

Source	Location	Regulations involved	Date of adoption	Effective date	Final compliance date
Louise Hayes & Sons Stove Co., Inc., Casey County:		AP-3	do	do	Mar. 1, 1974
Stave mill.					
Rone & McGuyer, Inc., Butler County:					
Planer and circle saw blowpipe exhaust.		AP-3	do	do	Dec. 1, 1973
Sawdust blowpipe, gang saw.		AP-3	do	do	Do.
Head saw sawdust blowpipe.		AP-3	do	do	Do.
Sowell C. Harlin Lumber Co., Barren County:					
1 and 2 blowpipe exhaust headsaw and edger.		AP-3	do	do	July 1, 1974
60 Storage bin for planer.		AP-3	do	do	Nov. 1, 1973
61 Debarker.		AP-3	do	do	Do.
Bonemet Wilbert Vault Co., Pulaski County:					
Cement storage silo.		AP-3	Dec. 21, 1973	do	Apr. 1, 1974
Driveway.		AP-3	do	do	Do.
Southland Manufacturing, Inc., Warren County:					
Sawdust collection cyclone exhaust.		AP-3	Dec. 20, 1973	do	July 1, 1974
Yard area.		AP-3	do	do	Nov. 11, 1973
Sjowell Lumber Co., Inc., Monroe County:					
Debarker.		AP-3	Dec. 28, 1973	do	May 15, 1974
Head saw.		AP-3	do	do	Do.
Planer.		AP-3	do	do	Do.
Haul roads.		AP-3	do	do	Oct. 25, 1973
Stinson Lumber Co., Wayne County: Sawmill.		AP-3	Dec. 20, 1973	do	Jan. 31, 1974
Watkins Lumber, Barren County: Sawmill.		AP-3	Dec. 21, 1973	do	Do.
Withers Pallet Mill, Russell County: Sawdust blowing.		AP-3	Dec. 20, 1973	do	June 1, 1974
Louisville Gas & Electric, Jefferson County:					
Cane Run, unit No. 4.		14.0	Jan. 22, 1974	do	Mar. 1, 1976
Cane Run, unit No. 5.		14.0	do	do	Nov. 1, 1976
Cane Run, unit No. 6.		14.0	do	do	July 1, 1977

¹ These compliance schedules were adopted pursuant to regulation 4.0 of the Air Pollution Control Regulations of the Jefferson County Air Pollution Control District which requires the equivalent emission limitation as regulation AP-4 of the Kentucky Air Pollution Control Commission Regulations approved in the State Implementation plan. These schedules are approved by the State of Kentucky Department for Natural Resources and Environmental Protection and submitted in satisfaction of the currently applicable State regulation. They are enforceable by the State agency pursuant to the provisions of KRS 224.450(4).

[FR Doc.75-7892 Filed 3-27-75; 8:45 am]

[FRL 341-6]

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

North Carolina: Approval of Compliance Schedules

Section 110 of the Clean Air Act, as amended, and the implementing regulations of 40 CFR Part 51 require each State to submit a plan which provides for the attainment and maintenance of the national ambient air quality standards throughout the State. Each such plan is to contain legally enforceable compliance schedules setting forth the dates by which all sources must be in compliance with any applicable requirements of the plan.

On November 2, 1973, pursuant to the above requirements, the State of North Carolina submitted to the Environmental Protection Agency's approval additional compliance schedules. These schedules were reviewed by the Agency to verify adherence to the requirements of 40 CFR Part 51 pertaining to public hearings, notice of hearings, plan revisions, and compliance schedules, as well as consistency with the control strategies of the North Carolina implementation plan. The schedules which met these criteria were published in the FEDERAL REGISTER as proposed rulemaking on March 20, 1974 (39 FR 10438). Copies were made available for public inspection at the Agency's Region IV office in Atlanta, at the office of the North Carolina Division of Environmental Management, and at the Agency's Freedom of Information Center in Washington, D.C.; all interested parties were invited to submit writ-

ten comments on the proposed compliance schedules.

No comments were received from the general public or from the sources affected. The State, however, has informed the Agency that a number of sources for which schedules were proposed on March 20, 1974, have received a further extension of their deadline for attaining full compliance with the plan's requirements. Accordingly, these schedules have been deleted from the listing given below.

In his proposal of March 20, 1974, the Administrator set forth one group of schedules which were to be added to the tables established at 40 CFR 52.1774(a) on June 20, 1973 (38 FR 16144) as satisfying the requirements of 40 CFR 51.15 pertaining to compliance schedules; a second group was proposed as plan revisions: these were in effect revisions of schedules approved on June 20, 1973, the deadlines for final compliance having been subsequently extended by the State. It is now the Administrator's view, however, that it is more accurate to consider all compliance schedules submitted by North Carolina since the approval of its plan on May 31, 1972 (38 FR 10842) as plan revisions since all the State's emission limiting regulations (except the one for visible emissions, II-2) took effect on or before January 21, 1972. Therefore, the language of 40 CFR 52.1774 is revised to indicate that all the schedules contained in the table of paragraph (a) are plan revisions, and all the schedules listed in the present notice are incorporated in the tables of paragraph (a) as new lines or as revisions of existing lines.

Each of the schedules below establishes a date by which an individual air pollution source must attain compliance with the emission limitations of the State implementation plan. This date is indicated in the succeeding table under the heading "Final Compliance Date". In many cases the schedule includes incremental steps toward compliance, with specific dates set for achieving those steps. While the tables below do not list these interim dates, the actual compliance schedules do. The entry "Immediately" under the heading "Effective Date" means that the schedule becomes Federally enforceable immediately upon its approval by the Administrator. Copies of the schedules and the North Carolina plan are available for public inspection at the following locations:

Air Programs Office
Environmental Protection Agency
Region IV
1421 Peachtree Street, NE
Atlanta, Georgia 30309

North Carolina Division of Environmental Management

226 West Jones Street
Raleigh, North Carolina 27611

Freedom of Information Center
Environmental Protection Agency
401 M Street, SW
Washington, D.C. 20460

An evaluation of any of the schedules can be obtained by consulting the staff of the Agency's Region IV Air Programs Office at the Atlanta address given above.

The Administrator has determined that all the schedules given here satisfy the requirements of 40 CFR Part 51 pertaining to plan revisions and compliance schedules, and that their approval will not hinder the attainment and maintenance of the national ambient air quality standards. Accordingly, they are hereby approved.

This action is effective immediately. The Administrator finds that good cause exists for making his approval action immediately effective since these schedules are already in effect under State law in the State of North Carolina and the Agency's action imposes no additional regulatory burden on affected facilities.

(Section 110(a), Clean Air Act (42 U.S.C. 1857-c5(a)))

Dated: March 21, 1975.

JOHN QUARLES,
Acting Administrator.

