

(DMDC) in Wine. Submission of September 5, 1986; Exposure Estimate for Methyl Carbamate (MC) and Methanol in Wine."

2. Letter of A.J. Lehman, February 12, 1963, in Food Additive Petition No. 0A0043 (FAP 0A0043).

3. NTP Technical Report on the Toxicology and Carcinogenesis Studies of Methyl Carbamate in F344/N Rats and B6C3F1 Mice, National Toxicology Program U.S. Department of Health and Human Service, Reprt No. 328, 1986.

4. Memorandum dated October 28, 1986, Quantitative Risk Assessment Committee to Office of Toxicological Sciences, "Methyl Carbamate in Wine."

5. Memorandum dated November 20, 1987, Quantitative Risk Assessment Committee to Office of Toxicological Sciences, "Methyl Carbamate in Wine."

6. "Ethyl Carbamate Voluntary Program," Final Agreement Between the Wine Institute, the Association of American Vintners and the Food and Drug Administration, January 7, 1988.

7. Ballou, W. Robert, "Carbon Dioxide," *Encyclopedia of Chemical Technology*, 4:725-742, 1978

8. Mones, Martha, "Carbonated Beverages," *Encyclopedia of Chemical Technology*, 4:710-725, 1978.

Any person who will be adversely affected by this regulation may at any time on or before November 21, 1988 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 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. 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 172

Food additives, Reporting and recordkeeping requirements, Incorporation by reference.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under the authority delegated to the Commissioner of Food and Drugs, Part 172 is amended as follows:

PART 172—FOOD ADDITIVES PERMITTED FOR DIRECT ADDITION TO FOOD FOR HUMAN CONSUMPTION

1. The authority citation for 21 CFR Part 172 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 172.133 is added to Subpart B to read as follows:

§ 172.133 Dimethyl dicarbonate.

Dimethyl dicarbonate (CAS Reg. No. 4525-33-1) may be safely used in wine in accordance with the following prescribed conditions:

(a) The additive meets the following specifications:

(1) The additive has a purity of not less than 99.8 percent as determined by the following titration method:

Principles of Method

Dimethyl dicarbonate (DMDC) is mixed with excess diisobutylamine with which it reacts quantitatively. The excess amine is backtitrated with acid.

Apparatus

250-milliliter (mL) Beaker
100-mL Graduate cylinder
25-mL Pipette
10-mL Burette (automatic, eg., Metrohm burette)
Stirrer
Device for potentiometric titration
Reference electrode
Glass electrode

Reagents

Acetone, analytical-grade
Solution of 1 N diisobutylamine in chlorobenzene, distilled
1 N Acetic Acid

Procedure

Accurately weigh in about 2 grams of the sample (W) and dissolve in 100 mL acetone. Add accurately 25 mL of the 1 N diisobutylamine solution by pipette and allow to stand for 5 minutes. Subsequently, titrate the reaction mixture potentiometrically with 1 N hydrochloric acid (consumption = a mL) while stirring. For determining the blank consumption, carry out the analysis without a sample (consumption = b mL).

Calculation

$$\frac{(b-a) \times 13.4}{W} = \% \text{ DMDC}$$

Note.—For adding the diisobutylamine solution, always use the same pipette and wait for a further three drops to fall when the flow has stopped.

(2) The additive contains not more than 2,000 ppm (0.2 percent) dimethyl carbonate as determined by a method entitled "Gas Chromatography Method for Dimethyl Carbonate Impurity in Dimethyl Dicarboxate," which is incorporated by reference in accordance with 5 U.S.C. 552(a). Copies are available from the Division of Food and Color Additives, Center for Food Safety and Applied Nutrition (HFF-334), 200 C Street SW., Washington, DC 20204, or available for inspection at the Office of the Federal Register, 1100 L Street NW., Washington, DC 20408.

(b) The additive is used or intended for use as an inhibitor of yeast in wine under normal circumstances of bottling where the viable yeast count has been reduced to 500 per milliliter or less by current good manufacturing practices such as flash pasteurization or filtration. The additive may be added to wine in an amount not to exceed 200 parts per million (ppm).

(c) To ensure the safe use of the food additive, the label of the package containing the additive shall bear, in addition to other information required by the Federal Food, Drug, and Cosmetic Act:

(1) The name of the additive "dimethyl dicarbonate."

