

otherwise occur would likely be passed on to consumers in the form of higher prices.

The agency has determined under 21 CFR 25.30(k) 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 final rule contains no collections of information. Therefore, clearance by the Office of Management and Budget (OMB) under the Paperwork Reduction Act of 1995 is not required.

FDA has examined the impacts of the final rule under Executive Order 12866 and the Regulatory Flexibility Act (5 U.S.C. 601–612), and the Unfunded Mandates Reform Act of 1995 (Public Law 104–4). Executive Order 12866 directs agencies to assess all costs and benefits of available regulatory alternatives and, when regulation is necessary, to select regulatory approaches that maximize net benefits (including potential economic, environmental, public health and safety, and other advantages; distributive impacts; and equity). The agency believes that this final rule is not a significant regulatory action under the Executive order.

The establishment of a uniform compliance date does not in itself lead to costs or benefits. We will assess the costs and benefits of the uniform compliance date in the regulatory impact analyses of the labeling rules that take effect at that date.

The Regulatory Flexibility Act requires agencies to analyze regulatory options that would minimize any significant economic impact of a rule on small entities. Because the final rule does not impose compliance costs on small entities, the agency certifies that the final rule will not have a significant economic impact on a substantial number of small entities.

Section 202(a) of the Unfunded Mandates Reform Act of 1995 requires that agencies prepare a written statement, which includes an assessment of anticipated costs and benefits, before proposing “any rule that includes any Federal mandate that may result in the expenditure by State, local, and tribal governments, in the aggregate, or by the private sector, of \$100,000,000 or more (adjusted annually for inflation) in any one year.” The current threshold after adjustment for inflation is \$115 million, using the most current (2003) Implicit Price Deflator for the Gross Domestic Product. FDA does not expect this final rule to result in any 1-year

expenditure that would meet or exceed this amount.

FDA has analyzed this final rule in accordance with the principles set forth in Executive Order 13132. FDA has determined that the rule does not contain policies that have substantial direct effects on the States, on the relationship between the National Government and the States, or on the distribution of power and responsibilities among the various levels of government. Accordingly, the agency has concluded that the rule does not contain policies that have federalism implications as defined in the Executive order and, consequently, a federalism summary impact statement is not required.

This action is not intended to change existing requirements for compliance dates contained in final rules published before January 1, 2007. Therefore, all final FDA regulations published in the **Federal Register** before January 1, 2007, will still go into effect on the date stated in the respective final rule.

The agency generally encourages industry to comply with new labeling regulations as quickly as feasible, however. Thus, when industry members voluntarily change their labels, it is appropriate that they incorporate any new requirements that have been published as final regulations up to that time.

In rulemaking that began with publication of a proposal on April 15, 1996 (61 FR 16422), and ended with a final rule on December 24, 1996, FDA provided notice and an opportunity for comment on the practice of establishing uniform compliance dates by issuance of a final rule announcing the date. Receiving no comments objecting to this practice, FDA finds any further rulemaking unnecessary for establishment of the uniform compliance date. Nonetheless, under 21 CFR 10.40(e) (1), FDA is providing an opportunity for comment on whether this uniform compliance date should be modified or revoked.

Interested persons may submit to the Division of Dockets Management (see **ADDRESSES**), written or electronic comments regarding this document. Submit a single copy of electronic comments or two paper copies of any mailed comments, except that individuals may submit one paper copy. Comments are to be identified with the docket number found in brackets in the heading of this document. Received comments may be seen in the Division of Dockets Management between 9 a.m. and 4 p.m., Monday through Friday.

The new uniform compliance date will apply only to final FDA food

labeling regulations that require changes in the labeling of food products and that publish after January 1, 2007, and before December 31, 2008. Those regulations will specifically identify January 1, 2010, as their compliance date. All food products subject to the January 1, 2010, compliance date must comply with the appropriate regulations when initially introduced into interstate commerce on or after January 1, 2010. If any food labeling regulation involves special circumstances that justify a compliance date other than January 1, 2010, the agency will determine for that regulation an appropriate compliance date, which will be specified when the final regulation is published.

Dated: December 13, 2006.

**Jeffrey Shuren,**

*Assistant Commissioner for Policy.*

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## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Indian Health Service

#### 25 CFR Part 900

#### Contracts Under the Indian Self-Determination and Education Assistance Act; Change of Address for the Civilian Board of Contract Appeals

**AGENCY:** Indian Health Service, HHS.

**ACTION:** Final rule; change of address.

The Indian Health Service is revising its regulations governing contracts under the Indian Self-Determination and Education Assistance Act to reflect a change of address due to a move for the Civilian Board of Contract Appeals (CBCA).

**DATES:** This rule change is effective December 21, 2006.

**FOR FURTHER INFORMATION CONTACT:** Hankie Ortiz, Director, Division of Regulatory Affairs, Records Access, and Policy Liaison, Indian Health Service, 801 Thompson Avenue, Suite 450, Rockville, Maryland 20852, Telephone (301) 443–1116.

#### **SUPPLEMENTARY INFORMATION:**

##### **I. Background**

Regulations promulgated by the Indian Health Service to govern the administration of contracts under the Indian Self-Determination and Education Assistance Act reference an address for the Interior Board of Contract Appeals (IBCA). Effective January 6, 2007, the Interior Board of Contract Appeals will be consolidated

into the Civilian Board of Contract Appeals (CBCA). See 71 FR 65825 (Nov. 9, 2006). This action reflects the change in name and provides the CBCA's new street address.

