FOR FURTHER INFORMATION CONTACT:

Vernon Zvoleff, Attorney, Office of the General Counsel, Securities and Exchange Commission, Washington, D.C. 20549. (202-755-1387).

SUPPLEMENTAL INFORMATION: On April 13, 1977, the United States Civil Service Commission approved for publication the amendment to the Commission's conduct regulation set forth below. Therefore, pursuant to 5 CFR 735.-104(c), this amendment is effective on June 17, 1977. In general, the amendment prohibits Commission members and employees from accepting reimbursement for travel and subsistence expenses, under any circumstances, from entities required to file reports or registration statements with the Commission or from entities regulated by the Commission, as well as any association predominantly composed of such regulated entities. Subject to that prohibition, Commission members and employees on official duty status may accept reimbursement from tax-exempt entities of the type described in 26 U.S.C. 501(c)(3); and employees, while appropriately on annual leave, may accept reimbursement from other entities as well. Under no circumstances may either members or employees accept reimbursement, nor may payment be made on their behalf, for unreasonable or lavish expenses, gifts, entertainment or other personal benefits.

Honoraria or similar payments are discouraged and may not be accepted without prior written approval from the Commission's General Counsel, subject to the general review of the Commission.

Although the amendment shall be effective immediately, the Commission will reevaluate the amendment after approximately six months, in light of its experience with the new requirements. Comments received prior to December 1, 1977, will be considered by the Commission during this reevaluation.

Accordingly, 17 CFR Part 200 is amended by revising paragraph (b)(5) of § 200.735-4 and adding paragraph (b)(7) thereto to read as follows:

§ 200.735-4 Outside or private employment.

* * * * *

(b) * * *

(5)(i) A member or employee may accept reimbursement for travel or subsistence expenses, and any expenses may be paid on his or her behalf, only if reimbursement is authorized by paragraphs (b)(5)(iii) or (iv) of this section. No member or employee may, under any circumstances, accept reimbursement for travel or subsistence expenses incurred in connection with attendance at a seminar, meeting, conference, etc., sponsored in whole or in part by any person from whom the acceptance of reimbursement is prohibited by paragraph (b)(5)(ii) of this section.

(ii) No member or employee shall accept reimbursement for travel or subsistence expenses from

(A) Any person[1] directly required to file reports or registration statements with the Commission, or

(B) Any person[1] directly regulated by the Commission, including any association or other group predominantly composed of persons regulated by the Commission.

For purposes of this section, the phrase "person regulated by the Commission" means all persons whose activities are directly regulated by, or who are required to register with, the Commission, including, but not limited to, such persons as brokers or dealers in securities, national securities exchanges, national securities associations, investment companies, investment advisers, public utility holding companies, and any self-regulatory organization, as that term is defined in Section 3 of the Securities Exchange Act of 1934, 15 U.S.C. 78c.

(iii) Subject to the general prohibition set forth in paragraph (b)(5)(ii) of this section, members or employees may, pursuant to 5 U.S.C. 4111, while on official duty status, accept bona fide reimbursement for actual expenses for travel or necessary subsistence incident to attendance at meetings from a person determined by the Secretary of the Treasury to be a tax-exempt organization of the type described in 26 U.S.C. 501(c)(3), provided, however, that no Government payment or reimbursement is made for the expense so reimbursed, and provided further that the member or employee is not reimbursed, nor payment made on his or her behalf, for those personal living expenses, gifts, entertainment or other personal benefits, which are unreasonable or lavish.

(iv) Consistent with the general prohibition set forth in paragraph (b)(5)(ii) of this section and the Commission's regulations governing conflicts of interest, employees (but not members) of the Commission appropriately on annual leave may accept bona fide reimbursement for actual expenses for travel or necessary subsistence from persons in addition to organizations described in paragraph (b)(5)(iii) above, provided that the employee is not reimbursed, nor payment made on his or her behalf, for those personal living expenses, gifts, entertainment or other personal benefits, which are unreasonable or lavish.

(v) Nothing in this section or otherwise shall be considered as permitting the acceptance from any person of reimbursement to a member or employee of the Commission, directly or indirectly, for the travel or subsistence expenses of the member's or employee's spouse or traveling companion.

