environment and that an environmental impact statement therefore will not be prepared. The Bureau's finding of no significant impact and the evidence supporting this finding contained in an environmental assessment (pursuant to 21 CFR 25.31, proposed December 11, 1979; 44 FR 71742) may be seen in the Dockets Management Branch (address above).

List of Subjects in 21 CFR Part 548

Animal drugs, Antibiotics, Peptides.

PART 548—CERTIFIABLE PEPTIDE ANTIBIOTIC DRUGS FOR ANIMAL USE

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 of Food and Drugs (21 CFR 5.10 (formerly 5.1; see 46 FR 26052; May 11, 1981)) and redelegated to the Bureau of Veterinary Medicine (21 CFR 5.83), Part 548 is amended in § 548.112a by revising paragraph (a)(1) and by adding a new paragraph (c)(5)(ii)(*c*) to read as follows:

§ 548.112a Bacitracin methylene disalicylate soluble powder.

(a) *Requirements for certification*—(1) *Standards of identity, strength, quality, and purity.* The drug is soluble bacitracin methylene disalicylate with suitable and harmless diluents. It contains the equivalent of 50 grams of bacitracin activity per pound as defined § 430.6(a)(2) of this chapter, except that it contains the equivalent of 200 grams of bacitracin activity per pound as so defined if used as provided for in paragraph (c)(5)(ii)(*c*) of this section. Its potency is satisfactory if it is not less than 90 percent and not more than 120 percent of the labeled amount of bacitracin. Its loss on drying is not more than 8.5 percent. Its pH is not less than 8.0 and not more than 9.5. The soluble bacitracin methylene disalicylate used conforms to the standards prescribed by § 539.310b(a) of this chapter.

* * * * *

(c) * * *

(5) * * *

(ii) * * *

(*c*) *Amount per gallon.* One gram.

(*1*) *Indications for use.* For treatment of swine dysentery associated with *Treponema hyodysenteriae*. Administer continuously for 7 days or until signs of dysentery disappear.

(*2*) *Limitations.* Prepare a fresh solution daily. Treatment not to exceed 14 days. If symptoms persist after 4 to 5 days consult a veterinarian. Not to be given to swine that weigh more than 250 pounds.

* * * * *

Effective date. This amendment is effective April 27, 1982.

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

Dated: April 20, 1982.

Robert A. Baldwin,

Associate Director for Scientific Evaluation.

[FR Doc. 82-11373 Filed 4-26-82; 8:45 am]

BILLING CODE 4160-01-M

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21 CFR Part 558

New Animal Drugs for Use in Animal Feeds; Antibiotic Nitrofuran, and Sulfonamide Drugs in the Feed of Animals

Correction

On page 16320 in the issue for Friday, April 16, 1982, a correction appeared which modified FR Doc. 82-8088 (see 47 FR 12952, March 26, 1982). Unfortunately, the correction contained an error. On page 16321, in the first column, in the third line from the top of the column, "0.22" should have read "0.022".

BILLING CODE 1505-01-M

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21 CFR Part 176

[Docket No. 81F-0211]

Indirect Food Additives; Paper and Paperboard Components; Siloxanes and Silicones, Dimethyl, Methylhydrogen, Reaction Products with Polyethylene-Polypropylene Glycol Monoallyl Ether

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the food additive regulations to provide for the safe use of siloxanes and silicones, dimethly, methylhydrogen, reaction products with polyethylene-polypropylene glycol monoallyl ether as a component of defoamers used in the manufacture of paper and paperboard. This is in response to a food additive petition from Diamond Shamrock Corp.

DATES: Effective April 27, 1982. Objections by May 27, 1982.

ADDRESS: Written objections to the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: John L. Herrman, Bureau of Foods (HFF-334), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-472-5690.

