

above, the FAA has determined that air safety and the public interest require the adoption of the rule as proposed.

There are approximately 350 Model DC-8 series airplanes in the worldwide fleet. It is estimated that 256 airplanes of U.S. registry will be affected by this AD, that it will take approximately 7.6 manhours per airplane to inspect for undersized NLG upper drag link lower lug stiffening web and for cracks, and that the average labor cost will be \$40 per manhour. Based on these figures, the total cost impact of the AD on U.S. operators is estimated to be \$77,824 for the initial inspection cycle.

The regulations adopted herein will not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this final rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

For the reasons discussed above, I certify that this action: (1) Is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A final evaluation has been prepared for this action and is contained in the regulatory docket. A copy of it may be obtained from the Rules Docket.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration amends Part 39 of the Federal Aviation Regulations as follows:

PART 39—[AMENDED]

1. The authority citation for Part 39 continues to read as follows:

Authority: 49 U.S.C. 1354(a), 1421 and 1423; 49 U.S.C. 106(g) (Revised Pub. L. 97-449, January 12, 1983); and 14 CFR 11.89.

§ 39.13 [Amended]

2. Section 39.13 is amended by adding the following new airworthiness directive:

McDonnell Douglas: Applies to Model DC-8 series airplanes, equipped with LH or RH nose landing gear (NLG) upper drag link assembly, P/N 5716882-1, -501, -503, 5717011-1, -501, or 503, certificated in any category. Compliance required as indicated, unless previously accomplished.

To prevent collapse of nose landing gear during ground handling, takeoff, or landing, due to fatigue failure of the LH or RH nose landing gear (NLG) upper drag link lower lug, accomplish the following:

A. Within the next 400 landings after the effective date of this AD, unless already accomplished within the last 400 landings, conduct a magnetic particle or dye penetrant inspection of the LH and RH nose landing gear upper drag link assembly, and measure the lower lug stiffening web for minimum thickness, in accordance with McDonnell Douglas DC-8 Service Bulletin 32-178, dated May 22, 1987.

1. If cracks are found, or if the minimum web thickness measures .100" or less, before further flight, remove and replace the assembly in accordance with paragraph B. or D. of this AD.

2. If no cracks are found and the minimum web thickness measures greater than .100", repeat the inspection in accordance with paragraph A. of this AD at intervals not to exceed 200 landings, unless reworked in accordance with paragraph C. of this AD, or replaced in accordance with paragraph B. or D. of this AD.

B. If the drag link assembly is replaced with a new assembly not modified in accordance with McDonnell Douglas Service Bulletin 32-178, dated May 22, 1987, upon the accumulation of 4,000 landings on the new assembly, perform the initial inspections in accordance with paragraph A. of this AD, and repeat these inspections at intervals not to exceed 200 landings.

C. If the drag link assembly is modified in accordance with McDonnell Douglas DC-8 Service Bulletin 32-178, dated May 22, 1987, upon the accumulation of 800 landings on the modified assembly, perform the initial inspection in accordance with paragraph A. of the AD, and repeat these inspections at intervals not to exceed 200 landings.

D. Replacement of both LH and RH nose landing gear upper drag link assemblies with P/N 5716882-505 and 5717011-505, or modification of the drag link assembly in accordance with McDonnell Douglas DC-8 Service Bulletin 32-178, dated May 22, 1987, and reidentification of the drag link assembly as SR08328002-3, -5, -7, -9, -11, or -13, as applicable, constitutes terminating action for the inspection requirements of this AD.

E. An alternate means of compliance or adjustment of the compliance time, which provides an acceptable level of safety, may be used when approved by the Manager, Los Angeles Aircraft Certification Office, FAA, Northwest Mountain Region.

Note: The request should be forwarded through an FAA Principal Maintenance Inspector (PMI), who may add any comments and then send it to the Manager, Los Angeles Aircraft Certification Office, FAA, Northwest Mountain Region.

F. Special flight permits may be issued in accordance with FAR 21.197 and 21.199 to operate airplanes to a base in order to comply with the requirements of this AD.

All persons affected by this directive who have not already received the appropriate service documents from the manufacturer may obtain copies upon request to McDonnell Douglas Corporation, 3855 Lakewood Boulevard, Long Beach, California 90846, Attention: Director of Publications, C1-L00 (54-60).

These documents may be examined at FAA, Northwest Mountain Region, Transport Airplane Directorate, 17900 Pacific Highway South, Seattle, Washington, or at 3229 East Spring Street, Long Beach, California.

