Act of 1933, 17 CFR 230.175, and Rule 3b-6 under the Securities Exchange Act of 1934, 17 CFR 240.3b-6) to extend its coverage to information on the effects of changing prices.

The Codification is a separate publication issued by the SEC. It will not appear in the Federal Register/Code of Federal Regulations system.

**List of Subjects in 17 CFR Parts 229 and 249**

Reporting and recordkeeping requirements, Securities.

**Text of Rules**

In accordance with the foregoing, Title 17, Chapter II, of the Code of Federal Regulations is amended as follows:

## PART 229—STANDARD INSTRUCTIONS FOR FILING FORMS UNDER SECURITIES ACT OF 1933, SECURITIES EXCHANGE ACT OF 1934 AND ENERGY POLICY AND CONSERVATION ACT OF 1975—REGULATION S-K

1. The authority citation for Part 229 continues to read, in part, as follows:

**Authority:** Secs. 6, 7, 8, 10, 19(a), 48 Stat. 78, 79, 81, 85; secs. 12, 13, 14, 15(d) 23 (a), 48 Stat. 892, 894, 901; secs. 205, 209, 48 Stat. 906, 908; sec. 203(a), 49 Stat. 704; secs. 1, 3, 8, 49 Stat. 1375, 1377, 1379; sec. 301, 54 Stat. 857; secs. 8, 202, 68 Stat. 685, 686; secs. 3, 4, 5, 6, 78 Stat. 565–568, 569, 570–574; sec. 1, 79 Stat. 1051; secs. 1, 2, 3, 82 Stat. 454, 455; secs. 1, 2, 3–5, 28(c) 84 Stat. 1435, 1497; sec. 105(b) 88 Stat. 1503; secs. 8, 9, 10, 11, 89 Stat. 117, 118, 119, 155; 15 U.S.C. 77f, 77g, 77h, 77j, 77s(a), 781, 78m, 78n, 781(d), 78w(a)

* * * * *

**§ 229.301 [Amended]**

2. By amending the Instructions to § 229.301 to remove paragraph 3 and redesignate paragraphs 4 through 8 as paragraphs 3 through 7.

**§ 229.302 [Amended]**

3. By amending § 229.302 to remove paragraph (b) and redesignate paragraph (c) as paragraph (b). The instructions heading in newly redesignated paragraph (b) is amended to change the reference reading "Paragraph (c)" to read "Paragraph (b)".

4. By amending § 229.303 by revising paragraphs 8 and 9 to the *Instructions to Paragraph 303(a)* to read as follows:

**§ 229.303 (Item 303) Management's discussion and analysis of financial condition and results of operations.**

(a) *Full fiscal years.* * * *

*Instructions to Paragraph 303(a).*

* * * * *

8. Registrants are only required to discuss the effects of inflation and other changes in prices when considered material. This discussion may be made in whatever manner appears appropriate under the circumstances. All that is required is a brief textual presentation of management's views. No specific numerical financial data need be presented except as Rule 3-20(c) of Regulation S-X (§ 210.3-20(c) of this chapter) otherwise requires. However, registrants may elect to voluntarily disclose supplemental information on the effects of changing prices as provided for in Statement of Financial Accounting Standards No. 89, "Financial Reporting and Changing Prices" or through other supplemental disclosures. The Commission encourages experimentation with these disclosures in order to provide the most meaningful presentation of the impact of price changes on the registrant's financial statements.

9. Registrants that elect to disclose supplementary information on the effects of changing prices as specified by SFAS No. 89, "Financial Reporting and Changing Prices," may combine such explanations with the discussion and analysis required pursuant to this Item or may supply such information separately with appropriate cross reference.

* * * * *

## PART 249—FORMS, SECURITIES EXCHANGE ACT OF 1934

5. The authority citation for Part 249 continues to read, in part, as follows:

**Authority:** *The Securities Act of 1934*, 15 U.S.C. 78a, *et seq.*, unless otherwise noted.

**§ 249.220f [Amended]**

6. By amending Form 20-F, § 249.220f by removing paragraph 8 under Item 9 and redesignating paragraphs 9, 10, 11 and 12 as paragraphs 8, 9, 10 and 11.

