

the Manual on Uniform Traffic Control Devices.¹

§ 922.15 Simplified procedures.

(a) The FHWA encourages the maximum use of such simplified procedures as may be appropriate for the types of projects which are expected to be implemented under this program. In addition to the guidance provided by 23 CFR 655.506(b) (Highway Safety Improvement Program) the programing of SOS funds may be simplified to eliminate the listing of projects required for a Federal-aid program by 23 CFR 630 Subpart A (Federal-Aid Programs Approval and Authorization). The Federal-aid program submission for utilization of SOS funds may consist of a narrative statement submitted by the SHA and approved by the FHWA, covering the objectives and the planned level of effort for the program period. Authorization to proceed with the work and obligation of funds will be on a project-by-project basis for work identifiable within the approved Federal-aid program.

(b) By agreement between the SHA and the FHWA, projects under this program may be administered in the same manner as certain other Federal-aid projects are administered under the terms of an approved SHA Certification, a Secondary Road Plan agreement pursuant to 23 U.S.C. 117, or such other procedures which are approved.

[FR Doc. 77-15697 Filed 6-2-77; 8:45 am]

Title 24—Housing and Urban Development CHAPTER II—OFFICE OF ASSISTANT SECRETARY FOR HOUSING—FEDERAL HOUSING COMMISSIONER (FEDERAL HOUSING ADMINISTRATION, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT)

[Docket No. R-77-455]

MORTGAGE INSURANCE AND HOME IMPROVEMENT LOANS

Changes in Interest Rates

AGENCY: Department of Housing and Urban Development.

ACTION: Final rule.

SUMMARY: The following miscellaneous amendments have been made to this chapter to increase the maximum interest rates which may be charged on mortgages insured by this Department. The Secretary has determined that such changes are necessary to meet the mortgage market.

EFFECTIVE DATE: May 31, 1977.

FOR FURTHER INFORMATION CONTACT:

Chester C. Foster, Director, Financial and Economic Analysis Division, Office of Policy Development and Evaluation, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, D.C. 20410, 202-755-8694.

¹ For sale by the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402 (Stock Number 5001-0021). Cited at 23 CFR 625.3(c)(1).

SUPPLEMENTARY INFORMATION:

The following miscellaneous amendments have been made to this chapter to increase the maximum interest rates which may be charged on mortgages insured by this Department. (The maximum interest rate on home mortgage loan and insurance programs has been raised from 8.00 percent to 8.50 percent.) The Secretary has determined that such changes are necessary to meet the mortgage market, in accordance with her authority contained in 12 U.S.C. 1709-1, as amended. The Secretary has, therefore, determined that advance notice and public procedure are unnecessary and that said cause exists for making this amendment effective May 31, 1977.

A Finding of Inapplicability respecting the National Environmental Policy Act of 1969 has been made in accordance with HUD procedures. A copy of this Finding of Inapplicability will be available for public inspection during regular business hours in the Office of the Rules Docket Clerk, Office of the Secretary, Room 10141, Department of Housing and Urban Development, 451 7th Street, SW., Washington, D.C. 20410.

NOTE.—It is hereby certified that the economic and inflationary effects of these amended regulations have been carefully evaluated in accordance with Executive Order No. 11821.

Accordingly, Chapter II is amended as follows:

PART 203—MUTUAL MORTGAGE INSURANCE AND INSURED HOME IMPROVEMENT LOANS

Subpart A—Eligibility Requirements

1. In § 203.20 paragraph (a) is amended to read as follows:

§ 203.20 Maximum interest rate.

(a) The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 8.50 percent per annum with respect to mortgages insured on or after May 31, 1977.

(Sec. 211, 52 Stat. 23; (12 U.S.C. 1715b). Interprets or applies sec. 203, 52 Stat. 10, as amended; (12 U.S.C. 1709).)

2. In § 203.74 paragraph (a) is amended to read as follows:

§ 203.74 Maximum interest rate.

(a) The loan shall bear interest at the rate agreed upon by the lender and the borrower, which rate shall not exceed 8.50 percent per annum with respect to loans insured on or after May 31, 1977.

(Sec. 211, 52 Stat. 23; (12 U.S.C. 1715b). Interprets or applies sec. 203, 52 Stat. 10, as amended; (12 U.S.C. 1709).)

PART 213—COOPERATIVE HOUSING MORTGAGE INSURANCE

Subpart C—Eligibility Requirements—Individual Properties Released From Project Mortgage

In § 213.511 paragraph (a) is amended to read as follows:

§ 213.511 Maximum interest rate.

(a) The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 8.50 percent per annum with respect to mortgages insured on or after May 31, 1977.

(Sec. 211, 52 Stat. 23; (12 U.S.C. 1715b). Interprets or applies sec. 213, 64 Stat. 54, as amended; (12 U.S.C. 1715e).)

