

workers at Sportrack Automotive, Port Huron, Michigan.

The petitioner has requested that the petition be withdrawn. Consequently, the investigation has been terminated.

Signed in Washington, DC, this 5th day of August, 2005.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E5-4676 Filed 8-25-05; 8:45 am]

**BILLING CODE 4510-30-P**

## DEPARTMENT OF LABOR

### Employment Standards Administration

#### Wage and Hour Division; Minimum Wages for Federal and Federally Assisted Construction; General Wage Determination Decisions

General wage determination decisions of the Secretary of Labor are issued in accordance with applicable law and are based on the information obtained by the Department of Labor from its study of local wage conditions and data made available from other sources. They specify the basic hourly wage rates and fringe benefits which are determined to be prevailing for the described classes of laborers and mechanics employed on construction projects of a similar character and in the localities specified therein.

The determinations in these decisions of prevailing rates and fringe benefits have been made in accordance with 29 CFR part 1, by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR part 1, Appendix, as well as such additional statutes as may from time to time be enacted containing provisions for the payment of wages determined to be prevailing by the Secretary of Labor in accordance with the Davis-Bacon Act. The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wage payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public comment procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C. 553 and not providing for delay in the effective date as prescribed in that section, because the necessity to issue

current construction industry wage determinations frequently and in large volume causes procedures to be impractical and contrary to the public interest.

General wage determination decisions, and modifications and supersedeas decisions thereto, contain no expiration dates and are effective from the date of notice in the "**Federal Register**", or on the date written notice is received by the agency, whichever is earlier. These decisions are to be used in accordance with the provisions of 29 CFR parts 1 and 5. Accordingly, the applicable decision, together with any modifications issued, must be made a part of every contract for performance of the described work within the geographic area indicated as required by an applicable Federal prevailing wage law and 29 CFR part 5. The wage rates and fringe benefits, notice of which is published herein, and which are contained in the Government Printing Office (GPO) document entitled "General Wage Determinations Issued Under The Davis-Bacon And Related Acts," shall be the minimum paid by contractors and subcontractors to laborers and mechanics.

Any person, organization, or governmental agency having an interest in the rates determined as prevailing is encouraged to submit wage rate and fringe benefit information for consideration by the Department.

Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Wage and Hour Division, Division of Wage Determinations, 200 Constitution Avenue, NW., Room S-3014, Washington, DC 20210.

#### Modification to General Wage Determination Decisions

The number of decisions listed to the Government Printing Office document entitled "General Wage Determinations Issued Under the Davis-Bacon and related Acts" being modified are listed by Volume and State. Dates of publication in the "**Federal Register**" are in parentheses following the decision being modified.

##### Volume I:

###### New Jersey

NJ20030001 (JUN. 13, 2003)

NJ20030009 (JUN. 13, 2003)

###### Vermont

VT20030001 (JUN. 13, 2003)

VT20030007 (JUN. 13, 2003)

VT20030008 (JUN. 13, 2003)

VT20030009 (JUN. 13, 2003)

VT20030010 (JUN. 13, 2003)

VT20030011 (JUN. 13, 2003)

VT20030013 (JUN. 13, 2003)

VT20030042 (JUN. 13, 2003)

VT20030043 (JUN. 13, 2003)

VT20030044 (JUN. 13, 2003)

##### VOLUME II:

###### District of Columbia

DC20030001 (JUN. 13, 2003)

DC20030003 (JUN. 13, 2003)

###### Maryland

MD20030016 (JUN. 13, 2003)

MD20030036 (JUN. 13, 2003)

MD20030048 (JUN. 13, 2003)

MD20030056 (JUN. 13, 2003)

MD20030057 (JUN. 13, 2003)

###### Virginia

VA20030052 (JUN. 13, 2003)

VA20030079 (JUN. 13, 2003)

VA20030092 (JUN. 13, 2003)

VA20030099 (JUN. 13, 2003)

##### VOLUME III:

###### Kentucky

KY20030001 (JUN. 13, 2003)

KY20030002 (JUN. 13, 2003)

KY20030003 (JUN. 13, 2003)

KY20030004 (JUN. 13, 2003)

KY20030006 (JUN. 13, 2003)

KY20030007 (JUN. 13, 2003)

KY20030025 (JUN. 13, 2003)

KY20030027 (JUN. 13, 2003)

KY20030028 (JUN. 13, 2003)

KY20030029 (JUN. 13, 2003)

KY20030035 (JUN. 13, 2003)

##### VOLUME IV:

###### Michigan

MI20030007 (JUN. 13, 2003)

MI20030036 (JUN. 13, 2003)

MI20030040 (JUN. 13, 2003)

MI20030041 (JUN. 13, 2003)

MI20030046 (JUN. 13, 2003)

MI20030047 (JUN. 13, 2003)

MI20030049 (JUN. 13, 2003)

MI20030050 (JUN. 13, 2003)

MI20030052 (JUN. 13, 2003)

MI20030079 (JUN. 13, 2003)

MI20030080 (JUN. 13, 2003)

MI20030081 (JUN. 13, 2003)

MI20030082 (JUN. 13, 2003)

MI20030083 (JUN. 13, 2003)

MI20030084 (JUN. 13, 2003)

MI20030085 (JUN. 13, 2003)

MI20030086 (JUN. 13, 2003)

MI20030087 (JUN. 13, 2003)

MI20030088 (JUN. 13, 2003)

MI20030099 (JUN. 13, 2003)

MI20030100 (JUN. 13, 2003)

MI20030101 (JUN. 13, 2003)

MI20030103 (JUN. 13, 2003)

MI20030104 (JUN. 13, 2003)

MI20030105 (JUN. 13, 2003)

MI20030106 (JUN. 13, 2003)

##### VOLUME V:

###### Kansas

KS20030006 (JUN. 13, 2003)

KS20030008 (JUN. 13, 2003)

KS20030009 (JUN. 13, 2003)

KS20030010 (JUN. 13, 2003)

KS20030012 (JUN. 13, 2003)

KS20030015 (JUN. 13, 2003)

KS20030016 (JUN. 13, 2003)

###### Missouri

MO20030002 (JUN. 13, 2003)

MO20030009 (JUN. 13, 2003)

MO20030050 (JUN. 13, 2003)

## VOLUME VI:

## Alaska

AK20030001 (JUN. 13, 2003)  
 AK20030002 (JUN. 13, 2003)  
 AK20030006 (JUN. 13, 2003)

## Idaho

ID20030017 (JUN. 13, 2003)  
 ID20030019 (JUN. 13, 2003)

## Oregon

OR20030001 (JUN. 13, 2003)

## Washington

WA20030002 (JUN. 13, 2003)

## VOLUME VII:

## California

CA20030004 (JUN. 13, 2003)  
 CA20030009 (JUN. 13, 2003)  
 CA20030010 (JUN. 13, 2003)  
 CA20030013 (JUN. 13, 2003)  
 CA20030027 (JUN. 13, 2003)  
 CA20030029 (JUN. 13, 2003)  
 CA20030030 (JUN. 13, 2003)  
 CA20030032 (JUN. 13, 2003)  
 CA20030034 (JUN. 13, 2003)

**General Wage Determination Publication**

General wage determinations issued under the Davis-Bacon and related Acts, including those noted above, may be found in the Government Printing Office (GPO) document entitled "General Wage Determinations Issued Under The Davis-Bacon And Related Acts". This publication is available at each of the 50 Regional Government Depository Libraries and many of the 1,400 Government Depository Libraries across the country.

General wage determinations issued under the Davis-Bacon and related Acts are available electronically at no cost on the Government Printing Office site at <http://www.access.gpo.gov/davisbacon>. They are also available electronically by subscription to the Davis-Bacon Online Service (<http://davisbacon.fedworld.gov>) of the

National Technical Information Service (NTIS) of the U.S. Department of Commerce at 1-800-363-2068. This subscription offers value-added features such as electronic delivery of modified wage decisions directly to the user's desktop, the ability to access prior wage decisions issued during the year, extensive Help Desk Support, etc.

Hard-copy subscriptions may be purchased from: Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402, (202) 512-1800.

