

TABLE NO. 1 REFERRED TO IN PARAGRAPH (a) OF § 2.56—Continued

Area	At 14.65 p.s.i.a.		At 14.73 p.s.i.a. ¹	
	Initial service	Increased	Initial service	Increased
Louisiana, Southern, within State taxing jurisdiction—Continued				
Contracts dated				
After 9-30-68 (gas well gas).....	\$20.0	Same	\$19.61	Same
1-1-61 to 9-30-68 (gas well gas).....	\$19.50	Same	\$19.12	Same
Prior to 1-1-61 (gas well gas).....	\$18.50	Same	\$18.14	Same
After 9-30-68 (oil well gas).....	\$18.50	Same	\$18.14	Same
1-1-61 to 9-30-68 (oil well gas).....	\$18.50	Same	\$18.14	Same
Prior to 1-1-61 (oil well gas).....	\$18.50	Same	\$18.14	Same
Within the Federal domain: ²				
Contracts dated				
After 9-30-68 (gas well gas).....	18.50	Same	18.14	Same
1-1-61 to 9-30-68 (gas well gas).....	18.0	Same	17.65	Same
Prior to 1-1-61 (gas well gas).....	17.0	Same	16.67	Same
After 9-30-68 (oil well gas).....	17.0	Same	16.67	Same
1-1-61 to 9-30-68 (oil well gas).....	17.0	Same	16.67	Same
Prior to 1-1-61 (oil well gas).....	17.0	Same	16.67	Same
At 15.385 p.s.i.a. At 14.73 p.s.i.a. ¹				
West Virginia.....	28.0	25.0	26.91	24.03

¹ For conversion factors see: § 2.56(e) General policy and interpretations, rules of practice, and procedure; 18 CFR 2.56(e).

² 13 cents at 15.025 p.s.i.a.

³ Subject to the additional requirements, restrictions and authorizations provided in Opinions Nos. 468, 468-A, 546, and 546-A, as applicable.

⁴ Plus applicable State and local production taxes in effect as of Sept. 1, 1965.

⁵ Inclusive of tax reimbursement.

TABLE NO. 3 REFERRED TO IN PARAGRAPH (d) OF § 2.56
RATE LEVELS AND DURATION OF ANTITRIGGERING
CONDITION FOR VARIOUS RATE AREAS

Rate area	Antitriggering level ¹ cents/Mcf at 14.65 p.s.i.a.	Antitriggering level ¹ cents/Mcf at 14.73 p.s.i.a. ²
Texas, R.R. Districts		
Nos.:		
1.....	17.0	17.09
2.....	18.0	18.10
3.....	19.0	19.10
4.....	18.0	18.10
5.....	16.50	16.59
6.....	17.0	17.09
7-b.....	16.50	16.59
8.....	16.50	16.59
9.....	19.0	19.10
Oklahoma:		
Carter-Knox.....	19.0	19.10
Other.....	17.9	18.0
Panhandle.....	18.8	18.90
Kansas.....	18.0	18.10
Wyoming.....	17.0	17.09
At 15.085 p.s.i.a. At 14.73 p.s.i.a. ²		
Louisiana, Northern.....	20.75	20.34
Mississippi.....	24.0	23.53
New Mexico, San Juan		
Basin.....	15.0	14.71
Colorado.....	17.0	16.67
At 15.385 p.s.i.a. At 14.73 p.s.i.a.		
West Virginia.....	30.0	28.84

¹ Effective duration of antitriggering conditions is Jan. 1, 1970, as provided for in Order No. 352, § 2.56(d) (3) and (4) of the Commission's general policy and interpretations, rules of practice, and procedure.

² For conversion factors see: 33 F.R. 14373, 4; 18 CFR 2.56(e).

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of fact under a contract shall be decided by the contracting officer who shall reduce his decision to writing and mail by certified mail, return receipt requested, or otherwise furnish a copy to the contractor.

§ 19-60.102 Determination of issues.

