

CO960008 (March 15, 1996)
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 CO960025 (March 15, 1996)

Washington

WA960001 (March 15, 1996)
 WA960003 (March 15, 1996)
 WA960007 (March 15, 1996)

General Wage Determination
 Publication

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Signed at Washington, D.C. this 6th day of December 1996.

Philip J. Gloss,
*Chief, Branch of Construction Wage
 Determinations.*

[FR Doc. 96-31407 Filed 12-12-96; 8:45 am]

BILLING CODE 4510-27-M

LIBRARY OF CONGRESS

[Docket No. 96-2 CARP-CRA]

**Copyright Office: Termination of
 Proceeding To Adjust Cable
 Compulsory License Rates**

AGENCY: Copyright Office, Library of Congress.

ACTION: Notice.

SUMMARY: The Copyright Office is announcing the termination of the

proceeding to adjust the cable copyright royalty rates. The Office takes this action following the withdrawal of all pending petitions seeking a rate adjustment of the cable copyright royalty rates and gross receipts limitations. As the period for filing petitions to request a rate adjustment is over, no party may file a new petition to initiate a cable rate adjustment proceeding until 2000.

EFFECTIVE DATE: November 8, 1996.

FOR FURTHER INFORMATION CONTACT: Marilyn J. Kretsinger, Acting General Counsel, or Tanya Sandros, Attorney Advisor, at Copyright Arbitration Royalty Panel, P.O. Box 70977, Southwest Station, Washington, D.C. 20024. Telephone: (202) 707-8380. Telefax: (202) 707-8366.

SUPPLEMENTARY INFORMATION: Section 111 of the Copyright Act, 17 U.S.C., grants a compulsory copyright license to cable television systems for the retransmission of over-the-air broadcast stations to their subscribers. In exchange for the license, cable operators submit royalty payments, along with statements of account detailing their retransmissions, to the Copyright Office on a semiannual basis.

A cable system calculates its royalty payments in accordance with the statutory formula described in 17 U.S.C. 111(d). The cable system then makes a payment based upon its gross receipts from subscribers for the retransmission of broadcast signals. Section 111(d) subdivides cable systems, based on the amount of their gross receipts, into three categories: small, medium, and large. Small systems pay a fixed amount without regard to the number of broadcast signals they retransmit, while medium-sized systems pay a royalty, within a specific range, based on the number of signals they retransmit. Large cable systems calculate their royalties according to the number of distant broadcast signals which they retransmit to their subscribers.¹ Under this formula, a large cable system is required to pay a specified percentage of its gross receipts for each distant signal that it retransmits.

Congress established the gross receipts limitations that determine a cable system's size, and provided the gross receipts percentages (rates) for distant signals. 17 U.S.C. 111(d)(1). Congress also provided for adjustment of both the gross receipts limitations and the distant signal rates. 17 U.S.C.

¹ For cable systems which retransmit only local broadcast signals, there is still a minimum royalty fee which must be paid. This minimum royalty fee is not applied, however, once the cable system carries one or more distant signals.

801(b)(2). The limitations and rates can be adjusted to reflect national monetary inflation, changes in the average rates charged by cable systems for retransmission of broadcast signals, or changes in certain cable rules of the Federal Communications Commission in effect on April 15, 1976. 17 U.S.C. 801(b)(2) (A), (B), (C), and (D). The current gross receipts limitations and rates are set forth in 37 C.F.R. 256.2.

Section 803 of the Copyright Act, 17 U.S.C., provides that the gross receipts limitations and the rates of the cable compulsory license may be adjusted in 1995, and every subsequent fifth calendar year, upon filing a petition with the Library of Congress requesting an adjustment during these window years. If the Library determines that the petitioner has a "significant interest" in the royalty rate or rates in which adjustment is requested, the Library must convene a CARP to determine the adjustment. 17 U.S.C. 803(a)(1).

On December 29, 1995, the Library of Congress received two petitions requesting an adjustment to the cable compulsory license royalty rates. The "Copyright Owners"² and the National Cable Television Association, Inc. each filed a petition seeking an adjustment to the cable copyright royalty rates.

In response to the petitions, the Librarian established the schedule for the cable rate adjustment proceeding. See Recommendation and Order in Docket No. 96-2 CARP-CRA (July 22, 1996). This order announced the 45-day precontroversy schedule which required the parties to the proceeding to submit their direct cases on November 8, 1996.

On November 8, 1996, the parties to the petitions, however, filed a Joint Withdrawal of Petitions for Rate Adjustment. The withdrawal notice states that the parties "having agreed that they will not seek any adjustments to the cable copyright royalty rates and gross receipts limitations in effect as of December 31, 1995, hereby withdraw all of the pending petitions for rate adjustments filed by and on their behalf." Withdrawal Notice at 1.

The Librarian of Congress accepts the parties' withdrawal of their petitions to adjust the cable royalty rates, and as no other petitions seeking adjustment of the cable royalty rates were filed during the 1995 window period, the Librarian announces the termination of the CARP

² "Copyright Owners" is a collective term for Program Suppliers, Joint Sports Claimants, the National Association of Broadcasters, Music Claimants (the American Society of Composers, Authors, and Publishers, Broadcast Music, Inc., and SESAC, Inc.), Canadian Claimants, Devotional Claimants, the Public Broadcasting Service, and National Public Radio.

proceeding to make these adjustments, effective as of November 8, 1996, the filing date of the notice withdrawing both petitions for rate adjustments.

