FDA has evaluated data in the petition and other relevant material. The agency concludes that the proposed food additive use is safe and that § 178.3910(b)(2) 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 May 5, 1993, 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. FDA will publish notice of the objections that the agency has received or lack thereof in the **Federal Register**.

List of Subjects in 21 CFR Part 178

Food additives, Food packaging.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to the Director of the Center for Food Safety and Applied Nutrition, 21 CFR part 178 is amended as follows:

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

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

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

2. Section 178.3910 is amended in the table in paragraph (b)(2) by alphabetically adding a new entry under the headings "List of substances" and "Limitations" to read as follows:

§ 178.3910 Surface lubricants used in the manufacture of metallic articles.

* * * * *

(b) * * *

(2) * * *

List of substances	Limitations
* * * * *	
Phosphoric acid, mono- and dihexyl esters, compounds with tetramethylnonylamines and C_{11-14}-alkylamines (CAS Reg. No. 80939-62-4).	For use only at levels not to exceed 0.5 percent by weight of the finished surface lubricant formulation.
* * * * *	

* * * * *

Dated: February 24, 1993.

Fred R. Shank,

Director, Center for Food Safety and Applied Nutrition.

[FR Doc. 93-7767 Filed 4-2-93; 8:45 am]

BILLING CODE 4160-01-F

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21 CFR Part 178

[Docket No. 91F-0464]

Indirect Food Additives; Colorants for Polymers

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 2,2'-[1,2-ethanediylbis(oxy-2,1-phenyleneazo)]bis[N-(2,3-dihydro-2-oxo-1*H*-benzimidazol-5-yl)]-3-oxo-butanamide (C.I. Pigment Yellow 180) as a colorant in polymers that are intended to contact food. This action is in response to a petition filed by Hoechst Celanese Corp.

DATES: Effective April 5, 1993; written objections and requests for a hearing by May 5, 1993.

ADDRESSES: Submit written objections to the Dockets Management Branch (HFA-305), Food and Drug Administration, rm. 1-23, 12420 Parklawn Dr., Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Richard H. White, Center for Food Safety and Applied Nutrition (HFS-216), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-254-9511.

SUPPLEMENTARY INFORMATION: In a notice published in the **Federal Register** of January 17, 1992 (57 FR 2106), FDA announced that a food additive petition (FAP 1B4289) had been filed by Hoechst Celanese Corp., 500 Washington St., Coventry, RI 02816, proposing that § 178.3297 *Colorants for polymers* (21 CFR 178.3297) be amended to provide for the safe use of 2,2'-[1,2-ethanediylbis(oxy-2,1-phenyleneazo)]bis[N-(2,3-dihydro-2-oxo-1*H*-benzimidazol-5-yl)]-3-oxo-butanamide (C.I. Pigment Yellow 180) as a colorant in polymers that are intended to contact food.

FDA has evaluated data in the petition and other relevant material. The agency concludes that the proposed use of the additive is safe and that the regulations in § 178.3297 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 May 5, 1993, 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 178

Food additives, Food packaging.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to the Director, Center for Food Safety and Applied Nutrition, 21 CFR part 178 is amended as follows:

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

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

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

2. Section 178.3297 is amended in the table in paragraph (e) by revising the entry for "2,2'-[1,2-Ethanediylbis(oxy-2,1-phenyleneazo)]bis[N-(2,3-dihydro-2-oxo-1*H*-benzimidazol-5-yl)]-3-oxo-butanamide * * *," under the heading "Limitations" to read as follows:

§ 178.3297 Colorants for polymers.

* * * * *

(e) * * *

Substances	Limitations
* * *	* * * *
2,2'-[1,2-Ethanediylbis(oxy-2,1-phenyleneazo)]bis[N-(2,3-dihydro-2-oxo-1*H*-benzimidazol-5-yl)]-3-oxo-butanamide (C.I. Pigment Yellow 180, CAS Reg. No. 77804-81-0).	For use at levels not to exceed 1.0 percent by weight of polymers. The finished articles are to contact food only under conditions of use B through G described in Table 2 of § 176.170(c) of this chapter.
* * *	* * * *

Dated: March 9, 1993.

