

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.

(c) * * *
(5) * * *

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]

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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.

ACTION: Correction to final regulations.

SUMMARY: This document contains a correction to the *Federal Register* publication for Wednesday, March 14, 1990, at 54 FR 9438. The final regulations related to the requirement that any taxpayer who takes a position that a treaty of the United States overrules, or otherwise modifies, an internal revenue law of the United States shall disclose such position.

FOR FURTHER INFORMATION CONTACT: David Bergquist, 202-566-6442 (not a toll-free number).

SUPPLEMENTARY INFORMATION:**Background**

The final regulations that are the subject of this correction were necessary to provide guidance needed to implement sections 6114 and 6712 of the Internal Revenue Code of 1986 as added by the Technical and Miscellaneous Revenue Act of 1988 (TAMRA).

Need for Correction

As published, the final regulations contain an error which is in need of correction.

Correction of Publication

Accordingly, the publication of the final regulations which were the subject of FR Doc. 90-5619, is corrected as follows:

Paragraph 1. On page 9440, third column, § 301.6114-1(b)(4)(ii)(B), the language "The foreign person is not any of the following:" is removed and the language "The foreign person is any of the following:" is added in its place.

Any taxpayer required to file a tax return on March 15, 1990, who did not obtain an extension of time in which to file that return—

(1) For whom reporting is required under § 301.6114-1(b)(4)(ii) as so corrected, and

(2) For whom reporting was not required under that section as published in the *Federal Register* on Wednesday, March 14, 1990, is hereby allowed until June 12, 1990, to so report under that section as corrected.

Dale D. Goode,
Federal Register Liaison Officer, Assistant
Chief Counsel (Corporate).

[FR Doc. 90-6240 Filed 3-19-90; 8:45 am]

BILLING CODE 4830-01-M

DEPARTMENT OF DEFENSE**Corps of Engineers, Department of the Army****33 CFR Part 334****Restricted Areas in the West Arm of Behm Canal Near Ketchikan, AK**

AGENCY: Army Corps of Engineers, DoD.

ACTION: Final rule; correction.

SUMMARY: On January 25, 1990, the Corps of Engineers published a final rule in the *Federal Register* (55 FR 2586-2587) establishing five restricted areas in the waters of the West Arm of the Behm Canal, north of Ketchikan, Alaska. The regulations in 33 CFR 334.1275(a)(5) contained two errors in the coordinates which define the boundaries of Area No. 5. The correction of the errors will not result in enlarging the area. In line number 15 which reads "below Betton Head at about 55°31.83'N" change the coordinate to "55°30.83'N". In line number 20 which reads "Bond Bay at about 55°33.60'N latitude", change the coordinate to read "55°31.60'N latitude". In addition, the symbol for degrees of latitude and longitude was omitted from paragraph (a) *The areas*, in the document published. Accordingly, we are correcting 33 CFR 334.1275 by publishing paragraph (a) *The areas* in its entirety to add the degrees symbol and change the two coordinates in Area No. 5, as follows.

FOR FURTHER INFORMATION CONTACT: Ms. Carol Gorbics at (907) 753-2712 or Mr. Ralph Eppard at (202) 275-1783.

EFFECTIVE DATE: February 26, 1990.

SUPPLEMENTARY INFORMATION: Section 334.1275(a) is corrected to read as follows:

§ 334.1275 West Arm Behm Canal, Ketchikan, Alaska, Restricted Areas.

(a) *The area—Area No. 1.* The waters of Behm Canal bounded by a circle 2,000 yards in diameter, centered on 55°36'N latitude, 131°49.2'W longitude.

Area No. 2. The waters of Behm Canal bounded by a circle 2,000 yards in diameter, centered at 55°34'N latitude, 131°48'W longitude.

Area No. 3. The waters of Behm Canal excluding those areas designated as areas Nos. 1 and 2 above, bounded by an irregular polygon beginning at the shoreline on Back Island near 55°32.63'N latitude, 131°45.18'W longitude, then bearing about 350°T to 55°38.06'N latitude, 131°46.75'W longitude then bearing about 300°T to 55°38.52'N latitude, 131°48.15'W longitude, then bearing about 203°T to 55°33.59'N latitude, 131°51.54'W longitude, then

bearing about 112°T to the intersection of the shoreline at Back Island near 55°32.53'N latitude, 131°45.77'W longitude, then northeast along the shoreline to the point of beginning.

Area No. 4. The waters of Clover Passage bounded by an irregular polygon beginning at the shoreline on Back Island near 55°32.63'N latitude, 131°45.18'W longitude, then bearing 150°T to the intersection of the shoreline on Revillagigedo Island near 55°30.64'N latitude, 131°43.64'W longitude, then southwest along the shoreline to near 55°30.51'N latitude, 131°43.88'W longitude, then bearing 330°T to the intersection of the shoreline on Back Island near 55°32.16'N latitude, 131°45.20'W longitude, and from there northeast along the shoreline to the point of beginning.

Area No. 5. The waters of Behm Canal bounded to the north by a line starting from Point Francis on the Cleveland Peninsula to Escape Point on Revillagigedo Island then south along the shoreline to Indian Point, then south to the Grant Island Light at 55°33.4'N latitude, 131°43.6'W longitude then bearing 216°T to the south end of Back Island and contiguous to the intersection of the shoreline on Betton Island at about 55°31.52'N latitude, 131°45.98'W longitude, then north along the shoreline of Betton Island to the western side below Betton Head at about 55°30.83'N latitude, 131°50'W longitude, then bearing 283°T across Behm Canal to the intersection of shoreline near the point which forms the southeast entrance of Bond Bay at about 55°31.60'N latitude, 131°56.58'W longitude, then northeast to Helm Point on the Cleveland Peninsula, then northeast along the shoreline to the point of beginning at Point Francis.

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Dated: March 8, 1990.

Wilbur T. Gregory, Jr.,
Colonel, Corps of Engineers, Executive
Director of Civil Works.
[FR Doc. 90-6232 Filed 3-19-90; 8:45 am]
BILLING CODE 3710-92-M

DEPARTMENT OF EDUCATION**34 CFR Part 673****RIN 1840-AB04****Income Contingent Loan Program**

AGENCY: Department of Education.

ACTION: Final regulations.

SUMMARY: The Secretary amends 34 CFR part 637 to add the Office of Management and Budget (OMB) control