

poly(oxypropylene), and α -hydro-*omega*-hydroxypoly (oxyethylene) poly(oxypropylene) as components of lubricants with incidental food contact.

The Commissioner has evaluated data in the petition and other relevant material and concludes that § 178.3570 should be amended as set forth in this document.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786 (21 U.S.C. 348(c)(1))) and under authority delegated to the Commissioner (21 CFR 5.1), Part 178 is amended in § 178.3570(a)(3) by alphabetically inserting three new items in the list of substances to read as follows:

§ 178.3570 Lubricants with incidental food contact.

(a) * * *	(3) * * *
Substances	Limitations
α-Butyl-<i>omega</i>-hydroxypoly (oxyethylene) poly(oxypropylene) produced by random condensation of a 1:1 mixture by weight of ethylene oxide and propylene oxide with butanol; minimum molecular weight 1,500; Chemical Abstracts Service Registry No. 9038-95-3.	Addition to food not to exceed 10 parts per million.
α-Butyl-<i>omega</i>-hydroxypoly (oxypropylene) minimum molecular weight 1,500; Chemical Abstracts Service Registry No. 9003-13-8.	Addition to food not to exceed 10 parts per million.
α-Hydro-<i>omega</i>-hydroxypoly (oxyethylene) poly(oxypropylene) produced by random condensation of mixtures of ethylene oxide and propylene oxide containing 25 to 75 percent by weight of ethylene oxide; minimum molecular weight 1,500; Chemical Abstracts Service Registry No. 9003-11-6.	Addition to food not to exceed 10 parts per million.

Any person who will be adversely affected by the foregoing regulation may at any time on or before December 26, 1978, submit to the Hearing Clerk (HFA-305), Food and Drug Administration, Room 4-65, 5600 Fishers

Lane, Rockville, MD 20857, written objections thereto and may make a written request for a public hearing on the stated objections. Each objection shall be separately numbered and each numbered objection shall specify with particularity the provision of the regulation to which objection is made. Each numbered objection on which a hearing is requested shall specifically so state; failure to request a hearing for any particular objection shall constitute a waiver of the right to a hearing on that objection. Each numbered objection for which a hearing is requested shall include a detailed description and analysis of the specific factual information intended to be presented in support of the objection in the event that a hearing is held; failure to include such a description and analysis for any particular objection shall constitute a waiver of the right to a hearing on the objection. Four copies of all documents shall be submitted and shall be identified with the Hearing Clerk docket number found in brackets in the heading of this regulation. Received objections may be seen in the above office between the hours of 9 a.m. and 4 p.m., Monday through Friday.

Effective date. This regulation shall become effective November 24, 1978.

(Sec. 409(c)(1), 72 Stat. 1786 (21 U.S.C. 348(c)(1)).)

Dated: November 15, 1978.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner
for Regulatory Affairs.

[FR Doc. 78-32737 Filed 11-22-78; 8:45 a.m.]

[4710-06-M]

Title 22—Foreign Relations

CHAPTER I—DEPARTMENT OF STATE

SUBCHAPTER E—VISAS

[Departmental Regulation 108.761]

PART 41—VISAS: DOCUMENTATION OF NONIMMIGRANTS UNDER THE IMMIGRATION AND NATIONALITY ACT, AS AMENDED

Nonimmigrant Documentary Waivers

AGENCY: Department of State.

ACTION: Final rule.

SUMMARY: In January 1978 the Immigration and Naturalization Service commenced preclearance operations (inspection of passengers destined to the United States prior to embarkation upon a vessel or aircraft) at Freeport, The Bahamas. Officers of the Service at Freeport perform a function identical to that which has been performed for many years at Nassau, The

Bahamas. Accordingly, the Departments of State and Justice have agreed that the waiver of the nonimmigrant visa and passport requirements now extended to Bahamian nationals and British subjects having residence in the Bahamas, who are precleared at Nassau, should also be extended to such aliens who are precleared at Freeport.

EFFECTIVE DATE: November 24, 1978.

FOR FURTHER INFORMATION CONTACT:

Cornelius D. Scully, Chief, Regulations and Legislation Division, Bureau of Consular Affairs, Department of State, Washington, D.C. 20520, 202-632-1900.