(Form 20-F does not appear in The Code of Federal Regulations.)

By the Commission.

**Jonathan G. Katz,**

*Secretary.*

August 6, 1987.

[FR Doc. 87-18695 Filed 8-17-87; 8:45 am]

BILLING CODE 8010-01-M

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Food and Drug Administration

### 21 CFR Part 178

**[Docket No. 86F-0209]**

## Indirect Food Additives; Adjuvants, Production Aids, and Sanitizers

**AGENCY:** Food and Drug Administration.

**ACTION:** Final rule.

**SUMMARY:** The Food and Drug Administration (FDA) is amending the food additive regulations to provide for the safe use of sodium di (*p-tert*-butylphenyl)phosphate as a clarifying agent for propylene homopolymer and high-propylene copolymer articles intended for contact with food. This action responds to a petition filed by Argus Chemical, Division of Witco Chemical Corp.

**DATES:** Effective August 18, 1987; objections by September 17, 1987.

**ADDRESS:** Written objections to the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857.

**FOR FURTHER INFORMATION CONTACT:** Rudolph Harris, Center for Food Safety and Applied Nutrition (HFF-335), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-472-5690.

**SUPPLEMENTARY INFORMATION:** In a notice published in the **Federal Register** of May 30, 1986 (51 FR 19606), FDA announced that a petition (FAP 6B3932) had been filed on behalf of Argus Chemical, Division of Witco Chemical Corp., c/o 1150 17th St. NW., Washington, DC 20036, proposing that § 178.3295 *Clarifying agents for polymers* (21 CFR 178.3295) be amended to provide for the safe use of sodium di (*p-tert*-butylphenyl)phosphate as a clarifying agent for propylene homopolymer and high-propylene copolymer articles intended for contact with food.

FDA has evaluated data in the petition and other relevant material. The agency concludes that the proposed food additive use is safe, and that the regulations should be amended as set forth below.

In accordance with § 171(h) (21 CFR 171.1(h)), the petition and the documents that FDA considered and relied upon in reaching its decision to approve the petition are available for inspection at the Center for Food Safety and Applied Nutrition (address above) by appointment with the information contact person listed above. As provided in 21 CFR 171.1(h), the agency will delete from the documents any materials that are not available for public disclosure before making the documents available for inspection.

The agency has carefully considered the potential environmental effects of this action and has concluded that the action will not have a significant impact on the human environment and that an environmental impact statement is not required. The agency's finding of no significant impact and the evidence supporting that finding, contained in an environmental assessment, may be seen in the Dockets Management Branch (address above) between 9 a.m. and 4 p.m., Monday through Friday. This

action was considered under FDA's final rule implementing the National Environmental Policy Act (21 CFR Part 25).

Any person who will be adversely affected by this regulation may at any time on or before September 17, 1987, file with the Dockets Management Branch (address above) written objections thereto. Each objection shall be separately numbered, and each numbered objection shall specify with particularity the provisions of the regulation to which objection is made and the grounds for the objection. 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 even 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. Three copies of all documents shall be submitted and shall be identified with the docket number found in brackets in the heading of this document. Any objections received in response to the regulation may be seen in the Dockets Management Branch between 9 a.m. and 4 p.m., Monday through Friday.

**List of Subjects in 21 CFR Part 178**

Food additives, Food packaging.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to the Director of the Center for Food Safety and Applied Nutrition, Part 178 is amended as follows:

## PART 178—INDIRECT FOOD ADDITIVES: ADJUVANTS, PRODUCTION AIDS, AND SANITIZERS

1. The authority citation for 21 CFR Part 178 continues to read as follows:

Authority: Secs. 201(s), 409, 72 Stat. 1784–1788 as amended (21 U.S.C. 321(s), 348); 21 CFR 5.10 and 5.61.

