

5. RCA states that under the present rules a field disturbance sensor operating at the maximum field strength (50,000  $\mu\text{V}/\text{m}$ ) must limit its spurious emissions to a certain level (158  $\mu\text{V}/\text{m}$ ). RCA further points out that such device if operating at a lower field strength at the fundamental frequency must decrease the spurious emission level.<sup>1</sup> This inconsistency, as RCA notes, has no apparent justification but has the effect of penalizing manufacturers and users of field disturbance sensors operating at less than the maximum permissible field strength on the fundamental. RCA advances additional arguments, which are summarized below:

(a) Other higher power field disturbance sensors are permitted to operate with up to 158  $\mu\text{V}/\text{m}$  at 30 meters at the harmonic frequencies, with no reported cases of interference to radio services.

(b) Because no increase in the maximum permissible harmonic emission limit is proposed, it appears there would be no objection to establishing a fixed 158  $\mu\text{V}/\text{m}$  at 30 meters level for harmonic emissions.

(c) An absolute harmonic emission limit of 158  $\mu\text{V}/\text{m}$  at 30 meters would lead to reduced manufacturing costs, simplify device measurement procedures, and enhance production controls needed to ensure performance compliance, with the result that appreciable savings would accrue to purchasers of devices designed to meet the uniform harmonic emission level.

(d) A fixed maximum permissible level of 158  $\mu\text{V}/\text{m}$  at 30 meters for harmonic emissions of 915, 2,450 and 5,800 MHz field disturbance sensors would codify the current maximum harmonic limit to apply to all such devices; and would, thereby, simplify the Commission's rule compliance enforcement efforts.

In conclusion, RCA maintains that a single limit on harmonic emissions should apply to all field disturbance sensors regardless of the field strength on the fundamental frequency.

6. We agree that a relaxation of the harmonic attenuation limit of § 15.309(b) as requested by the petitioner should result in lower manufacturing costs and, therefore, in cost savings to users. We also take note of RCA's point concerning the inconsistency in

treatment, by the existing rule, of the absolute levels of harmonic emissions from field disturbance sensors having the maximum permissible, and lower, values of fundamental field strength. It does, indeed, appear illogical to place the more restrictive absolute harmonic emission limitation on a device whose fundamental emission is lower than the maximum allowed. This situation apparently has resulted from the fact that use of field disturbance sensors with less than the maximum permissible fundamental field strength was not anticipated at the time of adoption of the field disturbance sensor rules in 1971. Finally, we would point out that we have not been able to locate in our records any instance of reported interference to radio services from harmonic emission of microwave field disturbance sensors.

7. As a matter of information, we would point out that the present requirements of § 15.309(c) have resulted from a 1973 action<sup>2</sup> which parallels the instant change requested for § 15.309(b) by RCA.

8. In consideration of the foregoing, we find that grant of the instant petition by amendment of the rules as contained in the attached Appendix is in the public interest. Since this is a relaxation of an existing rule, the amendment may be made effective without issuance of proposed rulemaking. Authority for these rule amendments is contained in Sections 4(i), 302, 303(g) and 303(r) of the Communications Act of 1934, as amended.

9. As indicated, the subject rules will be amended without issuance of a Notice of Proposed Rulemaking. No comments were filed in response to the petition and issuance of a NPRM would only delay new rules which will ease restrictions on the operation of radiation devices which are used as field disturbance sensors. In addition, amendment of the rules as ordered herein will bring § 15.309(b) into uniformity with § 15.309(c) which was amended in 1973. Therefore, pursuant to Section 553(b)(3)(B) of the Administrative Procedure Act we will proceed with the adoption of this Order without the issuance of a NPRM. Additionally, in view of the relief provided pursuant to Section 553(d)(1) the release date of this Order will be the effective date of the amended rules.