PART 234—CONDOMINIUM OWNERSHIP MORTGAGE INSURANCE

Subpart A—Eligibility Requirements—Individually Owned Units

In § 234.29 paragraph (a) is amended to read as follows:

§ 234.29 Maximum interest rate.

(a) The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 8.50 percent per annum with respect to mortgages insured on or after May 31, 1977.

Effective date: These amendments shall be effective on May 31, 1977.

LAWRENCE B. SIMONS,
Assistant Secretary for Housing—
Federal Housing Commissioner.

[FR Doc. 77-15811 Filed 6-2-77; 8:45 am]

Title 25—Indians

CHAPTER I—BUREAU OF INDIAN AFFAIRS, DEPARTMENT OF THE INTERIOR

PART 221—OPERATION AND MAINTENANCE CHARGES

San Carlos Irrigation Project, Arizona

AGENCY: Bureau of Indian Affairs, Department of Interior.

ACTION: Final rule.

SUMMARY: This notice changes the assessment against irrigable lands of the San Carlos Irrigation Project, Arizona. The new assessment properly reflects the cost of operation and maintenance of the irrigation system due to the change in the power rate for pumping irrigation wells.

EFFECTIVE DATE: May 31, 1977.

FOR FURTHER INFORMATION CONTACT:

Mr. Cecil Wright, Phoenix Area Office, Phoenix, Arizona, Phone: 602-261-4184.

SUPPLEMENTARY INFORMATION: On page 22902 of the FEDERAL REGISTER of May 5, 1977, there was published a notice to modify § 221.63 Assessment, Joint Works of Title 25, Code of Federal Regulations, dealing with operation and maintenance assessments against the irrigable lands of the San Carlos Irrigation Project, Arizona, by decreasing the basic assessment from \$1,185,000 to \$853,000 per annum which changes the annual per acre assessment rate from \$11.85 to \$8.53 for each acre of irrigable land and establishing an assessment of \$150,000 for the transition quarter, July 1, 1977 to

September 30, 1977, made necessary by the change of the fiscal year to start on October 1 instead of July 1. The transition quarter assessment is based upon the annual rate of \$6.00 per acre of irrigable land established for fiscal year 1977 beginning July 1, 1976. No comments concerning the changes were received.

The regulations are approved under the authority delegated to the Commissioner of Indian Affairs by the Secretary of the Interior in 230 DM 1 and redelegated by the Commissioner to the Area Directors in 10 BIAM 3.

The revised section will read as follows:

§ 221.63 Assessment, joint works.

(a) Pursuant to the Act of Congress approved June 7, 1924 (43 Stat. 476), and supplementary acts, the repayment contract of June 8, 1931, as amended, between the United States and the San Carlos Irrigation and Drainage District, and in accordance with applicable provisions of the order of the Secretary of the Interior of June 15, 1938 (§§ 221.69a-221.69m), the cost of operation and maintenance of the Joint Works of the San Carlos Irrigation Project for fiscal year 1978 is estimated to be \$853,000 and the annual rate of assessment for said fiscal year and subsequent fiscal years until further order is hereby fixed at \$8.53 for each acre of land. The cost of operation and maintenance of the Joint Works of the San Carlos Irrigation Project for the transition quarter, July 1, 1977 to September 30, 1977, is estimated to be \$150,000 based upon the annual rate of \$6.00 for each acre of land established for fiscal year 1977 and will be a one time assessment in addition to the fiscal year 1978 assessment.

CHARLES D. WORTHMAN,
Assistant Area Director.

[FR Doc. 77-15749 Filed 6-2-77; 8:45 am]

Title 40—Protection of Environment

CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

SUBCHAPTER C—AIR PROGRAMS

[FRL 729-6]

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Missouri: Approval of Compliance Schedules

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This rulemaking formally approves two compliance schedules submitted by the State of Missouri on November 23, 1976, as revisions to the Missouri State Implementation Plan. It also amends the State Implementation Plan by adding the date of submission of the compliance schedules approved in this rulemaking and the date of submission of compliance schedules which were formally approved on March 25, 1977.

EFFECTIVE DATE: June 3, 1977.

ADDRESSES: Copies of the compliance schedules approved in this rulemaking and of the Missouri State Implementation Plan are available for public inspection during normal business hours at the following locations:

Environmental Protection Agency, Region VII, 1735 Baltimore, Kansas City, Missouri 64108;

Public Information Reference Unit, Library Systems Branch, Environmental Protection Agency, 401 M Street SW., Washington, D.C. 20460;

Missouri Department of Natural Resources, State Office Building, Jefferson City, Missouri.