SUPPLEMENTARY INFORMATION: In a notice published in the **Federal Register** of July 31, 1981 (46 FR 39222), FDA announced that a food additive petition (FAP 1B3563) had been filed by the Diamond Shamrock Corp., P.O. Box 2386 R, Morristown, NJ 07960, proposing to amend § 176.210 (21 CFR 176.210) to provide for the safe use of siloxanes and silicones, dimethyl, methylhydrogen, reaction products with polyethylene-polypropylene glycol monoallyl ether as a component of defoamers used in the manufacture of paper and paperboard.

FDA has evaluated data in the petition and other relevant material and concludes that the proposed use is safe and that § 176.210 should be amended as set forth in this document. In accordance with § 171.1(h) (21 CFR 171.1(h)), the petition and the documents that FDA considered and relied upon in reaching its decision to approve the petition are available for inspection at the Bureau of Foods (address above) by appointment with the information contact person listed above. As provided in § 171.1(h)(2), the agency will delete from the documents any materials that are not available for public disclosure before making the documents available for inspection.

The agency has considered the potential enviromental effects of this action and has concluded that the action will not have a significant impact on the human environment and an environmental impact statement is not required. The agency's finding of no significant impact and the evidence supporting that document may be seen at the Dockets Management Branch (address above) between 9 a.m. and 4 p.m., Monday through Friday.

List of Subjects in 21 CFR Part 176

Food additives; Food packaging; Paper and paperboard.

PART 176—INDIRECT FOOD ADDITIVES: PAPER AND PAPERBOARD COMPONENTS

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 201(s), 409, 72, Stat. 1784-1788 as amended (21 U.S.C. 321(s), 348)) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10 (formerly 5.1; see 46 FR 26052, May 11, 1981)), Part 176 is amended in § 176.210(d)(3) by alphabetically inserting a new item in the list to read as follows:

§ 176.210 Defoaming agents used in the manufacture of paper and paperboard.

* * * * *

(d) * * *

(3) * * *

Siloxanes and silicones, dimethyl, methylhydrogen, reaction products with polyethylene-polypropylene glycol monoallyl ether (CAS Reg. No. 71965-38-3).

* * * * *

Any person who will be adversely affected by the foregoing regulation may at any time on or before May 27, 1982, submit to the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857; written objections thereto and may make a written request for a public hearing on the stated objections. Each objection shall be separately numbered and each numbered objection shall specify with particularity the provision of the regulation to which objection is made. Each numbered objection on which a hearing is requested shall specifically so state; failure to request a hearing for any particular objection shall constitute a waiver of the right to a hearing on that objection. Each numbered objection for which a hearing is requested shall include a detailed description and analysis of the specific factual information intended to be presented in support of the objection in the event that a hearing is held; failure to include such a description and anlaysis for any particular objection shall constitute a waiver of the right to a hearing on the objection. Three copies of all documents shall be submitted and shall be identified with the docket number found in brackets in the heading of this regulation. Received objections may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

Effective date. This regulation shall become effective April 27, 1982.

(Secs. 201(s), 409, 72 Stat. 1784-1788 as amended (21 U.S.C. 321(s), 348))

Dated: April 16, 1982.

William F. Randolph,

Acting Associate Commissioner for Regulatory Affairs.

[FR Doc. 82-11372 Filed 4-26-82; 8:45 am]

BILLING CODE 4160-01-M

NAVAJO AND HOPI INDIAN RELOCATION COMMISSION

25 CFR Part 700

Commission Operations and Relocation Procedures

AGENCY: Navajo and Hopi Indian Relocation Commisson.

ACTION: Final rule.

SUMMARY: On January 14, 1982, the regulations on Commission operations and relocation procedures were revised, with the exception of the sections on determination of replacement housing payments, differential amounts, payments for divorced or separated relocatees, and payments to estates. These sections were not included with the rest of the regulations because the Commission was awaiting an opinion from the General Accounting Office. The opinion has been received and the Commission is now taking final action on these sections.

EFFECTIVE DATE: April 27, 1982.

