

[NAFTA-01049]

**The Goodyear Tire and Rubber Company Air Springs Manufacturing Division, Green, Ohio; Notice of Revised Determination On Reopening**

On July 19, 1996, the Department issued a Negative Determination Regarding Eligibility to Apply for NAFTA-Transitional Adjustment Assistance (NAFTA-TAA) applicable to all workers of The Goodyear Tire & Rubber Company, Air Springs Manufacturing Division located in Green, Ohio. The notice was published in the Federal Register on August 6, 1996 (FR 61 40853).

On its own motion, the Department reviewed the findings of the investigation. The workers produced air sleeves and air springs. The Department's original determination covered only those workers engaged in the production of air springs. New findings on reopening show that the Department failed to investigate workers who were engaged in the production of air sleeves. Findings show that the company transfer of production of air sleeves to a plant in Mexico started in 1994 and was completed in August 1995. Workers are separately identifiable by product line (air sleeves and air springs). New findings on reopening show that the workers engaged in the production of air sleeves were impacted by the transfer of production to Mexico.

**Conclusion**

After careful review of the additional facts obtained on reopening, I conclude that the shift in production of air sleeves to Mexico contributed to the total and partial separations of the workers engaged in the production of air sleeves by Goodyear Tire & Rubber Company, Green, Ohio. In accordance with the provisions of the Act, I make the following certification:

All workers of Goodyear Tire & Rubber Company, Green, Ohio engaged in the production of air sleeves who became totally or partially separated from employment on or after May 25, 1995 are eligible to apply for NAFTA-TAA under Section 250 of the Trade Act of 1974.

I further determine that all workers of Goodyear Tire & Rubber Company, Green, Ohio engaged in the production of air springs are denied eligibility to apply for NAFTA-TAA assistance under Section 250 of the Trade Act of 1974.

Signed at Washington, D.C. this 15th day of August 1996.

Russell T. Kile,

*Acting Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.*

[FR Doc. 96-22796 Filed 9-5-96; 8:45 am]

BILLING CODE 4510-30-M

**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 wages 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 their 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, N.W., Room S-3014, Washington, D.C. 20210.

**Modifications to General Wage Determination Decisions**

The number of decisions listed in 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 decisions being modified.

*Volume I*

**Massachusetts**

MA960001 (March 15, 1996)  
MA960002 (March 15, 1996)  
MA960003 (March 15, 1996)  
MA960005 (March 15, 1996)  
MA960007 (March 15, 1996)  
MA960009 (March 15, 1996)  
MA960010 (March 15, 1996)  
MA960013 (March 15, 1996)  
MA960017 (March 15, 1996)  
MA960018 (March 15, 1996)  
MA960019 (March 15, 1996)  
MA960020 (March 15, 1996)  
MA960021 (March 15, 1996)

**New Jersey**

NJ960002 (March 15, 1996)

NJ960003 (March 15, 1996)  
NJ960004 (March 15, 1996)  
NJ960015 (March 15, 1996)  
NY960034 (March 15, 1996)  
NY960047 (March 15, 1996)

#### Volume II

##### District of Columbia

DC960001 (March 15, 1996)  
DC960003 (March 15, 1996)

##### Maryland

MD960001 (March 15, 1996)  
MD960002 (March 15, 1996)  
MD960010 (March 15, 1996)  
MD960013 (March 15, 1996)  
MD960015 (March 15, 1996)  
MD960017 (March 15, 1996)  
MD960021 (March 15, 1996)  
MD960025 (March 15, 1996)  
MD960031 (March 15, 1996)  
MD960034 (March 15, 1996)  
MD960035 (March 15, 1996)  
MD960036 (March 15, 1996)  
MD960042 (March 15, 1996)  
MD960043 (March 15, 1996)  
MD960046 (March 15, 1996)  
MD960047 (March 15, 1996)  
MD960048 (March 15, 1996)  
MD960050 (March 15, 1996)  
MD960053 (March 15, 1996)  
MD960055 (March 15, 1996)  
MD960056 (March 15, 1996)  
MD960057 (March 15, 1996)  
MD960058 (March 15, 1996)

##### Virginia

VA960014 (March 15, 1996)  
VA960022 (March 15, 1996)  
VA960025 (March 15, 1996)  
VA960036 (March 15, 1996)  
VA960042 (March 15, 1996)  
VA960048 (March 15, 1996)  
VA960050 (March 15, 1996)  
VA960052 (March 15, 1996)  
VA960058 (March 15, 1996)  
VA960067 (March 15, 1996)  
VA960078 (March 15, 1996)  
VA960079 (March 15, 1996)  
VA960104 (March 15, 1996)  
VA960105 (March 15, 1996)