FOR FURTHER INFORMATION CONTACT:

Mr. Michael J. Sanderson, Legal Branch, Enforcement Division, Environmental Protection Agency, 1735 Baltimore, Kansas City, Missouri 64108 (816-374-2576).

SUPPLEMENTARY INFORMATION: On May 31, 1972 (37 FR 10842), pursuant to Section 110 of the Clean Air Act and 40 CFR Part 51, the Administrator approved portions of State plans for implementation of the national ambient air quality standards.

On November 23, 1976, the State of Missouri submitted to the Environmental Protection Agency compliance schedules to be considered as proposed revisions to the approved Missouri plan pursuant to 40 CFR 51.6. These schedules were adopted by the State and submitted to the Environmental Protection Agency for review after notice and public hearings. The public hearings were held in accordance with the procedural requirements of 40 CFR 51.4 and 51.6 and the substantive requirements of 40 CFR 51.15 pertaining to compliance schedules. The approvable compliance schedules have been reviewed and determined to be consistent with the approved control strategies of Missouri.

According, the Administrator proposed approval of these schedules on February 3, 1977, in the FEDERAL REGISTER at 42 FR 15432 and provided 30 days for public comment. No comments concerning these schedules were received. This publication approves the two compliance schedules as revisions to the Missouri Implementation Plan pursuant to the provisions of 40 CFR 51.8.

Each approved revision establishes a new date by which the individual source must comply with the applicable emission limitation in the federally approved State Implementation Plan. This date is indicated in the table below, under the heading "Final Compliance Date." In each case, the approved schedule includes incremental steps toward compliance with the applicable emission limitations. While the table below does not include these interim dates, the actual compliance schedules do. The "Effective Date"

column in the table refers to the date the compliance schedule becomes effective for purposes of federal enforcement.

The column entitled "Regulation Involved" contains a citation of both the old regulatory numbering system and the new numbering system which became effective in the State of Missouri on July 1, 1976. The new numbering system has not been formally submitted by the State to EPA as a revision to the State Implementation Plan.

In the indication of approval and disapproval of individual compliance schedules, the individual schedules are included by reference only. In addition, an evaluation report has been prepared for each individual compliance schedule. These evaluation reports are available for public inspection at the Environmental Protection Agency Regional Office, 1735 Baltimore, Kansas City, Missouri.

Also published at this time is the date of submission of the compliance schedules approved herein and the date of submission of compliance schedules which were approved in the FEDERAL REGISTER on March 25, 1977 (42 FR 16138). This addition to the list under "Identification of Plan" was inadvertently omitted from the March 25 action.

This rulemaking will become effective immediately upon publication. The Agency finds that good cause exists for not deferring the effective date of this rulemaking because the approved compliance schedules are already in effect under State law and federal approval imposes no new burdens.

This rulemaking is promulgated pursuant to the authority of Section 110 of the Clean Air Act of 1970, as amended, 42 U.S.C. 1857c-5.

Dated: May 26, 1977.

DOUGLAS M. COSTLE,
Administrator,
Environmental Protection Agency

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

Subpart AA—Missouri

In § 52.1320, paragraph (c) is amended by adding subparagraphs (11) and (12) as follows:

§ 52.1320 Identification of plan.

(c) * * *

(11) Compliance Schedules were submitted by the Missouri Air Conservation Commission on June 3 and October 1, 1976.

(12) Compliance Schedules were submitted by the Missouri Air Conservation Commission on November 23, 1976.

2. In § 52.1335, the table in paragraph (a) is amended by adding the following:

§ 52.1335 Compliance schedules.

(a) * * *

MISSOURI

Source	Location	Regulation involved ¹	Date adopted	Effective date	Final compliance date
Associated Electric Cooperative—Thomas Hill unit No. 2.	Moberly, S-VI (10 CSR 10-3.060), S-VIII (10 CSR 10-3.080).		Nov. 17, 1976	Immediately	June 1, 1979
Farmers Chemical Co., Inc.—ammoniator-granulator process.	Joplin, S-V (10 CSR 10-3.050), S-VIII (10 CSR 10-3.080).		do	do	Jan. 15, 1978

¹ Effective July 1, 1976, the State of Missouri revised the numbering system for all air pollution control regulations throughout the State. The State air regulations are now contained in title 10, division 10 of the Code of State Regulations, designated 10 CSR 10. Since this new regulatory numbering system has not been formally submitted by the State to EPA as a revision to the Missouri implementation plan, the old regulation number has been cited with a reference to the corresponding new number indicated in parentheses.

