Administration amends part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

PART 39—AIRWORTHINESS DIRECTIVES

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

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

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

97–14–02 Airbus Industrie: Amendment 39–10059. Docket 96–NM–182–AD.

Applicability: Model A300–600 series airplanes on which Airbus Modification 8683 was not accomplished during production, or on which Airbus Modification 8684 has not been installed; certificated in any category.

Note 1: This AD applies to each airplane identified in the preceding applicability provision, regardless of whether it has been otherwise modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (c) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if the unsafe condition has not been eliminated, the request should include specific proposed actions to address it.

Compliance: Required as indicated, unless accomplished previously.

To prevent fatigue cracking of the fuselage outer skin at frames 28A and 30A, which could reduce the structural integrity of the airframe and result in rapid decompression of the airplane, accomplish the following:

(a) Prior to the accumulation of 14,100 total flight cycles, or within 12 months after the effective date of the AD, whichever occurs later, conduct an eddy current inspection to detect cracking of the fuselage outer skin at frames 28A and 30A above stringer 30, in accordance with Airbus Service Bulletin A300–53–6045, dated March 21, 1995, as revised by Change Notice No. O.A., dated June 1, 1995.

(1) If no cracking is found, repeat the inspection thereafter at intervals not to exceed 4,500 flight cycles.

(2) If any cracking is found that is within the limits specified in the service bulletin, prior to further flight, repair in accordance with paragraph 2.D. of the Accomplishment Instructions of Airbus Service Bulletin A300–53–6045, dated March 21, 1995, as revised by Change Notice No. O.A., dated June 1, 1995; or reinforce the structure at frames 28 and 29, and at frames 30 and 31, between stringers 29 and 30, in accordance with Airbus Service Bulletin A300–53–6037, dated March 21, 1995.

(i) If the repair is accomplished: After the repair, repeat the eddy current inspection thereafter at intervals not to exceed 4,500 flight cycles.

(ii) If the reinforcement is accomplished: Such reinforcement constitutes terminating action for the repetitive inspections required by this AD.

(3) If any cracking is found that is outside the limits specified in the service bulletin, prior to further flight, reinforce the structure at frames 28 and 29, and at frames 30 and 31, between stringers 29 and 30, in accordance with Airbus Service Bulletin A300–53–6037, dated March 21, 1995. Such reinforcement constitutes terminating action for the repetitive inspections required by this AD.

(b) Within 5 years after the effective date of this AD, reinforce the structure at frames 28 and 29, and at frames 30 and 31, between stringers 29 and 30, in accordance with Airbus Service Bulletin A300–53–6037, dated March 21, 1995. Such reinforcement constitutes terminating action for the repetitive inspections required by this AD.

(c) An alternative method of compliance or adjustment of the compliance time that provides an acceptable level of safety may be used if approved by the Manager, Standardization Branch, ANM–113, FAA, Transport Airplane Directorate. Operators shall submit their requests through an appropriate FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Standardization Branch, ANM–113.

Note 2: Information concerning the existence of approved alternative methods of compliance with this AD, if any, may be obtained from the Standardization Branch, ANM–113.

(d) Special flight permits may be issued in accordance with sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate the airplane to a location where the requirements of this AD can be accomplished.

(e) The actions shall be done in accordance with Airbus Service Bulletin A300–53–6045, dated March 21, 1995, as revised by Change Notice No. O.A., dated June 1, 1995; and Airbus Service Bulletin A300–53–6037, dated March 21, 1995. This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Copies may be obtained from Airbus Industrie, 1 Rond Point Maurice Bellonte, 31707 Blagnac Cedex, France. Copies may be inspected at the FAA, Transport Airplane Directorate, 1601 Lind Avenue, SW., Renton, Washington; or at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700, Washington, DC.

(f) This amendment becomes effective on August 4, 1997.

Issued in Renton, Washington, on June 23, 1997.

S.R. Miller,

Acting Manager,

Transport Airplane Directorate, Aircraft Certification Service.

[FR Doc. 97–16854 Filed 6–27–97; 8:45 am]

BILLING CODE 4910–13–U

SOCIAL SECURITY ADMINISTRATION

20 CFR Parts 404 and 416

RIN 0960–AE72

Administrative Review Process; Prehearing Proceedings and Decisions by Attorney Advisors; Extension of Effective Date

AGENCY: Social Security Administration.

ACTION: Final rules.