#### Volume III

##### Alabama

AL960004 (March 15, 1996)  
AL960006 (March 15, 1996)  
AL960008 (March 15, 1996)  
AL960034 (March 15, 1996)  
AL960044 (March 15, 1996)

##### Florida

FL960009 (March 15, 1996)  
FL960012 (March 15, 1996)  
FL960017 (March 15, 1996)  
FL960032 (March 15, 1996)  
FL960034 (March 15, 1996)  
FL960046 (March 15, 1996)  
FL960100 (March 15, 1996)

##### Kentucky

KY960001 (March 15, 1996)  
KY960029 (March 15, 1996)

##### North Carolina

NC960008 (March 15, 1996)

#### Volume IV

##### Illinois

IL960001 (March 15, 1996)  
IL960004 (March 15, 1996)  
IL960007 (March 15, 1996)  
IL960008 (March 15, 1996)

IL960009 (March 15, 1996)  
IL960011 (March 15, 1996)  
IL960012 (March 15, 1996)  
IL960013 (March 15, 1996)  
IL960023 (March 15, 1996)

##### Indiana

IN960001 (May 15, 1996)  
IN960002 (March 15, 1996)  
IN960003 (March 15, 1996)  
IN960004 (March 15, 1996)  
IN960005 (March 15, 1996)  
IN960006 (March 15, 1996)  
IN960017 (March 15, 1996)  
IN960020 (March 15, 1996)

##### Minnesota

MN960007 (March 15, 1996)  
MN960008 (March 15, 1996)  
MN960059 (March 15, 1996)  
MN960061 (March 15, 1996)

##### Ohio

OH960001 (March 15, 1996)  
OH960002 (March 15, 1996)  
OH960003 (March 15, 1996)  
OH960027 (March 15, 1996)  
OH960028 (March 15, 1996)  
OH960029 (March 15, 1996)

#### Volume V

##### Iowa

IA960016 (March 15, 1996)  
IA960032 (March 15, 1996)

##### Kansas

KS960006 (March 15, 1996)  
KS960007 (March 15, 1996)  
KS960008 (March 15, 1996)  
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KS960028 (March 15, 1996)  
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KS960035 (March 15, 1996)  
KS960063 (March 15, 1996)

##### Louisiana

LA960001 (March 15, 1996)  
LA960004 (March 15, 1996)  
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LA960009 (March 15, 1996)  
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LA960017 (March 15, 1996)  
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##### Missouri

MO960001 (March 15, 1996)  
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MO960068 (March 15, 1996)  
MO960069 (March 15, 1996)  
MO960070 (March 15, 1996)  
MO960072 (March 15, 1996)

##### Texas

TX960003 (March 15, 1996)  
TX960005 (March 15, 1996)  
TX960007 (March 15, 1996)  
TX960010 (March 15, 1996)  
TX960013 (March 15, 1996)  
TX960016 (March 15, 1996)  
TX960018 (March 15, 1996)  
TX960019 (March 15, 1996)  
TX960060 (March 15, 1996)  
TX960063 (March 15, 1996)  
TX960081 (March 15, 1996)  
TX960096 (March 15, 1996)  
TX960100 (March 15, 1996)  
TX960114 (March 15, 1996)

#### Volume VI

##### California

CA960001 (March 15, 1996)  
CA960002 (March 15, 1996)  
CA960004 (March 15, 1996)  
CA960027 (March 15, 1996)  
CA960028 (March 15, 1996)  
CA960029 (March 15, 1996)  
CA960030 (March 15, 1996)

##### Hawaii

HI960001 (March 15, 1996)

##### Idaho

ID960003 (March 15, 1996)  
ID960004 (March 15, 1996)

##### North Dakota

ND960004 (March 15, 1996)

##### Oregon

OR960001 (March 15, 1996)  
OR960004 (March 15, 1996)  
OR960017 (March 15, 1996)

##### South Dakota

SD960002 (March 15, 1996)  
SD960024 (March 15, 1996)  
SD960041 (March 15, 1996)

##### Washington

WA960001 (March 15, 1996)  
WA960002 (March 15, 1996)  
WA960003 (March 15, 1996)  
WA960006 (March 15, 1996)  
WA960007 (March 15, 1996)  
WA960008 (March 15, 1996)  
WA960010 (March 15, 1996)

WA960011 (March 15, 1996)

# 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.

The general wage determinations issued under the Davis-Bacon and related Acts are available electronically by subscription to the FedWorld Bulletin Board System of the National Technical Information Service (NTIS) of the U.S. Department of Commerce at (703) 487-4630.

Hard-copy subscriptions may be purchased from: Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 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 of 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 are distributed to subscribers.

Signed at Washington, D.C. this 30th day of August 1996.