[FR Doc. 77-15627 Filed 6-2-77; 8:45 am]

SUBCHAPTER E—PESTICIDE PROGRAMS

[PPGE1742/R129 PRL 740-2]

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

Bacillus thuringiensis, Berliner

AGENCY: Office of Pesticide Programs, Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This rule exempts residues of *Bacillus thuringiensis*, Berliner, from the requirement of a tolerance. This amendment was requested by the Inter-regional Research Project No. 4. This rule eliminates the need for a maximum permissible level for residues of this pesticide on all raw agricultural commodities when applied postharvest.

EFFECTIVE DATE: June 3, 1977.

FOR FURTHER INFORMATION CONTACT:

Charles Mitchell, Product Manager (PM) 17, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 H St. SW., Washington, D.C., 202-426-9425.

SUPPLEMENTARY INFORMATION: On March 14, 1977, the EPA published a notice of proposed rulemaking in the FEDERAL REGISTER (42 FR 13841) in response to a pesticide petition (PP6E1742) submitted to the Agency by Dr. C. C. Compton, Coordinator, Inter-regional Research Project No. 4, New Jersey State Agricultural Experiment Station, PO Box 231, Rutgers University, New Brunswick NJ 08903. This petition proposed that 40 CFR 180.1011 be amended by exempting residues of the microbial insecticide *Bacillus thuringiensis*, Berliner, from the requirement of a tolerance in or on all raw agricultural commodities when the pesticide is applied to growing crops. No comments or requests for referral to an advisory committee were received in response to this notice of proposed rulemaking.

It has been concluded, therefore, that the proposed amendment to 40 CFR

180.1011 should be adopted without change, and it has been determined that this regulation will protect the public health.

Any person adversely affected by this regulation may, on or before July 5, 1977, file written objections with the Hearing Clerk, EPA, Rm. 1019, East Tower, 401 M St. SW., Washington DC 20460. Such objections should be submitted in triplicate and should specify both the provisions of the regulation deemed to be 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 June 3, 1977, Part 180, Subpart D, Section 180.1011 is amended as set forth below.

Dated: May 27, 1977.

JAMES M. CONLON,
Deputy Assistant Administrator for Pesticide Programs.

STATUTORY AUTHORITY: Section 408(e) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 346a(e)).

Part 180, Subpart D, § 180.1011(b) is revised to exempt residues, of *Bacillus thuringiensis*, Berliner from the requirement of a tolerance for residues in or on all raw agricultural commodities when applied after harvest, to read as follows:

§ 180.1011 Viable spores of the microorganism *Bacillus thuringiensis*, Berliner; exemption from the requirement of a tolerance.

(b) Exemption from the requirement of a tolerance is established for residues of the microbial insecticide *Bacillus thuringiensis*, Berliner, as specified in paragraph (a) of this section, in or on all raw agricultural commodities when it is applied either to growing crops or when it is applied after harvest in accordance with good agricultural practice.

[FR Doc. 77-15671 Filed 6-2-77; 8:45 am]

Title 41—Public Contracts and Property Management

CHAPTER 7—AGENCY FOR INTERNATIONAL DEVELOPMENT, DEPARTMENT OF STATE

[AIDPR Notice 77-7]

PART 7-7—CONTRACT CLAUSES

Mandatory Use of Visa Application Form DSP 66A by AID Participants

AGENCY: Agency for International Development, State.

ACTION: Interim Procurement Instructions.

SUMMARY: This rule amends AID Procurement Regulations by making mandatory the use of a new Visa application form designed to effect the prompt return to their country of origin of foreign nationals brought to the U.S. for training (participants) on completion of such training.

EFFECTIVE DATE: July 1, 1977.

FOR FURTHER INFORMATION CONTACT:

Mr. V. Henry Walker, CM/SD/POL, Agency for International Development, Dept. of State, Wash. D.C. Telephone: (703-235-9107).

SUPPLEMENTARY INFORMATION: This AIDPR Notice 77-7 amends Title 41 U.S.C., Chapter 7, AID Procurement Regulations to assure the return of participants to their home country when their training is completed. DSP 66A is a new, approved form, the use of which is here made mandatory to assist AID and the Immigration and Naturalization Service in carrying out this procedure.

Subpart 7-7.1—Fixed Price Supply Contract

1. New § 7-7.103-23 is added as follows:

§ 7-7.103-23 Mandatory use of visa eligibility Form DSP 66A by participants.

If foreign students are to be brought to the United States for training, insert the clause set forth in AIDPR 7-7.5201-5.

Subpart 7-7.6—Fixed Price Construction Contracts

2. New § 7-7.602-11 is added as follows:

§ 7-7.602-11 Mandatory use of visa eligibility Form DSP 66A by participants.

If foreign students are to be brought to the United States for training, insert the clause set forth in AIDPR 7-7.5201-5.

Subpart 7-7.50—Clauses for Cost Reimbursement Type Contracts

3. New § 7-7.5003-5 is added as follows:

§ 7-7.5003-5 Mandatory use of visa eligibility Form DSP 66A by participants.