Before making a decision, the contracting officer shall consider all oral and written arguments or evidence as the contractor may present in support of his claim. He shall conduct such investigation as may be necessary to ascertain the facts. Based upon his review of all available facts and advice of legal counsel, he shall endeavor to resolve by mutual agreement a satisfactory settlement of the dispute. When questions are settled in this manner, an agreement shall be drawn up in the form of a letter or memorandum for the official records.

§ 19-60.103 Decision of the contracting officer.

When an agreement cannot be successfully negotiated, the contracting officer with the advice and assistance of the Office of the General Counsel shall render a decision in accordance with the disputes clause of the contract. The decision shall include a statement of the facts under dispute, a statement of the contractor's claim, a statement of the facts upon which the parties agree or disagree, a statement of the contracting officer's final decision, and a statement advising the contractor that decisions on disputed questions of fact and on other questions that are subject to the procedure of the disputes clause of the contract may be appealed in accordance with the provisions of that clause. The decision shall further advise the contractor that appeals must be in writing (in triplicate) and must be mailed or otherwise furnished the contracting officer within the time provided in the disputes clause of the contract or if none is designated within thirty days from the date of receipt of the final decision. See § 1-1.318. The decision will also advise the contractor that the Armed Services Board of Contract Appeals has been designated the authorized representative of the Director for the hearing of such appeals and that the regulations herein recited shall be applicable with regard to the procedure of such appeals before the Board.

Subpart 19-60.2—Appeals

§ 19-60.201 General.

An appeal to the ASBCA may be taken from the decision of a contracting officer rendered in connection with disputed questions of fact under contracts when the terms of the contract provide for the determination of such appeals by the Director or his duly authorized representative. When the express terms of the contract provide otherwise, appeals shall be taken in the manner provided.

§ 19-60.202 Processing appeals.

Appeals shall be prepared and submitted as set forth in the Preliminary Procedures, Part 2, Rules of the ASBCA, Appendix A to the Armed Services Procurement Regulations.

Sec.

19-60.000 Scope of part.

Subpart 19-60.1—Disputes

19-60.100 Scope of subpart.

19-60.101 General.

19-60.102 Determination of issues.

19-60.103 Decision of the contracting officer.

Subpart 19-60.2—Appeals

19-60.201 General.

19-60.202 Processing appeals.

Subpart 19-60.3—Board of Contract Appeals

19-60.301 Designation of authorized representative.

19-60.302 Agency support.

Subpart 19-60.4—Rules

19-60.401 Adoption of the rules of the ASBCA.

19-60.402 Amendment to rules for Agency application.

AUTHORITY: The provisions of this Part 19-60 is issued under sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c).

§ 19-60.000 Scope of part.

This part sets forth procedures governing the determination of disputes arising from Agency contracts and the delegation of authority to the Armed Services Board of Contract Appeals (referred to in this part as the "ASBCA") to hear and decide appeals of contractors from final decisions of contracting officers arising under disputes provisions of contracts awarded by the United States Information Agency and the rules applicable to such appeals.

Subpart 19-60.1—Disputes

§ 19-60.100 Scope of subpart.

This subpart sets forth the policy and procedures pertaining to disputes arising under contracts, the review of available facts pertinent to the dispute, and the rendering of a final decision thereon by the contracting officer.

§ 19-60.101 General.

Unless otherwise specified in a contract, any dispute concerning a question

Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Chapter 19—U.S. Information Agency

PART 19-60—DISPUTES AND APPEALS

Chapter 19 of Title 41 is amended by adding a new Part 19-60 reading as follows:

Subpart 19-60.3—Board of Contract Appeals

§ 19-60.301 Designation of authorized representative.

The Armed Services Board of Contract Appeals has been designated the authorized representative of the Director of the U.S. Information Agency to hear, consider, and determine appeals by contractors from final decisions of contracting officers on disputed questions arising under agency contracts pursuant to provisions of contracts requiring the determination of such appeals by the Director or his authorized representative.

§ 19-60.302 Agency support.

The office of the General Counsel shall ensure support by officers and employees of the Agency in processing appeals and ascertaining information to the extent required by the ASBCA and is authorized to require such officers and employees to cooperate in such support.