SUMMARY: These final rules extend the effective date of the regulations that authorize attorney advisors in our Office of Hearings and Appeals (OHA) to conduct certain prehearing proceedings and, where the documentary record developed as a result of these proceedings warrants, to issue decisions that are wholly favorable to the parties to the hearing in claims for Social Security or Supplemental Security Income (SSI) benefits based on disability. We are extending the effective date of these regulations for a twelve month period that begins June 30, 1997, when the provisions would otherwise cease to be effective, and continues through June 30, 1998.

EFFECTIVE DATE: These rules are effective June 30, 1997.

FOR FURTHER INFORMATION CONTACT: Harry J. Short, Legal Assistant, Division of Regulations and Rulings, Social Security Administration, 6401 Security Boulevard, Baltimore, MD 21235, (410) 965–6243 for information about these rules. For information on eligibility or claiming benefits, call our national toll-free number, 1–800–772–1213.

SUPPLEMENTARY INFORMATION: On June 30, 1995, in an action undertaken to reduce the record numbers of requests for an administrative law judge (ALJ) hearing pending in our OHA hearing offices, we published final rules in the **Federal Register** (60 FR 34126) that authorize OHA's attorney advisors to conduct certain prehearing proceedings and, if a decision that is wholly favorable to the parties to the hearing may be issued at the completion of these proceedings, to issue such a decision. These regulations, which are codified at 20 CFR §§ 404.942 and 416.1442, included a provision stating that the rules would no longer be effective on June 30, 1997, unless they were extended by the Commissioner of Social Security by publication of a final rule in the **Federal Register**.

In Fiscal Year (FY) 1996, SSA achieved the largest reduction ever recorded in the number of cases pending at the ALJ hearing level, reducing the number pending at the end

of FY 1995, 547,690, to 503,481 by the end of FY 1996. Use of OHA attorney advisors to conduct certain prehearing proceedings and issue wholly favorable decisions where warranted helped us to achieve those results. Use of the attorney advisors in these capacities also enabled SSA to manage greatly increased numbers of hearing requests in a more timely manner than would have been possible had the attorney advisors not been so used. These results were achieved notwithstanding a decrease in the overall rate at which we allow claims for benefits when an individual requests a hearing before an ALJ (from 64.7% in FY 1995, the year in which we initiated the use of attorney advisors in these capacities, to 58.9% in FY 1996).

We initiated the attorney advisor program as a short term measure to reduce the number of cases pending in our hearing offices prior to implementation of the improvements in the disability claims process, including the use of an adjudication officer in cases in which a request for a hearing is filed, as set forth in the Plan for a New Disability Claim Process approved by former Commissioner of Social Security Shirley S. Chater in 1994. We began testing use of adjudication officers in 1995 under final rules published in the **Federal Register** on September 30, 1995 (60 FR 47469).

To preserve our existing capacity to manage the large numbers of new requests for ALJ hearings we continue to receive and the large number of cases still pending in our hearing offices, we have decided that we should extend the effective date of these rules through June 30, 1998. Therefore, we are publishing these final rules to revise the sunset provision in §§ 404.942(g) and 416.1442(g) to provide that the provisions authorizing prehearing proceedings and decisions by the attorney advisors will no longer be effective on July 1, 1998, unless the provisions are extended by the Commissioner of Social Security by publication of a final rule in the **Federal Register**.

Regulatory Procedures

Pursuant to section 702(a)(5) of the Social Security Act, 42 U.S.C. 902(a)(5), as amended by section 102 of Public Law 103–296, SSA follows the Administrative Procedure Act (APA) rulemaking procedures specified in 5 U.S.C. 553 in the development of its regulations. The APA provides exceptions to its notice and public comment procedures when an agency finds there is good cause for dispensing with such procedures on the basis that they are impracticable, unnecessary, or contrary to the public interest. We have determined that, under 5 U.S.C. 553(b)(B), good cause exists for dispensing with the notice and public comment procedures in this case. Good cause exists because these rules only extend the date on which the regulatory provisions concerning prehearing proceedings and decisions by attorney advisors will no longer be effective. These rules make no substantive change to those provisions. The current regulations expressly provide that the provisions may be extended. Therefore, opportunity for prior public comment is unnecessary, and we are issuing these regulations as final rules.

In addition, we find good cause for dispensing with the 30-day delay in the effective date of a substantive rule, provided for by 5 U.S.C. 553(d). As explained above, we are not making any substantive changes in the provisions on prehearing proceedings and decisions by attorney advisors. However, without a timely extension of the expiration date for these provisions, we will lack regulatory authority beginning June 30, 1997, to have OHA attorney advisors conduct certain prehearing proceedings and issue fully favorable decisions, when appropriate under the rules. In order to provide for an uninterrupted continuance of that authority for the additional period we believe appropriate, and to ensure that we retain the ability to appropriately manage the hearing process, we find that it is in the public interest to make these rules effective upon publication.