* * * * *

(7) As a matter of general policy, the Commission discourages the acceptance of honoraria or similar fees and payments. In accord with this policy, no member or employee may accept an honorarium unless written approval is obtained in advance from the Commission's General Counsel, subject to the general review of the Commission. Requests for such approval should be submitted to the General Counsel in writing and should include a statement in support of the request. An employee may not, under any circumstances, accept an honorarium from any person from whom reimbursement for travel expenses is prohibited by paragraph (b)(5)(ii) of this section.

(5 CFR 735.104(b).)

By the Commission.

GEORGE A. FITZSIMMONS,
Secretary.

JUNE 7, 1977.

[FR Doc.77-17313 Filed 6-16-77;8:45 am]

[1] As defined in paragraph b(1) of § 200.-735-3.

[Release No. 34-13605]

PART 200—ORGANIZATION; CONDUCT AND ETHICS; AND INFORMATION AND REQUESTS

Delegation of Authority to the Director of the Division of Market Regulation

AGENCY: Securities and Exchange Commission.

ACTION: Final rule.

SUMMARY: The Commission is amending its rules to delegate authority with respect to the Securities Exchange Act of 1934 to the Director of the Division of Market Regulation to exchange with Federal bank regulatory agencies notices of examination, and copies of reports and related data resulting from examination, of a bank clearing agency, transfer agent, or municipal securities dealer.

EFFECTIVE DATE: Immediately.

FOR FURTHER INFORMATION CONTACT:

Harry Melamed, Assistant Director, Division of Market Regulation, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549, 202-755-7987.

SUPPLEMENTARY INFORMATION: Section 17(c)(3) [15 U.S.C. 78q(c)(3)] of the Securities Exchange Act of 1934 (the "Act") provides that, when the Commission is not the appropriate regulatory agency for a clearing agency, transfer agent, or municipal securities dealer, the Commission and the appropriate regulatory agency shall each notify the other and make a report of any examination conducted by it of that regulated entity and shall each, upon request, furnish to the other a copy of such report and any data supplied to it in connection with such examination. Therefore, pursuant to Sections 4, 17(c)(3) and 23(a) of the Act [15 U.S.C. 78d, q(c)(3) and w(a)], § 200.30-3 [17 CFR 200.30-3] of the rules of the Commission, relating to general organization, is amended to delegate authority to the Director of the Division of Market Regulation to request such reports and other data from any such appropriate regulatory agency, to provide notices to any such appropriate regulatory agency and on request of any such appropriate regulatory agency, to furnish such reports and other data. The amendment adds a new paragraph (a)(25) as follows:

§ 200.30-3 Delegation of authority to Director of Division of Market Regulation.

* * * * *

(a) * * *

(25) Pursuant to Section 17(c)(3) of the Act, 15 U.S.C. 78q(c)(3), in regard to clearing agencies, transfer agents and municipal securities dealers for which the Commission is not the appropriate regulatory agency, (i) to notify the appropriate regulatory agency of any examination conducted by the Commission of any such clearing agency, transfer agent, or municipal securities dealer; (ii) to request from the appropriate regulatory agency a copy of the report of any examination of any such clearing agency, transfer agent, or municipal securities dealer conducted by such appropriate regulatory agency and any data supplied to it in connection with such examination; and (iii) to furnish to the appropriate regulatory agency on request a copy of the report of any examination of any such clearing agency, transfer agent, or municipal securities dealer conducted by the Commission and any data supplied to it in connection with such examination.

* * * * *

The Commission finds, in accordance with sections 5 U.S.C. 553(b)(3)(B) and 553(d)(3) of the Administrative Procedure Act, that the foregoing action relates solely to agency organization, procedure or practice and should be effective immediately in order to provide an orderly procedure for the exchange of information with the Federal bank regulatory agencies. Accordingly, the foregoing action becomes effective immediately.

By the Commission.

GEORGE A. FITZSIMMONS,
Secretary.

June 7, 1977.

