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Jean A. Webb,

Secretary of the Commission.

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RAILROAD RETIREMENT BOARD

20 CFR Part 375

RIN 3220-AB36

Plan of Operation During a National Emergency

AGENCY: Railroad Retirement Board.

ACTION: Final rule.

SUMMARY: The Railroad Retirement Board (Board) hereby amends its regulations to update its emergency procedures in light of recent internal reorganizations. This would allow the Board to more effectively continue service and handle payments to civilian employees and their dependents in the event of a national emergency.

EFFECTIVE DATE: November 26, 1999.

FOR FURTHER INFORMATION CONTACT:

Thomas W. Sadler, Senior Attorney, Railroad Retirement Board, 844 North Rush Street, Chicago, Illinois 60611, (312) 751-4513, TDD (312) 751-4701.

SUPPLEMENTARY INFORMATION: Part 375 of the regulations of the Board provides for operations of the Board during emergencies. This rulemaking amends part 375 to refer to procedures of the Office of Personnel Management regarding advances, evacuation payments, and allowances for civilian employees in time of national emergency. Also, the rulemaking would update references to offices in the Board to reflect recent reorganizations.

On August 17, 1999, the Board published this rule as a proposed rule (64 FR 44670), inviting comments on or before October 18, 1999. No comments were received.

The Board, with the concurrence of the Office of Management and Budget, has determined that this is not a significant regulatory action for purposes of Executive Order 12866. Therefore, no regulatory analysis is required. There are no information collections associated with this rule.

List of Subjects in 20 CFR Part 375

Civil defense, Railroad retirement, Railroad unemployment insurance.

For the reasons set out in the preamble, title 20, chapter II of the Code of Federal Regulations is amended as follows:

PART 375—PLAN OF OPERATION DURING A NATIONAL EMERGENCY

1. The authority citation for part 375 is revised to read as follows:

Authority: 45 U.S.C. 231f(b)(5), 362(l).

2. In § 375.1, paragraph (a) is revised, and a new paragraph (c) is added to read as follows:

§ 375.1 Purpose.

(a) The Railroad Retirement Board has adopted a plan to provide basic organization and methods of operation which may be needed to continue uninterrupted service during a period of national emergency as defined in § 375.2.

* * * * *

(c) For purposes of Government-wide uniformity, the procedures of the Board regarding payments during evacuation to employees and their dependents shall conform to those contained in subpart D of part 550 of the regulations of the Office of Personnel Management pertaining to "Payments During Evacuation" (5 CFR part 550, subpart D).

§ 375.2 [Amended]

3. Section 375.2 is amended by removing "chairman" and adding in its place "Chair" and by adding "or her" after "his" in two places.

4. In § 375.5, revise paragraphs (a), (b) introductory text, (b)(1) and (b)(2) to read as follows, and amend paragraph (b)(3) by removing "Chairman" and adding in its place "Chair," by removing "bureau" wherever it appears and adding "office" in its place, and by adding "or her" after "his" wherever it appears:

§ 375.5 Organization and functions of the Board, delegations of authority, and lines of succession.

(a) During a national emergency, as defined in § 375.2, the respective functions and responsibilities of the Board shall be, to the extent possible, as set forth in the U.S. Government Manual, which is published annually by the Office of the Federal Register, and is available on the Internet at <http://www.nara.gov/fedreg/>, under *Other Publications*.

(b) The following delegation of authority is made to provide continuity in the event of a national emergency:

(1) The Chair of the Board shall act with full administrative authority for the Board.

(2) In the absence or incapacity of the Chair, the authority of the Chair to act shall pass to the available successor highest on the following list: Labor Member of the Board

Management Member of the Board
Director of Administration
Director of Programs
General Counsel
Chief Information Officer
Director of Supply and Service
Regional Directors in order of length of Board service.

* * * * *

5.-6. Paragraphs(a), (b)(1), (b)(2) introductory text, and (c)(1) of § 375.6 are revised to read as follows:

§ 375.6 Personnel, fiscal, and service functions.

(a) *Personnel*. In a national emergency as defined in § 375.2, when it is no longer possible for a regional director to communicate with the Chair or his or her successor as set forth in § 375.5, complete responsibility and authority for administration of the personnel function are delegated to such regional director for his or her respective geographic area.

(b) *Fiscal*. (1) In a national emergency, as defined in § 375.2, the Chair of the Board or his or her successor, as set forth in § 375.5, shall designate an individual to assume the responsibilities of the Chief Financial Officer in the event that he or she is unable to assume those responsibilities.

(2) In a national emergency, incumbents of the following positions are hereby authorized to appoint emergency certifying officers:

Director of Administration
Director of Programs
Chief Financial Officer
Regional Directors.

* * * * *

(c) *Supply and service*. (1) In a national emergency, as defined in § 375.2, complete responsibility and authority for the procurement of needed supplies, equipment, space, communications, transportation, and repair services, are delegated to each regional director for his or her geographic area.

* * * * *

§ 375.7 [Amended]

7. Section 375.7 is amended as follows:

(a) In paragraph (a)(2), by removing "Director of Retirement Claims" and adding in its place "Director of Programs".

(b) In paragraph (b)(1)(ii), by removing "such as claim file folders or magnetic tape master records".