Subpart 19-60.4—Rules

§ 19-60.401 Adoption of the Rules of the ASBCA.

In acting under this designation, the ASBCA is authorized to follow the rules contained in Appendix A to the Armed Services Procurement Regulations, Title 32 Code of Federal Regulations 30.1, which are hereby adopted as amended.

§ 19-60.402 Amendment to rules for Agency application.

The following amendments to Part 2—Rules of the ASBCA shall be effective whenever such rules pertain to appeals arising from Agency contracts.

(a) Preface to rules of the Armed Services Board of Contract Appeals (Summary of Pertinent Charter Provisions) delete all references to the Secretary of Defense and the Secretaries of the Military Departments and substitute therefor the words "Director, U.S. Information Agency".

(b) Preface to rules of the Armed Services Board of Contract Appeals (Summary of Pertinent Charter Provisions) delete in its entirety the third paragraph pertaining to the requirement of the Secretary of Defense or the Secretary of a Military Department to personally render a decision on a matter in dispute based on findings and recommendations submitted by the ASBCA.

(c) Preliminary procedures, paragraph 3 (Forwarding Appeals)—after the word "Board" at the end of the first sentence, insert a comma in lieu of the period and add immediately thereafter the words "through the Office of the General Counsel, U.S. Information Agency".

(d) Preliminary procedures, paragraph 4 (Duties of the Contracting Officer)—delete the words "and to the Government Trial Attorney" and add in lieu thereof the words "through the Office of the General Counsel, U.S. Information Agency".

Effective date. This part shall become effective on the date of its publication in the FEDERAL REGISTER and shall apply to all appeals from Agency contracts presently pending before the ASBCA and to

all appeals provided for under this part taken on and after the effective date hereof.

Issued: May 15, 1969.

BEN POSNER,
Assistant Director (Administration).
[F.R. Doc. 69-3935; Filed, May 19, 1969;
8:47 a.m.]

Title 28—JUDICIAL ADMINISTRATION

Chapter I—Department of Justice

[Order No. 415-69]

PART 0—ORGANIZATION OF THE DEPARTMENT OF JUSTICE

PART 45—STANDARDS OF CONDUCT

Office of the Director, U.S. Marshals Service

By virtue of the authority vested in me by sections 509, 510, and 569(c) of title 28 and section 301 of title 5 of the United States Code, Chapter I of Title 28 of the Code of Federal Regulations is amended as follows:

1. Section 0.17 of Subpart C of Part 0 is amended to read as follows:

§ 0.17 Office of the Director, U.S. Marshals Service.

The Office of the Director, U.S. Marshals Service, shall be under the supervision of the Deputy Attorney General and shall direct and supervise the U.S. Marshals, coordinate and direct the relationship of other organizational units of the Department with the offices of U.S. Marshals, and approve staffing requirements of such offices.

§ 45.735-22 [Amended]

2. Subdivision (xv) of paragraph (c) of § 45.735-22 of Part 45 is amended by substituting "Director, United States

Marshals Service" for "Head, Executive Office for U.S. Marshals."

Dated: May 12, 1969.

JOHN N. MITCHELL,
Attorney General.

[F.R. Doc. 69-5950; Filed, May 19, 1969;
8:49 a.m.]

Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 121—FOOD ADDITIVES

Subpart C—Food Additives Permitted in Feed and Drinking Water of Animals or for the Treatment of Food-Producing Animals

SUBCHAPTER C—DRUGS

PART 144—ANTIBIOTIC DRUGS; EXEMPTIONS FROM LABELING AND CERTIFICATION REQUIREMENTS

Bacitracin Methylene Disalicylate

1. The Commissioner of Food and Drugs, having evaluated the data submitted in a petition filed by S. B. Penick & Co., 100 Church Street, New York, N.Y. 10007, and other relevant material, concludes that the food additive regulations should be amended to provide for the safe use of bacitracin methylene disalicylate in the feed of feedlot beef cattle for specified conditions. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409 (c) (1), 72 Stat. 1786; 21 U.S.C. 348(c) (1)) and under authority delegated to the Commissioner (21 CFR 2.120), § 121.252(d) is amended by adding thereto a new table 3, as follows:

§ 121.252 Bacitracin methylene disalicylate.