This Amendment becomes effective May 29, 1989.

Issued in Seattle, Washington, on April 17, 1989.

Leroy A. Keith,

Manager, Transport Airplane Directorate, Aircraft Certification Service.

[FR Doc. 89-10196 Filed 4-27-89; 8:45 am]

BILLING CODE 4910-13-M

14 CFR Part 39

[Docket No. 88-NM-165-AD; Amdt. 39-6204]

Airworthiness Directives; McDonnell Douglas Model DC-8 Series Airplanes Equipped With Main Landing Gear Attach Fittings, Part Numbers (P/N) 5611425-1 Through -508

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment adopts a new airworthiness directive (AD), applicable to certain McDonnell Douglas Model DC-8 series airplanes, which requires visual inspections of the left (LH) and right (RH) main landing gear (MLG) attach fittings for cracks, and, as necessary, rework and replacement. This amendment is prompted by two incidents where cracks were not detected and grew beyond the allowable crack length. This condition, if not corrected, could result in collapse of the MLG during takeoff or landing.

EFFECTIVE DATE: May 29, 1989.

ADDRESSES: The applicable service information may be obtained from McDonnell Douglas Corporation, 3855 Lakewood Boulevard, Long Beach, California 90846; Attention: Director of Publications, C1-L00 (54-60). This information may be examined at the FAA, Northwest Mountain Region, Transport Airplane Directorate, 17900

Pacific Highway South, Seattle, Washington, or 3229 East Spring Street, Long Beach, California.

FOR FURTHER INFORMATION CONTACT: Mr. David Y.J. Hsu, Aerospace Engineer, Airframe Branch, ANM-122L, FAA, Northwest Mountain Region, Transport Airplane Directorate, Los Angeles Aircraft Certification Office, 3229 East Spring Street, Long Beach, California 90806-2425; telephone (213) 988-5323.

SUPPLEMENTARY INFORMATION: A proposal to amend Part 39 of the Federal Aviation Regulations to include an airworthiness directive, applicable to McDonnell Douglas Model DC-8 series airplanes equipped with LH or RH main landing (MLG) attach fitting, P/N(s) 5611425-1 through -508, which requires visual inspections of the left and right MLG attach fittings for cracks, and rework and replacement, as necessary, was published in the *Federal Register* on January 13, 1989 (54 FR 1394).

Interested persons have been afforded an opportunity to participate in the making of this amendment. Due consideration has been given to the single comment received.

The commenter had no objection to the proposal.

After careful review of the available data, including the comment noted above, the FAA has determined that air safety and public interest require the adoption of the rule as proposed.

There are approximately 350 Model DC-8 series airplanes in the worldwide fleet. It is estimated that 256 airplanes of U.S. registry will be affected by this AD, that it will take approximately 2 manhours per airplane to inspect both the LH and RH MLG attach fittings for cracks, and that the average labor cost will be \$40 per manhour. Based on these figures, the total cost impact of the AD on U.S. operators is estimated to be \$20,480 for the initial inspection cycle.

The regulations adopted herein will not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this final rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

For the reasons discussed above, I certify that this action: (1) Is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory

Flexibility Act. A final evaluation has been prepared for this action and is contained in the regulatory docket. A copy of it may be obtained from the Rules Docket.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration amends Part 39 of the Federal Aviation Regulations as follows:

PART 39—[AMENDED]

1. The authority citation for Part 39 continues to read as follows:

Authority: 49 U.S.C. 1354(a), 1421 and 1423; 49 U.S.C. 106(g) (Revised Pub. L. 97-449, January 12, 1983); and 14 CFR 11.89.

§ 39.13 [Amended]

2. Section 39.13 is amended by adding the following new airworthiness directive:

McDonnell Douglas: Applies to Model DC-8 series airplanes, equipped with left (LH) or right (RH) main landing gear (MLG) attach fitting, P/N(s) 5611425-1 through -508, certificated in any category. Compliance is required as indicated, unless previously accomplished.

To prevent severe structural damage to the airplane during takeoff or landing due to stress corrosion failure of the MLG attach fittings, accomplish the following:

A. Within the next 12 calendar months after the effective date of this AD, unless already accomplished within the last 12 calendar months, and thereafter at intervals not to exceed 24 calendar months, except as provided below, perform a visual inspection of the MLG attach fittings for cracks at locations in accordance with Figure 1. of McDonnell Douglas DC-8 Service Bulletin 57-94, Revision 1, dated June 23, 1987 (hereafter referred to as the Service Bulletin).

B. If no cracks are found, apply LPS-3 corrosion inhibiting oil to the fitting in accordance with the Service Bulletin, and repeat inspections for cracks in accordance with paragraph A. of this AD.

C. If cracks are found, accomplish the following:

1. If cracks are located in area 1 or 3, as defined in Figure 1. of the Service Bulletin, before further flight, replace the fitting, P/N(s) 5611425-1, -2, -501, -502, -503, -504, -505, -506, -507, or -508, with respective P/N(s) 5893930-1, -2, -1, -2, -509, -510, -507, -508, -505, or -506.

2. If cracks are located in area 2, as defined in Figure 1. of the Service Bulletin, accomplish the following:

a. If cracks are within limits as prescribed by Figure 1. of the Service Bulletin, apply LPS-3 corrosion inhibiting oil to the fitting in accordance with the Service Bulletin, and repeat visual inspections for crack development at intervals not to exceed 7

calendar days, in accordance with the Service Bulletin.

b. If cracks exceed limits as prescribed by Figure 1. of the Service Bulletin, replace the fitting in accordance with paragraph C.1. of this AD before further flight.

D. Replacement of both the LH and RH MLG attach fittings in accordance with paragraph C.1. of this AD constitutes terminating action for the inspection requirements of this AD.

E. An alternate means of compliance or adjustment of the compliance time, which provides an acceptable level of safety, may be used when approved by the Manager, Los Angeles Aircraft Certification Office, FAA, Northwest Mountain Region.

Note.—The request should be forwarded through an FAA Principal Maintenance Inspector (PMI), who may add any comments and then send it to the Manager, Los Angeles Aircraft Certification Office.

F. Special flight permits may be issued in accordance with FAR 21.197 and 21.199 to operate airplanes to a base in order to comply with the requirements of this AD.

All persons affected by this directive who have not already received the appropriate service documents from the manufacturer may obtain copies upon request to McDonnell Douglas Corporation, 3855 Lakewood Boulevard, Long Beach, California 90846, Attention: Director of Publications, C1-L00 (54-60). These documents may be examined at the FAA, Northwest Mountain Region, Transport Airplane Directorate, 17900 Pacific Highway South, Seattle, Washington, or at 3229 East Spring Street, Long Beach, California.

This Amendment becomes effective May 29, 1989.

Issued in Seattle, Washington, on April 17, 1989.

Leroy A. Keith,
Manager, Transport Airplane Directorate,
Aircraft Certification Service.
[FR Doc. 89-10197 Filed 4-27-89; 8:45 am]
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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Parts 500, 501, 505, 508, 509, 510, 511, 514, 520, 540, 546, 556, 558, 564, 570, and 573

Animal Drugs, Feeds, and Related Products; Editorial Amendments

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending certain of its regulations for animal drugs, feeds, and related products to

correct cross-references and typographical errors, to update titles, mailing symbols, and addresses of certain organizations, and to remove an outdated section. This action will improve the accuracy and clarity of the regulations.

EFFECTIVE DATE: April 28, 1989.

FOR FURTHER INFORMATION CONTACT: T. Rada Proehl, Regulations Editorial Staff (HFC-222), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-443-2994.

SUPPLEMENTARY INFORMATION: FDA is amending certain of its regulations for animal drugs, feeds, and related products to correct cross-references and typographical errors, to update titles, mailing symbols, and addresses of certain organizations, and to remove outdated 21 CFR 505.10. This section is being removed because its warning and caution statements are also included in individually-approved regulations.

The amendments are wholly editorial in nature. For this reason, FDA finds for good cause that notice and public procedure and delayed effective date are unnecessary (5 U.S.C. 553(b)(B) and (d)).

List of Subjects

21 CFR Part 500

Animal drugs, Animal feeds, Cancer, Labeling, Polychlorinated biphenyls (PCB's).

21 CFR Part 501

Animal foods, Labeling, Packaging and containers, Reporting and recordkeeping requirements.

21 CFR Part 505

Animal drugs, Labeling, Over-the-counter drugs.

21 CFR Part 508

Animal foods.

21 CFR Part 509

Animal foods, Packaging and containers, Polychlorinated biphenyls (PCB's).

21 CFR Part 510

Administrative practice and procedure, Animal drugs, Labeling, Reporting and recordkeeping requirements.

21 CFR Part 511

Animal drugs, Medical research, Reporting and recordkeeping requirements.