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

SUBPART II—NORTH CAROLINA

1. Section 52.1770 is amended by inserting in paragraph (c) in proper chronological order the date "November 2" [1973].

2. Section 52.1774 is amended by inserting the words "§ 51.6 and" before "§ 51.15" in the first sentence of paragraph (a) and by inserting new lines in the tables of paragraph (a) as follows:

RULES AND REGULATIONS

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North Carolina

Source	Location	Permit No.	Regulations involved	Date of adoption	Effective date	Final compliance date
Alamance County						
Alamance Knit Fabrics	Burlington	T-2222	II-2.2 IV-2.60	June 27, 1973	Immediately	Feb. 23, 1974
Cone Mills Corp., Granite Plant	Haw River	T-2335	II-2.2 IV-1.10	do	do	Sept. 1, 1974
Tarbirdrey Plant	do	T-2337	IV-2.40 II-2.2 IV-1.10	do	do	Do.
Dan River, Inc., Weber Knit Division	Burlington	T-2348	IV-2.40 II-2.2 II-5.2 IV-2.30	do	do	Feb. 28, 1974
Glen Raven Mills: Altamahaw Division	Altamahaw	T-2334	II-2.2 IV-1.10	do	do	Oct. 22, 1973
Winn-Dixie Raleigh, Inc.: Store No. 874	Burlington	T-2351	IV-1.30	do	do	Dec. 15, 1973
Store No. 879	Graham	T-2370	IV-1.30	do	do	Do.
Anson County						
Burlington Industries: Ballet Hosiery Plant	Wadesboro	T-2344	II-1.3	June 29, 1973	Immediately	June 1, 1974
Wansona Manufacturing Corp.	Wadesboro	T-2329	II-2.2	do	do	Dec. 1, 1974
Beaufort County						
Cargill, Inc.	Washington	T-2391	IV-2.30	July 27, 1973	Immediately	Aug. 1, 1974
Singer Furniture Division	do	T-2198	II-2.2 IV-1.10	June 27, 1973	do	Dec. 1, 1973
Bladen County						
Winn-Dixie Raleigh, Inc., No. 840	Elizabethtown	T-2338	IV-1.30	June 29, 1973	Immediately	Nov. 1, 1973
Veeder-Root Co.	do	T-2228	IV-2.60	June 27, 1973	do	Dec. 10, 1973
Brunswick County						
Boyster Co.	Navassa	T-2383	II-2.2 II-5.2 IV-1.50	July 27, 1973	Immediately	Oct. 1, 1974
Cabarrus County						
Falls, Inc.	Harrisburg	T-2318	II-2.2 IV-2.30	June 28, 1973	Immediately	Jan. 30, 1974
Kerr Industries, Inc.: Plant 2:						
(a) Tenter frame	Concord	T-2334	II-2.2 IV-2.30	June 29, 1973	do	June 1, 1974
(b) Drum dryer	do	T-2324	II-2.2 IV-2.30	do	do	June 30, 1974
Oliver Martin Co., Inc.	do	T-2321	II-2.2 IV-2.30	June 28, 1973	do	Dec. 31, 1973
Chatham County						
Evans Products Co.	Monroeville	T-2296	II-2.2 IV-2.40 IV-1.10	June 28, 1973	Immediately	Dec. 31, 1974
Cherokee County						
Bernhardt Industries, Inc., Mundy Lumber Co.	Marble	T-2275	II-2.2 IV-2.40 IV-1.10 IV-1.20	June 27, 1973	Immediately	Apr. 1, 1974
Chowan County						
Rose Brothers Paving Co., Inc.	Edenton	T-2206	II-2.2 II-5.2 IV-2.60 IV-1.40 IV-2.40	June 27, 1973	Immediately	Mar. 15, 1974
The United Piece & Dye Works	do	T-2221	II-2.2 II-5.2 IV-1.10 IV-2.40 IV-2.60	do	do	Dec. 31, 1974

RULES AND REGULATIONS

Columbus County

Crown Knitwear, Inc.	Chadbourn	T-2196	II-1.3	June 27, 1973	Immediately	Dec. 31, 1973
Burrough's Tire Service	Whiteville	T-2219	II-1.3	do	do	Do.

Cumberland County

Cobb Paving Co.	Fayetteville	T-1634	IV-1.40	May 8, 1972	Immediately	Dec. 31, 1973
Cumberland County Board of Education:						
(a) Beaver Dam School	Roseboro	T-1594	II-2.2 IV-1.10 IV-2.40	May 5, 1972	do	Oct. 1, 1973
(b) Lillian Black School	Springdale	T-1595	II-2.2 IV-1.10 IV-2.40	do	do	Do.
(c) Brentwood School	Fayetteville	T-1596	II-2.2 IV-1.10 IV-2.40	do	do	Do.
(d) Cashwell School	Hope Mills	T-1597	II-2.2 IV-1.10 IV-2.40	do	do	Do.
(e) Cedar Creek School	Fayetteville	T-1598	II-2.2 IV-1.10 IV-2.40	do	do	Do.
(f) College Lakes School	do	T-1599	II-2.2 IV-1.10 IV-2.40	do	do	Do.
(g) Cumberland Mills School	do	T-1600	II-2.2 IV-1.10 IV-2.40	do	do	Do.
(h) District No. 7 School	Wade	T-1602	II-2.2 IV-1.10 IV-2.40	do	do	Do.
(i) Legion Road School	Hope Mills	T-1604	II-2.2 IV-1.10 IV-2.40	do	do	Do.
(j) Lee Maxwell Adminis- tration Bldg.	Fayetteville	T-1621	II-2.2 IV-1.10 IV-2.40	do	do	Do.
(k) Oakdale School	do	T-1609	II-2.2 IV-1.10 IV-2.40	do	do	Do.
(l) Pine Fort School	do	T-1610	II-2.2 IV-1.10 IV-2.40	do	do	Do.
(m) Raleigh Road School	Linden	T-1611	II-2.2 IV-1.10 IV-2.40	do	do	Do.
(n) Reilly Road School	Fayetteville	T-1612	II-2.2 IV-1.10 IV-2.40	do	do	Do.
(o) Sealbrook School	do	T-1613	II-2.2 IV-1.10 IV-2.40	do	do	Do.
(p) Stedman School	Stedman	T-1615	II-2.2 IV-1.10 IV-2.40	do	do	Do.
Winn-Dixie Raleigh, Inc.						
Store No. 877	Fayetteville	T-2353	IV-1.30	June 29, 1973	do	Nov. 1, 1973
Store No. 889	do	T-2355	IV-1.30	do	do	Do.
Store No. 895	do	T-2356	IV-1.30	do	do	Do.

Currituck County

Beach Paving Co.	Spot	T-2229	II-2.2 II-5.2 IV-1.40 IV-2.40	June 27, 1973	Immediately	Nov. 30, 1973
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Davidson County

Burlington Industries, Inc.:						
Colony Craft Plant	Denton	T-2316	IV-2.60	June 28, 1973	Immediately	Dec. 31, 1973
Raleigh Road Plant	Lexington	T-2315	IV-2.60	June 29, 1973	do	Do.
Table Plant	do	T-2313	IV-2.60	June 28, 1973	do	Do.
United Plant:						
(a) Hydrocarbons	do	T-2322	IV-2.60	do	do	Do.
(b) Cyclones	do	T-2327	IV-2.60	do	do	July 1, 1974
Conner Carving Co., Inc.	Thomasville	T-2327	II-2.2 IV-2.80	June 28, 1973	do	April 1, 1974
Keydey-Frank Hardwood Co., Inc.	Lexington	T-2328	II-1.3	do	do	May 1, 1974
Masonite Corp.	Thomasville	T-2329	IV-2.60	do	do	Dec. 1, 1973
Thomasville Furniture Industries, Inc.:						
Plant A	do	T-2334	IV-2.60	do	do	Jan. 1, 1974
Plant B	do	T-2336	IV-2.60	do	do	Do.
Plant C	do	T-2335	IV-2.60	do	do	Do.
Plant D	do	T-2339	IV-2.60	do	do	Do.
Plant L	do	T-2331	IV-2.60	do	do	Do.
Plant T	do	T-2333	IV-2.60	do	do	Do.