If foreign students are to be brought to the United States for training, insert the clause set forth in AIDPR 7-7.5201-5.

Subpart 7-7.52—Basic Ordering Agreement for Participant Training

4. Section 7-7.5201-5 is revised as follows:

§ 7-7.5201-5 Mandatory use of visa eligibility Form DSP 66A by participants.

MANDATORY USE OF VISA ELIGIBILITY FORM DSP 66A BY PARTICIPANTS (MAY 1977)

The Contractor shall insure that any foreign student brought to the United States for training under this contract uses Visa Eligibility Form DSP 66A (AID version) to obtain a Visa.

Subpart 7-7.53—Contracts for Participant Training

5. Section 7-7.5301-5 is revised as follows:

§ 7-7.5301-5 Mandatory use of visa eligibility Form DSP 66A by participants.

Insert the clause set forth in AIDPR 7-7.5201-5.

Subpart 7-7.54—Clauses for Fixed Price Type Contract for Technical Services

6. New § 7-7.5403-6 is added as follows:

§ 7-7.5403-6 Mandatory use of visa eligibility Form DSP 66A by participants.

If foreign students are to be brought to the United States for training, insert the clause set forth in AIDPR 7-7.5201-5.

Subpart 7-7.55—Clauses for Cost Reimbursement Contracts with Educational Institutions

7. Section 7-7.5501-15 is amended to change the date in the title from "(September 1975)" to "(July 1977)" and to add new paragraph (e) as follows:

§ 7-7.5501-15 Training of foreign country nationals.

(e) Mandatory use of visa eligibility Form DSP 66A by participants. The Contractor shall insure that any foreign students brought to the United States for training under this contract uses Visa Eligibility Form DSP 66A (AID version) to obtain a Visa.

(This AIDPR Notice is an Interim Procurement instruction, issued pursuant to 41 CFR 7-1.104-4.)

Dated: May 27, 1977.

JOHN F. OWENS,
Assistant Administrator for
Program and Management
Services.

[FR Doc. 77-15698 Filed 6-2-77; 8:45 am]

CHAPTER 8—VETERANS ADMINISTRATION

PART 8-1—GENERAL

General Policies

AGENCY: Veterans Administration.

ACTION: Final rule.

SUMMARY: This subpart is revised to make miscellaneous changes to conform

the subpart to the Federal Procurement Regulations; to delete material which has been relocated to a more general management medium; and to add material implementing the Federal Procurement Regulations pertaining to the Privacy Act.

EFFECTIVE DATE: June 3, 1977.

FOR FURTHER INFORMATION CONTACT:

A. G. Vetter, Policy and Interagency Staff, Supply Service, Veterans Administration, Washington, D.C. 20420. (202-389-2334).

SUPPLEMENTARY INFORMATION: Section 8-1.302-1 is revised to delete reference to an expired agreement with the Defense Logistics Agency concerning perishable subsistence. Sections 8-1.305-2 and 8-1.305-6 are revised to reflect the \$10,000 exception to the mandatory use of Federal Specifications as stated in the Federal Procurement Regulations. Section 8-1.327-5 is added to implement the Federal Procurement Regulations by referencing the agency rules and regulations to be furnished contractors when a contractor is subject to the Privacy Act. Section 8-1.350 concerning implementation of Office of Management and Budget Circular No. A-76 policies for acquiring commercial or industrial products and services for Government use is revoked in favor of publication in a policy medium of more general circulation. Sections 8-1.302-2, 8-1.305-3, 8-1.317 and 8-1.318-1 are revised to reflect agency policy of using precise terms in denoting gender and/or to update organizational titles.

Since the proposed changes consist of statements of VA organization and practices, compliance with the provisions of 38 CFR 1.12 relating to regulatory development is considered unnecessary.

INFLATION IMPACT: The VA has determined that this document does not contain a major proposal requiring preparation of an Inflation Impact Statement under Executive Order 11821 and OMB Circular No. A-107.

APPROVED: May 25, 1977.

By direction of the Administrator.

RUFUS H. WILSON,
Deputy Administrator.

1. In § 8-1.302-1, paragraph (c) is revoked.

§ 8-1.302-1 General.

(c) [Revoked]

2. Section 8-1.302-2 is revised to read as follows:

§ 8-1.302-2 Production and research and development pools.

Veterans Administration contracting officers will be advised of, consider bids from, and make awards to, Small Business and Defense Production Pools. The Chief Medical Director or designee will notify the appropriate departments and

staff offices when such pools are approved.

3. In § 8-1.305-2, paragraph (b) is revised to read as follows:

§ 8-1.305-2 Exceptions to mandatory use of Federal specifications.

