6. Section 97.33 is amended by originating, amending, or canceling the following RNAV SIAPs, *effective March 11, 1976.*

Little Rock, AR—Adams Field, RNAV Rwy 22, Amdt. 3
Little Rock, AR—Adams Field, RNAV Rwy 35, Amdt. 3
Torrance, CA—Torrance Muni. Arpt., RNAV Rwy 29R, Amdt. 4, cancelled
Paris, TX—Cox Field, RNAV Rwy 17, Original

Effective March 4, 1976.

Danbury, CT—Danbury Muni. Arpt., RNAV Rwy 8, Original
Danbury, CT—Danbury Muni. Arpt., RNAV Rwy 26, Original
Liberal, KS—Liberal Muni. Arpt., RNAV Rwy 12, Original
Columbia, SC—Columbia Metro. Arpt., RNAV Rwy 5, Amdt. 3

CORRECTION: In Docket Number 15257, Amendment 1000, to Part 97 of the Federal Aviation Regulations published in the FEDERAL REGISTER dated December 30, 1975, on page 59724 * * * under Section 97.23 effective February 5, 1976, East Hartford, CT—Rentschler Field, VOR Rwy 36 Amdt 4 is rescinded and Amdt 3 remains in effect. * * * under Section 97.33 effective February 5, 1976, East Hartford, CT—Rentschler Field, RNAV Rwy 22, Orig. and RNAV Rwy 36 Orig. are rescinded.

(Secs. 307, 313, 601, 1110, Federal Aviation Act of 1958 (49 U.S.C. 1438, 1354, 1421, 1510); sec. 6(c) Department of Transportation Act, 49 U.S.C. 1655(c))

Issued in Washington, D.C., on January 15, 1976.

NOTE: Incorporation by reference provisions in §§ 97.10 and 97.20 approved by the Director of the Federal Register on May 12, 1969, (35 F.R. 5610).

JAMES M. VINES,
Chief, Aircraft Programs Division.

[FR Doc.76-1713 Filed 1-20-76;8:45 am]

Title 16—Commercial Practices

CHAPTER I—FEDERAL TRADE COMMISSION

[Docket No. C-2764]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Michael Milea/Peter Sinclair, Ltd., and Bernard Rein

Subpart—Advertising falsely or misleadingly: § 13.10 Advertising falsely or misleadingly; § 13.30 Composition of goods; 13.30–75 Textile Fiber Products Identification Act; § 13.73 Formal regulatory and statutory requirements; 13.73–90 Textile Fiber Products Identification Act; § 13.235 Source or origin; 13.235–50 Maker or seller, etc.; 13.235–50(b) Textile Fiber Products Identification Act; 13.235–50(c) Wool Products Labeling Act Subpart—Corrective actions and/or requirements: § 13.533 Corrective actions and/or requirements; 13.533–20 Disclosures. Subpart—Furnishing false guaranties; § 13.1053 Furnishing false guaranties; 13.1053–80 Textile Fiber Products Identification Act. Subpart—Invoicing products falsely: § 13.1108 Invoicing products falsely; 13.1108–80 Textile Fiber Products Identification Act; 13.1108–90 Wool Products Labeling Act. Subpart—Misbranding or mislabeling: § 13.1185 Composition; 13.1185–80 Textile Fiber Products Identification Act; 13.1185–90 Wool Products Labeling Act; § 13.1212 Formal regulatory and statutory requirements; 13.1212–80 Textile Fiber Products Identification Act; 13.1212–90 Wool Products Labeling Act; § 13.1230 Identity; § 13.1325 Source or origin; 13.1325–60 Maker or seller; 13.1325–60(b) Textile Fiber Products Identification Act; 13.1325–60(c) Wool Products Labeling Act. Subpart—Misrepresenting oneself and goods—Goods: § 13.1590 Composition; 13.1590–70 Textile Fiber Products Identification Act; § 13.1623 Formal regulatory and statutory requirements; 13.1623–80 Textile Fiber Products Identification Act; § 13.1745 Source or origin; 13.1745–60 Maker or seller. Subpart—Neglecting, unfairly or deceptively, to make material disclosure; § 13.1845 Composition; 13.1945–70 Textile Fiber Products Identification Act; 13.1845–80 Wool Products Labeling Act; § 13.1852 Formal regulatory and statutory requirements; 13.1852–70 Textile Fiber Products Identification Act; 13.1852–80 Wool Products Labeling Act; § 13.1900 Source or origin; 13.1900–80 Textile Fiber Products Identification Act; 13.1900–90 Wool Products Labeling Act; 13.1900–90 (a) Maker or seller.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 72 Stat. 1717; Secs. 2–5, 54 Stat. 1128–1130; 15 U.S.C. 45, 70, 68)

In the Matter of Michael Milea/Peter Sinclair, Ltd., a Corporation, and Bernard Rein, Individually and as an Officer of Said Corporation

Consent order requiring a New York City importer of wearing apparel, among other things to cease mislabeling the fiber content of wool and textile products; failing to disclose on labels manufacturer identification; falsely invoicing textile fiber products; and furnishing false guaranties.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

COUNT I

It is ordered, That Michael Milea/Peter Sinclair, Ltd., a corporation, its successors and assigns and its officers, and Bernard Rein, individually and as an officer of said corporation, and respondents' agents, representatives and employees, directly or through any corporation, subsidiary, division or other device in connection with the introduction or manufacture for introduction into commerce or the offering for sale, transportation, distribution, delivery for shipment or shipment in commerce of wool products, as "commerce" and "wool product" are defined in the Wool Products Labeling Act of 1939, do forthwith cease and desist from misbranding such products by:

1. Falsely and deceptively stamping, tagging, labeling or otherwise identifying such products as to the name or amount of the constituent fibers contained therein;

2. Failing to securely affix to or place on each product a stamp, tag, label or other means of identification showing in a clear, legible and conspicuous manner each element of information required to be disclosed by section 4(a)(2) of the Wool Products Labeling Act of 1939.