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Davie County

Lowe's Food Store No. 17	Mocksville	T-2346	II-1.8	June 29, 1973	Immediately	Apr. 30, 1974
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Edgecombe County

Carolina Tire Co.	Rocky Mount	T-2247	II-2.2 II-5.2 IV-2.30	June 27, 1973	Immediately	Oct. 15, 1973
Edgecombe General Hospital	Tarboro	T-2298	IV-1.30	June 28, 1973	do	Nov. 6, 1973
Kaiser Agricultural Chemicals	Rocky Mount	T-2233	II-2.2 II-5.2 IV-1.50 IV-2.30	June 27, 1973	do	Dec. 1, 1973
Planters Oil Mill, Inc.	do					
(a) Meal room operation	do	T-2379	II-2.2 II-5.2 IV-2.30 II-2.2 II-5.2	June 29, 1973	do	Oct. 1, 1973
(b) Lint handling operation	do	T-2379	IV-2.30	do	do	Oct. 1, 1974
F. B. Royster Merchantile Co., Inc.	Tarboro	T-2380	II-2.2 II-5.2 IV-1.50	do	do	Dec. 31, 1973
Winn-Dixie Raleigh, Inc. store No. 833	do	T-2365	IV-1.30	do	do	Dec. 15, 1973

Franklin County

Louisburg College	Louisburg	T-2289	II-2.2 IV-1.10 IV-2.40	June 28, 1973	Immediately	Oct. 1, 1973
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Gaston County

Gaston County schools:						
(a) Bessemer City Central Gym.	Bessemer City		II-2.2 IV-1.10	Apr. 10, 1973	Immediately	June 30, 1974
(b) Costner Elementary	Dallas		II-2.2 IV-1.10	do	do	Do.
(c) Cramerton School Gym.	Cramerton		II-2.2 IV-1.10	do	do	Do.
(d) Lowell Elementary Gym.	Lowell		II-2.2 IV-1.10	do	do	Do.
(e) Lowell Elementary Bldg.	do		II-2.2 IV-1.10	do	do	Do.
(f) Lowell Elementary Office Bldg.	do		II-2.2 IV-1.10	do	do	Do.
(g) North Belmont Cafe	North Belmont		II-2.2 IV-1.10	do	do	Do.
(h) North Belmont Office Bldg.	do		II-2.2 IV-1.10	do	do	Do.
(i) North Belmont Primary Bldg.	do		II-2.2 IV-1.10	do	do	Do.
(j) Mount Holly High Gym.	Mount Holly		II-2.2 IV-1.10	do	do	Do.
(k) Mount Holly High Auditorium	do		II-2.2 IV-1.10	do	do	Do.
(l) Mount Holly High School Old Bldg.	do		II-2.2 IV-1.10	do	do	Do.
(m) Pleasant Ridge	Gastonia		II-2.2 IV-1.10	do	do	Do.
(n) Robinson School	do		II-2.2 IV-1.10	do	do	Do.
(o) Springfield	Stanley		II-2.2 IV-1.10	do	do	Do.

Gates County

Ashton Lewis Lumber Co.	Gatesville	T-742	II-1.3	Apr. 7, 1971	Immediately	Mar. 1, 1973
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Graham County

Bemis Hardwood Lumber Co.:						
(a) Open burning	Robbinsville	T-2279	II-1.3	June 28, 1973	Immediately	Sept. 1, 1973
(b) Fuel combustion	do	T-2279	II-2.2 IV-1.20	do	do	Dec. 31, 1973

Granville County

Winn-Dixie Raleigh, Inc. store No. 848	Oxford	T-2371	IV-1.30	June 29, 1973	Immediately	Dec. 15, 1973
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RULES AND REGULATIONS

Halifax County						
Uptegraff Southern, Inc.	Rossmore Rapids	T-2249	IV-2.60	June 27, 1973	Immediately	Dec. 31, 1973
Winn-Dixie Raleigh, Inc.	do	T-2373	IV-1.30	June 29, 1973	do	Dec. 15, 1973
J. P. Stevens Co., Inc.	do	T-783	IV-1.10 IV-2.40	Apr. 15, 1971	do	July 15, 1973
Harnett County						
Alphin Brothers, Inc.	Dunn	T-2283	IV-1.30	June 28, 1973	Immediately	Oct. 31, 1973
Winn-Dixie Raleigh, Inc.	do	T-2349	IV-1.30	June 29, 1973	do	Nov. 1, 1973
Haywood County						
U.S. Plywood, Champion Papers, Inc.	Canton	T-792	II-2.2 IV-1.10 IV-2.40	Apr. 16, 1971	Immediately	June 30, 1973
Henderson County						
General Electric Co., Lighting Systems Division	Hendersonville	T-2206	II-2.2 II-3.2 IV-2.60 IV-2.30	June 27, 1973	Immediately	Apr. 1, 1974
Hertford County						
Ross Brothers Paving Co., Inc.	Murfreesboro	T-2304	II-2.2 II-3.2 IV-1.40 IV-2.40 IV-2.60	June 27, 1973	Immediately	Mar. 15, 1974
Iredell County						
Bernhart Furniture Industries, plant No. 4	Statesville	T-2332	IV-2.60	June 29, 1973	Immediately	Oct. 31, 1973
Lowe's Food Stores, Inc.	do	T-2345	II-1.3	do	do	Apr. 30, 1974
Store No. 7	do	T-2347	II-1.3	do	do	Do
Store No. 16	do	T-2301	IV-2.60	June 28, 1973	do	Dec. 31, 1973
Statesville Chair Co.	do	T-2306	IV-2.30	June 29, 1973	do	June 30, 1974
Superba Print Works	Mooreville	T-2339	II-2.2	do	do	Dec. 31, 1974
Troutman Chair Co.	Troutman					
Jackson County						
Champion International Corp., Drexel Enterprises	Whittier	T-2271	II-2.2 IV-1.10	June 27, 1973	Immediately	Nov. 30, 1973
Johnston County						
Gurley's Inc.	Selma	T-2385	IV-2.30	June 29, 1973	Immediately	June 30, 1974
T. E. Johnson Lumber Co.	Four Oaks	T-2230	II-1.3	June 27, 1973	do	Dec. 31, 1973
Ranch Redwood	Smithfield	T-2231	IV-2.60	do	do	Nov. 1, 1973
Winn-Dixie Raleigh Inc., No. 881	do	T-2372	IV-1.30	June 29, 1973	do	Oct. 15, 1973
Lee County						
Carnes Corp.	Sanford	T-2239	IV-2.60	June 27, 1973	Immediately	Nov. 30, 1973
John W. Eshelman & Sons, Inc.	do	T-2236	IV-2.30	do	do	Nov. 1, 1973
Sanford City Board of Education, Sanford Central High School	do	T-322	II-2.2 IV-1.10 IV-2.40	Mar. 8, 1971	do	Dec. 31, 1973
Lincoln County						
Leslie Fay, Inc.	Lincolnton	T-2309	II-2.2 IV-2.30	June 29, 1973	Immediately	Mar. 1, 1974
Lowe's Food Store No. 19	do	T-2348	II-1.3	do	do	Apr. 30, 1974