Fred R. Shank,

Director, Center for Food Safety and Applied Nutrition.

[FR Doc. 93-7768 Filed 4-2-93; 8:45 am]

BILLING CODE 4160-01-F

21 CFR Part 178

[Docket No. 92F-0014]

Indirect Food Additives: Adjuvants, Production Aids, and Sanitizers

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the food additive regulations to increase the level of safe use of 2-(2*H*-benzotriazol-2-yl)-4,6-bis(1-methyl-1-phenylethyl)phenol as a stabilizer in polycarbonate resins intended for contact with food. This action responds to a petition filed by Ciba-Geigy Corp.

DATES: Effective April 5, 1993; written objections and requests for a hearing by May 5, 1993.

ADDRESSES: Submit written objections to the Dockets Management Branch (HFA-305), Food and Drug Administration, rm. 1-23, 12420 Parklawn Dr., Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Helen R. Thorsheim, Center for Food Safety and Applied Nutrition (HFS-216), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-254-9511.

SUPPLEMENTARY INFORMATION: In a notice published in the **Federal Register** of February 11, 1992 (57 FR 5005), FDA announced that a food additive petition (FAP 2B4306) had been filed by Ciba-Geigy Corp., Seven Skyline Dr., Hawthorne, NY 10532-2188, proposing that § 178.2010 *Antioxidants and/or stabilizers for polymers* (21 CFR 178.2010) be amended to increase the level of safe use of 2-(2*H*-benzotriazol-2-yl)-4,6-bis(1-methyl-1-phenylethyl)phenol as a stabilizer in polycarbonate resins intended for contact with food.

FDA has evaluated data in the petition and other relevant material. The agency concludes that the proposed use of the food additive is safe and that the regulations in § 178.2010 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 May 5, 1993, 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 178

Food additives, Food packaging.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to the Director, Center for Food Safety and Applied Nutrition, 21 CFR part 178 is amended as follows:

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

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

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

2. Section 178.2010 is amended in the table in paragraph (b) by revising the entry "2-(2*H*-benzotriazol-2-yl)-4,6-bis(1-methyl-1-phenylethyl)phenol * * *" appearing under the headings "Substances" and "Limitations" to read as follows:

§ 178.2010 Antioxidants and/or stabilizers for polymers.

* * * * *

(b) * * *

Substances	Limitations
* * * *	* * *
2-(2*H*-Benzotriazol-2-yl)-4,6-bis(1-methyl-1-phenylethyl)phenol (CAS Reg. No. 70321-86-7).	For use only: 1. At levels not to exceed 0.5 percent by weight of polyethylene phthalate polymers complying with § 177.1630 of this chapter. 2. At levels not to exceed 3.0 percent by weight of polycarbonate resins complying with § 177.1580 of this chapter.
* * * *	* * *

Dated: March 9, 1993.

Fred R. Shank,

Director, Center for Food Safety and Applied Nutrition.

[FR Doc. 93-7835 Filed 4-2-93; 8:45 am]

BILLING CODE 4160-01-F

21 CFR Part 558

[Docket No. 92P-0303]

New Animal Drugs For Use in Animal Feeds; Antibiotic, Nitrofuran, and Sulfonamide Drugs in the Feed of Animals; Technical Amendment

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule; technical amendment.

SUMMARY: The Food and Drug Administration (FDA) is amending the animal drug regulations, to add PennField Oil Co. to the list of sponsors of Type A medicated articles. The agency inadvertently omitted PennField Oil Co. from the list. This action corrects that error.

EFFECTIVE DATE: April 5, 1993.

FOR FURTHER INFORMATION CONTACT: Lonnie W. Luther, Center for Veterinary Medicine (HFV-102), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 301-295-8623.

