

on the south by V-430, on the southeast by the 21.8-mile radius of the Williston VORTAC and on the west by the North Dakota/Montana state boundary.

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Issued in Des Plaines, Illinois on May 20, 1998.

**Maureen Woods,**

*Manager, Air Traffic Division.*

[FR Doc. 98-14756 Filed 6-2-98; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 71

[Airspace Docket No. 98-AGL-35]

#### Proposed Establishment of Class E Airspace; Slayton, MN

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** This notice proposes to establish Class E airspace at Slayton, MN. A Global Positioning System (GPS) Standard Instrument Approach Procedure (SIAP) to Runway (Rwy) 35 has been developed for Slayton Municipal Airport. Controlled airspace extending upward from 700 to 1200 feet above ground level (AGL) is needed to contain aircraft executing the approach. This action would create controlled airspace for Slayton Municipal Airport.

**DATES:** Comments must be received on or before July 20, 1998.

**ADDRESSES:** Send comments on the proposal in triplicate to: Federal Aviation Administration, Office of the Assistant Chief Counsel, AGL-7, Rules Docket No. 98-AGL-35, 2300 East Devon Avenue, Des Plaines, Illinois 60018.

The official docket may be examined in the Office of the Assistant Chief Counsel, Federal Aviation Administration, 2300 East Devon Avenue, Des Plaines, Illinois. An informal docket may also be examined during normal business hours at the Air Traffic Division, Airspace Branch, Federal Aviation Administration, 2300 East Devon Avenue, Des Plaines, Illinois.

**FOR FURTHER INFORMATION CONTACT:** Michelle M. Behm, Air Traffic Division, Airspace Branch, AGL-520, Federal Aviation Administration, 2300 East Devon Avenue, Des Plaines, Illinois 60018, telephone (847) 294-7568.

**SUPPLEMENTARY INFORMATION:**

#### Comments Invited

Interested parties are invited to participate in this proposed rulemaking by submitting such written data, views, or arguments as they may desire. Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in developing reasoned regulatory decisions on the proposal. Comments are specifically invited on the overall regulatory, aeronautical, economic, environmental, and energy-related aspects of the proposal. Communications should identify the airspace docket number and be submitted in triplicate to the address listed above. Commenters wishing the FAA to acknowledge receipt of their comments on this notice must submit with those comments a self-addressed, stamped postcard on which the following statement is made: "Comments to Airspace Docket No. 98-AGL-35." The postcard will be date/time stamped and returned to the commenter. All communications received on or before the specified closing date for comments will be considered before taking action on the proposed rule. The proposal contained in this notice may be changed in light of comments received. All comments submitted will be available for examination in the Rules Docket, FAA, Great Lakes Region, Office of the Assistant Chief Counsel, 2300 East Devon Avenue, Des Plaines, Illinois, both before and after the closing date for comments. A report summarizing each substantive public contact with FAA personnel concerned with this rulemaking will be filed in the docket.

#### Availability of NPRM's

Any person may obtain a copy of this Notice of Proposed Rulemaking (NPRM) by submitting a request to the Federal Aviation Administration, Office of Public Affairs, Attention: Public Inquiry Center, APR-230, 800 Independence Avenue, S.W., Washington, DC 20591, or by calling (202) 267-3484. Communications must identify the notice number of this NPRM. Persons interested in being placed on a mailing list for future NPRM's should also request a copy of Advisory Circular No. 11-2A, which describes the application procedure.

#### The Proposal

The FAA is considering an amendment to 14 CFR part 71 to establish Class E airspace at Slayton, MN, to accommodate aircraft executing the proposed GPS Rwy 35 SIAP at Slayton Municipal Airport by creating

controlled airspace for the airport. Controlled airspace extending upward from 700 to 1200 feet AGL is needed to contain aircraft executing the approaches. The area would be depicted on appropriate aeronautical charts. Class E airspace designations for airspace areas extending upward from 700 feet or more above the surface of the earth are published in paragraph 6005 of FAA Order 7400.9E dated September 10, 1997, and effective September 16, 1997, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designation listed in this document would be published subsequently in the Order.

The FAA has determined that this proposed regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. Therefore this, proposed regulation—(1) is not a "significant regulatory action" under Executive Order 12866; (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 proposed rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Federal Flexibility Act.

#### List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

#### The Proposed Amendment

Accordingly, pursuant to the authority delegated to me, the Federal Aviation Administration proposes to amend 14 CFR part 71 as follows:

#### PART 71—DESIGNATION OF CLASS A, CLASS B, CLASS C, CLASS D, AND CLASS E AIRSPACE AREAS; AIRWAYS; ROUTES; AND REPORTING POINTS

1. The authority citation for part 71 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959-1963 Comp., p. 389.

##### § 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9E, Airspace Designations and Reporting Points, dated September 10, 1997, and effective September 16, 1997, is amended as follows:

*Paragraph 6005 Class E airspace areas extending upward from 700 feet or more above the surface of the earth.*

\* \* \* \* \*

#### **AGL MN E5 Slayton, MN [New]**

Slayton Municipal Airport, MN  
(lat. 43°59'12"N, long. 95°46'57"W)

That airspace extending upward from 700 feet above the surface within a 6.3-mile radius of Slayton Municipal.

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Issued in Des Plaines, Illinois on May 20, 1998.