RULES AND REGULATIONS

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McDowell County

International Musical Instru- ments	Marion	T-2280	II-2.2 II-5.2 IV-2.60 IV-2.30	June 28, 1973	Immediately	Dec. 31, 1973
Marimont Furniture, Inc.	do	T-2273	II-2.2 II-5.2 IV-2.60 IV-2.30	do	do	Oct. 30, 1973
Marion Manufacturing Co.	do	T-2257	II-2.2 IV-1.10 IV-2.40	June 27, 1973	do	June 30, 1974
McDowell County Court House	do	T-2261	II-2.2 IV-1.10 IV-2.40	do	do	May 15, 1974
Pine Valley Division of Ethan Allen, plant No. 1	Old Fort	T-2264	II-2.2 II-5.2 IV-2.30 IV-2.60	do	do	Dec. 31, 1973

Macon County

Zickgraf Hardwood Co.: (a) Woodworking plant	Franklin	T-1956	II-2.2 IV-2.30	Dec. 13, 1972	Immediately	June 30, 1973
(b) Woodwaste boilers	do	T-1956	II-2.2 IV-1.10	do	do	Aug. 1, 1973

Madison County

Tri-County Concrete Co.	Mars Hill	T-2274	II-2.2 IV-2.30	June 27, 1973	Immediately	Dec. 31, 1973
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Moore County

Glendon Pyrophyllite, Inc.	Glendon	T-2242	IV-2.30	June 27, 1973	Immediately	Oct. 1, 1973
Pletcher Southern	Southern Pines	T-2238	IV-2.30	do	do	Dec. 31, 1973
Winn-Dixie Raleigh, Inc., store No. 855	Raleigh	T-2354	IV-1.30	June 29, 1973	do	Dec. 15, 1973

Moore County

Town of Vass	Vass	T-107	II-1.3	Oct. 30, 1970	Immediately	June 30, 1973
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Nash County

Whitakers Gln Co.	Whitakers	T-2115	II-2.2 IV-2.30	Mar. 2, 1973	Immediately	June 1, 1973
Nashville Building Supply Co.	Nashville	T-2094	II-2.2 IV-2.30	do	do	Dec. 30, 1973
Miller Manufacturing Co.	do	T-2290	II-2.2 IV-1.10 IV-2.40	June 28, 1973	do	Dec. 31, 1973

New Hanover County

Bun Oil Co. of Pennsylvania	Wilmington	T-2210	IV-2.60	June 27, 1973	Immediately	Jan. 4, 1974
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Northampton County

Clary Lumber Co.	Gaston	T-2245	II-1.3	June 27, 1973	Immediately	Dec. 31, 1973
Vitrear Plant Foods, Inc.	Severn	T-2250	II-2.2 IV-2.30	do	do	Do

Orange County

Cone Mills Corp., Kno Plant	Hillsborough	T-2263	II-2.2 IV-1.10 IV-2.40	June 27, 1973	Immediately	Sept. 1, 1974
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Pasquotank County

IXL Furniture Co.	Elizabeth City	T-2205	IV-2.60	June 27, 1973	Immediately	Dec. 31, 1973
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Person County

Roxboro Concrete Services, Inc.	Roxboro	T-2240	II-2.2 IV-2.30	June 27, 1973	Immediately	Oct. 1, 1974
Burch Ave. Plant	do	T-2243	II-2.2 IV-2.30	do	do	July 1, 1974

RULES AND REGULATIONS

Pitt County						
Fountain Milling Co.	Fountain	T-2217	II-1.3	June 27, 1973	Immediately	Dec. 31, 1973
Garris-Evans Lumber Co.	Greenville	T-2213	II-2.2 IV-1.10	do	do	Feb. 1, 1974
International Paper Co.						
(a) Sander operation	Farmville	T-2202	II-2.2 IV-1.10 IV-2.00 IV-2.30	do	do	July 1, 1974
(b) Process steam boiler	do	T-2302	II-2.2 IV-1.10 IV-2.00 IV-2.30	do	do	Jan. 1, 1975
Union Carbide Corp.	Greenville	T-2215	IV-2.60	do	do	July 15, 1974
Polk County						
Southern Mercerizing Co.	Tryon	T-2282	II-2.2 IV-1.10 IV-2.40	June 28, 1973	Immediately	Dec. 31, 1973
Randolph County						
Carrick Turning Works, Inc.	High Point	T-2308	IV-2.60	June 29, 1973	Immediately	Dec. 31, 1973
Gregson Manufacturing Co.	Liberty	T-2305	II-2.2 IV-1.10 IV-2.40	June 28, 1973	do	Feb. 1, 1974
High Point Furniture Industries	High Point	T-2314	IV-2.60	June 29, 1973	do	Dec. 31, 1973
Liberty Bl-Rite	Liberty	T-2342	II-1.3	do	do	Apr. 1, 1974
Liberty Chair Corp.	do	T-2313	IV-2.60	do	do	Dec. 31, 1973
P & P Chair Co.	Asheboro	T-2312	IV-2.60	do	do	Do
Text Industries	Liberty	T-2388	II-2.2 IV-2.30	do	do	Oct. 1, 1974
Richmond County						
Southeastern Asphalt & Concrete Co., Inc.	Rockingham	T-2311	II-2.2 IV-1.40	June 29, 1973	Immediately	Apr. 1, 1974
Robeson County						
Text Textured Fibers	Lumberton	T-2386	II-2.2	June 29, 1973	Immediately	Oct. 31, 1974
Winn-Dixie Raleigh, Inc.	do	T-2357	IV-1.30	do	do	Nov. 1, 1973
Elm and Walnut Sta.						
Winn-Dixie Raleigh, Inc.	do	T-2359	IV-1.30	do	do	Do
1000 Pine St.						
Wakulla Gin Co.	Wakulla	T-2001	II-2.2 IV-2.30	Dec. 15, 1972	do	June 1, 1973
Rutherford County						
Haynes Plant, Cone Mills Corp.	Henrietta	T-2255	II-2.2 IV-1.10 IV-2.40	June 27, 1973	Immediately	Sept. 1, 1970
The General Fireproofing Co.	Forest City	T-2362	II-2.2 II-5.2 IV-2.30 IV-2.60	do	do	Jan. 31, 1974
Rutherford Furniture Co., Inc.	Rutherfordton	T-2273	II-2.2 IV-1.10 IV-2.40	do	do	Oct. 15, 1973
Sampson County						
Fashion Farms, Inc.	Clinton	T-2226	IV-2.60	June 29, 1973	Immediately	Dec. 31, 1973
McGill Brothers, Inc.	Harrells	T-2227	II-1.3	June 27, 1973	do	Do
Newton Grove Grain & Feed	Newton Grove	T-2284	IV-2.60	June 28, 1973	do	July 1, 1974
Salemberg Milling Co.	Salemberg	T-2376	IV-2.30	June 29, 1973	do	Do
Winn-Dixie Raleigh, Inc.	Clinton	T-2351	IV-1.30	do	do	Nov. 1, 1973
store No. 838						
Scotland County						
Cox Furniture	Maxton	T-2224	IV-2.60 IV-2.30	June 27, 1973	Immediately	Dec. 31, 1973
Winn-Dixie Raleigh Inc.	Laurinburg	T-2350	IV-1.30	June 29, 1973	do	Nov. 1, 1973
store No. 823						
Waverly Mills, Inc.	do	T-1996	II-2.2 IV-1.10 IV-2.40	Dec. 14, 1972	do	May 1, 1973
Stanly County						
Albemarle Scrap Metals	Albemarle	T-2310	II-2.2 IV-2.30	June 29, 1973	Immediately	Dec. 1, 1973

