1976.) Documents normally scheduled for publication on a day that will be a Federal holiday will be published the next work day following the holiday.

Monday	Tuesday	Wednesday	Thursday	Friday
DOT/SECRETARY	USDA/ASCS		DOT/SECRETARY	USDA/ASCS
DOT/COAST GUARD	USDA/FNS		DOT/COAST GUARD	USDA/FNS
DOT/FAA	USDA/REA		DOT/FAA	USDA/REA
DOT/FHWA	USDA/SCS		DOT/FHWA	USDA/SCS
DOT/FRA	MSPB/OPM		DOT/FRA	MSPB/OPM
DOT/MA	LABOR		DOT/MA	LABOR
DOT/NHTSA	HHS/FDA		DOT/NHTSA	HHS/FDA
DOT/RSPA			DOT/RSPA	
DOT/SLSDC			DOT/SLSDC	
DOT/UMTA			DOT/UMTA	

List of Public Laws

Note: No public bills which have become law were received by the Office of the Federal Register for inclusion in today's **List of Public Laws.**

Last Listing February 22, 1983



Federal Register Document Drafting Handbook

A Handbook for Regulation Drafters

This handbook is designed to help Federal agencies prepare documents for publication in the Federal Register. The updated requirements in the handbook reflect recent changes in regulatory development procedures, document format, and printing technology.

Price $5.00

Order Form

Mail To: Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402

Enclosed is $ _____ ☐ check, ☐ money order, or charge to my Deposit Account No.

☐☐☐☐☐☐☐-☐

Order No. _____

MasterCard and VISA accepted.

Credit Card Orders Only

Total charges $_____ Fill in the boxes below.

Credit Card No. ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐

Expiration Date Month/Year ☐☐☐☐

Please send me ____ copies of the DOCUMENT DRAFTING HANDBOOK at $5.00 per copy. Stock No. 022-001-00088-4.

PLEASE PRINT OR TYPE

Company or Personal Name

Additional address/attention line

Street address

City State ZIP Code

(or Country)

For Office Use Only

Quantity	Charges
_____ Publications	_____
_____ Subscription	_____
Special Shipping Charges	_____
International Handling	_____
Special Charges	_____
OPNR	_____
_____ UPNS	
_____ Balance Due	
_____ Discount	
_____ Refund	

882