

(23) Lidocaine. Products containing more than 5.0 mg of lidocaine in a single package (i.e., retail unit) shall be packaged in accordance with the provisions of § 1700.15(a) and (b).

(24) Dibucaine. Products containing more than 0.5 mg of dibucaine in a single package (i.e., retail unit) shall be packaged in accordance with the provisions of § 1700.15(a) and (b).

Dated: April 3, 1995.

**Sadye E. Dunn,**

*Secretary, Consumer Product Safety Commission.*

### Appendix 1—List of References

(This Appendix will not be printed in the Code of Federal Regulations.)

1. Memorandum from CPSC's Directorate for Health Sciences, dated June 21, 1990 (toxicity).
2. Memorandum from CPSC's Directorate for Health Sciences, dated July 24, 1989 (technical feasibility, practicability, and appropriateness).
3. Memorandum from CPSC's Directorate for Economic Analysis, dated December 10, 1991 (a. economic information; b. regulatory flexibility analysis; and c. environmental assessment).
4. Death and injury data:
  - a. CPSC Death Certificate File, 1981, lidocaine.
  - b. CPSC Injury or Potential Injury Incident File, 1984, lidocaine.
  - c. FDA Drugs and Biologics Adverse Reaction Reporting System Data Base, 1979, lidocaine.
  - d. CPSC Death Certificate File, 1987, dibucaine.
  - e. CPSC Death Certificate File, 1988, dibucaine.
5. FDA Drugs and Biologics Adverse Reaction Reporting System Data Base.
6. CPSC National Electronic Injury Surveillance System Data Base—1978 through April 1990.
7. National Clearinghouse for Poison Control Centers Data Base 1980–1984.
8. AAPCC National Data Collection System 1984–1988.
9. Briefing package, OS #3309, "Draft Proposed Rules—Special Packaging Standards For Topical Anesthetics," February 27, 1992.
10. Briefing package, "Supplemental Information—Special Packaging Standards For Topical Anesthetics," May 27, 1992.
11. Log of Meeting with Ciba Consumer Pharmaceuticals, April 8, 1992.
12. Memorandum from CPSC's Directorate for Economic Analysis, "Market Sketch: Topical Preparations Containing Lidocaine and Dibucaine," Oct. 2, 1990 (revised April 23, 1992).
13. Memorandum from CPSC's Directorate for Economic Analysis, "Supplemental Information on Lidocaine and Dibucaine," April 23, 1992.
14. Memorandum from CPSC's Directorate for Health Sciences, "The Amount of Lidocaine and Dibucaine in Marketed Products," April 27, 1992.
15. Memorandum from CPSC's Directorate for Economic Analysis, "Amended Economic Data: Proposal to Require Child-Resistant Packaging for Topical Preparations Containing Lidocaine or Dibucaine," dated April 27, 1992 (with revised preliminary economic assessment).
16. Memorandum from CPSC's Directorate for Health Sciences, "Additional Human Experience Data for Lidocaine and Dibucaine," April 27, 1992.
17. Memorandum from CPSC's Directorate for Health Sciences, "Supplemental Information on Lidocaine and Dibucaine," May 28, 1992.
18. Log of Meeting with NDMA Lidocaine/Dibucaine Task Force, October 15, 1992.
19. Comments on proposed rule (10). On file in the Office of the Secretary.
20. Log of meeting with Ciba Consumer Pharmaceuticals, January 11, 1994.
21. Log of Meeting with NDMA Lidocaine/Dibucaine Task Force, May 25, 1994.
22. McClenahan, W., Fatal Poisoning with Dibucaine Hydrochloride (Nuporal) Lozenges, *Journal of American Medical Association*, 158(7), 565, 1955.
23. Memorandum from Terry L. Kissinger, EPHA, "Response to Comments and analysis of Available Data Regarding Child-resistant Packaging for Topical Anesthetics Containing Lidocaine or Dibucaine," April 29, 1994.
24. Memorandum from Susan C. Aitken, Ph.D., HSPS, "Health Sciences Staff Responses to Comments on Proposed Packaging Standards for Lidocaine and Dibucaine," July 19, 1994.
25. Memorandum from Terry L. Kissinger, EPHA, "Recent Death Involving Ingestion of a Dibucaine-Containing Product," July 27, 1994.
26. Memorandum from Charles J. Wilbur, HSPS, "PPPA Final Rule Lidocaine and Dibucaine Technical Feasibility, Practicability, and Appropriateness," July, 1994.
27. Memorandum from Marcia P. Robins, ECSS, "Final Economic Assessments: Proposal to Require Child-resistant Packaging for Topical Anesthetics Containing Lidocaine or Dibucaine," June 15, 1994, (and telephone conversation 10/1/93).
28. Letter from Vincent De Stefano (Ciba Consumer Pharmaceuticals) to Ann Brown, June 10, 1994.
29. Poison Control Centers Toxic Exposure Surveillance System, 1992.
30. Wilbur, Charles J., Laboratory Report, form 221, Non-CR Finger Mechanical Pump Spray with Overcap, 2 fl. oz., S-400-0802, CPSC, August 2, 1994 (Confidential).
31. Memorandum to file, Mike Gidding, CEAL, "Memorandum of visit to Teledyne Corporation," August 4, 1994.
32. Letter from Andrew S. Krulwich and Julie Jacobs, counsel to Combe, Inc., to Eric A. Rubel, General Counsel, in support of exemption for OTC topical lidocaine preparations, September 8, 1994.
33. Memorandum from Suzanne Barone, HS, to the Commission, "Supplemental Information on Lidocaine and Dibucaine," September 9, 1994.
34. Vote sheet from the Office of the General Counsel to the Commission, with revised **Federal Register** notice, September 9, 1994.
35. Log of meeting and attached material submitted by a manufacturer—FOR OFFICIAL USE ONLY.
36. Letter from John B. Dubeck, Keller and Heckman, on behalf of Pound International, Inc., September 12, 1994.
37. Letter from Jeffrey C. Minnette, Sunbeam Plastics, September 16, 1994.
38. Memorandum from Marcia Robins, ECSS, to Suzanne Barone, Ph.D., Project Manager, HS, "Lidocaine/Dibucaine" (about share of revenue for lidocaine in tubes for three small companies), September 19, 1994.
39. Letter from Andrew S. Krulwich and Julie Jacobs, Wiley, Rein & Fielding, on behalf of Combe, Inc., September 20, 1994.
40. Tape recordings of Commission briefing on September 21, 1994 (portion containing discussion of confidential data is for official use only).
41. Letter from John Dubeck, Keller and Heckman, representing Pound International, September 26, 1994 (non-confidential version).
42. Additional data from AAPCC, September 27, 1994.
43. Revised draft **Federal Register** notice, September 27, 1994.
44. Tape recording of Commission meeting on September 28, 1994.
45. Separate statements of the Commissioners.