(c) In paragraph (b)(1)(vi), by removing "and in the regions" and "or if those offices become inoperative".

(d) In paragraph (b)(2), by removing "Director of Unemployment and

Sickness Insurance" and adding in its place "Director of Programs".

(e) Paragraph (c) is removed.

8. Section 375.8 is revised to read as follows:

§ 375.8 Regulations for employers.

(a) In a national emergency, as described in § 375.2, employers shall continue to follow, to the greatest extent possible, the requirements pertaining to employers in subchapters A, B, and C of this chapter.

(b) Where a national emergency, as described in § 375.2, prevents an employer from following any requirement imposed by paragraph (a) of this section, the employer shall comply with such requirement as soon as possible after the cessation of the national emergency.

(c) In a national emergency, as defined in § 375.2, all communications by employers shall be directed as set forth in § 375.4.

Dated: November 18, 1999.

By Authority of the Board.

Beatrice Ezerski,

Secretary to the Board.

[FR Doc. 99-30792 Filed 11-24-99; 8:45 am]

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 520

Oral Dosage Form New Animal Drugs; Lincomycin Soluble Powder

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 an abbreviated new animal drug application (ANADA) filed by Alpharma Inc. The ANADA provides for use of lincomycin hydrochloride soluble powder to make medicated drinking water for swine for the treatment of dysentery (bloody scours) and for broiler chickens for the control of necrotic enteritis.

EFFECTIVE DATE: November 26, 1999.

FOR FURTHER INFORMATION CONTACT: Lonnie W. Luther, Center for Veterinary Medicine (HFV-102), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 301-827-0209.

SUPPLEMENTARY INFORMATION: Alpharma Inc., One Executive Dr., P.O. Box 1399, Fort Lee, NJ 07024, filed ANADA 200-

233 that provides for use of Linco Soluble (lincomycin hydrochloride soluble powder) to make medicated drinking water for swine for the treatment of dysentery (bloody scours) and for broiler chickens for the control of necrotic enteritis caused by *Clostridium perfringens* susceptible to lincomycin.

The ANADA is approved as a generic copy of Pharmacia & Upjohn's NADA 111-636 Lincomix® Soluble Powder. ANADA 200-233 is approved as of September 22, 1999, and 21 CFR 520.1263c(b) is amended to reflect the approval. The basis of approval is discussed in the freedom of information summary.

In accordance with the freedom of information provisions of 21 CFR part 20 and 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, 5630 Fishers Lane, rm. 1061, Rockville, MD 20852, between 9 a.m. and 4 p.m., Monday through Friday.

The agency has determined under 21 CFR 25.33(a)(1) 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.

This rule does not meet the definition of "rule" in 5 U.S.C. 804(3)(A) because it is a rule of "particular applicability." Therefore, it is not subject to the congressional review requirements in 5 U.S.C. 801-808.

List of Subjects in 21 CFR Part 520

Animal drugs.

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 520 is amended as follows:

PART 520—ORAL DOSAGE FORM NEW ANIMAL DRUGS

1. The authority citation for 21 CFR part 520 continues to read as follows:
Authority: 21 U.S.C. 360b.

§ 520.1263c [Amended]

2. Section 520.1263c *Lincomycin hydrochloride soluble powder* is amended in paragraph (b) by adding at the end the sentence "Approval for use of 40-gram packet to No. 046573 in § 510.600(c) of this chapter".

Dated: November 10, 1999.

Stephen F. Sundlof,

Director, Center for Veterinary Medicine.

[FR Doc. 99-30701 Filed 11-24-99; 8:45 am]

BILLING CODE 4160-01-F

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 520

Oral Dosage Form New Animal Drugs; Sulfamethazine Tablets

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 Lloyd, Inc. The NADA provides for oral use of sulfamethazine tablets for beef cattle and nonlactating dairy cattle to treat diseases caused by sulfamethazine sensitive organisms.

EFFECTIVE DATE: November 26, 1999.

FOR FURTHER INFORMATION CONTACT: Dianne T. McRae, Center for Veterinary Medicine (HFV-102), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 301-827-0212.

SUPPLEMENTARY INFORMATION: Lloyd, Inc., P.O. Box 86, 604 West Thomas Ave., Shenandoah, IA 51601, filed NADA 140-908 that provides for oral use of Veta-Meth (sulfamethazine) tablets for beef cattle and nonlactating dairy cattle to treat diseases caused by sulfamethazine sensitive organisms such as bacterial pneumonia and bovine respiratory disease complex (shipping fever complex) (*Pasteurella* spp.), colibacillosis (bacterial scours) (*Escherichia coli*), necrotic pododermatitis (foot rot) (*Fusobacterium necrophorum*), calf diphtheria (*F. necrophorum*), acute mastitis (*Streptococcus* spp.), acute metritis (*Streptococcus* spp.), coccidiosis (*Eimeria bovis*, *E. zurnii*).

The NADA is approved as of September 16, 1999, and the regulations are amended in § 520.2260a(a)(1) (21 CFR 520.2260a(a)(1)) to reflect the approval. The basis for approval is discussed in the freedom of information summary.

In addition, the regulation currently contains a paragraph reflecting that approval of NADA's were based on National Academy of Sciences/National Research Council (NAS/NRC) Drug Efficacy Study Implementation