10. Accordingly, IT IS ORDERED, that effective November 26, 1980, Part 15 of the Commission's Rules is amended as set forth in the attached Appendix. It is

further ordered, that this proceeding is terminated.

Federal Communications Commission.  
William J. Tricarico,  
Secretary.

#### Appendix

Section 15.309(b) is revised to read as follows:

#### § 15.309 Emission limitations.

(b) Harmonic emissions from sensors operating in the bands centered on 915, 2,450 and 5,800 MHz shall not exceed a level of 160 microvolts per meter at 30 meters. Spurious emissions except harmonics shall be suppressed at least 50 dB below the level of the fundamental; however, suppression below 15 microvolts per meter at 30 meters is not required.

[FR Doc. 80-38412 Filed 12-10-80; 8:45 am]

BILLING CODE 6712-01-M

## DEPARTMENT OF TRANSPORTATION

### Research and Special Programs Administration

49 CFR Parts 106, 107, 171, 172, 173, 174, 175, 176, 177, and 178

[Docket No. HM-56; AMDT. No. 106-3, 107-8, 171-58, 172-63, 173-142, 174-39, 175-18, 176-12, 177-51, 178-64]

### Hazardous Materials; Miscellaneous Amendments

**AGENCY:** Materials Transportation Bureau, Research and Special Programs Administration, Department of Transportation.

**ACTION:** Final rule.

**SUMMARY:** The purpose of this amendment to the Hazardous Materials Regulations (HMR) of the Department of Transportation is to change or delete certain incorrect references, to correct certain spelling and editorial errors, and to make minor regulatory changes which will not impose any restrictions on persons affected by these regulations.

**EFFECTIVE DATE:** December 1, 1980.

#### FOR FURTHER INFORMATION CONTACT:

Thomas G. Allan, Standards Division, Office of Hazardous Materials Regulation, Materials Transportation Bureau, Department of Transportation, 400 Seventh St., S.W., Washington, D.C., 202-426-2075.

**SUPPLEMENTARY INFORMATION:** Since the consolidation of the Hazardous Materials Regulations into Title 49 of the Code of Federal Regulations and

<sup>1</sup> For example, Section 15.309(b) of the Rules, 47 CFR Sec. 15.309(b), requires the following of field disturbance sensors: Operating at the fundamental field strength of: 50,000  $\mu\text{V}/\text{m}$  at 30m, 10,000  $\mu\text{V}/\text{m}$  at 30m, 4,750  $\mu\text{V}/\text{m}$  at 30m, 1,000  $\mu\text{V}/\text{m}$  at 30m; and Spurious emissions (including harmonics) cannot exceed: 158  $\mu\text{V}/\text{m}$ , 32  $\mu\text{V}/\text{m}$ , 15  $\mu\text{V}/\text{m}$ , 15  $\mu\text{V}/\text{m}$  (although 50 dB level is 3  $\mu\text{V}/\text{m}$ ).

<sup>2</sup> Report and Order in Docket No. 19685, FCC 73-993—released October 2, 1973.

subsequent amendments thereto, numerous discrepancies have surfaced that continue to appear in the printing of Title 49. These discrepancies include misspelled words, incorrect references, inadvertent omissions of phrases within sections, and punctuation errors. These amendments reflect the appropriate changes, provide clarification of certain confusing portions of the regulations, and incorporate regulatory revisions which do not impose burdens upon any person.

Since these amendments do not impose additional requirements, public notice has not been provided and these amendments are effective without delay. The Materials Transportation Bureau (MTB) has determined that the environmental and economic impact associated with these amendments is minimal.

The following is a brief summary on the changes in each Part of this document:

#### Part 106

Changes show the current address of MTB offices in Washington, D.C. as referenced in certain sections of this Part.

#### Part 107

Changes show the current address of MTB offices in Washington, D.C. as referenced in certain sections of this Part. A reference correction is made to the Office shown in § 107.9(d) as OHMO and in § 107.109 paragraph(e) a correction is made to the Part referenced.