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Surry County							
Surry County Board of Education, Westfield Elementary School:							
(1) Open burning.....	Westfield.....	T-1556	II-1.3	Apr. 28, 1972	Immediately..	June 1, 1972	
(2) Fuel combustion.....	do.....	T-1556	II-2.2	do.....	do.....	Sept. 1, 1973	
			IV-1.10				
			II-5.2				
			IV-2.40				
Lowe's Food Stores, Inc., Mount Airy.....	T-2343	II-1.3	June 28, 1973	do.....	Apr. 30, 1974		
store No. 11.							
Oro Manufacturing Co.....	Norree.....	T-2367	II-2.60	June 29, 1973	do.....	Dec. 31, 1973	
Swain County							
Consolidated Furniture Industries.....	Bryson City.....	T-2169	II-2.2	Mar. 2, 1973	Immediately..	Dec. 31, 1973	
			II-5.2				
			IV-2.60				
Vance County							
Vance County Board of Education, L. B. Yancy.....	Henderson.....	T-1724	II-2.2	June 2, 1972	Immediately..	Sept. 30, 1973	
			IV-1.10				
			IV-2.40				
Wake County							
Beckanna Apartments.....	Raleigh.....	T-2287	IV-1.30	June 28, 1973	Immediately..	Dec. 30, 1973	
Carolina Culvert Manufacturing, Inc.....	do.....	T-2294	II-2.2	do.....	do.....	Jan. 31, 1974	
			II-5.2				
			IV-2.30				
			IV-2.60				
ESB, Inc., EMED.....	do.....	T-2381	II-2.2	June 29, 1973	do.....	Dec. 31, 1973	
			II-5.2				
			IV-2.30				
			IV-2.40				
Raleigh Public Schools:							
(a) Barbee School.....	do.....	T-2252	II-2.2	June 27, 1973	do.....	Sept. 30, 1973	
			IV-1.10				
			IV-2.40				
(b) Eliza Poole School.....	do.....	T-2351	II-2.2	do.....	do.....	Do.	
			IV-1.10				
			IV-2.40				
North Carolina State Department of Correction, Central Prison:	do.....	T-2387	IV-2.60	June 29, 1973	do.....	June 1, 1974	
(a) Paint manufacturing.....	do.....						
(b) License painting.....	do.....	T-2387	IV-2.60	do.....	do.....	Feb. 1, 1974	
Rex Hospital.....	do.....	T-2291	IV-1.30	June 28, 1973	do.....	Dec. 31, 1973	
Wake Memorial Hospital.....	do.....	T-2297	II-2.2	do.....	do.....	June 1, 1974	
			IV-1.30				
Wake County Opportunities, Inc.....	do.....	T-2388	II-2.2	do.....	do.....	Nov. 1, 1973	
			IV-1.10				
			IV-2.40				
Wenco Furniture Co.....	Wendell.....	T-2292	II-2.2	do.....	do.....	Aug. 31, 1974	
			IV-2.00				
Winn-Dixie Raleigh, Inc., store No. 846.	Zebulon.....	T-2369	IV-1.30	June 29, 1973	do.....	Oct. 15, 1973	
Winn-Dixie Raleigh, Inc.:							
(a) Store No. 852.....	Raleigh.....	T-2363	IV-1.30	do.....	do.....	Do.	
(b) Store No. 853.....	do.....	T-2362	IV-1.30	do.....	do.....	Do.	
(c) Store No. 854.....	do.....	T-2361	IV-1.30	do.....	do.....	Do.	
(d) Store No. 857.....	do.....	T-2360	IV-1.30	do.....	do.....	Do.	
(e) Store No. 858.....	do.....	T-2368	IV-1.30	do.....	do.....	Do.	
(f) Store No. 859.....	do.....	T-2367	IV-1.30	do.....	do.....	Do.	
(g) Store No. 864.....	do.....	T-2366	IV-1.30	do.....	do.....	Do.	
Panels, Inc.....	do.....	T-2100	II-2.2	Mar. 2, 1973	do.....	June 1, 1973	
			IV-2.00				
Ward Transformer.....	do.....	T-2114	II-1.3	do.....	do.....	Do.	
Westinghouse Electric Corp., Westinghouse Meter Division.	do.....	T-2153	II-5.2	do.....	do.....	Sept. 1, 1973	
			IV-2.60				
Wayne County							
Boling Chair Co.....	Mount Olive..	T-2214	IV-2.60	June 27, 1973	Immediately..	Dec. 31, 1973	
Wilson County							
Wilson City Board of Education:							
(a) Margaret Hearre School.....	Wilson.....	T-809	II-2.2	Apr. 19, 1971	Immediately..	Sept. 1, 1973	
			IV-1.10				
(b) Woodward School.....	do.....	T-810	II-2.2	do.....	do.....	Do.	
Wilson County Board of Education:							
(a) Sims School.....	Sims.....	T-963	II-1.3	May 4, 1971	do.....	Dec. 31, 1972	
			II-2.2	do.....	do.....	Dec. 31, 1973	
			IV-1.10				
(b) Lammis School.....	Wilson.....	T-964	II-1.3	do.....	do.....	Dec. 31, 1972	
			II-2.2	do.....	do.....	Dec. 31, 1973	
			IV-1.10				
(c) Barkley Gin Co.....	Elm City.....	T-2009	II-2.2	Mar. 2, 1973	do.....	Sept. 1, 1973	
			IV-2.30				
(d) Silver Lake Gin.....	do.....	T-2156	II-2.2	do.....	do.....	Aug. 15, 1973	
			IV-2.30				
(e) Blue Bell, Inc.....	Wilson.....	T-2007	II-1.3	do.....	do.....	June 30, 1973	
North Carolina Highway Commission, Asphalt Mix Plant.	do.....	T-1862	II-2.2	Aug. 25, 1972	do.....	Dec. 31, 1972	
			IV-1.40				

