

14 CFR Part 75

[Airspace Docket No. 89-AWP-27]

Establishment of J-236**AGENCY:** Federal Aviation Administration (FAA), DOT.**ACTION:** Final rule.

SUMMARY: This amendment establishes new Jet Route J-236 located between Thermal, CA, and Tuba City, AZ. This jet route will improve the flow of increasing traffic departing the San Diego area and the Los Angeles basin airports. This action will provide a more precise means of navigation and reduce controller workload.

EFFECTIVE DATE: 0901 U.T.C., May 3, 1990.

FOR FURTHER INFORMATION CONTACT: Alton D. Scott, Airspace Branch (ATO-240), Airspace-Rules and Aeronautical Information Division, Air Traffic Operations Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone: (202) 267-9252.

SUPPLEMENTARY INFORMATION:**History**

On January 16, 1990, the FAA proposed to amend part 75 of the Federal Aviation Regulations (14 CFR part 75) to establish Jet Route J-236 located between Thermal, CA, and Tuba City, AZ (55 FR 1455). Interested parties were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA. Two comments were received from the United States Marine Corp. (USMC) objecting to the proposal. Air Traffic Control Assigned Airspace (ATCAA) lies overhead the Turtle MOA from FL 180 to FL 220. The USMC suggested a minimum en route altitude (MEA) of FL 230 for J-236. The FAA does not concur with this suggestion. The MEA is based on NAVAID coverage and not airspace alignment; the establishment of J-236 will not affect the present procedures nor operations of the Turtle MOA/ATCAA. Except for editorial changes, this amendment is the same as that proposed in the notice. Section 75.100 of part 75 of the Federal Aviation Regulations was republished in Handbook 7400.6F dated January 2, 1990.

The Rule

This amendment to part 75 of the Federal Aviation Regulations establishes new Jet Route J-236 between Thermal, CA, and Tuba City, AZ. This

jet route will improve the flow of increasing traffic departing the San Diego area and the Los Angeles basin airports. This jet route will alleviate off-course deviations and establish optimum use of the airspace. This action will enhance the flow of air traffic and reduce controller workload.

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(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) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 75

Aviation safety, Jet routes.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, part 75 of the Federal Aviation Regulations (14 CFR part 75) is amended, as follows:

PART 75—ESTABLISHMENT OF JET ROUTES AND AREA HIGH ROUTES

1. The authority citation for part 75 continues to read as follows:

Authority: 49 U.S.C. 1348(a), 1354(a), 1510; Executive Order 10854; 49 U.S.C. 106(g) (Revised Pub. L. 97-449, January 12, 1983); 14 CFR 11.69.

§ 75.100 [Amended]

2. Section 75.100 is amended as follows:

J-236 [New]

From Thermal, CA; Needles, CA; to Tuba City, AZ.

Issued in Washington, DC, on March 12, 1990.

Harold W. Becker,

Manager, Airspace-Rules and Aeronautical Information Division.

[FR Doc. 90-6318 Filed 3-19-90; 8:45 am]

BILLING CODE 4910-13-M

SECURITIES AND EXCHANGE COMMISSION**17 CFR Part 200**

[Rel. Nos. 33-6856; 34-27794; 35-25054; 39-2236; IC-17374; IA-1223]

Handicapped Persons; Accessibility to Open Meetings

AGENCY: Securities and Exchange Commission.

ACTION: Final rule.

SUMMARY: The Securities and Exchange Commission is revising subpart I, part 200 of title 17 to include a notice of accessibility to handicapped persons of open meetings of the Commission. This revision will advise handicapped persons who are planning to attend a public Commission meeting and who require auxiliary aids (such as a sign language interpreter) that they should contact the Selective Placement Coordinator, Office of Personnel, to make the necessary arrangements.

EFFECTIVE DATE: March 20, 1990.

FOR FURTHER INFORMATION CONTACT: Carol K. Scott, Assistant General Counsel (202-272-2472), or Fran L. Paver (202-272-2453), Office of the General Counsel, Securities and Exchange Commission, 450 Fifth Street, NW., Washington, DC 20549.