#### Part 171

Corrections made to a misspelled word and to the address of the Dockets Branch.

#### Part 172

In § 172.407 paragraph (d) is changed to show the current address of MTB offices in Washington, D.C.

#### Part 173

In § 173.7 paragraph (b) is corrected by citing only those Parts applicable to Subchapter C.

In § 173.31 paragraph (c)(1) the reference to Retest Table 1 is corrected to read "section" instead of "paragraph."

In § 173.33 paragraph (f)(9) is changed by specifying the correct test pressure.

In § 173.34 paragraph (e)(1) is corrected by identifying the appropriate effective date; paragraph (e)(6) is corrected to show the appropriate markings for the month and year; paragraph (e)(13)(v) has corrections in spelling; paragraph (e)(15)(ii) is

amended to include sulfur hexafluoride which was inadvertently omitted in the printing of Title 49, revised as of October 1, 1978, and paragraph (e)(16)(iii) has a spelling correction.

In § 173.107 a section reference is corrected.

In § 173.125 paragraphs (a)(5) and (a)(7) are deleted since such packagings are already authorized by paragraph (a)(1).

In § 173.149(a)(1) a section reference is corrected.

In § 173.153 paragraph (a)(1) is corrected by substituting flammable solids for oxidizers, and in paragraph (b)(1) the primary packaging is corrected to reference the inside container rather than the outside container.

In § 173.204 a section reference is corrected.

In § 173.207 a reference is corrected.

In § 173.214 a part reference is corrected and a spelling correction is made.

In § 173.225(b) Note 1 applicable to a previous date is deleted.

In § 173.239a a section reference is corrected.

In § 173.249 section references are corrected.

In § 173.257 a section reference has been corrected in paragraph (a)(6); paragraph (a)(13) is deleted since the packaging is already authorized by paragraph (a)(1), and a section reference has been corrected in paragraph (a)(14).

In § 173.258 paragraph (a)(3) is corrected by specifying the authorized gross weight as 65 pounds since the figures were transposed in printing.

In § 173.274 a footnote has been added regarding the permissive use of certain existing tank cars.

In § 173.289 paragraph (a)(5) is deleted since such packaging is already authorized by paragraph (a)(1).

In § 173.294 a section reference is corrected.

In § 173.300a a part reference is corrected as to the appropriate subchapter.

In § 173.300b a part reference is corrected as to the appropriate subchapter.

In § 173.300c a subchapter reference is corrected as to the appropriate chapter.

In § 173.301 the table contained in paragraph (h) is amended by adding a footnote designation to several classes of previously constructed cylinders, and in paragraph (k) a footnote designation is placed on several classes of previously constructed cylinders.

In § 173.306 several section references are added and corrected.

In § 173.314 paragraph (c), Note 25 following the table is revised to reflect the proper wording.

In § 173.315 a paragraph reference is corrected.

In § 173.328 a section reference is corrected.

In § 173.353 a section reference is corrected.

In § 173.356 paragraph (a)(1) is corrected to reflect proper spelling.

In § 173.377 errors in spelling and capitalization are corrected.

In §§ 173.393a and 173.394 thru 173.396 references to the Atomic Energy Commission are changed to the Nuclear Regulatory Commission wherever they appear.

In § 173.394 a typographical error is corrected.

In § 173.396 a section reference is corrected.

In Subpart I the note immediately following the heading is deleted.

In § 173.1080 an error in punctuation is corrected.

#### Part 174

In § 174.61 a part reference is corrected.

In §§ 174.600, 174.700 and 174.715 section references are corrected.

#### Part 175

In § 175.20 a chapter reference is corrected.

In § 175.75 a section reference is corrected.

In § 175.79 a spelling error is corrected.

In § 175.320 a section reference is corrected.

#### Part 176

In §§ 176.27, 176.30, 176.63, 176.65, 176.69, and 176.76 section references are corrected.