COUNT II

It is further ordered, That respondents Michael Milea/Peter Sinclair, Ltd., a corporation, its successors and assigns and its officers, and Bernard Rein, individually and as an officer of said corporation, and respondents' agents, representatives and employees, directly or through any corporation, subsidiary, division or other device in connection with the introduction, delivery for introduction, manufacture for introduction, sale, advertising or offering for sale in commerce, or the importation into the United States of any textile fiber product; or in connection with the sale, offering for sale, advertising, delivery, transportation or causing to be transported of any textile fiber product which has been advertised for sale in commerce; or in connection with the sale, offering for sale, advertising, delivery, transportation or causing to be transported after shipment in commerce of any textile fiber product whether in its original state or contained in any other textile fiber product, as the terms "commerce" and "textile fiber product" are defined in the Textile Fiber Products Identification Act, do forthwith cease and desist from:

1. Misbranding textile fiber products by:

(a) Falsely or deceptively stamping, tagging, labeling, invoicing, advertising or otherwise identifying such products as to the name or amount of the constituent fibers contained therein;

(b) Failing to affix a stamp, label, tag, or other means of identification to such textile fiber products showing in a clear, legible and conspicuous manner each element of information required to be disclosed by section 4(b) of the Textile Fiber Products Identification Act.

It is further ordered, That respondents Michael Milea/Peter Sinclair, Ltd., a corporation, its successors and assigns and its officers, and Bernard Rein, individually and as an officer of said corporation, and respondents' representatives, agents and employees, directly or through any corporation, subsidiary, division or other device do forthwith cease and desist from furnishing a false guaranty that any textile fiber product is not misbranded or falsely invoiced or advertised under the provisions of the Textile Fiber Products Identification Act.

[1] Copies of the Complaint, Decision and Order, filed with the original document.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered That respondents notify the Commission at least thirty (30) days prior to any proposed change in the corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the individual respondent named herein promptly notify the Commission of the discontinuance of his present business or employment and of his affiliation with a new business or employment. Such notice shall include respondent's current business address and a statement as to the nature of the business or employment in which he is engaged as well as a description of his duties and responsibilities.

It is further ordered, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

The Decision and Order was issued by the Commission December 8, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.76-1769 Filed 1-20-76;8:45 am]

[Docket No. C-2770]

PART 13—PROHIBITED TRADE PRACTICES AND AFFIRMATIVE CORRECTIVE ACTIONS

Standard Oil Company (Indiana), et al.

Subpart—Acquiring corporate stocks or assets: § 13.5 Acquiring corporate stock or assets. 13.5-20 F.T.C. Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; sec. 7, 38 Stat. 731, as amended; 15 U.S.C. 45, 18)

In the Matter of Standard Oil Company (Indiana), a Corporation; Amoco Production Company, a Corporation; Studebaker-Worthington, Inc., a Corporation; and Pasco, Inc., a Corporation

Consent order requiring a Chicago, Ill., petroleum refiner, among other things to guarantee access for at least 20 years by independent refiners to crude oil reserves that respondent is purchasing from Pasco, Inc., in Wyoming. The order further requires Pasco and Studebaker-Worthington which owns over 55% of Pasco, to seek Commission approval prior to selling any of the remaining Pasco assets including its Sinclair, Wyoming refinery.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

[1] Copies of the Complaint, Attachments, Decision and Order, filed with the original document.

ORDER

For purposes of this Order, the following definitions shall apply:

"Standard" shall mean respondent Standard Oil Company, an Indiana corporation, its subsidiaries, and affiliates.

"Amoco" shall mean respondent Amoco Production Company, a Delaware corporation.

"Pasco" shall mean respondent Pasco, Inc., a Delaware corporation.

"Studebaker" shall mean respondent Studebaker-Worthington, Inc., a Delaware corporation.

"District IV" shall mean Petroleum Administration for Defense District IV, which consists of the states of Colorado, Idaho, Montana, Utah, and Wyoming.

"Independent Refiner" shall mean a credit-worthy refiner in District IV, which is not (a) one of the 20 largest producers of crude oil and natural gas liquids in the United States measured in barrels of production; (b) one of the 20 largest petroleum refiners in the United States measured in terms of refining capacity; (c) a company which either produces over ten (10) percent of the total crude oil and natural gas liquids produced in District IV; or (d) a company which has over fifteen (15) percent of the total refining capacity in District IV.

"Sinclair Refinery" shall mean the refinery located in Sinclair, Wyoming.

