

paragraph (b) by removing "No. 053501" and adding in its place "Nos. 053501 and 059130" and by removing paragraph (d).

Dated: May 28, 1996.

Stephen F. Sundlof,

Director, Center for Veterinary Medicine.

[FR Doc. 96-14644 Filed 6-10-96; 8:45 am]

BILLING CODE 4160-01-F

21 CFR Part 558

New Animal Drugs for Use in Animal Feeds; Semduramicin With Bacitracin Methylene Disalicylate and Roxarsone

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect approval of a new animal drug application (NADA) filed by Pfizer, Inc. The NADA provides for using approved single ingredient Type A medicated articles to make combination drug Type C medicated broiler chicken feeds containing semduramicin with bacitracin methylene disalicylate and roxarsone. The Type C medicated feed is used for prevention of coccidiosis and for improved feed efficiency.

EFFECTIVE DATE: June 11, 1996.

FOR FURTHER INFORMATION CONTACT:

James F. McCormack, Center for Veterinary Medicine (HFV-128), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 301-594-1607.

SUPPLEMENTARY INFORMATION: Pfizer, Inc., 235 East 42d St., New York, NY 10017, filed NADA 141-058, which provides for combining approved Type A medicated articles containing Aviax® (semduramicin sodium) with BMD® (bacitracin methylene disalicylate) and 3-Nitro® (roxarsone) to make combination drug Type C medicated broiler chicken feeds containing 22.7 grams (g) of semduramicin, 10 to 50 g of bacitracin methylene disalicylate, and 45.4 g of roxarsone per ton. The Type C medicated feed is used for the prevention of coccidiosis caused by *Eimeria acervulina*, *E. brunetti*, *E. maxima*, *E. mivati*/*E. miti*, *E. necatrix*, and *E. tenella*, including some field strains of *E. tenella* that are more susceptible to semduramicin combined with roxarsone than semduramicin alone, and for improved feed efficiency in broiler chickens. The NADA is approved as of June 11, 1996, and the regulations are amended by adding new 21 CFR 558.555(b)(2) to reflect the

approval. The basis for approval is discussed in the freedom of information summary.

Roxarsone is a Category II drug which, as provided in 21 CFR 558.4, requires an approved medicated feed application (Form FDA 1900) for making a Type C medicated feed. Therefore, making a Type C medicated feed containing semduramicin, bacitracin methylene disalicylate, and roxarsone requires an approved Form FDA 1900.

In accordance with the freedom of information provisions of part 20 (21 CFR part 20) and § 514.11(e)(2)(ii) (21 CFR 514.11(e)(2)(ii)), a summary of safety and effectiveness data and information submitted to support approval of this application may be seen in the Dockets Management Branch (HFA-305), Food and Drug Administration, rm. 1-23, 12420 Parklawn Dr., Rockville, MD 20857, between 9 a.m. and 4 p.m., Monday through Friday.

Under section 512(c)(2)(F)(ii) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 360b(c)(2)(F)(ii)), this approval qualifies for 3 years marketing exclusivity beginning June 11, 1996, because the application contains reports of new clinical or field investigations (other than bioequivalence or residue studies) essential to the approval of the application and conducted or sponsored by the applicant.

The agency has determined under 21 CFR 25.24(d)(1)(ii) that this action is of a type that does not individually or cumulatively have a significant effect on the human environment. Therefore, neither an environmental assessment nor an environmental impact statement is required.

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).

2. Section 558.555 is amended by adding new paragraph (b)(2) to read as follows:

§ 558.555 Semduramicin.

* * * * *

(b) * * *

(2) *Amount.* Semduramicin 22.7 grams with bacitracin methylene disalicylate 10 to 50 grams and roxarsone 45.4 grams per ton.

(i) *Indications for use.* For the prevention of coccidiosis caused by *Eimeria acervulina*, *E. brunetti*, *E. maxima*, *E. mivati*/*E. miti*, *E. necatrix*, and *E. tenella*, including some field strains of *E. tenella* that are more susceptible to semduramicin combined with roxarsone than semduramicin alone, and for improved feed efficiency.

(ii) *Limitations.* Feed continuously as sole ration. Use feed within 2 weeks of production. Withdraw 5 days before slaughter. Do not feed to laying hens. Use as sole source of organic arsenic. Poultry should have access to drinking water at all times. Drug overdosage or lack of water intake may result in leg weakness or paralysis.

Dated: May 28, 1996.