#### Part 177

In § 177.806 a reference to the U.S. Atomic Energy Commission is changed to the U.S. Department of Energy in order to reflect recent government organizational revisions.

In § 177.834 section references are corrected.

In § 177.835 a title reference is corrected.

In §§ 177.838, 177.842 and 177.843 section references are corrected.

In § 177.861 Note 1 to paragraph (a) is corrected from the present reference of the U.S. Atomic Energy Commission to the U.S. Department of Energy in order to reflect recent government organizational revisions.

#### Part 178

In § 178.0-2 a section reference is corrected.

In § 178.36-10 a stress formula is corrected.

In § 178.38-10 a stress formula is corrected.

In § 178.39-10 a stress formula is corrected.

A section reference is corrected in the following sections:

178.38-3	178.56-3
178.39-3	178.57-3
178.42-3	178.59-3
178.50-3	178.60-3
178.51-3	178.61-3
178.53-3	178.68-3
178.55-3	

In § 178.83-7 a footnote number is corrected.

In § 178.205-13 a section reference is corrected.

In § 178.225-2 a part reference is corrected.

In § 178.238-3 a section reference is corrected.

In § 178.340-2 and 178.340-8 chapter references are corrected.

In Table 1 of Appendix A to Part 178 a footnote number is changed to show the correct reference.

In consideration of the foregoing, Parts 106, 107, 171, 172, 173, 174, 175, 176, 177 and 178 of Title 49 Code of Federal Regulations are amended as follows:

#### **PART 106—RULEMAKING PROCEDURES**

##### **§ 106.5 [Amended]**

1. In § 106.5 paragraph (a) is amended by changing the address of the MTB to read "400 7th Street, SW, Washington, D.C. 20590" following the word "at" in the twelfth line.

##### **§ 106.9 [Amended]**

2. In § 106.9 the introductory text is amended by changing the address of the MTB to read "400 7th Street, SW, Washington, D.C. 20590" following the word "Transportation" in the ninth line.

#### **PART 107—HAZARDOUS MATERIALS PROGRAM PROCEDURES**

##### **§ 107.9 [Amended]**

3. In § 107.9 the introductory text is amended by changing the address of the MTB to read "400 7th Street, SW, Washington, D.C. 20590" following the word "at" in the second line.

4. In § 107.9 paragraph (d) is amended by changing the letters "OHMO" to "OOE."

##### **§ 107.109 [Amended]**

5. In § 107.109 paragraph (c) is amended by changing the reference to "Part 102" to "Part 106."

##### **§ 107.123 [Amended]**

6. In § 107.123 paragraph (a) is amended by changing the address of the OIHR to read "400 7th Street, SW,

Washington, D.C. 20590" following the word "Regulation" in the tenth line.

#### **PART 171—GENERAL INFORMATION, REGULATIONS, AND DEFINITIONS**

##### **§ 171.7 [Amended]**

7. In § 171.7 paragraph (b) is amended by changing the address of the Dockets Branch to read "Room 8426, Nassif Building, 400 7th Street, S.W., Washington, D.C. 20590", and paragraph (d)(19) is amended by changing the word "Value" to "Valve" in the fourth line.

#### **PART 172—HAZARDOUS MATERIALS TABLES AND HAZARDOUS MATERIALS COMMUNICATIONS REGULATIONS**

##### **§ 172.407 [Amended]**

8. In § 172.407 paragraph (d)(3) is amended by changing the address to read "Room 8426, Nassif Building, 400 7th Street, SW, Washington, D.C. 20590" following the word "in" in the second line.

#### **PART 173—SHIPPERS—GENERAL REQUIREMENTS FOR SHIPMENTS AND PACKAGINGS**

##### **§ 173.7 [Amended]**

9. In § 173.7 paragraph (b) is amended by changing the reference "Parts 100-189" to "Parts 170-189" following the word "in" in the tenth line.

##### **§ 173.31 [Amended]**

10. In § 173.31 paragraph (c)(1) is amended by changing the last word of the first sentence from "paragraph" to "section."

##### **§ 173.33 [Amended]**

11. In § 173.33 paragraph (f)(9) is amended by changing the number "325" to read "225" in the third line.

##### **§ 173.34 [Amended]**

12. In § 173.34 paragraph (e)(1) is amended by substituting the day number "17," in place of the parenthetical statement "{effective date of these amendments)," in the thirteenth line; paragraph (e)(6) is amended by changing the numbers "40-70" to "4-70" in the eighth line; paragraph (e)(13)(v) is amended by changing the words "refection" to "rejection" in the second line, and "porior" to "prior" in the fifth line; paragraph (e)(15)(ii) is amended by adding "sulfur hexafluoride" immediately following the word "oxygen" in the fourth line; and paragraph (e)(16)(iii) is amended by changing the word "scraped" to "scrapped" in the last line.

##### **§ 173.107 [Amended]**

13. In § 173.107 paragraph (e) is amended by correcting the section reference "§ 173-101(b)" to read "§ 173.101(b)" in the fifth line.

##### **§ 173.125 [Amended]**

14. In § 173.125 paragraphs (a)(5) and (a)(7) are deleted.

##### **§ 173.149 [Amended]**

15. In § 173.149 paragraph (a)(1) is amended by deleting the reference to "paragraphs (a) and (b)" at the end of the sentence.

##### **§ 173.153 [Amended]**

16. In § 173.153 paragraph (a)(1) is amended by changing the first word "Oxidizers" to "Flammable solids", and paragraph (b)(1) is amended by changing the third word "outside" to "inside."

##### **§ 173.204 [Amended]**

17. In § 173.204 paragraph (a)(8) is corrected by changing the reference "§ 174.534" to "§ 174.63".

##### **§ 173.207 [Amended]**

18. In § 173.207 paragraph (e) is amended by changing the last word in the first sentence from "subchapter" to "Title" in the twelfth line.

##### **§ 173.214 [Amended]**

19. In § 173.214 paragraph (c) is amended by changing the reference "Parts 100-189" to "Parts 170-189" and "title" to "Title" in the sixth and seventh lines, respectively.

##### **§ 173.225 [Amended]**

20. In § 173.225 Note 1 following paragraph (b)(2) is deleted.

##### **§ 173.239a [Amended]**

21. In § 173.239a paragraph (a)(2) is amended by deleting the reference to "§ 178.247" in the second line.

##### **§ 173.249 [Amended]**

22. In § 173.249 paragraph (a)(7) is amended by changing the section references to read "{§§ 178.251, 178.253, 178.255 of this subchapter}" in the second line; paragraph (a)(10) is amended by changing the section reference in the last sentence to read "§ 172.312."

##### **§ 173.257 [Amended]**

23. In § 173.257 paragraph (a)(13) is deleted; paragraph (a)(6) is amended by changing the reference "§ 173.401(c)" to "§ 172.312" in the nineteenth line; and paragraph (a)(14) is amended by changing the reference "§ 173.312" to "§ 172.312" in the fifth line.

**§ 173.258 [Amended]**

24. In § 173.258 paragraph (a)(3) is amended by changing the authorized gross weight from "56" to "65" pounds in the next to last sentence.

**§ 173.274 [Amended]**

25. In § 173.274 the footnote 1 applicable to paragraph (a)(3) is added to read "The use of existing tanks authorized but new construction not authorized" at the bottom of the page.

**§ 173.289 [Amended]**

26. In § 173.289 paragraph (a)(5) is deleted.

**§ 173.294 [Amended]**

27. In § 173.294 paragraph (a)(1) is amended by deleting the reference to § 173.245(a)(6).

**§ 173.300a [Amended]**

28. In § 173.300a paragraph (f) is amended by adding the words "of this subchapter" immediately following "Part 178" in the fifth line.