SUPPLEMENTARY INFORMATION: On July 8, 1988, the Commission joined with other federal agencies in issuing final rules (53 FR 25872) to implement section 504 of the Rehabilitation Act of 1973, as amended. These rules were adopted by the Commission as part of subpart L of 17 CFR part 200. The rules concern the enforcement of nondiscrimination on the basis of handicap in programs and activities conducted by the Commission. To further ensure that handicapped persons can enjoy full access to and participation in open Commission meetings, the Commission is amending its regulations pertaining to public observance of Commission meetings, 17 CFR subpart I, to include a notice of the procedures necessary to obtain auxiliary aids, such as sign language interpreters.

List of Subjects in 17 CFR Part 200

Federal buildings and facilities. Handicapped.

Text of Amendments

For the reasons set out in the

preamble, the Commission is amending part 200 chapter II, title 17 of the Code of Federal Regulations as follows:

**PART 200—ORGANIZATION;
CONDUCT AND ETHICS; AND
INFORMATION AND REQUESTS**

**Subpart I—Regulations Pertaining to
Public Observation of Commission
Meetings**

1. The authority citation for part 200, subpart I, is revised to read as follows:

Authority: 5 U.S.C. 552b, unless otherwise noted. Section 200.410 also is issued under 29 U.S.C. 794.

2. Section 200.410 is amended by adding a new paragraph (d) to read as follows:

§ 200.410 Miscellaneous.

(d) *Access to public meetings.* Any member of the public who plans to attend a public meeting of the Commission, and who requires an auxiliary aid such as a sign language interpreter, should contact the Commission's Selective Placement Coordinator, Office of Personnel at (202) 272-7065 or TDD number (202) 272-2552, prior to the meeting to make the necessary arrangements. The Selective Placement Coordinator will take all reasonable steps to accommodate requests made in advance of the scheduled meeting date.

By the Commission.

Dated: March 13, 1990.

Jonathan G. Katz,

Secretary.

[FR Doc. 90-6306 Filed 3-19-90; 8:45 am]

BILLING CODE 8010-01-M

**DEPARTMENT OF HEALTH AND
HUMAN SERVICES**

Food and Drug Administration

21 CFR Part 175

[Docket No. 89F-0167]

**Indirect Food Additives; Adhesives
and Components of Coatings**

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the food additive regulations to provide for the safe use of the partial sodium salt of ethylene-acrylic acid copolymer as an adhesive component in food packaging. This action is in response to a petition filed by Michelman, Inc.

DATES: Effective March 20, 1990; written

objections and requests for a hearing by April 19, 1990.

ADDRESSES: 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: Edward J. Machuga, 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 June 1, 1989 (54 FR 23540), FDA announced that a food additive petition (FAP 9B4146) had been filed by Michelman, Inc., Cincinnati, OH 45236, proposing that the food additive regulations be amended to provide for the safe use of the partial sodium salt of ethylene-acrylic acid copolymer as an adhesive component in laminates that contact dry food.

FDA has evaluated data in the petition and other relevant material. The agency concludes that the food additive is safe for use in food packaging that contacts dry food. Therefore, the regulations are amended in 21 CFR 175.105(c)(5) as set forth below.

In accordance with § 171.1(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 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. FDA 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.

Any person who will be adversely affected by this regulation may at any time on or before April 19, 1990, 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 175

Adhesives, 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, 21 CFR part 175 is amended as follows:

**PART 175—INDIRECT FOOD
ADDITIVES: ADHESIVES AND
COMPONENTS OF COATINGS**

1. The authority citation for 21 CFR part 175 continues to read as follows:

Authority: Secs. 201, 402, 409, 706 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 342, 348, and 376).

2. Section 175.105 is amended in paragraph (c)(5) by alphabetically adding a new entry to the table to read as follows:

§ 175.105 Adhesives.