Stephen F. Sundlof,

Director, Center for Veterinary Medicine.

[FR Doc. 96-14650 Filed 6-10-96; 8:45 am]

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DEPARTMENT OF DEFENSE

DEPARTMENT OF TRANSPORTATION

Coast Guard

DEPARTMENT OF VETERANS AFFAIRS

38 CFR Part 21

RIN 2900-AI04

Montgomery GI Bill—Selected Reserve: Miscellaneous

AGENCIES: Department of Defense, Department of Transportation (Coast Guard), and Department of Veterans Affairs.

ACTION: Final rule.

SUMMARY: This document amends regulations concerning the Montgomery GI Bill—Selected Reserve program. It removes provisions that are obsolete, duplicative, or otherwise unnecessary. It also makes changes for purposes of clarification.

EFFECTIVE DATE: June 11, 1996.

FOR FURTHER INFORMATION CONTACT: June C. Schaeffer, Assistant Director for Policy and Program Administration, Education Service, Veterans Benefits Administration, Department of Veterans Affairs, 202-273-7187.

SUPPLEMENTARY INFORMATION: The regulations governing the Montgomery GI Bill—Selected Reserve program are found in 38 CFR, Part 21, Subpart L (see

38 CFR 21.7500 through 21.7810). This document amends these regulations as discussed below.

Section 21.7639(a) contained provisions for reducing educational assistance for reservists due to excessive absences. Due to a statutory change, these provisions applied only to absences occurring prior to December 18, 1989. Consequently, this paragraph is unnecessary and is removed.

Section 21.7639(e) provided that in certain instances a reservist's monthly payment would be reduced if he or she enrolled in a course offered by a combination of on-campus training and independent study. Because of a statutory change, there no longer is a basis for reducing monthly payments for such enrollments. Therefore, that paragraph is removed.

In addition, § 21.7639(f)(1) discussed payment for independent study begun before July 1, 1993. The reservists affected by that paragraph have been paid. Accordingly, it is unnecessary and is removed.

Section 21.7640(b) is amended to reflect organizational changes previously made within the Department of Veterans Affairs (VA).

Section 21.7645 is removed because it is no longer necessary. VA recently revised § 21.4145 so that it applies to VA's work-study programs in all the education programs VA administers. There is no need for a separate regulation restating work-study provisions for participants in the Montgomery GI Bill—Selected Reserve program.

Section 21.7652 is amended to remove an obsolete reference and to correct a typographical error.

Section 21.7672 contained many provisions concerning course measurement for courses begun before July 1, 1993. Those provisions are no longer needed because the reservists in those courses already have been paid for their training. This document amends the course measurement provisions accordingly.

Section 21.7801 is amended to reflect organizational changes previously made within VA.

Section 21.7810 is removed. Paragraph (a) was duplicative of provisions concerning civil rights matters in 38 CFR Parts 18, 18a, and 18b. Paragraph (b) merely concerned the applicability of provisions that were removed by another Federal Register document.

This document also makes changes for clarification to some of the sections referred to above and to other sections in Subpart L.

This document removes provisions that are obsolete, duplicative, or without substantive effect and makes changes for clarification. This document makes no substantive changes. Accordingly, there is a basis for dispensing with prior notice and comment and delayed effective date provisions of 5 U.S.C. 552 and 553.

The Secretary of Veterans Affairs, the Secretary of Defense, and the Commandant of the Coast Guard hereby certify that this final rule will not have a significant economic impact on a substantial number of small entities as they are defined in the Regulatory Flexibility Act, 5 U.S.C. 601–612. This final rule makes no substantive changes. Pursuant to 5 U.S.C. 605(b), this final rule, therefore, is exempt from the initial and final regulatory flexibility analyses requirements of §§ 603 and 604.

There is no Catalog of Federal Domestic Assistance number for the program affected by these regulations.

List of Subjects in 38 CFR Part 21

Administrative practice and procedure, Armed forces, Civil rights, Claims, Colleges and universities, Conflict of interests, Defense Department, Education, Employment, Grant programs—education, Grant programs—veterans, Health care, Loan programs—education, Loan programs—veterans, Manpower training programs, Reporting and recordkeeping requirements, Schools, Travel and transportation expenses, Veterans, Vocational education, Vocational rehabilitation.

Approved: May 22, 1996.

Jesse Brown,
Secretary of Veterans Affairs.

Approved: May 29, 1996.