21 CFR Part 514

Administrative practice and procedure, Animal drugs, Confidential

business information, Reporting and recordkeeping requirements.

21 CFR Part 520

Animal drugs.

21 CFR Part 540

Animal drugs, Antibiotics.

21 CFR Part 546

Animal drugs, Antibiotics.

21 CFR Part 556

Animal drugs, Foods.

21 CFR Part 558

Animal drugs, Animal feeds.

21 CFR Part 564

Animal foods, Food additives.

21 CFR Part 570

Animal feeds, Animal foods, Food additives.

21 CFR Part 573

Animal feeds, Food additives.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs, Parts 500, 501, 505, 508, 509, 510, 511, 514, 520, 540, 546, 556, 558, 564, 570, and 573 are amended as follows:

PART 500—GENERAL

1. The authority citation for 21 CFR Part 500 continues to read as follows:

Authority: Secs. 512, 701(a), 52 Stat. 1055; 82 Stat. 343-351 (21 U.S.C. 360b, 371(a)).

§ 500.27 [Amended]

2. Section 500.27 *Methylene blue-containing drugs for use in animals* is amended in paragraph (d) by removing "Bureau of Veterinary Medicine, Office of Scientific Evaluation" and replacing it with "Center for Veterinary Medicine, Office of New Animal Drug Evaluation".

§ 500.35 [Amended]

3. Section 500.35 *Animal feeds contaminated with Salmonella microorganisms* is amended in paragraph (a) by removing "Center for Disease Control" and replacing it with "Centers for Disease Control".

§ 500.51 [Amended]

4. Section 500.51 *Labeling of animal drugs; misbranding* is amended in paragraph (c) by removing "Bureau of Veterinary Medicine" and replacing it with "Center for Veterinary Medicine".

PART 501—ANIMAL FOOD LABELING

5. The authority citation for 21 CFR Part 501 continues to read as follows:

Authority: Secs. 4, 6, 80 Stat. 1297, 1299, 1300 (15 U.S.C. 1453, 1455) and secs. 403, 602, 701, 52 Stat. 1047-1048 as amended, 1054-1056 as amended (21 U.S.C. 343, 362, 371).

6. Section 501.3 is amended by revising paragraph (e)(3) to read as follows:

§ 501.3 Identity labeling of animal food in package form.

* * * * *

(e) * * *

(3) A food for which a common or usual name is established by regulation (e.g., in a standard of identity pursuant to section 401 of the act, in a common or usual name regulation and may, in addition, bear a fanciful name which is not false or misleading, and established pursuant to Part 502 of this chapter), and which complies with all of the applicable requirements of such regulation(s), shall not be deemed to be an imitation.

* * * * *

§ 501.105 [Amended]

7. Section 501.105 *Declaration of net quantity of contents when exempt* is amended in paragraph (b)(3) by removing the number "2,150.42" and replacing it with "2,150.42".

PART 505—INTERPRETIVE STATEMENTS RE: WARNINGS ON ANIMAL DRUGS FOR OVER-THE-COUNTER SALE

8. The authority citation for 21 CFR Part 505 continues to read as follows:

Authority: Secs. 502, 503, 506, 507, 701, 52 Stat. 1050, as amended, 1052, as amended, 1055-1056, as amended, 52 Stat. 854; 55 Stat. 851; 59 Stat. 463, as amended (21 U.S.C. 352, 353, 356, 357, 371).

§ 505.10 [Removed]

9. Section 505.10 *Animal drug warning and caution statements required by regulations* is removed.

PART 508—EMERGENCY PERMIT CONTROL

10. The authority citation for 21 CFR Part 508 continues to read as follows:

Authority: Secs. 402, 404, 701, 52 Stat. 1046-1047 as amended, 1048, 1055-1056 as amended by 70 Stat. 919 and 72 Stat. 948; 21 U.S.C. 342, 344, 371.

§ 508.5 [Amended]

11. Section 508.5 *Determination of the need for a permit* is amended in paragraph (a)(1) by removing "Bureau of Foods" and replacing it with "Center for Food Safety and Applied Nutrition".