FOR FURTHER INFORMATION CONTACT: Paul M. Tessler, C.F.R. Liaison Officer, Navajo & Hopi Indian Relocation Commission, P.O. Box KK, Flagstaff, AZ 86002. Telephone No. (602) 779-3311, Extension 1376, FTS: 261-1376. The principal author is William G. Lavell, General Counsel, Navajo and Hopi Indian Relocation Commission, P.O. Box KK, Flagstaff, Arizona, 86002. Telephone No. (602) 779-3311, Extension 1376, FTS: 261-1376.

SUPPLEMENTARY INFORMATION: On March 9, 1981, the Commission published a proposed recodification, revision and expansion of existing regulations contained in 25 CFR Part 700 (45 FR 15720-15743). On January 14, 1982, final rules were published on all sections of the proposed recodification, except the following: § 700.183—Determination of Replacement Housing Payments; § 700.185—Differential Amount; § 700.143—Payments for Divorced or Separated Relocatees and § 700.145—Payments to Estates (47 FR 2089-2112). On December 24, 1981 a revision of § 700.143—Payments for Divorced or Separated Relocatees and § 700.145—Payments to Estates was published for further comment. Comments on this re-publication have been received and analyzed. Most of the comments received from the publication on March 9, 1981, dealt with sections 700.183—Determination of Replacement Housing Payment, and 700.185—Differential Amount. Since the question underlying the proposed change in those sections was then before the General Accounting Office, the Commission decided to wait for an opinion before taking final action on those rules. Such opinion has been received and the Commission is now prepared to take final action on the remaining sections of the proposed revisions published on March 9, 1981.

Most of the comments received concerning the March 9, 1981 publication of the proposed recodification dealt with the proposed changes in § 700.183—Determination of Replacement Housing Payments and § 700.185—Differential Amount. All such comments opposed the proposed change. The opinion received from the General Accounting Office did not in any way detract from the authority of the Commission to continue the present practice of adding the replacement housing benefit to the amount of money received by the relocatee for any improvements located on the Former Joint Use Area in determining the total amount available for replacement housing. In considering the many comments received, the Commisson has decided that the continuation of that practice would best fit the needs of this program. Therefore, §§ 700.183 and 700.185 have been combined and state substantially the same rule that has been practiced up to this time.

Concerning § 700.143—Payments for Divorced or Separated Relocatees and § 700.145—Payments to Estates, the comments received in response to the December 24, 1981 publication were as follows.

One comment dealt primarily with the point that the Commission should allow for courts of competent jurisdication (particularly tribal courts) to enter appropriate decrees disposing of relocation benefits, where appropriate. This suggestion has been acted upon and the final rule reflects this.

The other comment was concerned with the question of vesting of benefits. It was suggested that such benefits vest upon the signing of the Relocation Contract. Since there was some concern as to whether or not this practice might encouage "sham divorces", the commentor suggested that the Commission adopt a provision to cover the situation similar to the one set forth in IRS Revenue Ruling 76-255. That ruling held that a couple who obtained a year end divorce with the intent of marrying in the next year solely to avoid the tax "marriage penalty" by filing separate returns, are treated by the IRS as being married. The attached regulation as adopted by the Commission sets forth what the Commission will consider as divorce or legal separation. If facts arise which indicate a possible "sham divorce" such matters will be handled on a case by case basis. In view of the customs and traditions of the Navajo Tribe it is not anticipated that this practice will be encountered.

In order to clarify the meaning of vesting in these regulations, a new definition is included as § 700.89—Relocation Contract.

As of the date of publication of this final rule, the Office of Management and Budget has not approved the information collection requirements, if any, related to these regulations. Notice of such approval will be published at a later date.

List of Subjects in 25 CFR Part 700

Relocation assistance, Indians.

Accordingly, Part 700 of title 25 of the Code of Federal Regulations is amended by adding § 700.89 to Subpart A and by adding §§ 700.143 and 700.145 to Subpart C and § 700.183 to Subpart E to read as follows:

PART 700—COMMISSION OPERATIONS AND RELOCATION PROCEDURES

§ 700.89 Relocation contract.