Al H. Bemis,
Deputy Assistant Secretary of Defense for Reserve Affairs (M&P).

Approved: May 31, 1996.

R. M. Larrabee,
Rear Admiral, U.S. Coast Guard, Director of Reserve and Training.

For the reasons set out in the preamble, 38 CFR part 21 (subpart L) is amended as set forth below.

PART 21—VOCATIONAL REHABILITATION AND EDUCATION

Subpart L—Educational Assistance for Members of the Selected Reserve

1. The authority citation for 38 CFR part 21, subpart L is revised to read as follows:

Authority: 10 U.S.C. ch. 1606; 38 U.S.C. 501, unless otherwise noted.

2. In § 21.7639, the introductory text is amended by removing “of this part”; paragraphs (a), (e), and (f)(1) are removed; paragraphs (b), (c), (d), (f)(2), (f)(3), (g), (h), (i), (j), and (k) are redesignated as paragraphs (a), (b), (c), (d)(1), (d)(2), (e), (f), (g), (h), and (i), respectively; newly redesignated paragraph (a)(1) introductory text is amended by removing “unless;” and adding, in its place, “unless;” newly redesignated paragraph (a)(1)(ii)(B) is amended by removing “veteran or servicemember” and adding, in its place, “reservist”; newly redesignated paragraph (c)(2)(i) is amended by removing “the VA” and adding, in its place, “VA”; newly redesignated paragraph (c)(2)(ii) is amended by removing “of this part”; newly redesignated paragraph (c)(3) introductory text is amended by removing “(d)(2)(i)” and adding, in its place, “(c)(2)(i)”; and newly redesignated paragraph (c)(3)(ii) is amended by removing “(d)(3)(i)” and adding, in its place, “(c)(3)(i)”.

§ 21.7640 [Amended]

3. In § 21.7640, paragraph (b)(1) is amended by removing “of this part” both places it appears; paragraph (b)(2)(i) is amended by removing “Vocational Rehabilitation and”; and paragraph (b)(2)(ii) is amended by removing “Vocational Rehabilitation and” both places it appears.

§ 21.7645 [Removed]

4. Section 21.7645 is removed.

§ 21.7652 [Amended]

5. In § 21.7652, paragraph (c)(2)(ii) is removed; paragraphs (c)(2)(iii), (c)(2)(iv), (c)(2)(v), and (c)(2)(vi) are redesignated as paragraphs (c)(2)(ii), (c)(2)(iii), (c)(2)(iv), and (c)(2)(v), respectively; and newly redesignated paragraph (c)(2)(v) is amended by removing “of” and adding, in its place, “or”.

6. In § 21.7672, paragraphs (a)(3), (b)(1), (c), (d), and (e) are removed; paragraphs (a)(4), (b)(2), (b)(3), (b)(4), (b)(5), and (f) are redesignated as paragraphs (a)(3), (b)(1), (b)(2), (b)(3), (b)(4), and (c), respectively; newly redesignated paragraph (b)(1)(i) is amended by removing “of this part”; newly redesignated paragraph (b)(3) is amended by removing “paragraph (f)” each time it appears and adding, in its place, “paragraph (c)”; and paragraph (a)(2), newly redesignated paragraph (a)(3), and the introductory text of newly redesignated paragraph (c) are revised, to read as follows:

§ 21.7672 Measurement of courses not leading to a standard college degree.

(a) Overview. * * *

(2) In determining which is the correct basis for measuring a reservist's enrollment, VA will first examine whether credit-hour measurement is appropriate, as provided in paragraph (b) of this section.

(3) If it is not appropriate to measure a reservist's enrollment on a credit-hour basis, VA will measure the enrollment on a clock-hour basis as described in paragraph (c) of this section.

(Authority: 10 U.S.C. 16136(b); 38 U.S.C. 3688(b))

* * * * *

(c) *Clock-hour measurement.* The provisions of this paragraph apply to all enrollments in courses not leading to a standard college degree. If VA concludes that the courses in which a reservist is enrolled do not qualify for credit-hour measurement, VA shall measure those courses as follows. (Supervised study shall be excluded from measurement of all courses to which this paragraph applies).

* * * * *

§ 21.7801 [Amended]

7. In § 21.7801, paragraph (a) is amended by removing "Vocational Rehabilitation and"; and by removing "Chief Benefits Director" both places it appears and adding, in its place, "Under Secretary for Benefits"; and paragraph (b) is amended by removing "of this part".