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Wilson County						
Wallace-Murry Corp., Fiber-glass Division	Wilson	T-2256	IV-2.50	June 28, 1973	Immediately	Mar. 31, 1974
Hardee's of Wilson, Herring Ave.	do	T-2286	II-2.2 II-5.2 IV-2.30	do	do	Jan. 15, 1974
Hardee's of Wilson, Tarboro St.	do	T-2285	II-2.2 II-5.2 IV-2.3	do	do	Do.
Winn-Dixie Raleigh, Inc., store No. 888	do	T-2332	IV-1.30	June 29, 1973	do	Dec. 15, 1973
Kaiser Agriculture	do	T-1911	II-2.2 IV-2.30	Dec. 11, 1973	do	Sept. 1, 1973
Wilkes County						
Lowe's Food Store, Inc., store No. 5	North Wilkesboro	T-1949	II-1.3	Dec. 12, 1973	Immediately	Sept. 1, 1973
American Drew, Inc.: (a) Plant No. 1	do	T-2258	II-2.2 II-5.2 IV-2.30	June 27, 1973	do	Dec. 31, 1973
(b) Plant No. 2	do	T-2259	IV-2.60 II-2.2 II-5.2 IV-2.30	do	do	Do.
Key City Furniture Co.	do	T-2300	IV-2.60 II-2.2 II-5.2 IV-2.30	do	do	Do.
W. H. McElwee	do	T-2273	IV-2.60 II-2.2 IV-1.10	do	do	Jan. 31, 1974
Phillips Tire Service	do	T-2277	IV-2.40 II-1.3 II-5.2 IV-2.30	June 28, 1973	do	Dec. 1, 1973
Yancey County						
Tri-County Concrete Co.	Burnsville	T-2268	II-2.2 IV-2.30	June 27, 1973	Immediately	Dec. 31, 1973
3. Section 52.1774 is revised by changing the final compliance dates specified in the tables of paragraphs (a) for certain schedules approved on June 20, 1973 (38 FR 16144). As revised, the affected lines of paragraph (a) read as follows: [Reprint following tables of 39 FR 10447-10448, making deletions indicated.]						
North Carolina						
Source	Location	Permit No.	Regulations involved	Date of adoption	Effective date	Final compliance date
Alamance County						
Alamance Ready-Mix Concrete Co., Inc.	Graham	T-1951	II-2.2 IV-1.90 IV-2.30	Dec. 13, 1973	Immediately	Oct. 31, 1973
Acme Feed Mills, Inc.	Burlington	T-2035	II-2.2 IV-2.30	Jan. 5, 1973	do	Do.
Chatham County						
Lee Paving Co.	Pittsboro	T-1974	II-2.2 IV-1.40	Dec. 13, 1973	Immediately	Sept. 15, 1973
Columbus County						
Town of Lake Waccamaw	Lake Waccamaw	T-206	II-1.3	Jan. 8, 1971	Immediately	Jan. 1, 1974
Johnston County						
Overton Co.	Kenly	T-1438	II-2.2 IV-1.10 IV-2.40	Oct. 15, 1971	Immediately	Nov. 1, 1973
Lincoln County						
Cochrane Furniture Co., Inc.	Lincolnton	T-2023	II-2.2 IV-1.10 IV-2.40	Jan. 5, 1973	Immediately	Oct. 30, 1973
New Hanover County						
Exxon Co. (Humble Oil)	Wilmington	T-2060	IV-2.60	Mar. 2, 1973	Immediately	Nov. 1, 1973

Pender County						
C. H. Clark & Son, Inc.	Rocky Point	T-265	II-1.3	Jan. 8, 1971	Immediately	Dec. 31, 1973
Pitt County						
Town of Farmville	Farmville	T-294	II-1.3	Jan. 19, 1971	Immediately	Mar. 31, 1974
Town of Grimesland	Grimesland	T-228	II-1.3	Dec. 28, 1970	do.	Do.
Town of Fountain	Fountain	T-133	II-1.3	Nov. 10, 1970	do.	Do.
Richmond County						
Standard Foundry & Manufacturing Co.	Rockingham	T-1841	II-2.2 II-3.2 IV-2.20 IV-2.40	July 19, 1972	Immediately	Feb. 28, 1974
Rutherford County						
N. C. Display Fixture Co.	Forest City	T-2168	II-2.2 II-3.2 IV-2.60	Mar. 2, 1973	Immediately	May 31, 1974
Wright Veneer Co., Inc.	Splendale	T-1878	II-2.2 IV-1.10 IV-2.40	Apr. 11, 1972	do.	Apr. 1, 1974
Wilkes County						
W. E. Sale & Sons, Inc.	Ronda	T-2031	II-2.2 IV-1.10 IV-2.40	Jan. 8, 1973	Immediately	Apr. 1, 1974

[FR Doc.75-7894 Filed 3-27-75;8:45 am]

SUBCHAPTER E—PESTICIDE PROGRAMS

[FRL 353-6; OPP-262819]

PART 180—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

Methazole

On June 6, 1973, notice was given (38 FR 15103) that Velsicol Chemical Corp., 341 East Ohio St., Chicago IL 60611 had filed a petition (PP 3F1392) for a pesticide tolerance with the Environmental Protection Agency (EPA). This petition proposed establishment of a tolerance for combined negligible residues of the herbicide methazole (2-(3,4-dichlorophenyl)-4-methyl-1,2,4-oxadiazolidine-3,5-dione) and its metabolites 1-(3,4-dichlorophenyl)-3-methylurea and 3,4-dichlorophenylurea in or on the raw agricultural commodity cottonseed at 0.1 part per million.

The data submitted in the petition and other relevant material have been evaluated. The herbicide is considered useful for the purpose for which the tolerance is sought. There is no reasonable expectation of residues in eggs, meat, milk, or poultry, and § 180.6(a)(3) applies. It has been determined that a tolerance should also be established to cover the residues of the metabolites and § 180.3 is being amended accordingly. Tolerances established by this regulation and the amendment to Section 180.3 will protect the public health.

Any person adversely affected by this regulation may, on or before April 28, 1975, file written objections with the Hearing Clerk, Environmental Protection Agency, 401 M Street, SW, East

Tower, Room 1019, Washington DC 20460. Such objections should be submitted in quintuplicate and specify the provision for the regulation 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.

Effective on March 28, 1975, Part 180, Subpart A, is amended by revising § 180.3(d) and Subpart C is amended by adding § 180.357.

(Sec. 408(d)(2), Federal Food, Drug, and Cosmetic Act (21 U.S.C. 346a(d)(2))).

Dated: March 26, 1975.

EDWIN L. JOHNSON,
Acting Deputy Assistant Administrator for Pesticide Programs.

Part 180 is amended by adding the new subparagraph (9) to § 180.3(d), Subpart A, to read as follows.

§ 180.3 Tolerances for related pesticide chemicals.

* * * * *

(9) Where a tolerance is established for more than one pesticide having the metabolites 1-(3,4-dichlorophenyl)-3-methylurea (DCPMU) and 3,4-dichlorophenylurea (DCPU) found in or on a raw agricultural commodity, the total amount of such residues shall not exceed the highest established tolerance for a pesticide having these metabolites.

* * * * *

Part 180 is further amended by adding § 180.357 to Subpart C to read as follows.

§ 180.357 Methazole, tolerances for residues.

A tolerance is established for combined negligible residues of the herbicide methazole (2-(3,4-dichlorophenyl)-4-methyl-1,2,4-oxadiazolidine-3,5-dione) and its metabolites 1-(3,4-dichlorophenyl)-4-methyl-1,2,4-oxadiazolidine-3,5-dione and its metabolites 1-(3,4-dichlorophenyl)-3-methylurea (DCPMU) and 3,4-dichlorophenylurea (DCPU) in or on cottonseed at 0.1 part per million.

