RULES AND REGULATIONS

PART 546—TETRACYCLINE ANTIBIOTIC DRUGS FOR ANIMAL USE

Chlortetracycline Boluses

The Commissioner of Food and Drugs has evaluated a supplemental new animal drug application (66-077V) filed by Philip's House, Inc., 2621 North Belt Highway, St. Joseph, MO 64502, proposing safe and effective use of chlortetracycline boluses for treatment of bacterial enteritis and pneumonia in calves. The supplemental application is approved, effective December 7, 1973.

The Commissioner is amending Part 546 to reflect this approval.

In accordance with § 541.11(c)(2)(ii) (21 CFR 541.11(c)(2)(ii)) of the animal drug regulations, a summary of the safety and effectiveness of data and information submitted to support the approval of this application is released publicly. The summary is available for public examination at the office of the Hearing Clerk, Rm. 4-05, 500 Flinders Lane, Rockville, MD 20852, Monday through Friday from 9 a.m. to 4 p.m., except on Federal legal holidays.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 512)(1), 21 Stat. 457 (21 U.S.C. 360b(1)) and under authority delegated to the Commissioner (21 CFR 3.120), Parts 529 and 556 are amended as follows:

1. In Part 529, by adding new § 529.565 to read as follows:

§ 529.565 Cephalin sodium for intramammary infusion.

(a) Specifications. Each 50-milliliter dose contains 200 milligrams of cephalin sodium activity in a peanut-oil gel.

(b) Sponsor. See No. 000015 in § 510.-600(c) of this chapter.

(c) Related tolerances. See § 556.115 of this chapter.

(d) Conditions of use. (1) The drug is used for the treatment of lactating cows having bovine mastitis caused by susceptible strains of Staphylococcus aureus and Streptococcus agalactiae.

(2) Administer one dose into each infected quarter immediately after the quarter has been completely milked out. Do not milk out for 12 hours. Repeat every 12 hours. If treatment is not completed within 24 hours, a second treatment may be given. Consult your veterinarian.

(3) Milk that has been taken from animals during treatment and for 48 hours after the last treatment must not be used for food. Treated animals must not be slaughtered for food until 4 days after the last treatment.

2. In Part 556, by adding a new § 556.-115 to read as follows:

§ 556.115 Cephalin.

A tolerance of 0.02 parts per million (ppm) is established for residues of cephalin in the milk and 0.1 ppm in the uncooked edible tissues of dairy cattle.

Effective date. This regulation shall be effective December 10, 1975.


C. D. VAN HOEWISLING, Director, Bureau of Veterinary Medicine.

[PR Doc.75-33154 Filed 12-6-75; 8:45 am]

PART 546—TETRACYCLINE ANTIBIOTIC DRUGS FOR ANIMAL USE

Chlortetracycline Boluses

The Commissioner of Food and Drugs has evaluated a supplemental new animal drug application (66-077V) filed by Philip's House, Inc., 2621 North Belt Highway, St. Joseph, MO 64502, proposing safe and effective use of chlortetracycline boluses for treatment of bacterial enteritis and pneumonia in calves. The supplemental application is approved, effective December 7, 1973.

The Commissioner is amending Part 546 to reflect this approval.

In accordance with § 541.11(c)(2)(ii) (21 CFR 541.11(c)(2)(ii)) of the animal drug regulations, a summary of the safety and effectiveness of data and information submitted to support the approval of this application is released publicly. The summary is available for public examination at the office of the Hearing Clerk, Rm. 4-05, 500 Flinders Lane, Rockville, MD 20852, Monday through Friday from 9 a.m. to 4 p.m., except on Federal legal holidays.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 512)(1), 21 Stat. 457 (21 U.S.C. 360b(1)) and under authority delegated to the Commissioner (21 CFR 3.120), Parts 529 and 556 are amended as follows:

1. In Part 529, by adding new § 529.565 to read as follows:

§ 529.565 Cephalin sodium for intramammary infusion.

(a) Specifications. Each 10-milliliter dose contains 200 milligrams of cephalin sodium activity in a peanut-oil gel.

(b) Sponsor. See No. 000015 in § 510.-600(c) of this chapter.