SUPPLEMENTARY INFORMATION:

In view of the procedures already established in Nassau, the Departments of State and Justice find that compliance with the provisions of the Administrative Procedure Act (5 U.S.C. 553) as to notice of proposed rulemaking and delayed effective date is unnecessary. The new regulation is consistent with established Service procedures and will further facilitate travel to the United States for those aliens who qualify for preclearance in Freeport, The Bahamas. In light of the foregoing, 22 CFR 41.6(a) is amended at set forth below.

Paragraph (a) of § 41.6 is amended by revising the third sentence as follows:

§ 41.6 Nonimmigrants not required to present passports, visas, or border-crossing identification cards.

(a) *Canadian nationals, and aliens having common nationality with nationals of Canada or with British subjects in Bermuda, Bahamian nationals or British subjects resident in The Bahamas, Cayman Islands, and Turks and Caicos Islands.* * * *

A Bahamian national or a British subject who has his residence in The Bahamas shall require a passport and a visa for admission to the United States except that a visa shall not be required of such an alien who, prior to or at the time of embarkation for the United States on a vessel or aircraft, satisfies the examining United States Immigration officer at either Freeport or Nassau, The Bahamas that he is clearly and beyond a doubt entitled to admission in all other respects. * * *

(Sec. 101, 84 Stat. 116; 8 U.S.C. 1101)

Dated: September 28, 1978.

BARBARA M. WATSON,
Assistant Secretary for
Consular Affairs.

Dated: October 23, 1978.

LEONEL J. CASTILLO,
Commissioner, Immigration
and Naturalization Service.

[FR Doc. 78-32976 Filed 11-22-78; 8:45 am]

[4410-01-M]

Title 28—Judicial Administration

CHAPTER I—DEPARTMENT OF
JUSTICE

[Order No. 808-78]

PART O—ORGANIZATION OF THE
DEPARTMENT OF JUSTICE

Procedures for Reorganization of Or-
ganizational Units Within the De-
partment

AGENCY: Department of Justice.

ACTION: Final rule.

SUMMARY: This order revises the Department of Justice regulations relating to the establishment, transfer, reorganization or termination of major functions within Offices, Boards, Divisions, or Bureaus. The revision delegates the Attorney General's authority to approve organizational changes which do not affect the overall structure of the Department to the Associate Attorney General and the Deputy Attorney General, if the changes affect functions within their areas of responsibility.

EFFECTIVE DATE: November 14, 1978.

FOR FURTHER INFORMATION CONTACT:

Kevin D. Rooney, Assistant Attorney General for Administration, Department of Justice, Washington, D.C. 20530, 202-633-3101.

By virtue of the authority vested in me by 28 U.S.C. 509 and 510 and 5 U.S.C. 301, Part O of Chapter I of Title 28, Code of Federal Regulations, is amended as follows:

1. Section 0.190 of Subpart BB is revised to read as follows:

§ 0.190 Changes within organizational units.

The head of each Office, Board, Division or Bureau may from time to time propose the establishment, transfer, reorganization or termination of major functions within his organizational unit as he may deem necessary or appropriate. In each instance, the head of the Office, Board, Division or

Bureau shall submit the proposed change in writing to the Assistant Attorney General for Administration. The Assistant Attorney General for Administration shall evaluate the proposal and submit the proposed change along with his recommendation to the Deputy Attorney General (if the proposed change affects functions within the Deputy Attorney General's area of responsibility) or to the Associate Attorney General (if the proposed change affects functions within the Associate Attorney General's area of responsibility) or both, for approval, which approval shall be final in the case of changes which do not affect the overall structure of the Department. Proposed changes which are determined by the Deputy Attorney General or the Associate Attorney General to affect the overall structure of the Department's organization shall be forwarded by the Deputy Attorney General or the Associate Attorney General to the Attorney General for final approval prior to implementation, and shall be effectuated by issuance of an Attorney General's order, in accordance with Subpart AA of this part.

2. Section 0.191 and its captions are revised to read as follows:

§ 0.191 Changes which affect the overall structure of the Department.

Changes to the overall structure of the Department include: The establishment, merger or abolishment of Offices, Boards, Divisions, and Bureaus; changes in reporting lines of Offices, Boards, Divisions and Bureaus to the Department; and transfers of major functions between or among Offices, Boards, Divisions and Bureaus.

Dated: November 14, 1978.

GRIFFIN B. BELL,
Attorney General.

[FR Doc. 78-33018 Filed 11-22-78; 8:45 am]

[4910-14-M]

Title 33—Navigation and Navigable Waters

CHAPTER I—COAST GUARD,
DEPARTMENT OF TRANSPORTATION

[CGD 78-139]

PART 117—DRAWBRIDGE
OPERATION REGULATIONS

Old Tampa Bay, Fla.

AGENCY: Coast Guard, DOT.

ACTION: Final rule.

SUMMARY: This amendment revokes the regulations for the Courtney Campbell Causeway bridge, State Road 60, across Old Tampa Bay, mile

8.2, between Tampa and Clearwater, because the drawbridge has been replaced by a high-level fixed bridge. Notice and public procedure have been omitted from this action due to the removal of the bridge concerned.

EFFECTIVE DATE: November 27, 1978.

FOR FURTHER INFORMATION CONTACT:

Frank L. Teuton, Jr., Chief, Drawbridge Regulations Branch (G-WBR/73), Room 7300, Nassif Building, 400 Seventh Street SW., Washington, D.C. 20590, 202-426-0942.

DRAFTING INFORMATION: The principal persons involved in drafting this revocation of regulations are Frank L. Teuton, Jr., Project Manager, Office of Marine Environment and Systems, and Mary Ann McCabe, Project Attorney, Office of the Chief Counsel.

§ 117.464 [Revoked]

In consideration of the above facts, part 117 of title 33 of the Code of Federal Regulations is amended by revoking § 117.464.

(Sec. 5, 28 Stat. 362, as amended, sec. 6(g)(2), 80 Stat. 937; (33 U.S.C. 499, 49 U.S.C. 1655(g)(2)); 49 CFR 1.46(c)(5).)

Dated: November 16, 1978.

J. B. HAYES,
Admiral, U.S. Coast Guard
Commandant.

[FR Doc. 78-33048 Filed 11-22-78; 8:45 am]

[4110-83-M]

Title 42—Public Health

CHAPTER I—PUBLIC HEALTH SERVICE,
DEPARTMENT OF HEALTH,
EDUCATION, AND WELFARE

PART 57—GRANTS FOR CONSTRUCTION OF TEACHING FACILITIES,
EDUCATIONAL IMPROVEMENTS,
SCHOLARSHIPS, AND STUDENT
LOANS

Grants for Residency Training in the
General Practice of Dentistry

AGENCY: Public Health Service, HEW.

ACTION: Final regulations.

SUMMARY: These regulations set forth requirements for grants to schools of dentistry and to accredited postgraduate dental training institutions for projects to plan, develop, and operate approved residency training programs in general dentistry and to assist participating residents who plan to practice in general dentistry.

EFFECTIVE DATE: November 24, 1978.

FOR FURTHER INFORMATION CONTACT:

Dr. Richard Weaver, Education Development Branch, Division of Dentistry, Bureau of Health Manpower, Room 3-30, Health Resources Administration, Center Building, 3700 East-West Highway, Hyattsville, Maryland 20782, 301-436-6510.

SUPPLEMENTARY INFORMATION:

In the FEDERAL REGISTER of April 28, 1978, (43 FR 18217) the Assistant Secretary for Health, Department of Health, Education, and Welfare, with the approval of the Secretary of Health, Education, and Welfare, proposed to amend Subpart L, "Grants for Residency Training in the General Practice of Dentistry", of 42 CFR Part 57. These regulations were proposed to implement section 786(b) of the Public Health Service Act, as added by the Health Professions Educational Assistance Act of 1976 (Pub. L. 94-484).

Interested persons were invited to participate in the rulemaking process by submitting comments on or before May 30, 1978. Seven comments on the proposed regulations were received during the comment period. The comments, the Department's response to the comments, and the revisions made in the regulations are indicated below. For clarity, the comments and responses have been arranged according to the section of the regulations to which they pertain.

Section 57.1102—Definitions. Several comments addressed the definition of "approved residency training program" or "program", pointing out that the definition required a program to have received full approval by the Commission on Accreditation of Dental and Dental Auxiliary Educational Programs, even if the proposed project is to plan or develop a program.