[FR Doc. 95-8628 Filed 4-7-95; 8:45 am]

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## DEPARTMENT OF DEFENSE

### Office of the Secretary

#### 32 CFR Part 290

#### Defense Contract Audit Agency (DCAA) Freedom of Information Act Program

**AGENCY:** Office of the Secretary of Defense, DoD.

**ACTION:** Final rule.

**SUMMARY:** This administrative amendment is published to inform potential FOIA requestors of the geographical coverage of Wyoming from the Western region to the Central region as part of its reorganization. This part also authorizes the "DCAA Label 4" (For official use only coversheet).

**EFFECTIVE DATE:** (April 10, 1995).

**FOR FURTHER INFORMATION CONTACT:** Mr. Dave Henshall, Attn: CMR, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22304-6168, telephone 703-274-4400.

#### List of Subjects in 32 CFR Part 290

Freedom of information.

Accordingly, 32 CFR Part 290 is amended as follows:

**PART 290—DEFENSE CONTRACT AUDIT AGENCY (DCAA) FREEDOM OF INFORMATION ACT PROGRAM**

1. The authority citation of part 290 continues to read as follows:

**Authority:** 5 U.S.C. 552.

2. Appendix B to part 290 is amended as follows:

a. Regional office CALIFORNIA is amended after "Oregon" by adding the word "and", and after "Washington" by removing the words, "and Wyoming."

b. Regional office TEXAS is amended after "Wisconsin" by adding the state "Wyoming".

3. Appendix C to part 290 is amended by adding new paragraph (c)(3) to read as follows:

**Appendix C to Part 290—For Official Use Only**

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(c) \* \* \*

(3) DCAA Label 4, FOUO Cover Sheet.

This form may be used to further identify FOUO information.

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Dated: April 3, 1995.

**L.M. Bynum,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

[FR Doc. 95-8652 Filed 4-7-95; 8:45 am]

BILLING CODE 5000-04-M

**32 CFR Parts 354, 355, 357, 359, 360, 361, and 374**

**Organizational Charters; Removal of Parts**

**AGENCY:** Office of the Secretary, DoD.

**ACTION:** Final rule.

**SUMMARY:** The Department of Defense hereby removes obsolete parts concerning organizational charters within the Department of Defense from title 32 of the Code of Federal Regulations. These organizations are specifically identified as Under Secretary of Defense for Policy (DoD Directive 5111.1); Principal Deputy Under Secretary of Defense for Policy (DoD Directive 5111.3); Assistant Secretary of Defense for Nuclear Security and Counterproliferation (DoD Directive 5111.5); Assistant Secretary of Defense for International Security Affairs (DoD Directive 5111.7); Assistant Secretary of Defense for Strategy, Requirements, and Resources (DoD Directive 5111.8); Director of Net Assessment (DoD Directive 5111.9); and Assistant Secretary of Defense for Special Operations and Low-Intensity Conflict (DoD Directive 5138.3). These parts have served the purpose for which

they were intended and are no longer valid.

**EFFECTIVE DATE:** March 22, 1995.

**FOR FURTHER INFORMATION CONTACT:** L.M. Bynum, Correspondence and Directives Directorate, 1155 Defense Pentagon, Washington, DC 20301-1155.

**SUPPLEMENTARY INFORMATION:**

**List of Subjects in 32 CFR Parts 354, 355, 357, 359, 360, 361, and 374**

Organization and functions (Government agencies).

**PARTS—[REMOVED]**

Accordingly, by the authority of 10 U.S.C. 131, 32 CFR parts 354, 355, 357, 359, 360, 361, and 374 are removed.

Dated: April 3, 1995.

**L.M. Bynum,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

[FR Doc. 95-8653 Filed 4-7-95; 8:45 am]

BILLING CODE 5000-04-M

**DEPARTMENT OF TRANSPORTATION**

**Coast Guard**

**33 CFR Part 117**

[CGD09-95-004]

**Drawbridge Operation Regulations; Chicago River, IL**

**AGENCY:** Coast Guard, DOT.

**ACTION:** Notice of revised temporary deviation.

**SUMMARY:** The Commander, Ninth Coast Guard District, has revised the bridge opening schedule for the authorized 90-day deviation from the operation regulations for the draws of City of Chicago-owned bridges over the Chicago River, Illinois. The deviation is being revised based on all available information, including information and comments presented at the public hearing held on Thursday, March 9, 1995. The revised deviation will provide for daylight weekend openings, and weekday daylight and evening openings on Tuesdays and Thursdays during the Spring breakout period.

**DATES:** The deviation will be effective from April 15, 1995, through July 13, 1995, unless sooner terminated by the District Commander. Comments on the impacts of the deviation must be received by June 9, 1995.

**ADDRESSES:** Comments on the deviation may be mailed to Mr. Robert Bloom, Chief, Bridge Branch, Ninth Coast Guard District, 1240 East Ninth Street, Cleveland, Ohio. The public docket will

be available for inspection or copying in room 2083D, at the above address between 8 a.m. and 3 p.m., Monday through Friday, except Federal holidays. **FOR FURTHER INFORMATION CONTACT:** Mr. Robert W. Bloom, Jr., Chief, Bridge Branch, Ninth Coast Guard District, (216) 522-3993.

**SUPPLEMENTARY INFORMATION:**

**Drafting Information**

The principal persons involved in drafting this document are Robert Bloom, Chief, Bridge Branch, and Commander James Collin, District Legal Officer, Ninth Coast Guard District.

**Background and Purpose**

Regulations governing the operation of drawbridges are promulgated under the authority of 33 U.S.C. 499. As amended in 1988, the statute provides that any rules and regulations made in pursuance of this section shall, to the extent practical and feasible, provide for regularly scheduled openings of drawbridges during seasons of the year, and during times of the day, when scheduled openings would help reduce motor vehicle traffic delays and congestion on roads and highways linked by drawbridges.

Following notice and comment rulemaking, the Coast Guard promulgated a final rule on April 18, 1994, establishing a new rule for drawbridge operations on the Chicago River. On September 26, 1994, the United States District Court for the District of Columbia issued an order in the case of *Crowley's Yacht Yard, Inc., Plaintiff, v. Federico Peña, Secretary, United States Department of Transportation, Defendant*, (C.A. No. 94-1152 SSH), rescinding the Final Rule published on April 18, 1994, and reinstating the previous regulations found at 33 CFR 117.391. The regulations reinstated by the District Court provided for on-demand openings of drawbridges except during rush hour periods.

Further, those regulations contained no requirement for advance notice or the use of specified recreational vessel flotilla size. As a result of the Court decision and to gather data for future use, in the Fall of 1994, the District Commander issued a temporary deviation to regulations for the period October 11, 1994 through December 5, 1994, with a comment period through January 15, 1995. The deviation provided openings of bridges, with a twenty-four hour advance notice to the City of Chicago, from 7 a.m. to 7 p.m. on Saturdays and Sundays, and on Wednesdays between the hours of 6:30