

# Rules and Regulations

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## OFFICE OF PERSONNEL MANAGEMENT

### 5 CFR Part 532

RIN 3206-AG82

#### Prevailing Rate Systems; Abolishment of Marquette, MI, Nonappropriated Fund Wage Area

**AGENCY:** Office of Personnel Management.

**ACTION:** Interim rule with request for comments.

**SUMMARY:** The Office of Personnel Management is issuing interim regulations to abolish the Marquette, MI, nonappropriated fund (NAF) Federal Wage System (FWS) wage area and add Dickinson County, MI, and Marquette County, MI, as areas of application to the Lake, IL, NAF wage area for pay-setting purposes. No employee's wage rate will be reduced as a result of this change.

**DATES:** This interim rule becomes effective on July 10, 1995. Comments must be received by August 9, 1995. Employees paid rates from the Marquette, MI, NAF wage schedule will continue to be paid from that schedule until their conversion to the Lake, IL, NAF wage schedule on October 21, 1995, the normal effective date for new Marquette area wage schedules.

**ADDRESSES:** Send or deliver comments to Donald J. Winstead, Assistant Director for Compensation Policy, Human Resources Systems Service, U.S. Office of Personnel Management, Room 6H31, 1900 E Street NW., Washington, DC 20415.

**FOR FURTHER INFORMATION CONTACT:** Paul Shields, (202) 606-2848.

**SUPPLEMENTARY INFORMATION:** The Department of Defense recommended to the Office of Personnel Management that the Marquette, MI, NAF wage area be abolished and that Dickinson County,

MI, and Marquette County, MI, be added as areas of application to the Lake, IL, NAF wage area. With the scheduled 1995 closing of the host installation, K.I. Sawyer Air Force Base (AFB), there will no longer be a local activity with the capability to do the Marquette, MI, survey. There will, however, still be about five NAF employees in Dickinson County and possibly a few NAF employees in Marquette County. The remaining three Marquette wage area application counties, Chippewa and Houghton Counties, MI, and Langlade County, WI, have no NAF FWS employees.

The provisions of 5 CFR 532.219 list the following criteria for consideration when two or more counties are to be combined to constitute a single wage area:

- (1) Proximity of largest activity in each county;
- (2) Transportation facilities and commuting patterns; and
- (3) Similarities of the counties in:
  - (i) Overall population;
  - (ii) Private employment in major industry categories; and
  - (iii) Kinds and sizes of private industrial establishments.

These criteria are discussed in turn below.

Of the largest nearby activities with NAF employees, K.I. Sawyer AFB, Marquette County, MI, is closest to Great Lakes Naval Training Center, Lake County, IL. More distant are the 934th TAG MN/St. Paul International Airport and Selfridge Air National Guard Base. Distances from K.I. Sawyer AFB to the host activities of the surrounding wage areas are as follows: Great Lakes Naval Training Center, Lake County, IL, 561 km (349 miles); 934th TAG MN/St. Paul International Airport, Hennepin County, MN, 697 km (433 miles); and Selfridge Air National Guard Base, Macomb County, MI, 786 km (488 miles). The duty station of the NAF employees in Dickinson County, MI—the Iron Mountain VA Medical Center—is also closer to Lake County, IL, than the other nearby NAF wage areas.

Considering transportation facilities from Marquette and Dickinson Counties, MI, the largest installations in the three surrounding survey areas can all be reached by primary undivided roads and Interstate highways. An analysis of 1990 census commuting patterns data indicates that no workers commute

between either Marquette County, MI, or Dickinson County, MI, and any of the three survey counties under consideration.

In terms of similarities of the counties in overall population, private employment, and kinds and sizes of private industrial establishments, Marquette and Dickinson Counties are most similar to Lake County.

In summary, consideration of the three criteria (proximity, transportation facilities and commuting patterns, and similarities of the counties) favors the definition of Dickinson and Marquette Counties, MI, as areas of application to the Lake, IL, NAF wage area.

The Federal Prevailing Rate Advisory Committee reviewed this recommendation and by consensus recommended approval.

Pursuant to 5 U.S.C. 553(b)(3)(B), I find that good cause exists for waiving the general notice of proposed rulemaking. Also, pursuant to section 553(d)(3) of title 5, United States Code, I find that good cause exists for making this rule effective in less than 30 days. The notice is being waived and the regulation is being made effective in less than 30 days because preparations for the August 1995 Marquette, MI, NAF wage area survey must otherwise begin immediately.

#### Regulatory Flexibility Act

I certify that these regulations will not have a significant economic impact on a substantial number of small entities because they affect only Federal agencies and employees.

#### List of Subjects in 5 CFR Part 532

Administrative practice and procedure, Freedom of information, Government employees, Reporting and recordkeeping requirements, Wages.

Office of Personnel Management.