SUPPLEMENTARY INFORMATION: PennField Oil Company (POC), 14040 Industrial Rd., Omaha, NE 68137, is a manufacturer and distributor of animal health products regulated by FDA. Among its products are certain Type A medicated articles containing chlortetracycline, oxytetracycline, and oxytetracycline in combination with neomycin base. Currently, under the provisions of § 558.15 (21 CFR 558.15), POC has interim marketing privileges for those articles. However, due to an oversight, FDA failed to include POC in § 558.15 when the agency initially added the sponsors of the listed Type A medicated articles to § 558.15 (41 FR 8282, February 25, 1976). Consequently, POC filed a petition requesting that the agency correct the omission. In response to the petition, FDA reviewed the relevant files and concluded that POC's petition should be granted. Accordingly, § 558.15 (g)(1) and (g)(2) are amended by adding PennField Oil Co. to the "Drug sponsor" columns of the tables.

This action constitutes the agency's response to POC's citizen petition, Docket No. 92P-0303, filed pursuant to 21 CFR 10.30. However, this action does not constitute approval of POC's applications for chlortetracycline or oxytetracycline.

List of Subjects in 21 CFR Part 558

Animal drugs, Animal feeds.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to the Center for Veterinary Medicine, 21 CFR part 558 is amended as follows:

PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS

1. The authority citation for 21 CFR part 558 continues to read as follows:

Authority: Secs. 512, 701 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 360b, 371).

§ 558.15 [Amended]

2. Section 558.15 *Antibiotic, nitrofuran, and sulfonamide drugs in the feed of animals* is amended in the table in paragraph (g)(1) under the heading "Type A article" for the entry "Chlortetracycline" by revising the drug sponsor name to read "American Cyanamid Co., Fermenta Animal Health Co., Feed Specialties Co., Inc., Pfizer, Inc., PennField Oil Co., and VPO, Inc." and for the entry "Oxytetracycline" by revising the drug sponsor name to read "Pfizer, Inc., PennField Oil Co., VPO,

Inc., and Purina Mills, Inc.", and in the table in paragraph (g)(2) under the heading "Type A article" for the entry "Oxytetracycline and neomycin base" by revising the drug sponsor name to read "Pfizer, Inc., PennField Oil Co., and VPO, Inc." wherever it appears.

Dated: February 12, 1993.

Michael R. Taylor,

Deputy Commissioner for Policy.

[FR Doc. 93–7765 Filed 4–2–93; 8:45 am]

BILLING CODE 4160–01–F

21 CFR Part 558

New Animal Drugs For Use in Animal Feeds; Monensin

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the animal drug regulations to add a caution statement that medicated feed containing monensin is not to be fed to lactating dairy cattle. The statement is currently included on the approved label. This document is a followup to a final rule that amended the animal drug regulations to reflect approval of a supplemental new animal drug application (NADA) filed by Elanco Animal Health.

EFFECTIVE DATE: April 5, 1993.

FOR FURTHER INFORMATION CONTACT: Warner J. Caldwell, Center for Veterinary Medicine (HFV–126), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 301–295–8638.

SUPPLEMENTARY INFORMATION: Elanco Animal Health, A Division of Eli Lilly & Co., Lilly Corporate Center, Indianapolis, IN 46285, is the holder of approved NADA 95–735, providing for the use of monensin in the feed of cattle and goats. As issued in the **Federal Register** of June 5, 1992 (57 FR 23953), the amended regulations in § 558.355 *Monensin* (21 CFR 558.355) inadvertently failed to include a caution statement included on the approved label that the drug is not to be fed to lactating dairy cattle. Accordingly, this document adds the required caution statement to § 558.355 by adding new paragraph (d)(7)(vi).

List of Subjects in 21 CFR Part 558

Animal drugs, Animal feeds.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under the authority delegated to the Commissioner of Food and Drugs and redelegated to the Center for Veterinary Medicine, 21 CFR part 558 is amended as follows:

PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS

1. The authority citation for 21 CFR part 558 continues to read as follows:

Authority: Secs. 512, 701 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 360b, 371).

2. Section 558.355 is amended by adding new paragraph (d)(7)(vi) to read as follows:

§ 558.355 Monensin.

* * * * *

(d) * * *

(7) * * *

(vi) Do not feed to lactating dairy cows.

* * * * *

Dated: February 23, 1993.

Robert C. Livingston,

Director, Office of New Animal Drug Evaluation, Center for Veterinary Medicine.

[FR Doc. 93–7839 Filed 4–2–93; 8:45 am]

BILLING CODE 4160–01–F

DEPARTMENT OF THE TREASURY

Internal Revenue Service

26 CFR Part 301

[T.D. 8411]

RIN 1545–AH13

Definition of Resident Alien; Correction

AGENCY: Internal Revenue Service, Treasury.

ACTION: Correction to final regulations.

SUMMARY: This document contains corrections to the final regulations (T.D. 8411), which were published in the **Federal Register** for Monday, April 27, 1992 (57 FR 15237). This document contains final Income Tax Regulations relating to the definition of a resident alien. Changes to the applicable tax law were made by the Deficit Reduction Act of 1984, the Tax Reform Act of 1986 and the Technical and Miscellaneous Revenue Act of 1988.

EFFECTIVE DATE: April 27, 1992.

FOR FURTHER INFORMATION CONTACT: David A. Juster, (202) 622–3850 (not a toll-free number).

SUPPLEMENTARY INFORMATION:

Background

The final regulations that are the subject of these corrections provide guidance under sections 871, 904, 953, 1303, 1441, 3121, 3306, 6013 and 7701(b) of the Internal Revenue Code.

Need for Correction

As published, T.D. 8411 contains errors which may prove to be misleading and is in need of clarification.

Correction of Publication

Accordingly, the publication of the final regulations (T.D. 8411), which were the subject of FR Doc. 92–8496, is corrected as follows:

1. On page 15242, column 1, in § 301.7701(b)–0, the entries under § 301.7701(b)–2(d) are corrected to read as follows:

§ 301.7701(b)–0 Outline of regulations provisions for section 7701 (b)–1 through (b)–9.

* * * * *

§ 301.7701(b)–2 Closer connection exception.

* * * * *

(d) Closer connection to a foreign country.

(1) In general.

(2) Permanent home.

* * * * *

§ 301.7701(b)–2(d) [Corrected]

2. On page 15244, column 2, § 301.7701(b)–2(d), the paragraphs designated as paragraphs (d)(1), (d)(2), (d)(3), (d)(4), (d)(5), (d)(6), (d)(7), (d)(8), (d)(9), and (d)(10) are correctly designated as paragraphs (d)(1)(i), (d)(1)(ii), (d)(1)(iii), (d)(1)(iv), (d)(1)(v), (d)(1)(vi), (d)(1)(vii), (d)(1)(viii),(d)(1)(ix), (d)(1)(x), respectively.

3. On page 15244, column 2, § 301.7701(b)–2(d), line 2, the text following the paragraph heading is correctly designated as paragraph (d)(1) introductory text and a paragraph heading is added to read as follows:

"*Country*—(1) *In general.* For purposes of section 7701(b)".

4. On page 15244, column 2, § 301.7701(b)–2(d), the undesignated paragraph preceding paragraph (e) is correctly designated as paragraph (d)(2), and the first two lines are corrected to read "(2) *Permanent home.* For purposes of paragraph (d)(1)(i) of this section, it is immaterial whether a permanent".

Cynthia E. Grigsby,

Alternate Federal Register Liaison Officer, Assistant Chief Counsel (Corporate).

[FR Doc. 93–7762 Filed 4–2–93; 8:45 am]

BILLING CODE 4830–01–U