(b) The exception to the mandatory use of Federal Specifications, with respect to purchases not exceeding \$10,000 authorized by FPR 1-1.305-2, does not apply to items purchased from GSA stock, or from a Federal supply schedule contract.

4. In § 8-1.305-3, paragraph (b) is revised to read as follows:

§ 8-1.305-3 Deviations from Federal specifications.

(b) *Marketing center.* When the essential needs of the Veterans Administration are not adequately covered by an existing Federal Specification, the Chief of the Marketing Division concerned will:

(1) When the required deviation affects only the packing, packaging, marking or labeling, and the item is being purchased for depot stock, coordinate the deviation with the Director, VA Supply Depot, Hines, Ill., through the Director, VA Marketing Center. If, in the opinion of the Director, VA Supply Depot, the proposed deviation will not affect storage, handling or transportation he/she will advise the Director, VA Marketing Center, of his/her concurrence. The Director, VA Marketing Center, will then approve the deviation.

(2) When the deviation specified in paragraph (b)(1) of this section is for an item that is not being purchased for depot stock, document his/her reasons why the deviation is essential and request the Director, VA Marketing Center, to approve the deviation. Initial deviations approved under paragraph (b)(1) of this section or this subparagraph will be reported to the Director, Supply Service, for submission to the General Services Administration.

(3) When the required deviation affects other than packing, packaging, marking, or labeling, coordinate the required deviation with the using service in Central Office. If approved by the using service, a request for authority to deviate will be submitted to the Director, Supply Service, through the Director, VA Marketing Center, Hines, Ill. It will specify in detail why the specific deviation is essential to the Veterans Administration's operations and be accompanied by a copy of the using service's comments. The appropriate marketing division chief will be advised as to the approval or disapproval of the request. If approved, the Director, Supply Service, will when necessary forward the notice required by FPR 1-1.305-3(b) to the General Services Administration.

5. In § 8-1.305-6, paragraphs (b), (c), (f) and (i) are revised to read as follows:

§ 8-1.305-6 Military and departmental specifications.

(b) The monetary exemption to the use of Federal Specifications contained in FPR 1-1.305-2(b) is equally applicable to Veterans Administration, military and departmental specifications. Contracting officers may, when they deem it to be advantageous to the Veterans Administration, utilize these specifications when procuring supplies and equipment costing less than \$10,000. However, when purchasing items of perishable substance, contracting officers shall observe only those exemptions set forth in paragraphs (f) and (g) of this section.

(c) When circumstances will not permit a field station to use a Veterans Administration specification without deviation, the contracting officer shall, prior to taking any procurement action, submit to the Director, Supply Service, or Director, VA Marketing Center, Hines, Ill., whichever is appropriate, a request for authority to deviate from the specification. The request will specifically detail the reasons why the deviation is essential to the station's operation. The approving authority will coordinate the request with the using service in Central Office. The contracting officer will be advised as to the approval or disapproval of the request. If approved the letter of approval will be filed in the appropriate purchase or contract file.

(f) The military specifications for meat and meat products contained in VAPR Program Guide G-1 shall be used by the Veterans Administration only when purchasing such items of substance from the Defense Logistics Agency (DLA). Military specifications for poultry, eggs, and egg products contained in VAPR Program Guide G-1 may be used when purchasing either from DLA or from local dealers.

(i) In the absence of mandatory documents, specifications or purchase descriptions of other agencies may be used by the various Marketing Divisions when appropriate. These specifications or purchase descriptions may be modified to meet the needs of the Veterans Administration. If repeated use of a modified specification or purchase description is required, the Director, VA Marketing Center shall consider converting it to a Veterans Administration specification.

6. In § 8-1.317, paragraph (a) is revised to read as follows:

§ 8-1.317 Noncollusive bids and proposals.

(a) The head of a field station, Director, Veterans Administration Supply Depot, and the Director, Veterans Administration Marketing Center, Hines, Ill., are authorized to make the determi-

nations set forth in paragraph (d) of the certification required by FPR 1-1.317(a).

7. In § 8-1.318-1, paragraph (a) is revised to read as follows:

§ 8-1.318-1 Contracting officer's decision under a disputes clause.

(a) When a dispute cannot be settled by agreement and a final decision under the Disputes clause of the contract is necessary, the contracting officer shall furnish the contractor his/her final decision in the matter.

8. Section 8-1.327-5 is added to read as follows:

§ 8-1.327 Protection of the privacy of individuals.

§ 8-1.327-5 Procedures.

The pertinent agency rules and regulations required to be furnished to contractors by FPR 1-1.327-5 consist of VA Regulations 575 through 584 (38 CFR 1.575 through 1.584) and VA Manual MP-1, Part II, Chapter 21 (40 FR 44298).