§ 508.35 [Amended]

12. Section 508.35 *Thermal processing of low-acid animal foods packaged in hermetically sealed containers* is amended in paragraph (c)(1) and the introductory text of paragraph (c)(2) by removing "Bureau of Foods, Industry Guidance Branch" and "Bureau of Foods, Division of Food Technology, HFF-419" and replacing it with "Center for Food Safety and Applied Nutrition, Industry Programs Branch" and "Center for Food Safety and Applied Nutrition, Division of Food Chemistry and Technology, HFF-410", respectively, in paragraph (c)(2)(ii) by removing "Bureau of Foods" and "HFF-419" and replacing it with "Center for Food Safety and Applied Nutrition" and "HFF-410", respectively, in paragraph (j)(1) by removing "Bureau of Foods" and replacing it with "Center for Food Safety and Applied Nutrition", and in the introductory text of paragraph (l) by removing "§ 80.61" and replacing it with "§ 20.61".

PART 509—UNAVOIDABLE CONTAMINANTS IN ANIMAL FOOD AND FOOD-PACKAGING MATERIAL

13. The authority citation for 21 CFR Part 509 continues to read as follows:

Authority: Secs. 306, 402(a), 406, 408, 409, 701; 52 Stat. 1045-1046 as amended, 1049 as amended, 1055-1056 as amended; 68 Stat. 511-518 as amended; 72 Stat. 1785-1788 as amended (21 U.S.C. 336, 342(a), 346, 346a, 348, 371).

§ 509.5 [Amended]

14. Section 509.5 *Petitions* is amended by removing "§ 10.65" and replacing it with "§ 10.30".

PART 510—NEW ANIMAL DRUGS

15. The authority citation for 21 CFR Part 510 continues to read as follows:

Authority: Secs. 512, 701(a) (21 U.S.C. 360b, 371(a)); 21 CFR 5.10 and 5.83.

§ 510.110 [Amended]

16. Section 510.110 *Antibiotics used in food-producing animals* is amended in paragraph (f) by removing "Antibiotic Form 6" and replacing it with "antibiotic application".

§ 510.112 [Amended]

17. Section 510.112 *Antibiotics used in veterinary medicine and for nonmedical purposes; required data* is amended in paragraph (a) by removing "Room 15B-42" and replacing it with "Room 15-05" and in paragraph (e) by removing "Bureau of Veterinary Medicine" and replacing it with "Center for Veterinary Medicine".

§ 510.301 [Amended]

18. Section 510.301 *Records and reports concerning experience with animal feeds bearing or containing new animal drugs for which an approved application is in effect* is amended in the introductory text paragraph by removing "Bureau of Veterinary Medicine" and replacing it with "Center for Veterinary Medicine".

§ 510.302 [Amended]

19. Section 510.302 *Reporting forms* is amended in paragraph (d) by removing "Bureau of Veterinary Medicine" and replacing it with "Center for Veterinary Medicine".

§ 510.310 [Amended]

20. Section 510.310 *Records and reports for new animal drugs approved before June 20, 1963* is amended in paragraph (f) by removing "Bureau of Veterinary Medicine" and replacing it with "Center for Veterinary Medicine".

PART 511—NEW ANIMAL DRUGS FOR INVESTIGATIONAL USE

21. The authority citation for 21 CFR Part 511 is revised to read as follows:

Authority: Secs. 501, 502, 512, 701 (21 U.S.C. 351, 352, 360b, 371); 21 CFR 5.10 and 5.11.

§ 511.1 [Amended]

22. Section 511.1 *New animal drugs for investigational use exempt from section 512(a) of the act* is amended in paragraphs (c)(1) and (e) by removing "Bureau of Veterinary Medicine" and replacing it with "Center for Veterinary Medicine", everywhere that it appears.

PART 514—NEW ANIMAL DRUG APPLICATIONS

23. The authority citation for 21 CFR Part 514 continues to read as follows:

Authority: Secs. 512(i), (n), 701(a), 52 Stat. 1055; 82 Stat. 343-351 (21 U.S.C. 360b(i), (n), 371(a)); 21 CFR 5.10, 5.11.

§ 514.1 [Amended]

24. Section 514.1 *Applications* is amended in the introductory text of paragraph (b)(6) by removing "Bureau of Veterinary Medicine" and replacing it with "Center for Veterinary Medicine", in the introductory text of paragraph (d)(2) by removing "Information and Education Resources Management Staff (HFV-13), Bureau of Veterinary Medicine" and replacing it with "Industry Information Staff (HFV-11), Center for Veterinary Medicine", and in paragraphs (d)(2) (i) and (ii) by removing "Bureau of Veterinary Medicine" and replacing it with "Center for Veterinary Medicine", everywhere that it appears.