When ordering hard-copy subscription(s), be sure to specify the State(s) of interest, since subscriptions may be ordered for any or all of the six separate volumes, arranged by State. Subscriptions include an annual edition (issued in January or February) which includes all current general wage determinations for the States covered by

each volume. Throughout the remainder of the year, regular weekly updates will be distributed to subscribers.

Signed at Washington, DC this 18th day of August, 2005.

**Shirley Ebbesen,**

*Chief, Branch of Construction Wage Determinations.*

[FR Doc. 05-16768 Filed 8-25-05; 8:45 am]

**BILLING CODE 4510-27-M**

**DEPARTMENT OF LABOR****Mine Safety and Health Administration****Summary of Decisions Granting in Whole or in Part Petitions for Modification**

**AGENCY:** Mine Safety and Health Administration (MSHA), Labor.

**ACTION:** Notice of affirmative decisions issued by the Administrators for Coal Mine Safety and Health and Metal and Nonmetal Mine Safety and Health on petitions for modification of the application of mandatory safety standards.

**SUMMARY:** Under section 101 of the Federal Mine Safety and Health Act of 1977, the Secretary of Labor (Secretary) may allow the modification of the application of a mandatory safety standard to a mine if the Secretary determines either that an alternate method exists at a specific mine that will guarantee no less protection for the miners affected than that provided by the standard, or that the application of the standard at a specific mine will result in a diminution of safety to the affected miners.

Final decisions on these petitions are based on the petitioner's statements, comments and information submitted by interested persons, and a field investigation of the conditions at the mine. MSHA, as designee of the Secretary, has granted or partially granted the requests for modification listed below. In some instances, the decisions are conditioned upon compliance with stipulations stated in the decision. The term FR Notice appears in the list of affirmative decisions below. The term refers to the **Federal Register** volume and page where MSHA published a notice of the filing of the petition for modification.

**FOR FURTHER INFORMATION CONTACT:** Petitions and copies of the final decisions are available for examination by the public in the Office of Standards, Regulations, and Variances, MSHA, 1100 Wilson Boulevard, Room 2350, Arlington, Virginia 22209. For further

information contact Barbara Barron at 202-693-9447.

Dated at Arlington, Virginia this 22nd day of August 2005.

**Rebecca J. Smith,**

*Acting Director, Office of Standards, Regulations, and Variances.*

**Affirmative Decisions on Petitions for Modification**

*Docket No.:* M-2004-049-C.

*FR Notice:* 69 FR 71434.

*Petitioner:* Consolidation Coal Company.

*Regulation Affected:* 30 CFR 75.507.

*Summary of Findings:* Petitioner's proposal is to use non-permissible submersible pumps in bleeder and return entries and sealed areas of the Loveridge No. 22 Mine under specific terms and conditions. This is considered an acceptable alternative method for the Loveridge No. 22 Mine. MSHA grants the petition for modification for the use of low- and medium-voltage, three-phase, alternating-current submersible pump(s) installed in return and bleeder entries and sealed areas in the Loveridge No. 22 Mine with conditions.

*Docket No.:* M-2005-003-C.

*FR Notice:* 70 FR 7760.

*Petitioner:* Mississippi Lignite Mining Company.

*Regulation Affected:* 30 CFR 77.803.

*Summary of Findings:* Petitioner's proposal is to use an alternative method of compliance when raising or lowering the boom mast at construction sites during initial dragline assembly, and in instances of disassembly or major repairs. The petitioner lists specific guidelines that will be used to minimize the potential for electrical power loss during the boom procedure. This is considered an acceptable alternative method for the Red Hills Mine. MSHA grants the petition for modification for dragline boom or mast raising, lowering, assembling, disassembling, or during major repairs that require raising or lowering the dragline boom or mast by the on-board generators at the Red Hills Mine with conditions.

*Docket No.:* M-2005-024-C.

*FR Notice:* 70 FR 19506.

*Petitioner:* Ohio County Coal.

*Regulation Affected:* 30 CFR 75.1101-1(b).

*Summary of Findings:* Petitioner's proposal is to have a person trained in testing procedures specific to the deluge-type water spray fire suppression system to conduct a visual examination of the deluge-type water spray fire suppression systems; to conduct a functional test by actuating the system and observing its performance; and to