The Relocation Contract is that contract signed by the head of household in which he/she agrees to purchase an existing house or to construct a new house, the owner of such existing house or the builder of the proposed new house agrees to sell or perform the construction, and the Commission agrees to make payments according to such agreement.

§ 700.143 Payments for divorced or separated relocatees.

General. The following considerations apply to certified eligible heads of household who are legally separated or divorced and intend to establish separate eligibility.

(a) Determination of Benefits. Eligibility for relocation benefits is determined as of the time that the Relocation Contract is signed.

(1) If the divorce or separation took place before benefits were first applied for, the spouse who vacated the habitation will not be eligibile for benefits and all relocation benefits will accrue to the spouse remaining in occupancy as head of the household remaining to be relocated.

(2) If both husband and wife are in possession of the habitation at the time that benefits are first applied for, and are divorced or separated prior to signing of a Relocation Contract, both husband and wife may qualify separately for benefits if each meets the requirements of eligibility under these regulations.

(3) If both husband and wife are in possession of the habitation at the time a Relocation Contract is signed but are divorced or separated prior to occupancy of the replacement dwelling, only one benefit will be paid to the household. Such benefits (including the assistance payment, moving expenses and replacement dwelling benefit) and the purchase price of the habitation and improvements may be prorated between husband and wife in such manner as they may agree in writing so long as such proration is consistent with the terms of the Relocation Contract. Such proration may also be made by a court of competent jurisdiction. In the absence of an agreement between the parties or a court order, any necessary prorations shall be made by the Commission.

(b) For purposes of this section, a head of household shall be considered as married even though living apart from his or her spouse unless legally separated under a decree or separate maintenance.

§ 700.145 Payments to estates.

(a) Relocation benefits can be paid to the estate of a deceased Certified Eligible Head of Household under the following circumstances:

(1) If there is no household requiring relocation pursuant to the Act surviving the deceased head of household:

(i) Compensation for the habitation and other improvements owned by the deceased head of household and the cost of removing personal property from the acquired habitation and other improvements shall be paid to the estate of a deceased head of household, or as otherwise directed by a court of competent jurisdiction.

(ii) No replacement housing benefit or assistance payment (bonus) shall be paid under this circumstance.

(2) Replacement housing benefits may be paid to an estate only when a certified eligible head of household was qualified for such a housing payment pursuant to the Act and signed a Relocation Contract but died before the replacement housing was occupied. The estate of a certified eligible head of household who had not signed a Relocation Contract at the time of his/her death is not eligible for payment of a replacement housing benefit.

(b) If one of a married couple who was a certified eligible head of household dies, the surviving spouse may be paid the same relocation assistance benefits, including replacement housing payments, which the couple would have received had death not occurred. If there is no surviving spouse, a court of competent jurisdiction may appoint a guardian to act for minor members of the household. The Commission shall deal with such guardian and any members of the household who have attained their majority in a manner to effect relocation of the remaining household under these regulations.

§ 700.183 Determination of replacement housing benefit.

(a) *Amount of benefit.* The replacement housing benefit for a certified eligible head of household is an amount not to exceed Fifty Thousand Dollars ($50,000.00) for a household of three or less and not to exceed Sixty-Six Thousand Dollars ($66,000.00) for a household of four or more. Subject to such other requirements of these regulations as may apply, the replacement housing benefit to be paid in each instance shall be either of the following amounts, as appropriate in each case:

(1) The full amount of the replacement housing benefit as set forth above, or as increased or decreased from time to time, if the purchase price of the replacement dwelling, actually acquired and occupied by the displaced person, including the land upon which it is situated, equals or exceeds the sum of the purchase price of the acquired habitation and improvements plus the full replacement housing benefit.