**§ 173.300b [Amended]**

29. In § 173.300b paragraph (a) is amended by adding the words "of this subchapter" immediately following "Part 178" in the sixth line.

**§ 173.300c [Amended]**

30. In § 173.300c paragraph (a)(4) is amended by adding the words "of this chapter" immediately after "Subchapter C" in the fourth line.

**§ 173.301 [Amended]**

31. In § 173.301 paragraph (h), table is amended by including the footnote designation "1" with the following containers:

4B240X

9

40

41

31a. In § 173.301 paragraph (k) is amended by including the footnote designation "1" with the following containers:

9

40

41

**§ 173.306 [Amended]**

32. In § 173.306 paragraph (c)(7) is amended by adding the reference "(§§ 178.33, 178.33a of this subchapter)" immediately following "2Q" in the first line; and paragraph (d)(3)(i) is amended by adding the words "of this subchapter" immediately following "Part 178" in the fourth line.

**§ 173.314 [Amended]**

33. In § 173.314 paragraph (c) Note 25 following the table is revised to read as follows:

Note 25.—Specification 106A and 110A tanks for these commodities are authorized for transportation by rail freight, highway, and cargo vessel. (See §§ 174.204, 175.200, 176.230 and 177.834(m) of this subchapter for additional requirements.)

**§ 173.315 [Amended]**

34. In § 173.315 paragraph (1)(2)(iii) is corrected by changing the paragraph reference "(1)(iii)" to "(1)(2)(ii)."

**§ 173.328 [Amended]**

35. In § 173.328 paragraph (a)(2) is amended by including the words "of this subchapter" immediately following the reference of § 178.42 in the parenthetical.

**§ 173.353 [Amended]**

36. In § 173.353 paragraph (a)(5) is amended by including the words "of this subchapter" immediately following the reference of § 179.201 in the parenthetical.

**§ 173.356 [Amended]**

37. In § 173.356 paragraph (a)(1) is amended by joining the prefix "in" with the word "combustible" as it appears in the sixth line.

**§ 173.377 [Amended]**

38. In § 173.377 paragraph (j) is amended by capitalizing the word "Dry"; and paragraph (5) is amended by correcting the words "bully" to read "fully" and "laods" to read "loads" in the second and third sentences, respectively.

**§§ 173.393, 173.394, 173.395, 173.396 [Amended]**

39. The designations "U.S. Atomic Energy Commission" and "USAEC" are deleted and replaced by "U.S. Nuclear Regulatory Commission" and "USNRC", respectively each time they appear in the following sections and section heading:

173.393a(a), (a)(1), (a)(2), (a)(3) and (a)(5)

173.394 (b)(3) and (c)(2)

173.395 (b)(2) and (c)(2)

173.396 (b)(4) and (c)(3)

40. In § 173.394 paragraph (c)(1) is corrected by changing the word "to" to the number "10" in the fourth line.

41. In § 173.396 paragraph (g)(3) is amended by changing the section reference of "§ 173.416" to "172.403 of this subchapter" in the first sentence.

**Subpart I—[Deleted]**

42. In Subpart I, the note which immediately follows the heading is deleted.

**§ 173.1080 [Amended]**

43. In § 173.1080 paragraph (a) is amended by replacing the period which follows the first word of the paragraph with a comma.

**PART 174—CARRIAGE BY RAIL****§ 174.61 [Amended]**

44. § 174.61 paragraph (a) is amended by adding the words "of this subchapter" immediately following "Part 172" in the last sentence.

**§ 174.600 [Amended]**

45. In § 174.600 the words "of this subchapter" are added in the parenthetical immediately following the reference to § 171.8.

**§ 174.700 [Amended]**

46. In § 174.700 paragraph (b) is amended by changing reference "§ 173.389(j)" to "§ 173.389(i)" in the seventh line.

**§ 174.715 [Amended]**

47. In § 174.715 paragraph (a) is amended by changing the reference "§ 173.389(e)" to "§ 173.389(o) of this subchapter," in the fourth line, and the reference to "paragraph (a)" to "§ 173.397(a) of this subchapter" in the twelfth line.

**PART 175—CARRIAGE BY AIRCRAFT****§ 175.20 [Amended]**

48. Section 175.20 is amended by changing the reference "Parts 102" to "Parts 106" in the fifth line.

**§ 175.75 [Amended]**

49. In § 175.75 paragraph (a)(3)(ii) is amended by changing reference "§ 175.702(b)(3)" to "§ 175.702(b)(2)(iv)."

**§ 175.79 [Amended]**

50. In § 175.79 paragraph (a) is amended by changing the word "abroad" to "aboard" in the sixth line.

**§ 175.320 [Amended]**

51. In § 175.320 paragraph (a) is amended by adding the words "of this subchapter" immediately after the reference "§ 172.101" in the first line.

**PART 176—CARRIAGE BY VESSEL****§ 176.27 [Amended]**

52. In § 176.27 paragraph (b) is amended by adding the words "of this subchapter" immediately following the reference "§ 171.12" in the last line.

**§ 176.30 [Amended]**

53. In § 176.30 paragraph (a)(5)(i) is amended by adding the words "of this subchapter" immediately following the reference "§ 172.101."

**§ 176.63 [Amended]**

54. In § 176.63 paragraph (b) is amended by adding the words "of this subchapter" immediately following the reference "§ 172.101" in the last sentence.

**§ 176.65 [Amended]**

55. Section 176.65 is amended by adding the words "of this subchapter" immediately following the reference "§ 172.101" in the eighth line.

**§ 176.69 [Amended]**

56. In § 176.69 paragraph (c) is amended by adding the words "of this section" immediately following the reference "paragraph (a)" in the last sentence.

**§ 176.76 [Amended]**

57. In § 176.76 paragraph (g)(3) is amended by adding the words "of this subchapter" immediately following the reference "§ 172.101" in the first sentence.

**PART 177—CARRIAGE BY PUBLIC HIGHWAY**

**§ 177.806 [Amended]**

58. In § 177.806 paragraph (b) is amended by changing the designation "U.S. Atomic Energy Commission" to "U.S. Department of Energy" in the third line.

**§ 177.834 [Amended]**

59. In § 177.834 paragraph (j) is amended by changing the words "the subchapter" to "this Title" and paragraph (m) is amended by adding the words "of this subchapter" in the parenthesis immediately following the reference "§ 179.301" in the third line.

**§ 177.835 [Amended]**

60. In § 177.835 paragraph (j) is amended by replacing the word "subchapter" with "Title" in the parentheses following the first sentence.

**§ 177.838 [Amended]**

61. In § 177.838 paragraph (f) is amended by adding the words "of this subchapter" immediately following the reference "§ 173.182(b)" in the third line.

**§ 177.842 [Amended]**

62. In § 177.842 paragraph (c) is amended by changing the references "§ 173.391" to "§ 173.389(c)" in the second line and "§ 173.397" to "§ 173.392" in the sixth line; paragraph (f) is amended by changing the reference

"§ 173.416" to "§ 172.403" in the last line.

**§ 177.843 [Amended]**

63. In § 177.843 paragraph (a) is amended by changing the reference "§ 173.399" to "§ 173.397(a)" in the last sentence.

**§ 177.861 [Amended]**

64. In § 177.861 Note 1 of paragraph (a) is amended by replacing "U.S. Atomic Energy Commission" with "U.S. Department of Energy" in the fifth line.

**PART 178—SHIPPING CONTAINER SPECIFICATIONS**

**§ 178.0-2 [Amended]**

65. In § 178.0-2 paragraph (b) is amended by adding the words "of this subchapter," immediately following the reference "§ 173.28" in the sixteenth line.