The Department recognizes that an accreditation classification of "approval" may be impossible to obtain for a program which is to be planned or developed. Therefore, the definition has been revised to include the accreditation classifications of "accreditation eligible," "provisional approval," and "conditional approval," to apply to projects to plan or develop residency training programs.

Another comment suggested that paragraph (4) in the definition of "practice of general dentistry" be changed from "Coordinates dental treatment provided by various dental practitioners" to "Coordinates dental treatment provided by dental specialists and by dental auxiliary personnel, including dental hygienists, dental assistants, and expanded function dental auxiliaries."

The Department agrees that the use of dental auxiliaries should be emphasized, and has changed the definition accordingly.

Section 57.1104—Application. One comment addressed the requirement that an applicant who requests funds for stipend support of residents must provide evidence showing that income available from other sources, including income from the residents' services, would be insufficient to pay their salaries. This comment pointed out that the application requirement should not include income from residents' services because it could not be readily identified through budgeting and accounting procedures.

The Department cannot accept this comment. It is necessary to include income from residents' services in the application to enable the Department to know whether available income will suffice to pay residents' salaries, and the Department believes that this income can be identified through the use of appropriate budget and accounting procedures.

Section 57.1105—Project requirements. One comment recommended that proposed § 57.1105(d), requiring each project to have at least two residents enrolled in the training program, be deleted, on the basis that it may be unrealistic for smaller programs with budget restraints to sustain more than one resident.

It is the Department's position that a project with only one resident is educationally weak due to the lack of opportunity for collegial learning. In addition, a project with only one resident is not cost-effective in terms of the required development and presentation of instructional activities. For these reasons, this requirement (§ 57.1105(b) in the final regulations) has been retained.

Another comment expressed strong support for proposed §§ 57.1105(e) and (f) which requires, respectively, the coordination of medical and dental care of patients if the training site provides medical care, and the coordination of training experiences for residents in primary care medical residency programs and general practice residency programs in dentistry, if the grantee conducts a primary care medical residency program. This comment suggested that the Department go further, and require that grantees offer joint training experience with primary care medical residents.

The Department believes that the language of proposed § 57.1105(f) (§ 57.1105(d) in the final regulation) would encourage the development of joint experiences while not excluding from the program those institutions which could not provide this experience due to lack of a primary care

medical residency program. Therefore, this provision has not been modified.

Another comment suggested an additional project requirement providing that grantees must provide sufficient dental auxiliary personnel (e.g. dental hygienists, dental assistants, and expanded function dental auxiliaries) to assure that general practice residents receive adequate instruction in the utilization of dental auxiliaries.

Although the Department encourages the use of dental auxiliary personnel in programs and the instruction in the use of this personnel, the Department does not believe that grantees should be required to provide instruction in the use of auxiliary personnel for the following reasons. The Department recognizes that many dentists entering general practice residency programs already have had instruction in the use of auxiliary personnel through programs in the undergraduate curriculum, so that this instruction in the residency program would be a duplication of effort. Also, many institutions lack the physical or financial resources to offer adequate instruction in this area. Thus, the Department has not added the suggested provision.

Section 57.1106—Evaluation. One comment suggested that the evaluation criteria include specific criteria to evaluate the effectiveness of programs. The recommended criteria included the ratio of full- and part-time faculty to residents, the expected ratio of residents-to-patients, and the expected percentage of residents who intend to remain in the general practice of dentistry.

The Department is reluctant to unilaterally impose ratios such as those suggested and believes that evaluation in terms of these ratios would be arbitrary. In addition, since all residents receiving stipend support must sign a statement of intent to work in the general practice of dentistry, and there is no other basis for determining the expected percentage of residents who intend to work in the field, the Department believes that there is little utility in basing evaluation on this percentage. For these reasons, the Department is not including this recommendation in the final regulations.

In addition, the Department has made many minor editorial and technical changes in the proposed regulations for clarity.

Accordingly, a new subpart L is added to 42 CFR Part 57 and is adopted as set forth below.

Dated: October 16, 1978.

JULIUS B. RICHMOND,
Assistant Secretary for Health.

Approved: November 16, 1978.

HALE CHAMPION,
Acting Secretary.

Subpart I—Grants for Residency Training in the General Practice of Dentistry

- 57.1101 To what projects do these regulations apply?
- 57.1102 Definitions.
- 57.1103 What entities are eligible to apply for a grant?
- 57.1104 How must an entity apply for a grant?
- 57.1105 What requirements must a project meet?
- 57.1106 What are the criteria for deciding which applications are to be funded?
- 57.1107 How will grant awards be made?
- 57.1108 How will grant payments be made?
- 57.1109 Purposes for which grant funds may be spent.
- 57.1110 What nondiscrimination requirements apply to grantees?
- 57.1111 How must grantees account for grant funds received?
- 57.1112 Applicability of 45 CFR Part 74.
- 57.1113 What recordkeeping, audit, and inspection requirements apply to grantees?
- 57.1114 What additional conditions apply to grantees?

AUTHORITY: Sec. 215 of the Public Health Service Act, 58 Stat. 690 as amended, 63 Stat. 35 (42 U.S.C. 216); Sec. 786(b) of the Public Health Service Act, 90 Stat. 2315 (42 U.S.C. 235g-6(b)).

§ 57.1101 To what projects do these regulations apply?

These regulations apply to the award of grants under section 786(b) of the Public Health Service Act to schools of dentistry and to accredited postgraduate dental training institutions to meet the cost of projects to:

- (a) Plan, develop and operate an approved residency training program in the general practice of dentistry; and
- (b) provide financial assistance (in the form of traineeships and fellowships) to residents participating in a program who are in need of financial assistance and who plan to practice general dentistry.

§ 57.1102 Definitions.

As used in this subpart:

"Accredited postgraduate dental training institution" means a public or private nonprofit institution which operates a postgraduate dental training program that has received an accreditation classification of "accreditation eligible," "provisional approval," "conditional approval," or "approval," by the Commission on Accreditation of Dental and Dental Auxiliary Educational Programs.

"Act" means the Public Health Service Act, as amended.

"Approved residency training program" or "program" means a general practice residency program in dentistry which has received an accreditation classification of "accreditation eligible," "provisional approval," "conditional approval," or "approval" by the Commission on Accreditation of Dental and Dental Auxiliary Educational Programs.

"Budget period" means an interval of time into which the project period is divided for budgetary purposes, as specified in the grant award document.

"Nonprofit school" means a school owned or operated by one or more corporations or associations no part of the net earnings of which inures or may lawfully inure, to the benefit of any private shareholder or individual.

"Practice of general dentistry" means a practice of dentistry in which the dentist:

(1) Serves as a patient's first contact with the dental care system and provides the means of timely entry into that system;

(2) Evaluates the patient's general medical status and relates this to anticipated dental treatment;

(3) Assumes continuing responsibility for the patient's dental care and provides a comprehensive range of services which will minimize the need for patient referral;

(4) Coordinates dental treatment provided by dental specialists and by dental auxiliary personnel, including dental hygienists, dental assistants, and expanded function dental auxiliaries, as defined in 42 CFR Part 57, Subpart HH.

"Project period" means the total time for which support for a project has been approved, including any extensions thereof.

"School of dentistry" means a public or private nonprofit school which provides training leading to a degree of doctor of dentistry or an equivalent degree and which is accredited as provided in section 772(b) of the Act.

"Secretary" means the Secretary of Health, Education, and Welfare, and any other officer or employee of the Department of Health, Education, and Welfare to whom the authority involved has been delegated.

"State" means in addition to the several States, the District of Columbia, Commonwealth of Puerto Rico, the Northern Mariana Islands, the Virgin Islands, Guam, American Samoa, and the Trust Territory of the Pacific Islands.

§ 57.1103 What entities are eligible to apply for a grant?

Any school of dentistry or accredited postgraduate dental training institution located in a State may apply for a grant.

§ 57.1104 How must an entity apply for a grant?

(a) To apply for a grant, each entity must submit an application in the form and at the time that the Secretary requires.¹

¹ Applications and instructions may be obtained from the Grants Management Office, Bureau of Health Manpower, Health

(b) The application must be signed by an individual authorized to act for the applicant and to assume, on behalf of the applicant, the obligations imposed by the terms and conditions of any award including the regulations of this subpart.

