

achieve its intended technical effect, and therefore, (3) the regulations in § 178.3910 should be amended as set forth below.

In accordance with § 171.1(h) (21 CFR 171.1(h)), the petition and the documents that FDA considered and relied upon in reaching its decision to approve the petition are available for inspection at the Center for Food Safety and Applied Nutrition by appointment with the information contact person listed above. As provided in § 171.1(h), the agency will delete from the documents any materials that are not available for public disclosure before making the documents available for inspection.

The agency has carefully considered the potential environmental effects of this action. FDA has concluded that the action will not have a significant impact on human environment, and that an environmental impact statement is not required. The agency's finding of no significant impact and the evidence supporting that finding, contained in an environmental assessment, may be seen in the Dockets Management Branch (address above) between 9 a.m. and 4 p.m., Monday through Friday.

This final rule contains no collection of information. Therefore, clearance by the Office of Management and Budget

under the provisions of the Paperwork Reduction Act of 1995 is not required.

Any person who will be adversely affected by this regulation may at any time on or before September 29, 1999, file with the Dockets Management Branch (address above) written objections thereto. Each objection shall be separately numbered, and each numbered objection shall specify with particularity the provisions of the regulation to which objection is made and the grounds for the objection. Each numbered objection on which a hearing is requested shall specifically so state. Failure to request a hearing for any particular objection shall constitute a waiver of the right to a hearing on that objection. Each numbered objection for which a hearing is requested shall include a detailed description and analysis of the specific factual information intended to be presented in support of the objection in the event that a hearing is held. Failure to include such a description and analysis for any particular objection shall constitute a waiver of the right to a hearing on the objection. Three copies of all documents shall be submitted and shall be identified with the docket number found in brackets in the heading of this document. Any objections received in

response to the regulation may be seen in the Dockets Management Branch between 9 a.m. and 4 p.m., Monday through Friday.

List of Subjects in 21 CFR Part 178

Food additives, Food packaging.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to the Director, Center for Food Safety and Applied Nutrition, 21 CFR part 178 is amended as follows:

PART 178—INDIRECT FOOD ADDITIVES: ADJUVANTS, PRODUCTION AIDS, AND SANITIZERS

The authority citation for 21 CFR part 178 continues to read as follows:

Authority: 21 U.S.C. 321, 342, 348, 379e.

2. Section 178.3910 is amended in the table in paragraph (a)(2) by alphabetically adding an entry under the headings "List of substances" and "Limitations" to read as follows:

§ 178.3910 Surface lubricants used in the manufacture of metallic articles.

*	*	*	*	*
(a)	*	*	*	
(2)	*	*	*	

List of substances			Limitations		
*	*	*	*	*	*
Isopropyl laurate (CAS Reg. No. 10233-13-3).			For use at a level not to exceed 10 percent by weight of the finished lubricant formulation.		
*	*	*	*	*	*

* * * * *

Dated: August 20, 1999.

L. Robert Lake,
Director, Office of Policy, Planning and Strategic Initiatives, Center for Food Safety and Applied Nutrition.
[FR Doc. 99-22476 Filed 8-27-99; 8:45 am]

BILLING CODE 4160-01-F

DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

Federal Highway Administration

23 CFR Part 1225

[Docket No. NHTSA-99-5873]

RIN 2127-AH39

Operation of Motor Vehicles by Intoxicated Persons; Correction of Effective Date Under Congressional Review Act (CRA)

AGENCY: National Highway Traffic Safety Administration (NHTSA) and Federal Highway Administration (FHWA), Department of Transportation (DOT).

ACTION: Final rule; correction of effective date under the CRA.

SUMMARY: On Thursday, July 1, 1999, NHTSA published a final rule which adopted as final, with procedural changes, the interim rule concerning a new program established by the Transportation Equity Act for the 21st Century (TEA-21), published on September 3, 1998. This document corrects the effective date of the final rule published on July 1, 1999, to be consistent with the Congressional Review Act (CRA), enacted as part of the Small Business Regulatory Enforcement Fairness Act of 1996, 5 U.S.C. 801, 808.

DATES: *Effective Date:* August 30, 1999.

FOR FURTHER INFORMATION CONTACT: In NHTSA: Ms. Marlene Markison, Office of State and Community Services, NSC-01, telephone (202) 366-2121; or Ms.

Heidi L. Coleman, Office of Chief Counsel, NCC-30, telephone (202) 366-1834.

In FHWA: Byron Dover, Office of Highway Safety Infrastructure, HMHS-1, telephone (202) 366-2161; or Mr. Raymond W. Cuprill, HCC-20, telephone (202) 366-0834.

SUPPLEMENTARY INFORMATION:

Background

The CRA, as added by the Small Business Regulatory Enforcement Fairness Act of 1996, generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States.

The effective date of the final rule on Operation of Motor Vehicles by Intoxicated Persons, published at 64 FR 35568, is corrected from July 1, 1999 to August 30, 1999 in order to comply with the CRA.

Administrative Procedure Act

The Administrative Procedure Act provides that an agency may dispense with prior notice and opportunity for comment when the agency for good cause finds that such procedures are impracticable, unnecessary or contrary to the public interest, 5 U.S.C. 553(b)(3)(B). NHTSA has determined that prior notice and comment are unnecessary, because NHTSA is merely correcting the effective date of the promulgated rule to be consistent with the congressional review requirements of the CRA as a matter of law and has no discretion in this matter. Thus, notice and public procedure are unnecessary. The agency finds that this constitutes good cause under 5 U.S.C. 553(b)(3)(B).

Issued on: August 25, 1999.

Adele Derby,

Associate Administrator, State and Community Services, National Highway Traffic Safety Administration.

Karen E. Skelton,

Chief Counsel, Federal Highway Administration.

[FR Doc. 99-22472 Filed 8-27-99; 8:45 am]

BILLING CODE 4910-59-P

ACTION: Final rule.

SUMMARY: This document amends the Department of Veterans Affairs (VA) regulations regarding delegations of authority for determining and reconsidering claims under the Federal Tort Claims Act. We believe these amendments will facilitate the processing of claims. This document also makes miscellaneous nonsubstantive changes to various regulatory provisions by revising or adding authority citations, updating titles of positions and VA subunits, correcting typographical errors, and making other nonsubstantive changes for the purpose of clarification.

DATES: Effective Date: August 30, 1999.

FOR FURTHER INFORMATION CONTACT: E. Douglas Bradshaw, Jr., Assistant General Counsel (021), Department of Veterans Affairs, 810 Vermont Ave., NW, Washington, DC 20420, (202) 273-6481.

SUPPLEMENTARY INFORMATION:

Administrative Procedure Act

This final rule consists of delegations of authority and nonsubstantive changes. Accordingly, it is exempt from the notice-and-comment and delayed effective date provisions of 5 U.S.C. 553.

Regulatory Flexibility Act

The Secretary of Veterans Affairs hereby certifies 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. The final rule consists of delegations of authority and nonsubstantive changes that will not have an economic effect on entities. Accordingly, pursuant to 5 U.S.C. 605(b), this rule is exempt from the initial and final regulatory flexibility analyses requirements of sections 603 and 604.

There are no Catalog of Federal Domestic Assistance numbers associated with this rule.

List of Subjects

38 CFR Part 2

Authority delegations (Government agencies).

38 CFR Part 14

Administrative practice and procedure, Claims, Government employees, Lawyers, Legal services, Organization and functions (Government agencies).

Approved: August 11, 1999.

Togo D. West, Jr.,

Secretary of Veterans Affairs.

For the reasons stated above, 38 CFR parts 2 and 14 are amended as set forth below:

PART 2—DELEGATIONS OF AUTHORITY

1. The authority citation for part 2 is revised to read as follows:

Authority: 5 U.S.C. 302, 552a; 38 U.S.C. 501, 512, 515, 1729, 1729A, 5711; 44 U.S.C. 3702, unless otherwise noted.

2. Sections 2.1 and 2.2 are redesignated as §§ 2.2 and 2.3, respectively; and a new § 2.1 is added to read as follows:

§ 2.1 General provisions.

In addition to the delegations of authority in this part, numerous delegations of authority are set forth throughout this title.

(Authority: 38 U.S.C. 512)

3. Section 2.6 is amended as follows:

a. The introductory text of paragraph (a) is amended by removing "Chief Medical Director" and adding, in its place, "Under Secretary for Health";

b. The heading for paragraph (a), and paragraphs (a)(1), (a)(3), and (a)(7), are amended by removing "Veterans Health Services and Research Administration" and adding, in its place, "Veterans Health Administration";

c. Paragraphs (a)(3) and (a)(7) are amended by removing "Deputy Chief Medical Director" and adding, in its place, "Deputy Under Secretary for Health";

d. Paragraph (e)(1) is removed and reserved; and

e. The authority citation following paragraph (g) is revised to read as follows:

§ 2.6 Secretary's delegations of authority to certain officials (38 U.S.C. 512).

* * * * *

(Authority: 5 U.S.C. 552a)

PART 14—LEGAL SERVICES, GENERAL COUNSEL, AND MISCELLANEOUS CLAIMS

4. The heading for part 14 is revised to read as set forth above.

5. The authority citation for part 14 is revised to read as follows:

Authority: 5 U.S.C. 301; 28 U.S.C. 2671-2680; 38 U.S.C. 501(a), 512, 515, 5502, 5902-5905; 28 CFR part 14, appendix to part 14, unless otherwise noted.

6. Section 14.600 is revised to read as follows:

DEPARTMENT OF VETERANS AFFAIRS

38 CFR Parts 2 and 14

RIN 2900-AJ31

Delegations of Authority; Tort Claims

AGENCY: Department of Veterans Affairs.