[FR Doc.77-17314 Filed 6-16-77;8:45 am]

Title 23—Highways

CHAPTER I—FEDERAL HIGHWAY ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

MISCELLANEOUS TECHNICAL AMENDMENTS

AGENCY: Federal Highway Administration, DOT.

ACTION: Technical amendments to final rules.

SUMMARY: This document corrects final rules that contain incomplete or erroneous citations in Chapter I of Title 23, Code of Federal Regulations.

EFFECTIVE DATE: June 17, 1977.

FOR FURTHER INFORMATION CONTACT:

Frank L. Calhoun, Office of the Chief Counsel (202/426-0762), Federal Highway Administration, 400 Seventh Street SW., Washington, D.C. 20590. Office hours Monday-Friday from 7:45 a.m. to 4:15 p.m. ET.

The following corrections are made by revising Chapter I of Title 23, Code of Federal Regulations:

PART 635—CONSTRUCTION AND MAINTENANCE

§ 635.104 [Amended]

1. In § 635.104(b), strike the period at the end of the third sentence and insert "of Part 635 of this Chapter.";

PART 646—RAILROADS

Appendix A [Amended]

2. In Part 645, Subpart B, Appendix A, Paragraph (11), § 424.206(g), is corrected to read "§ 645.206(g)";

§ 646.220 [Amended]

3. In § 646.220(b)(1), change the citation reading § 646.260(a)(3) to read "§ 646.206(a)(3)" and in (b)(2) change the citation reading § 646.206(a)(3) to read "§ 646.206(b)";

PART 650—BRIDGES, STRUCTURES, AND HYDRAULICS

§ 650.605 [Amended]

4. In § 650.605(a)(3), the citation in footnote No. 1 "23 CFR 625.3(a)(6)" is corrected to read "23 CFR 625.3" and in footnote No. 2 the address for AASHTO is changed from "341 National Press Building, Washington, D.C. 20045" to "Suite 225, 444 North Capitol Street, NW., Washington, D.C. 20001";

PART 720—APPRAISAL

§ 720.202 [Amended]

5. In § 720.202(f)(2)(i), the reference to § 720.2011(g) is corrected to read "§ 720.201(g)(1)";

PART 740—RELOCATION ASSISTANCE

§ 740.7 [Amended]

6. In § 740.7(f) the words "this Part 740, Subpart G" are changed to read "Part 140, Subpart G of this Chapter.";

PART 750—HIGHWAY BEAUTIFICATION

§ 750.304 [Amended]

7. In § 750.304(c)(4) the citation in the first sentence reading "23 CFR 710.24" is changed to read "23 CFR 710.204"; and

PART 771—ENVIRONMENTAL IMPACT AND RELATED STATEMENTS

§ 771.19 [Amended]

8. In § 771.19(g) the fourth sentence is changed to read "Separate circulation may be made if there are unusual conditions which warrant separate circulation."

AUTHORITY: (23 U.S.C. 315).

DOWELL H. ANDERO,
Acting Chief Counsel.

[FR Doc.77-17409 Filed 6-16-77;8:45 am]

Title 27—Alcohol, Tobacco Products and Firearms

CHAPTER I—BUREAU OF ALCOHOL, TOBACCO AND FIREARMS, DEPARTMENT OF THE TREASURY

[T.D. ATF-43; Re: Notice No. 307]

PART 250—LIQUORS AND ARTICLES FROM PUERTO RICO AND THE VIRGIN ISLANDS

Elimination of the Serial-Number-of-Approved-Formula-Marking Requirement on Distilled Spirits Containers

AGENCY: Bureau of Alcohol, Tobacco and Firearms; Treasury.

ACTION: Final rule; Treasury decision.

SUMMARY: This rule eliminates the requirement of marking the serial number of the approved formula on containers of distilled spirits made in Puerto Rico and in the Virgin Islands of the United States, and shipped to the United States. Since the serial number of the approved formula is made available by other means of documentation, there is no need to require the serial number on the containers of distilled spirits. The Puerto Rican and Virgin Islands manufacturers will be relieved from meeting this marking requirement.

EFFECTIVE DATE: June 16, 1977. (Because this Treasury decision is liberalizing in nature and simplifying in terminology, it need not be subject to the effective date limitation of 5 U.S.C. 553(d).)

