

envelopes for the active bidders and furnish them to the local printing and distribution activity.

(f) A complete bid set will be mailed or otherwise furnished by the Business Service Centers to prospective bidders who request bid sets in response to announcements such as in the Commerce Business Daily. Procuring activities shall respond expeditiously to all requests from Business Service Centers for required solicitation copies.

(g) All solicitations for offers shall contain the Solicitation Copies clause set forth in § 5A-2.203-70.

(h) Contracting officers are responsible for ensuring that all amendments to solicitations and related notices are furnished promptly to addressees which were previously furnished solicitations by the contracting officer and by the Business Service Center (see § 5-2.204).

2. Section 5A-2.203-70 is added as follows:

§ 5A-2.203-70 Solicitation Copies clause.

The following clause shall be included in all solicitations for offers:

SOLICITATION COPIES

To reduce costs, only a single copy of this solicitation is mailed to addressees on our bidders mailing list, except active bidders who are being furnished a complete bid set. Active bidders are bidders who responded to previous similar solicitations from this office. If you did not receive this solicitation in more than one copy and you wish to bid, you must submit your bid in the original and one copy by the date specified in the solicitation. You may reproduce the required additional copies yourself, provided they are complete in every respect, or you may obtain them from _____.

*Enter address of local Business Service Center or other address, as indicated by the issuing office.

§§ 5A-2.203-72 and 5A-2.204 [Deleted]

3. Sections 5A-2.203-72 and 5A-2.204 are deleted.

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c); 41 CFR 5-1.101(c))

Effective date. These regulations are effective on the date shown below.

Dated: June 28, 1973.

M. J. TIMBERS,
Commissioner,
Federal Supply Service.

[FR Doc.73-14199 Filed 7-11-73;8:45 am]

COST OR PRICING DATA

The following change implements the instructions in FPR 1-3.807-3, concerning requirements for cost or pricing data.

PART 5A-3—PROCUREMENT BY NEGOTIATION

Subpart 5A-3.8—Price Negotiation Policies and Techniques

Section 5A-3.807-3 is revised as follows:

§ 5A-3.807-3 Requirements for cost or pricing data.

(a) When contract pricing is to be based on established catalog or market prices of commercial items sold in substantial quantities to the general public, contracting officer shall include in solicitations the "Basis for Price Negotiation Provision" prescribed in § 5A-73.121(a) in the format prescribed in § 5A-76.313. However, when this format is used in solicitations for other than multiple-award Federal Supply Schedule contracts, it must be appropriately modified to delete material pertinent only to multi-award contracts.

(b) Whenever a contractor refuses to provide cost or pricing data, the matter shall be referred to the Assistant Commissioner for Procurement (FP). (See §§ 1-3.807-3(b) and 1-3.807-6.)

PART 5A-73—FEDERAL SUPPLY SCHEDULE PROGRAM

Subpart 5A-73.1—Production and Maintenance

Section 5A-73.121(a) is amended as follows:

§ 5A-73.121 Basis for price negotiation of multiple award schedule contracts.

(a) The following provisions shall be included in all solicitations for multiple-award schedule contracts. (See § 5A-3.807-3 for use of this provision in other than multiple-award solicitations where prices are based on established catalog or market prices.)

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c); 41 CFR 5-1.101(c))

Effective date. These regulations are effective on the date shown below.

Dated: July 3, 1973.

M. J. TIMBERS,
Commissioner,
Federal Supply Service.

[FR Doc.73-14227 Filed 7-11-73;8:45 am]

**Title 43—Public Lands: Interior
CHAPTER II—BUREAU OF LAND MANAGEMENT**

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 5348]

[Wyoming 34551]

WYOMING

Correction of Public Land Order No. 5345

That part of paragraph 1 following the land descriptions is changed to read as follows: The areas described aggregate 10,950.34 acres in Johnson and Washakie Counties.