(c) In addition to other pertinent information that the Secretary may require, an application for a grant under this subpart must contain: (1) a full and adequate description of the proposed project and of the manner in which the applicant intends to conduct the project and carry out the requirements of this subpart, in particular the requirements of § 57.1105, and (2) a budget justification for the funds requested. If the applicant requests funds for stipend support of residents the applicant must provide evidence showing that income available from other sources, including income derived from services of the residents in the program, will be insufficient to pay their salaries and that grant funds will not be used to supplant other available funds.

§ 57.1105 What requirements must a project meet?

A project supported under this subpart must meet the following requirements:

(a) The project staff must plan, develop, and/or operate an approved residency program in the general practice of dentistry.

(b) Each project must have at least two residents enrolled in the training program.

(c) If the training site provides medical care, then the medical and dental care of patients must be coordinated.

(d) If a primary care medical residency program is conducted by the applicant, then joint training experiences must be provided. For purposes of this paragraph, primary care means internal medicine, family medicine, or pediatrics.

(e) Each resident who receives stipend support must sign a statement of intent to work in the practice of general dentistry.

(f) The training program, the performance of each resident, and the quality of patient care must be evaluated.

§ 57.1106 What are the criteria for deciding which applications are to be funded?

The Secretary, after consultation with the National Advisory Council on Health Professions Education established by section 702 of the Act, will approve or disapprove applications filed in accordance with § 57.1104, taking into consideration, among other pertinent factors:

Resources Administration, 3700 East-West Highway, Hyattsville, Md. 20782.

(a) The potential effectiveness of the proposed project in carrying out the training purposes of section 786(b) of the Act;

(b) The degree to which the proposed project adequately provides for meeting the project requirements set forth in § 57.1105;

(c) The administrative and managerial capability of the applicant to carry out the proposed project in a cost-effective manner;

(d) The qualifications of proposed staff and faculty; and

(e) The potential of the project to continue on a self-sustaining basis after the period of grant support.

§ 57.1107 How will grant awards be made?

(a) *General.* (1) Within the limit of funds available, the Secretary will award grants to those applicants whose approved projects will, in his or her judgment, best promote the purposes of section 786(b) of the Act, as determined in accordance with § 57.1106.

(2) All grant awards will be in writing and will specify the amount of funds granted and the period for which these funds will be available for obligation by the grantee. The initial period of support for any grant period for any grant under this subpart may not exceed three years.

(3) Neither the approval of any project nor the award of any grant commits or obligates the United States in any way to make additional supplemental, continuation or other awards with respect to any approved project or any portion of an approved project. For continuation support, grantees must make separate application at the time and in the form which the Secretary may prescribe.

(4) The Secretary may make a grant award for an additional budget period for any previously approved project on the basis of an application and those progress and accounting records which may be required. If the Secretary finds that the project's activities during the current budget period justify continued support for an additional budget period, and the Secretary decides to continue support, the amount of the grant award will be determined in accordance with paragraph (b) of this section.

(b) *Determination of grant amount.* The Secretary will determine the amount of any award under this subpart on the basis of his or her estimate of the sum necessary for the direct costs of the project plus an additional amount for indirect costs, if any, which the Secretary will calculate either (1) on the basis of his or her estimate of the actual indirect costs of the project, or (2) on the basis of a percentage of all, or a portion of the estimated direct costs of the project

when there are reasonable assurances that the use of the percentage will not exceed the approximate actual indirect costs. This award may include an estimated provisional amount for indirect costs or for designated direct costs (such as fringe benefit rates) subject to upward (within the limits of available funds) as well as downward adjustments to actual costs when the Secretary has determined the amount properly expended by the grantee for provisional items. In addition, determining the amount of stipend support to be made available, the amount of any stipend must be limited to that portion of the annual amount normally paid to other residents by the applicant which the Secretary determines, on the basis of the documentation required in the application, cannot reasonably be paid from other available funds, including the incomes derived from the residents' services.

§ 57.1108 How will grant payments be made?

The Secretary will, from time to time, make payments to a grantee of all or a portion of any grant award, either in advance or by way of reimbursement.

§ 57.1109 Purposes for which grant funds may be spent.

(a) Any funds granted under this subpart, as well as other funds required as a condition of the grant to be used in the performance of the approved project may be expended solely for carrying out the approved project in accordance with section 786(b) of the Act, the regulations of this subpart, and the terms and conditions of the award.