8. In § 21.7802, the introductory text of paragraph (a) is amended by removing "VA facility" and adding, in its place, "the VA facility of"; and paragraph (a)(3) is amended by removing "of this part", and by removing "Chapter" and adding, in its place, "chapter".

§ 21.7805 [Amended]

9. Section 21.7805 is amended by removing "of this part".

§ 21.7810 [Removed]

10. Section 21.7810 is removed.

[FR Doc. 96-14370 Filed 6-10-96; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY**40 CFR Part 52**

[PA 52-2-7155; A-1-FRL-5506-8]

Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Revision of Final Rule Pertaining to the RACT Determinations for 5 Texas Eastern Facilities, Metropolitan Edison—Portland, Pennsylvania Power—New Castle Plant, and for International Paper—Hammermill Division

AGENCY: Environmental Protection Agency (EPA).

ACTION: Revision of direct final rule.

SUMMARY: On April 9, 1996, EPA published approval of a State Implementation Plan (SIP) revision submitted by Pennsylvania (61 FR 15709) pertaining to reasonably available control technology (RACT) requirements for 21 individual Pennsylvania facilities. EPA is revising the final rule due to the State's request to withdraw any adverse comments. This revision pertains to five Texas Eastern Transmission Corporation facilities, Metropolitan Edison—Portland Generating Station, Pennsylvania Power Company—New Castle Plant, and International Paper—Hammermill Division into the Pennsylvania State Implementation Plan.

EFFECTIVE DATE: June 10, 1996.

FOR FURTHER INFORMATION CONTACT: Cynthia H. Stahl (215) 597-9337 (or 215-597-2180, after May 20, 1996), or via e-mail, stahl.cynthia@epamail@epa.gov.

SUPPLEMENTARY INFORMATION: On April 9, 1996, EPA published approval of a State Implementation Plan (SIP) revision submitted by Pennsylvania (61 FR 15709) pertaining to reasonably available control technology (RACT) requirements for 21 individual Pennsylvania facilities. EPA approved this direct final rulemaking without prior proposal because the Agency viewed it as a noncontroversial amendment and anticipated no adverse comments. The final rule was published in the Federal Register with a provision for a 30 day comment period (61 FR 15709). At the same time, EPA announced that this final rule would convert to a proposed rule in the event that adverse comments were submitted to EPA within 30 days of publication of the rule in the Federal Register (61 FR 15744). The final rulemaking action would be withdrawn by publishing a

document announcing withdrawal of this action.

Notice of intent to adversely comment on the Pennsylvania Power—New Castle plant and International Paper—Hammermill Division RACT determinations was submitted to EPA within the prescribed comment period. In addition, Pennsylvania Department of Environmental Protection withdrew its request for EPA to approve the RACT determinations for five Texas Eastern facilities: Bectelsville, Grantville, Perulack/Leidy, Shermans Dale and Bernville, and the RACT determination for Metropolitan Edison—Portland Generating Station. Therefore, EPA is revising the April 9, 1996 proposed rulemaking action (61 FR 15744) and the final rulemaking action to indicate that no rulemaking action is being taken for the five Texas Eastern facilities and Metropolitan Edison—Portland because Pennsylvania no longer wants EPA to approve these RACT determinations into the Pennsylvania SIP. In addition, EPA received notice that New York State Department of Environmental Conservation intends to submit adverse comments on the Pennsylvania Power—New Castle and International Paper—Hammermill RACT determinations. Consequently, EPA is revising the April 9, 1996 final rulemaking action only as it pertains to Pennsylvania Power and International Paper so that no final rulemaking action is being taken on these two sources. Elsewhere in today's Federal Register, EPA is reopening the comment period until June 28, 1996 only as it pertains to the Pennsylvania Power—New Castle plant and the International Paper—Hammermill Division RACT determinations. All public comments received will be addressed in a subsequent rulemaking action based on the proposed rule.

Accordingly, EPA is revising 40 CFR 52.2020 (c)(103) to remove the five Texas Eastern facilities, Metropolitan Edison—Portland, Pennsylvania Power—New Castle and International Paper—Hammermill Division.

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Hydrocarbons, Incorporation by reference, Intergovernmental relations, Nitrogen Dioxide, Ozone, Reporting and recordkeeping requirements.

Dated: May 9, 1996.

Stanley Laskowski,

Acting Regional Administrator, Region III.

40 CFR part 52 is amended as follows: