Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—[AMENDED]

1. The authority citation for 14 CFR 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; 14 CFR 11.69.

§ 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9C, Airspace Designations and Reporting Points, dated August 17, 1995, and effective September 16, 1995, is amended as follows:

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

* * * * *

AGL WI E5 Shell Lake, WI [New]

Shell Lake Municipal Airport, WI
(Lat. 45°43′53″ N, long. 91°55′14″ W)

That airspace extending upward from 700 feet above the surface within a 6.3-mile radius of the Shell Lake Municipal Airport and within 2.7 miles either side of the 143-degree bearing from the airport extending from the 6.3-mile radius to 7.4 miles southeast of the airport.

* * * * *

Issued in Des Plaines, Illinois on December 6, 1995.

Jeffrey L. Griffith

Acting Manager, Air Traffic Division.

FR Doc. 95–31572 Filed 12–29–95; 8:45 am]

BILLING CODE 4910–13–M

14 CFR Part 73

[Airspace Docket No. 93–ASO–8]

Expansion of Restricted Area R–2917, De Funiak Springs, FL

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action expands the lateral and vertical dimensions of Restricted Area R–2917, De Funiak Springs, FL, to increase the size of the special use airspace around an existing Space Detection and Tracking Radar (FPS–85) system located at that site. A revision to U.S. Air Force safety regulations increased the size of special use airspace required around such installations to lessen any potential hazard to aircraft which are carrying electroexplosive devices.

EFFECTIVE DATE: 0901 UTC, February 29, 1996.

FOR FURTHER INFORMATION CONTACT: Paul Gallant, Military Operations Program Office, Office of Air Traffic System Management, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone: (202) 267–9361.

SUPPLEMENTARY INFORMATION:

History

On December 3, 1993, the FAA proposed to increase the lateral and vertical dimensions of R–2917 from a circular area with a 1.25-statute-mile radius, extending from the surface to 5,000 feet mean sea level, to a 2.5-nautical-mile radius circle, extending to, but not including Flight Level 230 (58 FR 63908).

Interested parties were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA. No comments objecting to the proposal were received. Except for editorial changes, this amendment is the same as that proposed in the notice. The coordinates for this airspace docket are based on North American Datum 83. Section 73.29 of part 73 of the Federal Aviation Regulations was republished in FAA Order 7400.8C dated June 29, 1995.

The Rule

This amendment to part 73 of the Federal Aviation Regulations (14 CFR part 73) increases the lateral and vertical dimensions of Restricted Area R–2917, De Funiak Springs, FL, in order to expand the special use airspace around an FPS–85 radar facility. The amendment increases the size of R–2917 to a 2.5-nautical-mile radius circle, and raises the designated altitude to, but not including, Flight Level 230. The Radio Frequency (RF) energy transmitted by the FPS–85 radar potentially could ignite electroexplosive devices that may be carried on board certain aircraft. There has been no increase in the power output or change to the emission pattern of the radar. This expansion is necessary because the U.S. Air Force has adopted revised safety criteria which better define the limits of the RF emission pattern of the FPS–85 radar. The expanded R–2917 remains totally within the confines of another existing restricted area, R–2914A, which extends from the surface to unlimited altitude, with a ''continuous'' time of designation. Consequently, since the affected area remains continuously designated restricted airspace, there will be no impact on nonparticipating aircraft operations as a result of this expansion. This amendment replaces a temporary flight restriction which was implemented as an interim safety measure at the site. This amendment also changes the title of the using agency to ''U.S. Air Force, Commander, U.S. Space Command, Peterson AFB, CO,'' and adds a controlling agency for R–2917, with the title ''U.S. Air Force, Eglin Approach Control.''

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(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 rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Environmental Review

The U.S. Air Force completed an Environmental Impact Analysis of the proposed expansion action in accordance with Air Force Regulations, and applicable Federal Laws, regulations, and Executive Orders. The Air Force has determined that the action qualified for categorical exclusion 2R under Air Force Regulations: ''Continuation of actions, if there is not substantial, adverse change from previously existing conditions.''

Because the expansion action is a minor adjustment to the internal boundaries of overlapping restricted areas, which does not change the outer limits of the restricted airspace as a whole, and the changes in the title of the using agency and addition of a controlling agency do not have potential environmental consequences, the FAA has determined that this action qualifies for categorical exclusion as a minor adjustment to a special-use airspace action under Paragraph 3(c) of Appendix 3 of FAA Order 1050.1D, ''Policies and Procedures for Considering Environmental Impacts'' and the regulations implementing the National Environmental Policy Act of 1969, 40 CFR part 1500. A documented categorical exclusion has been prepared by the FAA and placed in the Docket for the Final Rule.

List of Subjects in 14 CFR Part 73

Airspace, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 73, as follows:

PART 73—[AMENDED]

1. The authority citation for part 73 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; 14 CFR 11.69.

§ 73.29 [Amended]

R–2917 De Funiak Springs, FL [Revised]

Boundaries. A circle with a 2.5 NM radius centered at:
Lat. 30°32′55″ N., long. 86°12′52″ W.

Designated altitudes. Surface to but not including FL 230.

Time of designation. Continuous.

Controlling agency. U.S. Air Force, Eglin Approach Control.

Using agency. U.S. Air Force, Commander, U.S. Space Command, Peterson AFB, CO.

Issued in Washington, DC, on December 21, 1995.

Harold W. Becker,

Manager, Airspace-Rules and Aeronautical Information Division.

[FR Doc. 95–31571 Filed 12–29–95; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 573

[Docket No. 94F–0283]

Food Additives Permitted in Feed and Drinking Water of Animals; Menadione Nicotinamide Bisulfite

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the food additive regulations to provide for the safe use of menadione nicotinamide bisulfite as a nutritional supplement for the prevention of vitamin K deficiency and as a source of supplemental niacin in chicken and turkey feed when used at a rate not to exceed 2 grams per ton (g/t) of complete feed. This action is in response to a food additive petition filed by Vanetta (U.S.A.) Inc.

DATES: Effective January 2, 1996; written objections and request for hearing by February 1, 1996.

ADDRESSES: Submit written objections to the Dockets Management Branch (HFA–305), Food and Drug Administration, rm. 1–23, 12420 Parklawn Dr., Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Sharon A. Benz, Center for Veterinary Medicine (HFV–226), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 301–594–1729.

SUPPLEMENTARY INFORMATION: In a notice published in the Federal Register of August 15, 1994 (59 FR 41769), FDA announced that a food additive petition (FAP 2228) had been filed by Vanetta (U.S.A.) Inc., 1770 East Market St., York, PA 17402. The petition proposed to amend the food additives regulations in 21 CFR part 573 to provide for the safe use of menadione nicotinamide bisulfite as a nutritional supplement for the prevention of vitamin K deficiency in chickens and turkeys and as a source of supplemental niacin in chicken and turkey diets to be used at a level not to exceed 2 g/t of complete feed.

The notice of filing provided for a 75-day comment period. No comments were received.

FDA has evaluated the data and information in the petition and other relevant material. FDA concludes that the proposed use of the additive in chicken and turkey diets, not to exceed 2 g/t of complete feed, is safe. Therefore, the food additive regulations in part 573 are amended to add new § 573.625 to reflect this approved use.

In accordance with § 571.1(h) (21 CFR 571.1(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 Veterinary Medicine by appointment with the information contact person listed above. As provided in 21 CFR 571.1(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 the 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.

Any person who will be adversely affected by this regulation may at any time on or before February 1, 1996, 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 573

Animal feeds, Food additives.

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 573 is amended as follows:

PART 573—FOOD ADDITIVES PERMITTED IN FEED AND DRINKING WATER OF ANIMALS

1. The authority citation for 21 CFR part 573 continues to read as follows:

Authority: Secs. 201, 402, 409 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 342, 348).

2. New § 573.625 is added to subpart B to read as follows:

§ 573.625 Menadione nicotinamide bisulfite.

The food additive may be safely used as follows:

(a) *Product.* The additive is 1,2,3,4-tetrahydro-2-methyl-1,4-dioxo-2-naphthalene sulfonic acid with 3-pyridine carboxylic acid amine (CAS No. 73581–79–0).

(b) *Conditions of use.* As a nutritional supplement in chicken and turkey feeds for both the prevention of vitamin K deficiency and as a source of supplemental niacin.

(c) *Limitations.* Not to exceed 2 grams per ton of complete feed. To assure safe use, the label and labeling shall bear adequate directions for use.