(b) Any unobligated grant funds remaining in the grant account at the close of a budget period may be carried forward and be available for obligation during subsequent budget periods of the project period. The amount of a subsequent award will take into consideration the amount remaining in the grant account. At the end of the last budget period of the project period, any unobligated grant funds remaining in the grant account must be refunded to the Federal Government.

(c) Grants funds may not be used for sectarian instruction or for any other religious purpose.

§ 57.1110 What nondiscrimination requirements apply to grantees?

(a) Recipients of grants under this subpart are advised that in addition to the terms and conditions of these regulations the following laws and regulations are applicable to the administration of these grant awards:

(1) Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d *et seq.*) and its

implementing regulation, 45 CFR Part 80 (prohibiting discrimination in Federally assisted programs on the ground of race, color or national origin);

(2) Title IX of the Educational Amendments of 1972 (20 U.S.C. 1681 *et seq.*) and its implementing regulation, 45 CFR Part 86 (prohibiting discrimination on the basis of sex in Federally assisted education programs);

(3) Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and its implementing regulation, 45 CFR Part 84 (prohibiting discrimination in Federally assisted programs on the basis of handicap);

(4) Section 704 of the Act (42 U.S.C. 292d) and its implementing regulation, 45 CFR Part 83 (prohibiting discrimination on the basis of sex in admission of individuals to training programs).

(b) The grantee may not discriminate on the basis of religion in the admission of individuals to its training programs.

§ 57.1111 How must grantees account for grant funds received?

(a) *Accounting for grant award payments.* The grantee must record all payments made by the Secretary in accounting records separate from the records of all other funds, including funds derived from other grant awards. The grantee must account for the sum total of all amounts paid by presenting or otherwise making available, evidence satisfactory to the Secretary of funds spent for costs meeting the requirements of this subpart.

(b) Grant closeout.

(1) *Date of final accounting.* A grantee must submit, with respect to each grant under this subpart, a full account, in accordance with this subpart, as of the date of the termination of grant support.

The secretary may require other special and periodic accounting.

(2) *Final settlement.* The grantee must pay to the Federal Government as final settlement with respect to each grant under this subpart the total sum of (i) any amount not accounted for under paragraphs (a) and (b) of this section; and (ii) any other amounts due in accordance with 45 CFR Part 74 and the terms and conditions of the grant award. This total sum constitutes a debt owed by the grantee to the Federal Government and is recoverable from the grantee or its successors or assigns by set off or other lawful action.

§ 57.1112 Applicability of 45 CFR Part 74.

The provisions of 45 CFR Part 74, establishing uniform administrative requirements and cost principles, apply to all grants under this subpart.

§ 57.1113 What recordkeeping, audit, and inspection requirements apply to grantees?

Each grantee must, in addition to the requirements of 45 CFR Part 74, meet the requirements of section 705 of the Act, concerning recordkeeping, audit, and inspection.

§ 57.1114 What additional conditions apply to grantees?

The Secretary may with respect to any grant award impose additional conditions prior to or at the time of any award when in his or her judgment these conditions are necessary to assure or protect the advancement of the approved activity, the interest of the public health, or the conservation of grant funds.

[FR Doc. 78-33013 Filed 11-22-78; 8:45 am]

[1505-01-M]

Title 45—Public Welfare

SUBTITLE A—DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE, GENERAL ADMINISTRATION

PART 64—MUSEUM SERVICES PROGRAM

Final Rules

Correction

In FR Doc. 78-27284, appearing on page 45166 in the issue of Friday, September 29, 1978, on page 45170, beginning in the 2nd column, §§ 64.15 through 64.20 were inadvertently duplicated.

[4910-59-M]

Title 49—Transportation

CHAPTER V—NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 78-5; Notice 4]

PART 571—FEDERAL MOTOR VEHICLE SAFETY STANDARDS

Lamps, Reflective Devices, and Associated Equipment

AGENCY: National Highway Traffic Safety Administration (NHTSA), Department of Transportation.

ACTION: Correction.