(d) * * *

TABLE 3.—Bacitracin methylene disalicylate in cattle feed

	Amount	Limitations	Indications for use
	Mg. per head per day		
Bacitracin.....	70	For feedlot beef cattle; administer continuously throughout the feeding period; as bacitracin methylene disalicylate.	Reduction in the number of liver condemnations due to abscesses in feedlot beef cattle.
Bacitracin.....	250	For feedlot beef cattle; administer continuously for 5 days then do not administer medicated feed for subsequent 25 days, repeat the pattern during the feeding period.	Do.

2. Based on an evaluation of the data before him and proceeding under the authority of the act (sec. 409(c) (4), 72 Stat. 1786; 21 U.S.C. 348(c) (4)), delegated as cited above, the Commissioner concludes that the existing "zero" tolerances for residues of bacitracin from bacitracin, zinc bacitracin, manganese bacitracin, or bacitracin methylene disalicylate in edible products of treated animals should be changed to 0.5 part per million (0.02 unit per gram—sensitivity

of the method of analysis) for negligible residues of the additive. The negligible residue level is the basis upon which the "zero" tolerances were formerly established. It is also concluded that the negligible residue should be extended to include residues in the tissues of cattle based upon its use as provided for by the above amendment to § 121.252. Accordingly, § 121.1005 is revised to read as follows:

§ 121.1005 Bacitracin.

Tolerances for residues of the food additive bacitracin from bacitracin, zinc bacitracin, manganese bacitracin, or bacitracin methylene disalicylate are established at 0.5 part per million (0.02 unit per gram), negligible residue, in edible tissues of cattle, swine, chickens, turkeys, pheasants, and quail, and in milk and eggs.

3. Under the authority of the act (sec. 507(c), 59 Stat. 463, as amended; 21 U.S.C. 357(c)), delegated as cited above, the Commissioner finds that cattle feed containing bacitracin methylene disalicylate need not comply with the requirements of section 507 of the act to assure its safety and efficacy when used in accordance with § 121.252 as amended herein. Therefore, § 144.26(b) is amended by adding thereto a new subparagraph, as follows:

§ 144.26 Animal feed containing certifiable antibiotic drugs.

(b)

(28) It is a medicated feed for beef cattle containing bacitracin methylene disalicylate in the amounts and for the purposes specified in § 121.252 of this chapter and its labeling bears adequate directions and warnings for such use.

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, written objections thereto, preferably in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective on the date of its publication in the FEDERAL REGISTER.

(Secs. 409(c) (1), (4), 507(c), 59 Stat. 463, as amended, 72 Stat. 1786; 21 U.S.C. 348(c) (1), (4), 357(c))

Dated: May 13, 1969.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 69-5917; Filed, May 19, 1969; 8:46 a.m.]

PART 121—FOOD ADDITIVES

Subpart C—Food Additives Permitted in Feed and Drinking Water of Animals or for the Treatment of Food-Producing Animals

Subpart D—Food Additives Permitted in Food for Human Consumption

SPECTINOMYCIN

A. The Commissioner of Food and Drugs, having evaluated the data submitted in a petition (38-661V) filed by Amdal Co., Agricultural Division, Abbott Laboratories, North Chicago, Ill. 60064, and other relevant material, concludes that the food additive regulations should be amended to provide for the safe use of spectinomycin for the treatment of specified conditions in chickens.

Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic

SPECTINOMYCIN IN DRINKING WATER

Amount	Limitations	Indications for use
Spectinomycin 2 grams per gallon.	For growing chickens; as spectinomycin dihydrochloride pentahydrate; administer as sole source of drinking water for the first 3 days of life and for 1 day following each vaccination; do not administer within 5 days of slaughter; do not administer to laying chickens.	As an aid in the prevention or control of losses due to chronic respiratory disease associated with <i>M. gallisepticum</i> (PPLC) infection.