9. Sections 8-1.350 through 8-1.350-4 are revoked.

§ 8-1.350 [Revoked]

[FR Doc. 77-15768 Filed 6-2-77; 8:45 am]

Title 47—Telecommunication

CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 20449; RM-2078; RM-2225; RM-2245; FCC 77-267]

PART 81—STATIONS ON LAND IN THE MARITIME SERVICES AND ALASKA PUBLIC-FIXED STATIONS

Providing for Use of Certain Frequencies in the Maritime Services

Correction

In FR Doc. 77-12549, appearing at page 22869 in the issue for Thursday, May 5, 1977, make the following changes:

1. In § 81.304(a) on page 22870, the last number in the ninth line of the table should read, "47".

2. In § 81.306(a) (2) on page 22871, the footnote reference in the tenth line of the table should read, "47".

Title 49—Transportation

CHAPTER X—INTERSTATE COMMERCE COMMISSION

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[Third Rev. S. O. 1171; Amdt. 3]

PART 1033—CAR SERVICE

Regulations for Return of Hopper Cars

AGENCY: Interstate Commerce Commission.

ACTION: Emergency Order (Amendment No. 3 to Revised Service Order No. 1171).

SUMMARY: This amendment extends Third Revised Service Order No. 1171

for six months. The order requires the return to owning railroads of open hopper cars owned by Illinois Central Gulf, St. Louis-San Francisco and Southern Railway Systems. There are shortages of hopper cars on the lines of the beneficiary railroads for transporting shipments of coal, ore, construction aggregates, and other bulk freight.

DATES: Effective 11:59 p.m., May 31, 1977. Expires 11:59 p.m., November 30, 1977.

FOR FURTHER INFORMATION CONTACT:

C. C. Robinson, Chief, Utilization and Distribution Branch, Interstate Commerce Commission, Washington, D.C. 20423, telephone 202-275-7840.

SUPPLEMENTARY INFORMATION:

The order is reprinted in full below.

At a Session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 25th day of May, 1977.

Upon further consideration of Third Revised Service Order No. 1171 (41 FR 3091, 21842, and 52695), and good cause appearing therefor:

It is ordered, That:

Third Revised Service Order No. 1171 be, and it is hereby, amended by substituting the following paragraph (g) for paragraph (g) thereof:

§ 1033.1171 Regulations for return of hopper cars.

(g) Expiration date: This order shall expire at 11:59 p.m., November 30, 1977, unless otherwise modified, changed, or suspended by order of this Commission.

Effective date: This amendment shall become effective at 11:59 p.m., May 31, 1977.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies secs. 1(10-17), 15(4), and 17(2), 40 Stat. 101, as amended, 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), and 17(2).)

It is further ordered, That copies of this amendment shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that notice of this amendment be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board, members Joel E. Burns, Robert S. Turkington, and John R. Michael. Member Robert S. Turkington not participating.

ROBERT L. OSWALD,
Secretary.

[FR Doc. 77-15666 Filed 6-2-77; 8:45 am]

[Eighth Rev. S. O. No. 1234; Amdt. 3]

PART 1033—CAR SERVICE**Distribution of Freight Cars**

AGENCY: Interstate Commerce Commission.

ACTION: Emergency Order (Amendment No. 3 to Eighth Revised Service Order No. 1234).

SUMMARY: This amendment extends Third Revised Service Order until November 30, 1977. Third Revised Service Order No. 1237 authorizes carriers to substitute sufficient smaller cars for large capacity covered hoppers to transport the shipment for which the large cars were ordered. The consent of the shipper is required. There are severe shortages of large capacity covered hopper cars for transporting dry bulk freight accompanied by surpluses of smaller capacity cars which could be used except for certain minimum weight provisions published in the applicable tariffs.

DATES: Effective 11:59 p.m., May 31, 1977. Expires 11:59 p.m., November 30, 1977.

FOR FURTHER INFORMATION CONTACT:

C. C. Robinson, Chief, Utilization and Distribution Branch, Interstate Commerce Commission, Washington, D.C. 20423, telephone 202-275-7810, Telex 89-2742.

SUPPLEMENTARY INFORMATION: The order is reprinted in full below.

At a Session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 26th day of May, 1977.

Upon further consideration of Eighth Revised Service Order No. 1234 (42 FR 5359, 12059, and 16780), and good cause appearing therefor:

It is ordered, That:

Eighth Revised Service Order No. 1234 be, and it is hereby, amended by substituting the following paragraph (k) for paragraph (k) thereof:

§ 1033.1234 Distribution of freight cars.

(k) Expiration date: The provisions of this order shall expire at 11:59 p.m., November 30, 1977, unless otherwise modified, changed, or suspended by order of this Commission.