(c) Related tolerances. See § 556.115 of this chapter.

(d) Conditions of use. (1) The drug is used for the treatment of lactating cows having bovine mastitis caused by susceptible strains of Staphylococcus aureus and Streptococcus agalactiae.

(2) Administer one dose into each infected quarter immediately after the quarter has been completely milked out. Do not milk out for 12 hours. Repeat every 12 hours. If treatment is not completed within 48 hours after treatment, consult your veterinarian.

(3) Milk that has been taken from animals during treatment and for 48 hours after the last treatment must not be used for food. Treated animals must not be slaughtered for food until 4 days after the last treatment.

2. In Part 556, by adding a new § 556.-115 to read as follows:

§ 556.115 Cephalin.

A tolerance of 0.02 parts per million (ppm) is established for residues of cephalin in the milk and 0.1 ppm in the uncooked edible tissues of dairy cattle.

Effective date. This regulation shall be effective December 10, 1975.


C. D. VAN HOEWISLING, Director, Bureau of Veterinary Medicine.

[PR Doc.75-33154 Filed 12-6-75; 8:45 am]
The State has offered adequate assurance that appropriate funding will be sought on a continuing basis “to make not only basic but also advanced and refresher training available to the State’s employees. A certain technical training will be obtained from various courses offered by the Occupational Safety and Health Administration’s Training Institute and by the National Instructional Systems on Occupational Safety and Health. Adequate funding for the travel of the State’s compliance officers to the various training sites is provided in the proposed grant.

3. Recordkeeping and reporting. The Bureau of Labor Statistics (BLS) in its comments objected to the lack of assurances that the State would seek prior approval for any additional employer recordkeeping and reporting required by the State, that the State would amend its recordkeeping and reporting requirements to reflect any changes in 29 CFR Part 1904, and that the State would require public employers to meet the same recordkeeping and reporting requirements as the private sector.

The State of New Mexico, in its letter of November 4, 1975, provided all assurances as indicated above.

3. Decision. After careful consideration of the New Mexico plan, the plan is hereby approved under section 10 of the Act and 29 CFR Part 1902.

The plan incorporates requirements of the Act and implementing regulations applicable to State plans generally. It also incorporates our intention as to continued Federal enforcement of Federal standards in areas covered by the plan and the State’s developmental schedule as set out below.

Pursuant to 1902.20(b) (1) (iii), the present level of Federal enforcement will not be diminished until the State has been determined to be operational under the meaning of 29 CFR 1954.3. Thereafter, Federal enforcement activity will continue to be exercised to the degree necessary to assure occupational safety and health to employees in the State of New Mexico.

The New Mexico plan is developmental. The following are the highlights of the schedule of developmental steps provided by the plan:

(a) Development of a complete and operating management information and control system by January 1, 1976.
(b) Submittal of the State’s occupational safety and health plan for approval by January 31, 1976.
(c) Submittal of the State’s occupational safety and health plan for approval by January 31, 1976.
(d) Development of a complete and operating management information and control system by January 1, 1976.
(e) Amendments to basic legislation to become effective by July 1, 1977.
(f) Public employee program to become operational by July 1, 1977.

Pursuant to section 18 of the Occupational Safety and Health Act (29 U.S.C. 677), Part 1952 is hereby amended by adding a new Subpart DD as follows:

Sec. 1952.360 Description of the plan.
1952.360 Where the plan may be found.
1952.361 Level of Federal enforcement.
1952.363 Development schedule.


Subpart DD—New Mexico

1952.360 Description of the plan.
1952.361 Where the plan may be found.
1952.362 Level of Federal enforcement.
1952.363 Development schedule.


Subpart DD—New Mexico

1952.360 Description of the plan.
1952.361 Where the plan may be found.
1952.362 Level of Federal enforcement.
1952.363 Development schedule.

RULES AND REGULATIONS

(c) Promulgation of Rules of Procedure for administrative review by the New Mexico Occupational Health and Safety Review Commission by January 1, 1976.

(d) Enforcement program to achieve operational status by December 1, 1976.

(e) Amendments to basic legislation to become effective by July 1, 1977.

(f) Public employee program to become operational by July 1, 1977.