(d) To assure safe use, the label and labeling of the additive, any combination of the additives, or any final dosage form prepared therefrom shall bear, in addition to the other information required by the act, the following:

- (1) The name of the additive.
- (2) A statement of the quantity of the additive contained therein.
- (3) Adequate directions and warnings for use.

B. Based upon an evaluation of the data before him and proceeding under the authority of the act (sec. 409(c) (4), 72 Stat. 1786; 21 U.S.C. 348(c) (4)), delegated as cited above, the Commissioner concludes that a tolerance limitation is required to assure that the edible tissues of chickens treated with spectinomycin are safe for human consumption. Therefore, Part 121 is amended by adding to Subpart D the following new section:

§ 121.1227 Spectinomycin.

A tolerance of 0.1 part per million is established for negligible residues of the food additive spectinomycin in the edible tissues of chickens.

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, written objections thereto, preferably in quintuplicate. Objections shall show wherein the person

Act (sec. 409(c) (1), 72 Stat. 1786; 21 U.S.C. 348(c) (1)), and under the authority delegated to the Commissioner (21 CFR 2.120), Part 121 is amended by adding to Subpart C the following new section:

§ 121.329 Spectinomycin.

The food additive spectinomycin may be safely used in accordance with the following prescribed conditions:

(a) Spectinomycin is the antibiotic substance produced by growth of *Streptomyces spectabilis* or the same antibiotic substance produced by any other means.

(b) The quantity of antibiotic listed is expressed in terms of the weight of the appropriate standard.

(c) It is used or intended for use as follows:

filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 409(c) (1), (4), 72 Stat. 1786; 21 U.S.C. 348(c) (1), (4))

Dated: May 13, 1969.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 69-5918; Filed, May 19, 1969; 8:46 a.m.]

Title 29—LABOR

Chapter V—Wage and Hour Division, Department of Labor

PART 697—INDUSTRIES IN AMERICAN SAMOA

Wage Order

Under sections 5, 6, and 8 of the Fair Labor Standards Act of 1938 (29 U.S.C. 205, 206, and 208) and Reorganization

Plan No. 6 of 1950 (3 CFR 1949-1953 Comp., p. 1004), and by means of Administrative Order No. 605 (34 F.R. 1169) the Secretary of Labor appointed and convened Special Industry Committee No. 8 for American Samoa, referred to the Committee the question of the minimum wage rate or rates to be paid under section 6(a)(3) of the Fair Labor Standards Act of 1938 to employees in American Samoa subject thereto, and gave notice of a hearing to be held by the Committee.

Subsequent to an investigation and a hearing conducted pursuant to the notice, the Committee filed with the Administrator of the Wage and Hour and Public Contracts Divisions of the Department of Labor a report containing its findings of fact and recommendations with respect to matters referred to it.

Accordingly, pursuant to section 6(a)(3) and section 8(d) of the Fair Labor Standards Act of 1938, Reorganization Plan No. 6 of 1950 and § 511.18 of Title 29, Code of Federal Regulations, the recommendations of Special Industry Committee No. 8 for American Samoa are hereby published as an amendment of § 697.1 of that title which changes all minimum wage rates specified therein, except that in paragraph (b)(1). In addition the Industry Committee recommended pursuant to section 8 of the Act separate classifications for the Laundry and Dry Cleaning Industry, the Bottling Industry and the Printing and Publishing Industry. For the purposes of this part, these three classifications are treated as separate industries. Further, pursuant to the same authority an effective date provision is added to Part 697, designated § 697.3, for easy reference.

1. As amended, § 697.1 reads as follows:

§ 697.1 Wage rates.

Every employer shall pay to each of his employees in American Samoa, who in any workweek is engaged in commerce or in the production of goods for commerce, or is employed in any enterprise engaged in commerce or in the production of goods for commerce, as these terms are defined in section 3 of the Fair Labor Standards Act of 1938, wages at a rate not less than the minimum rate or rates of wages prescribed in this section for the industries and classifications in which such employee is engaged.