Executive Order 12866

We have consulted with the Office of Management and Budget (OMB) and determined that these rules do not meet the criteria for a significant regulatory action under Executive Order 128666. Thus, the rules are not subject to OMB review.

Regulatory Flexibility Act

We certify that these regulations will not have a significant economic impact on a substantial number of small entities because they affect only individuals. Therefore, a regulatory flexibility analysis as provided in the Regulatory Flexibility Act, as amended, is not required.

Paperwork Reduction Act

These regulations impose no reporting/recordkeeping requirements necessitating clearance by OMB.

Catalog of Federal Domestic Assistance

(Catalog of Federal Domestic Assistance Program Nos. 93.802, Social Security-Disability Insurance; 93.807, Supplemental Security Income.)

List of Subjects

20 CFR Part 404

Administrative practice and procedure, Death benefits, Disability benefits, Old-Age, Survivors and Disability Insurance, Reporting and recordkeeping requirements, Social Security.

20 CFR Part 416

Administrative practice and procedure, Aged, Blind, Disability benefits, Public assistance programs, Supplemental Security Income (SSI), Reporting and recordkeeping requirements.

Dated: June 23, 1997.

John J. Callahan,

Acting Commissioner of Social Security.

For the reasons set out in the preamble, subpart J of part 404 and subpart N of part 416 of chapter III of title 20 of the Code of Federal Regulations are amended as set forth below.

PART 404—FEDERAL OLD-AGE, SURVIVORS AND DISABILITY INSURANCE (1950–)

1. The authority citation for subpart J of part 404 continues to read as follows:

Authority: Secs. 201(j), 205(a), (b), (d)–(h), and (j), 221, 225, and 702(a)(5) of the Social Security Act (42 U.S.C. 401(j), 405(a), (b), (d)–(h), and (j), 421, 425, and 902(a)(5)); 31 U.S.C. 3720A; sec. 5, Pub. L. 97–455, 96 Stat. 2500 (42 U.S.C. 405 note); secs. 5, 6(c)–(e), and 15, Pub. L. 98–460, 98 Stat. 1802 (42 U.S.C. 421 note).

2. Section 404.942 is amended by revising paragraph (g), to read as follows:

§ 404.942 Prehearing proceedings and decisions by attorney advisors.

* * * * *

(g) *Sunset provision.* The provisions of this section will no longer be effective on July 1, 1998, unless they are extended by the Commissioner of Social Security by publication of a final rule in the **Federal Register**.

PART 416—SUPPLEMENTAL SECURITY INCOME FOR THE AGED, BLIND, AND DISABLED

1. The authority citation for subpart N continues to read as follows:

Authority: Sec. 702(a)(5), 1631, and 1633 of the Social Security Act (42 U.S.C. 902(a)(5), 1383, and 1383b).

2. Section 416.1442 is amended by revising paragraph (g), to read as follows:

§ 416.1442 Prehearing proceedings and decisions by attorney advisors.

* * * * *

(g) *Sunset provision.* The provisions of this section will no longer be effective on July 1, 1998, unless they are extended by the Commissioner of Social Security by publication of a final rule in the **Federal Register**.

[FR Doc. 97–16962 Filed 6–27–97; 8:45 am]

BILLING CODE 4190–29–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Parts 510, 520, 522, 524, 529, and 558

Animal Drugs, Feeds, and Related Products; Change of Sponsor

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect the change of sponsor for 52 approved new animal drug applications (NADA's) from Fermenta Animal Health Co. to Boehringer Ingelheim Animal Health, Inc.

EFFECTIVE DATE: June 30, 1997.

FOR FURTHER INFORMATION CONTACT: Thomas J. McKay, Center for Veterinary Medicine (HFV–102), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 301–827–0213.