"Agreement of Sale and Purchase" shall mean the Agreement of Sale and Purchase between Pasco and Amoco, a copy of which will be filed with the Secretary of the Commission.

"Crude Oil Dedication Agreement" shall mean the Crude Oil Dedication Agreement between Pasco and Amoco, appended as Exhibit D-1 (including Annex A) to the Agreement of Sale and Purchase and a copy of which will be filed with the Secretary of the Commission.

"Crude Oil Supply Agreement" shall mean an agreement in the form appended to this order as Exhibit A.

"Dedicated Oil" shall mean the crude oil which Amoco is required to sell Pasco or its assignees pursuant to the Crude Oil Dedication Agreement and this order and the crude oil, if any, which Amoco is required to sell Independent Refiners pursuant to this Order.

"Recognized Poster" shall mean Continental Oil Company, Exxon Company, U.S.A., Marathon Oil Company, and Union Oil Company of California as long as they post prices for and purchase Wyoming crude oil of like grade and gravity to the Dedicated Oil, and any other refiner or its affiliate (except Standard) which shall regularly post prices for and purchase at least 3,000 barrels per day of Wyoming crude oil of like grade and gravity or a volume comparable to the volume of Dedicated Oil when the production of such oil falls below 1,000 barrels per day.

"Pasco Downstream Assets" shall mean all assets of Pasco other than the assets sold to Amoco pursuant to the Agreement of Sale and Purchase.

All other terms used in this order which are defined in the Agreement of Sale and Purchase or in the Crude Oil Dedication Agreement shall have the same meanings in this Order as in those Agreements.

All respondents shall be released from the provisions of this order if Pasco notifies the Commission in writing that the transactions contemplated by the Agreement of Sale and Purchase have not and will not be consummated and that Pasco does not contemplate selling any substantial portion of its assets to Amoco or Standard.

I. *It is ordered*, That Amoco shall grant Pasco the exclusive right to purchase all of the Dedicated Oil in accordance with and subject to the Crude Oil Dedication Agreement until the later of (a) 7:00 a.m. Wyoming time on January 1, 1983, or (b) the date on which the cumulative volume of net interest oil made available to Pasco pursuant to the Crude Oil Dedication Agreement reaches a total of 75 million barrels (less the interim net production produced from 7:00 a.m. Wyoming time on January 1, 1975, to 7:00 a.m. Wyoming time on the date of the Crude Oil Dedication Agreement). In accordance with and subject to the Crude Oil Dedication Agreement, Pasco shall be entitled to assign the Crude Oil Dedication Agreement to any credit-worth future owner of the Sinclair Refinery, and any assignee of the Crude Oil Dedication Agreement shall have a like right of assignment.

II. *It is further ordered*, That upon the expiration of the dedication period referred to in section I of this order, Amoco shall continue to make the Dedicated Oil available to Pasco or any assignee owner of the Sinclair Refinery so long as the owner continues to operate said refinery until the later of (a) 7:00 a.m. Wyoming time on January 1, 1996, or (b) the date on which the cumulative volume of net interest oil produced and made available to the owner of the Sinclair Refinery reaches 100 million barrels (less the interim net production produced from 7:00 a.m. Wyoming time on January 1, 1975, to 7:00 a.m. Wyoming time on the date of the Crude Oil Dedication Agreement). Amoco shall make the dedicated Oil available during such additional dedication period in accordance with and subject to the Crude Oil Supply Agreement, which shall be entered into not less than thirty (30) days prior to the expiration of the initial dedication period, shall initially be for a period of five (5) years, and shall be subject to successive five-year renewals (not to exceed the additional dedication period), providing Amoco is given written notice of such renewal at least thirty (30) days prior to the expiration of the agreement. The price to be paid for the Dedicated Oil pursuant to the Crude Oil Supply Agreement shall be the highest of the prices posted by a Recognized Poster in effect at the time of delivery for Wyoming crude oil of like grade and gravity or, if the posting of prices in Wyoming is discontinued, the highest of the prices regularly offered for Wyoming crude oil of like grade and gravity by persons purchasing at least 3,000 barrels per day in Wyoming.

III. *It is further ordered,* That in the event of a termination of the Crude Oil Dedication Agreement of the Crude Oil Supply Agreement with Pasco or its assignees prior to the expiration of the dedication periods referred to in sections I and II of this order, Amoco shall make the Dedicated Oil available to Independent Refiners until the later of (a) 7:00 a.m. Wyoming time on January 1, 1996, or (b) the date on which the cumulative volume of net interest oil produced and saved reaches a total of 100 million barrels (less the interim net production produced from 7:00 a.m. Wyoming time on January 1, 1975, to 7:00 a.m. Wyoming time on the date of the Crude Oil Dedication Agreement), in accordance with the following procedures:

(A) Amoco shall give public notice of the termination of its obligations to the owner of the Sinclair Refinery within ten (10) days after the termination becomes effective, advising all Independent Refiners of the opportunity to purchase the Dedicated Oil in accordance with the terms of this order. Amoco shall give such public notice by inserting a paid advertisement on at least three (3) consecutive days in the Oil Daily or another publication or publications having nationwide circulation in the petroleum industry and shall give all Independent Refiners in District IV written notice of the availability of the Dedicated Oil during the same period.