(2) If the purchase price of the replacement dwelling, including the land upon which it is situated, actually acquired and occupied by the displaced person is less than the sum of the purchase price of the acquired habitation and improvements plus the full replacement housing benefit, then the replacement housing benefit shall be that amount, which, when added to the purchase price of the acquired habitation and improvements, equals the purchase price of the replacement dwelling.

(b) The Commission shall, on or before the first Friday in April of each fiscal year, after consultation with the Secretary of the Department of Housing and Urban Development, annually increase, decrease or leave unadjusted the above limitations on replacement housing benefits to reflect changes in housing or development and construction costs, other than costs of land, during the preceding year. In determining whether to increase or decrease the replacement housing benefit limitations set forth above, the Commission shall consider the following:

(1) The most recent percentage rate of increase or decrease in single family housing construction costs reported by HUD. (General Prototype Housing Costs For One to Four Family Dwelling Units).

(2) The most recent Boecht Building Cost Modifier.

(3) The experience of relocatee families in obtaining replacement housing within the current benefits.

(4) The cost of available replacement housing which meets Commission standards as set forth in these regulations.

(5) Such other available information which the Commission deems appropriate and which is relevant to a determination of whether replacement housing benefits should be increased or

decreased to reflect change in housing or development and construction costs during the preceding year.

(c) If the owner retains ownership of his dwelling, moves it from the acquired site, and reoccupies it on a replacement site, the purchase price of the replacement dwelling shall be considered to be the sum of—

(1) The cost of the replacement site, if any; plus

(2) The moving and restoration expenses; plus

(3) The costs, if any, incurred to make the unit a decent, safe, and sanitary replacement dwelling; but not to exceed the above limitation on total replacement home benefits.

(Pub. L. 93-531, 88 Stat. 1712 as amended by Pub. L. 96-305, 94 Stat. 929 (25 U.S.C. 640d))

Hawley Atkinson,

Chairman Navajo and Hopi Indian Relocation Commission.

[FR Doc. 82-11425 Filed 4-26-82; 8:45 am]

BILLING CODE 6820-BB-M

DEPARTMENT OF DEFENSE

Defense Nuclear Agency

32 CFR Part 291a

[DNA Instruction 5400.11]

Privacy Act of 1974

AGENCY: Defense Nuclear Agency.

ACTION: Final rule.

SUMMARY: The Defense Nuclear Agency is amending its rules implementing the Privacy Act to indicate the official within the agency responsible for Privacy Act matters and to correct the file designation for a system of records for which a specific exemption is claimed.

DATES: This final rule is effective May 27, 1982.

FOR FURTHER INFORMATION CONTACT: Robert L. Brittigan; General Counsel; Defense Nuclear Agency; Washington, D.C. 20305; Telephone: (202) 325-7681.

SUPPLEMENTARY INFORMATION: These rule changes were first proposed on September 23, 1980 as a proposed rule (see 45 FR 63004). No public comments have been received and, therefore, the changes are now adopted as a final rule.

List of Subjects in 32 CFR Part 291a

Privacy.

PART 291a—PRIVACY ACT OF 1974

Accordingly, the indicated sections of Part 291a of Title 32 CFR are amended as follows:

§ 291a.4 Responsibilities [Amended]

Change "Chief, Civilian Personnel Division, Personnel/Administrative Directorate" to "General Counsel".

§ 291a.5 Reports [Amended]

Change "PACV" to "GC".

§ 291a.6 Specific Exemptions [Amended]

Change (a) from "501.01 Personnel Security Files" to "501.01 Security Operations System."

M. S. Healy,

OSD Federal Register Liaison Officer, Department of Defense.

April 21, 1982.

[FR Doc. 82-11420 Filed 4-26-82; 8:45 am]

BILLING CODE 3810-01-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 123, 264 and 265

[SWH-FRL-2091-8]

Standards Applicable to Owners and Operators of Hazardous Waste Treatment, Storage, and Disposal Facilities: Liability Requirements

Corrections

In FR Doc. 82-10431 appearing at page 16544 in the issue for Friday, April 16, 1982, make the following changes:

1. On page 16557, first column, under Alternative II, please remove "$" from Items 2, 3, and 4; and in the second column, under Alternative II, please remove "$" from Items 4, 5, and 6.