(a) *Fish canning and processing and can manufacturing industry.* (1) The minimum wage for this industry is \$1.15 an hour for a period of 1 year following the effective date specified in § 697.3 and \$1.20 an hour thereafter.

(2) This industry shall include the canning, freezing, preserving, and other processing of any kind of fish, shellfish, and other aquatic forms of animal life, the manufacture of any byproduct thereof, and the manufacture of cans and related activities: *Provided, however,* That this industry shall not include any activity brought within the purview of section 6 of the Fair Labor Standards Act of 1938 by the Fair Labor Standards Amendments of 1966.

(b) *Shipping and transportation industry.* The classifications of this industry shall include the transportation of

passengers and cargo by water or by air, and all activities in connection therewith, including the operation of air terminals, piers, wharves, and docks, stevedoring, storage, and lighterage operations, and the operation of tourist bureaus and of travel and ticket agencies: *Provided, however,* That this industry shall not include bunkering of petroleum products: *Provided, further,* That this industry shall not include any activity brought within the purview of section 6 of the Fair Labor Standards Act of 1938 by the Fair Labor Standards Amendments of 1966.

(1) *Classification A (seafaring).* (i) The minimum wage for this classification is 55 cents an hour.

(ii) This classification of the shipping and transportation industry shall include all activities engaged in by seamen on American vessels which are documented or numbered under the laws of the United States, which operate exclusively between points in the Samoan Islands, and which are not in excess of 350 tons net capacity.

(2) *Classification B.* (i) The minimum wage for this classification is \$1.20 an hour for a period of 1 year following the effective date specified in § 697.3, and \$1.25 an hour thereafter.

(ii) This classification shall include all activities in the shipping and transportation industry other than those included in the seafaring classification of the industry.

(c) *Petroleum marketing industry.* (1) The minimum wage for this industry is \$1.25 an hour for a period of 1 year following the effective date specified in § 697.3, and \$1.30 an hour thereafter.

(2) This industry shall include the wholesale marketing and distribution of gasoline, kerosene, lubricating oils, diesel and marine fuels, and other petroleum products, bunkering operations in connection therewith, and repair and maintenance of petroleum storage facilities: *Provided, however,* That this industry shall not include any activity brought within the purview of section 6 of the Fair Labor Standards Act of 1938 by the Fair Labor Standards Amendments of 1966.

(d) *Construction industry.* (1) The minimum wage for this industry is 84 cents an hour for a period of 1 year following the effective date specified in § 697.3, and 88 cents an hour thereafter.

(2) This industry shall include all construction, reconstruction, structural renovation and demolition, on public or private account, of buildings, housing, highways and streets, catchments, dams, and any other structure.

(e) *Hospitals and educational institutions industry.* (1) The minimum wage for this industry is 70 cents an hour for the period ending June 30, 1969, and 80 cents an hour thereafter.

(2) This industry shall include all activities performed in connection with the operation of a hospital, defined as an institution primarily engaged in the care of the sick, the aged, or the mentally ill or defective who reside on the premises of such institution, a school for the men-

tally or physically handicapped or the gifted children, an elementary or secondary school, or an institution of higher education (regardless of whether or not such hospital, institution, or school is public or private, or operated for profit or not for profit): *Provided, however,* That this industry shall not include any activity to which the Fair Labor Standards Act of 1938 would have applied prior to the Fair Labor Standards Amendments of 1966.

(f) *Hotel industry.* (1) The minimum wage for this industry is 75 cents an hour for a period of 1 year following the effective date specified in § 697.3, and 80 cents an hour thereafter.

(2) This industry shall include all activities in connection with the operation of hotels, motels, apartment hotels, and tourist courts engaged in providing lodging, with or without meals, for the general public: *Provided, however,* That this industry shall not include any activity to which the Fair Labor Standards Act of 1938 would have applied prior to the Fair Labor Standards Amendments of 1966.

