

period December 1977 through November 1982 and meet the requirements for social security benefits that were applied in January 1977, even though you don't claim benefits, and you don't actually meet the requirements for receiving benefits until a later month. You are considered eligible for a Government pension for any month in which you meet all the requirements for payment except that you are working or have not applied;

(2) If you are receiving a Government pension based on employment for an interstate instrumentality.

(c) *Amount and priority of reduction.* Your benefit as a spouse will be reduced, if necessary, for age and for simultaneous entitlement to other social security benefits before it is reduced because you are receiving a Government pension. In addition this reduction follows the order of priority, as stated in § 404.402(b).

(d) *When effective.* This reduction was put into the Social Security Act by the Social Security Amendments of 1977. It only applies to applications for benefits filed in or after December 1977 and only to benefits for December 1977 and later.

[FR Doc. 79-15621 Filed 5-17-79; 8:45 am]

BILLING CODE 4110-07-M

Food and Drug Administration

21 CFR Part 14

Public Hearing Before a Public Advisory Committee Ophthalmic Panel

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) announces the termination of the Panel on Review of Ophthalmic Drugs and amends the regulations to delete it from the list of standing advisory committees. The Panel was terminated because it had completed its work.

EFFECTIVE DATE: May 18, 1979.

FOR FURTHER INFORMATION CONTACT: John T. McElroy, Bureau of Drugs (HFD-513), Food and Drug Administration, Department of Health, Education, and Welfare, 5600 Fishers Lane, Rockville, Maryland 20857, 301-443-4960.

SUPPLEMENTARY INFORMATION: The Panel's functions were to review the data and information submitted as part of the over-the-counter (OTC) drug

review under § 330.10 (21 CFR 330.10) on OTC products containing ophthalmic active ingredients for human use. The Panel has submitted its conclusions and recommendations on the safety, effectiveness, and labeling of these products to the Commissioner of Food and Drugs. The conclusions and recommendations will be published in a future issue of the *Federal Register*.

Accordingly, the purpose of the Panel has been served, and the Panel is no longer needed. On April 16, 1979, the charter for the Panel expired.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 701(a), 52 Stat. 1055 (21 U.S.C. 371(a))) and under authority delegated to the Commissioner (21 CFR 5.1), Part 14 is amended in § 14.100 *List of standing advisory committees* by deleting paragraph (c)(20)(i)(f) *Ophthalmic Panel* and marking it reserved.

Effective date. Because this is a technical conforming amendment to Part 14, the Commissioner finds that there is good cause for the rule to be effective immediately upon publication in the *Federal Register*, May 18, 1979.

(Sec. 701(a), 52 Stat. 1055 (21 U.S.C. 371(a)).)

Dated: May 11, 1979.

William F. Randolph,

Acting Associate Commissioner for Regulatory Affairs.

[FR Doc. 79-15462 Filed 5-17-79; 8:45 am]

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DEPARTMENT OF THE TREASURY

Internal Revenue Service

26 CFR Parts 301 and 402

[T.D. 7622]

Definition of Domestic Building and Loan Association and Deletion of Temporary Regulations on Procedure and Administration

Correction

In FR Doc. 79-15274 appearing at page 28660 in the issue for Wednesday, May 16, 1979; on page 28663, first column, the line reading "(f) *Special rules*. [Reserved]" should be moved above "Part 402 . . .".

BILLING CODE 1505-01-M

DEPARTMENT OF LABOR

Office of the Secretary

29 CFR Part 89

Senior Community Service Employment Program; Revision of Regulations

AGENCY: Employment and Training Administration, U.S. Department of Labor.

ACTION: Final Rule.

SUMMARY: The Department is revising income criteria for eligibility in the Senior Community Service Employment Program in accordance with Section 507 of Title V of the Older Americans Act of 1965 (42 U.S.C. 3056e), as amended by the Comprehensive Older Americans Act Amendments of 1978 (Pub. L. 95-478).

DATES: These changes are effective May 18, 1979.

ADDRESSES: Comments may be addressed to: Chief, Older Worker Work Group, Employment and Training Administration, U.S. Department of Labor, Room 6122, 601 D Street, NW, Washington, D.C. 20213.

FOR FURTHER INFORMATION CONTACT: Paul A. Mayrand, telephone (202) 376-6232.