FOR FURTHER INFORMATION CONTACT:

A. N. Stickney, ATF&E Specialist, Research and Regulations Branch, Regulations and Procedures Division, (Regulatory Enforcement), Bureau of Alcohol, Tobacco and Firearms, 1200 Pennsylvania Avenue, N.W., Washington, D.C. 20226, 202-566-7626.

SUPPLEMENTARY INFORMATION: On January 27, 1977, a notice of proposed rulemaking was published in the FEDERAL REGISTER (42 FR 5104), which proposed to amend §§ 250.40 and 250.206 of the Liquors and Articles from Puerto Rico and the Virgin Islands regulations (27 CFR Part 250) to eliminate the requirement of marking the serial number of the approved formula number on distilled spirits containers shipped to the United States from Puerto Rico and from the Virgin Islands. Both sections presently provide that the referred-to markings appear on containers of distilled spirits produced in Puerto Rico and the Virgin Islands, and shipped to the United States.

In our analysis, we found that, in the case of Puerto Rican products, Form 478-B is a required application and permit document which identifies the formula number of all shipping containers. In the case of products of the Virgin Islands, the use of a certificate and a report of gauge, which accompany each shipment, provides complete information to identify the formula number with the serial number of each package gauged for shipment. In conclusion, by eliminating the approved formula requirement of §§ 250.40 and 250.206, we are still able to trace the origin and movement of the spirits so as to protect the revenue and consumers. Moreover, the Puerto Rican and Virgin Island manufacturers are relieved from the procedure of affixing, removing, and re-marking serial numbers on containers to be shipped to the United States.

Interested persons were given until March 14, 1977, to submit relevant data, views, or arguments regarding the proposal. Since comments received were in favor of adopting the proposals, the Director has decided to delete the requirement to mark the approved formula number on the containers.

(The principle author of this final rule is A. N. Stickney of the Research and Regulations Branch, Bureau of Alcohol, Tobacco and Firearms. Officials from the Bureau and from the Treasury Department, however, participated in developing the final rule, both on matters of substance and style.)

Accordingly, under the authority of 26 U.S.C. 7805 (68A Stat. 917) the proposed amendments of §§ 250.40 and 250.-206 are adopted as set forth below.

Signed: May 23, 1977.

REX D. DAVIS,
Director.

Approved: June 8, 1977.

BETTE B. ANDERSON,
Under Secretary of the Treasury.

1. As amended, § 250.40 reads as follows:

§ 250.40 Marking containers of distilled spirits.

The distiller, rectifier, or bottler shall serially number each case, barrel, cask, or similar container of distilled spirits filled for shipment to the United States. In addition to the serial number of the container, the distiller, rectifier, or bottler shall plainly print, stamp, or stencil with durable coloring material, in letters and figures not less than one-half inch high, on the head of each barrel, cask or similar container or on one side of each case, as follows:

(a) The name of the distiller, rectifier, or bottler;

(b) The brand name and kind of liquor;

(c) The wine and proof gallon contents; or, for bottles filled according to the metric standards of fill prescribed by § 5.47a, of this chapter, the contents in liters and the proof of the spirits; and

(d) In the case of barrels or casks, the serial number of the permit to ship, Form 487-B, prefixed by the number of such form (e.g., "487-B-61-1").

2. As amended, § 250.206 reads as follows:

§ 250.206 Marking packages and cases.

The distiller, rectifier, or bottler shall serially number each case, barrel, cask, or similar container of distilled spirits filled for shipment to the United States. In addition to the serial number of the container, the distiller, rectifier, or bottler shall plainly print, stamp, or stencil with durable coloring material, in letters and figures not less than one-half inch high, on the head of each barrel, cask or similar container or on one side of each case, as follows:

(a) The name of the manufacturer;

(b) The brand name and kind of liquor; and

(c) The wine and proof gallon contents; or, for bottles filled according to the metric standards of fill prescribed by § 5.47a, of this chapter, the contents in liters and the proof of the spirits.