(g) *Retail trade industry.* (1) The minimum wage for this industry is 90 cents an hour for a period of 1 year following the effective date specified in § 697.3 and 95 cents an hour thereafter.

(2) This industry shall include all activities in connection with the selling of goods or services at retail, including the operation of retail stores and other retail establishments: *Provided, however,* That this industry shall not include any activity to which the Fair Labor Standards Act of 1938 would have applied prior to the Fair Labor Standards Amendments of 1966.

(h) *Laundry and Dry Cleaning Industry.* (1) The minimum wage for this industry is 85 cents an hour.

(2) The Laundry and Dry Cleaning Industry is that industry which is engaged in laundering, cleaning, pressing or repairing clothing or fabrics, except such activities as are engaged in by a hotel or motel on its own linens or on articles of its guests.

(i) *The Bottling Industry.* (1) The minimum wage for this industry is 95 cents an hour.

(2) The Bottling Industry is that industry which is engaged in the bottling, sale or distribution at wholesale of soft drinks in bottles or cans.

(j) *The Printing and Publishing Industry.* (1) The minimum wage for this industry is 95 cents an hour.

(2) The Printing and Publishing Industry is that industry which is engaged in printing, job printing, duplicating and publishing, other than the publishing of a weekly, semiweekly or daily newspaper with a circulation of less than 4,000, the major part of which circulation is within the county where published or counties contiguous thereto.

(k) *Miscellaneous industry.* The classifications of this industry shall include every activity not included in any other industry defined in this § 697.1.

(1) *Previous coverage classification.* (i) The minimum wage for this classification is \$1 an hour for a period of 1

year following the effective date specified in § 697.3, and \$1.05 cents an hour thereafter.

(ii) This classification of the miscellaneous industry shall include only those activities in the industry to which section 6 of the Fair Labor Standards Act of 1938 would have applied prior to the Fair Labor Standards Amendments of 1966.

(2) 1966 coverage classification. (i) The minimum wage for this classification is 90 cents an hour for a period of 1 year following the effective date specified in § 697.3, and 95 cents an hour thereafter.

(ii) This classification of the miscellaneous industry shall include only those activities in the industry to which section 6 of the Fair Labor Standards Act of 1938 applies only by reason of the Fair Labor Standards Amendments of 1966.

2. As added, § 697.3 reads as follows:

§ 697.3 Effective date.

The wage rates specified in § 697.1 shall be effective June 5, 1969.

(Secs. 6 and 8, 52 Stat. 1002, 1964, as amended; 29 U.S.C. 206, 208)

Signed at Washington, D.C., this 13th day of May 1969.

ROBERT D. MORAN,
Administrator, Wage and Hour
and Public Contracts Divisions,
United States Department of Labor.

[F.R. Doc. 69-5953; Filed, May 19, 1969; 8:49 a.m.]

Title 24—HOUSING AND HOUSING CREDIT

Chapter II—Federal Housing Administration, Department of Housing and Urban Development

SUBCHAPTER A—GENERAL

PART 200—INTRODUCTION

Subpart D—Delegations of Basic Authority and Functions

MISCELLANEOUS AMENDMENTS

In § 200.87 paragraph (a) is amended to read as follows:

§ 200.87 Management Improvement Committee.

(a) *Members.* The Management Improvement Committee is comprised of the following members: Director of Management Division, Chairman; Staff Adviser to the Assistant Commissioner for Administration, Vice Chairman; and one designee of each of the following: Assistant Commissioner-Comptroller; Assistant Commissioner for Multifamily Housing; Assistant Commissioner for Property Improvement; Assistant Commissioner for Technical Standards; Assistant Commissioner for Home Mortgages; Assistant Commissioner for Property Disposition; Assistant Commissioner for Programs; Assistant Commissioner

for Field Operations; and Director of Budget Division.

In § 200.96 paragraph (b) is amended to read as follows:

§ 200.96 Field Office Directors, Deputy Directors, and Assistant Directors; and Director, Multifamily Housing Insuring Office (New York).