§ 514.11 [Amended]

25. Section 514.11 *Confidentiality of data and information is a new animal drug application file* is amended in paragraph (e)(2)(ii)(a) by removing "Bureau of Veterinary Medicine" and "Bureau" and replacing it with "Center for Veterinary Medicine" and "Center", respectively, and in paragraph (e)(2)(ii)(b) by removing "Bureau of Veterinary Medicine" and replacing it with "Center for Veterinary Medicine".

§ 514.111 [Amended]

26. Section 514.111 *Refusal to approve an application* is amended in paragraph (a)(5)(ii)(a)(6) by removing "Bureau of Veterinary Medicine" and replacing it with "Center for Veterinary Medicine".

PART 520—ORAL DOSAGE FORM NEW ANIMAL DRUGS NOT SUBJECT TO CERTIFICATION

27. The authority citation for 21 CFR Part 520 continues to read as follows:

Authority: Sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b(i)); 21 CFR 5.10 and 5.83.

§ 520.1242a [Amended]

28. Section 520.1242a *Levamisole hydrochloride drench and drinking water* is amended in paragraph (f)(2)(ii)(a) by removing "(f)(2)(i)(a)" and replacing it with "(f)(2)(i)(a)".

§ 520.1660d [Amended]

29. Section 520.1660d *Oxytetracycline hydrochloride soluble powder* is amended in paragraph (d) by removing "§ 566.500" and replacing it with "§ 556.500".

§ 520.2320 [Amended]

30. Section 520.2320 *Sulfanitran and aklomide in combination* is amended in paragraph (b)(1)(iii) by removing "P.O. Box 540, Benjamin Franklin Station, Washington, DC 20044" and replacing it with "2200 Wilson Blvd., Suite 400, Arlington, VA 22201-3301".

PART 540—PENICILLIN ANTIBIOTIC DRUGS FOR ANIMAL USE

31. The authority citation for 21 CFR Part 540 continues to read as follows:

Authority: Sec. 512, 82 Stat. 343-351 (21 U.S.C. 360b); 21 CFR 5.10 and 5.83.

§ 540.181b [Amended]

32. Section 540.181b *Potassium penicillin G in drinking water* is amended in paragraph (c)(1) by removing "§ 540.280(a)" and replacing it with "§ 540.380(a)".

**PART 546—TETRACYCLINE
ANTIBIOTIC DRUGS FOR ANIMAL USE**

33. The authority citation for 21 CFR Part 546 continues to read as follows:

Authority: Sec. 512, 82 Stat. 343-351 (21 U.S.C. 360b); 21 CFR 5.10 and 5.83.

§ 546.110b [Amended]

34. Section 546.110b *Chlortetracycline* seed is amended in paragraph (b)(2) by removing "§ 436.200b" and replacing it with "§ 436.200(b)".

**PART 556—TOLERANCES FOR
RESIDUES OF NEW ANIMAL DRUGS IN
FOOD**

35. The authority citation for 21 CFR Part 556 continues to read as follows:

Authority: Sec. 512, 82 Stat. 343-351 (21 U.S.C. 360b); 21 CFR 5.10 and 5.83.

§ 556.250 [Amended]

36. Section 556.250 *Estradiol monopalmitate* is amended in paragraph (b) by removing "Bureau of Foods" and replacing it with "Center for Food Safety and Applied Nutrition".

37. Section 556.344 is amended in paragraph (a) by revising the second sentence to read as follows:

§ 556.344 Ivermectin.

(a) *Cattle and reindeer.* * * * The target tissue selected is liver. * * *

**PART 558—NEW ANIMAL DRUGS FOR
USE IN ANIMAL FEEDS**

38. The authority citation for 21 CFR Part 558 continues to read as follows:

Authority: Sec. 512, 82 Stat. 343-351 (21 U.S.C. 360b); 21 CFR 5.10 and 5.83.

39. Section 558.4 is amended in paragraph (d) in the table entitled "Category II" by revising the entries for "Sulfadimethoxine", "Ormetoprim (5/3)", "Ormetoprim (5/1)", and by revising the name of the drug "Sulfaethoxyypyridazine" in the first column to read "Sulfaethoxyypyridazine", to read as follows:

§ 558.4 Medicated feed applications.

(d) * * *

CATEGORY II

Drug	Assay limits percent ¹ type A	Type B maximum (100x)	Assay limits percent ¹ type B/C ²
Sulfadimethoxine	95-115	5.675 g/lb (1.25%)	85-115/75-125
Ormetoprim (5/3)	95-115	3.405 g/lb (0.75%)	
Ormetoprim (5/1)	95-115	17.0 g/lb (3.75%)	
Sulfaethoxyypyridazine			

¹ Percent of labeled amount.