**Lorraine A. Green,**  
Deputy Director.

Accordingly, OPM is amending 5 CFR part 532 as follows:

#### PART 532—PREVAILING RATE SYSTEMS

1. The authority citation for part 532 continues to read as follows:

**Authority:** 5 U.S.C. 5343, 5346; § 532.707 also issued under 5 U.S.C. 552.

**Appendix B to Subpart B of Part 532 [Amended]**

2. In Appendix B to subpart B, the listing for the State of Michigan is amended by removing the entry for Marquette.

3. Appendix D to subpart B is amended by removing the wage area list for Marquette, Michigan, and by revising the list for Lake, Illinois, to read as follows:

**Appendix D to Subpart B of Part 532—Nonappropriated Fund Wage and Survey Areas**

|   |   |             |   |   |
|---|---|-------------|---|---|
| * | * | *           | * | * |
|   |   | Illinois    |   |   |
| * | * | *           | * | * |
|   |   | Lake        |   |   |
|   |   | Survey area |   |   |

Illinois:  
Lake

Area of application. Survey area plus:

- Illinois: Cook
- Michigan: Dickinson (Effective date October 21, 1995)
- Marquette (Effective date October 21, 1995)
- Wisconsin: Dane
- Milwaukee

\* \* \* \* \*

[FR Doc. 95-16815 Filed 7-7-95; 8:45 am]  
BILLING CODE 6325-01-M

**5 CFR Part 581**  
**RIN 3206-AG84**

**Processing Garnishment Orders for Child Support and/or Alimony**

**AGENCY:** Office of Personnel Management.

**ACTION:** Final rule.

**SUMMARY:** This document publishes the list of designated officials responsible for facilitating the service of legal process on members of the Uniformed Services and other Federal employees in the Executive Branch.

**EFFECTIVE DATE:** This amendment is effective August 9, 1995.

**FOR FURTHER INFORMATION CONTACT:** Murray M. Meeker, Attorney, Office of the General Counsel, (202) 606-1980.

**SUPPLEMENTARY INFORMATION:** On February 27, 1995, the President signed Executive Order No. 12953 entitled "Actions Required of All Executive

Agencies to Facilitate Payment of Child Support." In accordance with section 302 of the Executive order, OPM is required to publish a list of officials designated to assist in the service of legal process in civil actions pursuant to orders of State courts to establish paternity and to establish or to enforce support obligations by making Federal employees and members of the Uniformed Services available for service of process, regardless of the location of the employee's workplace or of the member's duty station.

**Regulatory Flexibility Act**

I certify that these regulations will not have a significant economic impact on a substantial number of small entities because their effects are limited to Federal employees.

**E.O. 12866, Regulatory Review**

This rule has been reviewed by the Office of Management and Budget in accordance with E.O. 12866.

**List of Subjects in 5 CFR Part 581**

Alimony, Child support, Government employees, Wages.

U.S. Office of Personnel Management.  
**James B. King,**  
*Director.*

Accordingly, OPM is amending 5 CFR part 581 as follows:

**PART 581—PROCESSING GARNISHMENT ORDERS FOR CHILD SUPPORT AND/OR ALIMONY**

1. The authority citation for part 581 is revised to read as follows:

**Authority:** 15 U.S.C. 1673; 42 U.S.C. 659, 661-662; E.O. 12105, 43 FR 59465, 3 CFR, 1979 Comp., p. 262; E.O. 12953, 60 FR 11013.

2. Appendix B is added to part 581 as follows:

**Appendix B to Part 581—List of Agents Designated To Facilitate the Service of Legal Process on Federal Employees**

[The agents designated to accept legal process for the garnishment of the remuneration for employment due from the United States are listed in appendix A to part 581. Appendix B to part 581 lists the agents designated to assist in the service of legal process in civil actions pursuant to orders of State courts to establish paternity and to establish or to enforce support obligations by making Federal employees and members of the Uniformed Services available for service of process, regardless of the location of the employee's workplace or of the member's duty station. Agents are listed in Appendix B only for those executive agencies where the designations differ from those found in appendix A to part 581.]

**I. Departments**

- Department of Agriculture*
- Office of the Secretary
- Office of the Deputy Secretary
- Office of the Under Secretaries
- Office of the Assistant Secretaries
- Director, Executive Resources and Services Division
- Office of Personnel
- Room 334 W—Administration Bldg.
- 14th St. and Independence Ave., SW.
- Washington, DC 20250
- (202) 720-6047
- Office of Inspector General
- Chief Counsel to the Inspector General
- Office of Inspector General
- Room 27 E—Administration Bldg.
- 14th St. and Independence Ave., SW.
- Washington, DC 20250
- (202) 720-9110
- Administration
- Board of Contract Appeals
- Chief Financial Officer
- Judicial Officer
- Office of Administrative Law Judges
- Office of Budget and Program Analysis
- Office of Civil Rights Enforcement
- Office of Communications
- Office of Congressional and Intergovernmental Relations
- Office of the General Counsel
- Office of Information and Resources Management
- Office of Operations
- Office of Personnel
- Office of Small and Disadvantaged Business Utilization
- Chief, Employment and Compensation Branch
- Office of Personnel—POD
- Room 31 W—Administration Bldg.
- 14th St. and Independence Ave., SW
- Washington, DC 20250-9630
- (202) 720-7797
- Chief Economist
- Office of Risk Assessment and Cost-Benefit Analysis
- World Agricultural Outlook Board
- Chief, Economics and Statistics Operations Branch
- Human Resources Division
- Agricultural Research Service
- Room 1424—South Bldg.
- 14th St. and Independence Ave., SW
- Washington, DC 20250
- (202) 720-7657
- Farm and Foreign Agricultural Services
- Consolidated Farm Service Agency
- Foreign Agricultural Service
- Chief, Employee and Labor Relations Branch
- Human Resources Division
- Consolidated Farm Service Agency
- Room 6732—South Bldg.
- PO Box 2415
- Washington, DC 20013
- (202) 720-5964
- Federal Crop Insurance Corporation
- Acting Chief, Labor Relations Branch
- Federal Crop Insurance Corporation
- Consolidated Farm Service Agency
- Room 6732—South Bldg.
- 14th St. and Independence Ave., SW.
- Washington, DC 20250