(b) To act for the Commissioner in determining applicable mortgage limits for communities in the insuring office jurisdiction for all mortgage insurance programs for which the Commissioner is authorized to increase basic mortgage limits provided by law where cost levels so require.

(Sec. 2, 48 Stat. 1246, as amended; sec. 211, 52 Stat. 23, as amended; sec. 607, 55 Stat. 61, as amended; sec. 712, 62 Stat. 1281, as amended; sec. 907, 65 Stat. 301, as amended; sec. 807, 69 Stat. 651, as amended; 12 U.S.C. 1703, 1715b, 1742, 1747k, 1748f, 1750f)

Issued at Washington, D.C., May 13, 1969.

WILLIAM B. ROSS,
Acting Federal
Housing Commissioner.

[F.R. Doc. 69-5941; Filed, May 19, 1969; 8:48 a.m.]

Title 32—NATIONAL DEFENSE

Chapter I—Office of the Secretary of Defense

Subchapter B—Personnel; Military and Civilian

PART 41—ADMINISTRATIVE DISCHARGES

Reasons and Procedures for Discharge

1. Section 41.6(i) is amended to read as follows:

§ 41.6 Reasons for discharge.

(i) *Unfitness.* Discharges by reason of unfitness, with an Undesirable Discharge, unless the particular circumstances in a given case warrant a General or Honorable Discharge, when an individual's military record in his current enlistment or period of obligated service includes one or more of the following:

(1) Frequent involvement of a discreditable nature with civil or military authorities.

(2) Sexual perversion including but not limited to (i) lewd and lascivious acts, (ii) homosexual acts, (iii) sodomy, (iv) indecent exposure, (v) indecent acts with or assault upon a child, or (vi) other indecent acts or offenses.

(3) Drug abuse as defined in DoD Directive 1300.11, Part 62 of this Subchapter.

(4) An established pattern for shirking.

(5) An established pattern showing dishonorable failure to pay just debts.

(6) An established pattern showing dishonorable failure to contribute ade-

quate support to dependents or failure to comply with orders, decrees, or judgments of a civil court concerning support of dependents.

(7) Unsanitary habits.

2. Section 41.7(d) is amended to read as follows:

§ 41.7 Procedures for discharge.

(d) *Undesirable Discharge.* An Undesirable Discharge will be directed by a commander exercising general court-martial jurisdiction or by higher authority. This authority may be delegated to a general or flag officer in command who has a judge advocate on his staff for cases arising in that command. Every action taken pursuant to such a delegation will state the authority therefor. An Undesirable Discharge will be issued in accordance with this Directive and the following procedures and safeguards:

MAURICE W. ROCHE,
Director, Correspondence and
Directives Division, OSAD
(Administration).

[F.R. Doc. 69-5970; Filed, May 19, 1969; 8:50 a.m.]

PART 80—PERMANENT-RESIDENCE ALIENS SERVING IN ARMED FORCES OF UNITED STATES TO FULFILL NATURALIZATION REQUIREMENTS; SEPARATION OF

The following revision to Part 80 has been approved:

Sec.
80.1 Purpose and applicability.
80.2 Definitions.
80.3 Policy.

AUTHORITY: The provisions of this Part 80 issued under sec. 301, 80 Stat. 379; 5 U.S.C. 301.

§ 80.1 Purpose and applicability.

This part furnishes policy guidance to the Secretaries of the military departments governing discharge or release from active duty in the armed forces of the United States of permanent-residence aliens who desire to be naturalized as U.S. citizens under the provisions of Act of June 27, 1952, section 328 (66 Stat. 249; 8 U.S.C. 1439). The expeditious naturalization provisions of Part 205 of Subchapter A, however, take precedence for aliens serving during the Vietnam hostilities or during any future period of hostilities that may be designated by the President of the United States.

§ 80.2 Definitions.

(a) *Permanent-residence Aliens* are aliens admitted into the United States under an immigration visa for permanent residence; or aliens who, after admission without an immigrant visa, have had their status adjusted to that of aliens lawfully admitted for permanent residence.

(b) *Armed Forces of the United States* denotes collectively all components of the