SUPPLEMENTAL INFORMATION: Regulations covering the Senior Community Service Employment Program are being revised generally as a result of amendments to the authorizing legislation. Those proposed revised regulations are being published separately in the *Federal Register* for review and comment and will not be effective until published as final rules. The revision of the income criteria falls within the exception to rulemaking provisions of the Administrative Procedures Act which involve "a matter relating to * * * public property, loans, grants, benefits, or contracts." (5 U.S.C. 553(a)(2)). Further, the Department finds that it is in the public interest to publish this change in final form so that the additional individuals who will become eligible may have an opportunity to be served. This finding constitutes a waiver of the Department's regulation at 29 CFR Part 2.7. Nevertheless, in keeping with the spirit of 29 CFR 2.7, comments may be submitted during the 30-day period following publication. Comments should be sent to the address given above.

This document was prepared under the direction of Paul A. Mayrand, Chief, Older Worker Work Group, Office of National Programs.

(Sec. 502(b)(2) of the Older Americans Act of 1965 (42 U.S.C. 3056), as amended by the Comprehensive Older Americans Amendments Act of 1978 (Pub. L. 95-478)).

Accordingly, 29 CFR, Subtitle A, is amended as follows:

PART 89—SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM

§ 89.19 [Amended]

1. At the end of paragraph (b)(3)(i), the words "economically disadvantaged as defined in § 89.3" are changed to "members of a family which receives regular cash welfare payments or whose annual income in relation to family size does not exceed 125 per centum of the poverty level determined in accordance with criteria established and updated by the U.S. Office of Management and Budget."

2. In § 89.19, paragraph (b)(3)(ii)(B) is amended by adding a comma and the words "\$125 per centum of" immediately following the figure "\$500."

Signed at Washington, D.C., this 11th day of May 1979.

Ray Marshall,
Secretary of Labor.

[FR Doc. 79-15618 Filed 5-17-79; 8:45 am]

BILLING CODE 4510-30-M

Wage and Hour Division

29 CFR Part 575

Waiver of Child Labor Provisions for Agricultural Employment of 10- and 11-Year-Old Minors in Hand Harvesting of Short Season Crops; Provisions Governing Application for and Granting of a Waiver; Restrictions on Use of Pesticides and other Chemicals

Note.—This document originally appeared in the Federal Register for Wednesday, May 16, 1979. It is reprinted in this issue to meet requirements for publication on the Tuesday/Friday schedule assigned to the Department of Labor. (See OFR notice 41 FR 32914, August 6, 1976.)

AGENCY: Wage and Hour Division, Labor.

ACTION: Final rules.

SUMMARY: Current regulations provide for the issuance of waivers permitting the employment of 10- and 11-year-old minors in the hand harvesting of short season crops upon the representation by the employer applying for a waiver, that, among other specified conditions, the minimum entry times for the use of certain pesticides and other chemicals listed therein for use on certain crops have been followed. The Secretary of Labor has undertaken a continuing study of the effect of the level and type

of pesticides and other chemicals used on the health and well-being of 10- and 11-year-old minors to whom a waiver would apply. This document reflects current findings in this study upon which it has been determined that the pesticide or chemical, Anilazine (Dyrene), used on strawberries or potatoes, may be added to the lists in § 575.5(d) (2) and (3) with minimum entry times of 10 days and 2 days, respectively, for 10- and 11-year-old hand harvesters. This document also adds the pesticide or chemical, Ziram, to the list in § 575.5(d)(5)(i) of those being reviewed, use of which would require supporting data to establish minimum entry times for 10- and 11-year-old hand harvesters.

EFFECTIVE DATE: May 16, 1979.

FOR FURTHER INFORMATION CONTACT: Lucille C. Pinkett, Chief, Branch of Child Labor, Room S3022, New Department of Labor Building, 200 Constitution Avenue N.W., Washington, D.C. 20210, 202-523-8412.

SUPPLEMENTARY INFORMATION: Section 13(c)(4) of the Fair Labor Standards Act, as amended, provides for the issuance of waivers permitting the employment of 10- and 11-year-old minors in the hand harvesting of short season crops upon the submission by the employer applying for a waiver that, among other required objective data, the "level and type of pesticides and other chemicals used would not have an adverse effect on the health or well-being of" minors employed under the waiver.