JACK O. HORTON,
Secretary of the Interior.

JULY 6, 1973.

[FR Doc.73-14157 Filed 7-11-73;8:45 am]

Title 45—Public Welfare

CHAPTER II—SOCIAL AND REHABILITATION SERVICE (ASSISTANCE PROGRAMS), DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

PART 233—COVERAGE AND CONDITIONS OF ELIGIBILITY IN FINANCIAL ASSISTANCE PROGRAMS

Dependent Children of Unemployed Fathers

Notice of proposed regulations regarding the definition of unemployed father in the program of Aid to Families with Dependent Children was published in the FEDERAL REGISTER of January 3, 1973 (38 FR 49). The notice presented two alternatives relating to the inclusion of fathers who are on strike or otherwise disqualified for unemployment compensation:

A: Give States option as to including or excluding;

B: Establish hours of work as the sole criterion, thus precluding exclusion of strikers otherwise eligible.

Thousands of comments were received, coming from all States. As could be expected, most of the responses were from management and labor; there were also many from private citizens and a number from Congressmen.

It is apparent from these comments that no one solution is going to satisfy all those who wrote. There was a fully predictable, although relatively close, division.

After consideration of the conflicting views presented, the Department has adopted alternative "A", leaving the States free to determine whether or not those on strike qualify for AFDC-UF. This is the only course fully consistent with the "New Federalism" policies of this Administration. This permits States wide flexibility in the administration of Federal/State programs, so that they may determine the best course of action in the light of their individual situations and varying circumstances. A Federal mandate either to include or exclude strikers would be undue interference with States' decisions on the extent of the program. If such a mandate is desired it should be set by Congress through the customary legislative process. Accordingly, alternative "A" is considered the acceptable alternative and is reflected in the amended regulation.

Section 233.100(a)(1), Chapter II, Title 45 of the Code of Federal Regulations is revised to read as follows:

§ 233.100 Dependent children of unemployed fathers.

(a) *Requirements for State plans.* * * *

(1) Include a definition of an employed father which shall apply only to families determined to be needy in accordance with the provisions in § 233.20 of this chapter. Such definition must include any father who:

(i) Is employed less than 100 hours a month; or

(ii) Exceeds that standard for a particular month, if his work is intermittent and the excess is of a temporary nature as evidenced by the fact that he was under the 100-hour standard for the prior 2 months and is expected to be under the standard during the next month;

except that, at the option of the State, such definition need not include a father whose unemployment results from participation in a labor dispute or who is unemployed by reason of conduct or circumstances which result or would result in disqualification for unemployment compensation under the State's unemployment compensation law.

(Sec. 1102, 49 Stat. 647 (42 U.S.C. 1302))

Effective date. The regulations in this section shall be effective on July 12, 1973.

Dated: July 6, 1973.

JAMES S. DWIGHT, Jr.,
Administrator, Social and
Rehabilitation Service.

Approved: July 9, 1973.

CASPAR W. WEINBERGER,
Secretary.

[FR Doc. 73-14304 Filed 7-11-73; 8:45 am]

Title 47—Telecommunication

CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

[FCC 73-743]

PART O—COMMISSION ORGANIZATION

Authentication of Licensing Documents by Commission Seal Only

Order. In the matter of amendment of Part O of the Commission's rules to provide for authentication of licensing documents by Commission seal only.

The purpose of this order is to delete from the rules the statement that the signature of the Secretary appears on license forms issued by the Commission. Effective July 1, 1973, such forms have been authenticated solely by the seal of the Commission and by the signature of an official of the issuing bureau or office, when such a signature is required on the authorizing document. To avoid application processing delays, the Commission will continue to use forms bearing the signature of the former Secretary of the Commission until new forms are available.

Accordingly, Part O of the Commission's rules is amended to reflect this change. Authority for the attached amendment is contained in sections 4(i) and 303(r) of Communications Act of 1934, as amended. Because the amendment relates to internal Commission organization and internal procedure, the prior notice and effective date provisions of section 4 of the Administrative Procedures Act (5 U.S.C. 553) do not apply.