SUMMARY: This notice corrects two typographical errors in the notice of the final rule published on July 27, 1978, amending Federal Motor Vehicle Safety Standard No. 108, *Lamps, Re-*

flexive Devices, and Associated Equipment, to establish an alternate performance standard for most motor vehicle headlamps (43 FR 32416). The errors were pointed out by General Motors Corp. One error is an incorrect numerical reference to paragraph S4.2.2, and occurs in the sentence of the notice (paragraph 7) which introduces the addition of that paragraph. The sentence "A new paragraph S4.1.2 is added to read" * * * should have stated "A new paragraph S4.2.2 is added to read * * *". The other error is an incorrect denotation of a type of headlamp unit specified in Table III of the amended standard itself. In Table III under "Headlamps", line 2 of the first paragraph states "or 2 white 5¼-inch Type 2 headlamps", but should have stated "or 2 white 5¼-inch Type 1 headlamps" * * *."

FOR FURTHER INFORMATION CONTACT:

Bill Eason, Office of Rulemaking, National Highway Safety Traffic Administration, Washington, D.C., 202-426-2720.

Accordingly, Title 49, Code of Federal Regulations, § 571.108 is amended to read:

TABLE III—REQUIRED MOTOR VEHICLE LIGHTING EQUIPMENT

Headlamps.....	or 2 white 5¼-inch Type 1 headlamps
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The lawyer and program official principally responsible for this rule are Z. Taylor Vinson and Bill Eason, respectively.

(Secs. 103, 112, 114, 119, Pub. L. 89-563, 80 Stat. 718 (15 U.S.C. 1392, 1401, 1403, 1407); delegation of authority at 49 CFR 1.50.)

Issued on November 14, 1978.

MICHAEL M. FINKELSTEIN,
Associate Administrator
for Rulemaking.

[FR Doc. 78-32668 Filed 11-23-78; 8:45 am]

[4310-55-M]

Title 50—Wildlife and Fisheries

CHAPTER I—UNITED STATES FISH AND WILDLIFE SERVICE, DEPARTMENT OF THE INTERIOR

PART 33—SPORT FISHING

Opening of Arapaho National Wildlife Refuge, Colo., to Sport Fishing

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Special regulation.

SUMMARY: The Director has determined that the opening to sport fish-

ing of Arapaho National Wildlife Refuge is compatible with the objectives for which the area was established, will utilize a renewable natural resource, and will provide additional recreational opportunity to the public.

DATES: January 1 through May 31 and August 1 through December 31, 1979.

FOR FURTHER INFORMATION CONTACT:

Eugene C. Patten, Refuge Manager, Arapaho National Wildlife Refuge, P.O. Box 457, Walden, Colo. 80480, telephone 303-723-4717.

SUPPLEMENTARY INFORMATION:

§ 33.5 Special regulations; sport fishing; for individual wildlife refuge areas.

Sport fishing is permitted on the Arapaho National Wildlife Refuge, Colo. only on the areas designated by signs as being open to fishing. These areas are delineated on maps available at the refuge headquarters and from the office of Area Manager, 1426 Federal Building, 125 South State Street, Salt Lake City, Utah 84138. Sport fishing shall be in accordance with all applicable State regulations.

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50 Code of Federal Regulations, Part 33. The public is invited to offer suggestions and comments at any time.

NOTE.—The U.S. Fish and Wildlife Service has determined that this document does not contain a major proposal requiring preparation of an Economic Impact Statement under Executive Order 11949 and OMB Circular A-107.

(Sec. 2, 33 Stat. 614, as amended, sec. 5, 43 Stat. 651, secs. 5, 10, 45 Stat. 449, 1224, secs. 4, 2, 48 Stat. 402, as amended, 451, 1270, sec. 4, 76 Stat. 654; 5 U.S.C. 301, 16 U.S.C. 685, 725, 690d, 715i, 664, 718d, 43 U.S.C. 315a, 16 U.S.C. 460k; sec. 2, 80 Stat. 926; 16 U.S.C. 668bb.)

EUGENE C. PATTEN,
Refuge Manager.

NOVEMBER 15, 1978.

[FR Doc. 78-33000 Filed 11-22-78; 8:45 am]

[4310-55-M]

PART 33—SPORT FISHING

Opening of Pathfinder National Wildlife Refuge, Wyo., to Sport Fishing

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Special regulation.

SUMMARY: The Director has determined that the opening to sport fishing of Pathfinder National Wildlife Refuge is compatible with the objectives for which the area was estab-