The Secretary has undertaken a continuing study of the use and effect of pesticides and other chemicals used on short season crops in order to establish minimum entry times for specified pesticides and chemicals for use on specified crops. On the basis of the scientific evidence disclosed, the Secretary of Labor has adopted minimum entry times for 10- and 11-year-old hand harvesters of strawberries and potatoes. This document reflects current findings in this study upon which it has been determined that the pesticide or chemical, Anilazine (Dyrene), used on strawberries or potatoes, may be added to the lists in § 575.5(d) (2) and (3) with minimum entry times of 10 days and 2 days, respectively, for 10- and 11-year-old hand harvesters.

This scientific evidence also disclosed that the pesticide or chemical, Ziram, can be oxidized in the environment to Thiram, a compound that has been shown to have mutagenic and teratogenic effects as well as adverse effects on male and female reproductive systems.

It should be noted that the pesticide or chemical, Thiram, is already included on the list of chemicals and pesticides in § 575.5(d)(5)(i) of those being reviewed, use of which requires supporting data to establish minimum entry times. In addition, current data suggest that Ziram itself may be a teratogen and weak mutagen and cause adverse effects on male and female reproductive systems. Thus, it is not possible at this time to establish a minimum entry time for this pesticide or chemical which would protect 10- and 11-year-old hand harvesters from adverse effects. Therefore, this document also adds the pesticide or chemical, Ziram, to the list in § 575.5(d)(5)(i) of those being reviewed, use of which would require supporting data to establish minimum entry times for 10- and 11-year-old hand harvesters.

As any change in § 575.5(d)(2) will affect the proposed use of pesticides and chemicals by an employer or group of employers applying for a waiver for the permissible employment of 10- and 11-year-old hand harvesters of strawberries, which harvest begins around June 1, it is necessary that interested persons be informed of this release of restriction before submitting an application with respect to the 1979 strawberry harvest. Therefore, I find that notice and public procedure on these regulations are impractical, and contrary to the public interest. For these same reasons these regulations shall be effective upon publication in the Federal Register.

These regulations have been developed under the direction and control of Donald Elisburg, Assistant Secretary for Employment Standards, New Department of Labor Building, 200 Constitution Avenue, N.W., Washington, D.C. 20210.

§ 575.5 [Amended]

Accordingly, § 575.5(d) is amended as follows:

Section 575.5(d)(2) is amended by adding at the end of the list in the column designated "Pesticide" the word "Anilazine (Dyrene)" and in the column designated "Minimum entry time for 10- and 11-year-olds (days)" the figure "10".

Section 575.5(d)(3) is amended by adding at the end of the list in the column designated "Pesticide" the word "Anilazine (Dyrene)" and in the column designated "Minimum entry time for 10- and 11-year-olds (days)" the figure "2".

Section 575.5(d)(5)(i) is amended by adding at the end of the list therein the word "Ziram."

Signed at Washington, D.C. this 14th day of May 1979.

Donald Elisbury,

Assistant Secretary, Employment Standards.

[FR Doc. 79-15459 Filed 5-15-79; 9:47 am]

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DEPARTMENT OF DEFENSE

Corps of Engineers, Department of the Army

33 CFR Part 208

Flood Control Regulations; Marshall Ford Dam and Reservoir, Colorado River, Tex.

Correction

In FR Doc. 79-12849 appearing on page 24551 in the issue of April 26, 1979 make the following correction.

On page 24552, in the third column, the first line of § 208.19(a)(4)(ii)(C) should have read: "(C) Elevation 685-691 Seasonal".

BILLING CODE 1505-01-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 180

[PP 6E1767/R208; FRL 1229-15]

Tolerances and Exemptions From Tolerances for Pesticide Chemicals in or on Raw Agricultural Commodities; Linuron

AGENCY: Office of Pesticide Programs, Environmental Protection Agency (EPA).

ACTION: Final Rule.

SUMMARY: This rule establishes a tolerance for residues of the herbicide linuron on asparagus at 3 parts per million (ppm). The regulation was requested by the Interregional Research Project No. 4. This rule establishes a new maximum permissible level for residues of linuron on asparagus.

EFFECTIVE DATE: May 18, 1979.

FOR FURTHER INFORMATION CONTACT: Mrs. Patricia Critchlow, Registration Division (TS-767), Office of Pesticide Programs, EPA, 401 M Street, SW, Washington, DC (202/755-4851).