(2) Directions to provide that not more than 200 ppm of dimethyl dicarbonate will be added to the wine.

Dated: October 17, 1988.

John M. Taylor,

Associate Commissioner for Regulatory Affairs.

[FR Doc. 88-24417 filed 10-20-88; 8:45 am]

BILLING CODE 4160-01-M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Assistant Secretary for Community Planning and Development

24 CFR Part 570

[Docket No. R-88-1204; FR-1895]

Community Development Block Grants; Final Rule; Corrections

AGENCY: Office of the Assistant Secretary for Community Planning and Development, HUD.

ACTION: Final rule; corrections.

SUMMARY: The purpose of this document is to make editorial corrections to a final rule published September 6, 1988 (53 FR 34416), that amended substantial portions of its Community Development

Block Grants (CDBG) regulation at 24 CFR Part 570.

FOR FURTHER INFORMATION CONTACT:

James R. Broughman, Director, Entitlement Cities Division, Office of Block Grant Assistance, Room 7280, Department of Housing and Urban Development, 451 Seventh Street SW., Washington, DC 20410-5000, telephone (202) 755-5977. (This is not a toll-free number.)

SUPPLEMENTARY INFORMATION: On September 6, 1988 (53 FR 34416), the Department amended substantial portions of its Community Development Block Grants (CDBG) regulation at 24 CFR Part 570 in order to update and make more efficient the CDBG program. The rule also incorporated legislative changes to Title I of the Housing and Community Development Act of 1974 contained in the Housing and Urban-Rural Recovery Act of 1983 and the Housing and Community Development Act of 1987.

Accordingly, the following corrections are made in FR Doc. 88-20101 published in the Federal Register on September 6, 1988 at 53 FR 34416:

§ 570.3 [Corrected]

1. In § 570.3(j), on page 34437, third column, correct "1970" to read "1960".
2. In § 570.3(v)(3)(i), on page 34438, second column, line 8, correct the word "act" to read "Act".
3. In § 570.3(w), on page 34438, third column, in lines 5 and 7, correct "section" to read "Section", and in line 8, correct "program" to read "Program".
4. In § 570.3(x), on page 34438, third column, in lines 5 and 10, correct the word "section" to read "Section", and in line 11, correct "program" to read "Program".
5. On page 34439, third column, in the table of contents, in § 570.204, correct the word "subrecipients".

§ 570.200 [Corrected]

6. In § 570.200(j)(2) concluding text, on page 34442, first column, line 11, correct "(j)(3)x" to read "(j)(3)".

§ 570.202 [Corrected]

7. § 570.202(b)(6), on page 34443, third column, line 2, correct "of" to read "or".
8. In § 570.202(d), on page 34444, first column, top of page, line 6, correct "of" to read "or".

§ 570.206 [Corrected]

9. In § 570.206(c), on page 34445, third column, line 14, correct "high proposition of lower income" to read "high proportion of low and moderate income".

10. In § 570.206(g) introductory text, on page 34445, third column, line 15, correct "by lower income households," to read "by low and moderate income households," and in line 19, correct "affordable rents/costs by lower income" to read "affordable rents/costs by low and moderate income".

11. In § 570.206(g)(3), on page 34446, column one, line 7, correct "program" to read "Program".

12. In § 570.206(g)(6), on page 34446, column one, line 5, correct "lower income persons" to read "low and moderate income persons".

§ 570.207 [Corrected]

13. In § 570.207(b)(2)(ii), on page 34446, third column, correct "work" to read "works".

§ 570.208 [Corrected]

14. In § 570.208(a)(3)(i)(A), on page 34448, first column, correct "non-elderly housing project;" to read "non-elderly rental housing project;".

15. In § 570.208(d)(1), on page 34449, first column, in last sentence, correct "§ 570.505" to read "§ 570.505".

§ 570.301 [Corrected]

16. In § 570.301(b)(1)(i), on page 34449, second column, correct "recieved" to read "received", and omit close parenthetical after the word "use", and insert close parenthetical after the word "activities" and before the semi-colon.

§ 570.303 [Corrected]

17. § 570.303(h), on page 34450, second column, last line, correct "105(1)(11)" to read "105(a)(11)".

§ 570.506 [Corrected]

18. In § 570.506(b), on page 34454, second column, line 10, correct "used in the definition of 'low and moderate income person' at § 570.3;" to read "used in the definitions of 'low and moderate income person' and low and moderate income household" (as applicable) at § 570.3;".

19. Section 570.506(b)(2)(ii), on page 34454, second column, is correctly revised to read "The income characteristics of families and unrelated individuals in the service area; and".

20. In § 570.506(g)(5), on page 34456, first column, correct "the hiring and training of lower income residents and the use of local businesses." to read "the hiring and training of low and moderate income persons and the use of local businesses."

§ 570.606 [Corrected]

21. In § 570.606(b)(1)(iii)(B), on page

34459, third column, line 3, correct by removing "a" at end of line.

22. In § 570.606(d), on page 34461, second column, line 18 is corrected by removing the citation reference, "(see 24 CFR 570.201(i))".

§ 570.608 [Corrected]

23. In § 570.608(c), on page 34462, second column, in the introductory paragraph, correct by removing the last sentence, "These requirements shall be implemented not later than September 21, 1987."

24. In § 570.608(c)(2), on page 34462, third column, the definition for "Elevated blood lead level or EBL" is corrected to read, "Excessive absorption of lead, that is, a confirmed concentration of lead in whole blood of 25 µg/dl (micrograms of lead per deciliter of whole blood) or greater."

§ 570.609 [Corrected]

25. In § 570.609, on page 34463, second column, line 4, correct the word, "service" to read "services".

§ 570.610 [Corrected]

26. In § 570.610, on page 34463, second column, correct section heading to read, "Uniform administrative requirements and cost principles".

§ 570.611 [Corrected]

27. In § 570.611(a)(2), on page 34463, third column, in the parenthetical phrase on line 12, correct the word "of" to read "or".

§ 570.904 [Corrected]

28. In § 570.904(c)(2)(iv), on page 34469, first column, line 8, correct "(C)(1)" to read "(c)(1)".

Authority: Title I, Housing and Community Development Act of 1974 (42 U.S.C. 5301-20); and sec. 7(d), Department of Housing and Urban Development Act (42 U.S.C. 3535(d)).

Dated: October 17, 1988.

Grady J. Norris,

Assistant General Counsel for Regulations.

[FR Doc. 88-24393 Filed 10-20-88; 8:45 am]

BILLING CODE 4210-29-M

24 CFR Part 570

[Docket No. R-88-1338; FR-2178]

Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments; Technical Amendment

AGENCY: Department of Housing and Urban Development.

ACTION: Technical Amendment.

SUMMARY: This document amends certain sections in the HUD portion of a common final rule that established consistency and uniformity among Federal agencies in the administration of grants and cooperative agreements to State, local and federally recognized Indian tribal governments.

EFFECTIVE DATE: October 1, 1988.

FOR FURTHER INFORMATION CONTACT: Edward L. Girovasi, Jr., Director, Policy and Evaluation Division, Office of Procurement and Contracts, Department of Housing and Urban Development, Room 5260, 451 Seventh Street SW., Washington, DC 20410. Telephone (202) 755-5294. (This is not a toll-free number.)

SUPPLEMENTARY INFORMATION: On March 11, 1988 (53 FR 8034), a common final rule was published in the *Federal Register* to implement OMB Circular A-102 "Uniform Administrative Requirements for Grants to State and Local Governments". The rule established consistency and uniformity among the Federal agencies in the administration of grants and cooperative agreements to State, local and federally recognized Indian tribal governments.

The Department's portion of the rule contained erroneous references to a citation that is being revised in this document.

Accordingly, 24 CFR Part 570 is amended as follows:

PART 570—[AMENDED]

1. The authority citation for Part 570 continues to read as follows:

Authority: Title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301-5320); sec. 7(d) of the Department of Housing and Urban Development Act (42 U.S.C. 3535(d)).

§ 570.500 [Amended]

2. Section 570.500(a)(2) is amended by revising the reference to "§ 570.503(b)(7)" to read "§ 570.503(b)(8)".

§ 570.503 [Amended]

3. Section 570.503(b)(8)(i) is amended by revising the reference to "§ 570.901" to read "§ 570.208 (formerly § 570.901)".

§ 570.505 [Amended]

4. Section 570.505(a)(1) is amended by revising the reference to "570.901" to read "§ 570.208 (formerly § 570.901)".

Dated: October 17, 1988.

Grady J. Norris,

Assistant General Counsel for Regulations.

[FR Doc. 88-24392 Filed 10-20-88; 8:45 am]

BILLING CODE 4210-29-M

DEPARTMENT OF DEFENSE**Office of the Secretary****32 CFR Part 199**

[DoD Regulation 6010.8-R, Amdt. No. 15]

Civilian Health and Medical Program of the Uniformed Services (CHAMPUS); Minor Revisions to the CHAMPUS DRG-BASED Payment System and Fiscal Year 1989 Rates

AGENCY: Office of the Secretary, DoD.

ACTION: Final rule.

SUMMARY: This final rule makes minor revisions to the final rule which was published on August 31, 1988 (53 FR 33461). It revises the comprehensive CHAMPUS regulation, DoD 6010.8-R (32 CFR Part 199), pertaining to payment for inpatient hospital services under the CHAMPUS DRG-based payment system which was implemented on October 1, 1987. These changes are necessary to conform to changes affecting the Medicare Prospective Payment System (PPS) upon which the CHAMPUS DRG-based payment system is modeled.

EFFECTIVE DATE: This amendment is effective for inpatient hospital admission occurring on or after October 1, 1988.

ADDRESS: Office of the Civilian Health and Medical Program of the Uniformed Services, (OCHAMPUS), Office of Program Development, Aurora, CO 80045-6900.

For copies of the *Federal Register* containing this notice, contact the Superintendent of Documents, U.S. Government Printing Office, Washington, DC, 20402, (202) 783-3238.

The charge for the *Federal Register* is \$1.50 for each issue payable by check or money order to the Superintendent of Documents.

FOR FURTHER INFORMATION CONTACT: Stephen E. Isaacson, Office of Program Development, OCHAMPUS, telephone (303) 361-4005.

To obtain copies of this document, see the "ADDRESS" section above. Questions regarding payment of specific claims under the CHAMPUS DRG-based payment system should be addressed to the appropriate CHAMPUS contractor.

SUPPLEMENTARY INFORMATION: On June 3, 1988, we published a proposed amendment of rule to modify the CHAMPUS DRG-based payment system which was implemented on October 1, 1987. We provided a 30-day comment period on the proposed amendment of rule and published the final rule on August 31. This final rule includes a number of changes to conform to

statutory or regulatory changes to the Medicare PPS as well as changes to expand the CHAMPUS DRG-based payment system to alcohol/drug abuse services and psychiatric services in general hospital settings. We refer the reader to the proposed and final rule for more detailed explanations of the changes to the CHAMPUS DRG-based payment system and the implementing regulations in 32 CFR Part 199.

I. Minor Revision to the CHAMPUS Regulation Relating to the DRG-Based Payment System

Several of the provisions of our final rule were designed to conform to the Medicare PPS and the final Medicare rule which was expected to be published about the same time as our final rule. However, publication of the Medicare final rule was delayed, and subsequently certain changes were made to areas in which CHAMPUS has duplicated the Medicare procedures. This minor revision to the rule is promulgated to make the CHAMPUS DRG-based payment system conform to the Medicare PPS in connection with the payment formula for cost outlier cases.

In our proposed rule we stated that "for the most part, our outlier policy follows the outlier procedures used in the Medicare PPS" and that CHAMPUS would make changes similar to the outlier changes proposed for the Medicare PPS (53 FR 20580). This was reiterated in our final rule which stated that "we think that * * * the policies would continue to be the same for both the Medicare PPS and for the CHAMPUS DRG-based payment system" (53 FR 33466).

In our final rule we established the marginal cost factor for cost outliers at 80 percent in order to conform to the expected Medicare PPS formula. In addition, the threshold for cost outliers was set at \$27,000, also to conform to the anticipated final amount for the Medicare PPS. In their final rule, however, the Health Care Financing Administration (HCFA) changed the marginal cost factor to 75 percent and the threshold amount to \$28,000 for the Medicare PPS, effective November 1, 1988. This minor revision makes corresponding changes under the CHAMPUS DRG-based payment system. All other outlier policies as contained in our final rule remain unchanged.

Mindful of the usual practice under the Administrative Procedure Act of providing at least 30 days advance notice before implementing new regulatory requirements, our adoption of the new Medicare threshold and