[FR Doc.75-8304 Filed 3-27-75;11:24 am]

Title 41—Public Contracts and Property Management

CHAPTER 60—OFFICE OF FEDERAL CONTRACT COMPLIANCE, EQUAL EMPLOYMENT OPPORTUNITY, DEPARTMENT OF LABOR

PART 60-1—OBLIGATIONS OF CONTRACTORS AND SUBCONTRACTORS

State and Local Government Equal Employment Opportunity Requirements for Federally Assisted Construction Contracts; Rescission

The Secretary of Labor has been ordered to rescind 41 CFR 60-1.4(b)(2), published in the FEDERAL REGISTER on January 21, 1974 (39 FR 2365) because it was promulgated without proper notice, opportunity for public participation and delay in the effective date as required by the Administrative Procedure Act (5 U.S.C. 553). Therefore, he has found that notice and public procedure for the rescission of this subparagraph are unnecessary and are not in the public interest. The rescission will accordingly become effective on March 28, 1975.

Subparagraph (b)(2) of § 60-1.4, Chapter 6, Title 41 of the Code of Federal Regulations of the United States of America is hereby rescinded.

Dated: March 17, 1975.

RICHARD F. SHUBERT,
Acting Secretary of Labor.

BERNARD E. DELURY,
Assistant Secretary
for Employment Standards.

PHILIP J. DAVIS,
Director, Office of Federal
Contract Compliance.

[FR Doc.75-8117 Filed 3-27-75;8:45 am]

Title 9—Animals and Animal Products

CHAPTER I—ANIMAL AND PLANT HEALTH INSPECTION SERVICE, DEPARTMENT OF AGRICULTURE

SUBCHAPTER E—VIRUSES, SERUMS, TOXINS, AND ANALOGOUS PRODUCTS; ORGANISMS AND VECTORS

PACKAGING, LABELING AND PRODUCTION REQUIREMENTS

Miscellaneous Amendments

On January 3, 1975, a notice of proposed amendments to Parts 112, 113, and

114, was published in the *FEDERAL REGISTER* at 40 FR 788.

On January 27, 1975 a notice of proposed amendments to Part 113 was published at 40 FR 4017.

These amendments add a new paragraph to Part 112 in which special label requirements for wart vaccine are codified. They include the recommended dosage and route of administration.

These amendments also add a new section in Part 113 which contains an administrative policy pertaining to serial to serial potency tests developed by a license applicant to support a license application. These amendments establish the degree of confidentiality of the details of the test submitted.

These amendments provide a new two stage potency test to simultaneously evaluate the Eastern and the Western fractions of Encephalomyelitis Vaccine. This new test replaces the two tests currently being used for this product.

These amendments clarify the test procedure to be followed in conducting tests for bacteria and fungi except in live vaccine. These amendments increase the consistency of results by specifying uniform procedures to be used.

These amendments clarify the regulation pertaining to the determination of expiration dates. § 114.13 is revised to specifically provide for the expiration date determination for live virus vaccines, live bacterial vaccines, inactivated biological products and antisera. Storage of harvested material to be used in the preparation of a biological product is authorized.

Comments were received from four people on the proposal published January 3, 1975. All were generally favorable although changes were suggested by three, one of which was accepted.

One requested an exemption which was rejected as being unjustified. One suggested the inclusion of more details. This suggestion was rejected as being unnecessarily restrictive.

Comments were received from four people on the proposal published January 27, 1975. Three were very favorable but one suggested change which could not be scientifically justified and the suggestion was rejected. Another suggested change was accepted for clarification.

After due consideration of all relevant matters, including the proposals set forth in the aforesaid notice of rulemaking, and the constructive and helpful suggestions received from representatives of the biologics industry, revisions of the material proposed were made for clarification of the procedures to be followed and for scientific accuracy.

Pursuant to the authority contained in the Virus-Serum-Toxin Act of March 4, 1913 (U.S.C. 151-158), the amendments of Part 113, Subchapter E, Chapter 1, Title 9 of the Code of Federal Regulations, as contained in the aforesaid notice are hereby adopted and are set forth herein subject to the following noted modifications:

The words "in two or more sites" have been deleted from the label requirement in § 112.7(d) for wart vaccine. In

§ 113.126, "virus-bearing" has been hyphenated.

§ 113.127(b) (3) and (4) were corrected by deleting "Provided, That," and substituting "except, that,."

PART 112—PACKAGING AND LABELING

1. Section 112.7 is amended by adding a new paragraph (d) to read:

§ 112.7 Special additional requirements.

(d) In the case of wart vaccine, recommendations shall be limited to use in bovines. All labels shall include a dosage recommendation of at least 10 ml to be given subcutaneously and the dose repeated in 3 to 5 weeks.

PART 113—STANDARD REQUIREMENT

2. Part 113 is amended by adding a new § 113.9 to read:

§ 113.9 New potency test.

A potency test written into the filed Outline of Production for a product shall be considered confidential information by Veterinary Services until at least two additional product licenses are issued for the product or unless use of the test is authorized by the licensee, in which case, such potency test may be published as part of the Standard Requirement for the product.

(a) Until a potency test is published as part of the Standard Requirement for the product, reference to such a test shall be made in the filed Outline of Production and the test shall be conducted.

(b) When a potency test has been published as part of the Standard Requirement, such test shall be conducted unless the product is specifically exempted as provided in § 113.4.

3. Sections 113.26(b) (1) and (2) are revised to read:

§ 113.26 Detection of viable bacteria and fungi except in live vaccine.

(b) Test procedure:

(1) Ten test vessels shall be used for each of two media selected in accordance with paragraphs (a) (1), (a) (2), or (a) (3) of this section. Each test vessel shall contain sufficient medium to negate the bacteriostatic or fungistatic activity in the inoculum as determined in § 113.25 (d).

(2) Inoculum:

(i) When completed product is tested, 10 final container samples from each serial and each subserial shall be tested. One ml from each sample shall be inoculated into a corresponding individual test vessel of culture medium; Provided, That, if each final container sample contains less than 2 ml, one-half of the contents shall be used as inoculum for each test vessel.

(ii) When cell lines, primary cells, or ingredients of animal origin are tested, at least a 20 ml test sample from each lot shall be tested. One ml shall be inoculated into each test vessel of medium.

4. Section 113.126 is revised to read:

§ 113.126 Wart Vaccine, Killed Virus.

Wart Vaccine, Killed Virus, shall be prepared from virus-bearing epidermal tumors (warts) obtained from a bovine. Each serial shall meet the requirements prescribed in this section and any serial found unsatisfactory by a prescribed test shall not be released.

(a) *Purity.* Final container samples of completed product shall meet the requirements for purity as prescribed in § 113.120(c) (1) and (3).

(b) *Safety.* Bulk or final container samples of completed product shall meet the requirements for safety as prescribed in § 113.33(b) and § 113.38.

(c) *Formaldehyde content.* Bulk or final container samples of completed product shall meet the requirements for formaldehyde content as prescribed in § 113.120(f).

(d) *Potency and efficacy.* The efficacy of wart vaccine has been demonstrated to the satisfaction of Veterinary Services as being a valuable biological product. The inherent nature of the product precludes the possible development of serial to serial potency tests and none is required; Provided, That,

(1) The vaccine shall be a tissue extract representing at least 10 percent weight to volume suspension of wart tissue; and

(2) The vaccine shall be limited to use in the prevention of warts in bovines. Dosage recommendations shall be in accordance with § 112.7(d).

5. Section 113.127 is amended by revising paragraph (b) to read:

§ 113.127 Encephalomyelitis Vaccine, Eastern and Western, Killed Virus.