Substances	Limitations
Ethylene-acrylic acid copolymer, partial sodium salt containing no more than 20 percent acrylic acid by weight, and no more than 16 percent of the acrylic acid as the sodium salt (CAS Reg. No. 25750-82-7).	For use only in contact with food Type VIII identified in Table 1 of § 176.170(c) of this chapter.

Dated: March 8, 1990.

Fred R. Shank,

Director, Center for Food Safety and Applied Nutrition.

[FR Doc. 90-6283 Filed 3-19-90; 8:45 am]

BILLING CODE 4160-01-M

21 CFR Part 176

[Docket No. 86F-0362]

Indirect Food Additives; Paper and Paperboard Components

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the food additive regulations to provide for the safe use of a copolymer of methacrylic acid and acrylic acid as a component of paper and paperboard in contact with aqueous and fatty foods. This action responds to a petition filed by Betz Laboratories.

DATES: Effective March 20, 1990. Written objections and requests for a hearing by April 19, 1990.

ADDRESSES: Written objections may be sent to the Dockets Management Branch (HFA-305), Food and Drug Administration, Room 4-82, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Edward J. Machuga, Center for Food Safety and Applied Nutrition (HFF-335), Food and Drug Administration, 200 C Street SW., Washington, DC 20204, 202-472-5690.

SUPPLEMENTARY INFORMATION: In a notice published in the Federal Register of October 17, 1986 (51 FR 37074), FDA announced that a food additive petition (FAP 6A3957) has been filed by Betz Laboratories, Somerton Rd., Trevose, PA 19047, proposing that § 173.310 *Boiler water additives* (21 CFR 173.310) be amended to provide for the safe use of a copolymer of methacrylic acid and acrylic acid as an active polymer in boiler water. Subsequently, an amended filing notice was published in the Federal Register of August 29, 1989 (54 FR 35724), announcing that Betz Laboratories had amended the petition to indicate that they no longer were seeking to amend § 173.310 to include the use of this copolymer as a boiler water additive in boilers to produce steam that will contact food, but rather were proposing to amend § 176.170 *Components of paper and paperboard in contact with aqueous and fatty foods* (21 CFR 176.170) to provide for the safe use of the copolymer of methacrylic acid and acrylic acid in boilers used to

produce steam for the manufacture of paper and paperboard in contact with aqueous and fatty foods.

FDA has evaluated the data in the petition and other relevant material. The agency concludes that the proposed food additive use is safe and that 21 CFR 176.170(a)(5) should be amended as set forth below.

In accordance with § 171.1(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 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. FDA 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.

Any person who will be adversely affected by this regulation may at any time on or before April 19, 1990 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 176

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, Center for Food Safety and Applied Nutrition, 21 CFR part 176 is amended as follows:

PART 176—INDIRECT FOOD ADDITIVES: PAPER AND PAPERBOARD COMPONENTS

1. The authority citation for 21 CFR part 176 continues to read as follows:

Authority: Secs. 201, 402, 406, 409, 706 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 342, 346, 348, 376).

2. Section 176.170 is amended in paragraph (a)(5) by alphabetically adding a new entry to the table to read as follows:

§ 176.170 Components of paper and paperboard in contact with aqueous and fatty foods.

List of substances	Limitations
(a) * * *	
(5) * * *	
Methacrylic acid-acrylic acid copolymer (CAS Reg. No. 25751-21-7).	For use only as a boiler water additive at a level not to exceed 50 parts per million in the boiler water.

Dated: March 9, 1990.

Fred R. Shank,

Director, Center for Food Safety and Applied Nutrition.

[FR Doc. 90-6282 Filed 3-19-90; 8:45 am]

BILLING CODE 4160-01-M

DEPARTMENT OF THE TREASURY

Internal Revenue Service

26 CFR Parts 301 and 602

[T.D. 8292]

RIN 1545-AM87

Treaty-Based Return Positions; Correction

AGENCY: Internal Revenue Service, Treasury.