2. Section 178.3295 is amended by adding a new item in the list of substances to read as follows:

**§ 178.3295 Clarifying agents for polymers.**

* * * * *

| Substances | Limitations |
|---|---|
| * * | * * * |
| Sodium di(*p-tert*-butylphenyl)phosphate (CAS Reg. No. 10491-31-3). | For use only as a clarifying agent at a level not exceeding 0.35 parts per hundred of the resin in olefin polymers complying with § 177.1520(c) of this chapter, items 1.1, 3.1, or 3.2 (where the copolymers complying with items 3.1 and 3.2 contain not less than 85 weight percent of polymer units derived from propylene). |

Dated: August 3, 1987.

**Richard J. Ronk,**

*Acting Director, Center for Food Safety and Applied Nutrition.*

[FR Doc. 87-18785 Filed 8-17-87; 8:45 am]

BILLING CODE 4160-01-M

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

### 25 CFR Part 22

### Care of Indian Children in Contract Schools

July 16, 1987.

**AGENCY:** Bureau of Indian Affairs, Interior.

**ACTION:** Final rule; removal.

**SUMMARY:** The Bureau of Indian Affairs is removing Part 22 in its entirety from Chapter I, Title 25 of the Code of Federal Regulations. The Bureau of Indian Affairs no longer provides for the support of Indian children who require institutional care through the method described in this rule. Current procedures governing this program appear in 25 CFR Part 23; therefore, there is no further need for or applicability of the rule in this part.

**EFFECTIVE DATE:** September 17, 1987.

**SUPPLEMENTARY INFORMATION:** The authority to remove this rule and regulation is vested in the Secretary of the Interior by 5 U.S.C. 301 and 25 U.S.C. 2 and 9. This rule is published in exercise of rulemaking authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs by 209 DM 8.

The Bureau of Indian Affairs is removing 25 CFR Part 22 in its entirety. The rule provides for contracts to missions and institutions to provide for the care of Indian children who reside within the exterior boundaries of Indian reservations or on trust or restricted lands under the jurisdiction of the Bureau of Indian Affairs. The Bureau no longer provides for the support of Indian children who require institutional care through the method provided under this rule.

Current procedures governing the care of Indian children appear in the implementing regulations for the Indian Child Welfare Act, 25 CFR Part 23, and Chapter 66 of the Bureau of Indian Affairs' Manual. Therefore, there is no further need for or applicability of the rule in Part 22.

Notice of proposed removal was published in 52 FR 17988 on May 13, 1987, and no comments were received.

The Department of the Interior has determined that this document is not a major rule under Executive Order 12291 and will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601, *et seq.*). This rule does not constitute a major Federal action significantly affecting the quality of the human environment under the National Environmental Policy Act of 1969.

This Part contains information collections; however, because this Part is being removed, the information collection requirements will not require approval by the Office of Management and Budget under 44 U.S.C. 3501 *et seq.*

**List of Subjects in 25 CFR Part 22**

Government contracts, Indians—education, Indians—social welfare, Schools.

## PART 22—[REMOVED AND RESERVED]

Accordingly, Part 22 of Title 25, Chapter I of the Code of the Federal Regulations is removed and reserved.

**Ross O. Swimmer,**

*Assistant Secretary, Indian Affairs.*

[FR Doc. 87-18812 Filed 8-17-87; 8:45 am]

BILLING CODE 4310-02-M

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 61

[FRL-3248-7]

### Addenda to Delegation Agreements for National Emission Standards for Hazardous Air Pollutants (NESHAP) Program: the States of Arkansas, Louisiana, New Mexico, Oklahoma, and Texas

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Addenda to delegation agreements.

**SUMMARY:** This notice clarifies the authority delegated to the States of Arkansas, Louisiana, New Mexico, Oklahoma, and Texas under their

current delegation agreements for implementation and enforcement of National Emission Standards for Hazardous Air Pollutants (NESHAP), and announces addition of certain addenda to the delegation agreements of these States. The addenda explain that these States do not have delegated authority to implement and enforce the radionuclide portion of NESHAP, even though they have otherwise received automatic authority (either full or partial) with respect to the NESHAP program. The addenda further explain that the EPA may delegate the radionuclide standards to the States if the States request and demonstrate their capabilities and expertise for implementing and enforcing the radionuclide NESHAP.

**EFFECTIVE DATE:** August 10, 1987.

**ADDRESSES:** The related materials in support of this action may be requested by writing to the following address: Chief, SIP New Source Section (6T–AN), Air Programs Branch, U.S. Environmental Protection Agency, 1445 Ross Avenue, Dallas, Texas 75202

**FOR FURTHER INFORMATION CONTACT:** Mr. J. Behnam, P.E., SIP New Source Section, Air Programs Branch, United States Environmental Protection Agency, Region 6, 1445 Ross Avenue, Dallas, Texas 75202, telephone (214) 655–7214.

**SUPPLEMENTARY INFORMATION:** Under section 112(d)(1) of the Clean Air Act, any State may develop and submit to the Administrator a procedure for implementing and enforcing emission standards for hazardous air pollutants from stationary sources located in such state. If the Administrator determines that the procedures for implementing and enforcing the standards are adequate, the Federal authority may be delegated to the State. To facilitate this process, the EPA Region 6 Office has entered into agreements with certain states for "automatic" delegation of authority for new subparts of the NESHAP. The automatic delegation mechanism allows the States to assume the responsibility for the new NESHAP standards without a written request and further qualification approval from the EPA.

The EPA promulgated the radionuclide standards on February 6, 1985 (50 FR 5190). The preamble of that notice established the EPA's policy on delegating the radionuclide NESHAP to the states and specifically stated that *automatic* delegation shall *not* be applicable to the radionuclide final rules. The Agency's rationale for this action has been that the states' capabilities and expertise in the field of radiation were not considered when the EPA originally delegated the NESHAP program to them. The EPA Region 6 Office had delegated the NESHAP program to the majority of Region 6 States before February 6, 1985. The approval of these delegations was based on general qualifications and capabilities of the states rather than their specific expertise and resources in regard to radiation controls and radionuclides.

On December 2, 1986, the Regional Office notified each State in advance of its intention to exclude the State's automatic (partial or full) authority for the radionuclide NESHAP. Region 6 allowed ample time for the States to consider their options in accepting or rejecting authority for implementation and enforcement of the radionuclide standards. None of the Region 6 States sought authority for the radionuclide NESHAP.

This notice notifies the public that the States located in Region 6 do not have authority (either partial or full) to implement and enforce the radionuclide portion of the NESHAP program. The affected States are Arkansas, Louisiana, New Mexico, Oklahoma, and Texas. The EPA will continue to allow any state to request authority for implementation and enforcement of the radionuclide NESHAP and will approve delegation if the state can satisfactorily demonstrate its capabilities and expertise in the subject area.

Any inquiries or questions concerning implementation and enforcement of the radionuclide NESHAP for the sources located in the States of Arkansas, Louisiana, New Mexico, Oklahoma, and Texas should be directed to the EPA Region 6 Office, 1445 Ross Avenue, Dallas, Texas 75202. The telephone inquiries should be directed to (214) 655–7208 for technical and enforcement questions, and (214) 655–7214 for delegation of authority issues.

The Office of Management and Budget has exempted this information notice from the requirements of section 3 of Executive Order 12291.

This delegation addendum is issued under the authority of section 112(d) of the Clean Air Act, as amended [42 U.S.C. 7412(d)].

**List of Subjects in 40 CFR Part 61**

Air pollution control, Hazardous materials, Radionuclides.

Dated: August 10, 1987.

**Robert E. Layton Jr.,**

*Regional Administrator.*

[FR Doc. 87–18831 Filed 8–17–87; 8:45 am]

BILLING CODE 6560–50–M