(B) An Independent Refiner wishing to purchase the Dedicated Oil shall submit a written offer to Amoco expressing the refiner's willingness to enter into the Crude Oil Supply Agreement for a period of five (5) years. As an alternative to submitting an individual offer, an Independent Refiner which is unable to refine all of the Dedicated Oil may submit a joint offer to purchase the Dedicated Oil with other Independent Refiners that are similarly situated. Any offer must be submitted within thirty (30) days after the date (hereafter the "Notice Date") on which the public notice by Amoco shall have been last published.

(C) In the event Amoco receives more than one timely offer for the Dedicated Oil from Independent Refiners at an equally high price, Amoco shall allow such refiners fifty (50) days after the Notice Date in which to make whatever allocation of the Dedicated Oil is agreeable to them. If the Independent Refiners are unable to do so, Amoco shall make the Dedicated Oil available to whichever Independent Refiner or group of such refiners offers, within seventy (70) days after the Notice Date, to pay the highest price for the Dedicated Oil.

(D) Within ninety (90) days after the Notice Date, Amoco shall enter into the Crude Oil Supply Agreement with the Independent Refiner or group of Independent Refiners offering the highest price. The Crude Oil Supply Agreement shall be subject to successive five-year renewals during the dedication period specified in this Section, providing Amoco is given written notice of such renewal at least thirty (30) days prior to the expiration of the agreement. In the event the Crude Oil Supply Agreement is not renewed or is otherwise terminated prior to the expiration of the dedication period specified in this Section, Amoco shall give notice of such termination in accordance with paragraph (A) of this section and shall again offer the Dedicated Oil to Independent Refiners in accordance with the procedures specified in this section.

(E) In the event Amoco shall receive a bona fide offer to purchase the Dedicated Oil at a price higher than that offered by an Independent Refiner or group of Independent Refiners, Amoco shall notify such refiner or refiners of the higher price offered and give such refiner or refiners ten (10) days within which to meet the higher price. If the Independent Refiner or group of Independent Refiners believes that the higher offer is not a bona fide offer, such refiner or refiners may request arbitration to determine the fair market value of the oil: *Provided,* That the Independent Refiner or group of Independent Refiners agrees to pay the fair market value when determined by the arbitrator and to pay the highest of the prices posted by a Recognized Poster in effect at the time of delivery for Wyoming crude oil of like grade and gravity pending such determination. The arbitrator shall be Arthur D. Little, Inc., unless it refuses or is unable to serve as arbitrator, in which event the arbitrator shall be appointed by the person who is at the time the Senior Judge (in point of service) of the 7th Judicial District of the State of Wyoming. The decision of the arbitrator shall be reached in accordance with the rules of the American Arbitration Association, shall be final and conclusive, and shall take effect immediately when announced. The fair market value to be determined by the arbitrator shall in no event be less than the highest of the prices posted by a Recognized Poster for Wyoming crude oil of like grade and gravity.

(F) In the event no Independent Refiner or group of Independent Refiners shall agree pursuant to Paragraph (E) of this order to meet the highest price offered or to pay the fair market value for the Dedicated Oil, Amoco may sell the Dedicated Oil to the person offering the highest price for Wyoming crude oil of like grade and gravity. In the event no Independent Refiner or group of Independent Refiners shall offer to purchase the Dedicated Oil at the highest of the prices posted by a Recognized Poster, Amoco may sell the oil to anyone (including an affiliate), providing such person offers a price higher than the price offered by an Independent Refiner or group of Independent Refiners. Amoco shall sell the Dedicated Oil pursuant to this paragraph in accordance with and subject to the Crude Oil Supply Agreement, which agreement shall not be subject to automatic renewal at its expiration. Amoco shall give notice of such expiration or of any termination in accordance with Paragraph (A) of this section and shall again offer the Dedicated Oil to Independent Refiners in accordance with the procedures specified in this section.

IV. *It is further ordered,* That nothing in this order shall obligate Amoco to supply crude oil to any person in excess of Amoco's net interest oil and the royalty produced and saved from the properties described in Annex A to the Crude Oil Dedication Agreement. Nothing in this order shall affect Pasco's rights under the Crude Oil Dedication Agreement.

V. *It is further ordered,* That in the event Amoco enters into an agreement with an Independent Refiner or group of Independent Refiners to supply Dedicated Oil pursuant to section III of this order, Standard shall not interfere with the delivery of such oil or equivalent oil to the refinery of such refiner or refiners. At the request of the Independent Refiner or group of Independent Refiners, Standard shall bargain in good faith over the transport of the Dedicated Oil through any then existing pipeline facilities owned by Standard and over an exchange of the Dedicated Oil for other crude oil owned by Amoco.

VI. *It is further ordered,* That except for the assets described in the agreement of Sale and Purchase, Standard shall not purchase or attempt to purchase any of the assets owned by Pasco or which may be sold by Pasco to others, without the prior approval of the Commission.

VII. *It is further ordered,* That Standard shall not purchase or receive more than five (5) percent of the annual dollar value of the products which are refined from the Dedicated Oil by Pasco, its assignees, or any Independent Refiner or group of Independent Refiners; and Standard shall not control or attempt to control the sale of refined products by such persons to others. Nothing in this section shall preclude Standard from engaging in lawful competitive activity that may affect the sale of refined products by Pasco, any assignee, or any Independent Refiner.

VIII. *It is further ordered,* That Pasco will not sell any of the Pasco Downstream Assets without obtaining the prior approval of the Federal Trade Commission; *Provided, however,* That such prior approval need not be obtained by Pasco for (a) any sale or exchange of crude oil or refined petroleum products in the normal course of business, or (b) casual sales of Pasco Downstream Assets not to exceed $500,000 in total nor $50,000 in any one instance.

IX. *It is further ordered,* That if Studebaker acquires any of the Pasco Downstream Assets, it will not sell any such assets without obtaining the prior approval of the Federal Trade Commission: *Provided, however,* That such prior approval need not be obtained by Studebaker for (a) any sale or exchange of crude oil or refined petroleum products in the normal course of business, or (b) casual sales of Pasco Downstream Assets not to exceed $500,000 in total for a period of three years after the date Studebaker first acquires any of Pasco's

Downstream Assets, nor to exceed $50,000 at any time in any one instance.

X. *It is further ordered*, That Pasco shall bargain in good faith over the transport of the Dedicated Oil through any pipeline facilities owned by Pasco in the event Amoco enters into an agreement with an Independent Refiner or group of Independent Refiners to supply Dedicated Oil Pursuant to Section III of this order. If Pasco sells any such pipeline facilities, Pasco will obtain from the buyer of the Pasco facilities a written undertaking to bargain in good faith over the transport of the Dedicated Oil through such facilities in the event Amoco enters into an agreement with an Independent Refiner or group of Independent Refiners to supply Dedicated Oil pursuant to section III of this order.

XI. *It is further ordered*, That if Studebaker purchases any of the Pasco Downstream Assets, it shall bargain in good faith over the transport of the Dedicated Oil through any of Pasco's present pipeline facilities then owned by Studebaker in the event that Amoco enters into an agreement with an Independent Refiner or group of Independent Refiners to supply Dedicated Oil pursuant to section III of this order. If Studebaker sells any of Pasco's present pipeline facilities, it will obtain from the buyer of the pipeline facilities a written undertaking to bargain in good faith over the transport of the Dedicated Oil through such facilities in the event Amoco enters into an agreement with an Independent Refiner or group of Independent Refiners to supply Dedicated Oil pursuant to section III of this Order.

XII. *It is further ordered*, That each respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

XIII. *It is further ordered*, That respondents notify the Commission at least thirty (30) days prior to any proposed change in the corporate respondent, such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries, or any other change in the corporation which may affect compliance obligations arising out of this order.

XIV. *It is further ordered*, That the respondents Pasco and Studebaker shall, within sixty (60) days after service upon them on this order, and thereafter within five (5) days after the sale of any of Pasco's Downstream Assets, with the exception of sales in the normal course of business or casual sales as described in sections VIII (a) and (b) and IX (a) and (b) of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with the order. In addition, the respondents Standard and Amoco shall, within sixty (60) days after service upon them of this order and thereafter annually and, in addition, within five (5) days after Amoco enters into any Crude Oil Supply Agreement pursuant to sections II or III of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

The decision and order was issued by the Commission December 19, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.76-1770 Filed 1-20-76;8:45 am]

Title 20—Employees' Benefits

CHAPTER V—EMPLOYMENT AND TRAINING ADMINISTRATION, DEPARTMENT OF LABOR

PART 617—TEMPORARY COMPENSATION

Deletion of Part

The Temporary Compensation Program, established under the Emergency Unemployment Compensation Act of 1971, title II of Pub. L. 92-224, as amended, has expired. Therefore, as authorized by Secretary of Labor's Order No. 4-75, April 16, 1975 (40 FR 18515), 20 CFR Part 617 is deleted from the Code of Federal Regulations,.

Signed at Washington, D.C., this 16th day of January 1976.

BEN BURDETSKY,
Acting Assistant Secretary for Employment and Training.

[FR Doc.76-1805 Filed 1-20-76;8:45 am]

Title 21—Food and Drugs

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

SUBCHAPTER E—ANIMAL DRUGS, FEEDS, AND RELATED PRODUCTS

PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS

Virginiamycin

The Commissioner of Food and Drugs has evaluated the supplemental new animal drug applications (91-467V, 91-513V) filed by Smith Kline Animal Health Products, Div. of SmithKline Corp., 1500 Spring Garden St., Philadelphia, PA 19101, proposing that finished swine feeds, manufactured from feed products containing up to 2,000 grams virginiamycin per ton, need not comply with the provisions of section 512(m) of the Federal Food, Drug, and Cosmetic Act. The supplemental applications are approved, effective January 21, 1976.

The Commissioner is amending § 558.635 (21 CFR 558.635) to reflect these approvals.

The approval of this supplemental application is in consideration of the uniform criteria set forth in 1971 Bureau of Veterinary Medicine memoranda for administrative waiver of the ministerial requirements of section 512(m) of the act. The pertinent provisions of the memoranda indicate that waiver is appropriate if:

1. The feeding of 1.5X to 2X level of the product in the finished feed does not have an impact on the tissue residue picture, i.e., an impact of an existing withdrawal period or tolerance.

2. The product is not a known carcinogen or is not classed with a family of known carcinogens.

3. Appropriate documentation covering animal safety is on file. This will not require additional data since this documentation is by definition a part of the NADA.

4. The margin of safety to the animal and safety to the consumer is such that the product label does not have to contain a statement such as "Use as the sole source of * * *."

5. Data are on file to demonstrate that the product is efficacious over the approved range. This data should generally satisfy current standards for the demonstration of efficiency.

6. Except under special circumstances, the product has been used at least 3 years in the target species without significant complaints related to or associated with it. Applications of this criterion require a review of the available Drug Experience Reports.

The 1971 memoranda make explicit that because waiver of the ministerial requirements of section 512(m) is permitted only for specific efficiency claims or at specific levels of the drugs, distinct products with corresponding labeling for those claims or levels should exist. This is necessary to cover those premixes that can be made into finished feeds with various concentrations of drugs.

The foregoing criteria established in the 1971 memoranda constitute an interim agency policy which is under review. The Bureau of Veterinary Medicine is preparing a proposed regulation for publication in the FEDERAL REGISTER, based on the criteria listed in the memoranda, governing waiver of the 512(m) requirements for the finished feed. In waiving the ministerial requirements of section 512(m), the agency has not waived the current good manufacturing practice regulations under Part 225 (21 CFR Part 225) for feed mills mixing such feeds.

In accordance with § 514.11(e)(2)(ii) (21 CFR 514.11(e)(2)(ii)) of the animal drug regulations, a summary of the safety and effectiveness of data and information submitted to support the approval of this application is released publicly. The summary is available for public examination at the office of the Hearing Clerk, Rm. 4-65, 5600 Fishers Lane, Rockville, MD 20852, Monday through Friday from 9 a.m. to 4 p.m., except on Federal legal holidays.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b(i))) and under authority delegated to the Commissioner (21 CFR 2.120), § 558.635 is amended by adding a new paragraph (e)(3), to read as follows:

§ 558.635 Virginiamycin.

* * * * *

(e) * * *

(3) Finished swine feeds processed from feed product that contain up to 2,000 grams of virginiamycin per ton and conform to the requirements of paragraph (f) of this section are not required

to comply with the provisions of section 512(m) of the act.

* * * * *

Effective date. This amendment shall be effective January 21, 1976.

(Sec. 512(1), 82 Stat. 347 (21 U.S.C. 360b(1)).)

Dated: January 14, 1976.

C. D. VAN HOUWELING,
Director,
Bureau of Veterinary Medicine.

[FR Doc.76-1755 Filed 1-20-76;8:45 am]

Title 23—Highways

CHAPTER I—FEDERAL HIGHWAY ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

PART 230—EXTERNAL PROGRAMS

Civil Rights

● **Purpose. The purpose of this document is to amend the regulation to reflect a change in official title and to add one additional required contract provision for supportive services contracts let by State highway agencies.** ●

The title "Division Engineer" appearing throughout FR Doc. 75-17371 (40 FR 28053, July 3, 1975) has been officially changed to "Division Administrator," and the change must be reflected in the regulation. It has been deemed advisable, in order to determine the effectiveness of supportive services contracts, to require the contractors to monitor the status of trainees whose training has been interrupted and the employment status of each graduated trainee for a period of six months following graduation.

The matters affected relate to benefits or contracts within the purview of 5 U.S.C. 553(a)(2), therefore general notice of proposed rulemaking is not required.

The amendments will become effective on January 13, 1976.

Issued on January 8, 1976.

NORBERT T. TIEMANN,
Federal Highway Administrator.

Part 230, Subpart A—Equal Employment Opportunity on Federal and Federal-Aid Construction Contracts (including Supportive Services) is amended to read as follows:

§ 230.103 [Amended]

1. The term "Division Engineer", appearing twice in § 230.103 is changed to "Division Administrator."

§ 230.111 [Amended]

2. The term "Division Engineer", appearing in § 230.111 (e)(1), (e)(2), (f)(1), and (f)(2), is changed to "Division Administrator."

§ 230.113 Implementation of supportive services.

3. In § 230.113, the present paragraphs (f)(6) through (f)(11) are redesignated paragraphs (f)(7) through (f)(12), respectively, and new paragraph (f)(6) is added to read as follows:

(f) * * *

(6) A requirement that the contractor keep track of trainees receiving training on Federal-aid highway construction projects for up to 6 months during periods when their training is interrupted. Such contracts shall also require the contractor to conduct a 6 month follow-up review of the employment status of each graduate who completes an on-the-job training program on a Federal-aid highway construction project subsequent to the effective date of the contract for supportive services.

[FR Doc.76-1781 Filed 1-20-76;8:45 am]

PART 820—RURAL HIGHWAY PUBLIC TRANSPORTATION DEMONSTRATION PROGRAM

Submission of Proposals

● **Purpose. The purpose of this document is to amend Part 820 to provide instructions for submitting proposals to use FY 1976 appropriations.** ●

Regulations to implement the Rural Highway Public Transportation Demonstration Program were issued on April 11, 1975 (40 FR 16301) and appear at 23 CFR 820. The regulations contain instructions for submitting proposals to use the FY 1975 appropriation of $9.65 million. The FY 1976 appropriation is for $15 million: $10 million from the Highway Trust Fund and $5 million from the General Fund. The FY 1976 appropriation will be the final funds available for Rural Highway Demonstration projects if there are no new authorizations. It is necessary to amend the Rural Highway Public Transportation Demonstration Program regulations to provide instructions for submitting proposals to use the FY 1976 appropriation and to make certain other additions to the regulations. Accordingly, this issuance adds paragraph (k) to § 820.11 to provide for a proposal cover summary sheet; renumbers § 820.17 to section 820.19 and amends § 820.19 to provide a submission date for FY 1976 proposals; adds a new section 820.17 relating to civil rights protection; amends the Table of Sections of 23 CFR 820; and amends the citation of authority of 23 CFR 820.

Applicants who submitted proposals for FY 1975 funding consideration and who were recommended by the Regional Review Panel, but were not selected for funding in the first year of the program may reapply for FY 1976 funding consideration by submitting a letter to either the appropriate State agency or, in the case of Indian tribes to the Federal Highway Administration (FHWA) Division office consistent with 23 CFR 820.9(a)(1), requesting that their FY 1975 proposal be reconsidered. This letter should attach any proposal modifications they deem appropriate. If major revisions are contemplated, or if the application was not recommended by the Regional Review Panel, applicants should submit a new proposal.

Section 147 of the Federal-Aid Highway Act of 1973 limits the participation of Federal funds for operating expenses to monies available from the General Fund. General Fund monies account for 33⅓ percent of the FY 1976 appropriation. Applicants are strongly advised to limit requests for operating expenses to no more than 33⅓ percent of the funds being requested under this program.

Since these amendments relate to a Federal demonstration grant program, notice and public procedure thereon are unnecessary and the amendments may be made effective in fewer than 30 days after publication in the FEDERAL REGISTER.

In consideration of the forgeoing, Part 820 of Subchapter I of Chapter I of title 23, Code of Federal Regulations is amended as follows:

1. The Table of Sections is amended after section 820.15 to read as follows:

820.17 Civil Rights Act, Title VI Responsibilities.
820.19 Submission Date.

2. The citation of authority is amended to read as follows:

AUTHORITY: Pub. L. 93-87, § 147, 87 Stat. 250; Pub. L. 93-643, § 103, 88 Stat. 2281; and 49 CFR 1.48(c)(1) and 1.51(g).

3. A new paragraph (k) is added to section 820.11 to read as follows:

§ 820.11 Content applications.

* * * * *

(k) A cover summary sheet containing the name, address, and telephone number of the applicant agency and the contact person responsible for the proposed project; the total amount of Federal demonstration funds being requested under this program divided into capital costs, expenses for development and implementation, project monitoring and evaluation, and operating costs; the amount of funding commitments or participation of other Federal, State, or local programs or contributions; the length of the demonstration phase of the project; and the service area.

4. Section 820.17 is redesignated § 820.19 and is amended to read as follows:

§ 820.19 Submission Date.

Proposals for FY 1976 shall be sent to the appropriate agency in each State by March 22, 1976.

5. A new section 820.17 is added as follows:

§ 820.17 Civil Rights Act, Title VI Responsibilities.

The Rural Highway Public Transportation Demonstration Program shall be administered in such a manner as to assure that no person in the United States shall, on the grounds of race, color, sex, or national origin, be excluded from the participation in, be denied the benefits of, or be otherwise subjected to discrimination under the program.

(Pub. L. 93-87, § 147, 87 Stat. 250; Pub. L. 93-643, § 103, 88 Stat. 2281; 49 CFR 1.48(c)(1) and 1.51(g))

Effective date: This amendment becomes effective on January 21, 1976.

NORBERT T. TIEMANN,
Federal Highway Administrator.
ROBERT E. PATRICELLI,
Urban Mass Transportation Administrator.

[FR Doc.76-1780 Filed 1-20-76;8:45 am]

Title 24—Housing and Urban Development

CHAPTER II—OFFICE OF ASSISTANT SECRETARY FOR HOUSING PRODUCTION AND MORTGAGE CRED'T-FEDERAL HOUSING COMMISSIONER (FEDERAL HOUSING ADMINISTRATION), DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. R-76-369]

MAXIMUM MORTGAGE AMOUNT

Percentage Increase

The following amendments are being made to Parts 207, 213, 220, 221, 231, 234 and 236 of this chapter to change the percentage for increasing, in high cost areas, the maximum per unit dollar amount limitations used in arriving at a maximum mortgage amount. The percentage is being increased from 45 percent to 75 percent. These amendments are authorized by Pub. L. 94-173 dated December 23, 1975.

The maximum unit dollar amounts contained in the above mentioned parts have not been increased since August 22, 1974, even though construction costs have continued to spiral upward. Construction starts for multifamily projects are very low, and it is believed that the HUD maximum per unit dollar amount limitations contribute to the small number of multifamily projects being constructed. The 75 percent factor for increasing the maximum per unit dollar limitations is a ceiling, and the actual percentage for any geographical area is determined by the Secretary taking into account the cost levels for such area. The Secretary has thus determined that advance publication, notice and public procedure are impracticable and unnecessary and good cause exists for making these amendments effective January 21, 1976.

The Department has determined that an Environmental Impact Statement is not required with respect to these amendments. The Finding of Inapplicability, in accordance with HUD's environmental procedures handbook (HUD Handbook 1390.1), is available for inspection at the Office of the Rules Docket Clerk, Department of Housing and Urban Development, Room 10245, 451 Seventh Street, SW., Washington, D.C.

Accordingly, Parts 207, 213, 220, 221, 231, 234 and 236 are amended as follows:

PART 207—MULTIFAMILY HOUSING MORTGAGE INSURANCE

1. In § 207.4, paragraph (c)(1) is revised to read as follows:

§ 207.4 Maximum mortgage amounts.

* * * * *

(c) *Increased mortgage amount—high cost areas.* (1) In any geographical area where the Commissioner finds cost levels so require, the Commissioner may increase by not to exceed 75 percent, the dollar amount limitations set forth in paragraphs (a)(2) and (b) of this section.

* * * * *

PART 213—COOPERATIVE HOUSING MORTGAGE INSURANCE

2. In § 213.7, paragraph (d)(1) is revised to read as follows:

§ 213.7 Maximum insurable amounts.

* * * * *

(d) *Incerased mortgage amounts—high cost areas.* (1) In any geographical area where the Commissioner finds cost levels so require, the Commissioner may increase, by not to exceed 75 percent, the dollar amount limitations set forth in paragraphs (a)(2) and (g) of this section.

* * * * *

PART 220—URBAN RENEWAL MORTGAGE INSURANCE AND INSURED IMPROVEMENT LOANS

3. In § 220.507, paragraph (c)(1) is revised to read as follows:

§ 220.507 Maximum mortgage amounts.

* * * * *

(c) *Increased mortgage amount—high cost areas.* (1) In any geographical area where the Commissioner finds cost levels so require, the Commissioner may increase, by not to exceed 75 percent, the dollar limitations set forth in paragraphs (a) and (b) of this section.

* * * * *

PART 221—LOW COST AND MODERATE INCOME MORTGAGE INSURANCE

4. In § 221.514, paragraph (c)(1) is revised to read as follows:

§ 221.514 Maximum mortgage amounts.

* * * * *

(c) *Increased mortgage amount—high cost areas.* (1) In any geographical area where the Commissioner finds cost levels so require, the Commissioner may increase, by not to exceed 75 percent, the dollar limitations set forth in paragraphs (a) and (b) of this section.

* * * * *

PART 231—HOUSING MORTGAGE INSURANCE FOR THE ELDERLY

5. In § 231.6, paragraph (a) is revised to read as follows:

§ 213.6 Increased mortgage amounts—high cost areas.

(a) In any geographical area where the Commissioner finds cost levels so require, the Commissioner may increase, by not to exceed 75 percent, the dollar amount limitations set forth in §§ 231.3 (a) and 231.5.

* * * * *

PART 234—CONDOMINIUM OWNERSHIP MORTGAGE INSURANCE

6. In § 234.530, Paragraph (b)(1) is revised to read as follows:

§ 234.530 Increased mortgage amounts.

* * * * *

(b) *High cost areas.* (1) In any geograpical area where the Commissioner finds cost levels so require, the Commissioner may increase, by not to exceed 75 percent, the dollar amount limitations set forth in paragraph (a) of this section and in § 234.525(b).

* * * * *

PART 236—MORTGAGE INSURANCE AND INTEREST REDUCTION PAYMENT FOR RENTAL PROJECTS

7. In § 236.12, paragraph (c)(1) is revised to read as follows:

§ 236.12 Maximum mortgage amounts.

* * * * *

(c) *Increased mortgage amount—high cost areas.* (1) In any geographical area where the Commissioner finds cost levels so require, the Commissioner may increase, by not to exceed 75 percent, the dollar amount limitations set forth in paragraphs (a)(1) and (b) of this section.

* * * * *

(Sec. 7(d), Department of Housing and Urban Development Act; (42 U.S.C. 3535(d)))

Effective date. These amendments will be effective on January 21, 1976.

Note: It is hereby certified that the economic and inflationary impacts of this final rule have been carefully evaluated in accordance with OMB Circular A-107.

DAVID M. DEWILDE,
Deputy Assistant Secretary for Housing Production and Mortgage Credit-Federal Housing Commissioner.

[FR Doc.76-1858 Filed 1-20-76;8:45 am]

[Docket No. R-76-336]

PART 275—LOW RENT PUBLIC HOUSING PROTOTYPE COST LIMITS; NEBRASKA

Prototype Cost Limits for Public Housing

In the FEDERAL REGISTER issued June 10, 1975 (40 FR 24818), prototype per unit cost schedules were published pursuant to section 15(5) of the United States Housing Act of 1937. Consideration of subsequent factual project cost data and other information received from the Omaha Area Office indicates that new prototype costs for Santee, Winnebago and Macy, Nebraska, should be established.

Written data, views or statements should be filed with the Director, Office of Underwriting Standards, HUD, Room 6140, 451 7th Street, SW., Washington, D.C. 20410, and a copy should be sent to the local HUD Area Office. The offices were listed in our publication of June 10, 1975.

Accordingly, 24 CFR Part 275 is amended as follows: