

to express their views with respect to the preliminary determination of equivalency of the NCAC. Interested parties who wish to testify at the hearing should contact Linda Garrett at (202) 353-0423 TTY, or by e-mail at [Linda.Garrett@usdoj.gov](mailto:Linda.Garrett@usdoj.gov).

The meeting site will be accessible to individuals with disabilities. Individuals who require sign language interpreters or other auxiliary aids should contact Linda Garrett at (202) 353-0423 TTY, or by e-mail at [Linda.Garrett@usdoj.gov](mailto:Linda.Garrett@usdoj.gov).

Dated: March 31, 2005.

**R. Alexander Acosta,**

*Assistant Attorney General for Civil Rights.*

[FR Doc. 05-7033 Filed 4-7-05; 8:45 am]

BILLING CODE 4410-13-M

## DEPARTMENT OF JUSTICE

### Office of the Assistant Attorney General for Civil Rights; Certification of the North Carolina Accessibility Code Under the Americans With Disabilities Act; Informal Hearing

**AGENCY:** Department of Justice.

**ACTION:** Notice of preliminary determination of equivalency and opportunity to submit written comments, and hearing on proposed determination.

**SUMMARY:** The Department of Justice (Department) has determined that the 2002 North Carolina Accessibility Code with 2004 amendments (NCAC) meets or exceeds the new construction and alterations requirements of title III of the Americans with Disabilities Act of 1990 (ADA). The Department proposes to issue a final certification, pursuant to 42 U.S.C. 12188(b)(1)(A)(ii) and 28 CFR 36.601 *et seq.*, which would constitute rebuttable evidence, in any enforcement proceeding, that a building constructed or altered in accordance with the NCAC meets or exceeds the requirements of the ADA. The Department will hold an informal hearing on the proposed certification in Cary, North Carolina.

**DATES:** To be assured of consideration, comments must be in writing and must be received on or before June 7, 2005. The hearing in Cary, North Carolina is scheduled for Monday, May 16, 2005, at 1 p.m. eastern time.

**ADDRESSES:** Comments on the preliminary determination of equivalency and on the proposal to issue final certification of equivalency of the NCAC should be sent to: John L. Wodatch, Chief, Disability Rights Section, Civil Rights Division, U.S. Department of Justice, 950 Pennsylvania

Avenue, NW., 1425 NYA Building, Washington, DC 20530.

The hearing will be held at: Bond Park Community Center, 150 Metro Park Drive, Cary, NC 27512.

**FOR FURTHER INFORMATION CONTACT:** John L. Wodatch, Chief, Disability Rights Section, Civil Rights Division, U.S. Department of Justice, 950 Pennsylvania Avenue, NW., 1425 NYA Building, Washington, DC 20530. Telephone number (800) 514-0301 (Voice) or (800) 514-0383 (TTY).

Copies of this notice are available in formats accessible to individuals with vision impairments and may be obtained by calling (800) 514-0301 (Voice) or (800) 514-0383 (TTY). Copies of the NCAC and supporting materials may be inspected by appointment at 1425 New York Avenue, NW., Suite 4039, Washington, DC by calling Linda Garrett at (202) 353-0423 TTY, or by e-mail at [Linda.Garrett@usdoj.gov](mailto:Linda.Garrett@usdoj.gov).

#### SUPPLEMENTARY INFORMATION:

##### Background

The ADA authorizes the Department of Justice, upon application by a State or local government, to certify that a State or local law that establishes accessibility requirements meets or exceeds the minimum requirements of title III of the ADA for new construction and alterations. 42 U.S.C.

12188(b)(1)(A)(ii); 28 CFR 36.601 *et seq.* Final certification constitutes rebuttable evidence, in any ADA enforcement action, that a building constructed or altered in accordance with the certified code complies with the new construction and alterations requirements of title III of the ADA.

The North Carolina Department of Insurance requested that the Department of Justice (Department) certify that the 200w North Carolina Accessibility Code with 2004 amendments (NCAC) meets or exceeds the new construction and alterations requirements of title III of the ADA.

The Department has analyzed the NCAC and has preliminarily determined that it meets or exceeds the new construction and alterations requirements of title III of the ADA. By letter dated March 17, 2005, the Department notified the North Carolina Department of Insurance of the Department's preliminary determination of equivalency.

##### Effect of Certification

The certification determination will be limited to the version of the NCAC that has been submitted to the Department. The certification will not apply to amendments or interpretations

that have not been submitted and reviewed by the Department.

Certification will not apply to buildings constructed by or for State or local governmental entities, which are subject to title II of the ADA. Nor does certification apply to accessibility requirements that are addressed by the NCAC, but are not addressed by the new construction alterations requirements of title III of the ADA, including the ADA Standards for Accessible Design.

Certification also will not apply to variances or waivers granted under the NCAC. Therefore, if a builder receives a variance, waiver, modification, or other exemption from the requirements of the NCAC for any element of construction or alterations, the certification determination will not constitute evidence of ADA compliance with respect to that element. Similarly, certification will not apply if other North Carolina building codes provide an exemption from the ADA required minimum accessibility requirements.

##### Procedure

The Department will hold an informal hearing in North Carolina during the 60-day comment period to provide an opportunity for interested persons, including individuals with disabilities, to express their views with respect to the preliminary determination of equivalency for the North Carolina law. Interested parties who wish to testify at the hearing should contact Linda Garrett at (202) 353-0423 TTY or by e-mail at [Linda.Garrett@usdoj.gov](mailto:Linda.Garrett@usdoj.gov).

The hearing site will be accessible to individuals with disabilities. Individuals who require sign language interpreters or other auxiliary aids should contact Linda Garrett at (202) 353-0423 TTY, or by e-mail at [Linda.Garrett@usdoj.gov](mailto:Linda.Garrett@usdoj.gov).

Dated: March 31, 2005.

**R. Alexander Acosta,**

*Assistant Attorney General for Civil Rights.*

[FR Doc. 05-7034 Filed 4-7-05; 8:45 am]

BILLING CODE 4410-13-M

## DEPARTMENT OF LABOR

### 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 the 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, NW., Room S-3014, Washington, DC 20210.

#### Modification to General Wage Determination Decisions

The number of decisions listed to 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

Connecticut  
CT20030001 (Jun. 13, 2003)  
CT20030003 (Jun. 13, 2003)  
CT20030004 (Jun. 13, 2003)  
CT20030005 (Jun. 13, 2003)  
New Jersey  
NJ20030008 (Jun. 13, 2003)

##### Volume II

Delaware  
DE20030002 (Jun. 13, 2003)  
DE20030009 (Jun. 13, 2003)  
Virginia  
VA20030006 (Jun. 13, 2003)  
VA20030011 (Jun. 13, 2003)  
VA20030018 (Jun. 13, 2003)

##### Volume III

Alabama  
AL20030008 (Jun. 13, 2003)  
Florida  
FL20030001 (Jun. 13, 2003)  
FL20030011 (Jun. 13, 2003)  
FL20030017 (Jun. 13, 2003)  
FL20030032 (Jun. 13, 2003)  
Mississippi  
MS20030003 (Jun. 13, 2003)  
MS20030050 (Jun. 13, 2003)  
MS20030055 (Jun. 13, 2003)  
MS20030056 (Jun. 13, 2003)

##### Volume IV

Michigan  
MI20030007 (Jun. 13, 2003)

##### Volume V

Arkansas  
AR20030001 (Jun. 13, 2003)  
AR20030023 (Jun. 13, 2003)  
AR20030027 (Jun. 13, 2003)

##### Iowa

IA20030008 (Jun. 13, 2003)

IA20030037 (Jun. 13, 2003)  
Kansas  
KS20030002 (Jun. 13, 2003)  
KS20030006 (Jun. 13, 2003)  
KS20030008 (Jun. 13, 2003)  
KS20030010 (Jun. 13, 2003)  
KS20030012 (Jun. 13, 2003)

##### Louisiana

LA20030002 (Jun. 13, 2003)  
LA20030004 (Jun. 13, 2003)  
LA20030005 (Jun. 13, 2003)  
LA20030006 (Jun. 13, 2003)  
LA20030009 (Jun. 13, 2003)  
LA20030012 (Jun. 13, 2003)  
LA20030014 (Jun. 13, 2003)  
LA20030015 (Jun. 13, 2003)  
LA20030040 (Jun. 13, 2003)

##### Missouri

MO20030001 (Jun. 13, 2003)  
MO20030002 (Jun. 13, 2003)  
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##### Oklahoma

OK20030013 (Jun. 13, 2003)  
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OK20030037 (Jun. 13, 2003)  
OK20030038 (Jun. 13, 2003)  
OK20030041 (Jun. 13, 2003)

##### Texas

TX20030010 (Jun. 13, 2003)  
TX20030014 (Jun. 13, 2003)  
TX20030018 (Jun. 13, 2003)  
TX20030027 (Jun. 13, 2003)  
TX20030030 (Jun. 13, 2003)  
TX20030038 (Jun. 13, 2003)  
TX20030047 (Jun. 13, 2003)  
TX20030048 (Jun. 13, 2003)  
TX20030081 (Jun. 13, 2003)  
TX20030123 (Jun. 13, 2003)

##### Volume VI

Montana

MT20030001 (Jun. 13, 2003)  
 MT20030007 (Jun. 13, 2003)  
 MT20030008 (Jun. 13, 2003)  
 MT20030033 (Jun. 13, 2003)

## Oregon

OR20030001 (Jun. 13, 2003)

Washington

WA20030008 (Jun. 13, 2003)  
 WA20030009 (Jun. 13, 2003)  
 WA20030011 (Jun. 13, 2003)