Philip J. Gloss,

*Chief, Branch of Construction Wage  
Determinations.*

[FR Doc. 96-22596 Filed 9-5-96; 8:45 am]

BILLING CODE 4510-27-M

## Mine Safety and Health Administration

### Petitions for Modification

The following parties have filed petitions to modify the application of mandatory safety standards under section 101(c) of the Federal Mine Safety and Health Act of 1977.

#### 1. Old Ben Coal Company

[Docket No. M-96-72-C]

Old Ben Coal Company, 50 Jerome Lane, Fairview Heights, Illinois 62208 has filed a petition to modify the application of 30 CFR 75.382(a) (mechanical escape facilities) to its Spartan Mine (I.D. No. 11-00612) located in Randolph County, Illinois.

The petitioner submits this modification to requests permission to continue using its existing escape facilities in both the material and belt slopes. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as would the mandatory standard.

#### 2. Left Fork Mining, Inc.

[Docket No. M-96-73-C]

Left Fork Mining, Inc., P.O. Box 405, Arjay, Kentucky 40902 has filed a petition to modify the application of 30 CFR 75.1103-4 (automatic fire sensor and warning device system; minimum requirements general) to its Straight Creek No. 1 Mine (I.D. No. 15-12564) located in Bell County, Kentucky. The petitioner requests a modification of the standard to allow the use of one carbon monoxide monitoring device for monitoring a belt head and tailpiece when located adjacent to each other. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as would the mandatory standard.

#### 3. Boone Resources, Inc.

[Docket No. M-96-74-C]

Boone Resources, Inc., P.O. Box 1005, Alabaster, Alabama 35007 has filed a petition to modify the application of 30 CFR 75.1700 (oil and gas wells) to its No. 1 Mine (I.D. No. 01-02908) located in Shelby County, Alabama. The petitioner proposes to plug and mine through oil and gas wells. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as would the mandatory standard.

#### 4. Cumberland Resources Corporation

[Docket No. M-96-75-C]

Cumberland Resources Corporation, 9100 East Mineral Circle, P.O. Box 3299, Englewood, Colorado 80155-3299 has filed a petition to modify the application of 30 CFR 75.1103-4(a) (automatic fire sensor and warning device systems; installation minimum requirements) to its Cumberland Mine (I.D. No. 36-05018) located in Greene County, Pennsylvania. The petitioner proposes to install a low-level carbon monoxide detection system as an early warning fire detection system in all belt entries used as intake air courses. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as would the mandatory standard.

#### 5. Franklin Collieries Inc.

[Docket No. M-96-76-C]

Franklin Collieries, Inc., Box 3875, Route 1498, Bevinville, Kentucky 41606 has filed a petition to modify the application of 30 CFR 75.342 (methane monitors) to its No. 1 Mine (I.D. No. 15-16667) located in Knott County, Kentucky. The petitioner proposes to use hand-held continuous-duty methane and oxygen detectors on battery powered scoops instead of machine mounted methane monitors. The petitioner states that this petition is based on the safety of the miners and not primarily an economic advantage or benefit.

#### 6. Daves Branch, Inc.

[Docket No. M-96-77-C]

Daves Branch, Inc., P.O. Box 249, Stanville, Kentucky 41659 has filed a petition to modify the application of 30 CFR 75.342 (methane monitors) to its Mine No. 4 (I.D. No. 15-16218) located in Knott County, Kentucky. The petitioner proposes to use hand-held methane and oxygen detectors on battery powered scoops instead of machine-mounted methane monitors. The petitioner states that this petition is based on the safety of the miners and not primarily an economic advantage or benefit.

#### 7. Daves Branch, Inc.

[Docket No. M-96-78-C]

Daves Branch, Inc., P.O. Box 249, Stanville, Kentucky 41659 has filed a petition to modify the application of 30 CFR 75.342 (methane monitors) to its No. 5 Mine (I.D. No. 15-17637) located in Knott County, Kentucky. The petitioner proposes to use hand-held continuous-duty methane and oxygen detectors instead of machine-mounted methane monitors on battery powered scoops. The petitioner states that this petition is based on the safety of the miners and not primarily an economic advantage or benefit.

#### 8. Utah Fuel Company

[Docket No. M-96-79-C]

Utah Fuel Company, P.O. Box 719, Helper, Utah 84526 has filed a petition to modify the application of 30 CFR 75.362(d)(2) (on-shift examination) to its Skyline Mine No. 1 (I.D. No. 42-01435) and its Skyline Mine No. 3 (I.D. No. 42-01566) both located in Carbon County, Utah. The petitioner requests a modification of the standard to permit use of a 15-foot extendable probe to measure for methane. The petitioner asserts that application of the mandatory safety standard would result in a diminution of safety to the miners.