² Values given represent ranges for either Type B or Type C medicated feeds. For those drugs that have two range limits, the first set is for a Type B medicated feed and the second set is for a Type C medicated feed. These values (ranges) have been assigned in order to provide for the possibility of dilution of a Type B medicated feed with lower assay limits to make a Type C medicated feed.

§ 558.62 [Amended]

40. Section 558.62 *Arsanilic acid* is amended in paragraph (c)(2)(iii) by removing "§ 588.78" and replacing it with "§ 558.78".

**PART 564—DEFINITIONS AND
STANDARDS FOR ANIMAL FOOD**

41. The authority citation for 21 CFR Part 564 continues to read as follows:

Authority: Secs. 401, 701, 52 Stat. 1046, 1055 as amended; 21 U.S.C. 341, 371.

§ 564.17 [Amended]

42. Section 564.17 *Temporary permits for interstate shipment of experimental packs of food varying from the requirements of definitions and standards of identity* is amended in paragraph (k) by removing "Part 4" and replacing it with "Part 20".

PART 570—FOOD ADDITIVES

43. The authority citation for 21 CFR Part 570 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, 5.61.

§ 570.6 [Amended]

44. Section 570.6 *Opinion letters on food additive status* is amended in paragraph (e) by removing "Bureau of Veterinary Medicine" and "20852" and replacing it with "Center for Veterinary Medicine" and "20857", respectively.

§ 570.35 [Amended]

45. Section 570.35 *Affirmation of generally recognized as safe (GRAS) status* is amended in paragraph (c)(2) by removing "office of the Hearing Clerk" and replacing it with "Dockets Management Branch" and in paragraph (c)(3) by removing "Hearing Clerk" and "Hearing Clerk's office" and replacing each with "Dockets Management Branch".

§ 570.38 [Amended]

46. Section 570.38 *Determination of food additive status* is amended in paragraph (b)(1) by removing "office of the Hearing Clerk" and replacing it with "Dockets Management Branch" and in paragraph (b)(2) by removing "Hearing Clerk" and "Hearing Clerk's office" and replacing each with "Dockets Management Branch".

**PART 573—FOOD ADDITIVES
PERMITTED IN FEED AND DRINKING
WATER OF ANIMALS**

47. The authority citation for 21 CFR Part 573 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.

§ 573.460 [Amended]

48. Section 573.460 *Formaldehyde* is amended by revising footnote 1 to paragraph (a)(1) to read as follows:

¹ Copies of the current edition may be obtained from the Treasurer, Donald H. James, West Virginia Department of Agriculture, Capital Complex/Guthrie Center, Charleston, WV 25305.

§ 573.640 [Amended]

49. Section 573.640 *Methyl esters of higher fatty acids* is amended in paragraphs (b)(4) (i) and (ii) by removing "P.O. Box 540, Benjamin Franklin Station, Washington, DC 20044" and replacing it with "2200 Wilson Blvd., Suite 400, Arlington, VA 22201-3301".

§ 573.780 [Amended]

50. Section 573.780 *Polyethylene* is amended in paragraph (b)(1) by removing "§ 121.2501(c)" and replacing it with "§ 177.1520(c)".

Dated: April 20, 1989.

John M. Taylor,

Associate Commissioner for Regulatory Affairs.

[FR Doc. 89-10207 Filed 4-27-89; 8:45 am]

BILLING CODE 4160-01-M

DEPARTMENT OF TRANSPORTATION**Coast Guard****33 CFR Part 117**

[CGDI-89-005]

RIN 2115-AA99

Drawbridge Operation Regulations; Bronx River Bridges, NY

AGENCY: Coast Guard, DOT.

ACTION: Temporary and final rules.

SUMMARY: At the request of New York City Department of Transportation (NYCDOT), the Coast Guard is issuing temporary regulations permitting the Bruckner (Eastern) Boulevard (I-278) highway drawbridge over the Bronx River, at mile 1.1, in Bronx County, New York, to remain closed for 36 months from 9 April 1989 through 9 April 1992. This temporary regulation is needed to facilitate the reconstruction of the bascule span. This action will relieve the bridge owner of the burden to open the draw during the reconstruction of the bridge and will only permit marine traffic which can pass under the closed span to transit the waterway. Additionally, the Coast Guard is making a permanent change to this section regarding clearance gages. This change is being made to simplify this section and cross reference it to material in 33 CFR 118.160.

EFFECTIVE DATE: This rule is effective 9 April 1989. Paragraph (a) is suspended for 36 months to 9 April 1992. Paragraph (d) terminates 9 April 1992.

FOR FURTHER INFORMATION CONTACT: William C. Heming, Bridge Administrator, First Coast Guard District, at (212)668-7994.

SUPPLEMENTARY INFORMATION: On 28 February 1989, the Coast Guard published a proposed rule concerning this amendment. The Commander, First Coast Guard District, also published the proposal as a Public Notice 1-685 dated 27 February 1989. In each notice, interested persons were given until 21 March 1989 to submit comments.

Drafting Information

The drafters of this notice are Waverly W. Gregory, Jr., project officer, and Lt. Robert E. Korroch, project attorney.

Discussion of Comments:

No comments or objections were received to the public notice. No changes have been made in the final rule. The temporary regulations will suspend a portion of the existing regulation and allow the bridge to remain in the closed position from 9 a.m. on 9 April 1989 through 5 p.m. on 9 April 1992, inclusive. On 27 September 1988, the Coast Guard approved the plans to advertise the reconstruction project for the bridge. The existing bridge (built in 1953) is a double leaf bascule bridge. The existing vertical clearance, at mean low and high water, is reported to be 34 and 27 feet, respectively. Consultation with the owner's representative has been performed during the regulatory review process in an attempt to assure the timely opening and completion of the rehabilitation.

Economic Assessment and Certification

These regulations are considered to be non-major under Executive Order 12291 on Federal Regulation, and nonsignificant under the Department of Transportation regulatory policies and procedures (44 FR 11034; February 26, 1979).

The economic impact of this proposal is expected to be so minimal that a full regulatory evaluation is unnecessary. With the completed dredging of the Bronx River in the vicinity of the bridge, approval of this temporary regulation change will not prevent mariners from transiting the bridges but only require advance planning. Since the economic impact of this proposal is expected to be minimal, the Coast Guard certifies that if adopted, it will not have a significant economic impact on a substantial number of small entities.

Federalism Implication Assessment

This action has been analyzed under the principles and criteria in Executive Order 12612, and it has been determined that this proposed regulation does not have sufficient federalism implications to warrant preparation of federal assessment.

List of Subjects in 33 CFR Part 117

Bridges.

Proposed Regulations

In consideration of the foregoing, Part 117 of Title 33, Code of Federal Regulations is amended as follows:

1. The authority citation for Part 117 continues to read as follows:

Authority: 33 U.S.C. 499; 49 CFR 1.46; 33 CFR 1.05-1(g).

2. Section 117.771 is revised to read as follows:

PART 117—DRAWBRIDGE OPERATION REGULATIONS**§ 117.771 Bronx River.**

(a) The draw of the Bruckner Boulevard highway bridge mile 1.1 at New York City shall open on signal; except that, from 7 a.m. to 9 a.m. and 4 p.m. to 6 p.m. Monday through Friday, the draws need not be opened for the passage of vessels. Public vessels of the United States, state or local vessels used for public safety and vessels in distress shall be passed without delay.

(b) The draw of the Conrail bridge, mile 1.6 at New York City, need not be opened for the passage of vessels.

(c) The owners of the Bruckner Boulevard highway bridge mile 1.1 and the Conrail bridge mile 1.6 both at New York City shall provide and keep in good legible condition two clearance gages designed, installed and maintained according to the provisions of 118.160 of this chapter.

(d) Repair of Bruckner Boulevard Highway Bridge. The draw of the Bruckner Boulevard highway bridge, mile 1.1 at New York City, need not be opened for the passage of all vessels from 9 a.m., April 9, 1989 through 5 p.m., April 9, 1992 inclusive, to effect repair and reconstruction of the bridge.

Dated: April 19, 1989.

R.I. Rybacki,

Rear Admiral, U.S. Coast Guard Commander, First Coast Guard District.

[FR Doc. 89-10158 Filed 4-27-89; 8:45 am]

BILLING CODE 4910-14-M

33 CFR Part 117

[CGD5-89-20]

RIN 2115-AA99

Drawbridge Operation Regulations; James River, Between Isle of Wight and Newport News, VA

AGENCY: Coast Guard, DOT.

ACTION: Temporary rule with request for comments.

SUMMARY: At the request of the Virginia Department of Transportation, the Coast Guard is issuing a temporary rule governing the operation of the drawbridge across the James River, mile 5.0, between Isle of Wight and Newport News, Virginia. This rule is being issued