**Maureen Woods,**

*Manager, Air Traffic Division.*

[FR Doc. 98-14755 Filed 6-2-98; 8:45 am]

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## **DEPARTMENT OF HEALTH AND HUMAN SERVICES**

### **Food and Drug Administration**

**21 CFR Parts 70, 73, 74, 80, 81, 82, 101, 178, 201, and 701**

[Docket Nos. 79N-0043 and 92N-0334]

#### **Permanent Listing of Color Additive Lakes; Additions to the Administrative Record; Reopening of Comment Period**

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Proposed rule; reopening of comment period.

**SUMMARY:** The Food and Drug Administration (FDA) is announcing the availability of certain documents that are being added to the administrative record for the agency's proposal to permanently list certain color additive lakes as suitable and safe for use in foods, drugs, and cosmetics. The proposal was published in the **Federal Register** of March 4, 1996 (61 FR 8372). The documents being added to the administrative record pertain to a modified in situ manufacturing process for D&C Red No. 34 lakes. FDA is also reopening the comment period for this proposal until July 6, 1998, for the sole purpose of providing an opportunity for public comment on these documents.

**DATES:** Written comments by July 6, 1998.

**ADDRESSES:** Submit written comments and requests for single copies of the documents added to the administrative record and comments to the Dockets Management Branch (HFA-305), Food and Drug Administration, 12420 Parklawn Dr., rm. 1-23, Rockville, MD 20857.

**FOR FURTHER INFORMATION CONTACT:** Julie N. Barrows, Center for Food Safety and

Applied Nutrition (HFS-105), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-205-4662.

**SUPPLEMENTARY INFORMATION:** In the **Federal Register** of March 4, 1996 (61 FR 8372), FDA published a proposal to permanently list certain color additive lakes as suitable and safe for use in foods, drugs, and cosmetics. The agency proposed this action in response to the requirements of section 721(b) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 379e(b)) and the transitional provisions of the Color Additive Amendments of 1960. Among other things, the agency proposed to require the preparation of lakes, including lakes that are currently prepared in situ, from previously certified batches of straight color. Lakes currently prepared in situ are lakes of D&C Red Nos. 6, 7, 31 and 34. In the proposal, the agency tentatively concluded that the lack of adequate analytical methods to determine levels of intermediates and other impurities in lakes prepared from uncertified batches of straight color precludes the agency from prescribing conditions of safe use for such lakes, including lakes prepared in situ.

Interested persons were initially given until June 3, 1996, to comment on the proposal. In the **Federal Register** of June 5, 1996 (61 FR 28525), the comment period was extended to August 3, 1996.

FDA is announcing that it has received a letter from a color additive manufacturer, Sun Chemical Corp., concerning the results of a modified in situ manufacturing process for D&C Red No. 34 lakes. (D&C Red No. 34 is the calcium salt of 3-hydroxy-4-[(1-sulfo-2-naphthalenyl)azo]-2-naphthalenecarboxylic acid.) The letter, accompanied by samples, provided information on the total color and levels of intermediates in the isolated and purified sodium salt of 3-hydroxy-4-[(1-sulfo-2-naphthalenyl)azo]-2-naphthalenecarboxylic acid and in the calcium lake prepared from this sodium salt. FDA has analyzed the samples provided with the letter from Sun Chemical Corp. and has confirmed the results in the letter. The following documents have been added to the administrative record for the proposal: The letter from Sun Chemical Corp.; a memorandum summarizing the agency's analytical results for the samples received with the letter; two memoranda summarizing telephone conversations between FDA and Sun Chemical Corp. regarding the modified in situ manufacturing process for D&C Red No. 34; and a memorandum summarizing a telephone conversation between FDA and Kingfisher Colours, Ltd., in which

FDA sought information on the same subject.

FDA is reopening the comment period for 30 days to allow interested persons the opportunity to comment specifically on issues raised by the documents being added to the record. Only comments pertaining to such issues will be considered. This action will not delay the issuance of a final rule.

Interested persons may, on or before July 6, 1998 submit to the Dockets Management Branch (address above) written comments regarding these document. Two copies of any comments are to be submitted, except that individuals may submit one copy. Comments are to be identified with Docket No. 79N-0043. Send a self-addressed adhesive label to assist in processing your requests. Received comments may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

Dated: May 28, 1998.

**William K. Hubbard,**

*Associate Commissioner for Policy Coordination.*

[FR Doc. 98-14719 Filed 6-2-98; 8:45 am]

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## **DEPARTMENT OF TRANSPORTATION**

### **Coast Guard**

**33 CFR Part 117**

[CGD09-98-003]

RIN-2115-AE47

#### **Drawbridge Operation Regulations; Sheboygan River, WI**

**AGENCY:** Coast Guard, DOT.

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** At the request of the City of Sheboygan, WI, the Coast Guard proposes to revise the operating hours of the Eighth Street bridge at mile 0.69 over the Sheboygan River in Sheboygan, WI. The proposed changes would restrict bridge openings for vessel traffic during peak vehicular traffic hours. Additionally, this proposal would establish a permanent winter operating schedule for the bridge.

**DATES:** Comments must be received on or before August 3, 1998.

**ADDRESSES:** Comments may be mailed or delivered to: Commander (obr), Ninth Coast Guard District, 1240 East Ninth Street, Room 2019, Cleveland, OH 44199-2060 between 6:30 a.m. and 3:00 p.m., Monday through Friday, except federal holidays.

**FOR FURTHER INFORMATION CONTACT:**