In view of the foregoing: *It is ordered*, Effective July 1, 1973, That Part O of the rules and regulations is amended as set forth below.

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

Adopted: July 6, 1973.

Released: July 10, 1973.

FEDERAL COMMUNICATIONS
COMMISSION,
VINCENT J. MULLINS,
Acting Secretary.

Part O of Chapter I of Title 47 of the Code of Federal Regulations is amended as follows:

Section 0.204(c) (6) is revised to read:

§ 0.204 The exercise of delegated authority.

(c) * * *

(6) With the exception of license forms requiring the signature of an appropriate official of the issuing bureau or office, license forms bear only the seal of the Commission.

[FR Doc. 73-14219 Filed 7-11-73; 8:45 am]

Title 50—Wildlife and Fisheries

CHAPTER I—BUREAU OF SPORT FISHERIES AND WILDLIFE, FISH AND WILDLIFE SERVICE, DEPARTMENT OF THE INTERIOR

PART 28—PUBLIC ACCESS, USE, AND RECREATION

Erie National Wildlife Refuge, Pa.; Correction

Special regulations governing public access, use, and recreation on Erie National Wildlife Refuge were originally published as Doc. 73-238 on page 879 of the January 5, 1973 issue of the FEDERAL REGISTER.

The third sentence of the original regulation is amended to read: Use of the picnic area is permitted on Saturdays and Sundays from 6:00 a.m. to 9:30 p.m. May 30 to October 15 and on weekdays by reservation.

RICHARD E. GRIFFITH,
Regional Director, Bureau of
Sport Fisheries and Wildlife.

JULY 5, 1973.

[FR Doc. 73-14200 Filed 7-11-73; 8:45 am]

CHAPTER II—NATIONAL MARINE FISHERIES SERVICE, NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION, DEPARTMENT OF COMMERCE

SUBCHAPTER F—AID TO FISHERIES

PART 258—FISHERMEN'S PROTECTIVE ACT PROCEDURES

Provision for Fees

Section 7 of the Fishermen's Protective Act, as amended, (22 U.S.C. 1971-1977) authorizes, among other things, the Secretary of Commerce to from time to time establish by regulation fees which shall be paid by the owners of vessels entering into agreements under section 7 of the Act. These fees are credited to the Fishermen's Guarantee Fund and used to carry out the provisions of section 7 of the Act. Section 7 of the Act

guarantees to the owners of vessels entering into agreements payment of certain costs and losses resulting from the seizure of a vessel of the United States by a foreign country on the basis of rights or claims in territorial waters or the high seas which are not recognized by the United States.

Regulations governing administration of section 7 of the Act, Fishermen's Protective Act Procedures (50 CFR Part 258), have annually established fees based on anticipated claims projected from prior experience. The purpose of the following amendment to § 258.5 of Fishermen's Protective Act Procedures is to establish fees for the present agreement year (July 1, 1973, through June 30, 1974). Although fees for the present agreement year are now being established without an increase above those previously established for the last agreement year, such an increase is being considered (presently, only for tuna vessels) and the fees now being established may be adjusted upward in the near future. Such an increase is being considered because the number of seizures of vessels owned by agreement holders during the last agreement year was higher than during any other agreement year since inception of the Fishermen's Guarantee Fund. When and if such an adjustment occurs, all parties will be notified and the adjusted fees will be payable in accordance with § 258.5(c) of Fishermen's Protective Act Procedures.

All parties whose agreements for the last agreement year were extended through June 30, 1974, by Amendment Number 2 must submit their fees in accordance with § 258.5(b) of the following amendment. Failure to do so will result in termination of those Agreements in accordance with the terms and conditions of Amendment Number 2.

