

# Proposed Rules

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This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## OFFICE OF PERSONNEL MANAGEMENT

### 5 CFR Part 532

RIN 3206-AK83

### Prevailing Rate Systems; Redefinition of the Central North Carolina Appropriated Fund Wage Area

**AGENCY:** Office of Personnel Management.

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

**SUMMARY:** The Office of Personnel Management is issuing a proposed rule that would redefine the geographic boundaries of the Central North Carolina Federal Wage System (FWS) appropriated fund wage area. The proposed rule would remove Edgecombe and Wilson Counties, NC, from the survey area and add Hoke County, NC, to the survey area. The redefinition of Edgecombe, Hoke, and Wilson Counties would align the geographic definition of the Central North Carolina wage area more closely with the regulatory criteria used to define FWS wage areas.

**DATES:** We must receive comments on or before June 17, 2005.

**ADDRESSES:** Send or deliver comments to Donald J. Winstead, Deputy Associate Director for Pay and Performance Policy, Strategic Human Resources Policy Division, Office of Personnel Management, Room 7H31, 1900 E Street, NW., Washington, DC 20415-8200; email [pay-performance-policy@opm.gov](mailto:pay-performance-policy@opm.gov); or FAX: (202) 606-4264.

**FOR FURTHER INFORMATION CONTACT:** Madeline Gonzalez, (202) 606-2838; email [pay-performance-policy@opm.gov](mailto:pay-performance-policy@opm.gov); or FAX: (202) 606-4264.

**SUPPLEMENTARY INFORMATION:** The Office of Personnel Management (OPM) is engaged in an ongoing project to review the geographic definitions of Federal Wage System (FWS) wage areas. OPM

considers the following regulatory criteria under 5 CFR 532.211 when defining FWS wage area boundaries:

- (i) Distance, transportation facilities, and geographic features;
- (ii) Commuting patterns; and
- (iii) Similarities in overall population, employment, and the kinds and sizes of private industrial establishments.

OPM reviewed each county in the Central North Carolina wage area and found that the area of application for the wage area is appropriately defined. As part of the review of wage area boundaries, OPM also considers whether the survey areas within each wage area should be changed. Based on an analysis of the regulatory criteria for defining FWS wage areas, OPM proposes to remove Edgecombe and Wilson Counties, NC, from the survey area because there are no FWS employees working in Edgecombe or Wilson Counties. Defining Edgecombe and Wilson Counties as part of the Central North Carolina area of application would allow FWS pay rates to reflect more closely the prevailing rates where FWS employees actually work. The amount of wage survey data obtained from Edgecombe and Wilson Counties has been relatively low in past surveys, with only about 15 percent of the Central North Carolina survey data during the last full-scale wage survey coming from private industrial establishments located in these two counties. Edgecombe and Wilson Counties would remain in the Central North Carolina area of application.

In addition, OPM proposes to add Hoke County to the Central North Carolina survey area. Hoke County is currently defined as part of the Central North Carolina area of application. While there are no FWS employees working in Hoke County, Fort Bragg, the Central North Carolina's host activity, extends into Hoke County. Also, Hoke County is one of the two counties of the Fayetteville, NC Metropolitan Statistical Area (MSA). The other county of the Fayetteville, NC MSA, Cumberland County, is already defined as part of the Central North Carolina survey area.

These changes would be effective for the next full-scale wage survey in the Central North Carolina wage area, which is scheduled to begin in May 2006.

The Federal Prevailing Rate Advisory Committee (FPRAC), the national labor-management committee that advises

OPM on FWS pay matters, reviewed and recommended these changes by consensus. Based on its review of the regulatory criteria for defining FWS wage areas, FPRAC recommended no other changes in the geographic definition of the Central North Carolina wage area.

### Regulatory Flexibility Act

I certify that these regulations would not have a significant economic impact on a substantial number of small entities because they would 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.

**Dan G. Blair,**  
*Acting Director.*

Accordingly, the Office of Personnel Management proposes to amend 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.

2. In appendix C to subpart B, the wage area listing for the State of North Carolina is amended by revising the listing for Central North Carolina to read as follows:

### Appendix C to Subpart B of Part 532— Appropriated Fund Wage and Survey Areas

#### North Carolina

\* \* \* \* \*

Central North Carolina

*Survey Area*

North Carolina:  
Cumberland  
Durham  
Harnett  
Hoke  
Johnston  
Orange  
Wake  
Wayne

*Area of Application. Survey Area Plus:*

North Carolina:  
Alamance  
Bladen  
Caswell

Chatham  
Davidson  
Davie  
Edgecombe  
Franklin  
Forsyth  
Granville  
Guilford  
Halifax  
Lee  
Montgomery  
Moore  
Nash  
Northampton  
Person  
Randolph  
Richmond  
Robeson  
Rockingham  
Sampson  
Scotland  
Stokes  
Surry  
Vance  
Warren  
Wilson  
Yadkin  
South Carolina:  
Dillon  
Marion  
Marlboro