SUPPLEMENTARY INFORMATION: Fermenta Animal Health Co., 10150 North Executive Hills Blvd., Kansas City, MO 64153, has informed FDA that it has transferred the ownership of, and all rights and interests in, the following approved NADA's to Boehringer Ingelheim Animal Health, Inc., 2621 North Belt Hwy., St. Joseph, MO 65406:

NADA No.	Product Name
011–531	DIZAN Tablets
011–674	DIZAN Soluble Powder
012–469	DIZAN Suspension
031–512	ATGARD® V (dichlorvos)/Swine Wormer (V-3)
033–803	TASK® (dichlorvos) Dog Anthelmintic
035–918	EQUIGARD® (dichlorvos) Equine Anthelmintic/Horse Wormer
038–200	OXY WS™ (oxytetracycline HCl soluble powder)
039–077	CSP™ Premixes
040–848	ATGARD® V (dichlorvos)/Swine Wormer
043–606	ATGARD® V (dichlorvos)/Swine Wormer (V-22)
045–143	OXYJECT® (5% oxytetracycline HCl)
048–237	EQUIGEL® (dichlorvos) Equine Anthelmintic
048–271	TASK® (dichlorvos) Tabs Anthelmintic for Cats & Puppies
049–032	ATGARD® C (dichlorvos) Production Efficiency Improver
065–178	FERMYCIN™ (Chlortetracycline) Soluble
065–486	CTC Bisulfate Soluble
065–491	MEDICHOL® (Chloramphenicol) Tablets
065–496	Tetracycline HCl Soluble Powder
092–837	Nemacide® (DECC) Oral Syrup
097–452	OXYJECT® 100 (10% oxytetracycline HCl)
098–569	Medacide (SDM) 10% Injection
106–772	Iron Hydrogenated Dextran Injection, 100 mg
108–963	MEDAMYCIN® (OTC–HCl) Injection, 50 mg & 100 mg
109–305	Oxytocin Injection
117–531	Acepromazine Maleate Injection, (dogs) 10 mg
117–532	Acepromazine Maleate Tablets, 10 & 25 mg
117–689	NEUROSYN™ (primidone) Tablets
125–797	Nitrofurazone Dressing
126–236	Nitrofurazone Soluble Powder
126–676	D & T Worm Capsules
127–034	DISAL® (furosemide) 5% Injection (horses only)
127–627	NEMIACIDE® (DECC) Tablets
128–069	NEMIACIDE® (DECC) Chewable Tablets
129–034	DISAL® (furosemide) Tablets, 12.5 & 50 mg
131–538	DISAL® (furosemide) 5% Injection (dogs/horses)
132–028	ANESTATAL™ (Sodium Thiamylal for Injection)
134–644	DENAGARD® (tiamulin) Soluble Antibiotic
134–708	Iron Dextran Injection, 200 mg/mL
135–771	Methylprednisolone Tablets
136–212	Methylprednisolone Acetate Sterile Suspension
137–310	Gentamicin Injection, 50 mg/mL
137–694	Triamicinolone Acetonide Tablets
138–869	Triamicinolone Acetonide Sterile Suspension
138–955	Tylosin Injection, 50 & 200 mg/mL
139–472	DENAGARD® (tiamulin) Premixes
140–270	Sulfamethazine SR Boluses
140–442	Xylazine HCl Injection (100 mg base/mL)
140–916	DENAGARD® (tiamulin) Liquid Concentrate
141–011	DENAGARD® 10 + CTC Premixes
200–023	Gentamicin Sulfate Solution, 100 mg/mL
200–029	Ketamine Hydrochloride Injection, 100 mg/mL Ketamine Base
200–165	SMD Sulfadimethoxine 12.5% Oral Solution

The agency is amending 21 CFR parts 510, 520, 522, 524, 529, and 558 to reflect the change of sponsor. The agency is amending § 510.600(c)(1) and (c)(2) to remove the sponsor name for Fermenta Animal Health Co. because the firm no longer is the holder of any approved NADA's.

List of Subjects

21 CFR Part 510

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

21 CFR Parts 520, 522, 524, and 529

Animal drugs.

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 parts 510, 520, 522, 524, 529, and 558 are amended as follows:

PART 510—NEW ANIMAL DRUGS

1. The authority citation for 21 CFR part 510 continues to read as follows:

Authority: Secs. 201, 301, 501, 502, 503, 512, 701, 721 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 331, 351, 352, 353, 360b, 371, 379e).

§ 510.600 [Amended]

2. Section 510.600 *Names, addresses, and drug labeler codes of sponsors of approved applications* is amended in the table in paragraph (c)(1) by removing the entry for ''Fermenta Animal Health Co.'' and in the table in paragraph (c)(2) by removing the entry for ''054273''.

PART 520—ORAL DOSAGE FORM NEW ANIMAL DRUGS

3. The authority citation for 21 CFR part 520 continues to read as follows:

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

§ 520.23 [Amended]

4. Section 520.23 *Acepromazine maleate tablets* is amended in paragraph (a)(2) by removing ''054273'' and adding in its place ''000010''.