2. On page 16561, third column, beginning with the seventh line, remove "[insert date of publication in the Federal Register]", and insert the following: "April 16, 1982".

BILLING CODE 1505-01-M

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40 CFR Parts 60 and 61

[A-3-FRL-2112-1]

New Source Performance Standards and National Emission Standards for Hazardous Pollutants; Delegation of Authority to the State of Delaware

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This document amends EPA regulations which state the address of the Delaware Department of Natural Resources and Environmental Control to reflect delegation to the State of Delaware of authority to implement and enforce additional Standards of Performance for New Stationary Sources and National Emission Standards for Hazardous Air Pollutants.

EFFECTIVE DATE: April 27, 1982.

FOR FURTHER INFORMATION CONTACT: Laurence Budney (3AW12), Environmental Protection Agency, Region III, Curtis Bldg., 6th & Walnut Sts., Philadelphia, PA 19106, Telephone: (215) 597-2842.

SUPPLEMENTARY INFORMATION:

I. Background

On September 22, 1981 and February 3, 1982, John E. Wilson III, Secretary of the Delaware Department of Natural Resources and Environmental Control, submitted requests for delegation of authority to implement and enforce regulations for:

- New Source Performance Standards (NSPS) for stationary gas turbines
- New Source Performance Standards (NSPS) for petroleum refineries
- National Emission Standards for Hazardous Air Pollutants (NESHAP) for vinyl chloride

The request was reviewed and on April 15, 1982 a letter was sent to John E. Wilson III, Secretary, Department of Natural Resources and Environmental Control, approving the delegation and outlining its conditions. The approval letter specified that if Secretary Wilson or any other representatives had any objections to the conditions of the delegation they were to respond within ten (10) days after receipt of the letter. As of this date, no objections have been received.

II. Regulations Affected by This Document

With respect to the authority delegations referred to above, EPA is today amending 40 CFR 60.4 and 61.04, Address, to reflect these delegations. The amended § 60.4 and § 61.04 which state the address of the Delaware Department of Natural Resources and Environmental Control (to which all reports, requests, applications, submittals and communications to the Administrator regarding this subpart must be addressed), is set forth below.

The Administrator finds good cause to make this rulemaking effective immediately without prior public notice since it is an administrative change and not one of substantive content. No additional substantive burdens are imposed on the parties affected. The delegation which is reflected by this administrative amendment was effective on April 15, 1982.

This rulemaking is effective immediately, and is issued under the authority of Sections 111 and 112 of the Clean Air Act, as amended.

The Office of Management and Budget has exempted this action from Executive Order 12291.

III. List of Subjects in 40 CFR Part 60

Air pollution control, Aluminum, Ammonium sulfate plants, Cement industry, Coal, Copper, Electric power plants, Glass and glass products, Grains, Intergovernmental relations, Iron, Lead, Metals, Motor vehicles, Nitric acid plants, Paper and paper products industry, Petroleum, Phosphate, Sewage disposal, Steel, Sulfuric acid plants, Waste treatment and disposal, Zinc.

IV. List of Subjects in 40 CFR Part 61

Air pollution control, Asbestos, Beryllium, Hazardous materials, Mercury, Vinyl chloride.

(42 U.S.C. 7401 et seq.)

Dated: April 15, 1982.

Stephen R. Wassersug,

Director, Air & Waste Management Division.

PART 60—STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES

Part 60 of Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

In § 60.4, paragraph (b) is amended by revising subparagraph (I) to read as follows:

§ 60.4 Address.