(b) *Potency test.* Bulk or final container samples of completed product from each serial shall be tested for potency in accordance with the two stage test provided in this paragraph. The serological interpretations required in this test shall be made for the Eastern Type fraction and the Western Type fraction independent of each other except that a serial or subserial found unsatisfactory for either fraction shall not be released.

(1) For this test, a guinea pig dose shall be one-half the amount recommended on the label for a horse and shall be administered as recommended for a horse. Each of 10 healthy guinea pigs (vaccinates) shall be injected with two guinea pig doses with an interval of 14 to 21 days between doses. Two additional guinea pigs from the same source shall be held as controls.

(2) Fourteen to 21 days after the second injection, serum samples from each vacinate and each control shall be tested by the plaque reduction serum neutralization test.

(3) If the control serum samples show a titer greater than 1:2 for either or both fractions, the test is inconclusive for that fraction or fractions, as the case may be, and may be repeated; except that, if 4 or more of the vacinate serum samples show a titer of less than 1:4 for the Eastern type fraction or less than

1:32 for the Western type fraction, the serial or subserial is unsatisfactory without further testing.

(4) If 2 or 3 of the vaccinate serum samples show a titer of less than 1:4 for the Eastern type fraction or less than 1:32 for the Western type fraction or both, the second stage may be used; except that, if 1 or less such samples meet the titer requirements for one fraction in the first stage, such fraction need not be retested. Otherwise, the second stage shall be conducted in a manner identical to the first stage.

(5) If the second stage is used and 4 or more of the vaccinate serum samples show a titer of less than 1:4 for the Eastern type fraction or less than 1:32 for the Western type fraction, the serial or subserial is unsatisfactory.

(6) The results shall be evaluated according to the following table:

Cumulative totals			
Stage	Vaccinates	Failures for acceptance	Failures for rejection
1	10	1 or less	4 or more
2	20	3 or less	Do.

PART 114—PRODUCTION REQUIREMENTS FOR BIOLOGICAL PRODUCTS

6. The introductory portion of § 114.13 (b) and paragraphs (b) (1) and (2), and the introductory portion of § 114.13(c) are revised; paragraphs (c) (1), (2), and (3) are deleted; and new paragraphs (d), (e) (1), and (2) and paragraph (f) are added to read:

§ 114.13 Expiration date determination.

(b) *Storage.* A licensee may store partially completed biological products or harvested material to be used in the preparation of a biological product for a period specified in the Outline of Production and the expiration date shall be determined from the date the material is removed from storage for preparation of final product; Provided, That,

(1) Data acceptable to Veterinary Services can be furnished to establish that the time or storage conditions shall not adversely affect the quality of the final product; and

(2) Each serial shall be tested for potency at the time of release by a suitable test such as, but not limited to, virus titrations, bacteria counts and antitoxin unit determinations.

(c) *Live Virus Vaccine.* To determine the expiration date of a live virus vaccine, each serial of vaccine shall be tested for virus content at release and at the approximate expiration date until a statistically acceptable stability record has been established. All estimations of virus content shall be based on valid 50 percent end-point titrations.

(d) *Live bacterial vaccines.* To determine the expiration dates for live bacterial vaccines, each serial of vaccine shall be tested for potency at release and at its approximate expiration date until a statistically acceptable stability record has been established.

(e) *Inactivated biological products.* The expiration dates for inactivated

biological products shall be determined in accordance with the conditions prescribed in a Standard Requirement, a filed Outline of Production for the product and paragraphs (e) (1) and (2) of this section.

(1) The expiration date shall be based upon stability data designed to show adequate potency of the biological product on or after the dating requested and subsequently confirmed by potency tests on all preclicensing serials.

(2) Subsequent changes in the expiration date may be granted, based upon stability data confirmed by potency tests on five consecutive serials at least 6 months beyond the date requested by the licensee.

(f) *Antitoxins, antisera, normal sera.* The expiration dates shall be calculated from the date of the latest satisfactory tests conducted in accordance with § 113.250 and prescribed in a Standard Requirement for the product or in a filed Outline of Production or both.

(37 Stat. 832-833; 21 U.S.C. 151-158)

Effective date: These amendments take effect April 28, 1975.

Done at Washington, D.C., this 24th day of March 1975.

J. M. HEJL,
Deputy Administrator, Veterinary Services, Animal and Plant Health Inspection Service.

[FR Doc.75-8078 Filed 3-27-75;8:45 am]

PART 112—PACKAGING AND LABELING

Permits for Biological Products

Pursuant to the authority contained in the Virus-Serum-Toxin Act of March 4, 1913 (21 U.S.C. 151-158), Subchapter E, Chapter 1 of Title 9 of the Code of Federal Regulations is amended by making a reference change in the lead paragraph in § 112.9 to conform to the codification of regulations pertaining to permits for biological products in a new Part 104 (38 FR 32916, November 29, 1973).

The introductory paragraph of § 112.9 is revised to read:

§ 112.9 Biological products to be imported for research and evaluation.

A biological product imported into the United States for research and evaluation under a permit issued in accordance with Part 104 of this subchapter shall be labeled as provided in this section.

This amendment is administrative and the change is conformative in nature and makes no substantive changes in the affected regulations.

Accordingly, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedure concerning the amendments are impracticable and unnecessary, and good cause is found for making the amendments effective less

than 30 days after publication in the FEDERAL REGISTER.

The foregoing amendments shall become effective upon issuance.

Done at Washington, D.C., this 24th day of March 1975.

J. M. HEJL,
Deputy Administrator, Veterinary Services, Animal and Plant Health Inspection Service.

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Title 10—Energy

CHAPTER I—NUCLEAR REGULATORY COMMISSION

PART 31—GENERAL LICENSES FOR BYPRODUCT MATERIAL

PART 70—SPECIAL NUCLEAR MATERIAL

Organization and Procedural Changes; Correction

In FR Doc. 75-5205, appearing at page 8774, in the issue for March 3, 1975, the following changes should be made:

1. Paragraph 131, Part 31, on page 8785, second column, is corrected to read as follows:

§ 31.5 [Amended]

131. In § 31.5, paragraph (b) is amended by deleting the words "by the Commission", paragraphs (c) (3) and (c) (5) are amended by changing the words "from the Commission or" to "pursuant to Parts 30 and 32 of this chapter or from", paragraph (c) (7) is amended by changing the words "from the Commission" to "pursuant to Parts 30 and 36 of this chapter", and paragraph (c) (8) is amended by changing the words "specific licensee of the Commission or of an Agreement State whose specific license authorizes him" to "persons holding a specific license pursuant to Parts 30 and 32 of this chapter or from an Agreement State".

2. Paragraph 218, Part 70, on page 8791, second column, is corrected to read as follows:

218. Section 70.11 is revised to read as follows:

§ 70.11 Persons using special nuclear material under certain Energy Research and Development Administration and Nuclear Regulatory Commission contracts.

Except to the extent that Administration facilities or activities of the types subject to licensing pursuant to section 202 of the Energy Reorganization Act of 1974 are involved, any prime contractor of the Administration is exempt from the requirements for a license set forth in section 53 of the Act and from the regulations in this part to the extent that such contractor, under his prime contract with the Administration receives title to, owns, acquires, delivers, receives,

*The Administration facilities identified in section 202 are: