

Office of Personnel Management.
Donald J. Devine,
Director.

PART 801—VOTING RIGHTS PROGRAM

Accordingly, the Office of Personnel Management amends 45 CFR 801.202, Appendix A, by alphabetically adding Monroe County, to the listing for Alabama, to read as follows:

§ 801.202 Times and places for filing and forms of application.

* * * * *

Appendix A

* * * * *

Alabama

County; Place for filing; Beginning date.

* * * * *

Monroe—Room 112, Monroe Motor Court South, Highway 21, Monroeville, Alabama. August 31, 1984.

* * * * *

(5 U.S.C. 1103; secs. 7, 9, 79 Stat. 440, 411 (42 U.S.C. 1973c, 1973g))

[FR Doc. 84-31624 Filed 12-3-84; 8:45 am]

BILLING CODE 6325-01-M

45 CFR Part 801

Voting Rights Program; Appendix A: South Carolina

AGENCY: Office of Personnel Management.

ACTION: Final rule with request for comments.

SUMMARY: The Office of Personnel Management is establishing three new offices for filing of applications or complaints under the Voting Rights Act of 1965, as amended. The Attorney General has determined that these designations are necessary to enforce the guarantees of the Fourteenth and Fifteenth amendments to the Constitution.

DATES: This rule is effective immediately upon publication. In view of the need for its publication without an opportunity for prior comment, comments will still be considered. To be timely, comments must be received on or before January 3, 1985.

ADDRESS: Send or deliver comments to Ronald E. Brooks, Coordinator, Voting Rights Program, Office of Personnel Management, Room 5532 1900 E Street, NW, Washington, D.C. 20415.

FOR FURTHER INFORMATION CONTACT: Ronald E. Brooks, Coordinator, Voting Rights Program, (202) 632-5544.

SUPPLEMENTARY INFORMATION: The Attorney General has designated

Bamberg, Colleton, and Hampton Counties, South Carolina as additional examination points under the provisions of the Voting Rights Act of 1965, as amended. He determined on October 10, 1984, that these designations are necessary to enforce the guarantees of the Fourteenth and Fifteenth amendments to the Constitution. Accordingly, pursuant to section 6 of the Voting Rights Act of 1965, as amended, 42 U.S.C. 1973d, the U.S. Office of Personnel Management will appoint Federal examiners to review the qualifications of applicants to be registered to vote and Federal observers to observe local elections.

Pursuant to section 553(b)(3)(B) of title 5 of the United States Code, the Director finds that good cause exists for waiving the general notice of proposed rulemaking. The notice is being waived because of OPM's legal responsibilities under 42 U.S.C. 1973e(a) and other parts of the Voting Rights Act of 1965, as amended, which require OPM to publish counties certified by the U.S. Attorney General and locations within these counties where citizens can be federally listed and become eligible to vote, and where Federal observers can be sent to observe local elections.

Pursuant to section 553(d)(3) of title 5 of the United States Code, the Director finds that good cause exists to make this amendment effective in less than 30 days. The regulation is being made effective immediately to allow Federal examiners to register voters immediately in view of the pending elections to be held in the subject counties, where Federal observers will observe elections under the authority of the Voting Rights Act of 1965, as amended.

E.O. 12291, Federal Regulation

OPM has determined that this is not a major rule as defined under section 1(b) of E.O. 12291, Federal Regulation.

Regulatory Flexibility Act

I certify that this regulation will not have significant economic impact on a substantial number of small entities because its purpose is the addition of three new locations to the list of counties in the regulations concerning OPM's responsibilities under the Voting Rights Act.

List of Subjects in 45 CFR Part 801

Administrative practice and procedures, Voting rights.

Office of Personnel Management.
Donald J. Devine,
Director.

PART 801—VOTING RIGHTS PROGRAM

Accordingly, the Office of Personnel Management amends 45 CFR 801.202, Appendix A, by alphabetically adding Bamberg County, Colleton County, and Hampton County, South Carolina, to read as follows:

§ 801.202 Times and places for filing and forms of application.

* * * * *

Appendix A

* * * * *

South Carolina

County; Place for filing; Beginning date.

* * * * *

Bamberg—Room 6, Farmers Home Administration, J. Carl Kershe Agriculture Building, Calhoun Street, Bamberg, South Carolina; Colleton—Soil Conservation Service, Room 203, 119 Benson Street, Walterboro, South Carolina; Hampton—Farmers Home Administration, 1st Floor, 1003 Elm Street, Hampton, South Carolina. October 10, 1984.

* * * * *

(5 U.S.C. 1103; secs. 7, 9, 79 Stat. 440, 411 (42 U.S.C. 1973c, 1973g))

[FR Doc. 84-31625 Filed 12-3-84; 8:45 am]

BILLING CODE 6325-01-M

FEDERAL MARITIME COMMISSION

46 CFR Parts 500, 501, 502, 503, 504 and 505

[Docket No. 84-20 for Part 505]

Corrections to Final Rules in Subchapter A General And Administrative Provisions

AGENCY: Federal Maritime Commission.

ACTION: Final rules; correction.

SUMMARY: This document corrects final rules in Subchapter A containing general and administrative provisions that appeared in the Federal Register of Tuesday, November 6, 1984, beginning at 49 FR 44362. This action is necessary to correct typographical and other errors in the Supplementary Information and in the text of the regulations.

DATES: Parts 500-505 effective December 6, 1984.

FOR FURTHER INFORMATION CONTACT: Francis C. Hurney, Secretary, Federal Maritime Commission, 1100 L Street, NW., Washington, D.C. 20573, (202) 523-5725.

SUPPLEMENTARY INFORMATION: The following corrections are made in FR Doc. 84-29100 beginning on page 44362 in the issue of Tuesday, November 6, 1984:

1. On page 44362, in the first column, in the first paragraph of the **SUPPLEMENTARY INFORMATION**, third line, "[40 FR 16994]" should be "[49 FR 16994]".

PART 500—[CORRECTED]

§ 500.207 [Corrected]

2. On page 44365, in the third column, in § 500.207, last line, "dispute" should be "disputed".

§ 500.211 [Corrected]

3. On page 44366, in the first line of the second column, in § 500.211, "76 CFR Part 503" should be "46 CFR Part 503".

§ 500.212 [Corrected]

4. On page 44367, in the second column, in the last line of § 500.212(c)(8)(iii), "hearing examiner" should be "examiner".

PART 502—[CORRECTED]

§ 502.11 [Corrected]

5. On page 44372, in the second line of the first column, in § 502.11(b)(2), "constructed" should be "construed".

§ 502.32 [Corrected]

6. On page 44373, in the second column, in § 502.32(a)(2), "paragraph (a)" should be "paragraph (a)(1)"; in § 502.32(a)(4), "paragraph (c)" should be "paragraph (a)(3)"; on page 44374, in the first column, in § 502.32(c)(4), in the first line, "(1)" should be "(i)"; and, in the third line of § 502.32(c)(4), remove the phrase "the Chairman or".

§ 502.67 [Corrected]

7. On page 44377, in the second column, in the fourteenth line of § 502.67(b)(2), remove the phrase "the Secretary of", and in § 502.67(c), in the last line, remove the phrase "[Rule 74]".

§ 502.68 [Corrected]

8. On page 44378, the eleventh line of the second column in § 502.68(b) should read: "complaint under section 22 of the".

Exhibit No. 1 to Subpart E [Corrected]

9. On page 44380, in the third column, in Exhibit No. 1 to Subpart E, remove the second paragraph beginning "Under the Shipping Act . . ." and insert:

Under the Shipping Act of 1984 [foreign commerce], the complaint must be filed within three (3) years from the time the cause of action accrues and may be brought against any person alleged to have violated the 1984 Act to the injury of complainant.

Under the Shipping Act, 1916 and the Intercoastal Shipping Act, 1933 [domestic commerce], the complaint must be filed within two (2) years from the time the cause of action accrues and may be brought only against a "person subject to the Act", e.g., a common carrier, terminal operator or freight forwarder.

10. On page 44381, in the first column, in Exhibit No. 1 to Subpart E, in paragraph No. 6, seventh line, "relating of" should be "relating to".

§ 502.93 [Corrected]

11. On page 44382, in the first column, in § 502.93, "Appendix A to this part (#4)" should be "Exhibit No. 1 to Subpart O".

§ 502.112 [Corrected]

12. On page 44384, in the first column, in the eleventh line of § 502.112(b), "Appendix" should be "Exhibit".

§ 502.143 [Corrected]

13. On page 44385, in the third column, in § 502.143, eighth line, "issued" should be "issues".

§ 502.147 [Corrected]

14. On page 44386, in the twenty-ninth line of the second column, in § 502.147(a), "office" should be "officer".

§ 502.157 [Corrected]

15. On page 44387, in the first column, in § 502.157(a), second line, "restored" should be "resorted".

§ 502.201 [Corrected]

16. On page 44390, in the third line of the first column, in § 502.201(i)(1)(viii), "enveloped" should be "envelopes".

§ 502.203 [Corrected]

17. On page 44390, in the penultimate line of the third column, in § 502.203(c), "objection party of deponent" should be "objecting party or deponent".

§ 502.205 [Corrected]

18. On page 44391, in the third column, in the fourth line of § 502.205(c), the cross-reference "§ 502.210(h)" should be "§ 502.201(h)".

§ 502.209 [Corrected]

19. On page 44393, in the second column, the fifth line of § 502.209(b)(3), should read: "affirmation, or in the conduct of parties".

§ 502.210 [Corrected]

20. On page 44393, in the third column, in § 502.210(a)(3), fifth line, "thereof" should be "thereto".

§ 502.230 [Corrected]

21. On page 44395, in the first column, the heading of § 502.230 should read:

"Reopening by presiding officer or Commission."

§ 502.287 [Corrected]

22. On page 44397, in the second column, in § 502.287, thirteenth line, "depose" should be "be deposed".

§ 502.305 [Corrected]

23. On page 44398, in the third column, in § 502.305, in the fourth and fifth lines of the regulatory text, "[Rule 321]" should be "[Rule 305]".

Exhibit No. 1 to Subpart S [Corrected]

24. On page 44399, in the first column, in the seventh line of the first full paragraph of "Information to Assist in Filing Informal Complaints" in Exhibit No. 1 to Subpart S, "Subchapter S" should be "Subpart S", and, in the second column, in Exhibit No. 1 to Subpart S, first full paragraph, first and second lines, remove the words: "If the claim is for 'damages' as defined in § 502.303" and capitalize the first word "a".

§ 502.312 [Corrected]

25. On page 44399, in the third column, in § 502.312, in the fifth line, "complaint" should be "complainant".

§ 502.315 [Corrected]

26. On page 44399, in the third column, in § 502.315, in the second line, "complainants" should be "complaints" and in the eighth line, "complaints" should be "complainants".

PART 503—[CORRECTED]

Part 503 Table of Contents [Corrected]

27. On page 44401, in the third column, in the Table of Contents, "503.87 Effect of provisions of this subpart on any other subpart" should be "503.87 Effect of provisions of this subpart on other subparts".

§ 503.13 [Corrected]

28. On page 44402, in the first column, the heading of § 503.13 should read: "Incorporation by reference".

§ 503.25 [Corrected]

29. On page 44402, in the third column, in § 503.25(c), "Report" should be "Reports".

§ 503.34 [Corrected]

30. On page 44403, in the third column, in the fifth line of § 503.34(d), the citation "5 U.S.C. 522" should be "5 U.S.C. 552".

§ 503.35 [Corrected]

31. On page 44404, in the first column, in § 503.35(a)(5), "Interagency or interagency" should be "Interagency or intraagency".

§ 503.59 [Corrected]

32. On page 44407, in the second column, in § 503.59(f)(2), in the second line, "authorized" should be "unauthorized" and, in the fourth line of the third column, in § 503.59(k), "Office" should be "Officer".

§ 503.60 [Corrected]

33. On page 44408, in the second column, in § 503.60(h), sixth line, "indentifiable" should be "identifiable".

§ 503.61 [Corrected]

34. On page 44408, in the second column, in § 503.6(c)(1), in the first line, "offices" should be "officers".

§ 503.63 [Corrected]

35. On page 44408, in the third column, in § 503.63(a), in the third line, "of the section" should be "of this section" and, in the fifth and sixth lines, "system or records" should be "system of records".

§ 503.65 [Corrected]

36. On page 44409, in the second column, in § 503.65(c)(iii), "will be make" should be "will be made".

§ 503.66 [Corrected]

37. On page 44409, in the second column, in the heading of § 503.66(b), "request" should be "requesting".

§ 503.73 [Corrected]

38. On page 44410, in the third column, the heading of § 503.73 should read: "Exceptions-meetings".

§ 503.75 [Corrected]

39. On page 44412, in the first column, the third line of § 503.75(h) should read: "observation a portion of a meeting, no such."

§ 503.79 [Corrected]

40. On page 44413, in the first column, in the third line of § 503.79(g), "is" should be "if" and on page 44413, in the second line of the second column, in § 503.79(j), "disposition by the agency or a particular" should be "disposition by the agency of a particular".

§ 503.80 [Corrected]

41. On page 44413, in the second column, in the second line of § 503.80(b), the cross-reference "paragraph (b)" should be "paragraph (a)".

§ 503.81 [Corrected]

42. On page 44413, in the third column, the heading of § 503.81 should read: "Effect of vote to withhold information pertaining to meeting".

§ 503.85 [Corrected]

43. On page 44414, in the second column, in the twentieth line of

§ 503.85(b), "transcript of recording" should be "transcript or recording".

§ 503.87 [Corrected]

44. On page 44415, in the first column, the heading of § 503.87 should read: "Effect of provisions of this subpart on other subparts".

PART 504—[CORRECTED]**§ 504.4 [Corrected]**

45. On page 44416, in the second column, in § 504.4(a)(12), "interchange of" should be "interchange or" and in § 504.4(a)(22), "Investigator" should be "Investigatory".

§ 504.7 [Corrected]

46. On page 44417, in the first column, in § 504.7(a)(1), fifth line, "action to may" should be "action may" and in the second line of the second column, in § 504.7(b)(3), "[EIS]" should be "[EPA]".

§ 504.9 [Corrected]

47. On page 44417, in the third column, in § 504.9(c), in the sixth line, "informed" should be "informal", and, on page 44418, in the first line of the first column, in § 504.9(d), "the Shipping Act or section 15 of the" should be "the Shipping Act, 1916, or section 15 of the".

PART 505—[CORRECTED]**§ 505.1 [Corrected]**

48. On page 44418, in the sixth line of the second column, in § 505.1, "designated provisions of the Shipping" should be "designated provisions of the Shipping Act, 1916, the Intercoastal Shipping Act, 1933, the Shipping".

By the Commission.

Francis C. Hurney,

Secretary.

[FR Doc. 84-31623 Filed 12-3-84; 8:45 am]

BILLING CODE 6730-01-M

FEDERAL COMMUNICATIONS COMMISSION**47 CFR Part 73**

[BC Docket No. 82-538; RM-3983; Docket No. 18421]

Hours of Operation of Daytime-Only AM Broadcast Stations; and Amendment Regarding Hours of Operation of Dominant and Secondary Stations; Order Staying Effective Date

AGENCY: Federal Communications Commission.