Effective date: This amendment shall become effective at 11:59 p.m., May 31, 1977.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17 (2). Interprets or applies Secs. 1(10-17), 15(4), and 17(2), 40 Stat. 101, as amended, 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), and 17(2).)

It is further ordered, That a copy of this amendment shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and car hire agreement under the terms of

that agreement, and upon the American Short Line Railroad Association; and that notice of this amendment be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board, members Joel E. Burns, Robert S. Turkington, and John R. Michael. Member Robert S. Turkington not participating.

ROBERT L. OSWALD,
Secretary.

[FR Doc. 77-15667 Filed 6-2-77; 8:45 am]

Title 50—Wildlife and Fisheries**CHAPTER I—UNITED STATES FISH AND WILDLIFE SERVICE, DEPARTMENT OF THE INTERIOR****SUBCHAPTER B—TAKING, POSSESSION, TRANSPORTATION, SALE, PURCHASE, EXPORTATION AND IMPORTATION OF WILDLIFE****PART 17—ENDANGERED AND THREATENED WILDLIFE AND PLANTS****Final Endangered Status and Critical Habitat for the St. Croix Ground Lizard**

AGENCY: U.S. Fish and Wildlife Service.

ACTION: Final rulemaking.

SUMMARY: The Director, U.S. Fish and Wildlife Service (hereinafter the Director and the Service, respectively) hereby issues a rulemaking pursuant to the Endangered Species Act of 1973 (16 U.S.C. 1531-1543; 87 Stat. 884; hereinafter the Act) which determines the St. Croix ground lizard (*Ameiva polops*) to be an Endangered Species.

DATES: This final rulemaking becomes effective on July 5, 1977.

FOR FURTHER INFORMATION CONTACT:

Mr. Keith M. Schreiner, Associate Director—Federal Assistance, Fish and Wildlife Service, U.S. Department of the Interior, Washington, D.C. 20240 (202/343-4646).

SUPPLEMENTARY INFORMATION: Background: On January 10, 1977, the Service published a Proposed rulemaking in the FEDERAL REGISTER (42 FR 2102-2104) advising that sufficient evidence was on file to support a determination that the St. Croix ground lizard was an Endangered species as provided for by the Act. That proposal summarized the factors thought to be contributing to the likelihood that this lizard could become extinct within the foreseeable future; specified the prohibitions which would be applicable if such a determination were made; and solicited comments, suggestions, objections and factual information from any interested person. Section 4(b)(1)(A) of the Act requires that the Governor of each State, within which a resident species of wildlife is known to occur, be notified and be provided 90 days to comment before any such species is determined to be a Threatened species

or an Endangered species. A letter was sent to Governor King of the U.S. Virgin Islands on January 25, 1977, notifying him of the proposed rulemaking for the St. Croix ground lizard. A similar letter on the same date was sent to Mr. Arthur Dammann of the Virgin Islands' Bureau of Sport Fisheries and Wildlife. On January 25, 1977, a memorandum was sent to the Service Directorate and affected Regional personnel, and letters were sent to other interested parties.

No official comments were received from the Governor of the Virgin Islands or members of his staff.

SUMMARY OF COMMENTS AND RECOMMENDATIONS

Section 4(b)(1)(C) of the Act requires that a summary of all comments and recommendations received be published in the FEDERAL REGISTER prior to adding any species to the List of Endangered and Threatened Wildlife.

In the January 10, 1977, FEDERAL REGISTER proposed rulemaking (42 FR 2102-2104) and the associated February 22, 1977, News Release, all interested parties were invited to submit factual reports or information which might contribute to the formulation of a Final rulemaking.

All public comments received during the period January 10, 1977, to April 8, 1977, were considered.

Letters were received from 5 individuals, including representatives of the American Society of Ichthyologists and Herpetologists, the National Park Service, and the New York Zoological Society.

In addition, copies of several published reports and articles on the St. Croix ground lizard were included with some of the comments.

Comments from one individual, while not recommending any changes in the proposal itself, did recommend adding areas of former occurrence to the Critical Habitat proposal. The areas included were in the vicinity of Christiansted and Frederiksted on St. Croix and on Buck Island.

One individual commented that *Ameiva polops* may be reestablished on several islands and recommended that Richard Philibosian of the Bureau of Fish and Wildlife in the Virgin Islands be contacted for additional information.

The National Park Service supplied selected literature on the St. Croix ground lizard, including a report on mongoose trapping on Buck Island. No comment was made directly on the proposal.

The Committee on Environmental Quality of the American Society of Ichthyologists and Herpetologists supported the proposed Endangered status but added no new information. They also supported the Critical Habitat proposal.

The New York Zoological Society supported the proposed status and Critical Habitat determination. They expressed concern that, because of limited distribution, this species could be subject to extinction via a natural disaster, such as a hurricane. Therefore, they recommended