* * * * *

(b) * * *

(A)-(H) * * *

(I) State of Delaware (for fossil fuel-fired steam generators; incinerators; nitric acid plants; asphalt concrete plants; storage vessels for petroleum liquids; sulfuric acid plants; sewage treatment plants; electric utility steam generating units; stationary gas turbines and petroleum refineries).

Delaware Department of Natural Resources and Environmental Control, Tatnall Building, P.O. Box 1401, Dover, Delaware 19901

PART 61—NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS

Part 61 of Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

In § 61.04, paragraph (b) is amended by revising subparagraph (I) to read as follows:

§ 61.04 Address.

* * * * *

(b) * * *

(A)-(H) * * *

(I) State of Delaware (for asbestos, beryllium, mercury and vinyl chloride):

Delaware Department of Natural Resources and Environmental Control, Tatnall Building, P.O. Box 1401, Dover, Delaware 19901

[FR Doc. 82-11478 Filed 4-26-82; 8:45 am]
BILLING CODE 6560-50-M

GENERAL SERVICES ADMINISTRATION

41 CFR Parts 5-12, 5-18, 5A-12, and 5B-12

Labor Procurement Regulations

AGENCY: General Services Administration.

ACTION: Final rule.

SUMMARY: The General Services Administration Procurement Regulations, Chapter 5, are amended to transfer policies and procedures regarding Labor from Chapter 5A and 5B. This transfer is part of the action to incorporate appropriate material in Chapters 5A and 5B into Chapter 5. The intended effect is to have a single GSA-wide procurement regulation.

EFFECTIVE DATE: May 14, 1982.

FOR FURTHER INFORMATION CONTACT: Philip G. Read, Director, Federal Procurement Regulations Directorate, Office of Acquisition Policy, (202) 523-4755.

CHAPTER 5—GENERAL SERVICES ADMINISTRATION

[APD 2800.2 CHGE 20]

1. The Table of Parts is amended by adding the following entry:

Table of Parts

PART 5-12—LABOR

2. The Contents of Part 5-12 is amended by adding the following:

Subpart 5-12.6—Walsh-Healey Public Contracts Act

Subpart 5-12.8—Equal Opportunity in Employment

Authority: Sec. 205(c), 63 Stat. 390; (40 U.S.C. 486(c)).

3. Part 5-12 Labor, is amended by adding Subparts 5-12.6 and 5-12.8 as follows:

PART 5-12—LABOR

Subpart 5-12.6—Walsh-Healey Public Contracts Act

§ 5-12.604 Responsibilities of contracting officers.

(a) *Notification to contractors.* Contracting officers shall furnish contractors copies of Department of Labor Form WH 1313, Notice to Employees Working on Government Contracts, when awarding a contract subject to the Walsh-Healey Public Contracts Act. In addition, Form WH 1232, Minimum Wage Determinations under the Walsh-Healey Public Contracts Act (copies available from Department of Labor) has been prepared by the Department of Labor to enable a contractor to ascertain the minimum wage determinations applicable to a particular contract. The Department of Labor will issue amendments to Form WH 1232 as new determinations become effective. Copies of both publications (WH 1313 and WH 1232) should be supplied for each of the contractor's establishments performing on contracts subject to the Walsh-Healey Public Contracts Act.

(b) *Reporting contract awards to Department of Labor.* The original and one copy of Standard Form 99, Notice of Award of Contract, shall be forwarded to the Department of Labor, Employment Standards Administration, Wage and Hour Division, Washington, DC 20210. A copy shall be retained in the procurement file. (Detailed instructions for preparing Standard Form 99 are prescribed by the Department of Labor in Circular Letter No. 2-65, dated December 10, 1965.)

(c) *Violations and complaints.* Information concerning possible violations of the requirements of the Walsh-Healey Public Contracts Act can originate from complaints of injured parties, from officers or employees of the U.S. Government, or otherwise. Any such complaints coming to the attention of the contracting officer shall be considered, together with any other relevant information that is available, in coordination with the Office of General Counsel. Reports of violations shall be prepared and submitted through the