\* \* \* \* \*

[FR Doc. 05-9894 Filed 5-17-05; 8:45 am]

BILLING CODE 6325-39-P

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 39

[Docket No. FAA-2005-21236; Directorate Identifier 2005-NM-011-AD]

RIN 2120-AA64

#### Airworthiness Directives; Boeing Model 767 Airplanes Equipped with General Electric Model CF6-80C2 Engines

**AGENCY:** Federal Aviation Administration (FAA), Department of Transportation (DOT).

**ACTION:** Notice of proposed rulemaking (NPRM).

**SUMMARY:** The FAA proposes to adopt a new airworthiness directive (AD) for certain Boeing Model 767 airplanes. This proposed AD would require modifying a relay installation and associated wiring of the engine cowl anti-ice system and performing a functional test of the thrust reverser system. This proposed AD would also require replacing the operational program software of certain indicating/recording systems. This proposed AD is prompted by numerous operator reports of failures of the lock flexshaft of the thrust reverser actuation system (TRAS)

between the upper actuator and the TRAS lock. We are proposing this AD to prevent high power in-flight deployment of a thrust reverser, which could cause high roll force and consequent departure from controlled flight.

**DATES:** We must receive comments on this proposed AD by July 5, 2005.

**ADDRESSES:** Use one of the following addresses to submit comments on this proposed AD.

- DOT Docket Web site: Go to <http://dms.dot.gov> and follow the instructions for sending your comments electronically.

- Government-wide rulemaking Web site: Go to <http://www.regulations.gov> and follow the instructions for sending your comments electronically.

- Mail: Docket Management Facility, U.S. Department of Transportation, 400 Seventh Street, SW., Nassif Building, room PL-401, Washington, DC 20590.

- By fax: (202) 493-2251.

- Hand Delivery: Room PL-401 on the plaza level of the Nassif Building, 400 Seventh Street, SW., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

For service information identified in this proposed AD, contact Boeing Commercial Airplanes, P.O. Box 3707, Seattle, Washington 98124-2207.

You can examine the contents of this AD docket on the Internet at <http://dms.dot.gov>, or in person at the Docket Management Facility, U.S. Department of Transportation, 400 Seventh Street, SW., room PL-401, on the plaza level of the Nassif Building, Washington, DC. This docket number is FAA-2005-21236; the directorate identifier for this docket is 2005-NM-011-AD.

#### FOR FURTHER INFORMATION CONTACT:

Sulmo Mariano, Aerospace Engineer, Propulsion Branch, ANM-140S, FAA, Seattle Aircraft Certification Office, 1601 Lind Avenue, SW., Renton, Washington 98055-4056; telephone (425) 917-6501; fax (425) 917-6590.

#### SUPPLEMENTARY INFORMATION:

##### Comments Invited

We invite you to submit any relevant written data, views, or arguments regarding this proposed AD. Send your comments to an address listed under **ADDRESSES**. Include "Docket No. FAA-2005-21236; Directorate Identifier 2005-NM-011-AD" in the subject line of your comments. We specifically invite comments on the overall regulatory, economic, environmental, and energy aspects of the proposed AD. We will consider all comments submitted by the closing date and may

amend the proposed AD in light of those comments.

We will post all comments we receive, without change, to <http://dms.dot.gov>, including any personal information you provide. We will also post a report summarizing each substantive verbal contact with FAA personnel concerning this proposed AD. Using the search function of that Web site, anyone can find and read the comments in any of our dockets, including the name of the individual who sent the comment (or signed the comment on behalf of an association, business, labor union, etc.). You can review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (65 FR 19477-78), or you can visit <http://dms.dot.gov>.

##### Examining the Docket

You can examine the AD docket on the Internet at <http://dms.dot.gov>, or in person at the Docket Management Facility office between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The Docket Management Facility office (telephone (800) 647-5227) is located on the plaza level of the Nassif Building at the DOT street address stated in the **ADDRESSES** section. Comments will be available in the AD docket shortly after the DMS receives them.

##### Discussion

We have received a report that operators have reported more than 140 failures of the lock flexshaft of the thrust reverser actuation system (TRAS) between the upper actuator and the TRAS lock, on certain Boeing Model 767 airplanes. Analysis showed these failures were caused by pneumatic pressure that was insufficient to decelerate the TRAS at the end of the deploy stroke. This condition, if not corrected, could result in high power in-flight deployment of a thrust reverser, which could cause high roll force and consequent departure from controlled flight.

##### Related Rulemaking

On April 26, 2000, we issued AD 2000-09-04, amendment 39-11712 (65 FR 25833, May 4, 2000), which is applicable to certain Boeing Model 767 series airplanes equipped with General Electric Model CF6-80C2 engines. That AD requires tests, inspections, and adjustments of the thrust reverser system and installation of a terminating modification and repetitive follow-on actions; in accordance with Boeing Service Bulletin 767-78A0081, Revision 1, dated October 9, 1997; Boeing Service