[FR Doc.77-17257 Filed 6-16-77;8:45 am]

Title 29—Labor

SUBTITLE A—OFFICE OF THE SECRETARY OF LABOR

PART 29—LABOR STANDARDS FOR THE REGISTRATION OF APPRENTICESHIP PROGRAMS

Policies and Procedures; Corrections

AGENCY: Department of Labor.

ACTION: Corrections.

SUMMARY: In FR Doc. 77-5512, appearing at page 10137 in the FEDERAL REGISTER on Friday, February 18, 1977, several typographical errors appeared. Therefore, a number of corrections should be made to correct these errors, which were made during the printing of the document. None of the corrections affect the substance of the regulation.

EFFECTIVE DATE: March 21, 1977.

FOR FURTHER INFORMATION CONTACT:

James P. Mitchell, Deputy Administrator, Bureau of Apprenticeship and Training, Employment and Training Administration, Room 5000, Patrick Henry Building, Washington, D.C. 20213, Telephone No. 202-376-6585.

Accordingly, the following changes should be made in the text of 29 CFR Part 29:

1. On page 10139, delete the abbreviation "Sec.", which appears in the table of contents between the entry for § 29.3 and the entry for § 29.4.

2. On page 10141, invert the order of the last two lines in § 29.3(h) so that the last sentence of § 29.3(h), in its entirety, reads: "The registration agency shall provide a reasonable time period of not less than 30 days nor more than 60 days for receipt of union comments, if any, before final action on the application for registration and/or approval."

3. On page 10141, the third sentence of § 29.5(b)(4) is corrected to read as follows: "Such instruction may be given in a classroom through trade or industrial courses, or by correspondence courses of equivalent value, or other forms of self-study approved by the registration/approval agency."

Dated: June 13, 1977.

HUGH C. MURPHY,
Administrator, Bureau of Apprenticeship and Training, Employment and Training Administration.

[FR Doc.77-17518 Filed 6-16-77;8:45 am]

Title 36—Parks, Forests, and Public Properties

CHAPTER II—FOREST SERVICE, DEPARTMENT OF AGRICULTURE

PART 222—RANGE MANAGEMENT

PART 231—GRAZING

Use of Helicopters in Management of Wild Free-Roaming Horses and Burros

AGENCY: Forest Service, USDA.

ACTION: Final rule.

SUMMARY: This amendment authorizes the use of helicopters, and, for transporting captured animals, motor vehicles in the administration of the Wild Free-Roaming Horse and Burro Act (16 U.S.C. 1331-1340). It also outlines how helicopters and motor vehicles are to be operated to ensure humane treatment of the animals. The amendment is necessary to implement provisions of section 9 of the act as required by section 404 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701). The authorized use of helicopters and motor vehicles will facilitate management of wild free-roaming horses and burros where they reside on National Forest System lands. In connection with this rulemaking, the Wild Free-Roaming Horse and Burro Regulations are being moved from 36 CFR 231.11 to 36 CFR Part 222, Subpart B. Some additional nonsubstantive language changes have been made to make the regulations easier to understand. Public comment on these changes was deemed to be unnecessary.

EFFECTIVE DATE: June 17, 1977.

FOR FURTHER INFORMATION CONTACT:

Don D. Seaman, Assistant Director, Range Management Staff, Forest Service, P.O. Box 2417, Washington, DC 20013, telephone 703-235-8139.

SUPPLEMENTAL INFORMATION: On March 7, 1977, a notice of proposed rulemaking was published in the FEDERAL REGISTER (42 FR 12890) for the purpose of authorizing the use of helicopters, and, for purposes of transporting captured animals, motor vehicles, in managing wild free-roaming horses and burros on National Forest System lands. The public was given until April 30, 1977, for interested parties to make written comments on the proposal. A March 7, 1977, FEDERAL REGISTER notice advised public meetings would be held to give interested parties an opportunity to speak on the proposal. Ten meetings were held. The written record of these meetings has been reviewed and considered in arriving at the final rule. Also written submissions received have been reviewed and considered.

The Bureau of Land Management of the Department of the Interior is also involved in amending regulations covering management of wild free-roaming horses and burros occurring on lands that Agency administers. Rulemaking has been a joint effort as were the public meetings. The final rule represents a coordinated effort.