

“PRNMS” with “GFNMS” throughout part 922.

Correction of Publication

Accordingly, the **Federal Register** document published on January 27, 1997 (62 FR 3788) is corrected by adding amendatory instruction 3 to read as follows:

“3. Part 922 is amended by deleting “PRNMS” wherever it appears and replacing it with “GFNMS”.

Authority: 16 U.S.C. § 1431 *et seq.*
(Federal Domestic Assistance Catalog Number 11.429 Marine Sanctuary Program)
Dated: December 18, 1997.

Nancy Foster,
Assistant Administrator for Ocean Services and Coastal Zone Management.
[FR Doc. 97-33886 Filed 12-29-97; 8:45 am]
BILLING CODE 3510-08-M

RAILROAD RETIREMENT BOARD

20 CFR Part 295

RIN 3220-AB29

Payments Pursuant to Court Decree or Court-Approved Property Settlement

AGENCY: Railroad Retirement Board.
ACTION: Final rule.

SUMMARY: The Railroad Retirement Board hereby amends its regulations under part 295 by eliminating the Medicare Part B premium as a deduction from the amount of benefits available for division in a divorce proceeding or property settlement related to a divorce or legal separation.

EFFECTIVE DATE: This regulation shall be effective January 29, 1998.

ADDRESSES: Secretary to the Board, Railroad Retirement Board, 844 North Rush Street, Chicago, Illinois 60611.

FOR FURTHER INFORMATION CONTACT: Thomas W. Sadler, Senior Attorney, Railroad Retirement Board, 844 North Rush Street, Chicago, Illinois 60611, telephone (312) 751-4513, TTD (312) 751-4701.

SUPPLEMENTARY INFORMATION: Part 295 describes the Board’s requirements for obtaining an enforceable order directing

the Board to partition a railroad retirement annuity incident to a divorce, settlement, or annulment. Section 295.1(b) describes what benefits are subject to division under this part. Section 295.5(e)(1) further defines the net amount of benefits subject to division as excluding amounts deducted for an employee’s elected Medicare Part B premium. When section 295.5(e)(1) was initially approved in 1986, the Board was concerned about the risk that Medicare premium deductions might not be satisfied from the nondivisible portion of an employee’s annuity in the event that the portion would not be payable due to work deductions. In practice, however, the agency has determined that only in rare cases is the nondivisible portion insufficient to accommodate the Medicare Part B deduction. The Medicare Part B premium is a personal expense elected to be made by the employee. The Board believes that it is more consistent with the nature of the Part B premium that it be paid entirely by the employee rather than, in effect, partly by the employee and partly by the divorced spouse. Accordingly, the agency is revising part 295 to remove the Medicare Part B premium as a deduction from divisible benefits prior to partition in an action for divorce, settlement, or annulment.

The Board published this regulation as a proposed rule on July 31, 1997 (62 FR 40995) and invited comments by September 29, 1997. 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 under Executive Order 12866; therefore, no regulatory impact analysis is required. There are no information collections associated with this rule.

List of Subjects in 20 CFR Part 295

Railroad employees, Railroad retirement.

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

PART 295—PAYMENTS PURSUANT TO COURT DECREE OR COURT-APPROVED PROPERTY SETTLEMENT

1. The authority for part 295 continues to read as follows:

Authority: 45 U.S.C. 231f; 45 U.S.C. 231m.

§ 295.5 [Amended]

2. Section 295.5(e)(1) is amended by removing the comma after “Board” and by removing “and the amount of any Medicare Part B premium”.

Dated: December 16, 1997.

By authority of the Board.

For the Board.

Beatrice Ezerski,

Secretary to the Board.

[FR Doc. 97-33808 Filed 12-29-97; 8:45 am]

BILLING CODE 7905-01-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 558

New Animal Drugs And Related Products; Change of Sponsor

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect a change of sponsor for seven new animal drug applications (NADA’s) from Rhone-Poulenc, Inc., to AlphaPharma Inc.

EFFECTIVE DATE: December 30, 1997.

FOR FURTHER INFORMATION CONTACT: Thomas J. McKay, Center for Veterinary Medicine (HFV-102), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 301-827-0213.

SUPPLEMENTARY INFORMATION: Rhone-Poulenc, Inc., P.O. Box 125, Black Horse Lane, Monmouth Junction, NJ 08852, has informed FDA that it has transferred ownership of, and all rights and interests in, the following approved NADA’s to AlphaPharma Inc., One Executive Dr., Fort Lee, NJ 07024:

NADA	Ingredient
039-417	Decoquinat
040-435	Decoquinat, roxarsone
045-348	Decoquinat, zinc bacitracin
045-444	Decoquinat, chlortetracycline
047-262	Decoquinat, lincomycin
091-326	Decoquinat, roxarsone, zinc bacitracin
092-953	Roxarsone