## Volume VII

## California

CA20030001 (Jun. 13, 2003)  
 CA20030002 (Jun. 13, 2003)  
 CA20030004 (Jun. 13, 2003)  
 CA20030009 (Jun. 13, 2003)  
 CA20030013 (Jun. 13, 2003)  
 CA20030019 (Jun. 13, 2003)  
 CA20030023 (Jun. 13, 2003)  
 CA20030025 (Jun. 13, 2003)  
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 CA20030035 (Jun. 13, 2003)  
 CA20030036 (Jun. 13, 2003)  
 CA20030037 (Jun. 13, 2003)

### 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.

General wage determinations issued under the Davis-Bacon and related Acts are available electronically at no cost on the Government Printing Office site at <http://www.access.gpo.gov/davisbacon>. they are also available electronically by subscription to the Davis-Bacon Online Service (<http://davisbacon.fedworld.gov>) of the National Technical Information Service (NTIS) of the U.S. Department of Commerce at 1-800-2068. This subscription offers value-added features such as electronic delivery of modified wage decisions directly to the user's desktop, the ability to access prior wage decisions issued during the year, extensive Help desk Support, etc.

Hard-copy subscriptions may be purchased from: Superintendent of Documents, U.S. Government Printing Office, Washington, DC 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 or 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 will be distributed to subscribers.

Dated: Signed in Washington, DC, this 31 day of March, 2005.

**John Frank,**

*Acting Chief, Branch of Construction Wage Determinations.*

[FR Doc. 05-6727 Filed 4-07-05; 8:45 am]

**BILLING CODE 4510-27-M**

## LEGAL SERVICES CORPORATION

### Sunshine Act Meetings of the Board of Directors

**TIME AND DATE:** The Legal Services Corporation Board of Directors will meet by telephone on April 13, 2005 at 4:15 p.m. (e.d.t.).

**LOCATION:** Legal Services Corporation, 3333 K Street, NW., Washington, DC.

**STATUS OF MEETINGS:** Closed. A portion of this telephonic meeting of the Board of Directors may be closed to the public. The closing is authorized by the relevant provisions of the Government in the Sunshine Act [5 U.S.C. 552b(c)(10)] and the Legal Services Corporation's corresponding regulation 45 CFR 1622.5(h). A copy of the General Counsel's Certification that the closing is authorized by law will be available upon request.

#### MATTERS TO BE CONSIDERED:

#### Open Session

1. Approval of agenda.
2. Consider and act on whether to authorize an executive session of the Board to address items listed below under Closed Session.

#### Closed Session

3. Consider and act on the Corporation's appeal of the District Court's Decision in the matter of *Velazquez/Dobbins v. LSC*.
4. Consider and act on other business.
5. Consider and act on adjournment of meeting.

#### CONTACT PERSON FOR INFORMATION:

Patricia D. Batie, Manager of Board Operations, at (202) 295-1500.

*Special Needs:* Upon request, meeting notices will be made available in alternate formats to accommodate visual and hearing impairments. Individuals who have a disability and need an accommodation to attend the meeting

may notify Patricia D. Batie, at (202) 295-1500.

Dated: April 6, 2005.

**Victor M. Fortunio,**

*Vice President for Legal Affairs, General Counsel & Corporate Secretary.*

[FR Doc. 05-7262 Filed 4-6-05; 2:15 pm]

**BILLING CODE 7050-01-P**

## MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION

### Notice of Federal Advisory Committee Meeting

**Authority:** 5 U.S.C. Appendix; 20 U.S.C. 5601-5609.

**AGENCY:** U.S. Institute for Environmental Conflict Resolution, Morris K. Udall Foundation.

**ACTION:** Notice of meeting.

**SUMMARY:** The National Environmental Conflict Resolution (ECR) Advisory Committee, of the U.S. Institute for Environmental Conflict Resolution, will be meeting by teleconference on Wednesday, April 27, 2005. The call will occur from 2 p.m. to approximately 4 p.m. eastern daylight time. Members of the public may participate in the call by dialing 1-800-930-9002 and entering a passcode: 8072291.

During this teleconference, the Committee will discuss: the Committee's final report of recommendations and strategy for distribution and next steps for a future Committee. The final report by the Committee can be viewed at <http://www.ecr.gov/necrac/reports.htm>.

Members of the public may make oral comments during the teleconference or may submit written comments. In general, each individual or group making an oral presentation will be limited to five minutes, and total oral comment time will be limited to one-half hour at the end of the call.

Written comments may be submitted by mail or by e-mail to [gargus@ecr.gov](mailto:gargus@ecr.gov). Written comments received in the U.S. Institute office far enough in advance of a meeting may be provided to the Committee prior to the meeting; comments received too near the meeting date to allow for distribution will normally be provided to the Committee at the meeting. Comments submitted during or after the meeting will be accepted but may not be provided to the Committee until after that meeting.

**FOR FURTHER INFORMATION CONTACT:** Any member of the public who desires further information concerning the