**§§ 178.38-3, 178.39-3, 178.42-3, 178.50-3, 178.51-3, 178.53-3, 178.55-3, 178.56-3, 178.57-3, 178.59-3, 178.60-3, 178.61-3, and 178.68-3 [Amended]**

66. The words "of this subchapter" are added immediately following the reference "§ 173.300a" in each of the following sections:

178.38-3	178.56-3
178.39-3	178.57-3
178.42-3	178.59-3
178.50-3	178.60-3
178.51-3	178.61-3
178.53-3	178.68-3
178.55-3	

**§ 178.36-10 [Amended]**

67. In § 178.36-10 paragraph (b) is corrected by changing the formula to read as follows:

$$S = [P(1.3D^2 + 0.4d^2)] / (D^2 - d^2)$$

**§ 178.38-10 [Amended]**

68. In § 178.38-10 paragraph (b) is corrected by changing the formula to read as follows:

$$S = [P(1.3D^2 + 0.4d^2)] / (D^2 - d^2)$$

**§ 178.39-10 [Amended]**

69. In § 178.39-10 paragraph (b) is corrected by changing the formula to read as follows:

$$S = [P(1.3D^2 + 0.4d^2)] / (D^2 - d^2)$$

**§ 178.83-7 [Amended]**

70. In § 178.83-7 paragraph (a) table is amended by renumbering footnote number "3" as number "2".

**§ 178.205-13 [Amended]**

71. In § 178.205-13 paragraph (a) is amended by changing the reference "§ 78.205-12" to "§ 178.205-12."

**§ 178.225-2 [Amended]**

72. In § 178.225-2 paragraph (a) is amended by changing the reference "Part 73" to "Part 173."

**§ 178.238-3 [Amended]**

73. In § 178.238-3 paragraph (a) is amended by changing the reference "§ 78.238-2" to "§ 178.238-2."

**§ 178.340-2 [Amended]**

74. In § 178.340-2 paragraph (b) and § 178.340-8 paragraph (b) are amended by changing the word "chapter" to "Title."

**Appendix A [Amended]**

75. In Table 1 of Appendix A to Part 178 the footnote number 3 beside the column headed Grade 3 is corrected to read number 2.

(49 U.S.C. 1803, 1804, 1808; 49 CFR 1.53 and App A to Part 1)

**Note.**—The Materials Transportation Bureau has determined that this final rule will not have a major economic impact under the terms of Executive Order 12221 and DOT implementing procedures (44 FR 11034). A regulatory evaluation is available in the public docket.

Issued in Washington, D.C., on December 1, 1980.

L. D. Santman,

Director, Materials Transportation Bureau.

[FR Doc. 80-38429 Filed 12-10-80; 8:45 am]

BILLING CODE 4910-60-M

**Federal Highway Administration**

**49 CFR Part 301**

**Delegation of Authority Relating to Motor Carrier Safety; Technical Correction**

**AGENCY:** Federal Highway Administration (FHWA), DOT.

**ACTION:** Technical correction to final rule.

**SUMMARY:** This document deletes an erroneous paragraph reference from a final rule on a delegation of authority relating to motor carrier safety published at 45 FR 57674, August 28, 1980.

**EFFECTIVE DATE:** December 11, 1980.

**FOR FURTHER INFORMATION CONTACT:** Mr. Gerald J. Davis, Bureau of Motor Carrier Safety, 202-426-9767, or Mrs. Kathleen S. Markman, Office of the Chief Counsel, 202-426-0346, Federal Highway Administration, 400 Seventh Street, SW., Washington, D.C. 20590. Office hours are from 7:45 a.m. to 4:15 p.m. ET, Monday through Friday.

**SUPPLEMENTARY INFORMATION:** Sections 831-835 of Title 18, United States Code,