Dated: November 22, 1996.

Marybeth Peters,
Register of Copyrights.

Approved:

James H. Billington,
The Librarian of Congress.

[FR Doc. 96-31670 Filed 12-12-96; 8:45 am]

BILLING CODE 1410-33-P

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

Records Schedules; Availability and Request for Comments

AGENCY: National Archives and Records Administration, Office of Records Administration.

ACTION: Notice of availability of proposed records schedules; request for comments.

SUMMARY: The National Archives and Records Administration (NARA) publishes notice at least once monthly of certain Federal agency requests for records disposition authority (records schedules). Records schedules identify records of sufficient value to warrant preservation in the National Archives of the United States. Schedules also authorize agencies after a specified period to dispose of records lacking administrative, legal, research, or other value. Notice is published for records schedules that (1) propose the destruction of records not previously authorized for disposal, or (2) reduce the retention period for records already authorized for disposal. NARA invites public comments on such schedules, as required by 44 U.S.C. 3303a(a).

DATES: Request for copies must be received in writing on or before January 27, 1997. Once the appraisal of the records is completed, NARA will send a copy of the schedule. The requester will be given 30 days to submit comments.

ADDRESSES: Address requests for single copies of schedules identified in this notice to the Records Appraisal and Disposition Division (NIR), National Archives and Records Administration, College Park, MD 20740. Requesters must cite the control number assigned to each schedule when requesting a copy. The control number appears in the parentheses immediately after the name of the requesting agency.

SUPPLEMENTARY INFORMATION: Each year U.S. Government agencies create

billions of records on paper, film, magnetic tape, and other media. In order to control this accumulation, agency records managers prepare records schedules specifying when the agency no longer needs the records and what happens to the records after this period. Some schedules are comprehensive and cover all the records of an agency or one of its major subdivisions. These comprehensive schedules provide for the eventual transfer to the National Archives of historically valuable records and authorize the disposal of all other records. Most schedules, however, cover records of only one office or program or a few series of records, and many are updates of previously approved schedules. Such schedules also may include records that are designated for permanent retention.

Destruction of records requires the approval of the Archivist of the United States. This approval is granted after a thorough study of the records that takes into account their administrative use by the agency of origin, the rights of the Government and of private persons directly affected by the Government's activities, and historical or other value.

This public notice identifies the Federal agencies and their subdivisions requesting disposition authority, includes the control number assigned to each schedule, and briefly describes the records proposed for disposal. The records schedule contains additional information about the records and their disposition. Further information about the disposition process will be furnished to each requester.

Schedules Pending

1. Department of Justice, United States Marshals Service (N1-527-97-3). Records related to inter-district movement of prisoners.

2. Department of the Treasury, Internal Revenue Service (N1-58-96-7). Audiovisual records accumulated by the IRS historian and determined by NARA to lack sufficient archival value to warrant permanent retention.

3. Department of the Treasury, Internal Revenue Service (N1-58-97-2). Art appraisal service case files.

4. Office of the Secretary of Defense (N1-330-96-1). Automated system containing data pertaining to health care services.

5. United States Information Agency (N1-59-97-3). Routine and facilitative records from Department of State predecessor elements transferred to the custody of USIA.

Dated: December 5, 1996.

James W. Moore,
Assistant Archivist for Records Administration.

[FR Doc. 96-31619 Filed 12-12-96; 8:45 am]

BILLING CODE 7515-01-M

NORTHEAST DAIRY COMPACT COMMISSION

Notice of Price Regulation Procedure; Hearing

Price regulation procedure hearings will be held on December 17, 1996, 10:00 am at the Lebanon Elks Lodge, Lebanon, NH, and on December 19, 1996 11:00 am at the Northborough Grange Hall, Northborough, MA.

I. Authority

(a) Article V, Section 11 of the Northeast Interstate Dairy Compact, and all other applicable Articles and Sections, as approved by Section 147 of the Federal Agricultural Improvement and Reform Act (FAIR ACT), P.L. 104-127, and as thereby set forth in S.J. Res. 28(1)(b) of the 104th Congress.

(b) Bylaws of the Northeast Dairy Compact Commission, adopted November 21, 1996.

(c) Resolution adopted by Northeast Dairy Compact Commission, November 21, 1996.

II. Summary of Notice

Pursuant to Article VI(B) of its bylaws, the Northeast Dairy Compact Commission hereby announces the commencement, on its own initiative, of a price regulation rulemaking proceeding. Pursuant to Article VI(C) of the Bylaws, the Commission further notices the scheduling of a hearing as provided below.

III. Statement of Subject Matter of Hearing

The hearing shall consider the following subjects and issues relating to the possible establishment of a compact over-order price regulation:

1. The balance between production and consumption of Class I, fluid milk products in the territorial region of the six participating, New England states.

2. The costs of production in the territorial region of the six participating, New England states, including, but not limited to the price feed, transportation costs, the cost of labor, including the reasonable value of the producer's own labor and management, machinery expense and interest expense.

3. The prevailing farm, wholesale and retail prices for milk outside the territorial region of the six participating New England states.