Signed at Washington, D.C., this 4th day of December, 1975.

Morton Corn, Assistant Secretary of Labor.

[FR Doc.75-33245 Filed 12-9-75; 8:45 am]

CHAPTER XXVI—PENSION BENEFIT GUARANTY CORPORATION

PART 2602—DECLARATION AND PAYMENT OF PREMIUMS

Clariifications

On September 17, 1975, the Pension Benefit Guaranty Corporation (hereinafter "the PBGC") published in the Federal Register (40 FR 2876) a revision of Part 2602, Chapter XXVI, of Title 29, Code of Federal Regulations, which imposed the premiums to be paid for basic benefits guaranteed under § 4022 (a) of the Employee Retirement Income Security Act of 1974 (hereinafter "the ERISA"), for the years beginning on or after September 2, 1975, and which prescribed a new premium payment declaration form (Form PBGC-1 (Rev. Aug. 1975)). Subsequently, a number of comments and questions were received by the PBGC which indicated the need to adopt certain technical amendments to this regulation. It, therefore, has been revised, as set forth, below, to clarify the obligations imposed thereunder.

This regulation has been modified in a number of respects. Section 2602.2 has been revised to clarify the definition of participant and premium payment purpose. This definition incorporates within the regulation itself the definition of participant previously contained in the preamble to the regulation adopted on September 17, 1975, as well as previously stated interpretations of the term.

Section 2602.3 has been modified so as to specify in one place the filing requirements previously imposed separately by the regulations adopted by the PBGC on September 17, 1974 (39 FR 33357) and the form of this regulation as adopted by the PBGC on September 17, 1975. Section 2602.3 also has been revised to specifically reserve to the PBGC the right to reject incomplete filings.

Section 2602.7 has been amended to take into account the recent decrease by the Internal Revenue Service (herein "the IRS") of the interest rate generally imposed under the Internal Revenue Code (herein "the Code"). Section 4021 (a) of the Act provides that the interest imposed for a failure to pay premiums when due is that imposed by the IRS under section 6601(a) of the Code.

Effective February 1, 1976, therefore, the interest imposed by § 2602.7 of this regulation will be at the rate of 1 percent per annum. Section 2602.7 has been amended to provide that PBGC bills for interest will be deemed paid in full if paid no later than 30 days after the billing date.

Section 2602.9 of this regulation has been changed to permit the PBGC, on its own motion, to waive the imposition of late payment charges. Among other things, this change will permit the PBGC to treat late payment charges billed by the PBGC as paid in full if paid no later than 30 days after the billing date.

Finally, new §§ 2602.10 and 2602.11 have been added to clarify the date on which a premium filing will be considered to have been submitted. The three day time period for determining the mailing date of mail not postmarked is not extended to provide for the public. With respect to the requirements for filing the premium declaration form and the payment of premiums. Accordingly, the PBGC has determined that good cause exists for making this regulation effective less than 30 days after publication.

In consideration of the foregoing, Part 2602, Chapter XXVI of Title 29, Code of Federal Regulations, is revised (deletions are bracketed and additions are indicated by arrows) as set forth, below, effective December 10, 1975.

Sec. 2602.1 Purpose and scope.

Sec. 2602.2 Definitions.

Sec. 2602.3 Filing requirement.

Sec. 2602.4 Coverage for guaranteed basic benefits.

Sec. 2602.5 Premium rate.

Sec. 2602.6 Forms.

Sec. 2602.7 Late payment interest charges.

Sec. 2602.8 Late payment penalty charges.

Sec. 2602.9 Waivers.

Sec. 2602.10 Date of filing.

Sec. 2602.11 Computation of time.

[Authority: Sec. 4002, 4006, 4007, 88 Stat. 1061, 1010, 1013, (29 U.S.C. 1302, 1306, 1307)]

§ 2602.1 Purpose and scope.

(a) The purpose of this part is to impose the premiums applicable to plans years in progress on an ad hoc basis on or after September 2, 1975.

(b) This part applies to all covered plans, as provided by section 4021 of the

§ 2602.2 Definitions.

As used in this part:


"Participant" means the individual defined as such under the terms of the