This amendment relates to matters which are exempt from the rule making requirements of the Administrative Procedures Act (5 U.S.C. 553). In addition, the amendment makes no substantive change in the program's conduct. This amendment is hereby adopted and will become effective on July 12, 1973.

Section 258.5 of Fishermen's Protective Act Procedures (50 CFR Part 258) is hereby amended by deleting the present section and substituting therefor the following:

§ 258.5 Fees.

(a) The fees are established to provide for payment of the administrative costs and at least one-third of the estimated claims to be paid from the fund. They are set on the basis of anticipated losses and prior experience. The fees may be adjusted from time to time by amendment to this part at any time, after appropriate notice, in order to meet the requirements of the Act.

(b) Fees to be paid by applicants for, or holders of, guarantee agreements executed (by amendment or otherwise) for the period beginning July 1, 1973, and terminating June 30, 1974, shall be as follows: For each vessel, \$60 plus \$1.80

per gross ton as listed on the vessel's document (fractions of a ton are not included). Although fees are due on July 1, 1973, all parties holding guarantee agreements as of July 1, 1973, (by amendment or otherwise) for the period terminating June 30, 1974, shall have until August 1, 1973, (midnight, local time) to pay the fees established herein.

(c) No return of a fee or portion of a fee will be made after a guarantee agreement is executed by the Secretary. Failure to pay increased fees within 30 days of adjustment shall constitute a basis for termination of the guarantee agreement.

(d) A guarantee agreement may, with the consent of the Secretary, be assigned to a new owner of a vessel if the ownership of the vessel is transferred during the period in which the agreement is in force.

Dated: July 6, 1973.

By order of the Director, National Marine Fisheries Service, National Oceanic and Atmospheric Administration.

ROBERT W. SCHONING,
Acting Director.

[FR Doc.73-14161 Filed 7-11-73;8:45 am]

Title 6—Economic Stabilization
CHAPTER I—COST OF LIVING COUNCIL
PART 140—COST OF LIVING COUNCIL
FREEZE REGULATIONS

Procedures for Requesting Exemptions and Exceptions

The purpose of these amendments is to add Subpart H to Part 140 of Chapter I of Title 6 of the Code of Federal Regulations to set forth procedural regulations for seeking exceptions or exemptions from the freeze regulations. In addition, § 140.40 is amended to provide that it is a violation to take retaliatory action against any person who exercises his rights under the Economic Stabilization Act. Subpart F is amended to add a new section which provides that a District Director of Internal Revenue may refer to the Attorney General any matter involving noncompliance with a remedial order. Technical and clarifying amendments have been made in §§ 140.1, 140.42 and 140.56.

Prior to this amendment, § 140.1(d) provided that the Cost of Living Council Phase II procedures as set forth in Part 105 of Chapter I of Title 6 of the Code of Federal Regulations govern the submission of a request for an exception or an exemption. This amendment adds a Subpart H which sets forth procedures for initial requests for exception and exemption from the provisions of Part 140 and reconsideration of denials or partial denials of such requests. Exceptions and exemptions are granted for purposes of preventing or correcting serious hardship or gross inequity which results from application of the freeze regulations. A person will not be considered to have exhausted his administrative remedies until he has filed a request for recon-

sideration of a denial of an exemption or exception. The mandatory reconsideration requirement differs from the Part 105 procedures where a person whose request for exemption was denied in whole or in part could either request reconsideration or wait 30 days and seek judicial review of the Council's action.

All requests for exemption or exception are initiated pursuant to Part 401 of Chapter IV of Title 6 of the Code of Federal Regulations, which requires that requests be filed with the appropriate District Director of Internal Revenue. The initial action on all such requests will be by the Special Freeze Group of the Cost of Living Council. After consideration of the request, the Special Freeze Group will issue a decision in writing including the basis therefor directed to the person filing the request.

The particulars of the procedures for initial requests and reconsiderations are set forth in Subpart H.