SUPPLEMENTARY INFORMATION: On March 28, 1979, the EPA published a notice of proposed rulemaking in the Federal Register (44 FR 18535) in response to a pesticide petition (PP 6E1767) submitted to the Agency by the Interregional Research Project No. 4 (IR-4), New Jersey State Agricultural Experiment Station, PO Box 231, Rutgers

University, New Brunswick, NJ 08903, on behalf of the IR-4 Technical Committee and the Agricultural Experiment Stations of California, Illinois, Indiana, and Michigan. This petition proposed that 40 CFR 180.184 be amended by increasing the established tolerance for residues of the herbicide linuron (3-(3,4-dichlorophenyl)-1-methoxy-1-methylurea) in or on the raw agricultural commodity asparagus from 0.25 ppm to 3 ppm. No comments or requests for referral to an advisory committee were received in response to this notice of proposed rulemaking.

It has been concluded, therefore, that the proposed amendment to 40 CFR 180.184 should be adopted without change, and it has been determined that this regulation will protect the public health.

Any person adversely affected by this regulation may, on or before June 18, 1979, file written objections with the Hearing Clerk, Environmental Protection Agency, Rm. M-3708 (A-110), 401 M St., SW, Washington, DC 20460. Such objections should be submitted in triplicate and specify the provisions of the regulation deemed to be objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

Under Executive Order 12044, EPA is required to judge whether a regulation is "significant" and therefore subject to the procedural requirements of the Order or whether it may follow other specialized development procedures. EPA labels these other regulations "specialized". This regulation has been reviewed, and it has been determined that it is a specialized regulation not subject to the procedural requirements of Executive Order 12044.

Effective on May 18, 1979, Part 180, Subpart C, § 180.184 is amended by increasing the established tolerance for residues of linuron on asparagus from 0.25 ppm to 3 ppm as set forth below.

(Section 408(e) of the Federal Food, Drug, and Cosmetic Act [21 U.S.C. 346a(e)])

Dated: May 11, 1979.

Edwin L. Johnson,

Deputy Assistant Administrator for Pesticide Programs.

PART 180—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

Part 180, Subpart C, § 180.184 is revised by editorially reformatting the

section into an alphabetized columnar listing to include asparagus at 3 ppm, as follows:

§ 180.184 Linuron; tolerances for residues.

Tolerances are established for residues of the herbicide linuron (3-(3,4-dichlorophenyl)-1-methoxy-1-methylurea) in or on the following raw agricultural commodities:

Commodity:	Parts per million
Asparagus.....	3
Barley, forage.....	0.5
Barley, grain.....	0.25
Barley, hay.....	0.5
Barley, straw.....	0.5
Carrots.....	1
Cattle, fat.....	1
Cattle, mby.....	1
Cattle, meat.....	1
Celery.....	0.5
Corn, field, fodder.....	1
Corn, field, forage.....	1
Corn, fresh (inc. sweet K + CWHR).....	0.25
Corn, grain (inc. pop).....	0.25
Corn, pop, fodder.....	1
Corn, pop, forage.....	1
Corn, sweet, fodder.....	1
Corn, sweet, forage.....	1
Cottonseed.....	0.25
Goats, fat.....	1
Goats, mby.....	1
Goats, meat.....	1
Hogs, fat.....	1
Hogs, mby.....	1
Hogs, meat.....	1
Horses, fat.....	1
Horses, mby.....	1
Horses, meat.....	1
Oats, forage.....	0.5
Oats, grain.....	0.25
Oats, hay.....	0.5
Oats, straw.....	0.5
Parsnips (with or without tops).....	0.5
Parsnips, tops.....	0.5
Potatoes.....	1
Rye, forage.....	0.5
Rye, grain.....	0.25
Rye, hay.....	0.5
Rye, straw.....	0.5
Sheep, fat.....	1
Sheep, mby.....	1
Sheep, meat.....	1
Sorghum, fodder.....	1
Sorghum, forage.....	1
Sorghum, grain (milo).....	0.25
Soybeans, (dry or succulent).....	1
Soybeans, forage.....	1
Soybeans, hay.....	1
Wheat, forage.....	0.5
Wheat, grain.....	0.25
Wheat, hay.....	0.5
Wheat, straw.....	0.5

[FR Doc. 79-15059 Filed 5-17-79; 8:45 am]

BILLING CODE 6560-01-M

40 CFR Part 180

[PP 8E2125/R210 FRL 1229-6]

Tolerances and Exemptions From Tolerances for Pesticide Chemicals in or on Raw Agricultural Commodities; O,O-Dimethyl S-[(4-oxo-1,2,3-benzotriazin-3(4H)-yl)methyl] phosphorodithioate

AGENCY: Office of Pesticide Programs, Environmental Protection Agency (EPA).

ACTION: Final Rule.