ACTION: Final rule; stay of effective date.

SUMMARY: This action stays the changes made in the rules regarding post-sunset operation by daytime-only AM stations

pending action on petitions for reconsideration regarding those rule changes. The Final Rule in this proceeding was published on April 26, 1984 (49 FR 17942).

EFFECTIVE DATE: December 4, 1984.

FOR FURTHER INFORMATION CONTACT: Jonathan David, Mass Media Bureau, (202) 632-7792.

SUPPLEMENTARY INFORMATION:**Order**

In the matter of Hours of Operation of Daytime-only AM Broadcast Stations; BC Docket No. 82-538, RM-3983; amendment of § 73.81 of the Commission's Rules (Hours of Operation of Dominant and Secondary Stations), Docket No. 18421.

Adopted: November 16, 1984.

Released: November 20, 1984.

By the Chief, Mass Media Bureau:

1. The Commission has before it the petitions for reconsideration of the *Memorandum Opinion and Order* in this proceeding¹ and responsive pleadings, as well as a Joint Motion For Final Orders and Termination of Proceeding filed by the Association for Broadcast Engineering Standards ("ABES") and the Daytime Broadcasters Association ("DBA").

2. The subject proceeding was begun in order to explore possible rule changes to help alleviate the difficulties daytime-only stations face because they are licensed to operate only between local sunrise and local sunset. Although provision had long been made for pre-sunrise operation by daytime-only stations, there was no opportunity for post-sunset operation. As a result, the proceeding focused primarily on the possibility of allowing such post-sunset operation.

3. Based on the record developed in the proceeding the Commission concluded that it was possible to authorize post-sunset operation for daytime-only stations, and it adopted a *Report and Order* amending the rules to permit such operation. Under these rules, Class III stations (those on regional channels) were permitted to operate two hours beyond local sunset with a maximum power of 500 watts, reduced as necessary in order to avoid interference. Most Class II stations, (those on clear channels), also were permitted to operate beyond local sunset, also with a maximum power of 500 watts. However, the specific power and period of post-sunset operation

¹ Petitions for reconsideration have been filed by the Association for Broadcast Engineering Standards; KCPX, Inc.; Summit Radio Corp.; The Henry Radio Company; and Harte-Hanks Radio, Inc.

varied depending on applicable interference protection requirements.

4. Although DBA supported the Commission's decision to allow post-sunset operation, it nonetheless sought partial reconsideration of the Commission decision to limit powers in order to avoid interference. According to DBA, the new rules imposed excessive limitations on the post-sunset power available to daytime-only stations, thus preventing many of them from being able to conduct effective post-sunset operation. Responsive pleadings were filed by ABES and others.

5. After review of the matters raised in the petition for reconsideration, the Commission adopted a *Memorandum Opinion and Order* amending the new rules to allow the use of greater power. Instead of making the calculations on a "worst case" basis, the power for Class III stations was increased by making the calculations at the midpoint of the first hour. The power calculated for the first hour can be used until 6:00 p.m. even if that extends beyond one hour. In addition, regardless of domestic interference, each Class III day-time only station would be able to use at least 100 watts during this pre-6:00 p.m. period. Although a similar arrangement for Class II stations was not feasible, other changes in the rules were made which make it possible for them to use more power during the first hour after sunset.

6. As noted above, ABES and several other parties sought reconsideration of the *Memorandum Opinion and Order* revising the rules. They asserted that the new rules will permit widespread destructive interference to the reception of full-time stations on the channel. Because of this, ABES also sought a stay of the revised rules pending examination of the issues raised in its petition for reconsideration. DBA opposed the stay and sought additional time to oppose the petitions for reconsideration. During this period, negotiations began between ABES and DBA to consider the possibility of a settlement between them which could then be recommended to the Commission as basis for resolving the outstanding issues in the proceeding. After a series of discussions the parties were able to reach an agreement which was embodied in a joint motion submitted by ABES and DBA. The compromise worked out by ABES and DBA makes provision for enhanced power for Class III stations during the first portion of the post-sunset period while at the same time attempting to

minimize the interference such operation would cause to the reception of full-time stations. Various parties, including all of those which have sought reconsideration, have expressed support of the joint motion. In so doing, several of these parties have provided extensive showings regarding the impact which they believe could be expected from adoption of the industry compromise provision.

7. In order to reach a judgement on how to deal with the issues in this proceeding it is necessary to evaluate the impact adoption of the joint proposal would have. To do so requires extensive computer programming in order to make it possible to calculate the powers and periods of operation the proposal would permit. This in turn makes it possible to examine the impact such operations would have. This process is well underway but has not yet been completed. In order to avoid confusion in this regard, we believe it is appropriate to stay the rule revision made by the *Memorandum Opinion and Order* pending action on the pleadings before the Commission. This means the original power levels as specified October 19, 1983, remain in effect and may be used under the terms and conditions then specified.

8. Accordingly, it is ordered, That the revisions to § 73.99 of the Commission's Rules contained in the subject *Memorandum Opinion and Order* (49 FR 17942) are stayed pending further consideration.

(Secs. 4, 303 48 Stat., as amended, 1066, 1082 (47 U.S.C. 154, 303))

Federal Communications Commission.

James C. McKinney,
Chief, Mass Media Bureau.

[FR Doc. 84-31536 Filed 12-3-84; 8:45 am]

BILLING CODE 6712-01-M

DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

49 CFR Part 571

[Docket No. 81-11; Notice 9]

Federal Motor Vehicle Safety Standards: Lamps, Reflective Devices, and Associated Equipment

AGENCY: National Highway Traffic Safety Administration (NHTSA), DOT.

ACTION: Response to petition for reconsideration.

SUMMARY: On November 13, 1984 (49 FR 44899), NHTSA amended Motor Vehicle Safety Standard No. 108 to alter the corrosion test requirements and procedures applicable to semi-sealed replaceable bulb headlamps and lens/reflector components of such headlamps. The amendment was to become effective 30 days after publication in the *Federal Register*, i.e., December 13, 1984. Volkswagen of America, Inc., and its associated companies petitioned for reconsideration of the effective date to delay it until September 1, 1985, alleging insufficient time for revised certification procedures and modification if required. NHTSA has granted this petition and adopted a new effective date of September 1, 1985, to accord with manufacturer model-year practices and to alleviate any potential hardship to manufacturers of vehicles with replaceable bulb headlamps. Given the limited use of these headlamps in 1985 model cars, the existing test continues to meet the need for motor vehicle safety for the remainder of the model year.

EFFECTIVE DATE: September 1, 1985.

ADDRESS: Petitions for Reconsideration should refer to the docket number and notice number and be submitted to: Administrator, National Highway Traffic Safety Administration, Nassif Building, 400 Seventh Street, S.W., Washington, D.C. 20590.

FOR FURTHER INFORMATION CONTACT: Jere Medlin, Office of Vehicle Safety Standards, National Highway Traffic Safety Administration, 400 Seventh Street, S.W., Washington, D.C. 20590, (202) 426-2720.

SUPPLEMENTARY INFORMATION: The purpose of this notice is to postpone the effective date of the amended corrosion test requirements and procedures applicable to semi-sealed replaceable bulb headlamps and lens/reflector components of such headlamps. These were adopted on November 13, 1984, with an effective date of December 13, 1984.

Under the test currently in effect, a replaceable bulb headlamp is tested for corrosion in a salt spray chamber with the bulb inserted at all times. Under the amendment adopted on November 13, 1984, effective December 13, 1984, the bulb is removed for the final hour of eight of the ten 24-hour test cycles, thereby exposing the interior of the lamp to the corrosive influence of the salt spray in the test chamber. On November 15, 1984, Volkswagen of America on