Because the purpose of these regulations is to provide immediate guidance as to Cost of Living Council decisions, the Council finds that publication in accordance with normal rulemaking procedure is impracticable and that good cause exists for making these regulations effective in less than 30 days. Interested persons may submit comments regarding these regulations. Communications should be addressed to the Office of General Counsel, Cost of Living Council, Special Freeze Group, Washington, D.C. 20508.

(Economic Stabilization Act of 1970, as amended, Pub. L. 92-210, 85 Stat. 743; Pub. L. 93-28, 87 Stat. 27; E.O. 11723, 38 FR 15765; Cost of Living Council Order No. 30, 38 FR 16267)

In consideration of the foregoing, Part 140 of Chapter I of Title 6, Code of Federal Regulations is amended as follows, effective July 10, 1973.

Issued in Washington, D.C., on July 10, 1973.

JAMES W. McLANE,
Director, Special Freeze Group.

Part 140 of Chapter I of Title 6 of the Code of Federal Regulations is amended as follows:

1. Paragraph (d) of § 140.1 of Title 6 of the Code of Federal Regulations is amended to read as follows:

§ 140.1 Purpose and scope.

(d) The Cost of Living Council may permit any exceptions or exemptions that it considers appropriate with respect to the requirements prescribed in this part. Requests for exceptions or exemptions from the requirements of this Part shall be submitted in accordance with the provisions of Subpart H of this part.

2. Subpart E is amended in § 140.40 to add a new paragraph (b) to read as follows:

§ 140.40 Violations.

(b) No person may take retaliatory action against any other person who files

or manifests an intent to file a complaint of alleged violation of, or who otherwise exercises any rights conferred by, the Economic Stabilization Act of 1970, as amended, any provision of this part, or any order issued under this part. For the purposes of this paragraph, "retaliatory action" includes any refusal to continue to sell or lease, any reduction in quality, any reduction in quantity of services or products customarily available for sale or lease, any violation of privacy, any form of harassment, or any inducement of others to retaliate.

3. Subpart E is further amended in § 140.42 to read as follows:

§ 140.42 Injunctions and other relief.

Notwithstanding any other provision of this Part, whenever it appears to the Council that any person has engaged, is engaged, or is about to engage in any acts or practices which constitute particularly flagrant violations of any order or regulation issued under this title, the Council may immediately request the Attorney General to bring an action in the appropriate district court of the United States to enjoin such acts or practices. The relief sought may include a mandatory injunction commanding any person to comply with any such order or regulation and restitution of moneys received in violation of any such order or regulation.

4. Subpart F of Part 140 of Title 6 of the Code of Federal Regulations is amended in § 140.56 to read as follows:

§ 140.56 Who may request modifications or rescission of an order issued under § 140.55.

The person to whom an order is issued under § 140.55, other than an order issued after temporary suspension of an order pursuant to § 140.60(c), may file a request for modification or rescission of that order.

5. Subpart F of Part 140 of Title 6 of the Code of Federal Regulations is further amended to add a new § 140.61 to read as follows:

§ 140.61 Noncompliance.

If the recipient of a remedial order fails to comply with the terms and conditions of any order or regulation issued under this Part, the District Director may refer the matter to the Attorney General for the initiation of proceedings in a U.S. District Court pursuant to section 208 or section 209 of the Act.

6. Part 140 of Title 6 of the Code of Federal Regulations is amended to add a new Subpart H to read as follows:

Subpart H—Procedures—Exceptions and Exemptions

Sec.
140.80 Purpose and scope.
140.81 Initiation of request.
140.82 Initial action by Council.
140.83 Reconsideration requests.
140.84 Hearing.
140.85 Decision by Council.

AUTHORITY: Economic Stabilization Act of 1970, as amended, Pub. L. 92-210, 85 Stat. 743; Pub. L. 93-28, 87 Stat. 27; E.O. 11723, 38