## II. Procedural Requirements

### A. Determination To Issue Final Rule Effective in Less than 30 Days

IHS has determined that the public notice and comment provisions of the Administrative Procedure Act, 5 U.S.C. 553(b) do not apply to this rulemaking. The changes being made relate solely to matters of agency organization, procedure and practice. They therefore satisfy the exemption from notice and comment in 5 U.S.C. 553(b)(A).

### B. Review Under Procedural Statutes and Executive Orders

IHS has reviewed this rule under the following statutes and Executive Orders governing rulemaking procedures: The Unfunded Mandates Reform Act of 1995, 2 U.S.C. 1501 *et seq.*; the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*; the Small Business Regulatory Enforcement Fairness Act of 1996, 5 U.S.C. 801 *et seq.*; the Paperwork Reduction Act, 44 U.S.C. 3501 *et seq.*; Executive Order 12630 (Takings); Executive Order 12866 (Regulatory Planning and Review); Executive Order 12988 (Civil Justice Reform); Executive Order 13132 (Federalism); Executive Order 13175 (Tribal Consultation); and Executive Order 13211 (Energy Impacts). IHS has determined that this rule does not trigger any of the procedural requirements of those statutes and Executive Orders, since this rule merely changes the street address for the CBCA.

### List of Subjects in 25 CFR Part 900

Administrative practice and procedure, Buildings and facilities, Claims, Government contracts, Government property management, Grant programs—Indians, Health care, Indians, Indians—business and finance.

■ For the reasons stated in the preamble, IHS amends its regulations in 25 CFR Part 900 as follows:

#### PART 900—[AMENDED]

■ 1. The authority citation for part 900 continues to read as follows:

*Authority:* 25 U.S.C. 450f *et seq.*

■ 2. Section 900.222, paragraph (e) is amended by removing “Interior Board of Contract Appeals (IBCA)” and adding in its place “Civilian Board of Contract Appeals (CBCA)” and by removing “801 North Quincy Street, Arlington, VA 22203” and adding in its place “1800 M

Street, NW., 6th Floor, Washington, DC 20036”.

■ 3. Section 900.229, paragraphs (a) and (b)(4) are amended by removing “IBCA” and adding in its place “CBCA”.

Dated: December 14, 2006.

**Robert G. McSwain,**

*Deputy Director, Indian Health Service.*

[FR Doc. 06–9810 Filed 12–20–06; 8:45 am]

**BILLING CODE 4165–16–M**

## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

#### 33 CFR Part 117

[CGD08–06–028; CGD08–06–034]

**RIN 1625–AA09**

#### Drawbridge Operation Regulation; Bayou Lafourche, LA

**AGENCY:** Coast Guard, DHS.

**ACTION:** Final rule.

**SUMMARY:** The Coast Guard is changing the regulations governing six bridges across Bayou Lafourche, south of the Gulf Intracoastal Waterway (GIWW), and one bridge across Bayou Lafourche, north of the GIWW, in Lafourche Parish, Louisiana. The Lafourche Parish Council has requested that the six bridges below the GIWW remain closed to navigation at various times on weekdays during the school year and the one bridge north of the GIWW open on four hours advanced notification at night. These closures will facilitate the safe, efficient movement of staff, students and other residents within the parish.

**DATES:** This rule is effective January 22, 2007.

**ADDRESSES:** Comments and material received from the public, as well as documents indicated in this preamble as being available in the docket, are part of dockets [CGD08–06–034] and [CGD08–06–034] and are available for inspection or copying at the office of the Eighth Coast Guard District, Bridge Administration Branch, 500 Poydras Street, New Orleans, Louisiana 70130–3310, between 7 a.m. and 3 p.m., Monday through Friday, except Federal holidays. The Bridge Administration Branch maintains the public docket for this rulemaking.

**FOR FURTHER INFORMATION CONTACT:** David Frank, Bridge Administration Branch, telephone 504–671–2128.

**SUPPLEMENTARY INFORMATION:**

## Regulatory History

On September 20, 2006, we published a notice of proposed rulemaking (NPRM) entitled, “Drawbridge Operation Regulation; Bayou Lafourche, LA,” in the **Federal Register** (71 FR 54944) under docket number [CGD08–06–028] for the modification of the operation regulations for six bridges across Bayou Lafourche below the Gulf Intracoastal Canal. We received no letters commenting on the proposed rule. No public meeting was requested, and none was held.

Additionally, on September 20, 2006, we published another notice of proposed rulemaking (NPRM) entitled, “Drawbridge Operation Regulation; Bayou Lafourche, LA,” in the **Federal Register** (71 FR 54946) under docket number [CGD08–06–034] to establish an advanced notification requirement for a bridge across Bayou Lafourche above the Gulf Intracoastal Canal. We received no letters commenting on the proposed rule. No public meeting was requested, and none was held.

## Background and Purpose

The U.S. Coast Guard, at the request of the Lafourche Parish Council, is modifying the existing operating schedules of six bridges across Bayou Lafourche south of the Gulf Intracoastal Waterway in Lafourche Parish, Louisiana. The six bridges include: Golden Meadow Vertical Lift Bridge, mile 23.9; the Galliano Pontoon Bridge, mile 27.8; the South Lafourche (Tarpon) Vertical Lift Bridge, mile 30.6; the Cote Blanche Pontoon Bridge, mile 33.9; the Cutoff Vertical Lift Bridge, mile 36.3; and the Larose Pontoon Bridge, mile 39.1. The modification of the existing regulations allows these bridges to remain closed to navigation from 7 a.m. to 8:30 a.m.; from 2 p.m. to 4 p.m.; and from 4:30 p.m. to 5:30 p.m., Monday through Friday from August 15 through May 31. At all other times, the bridges shall open on signal for the passage of vessels.

Presently, the draws of these bridges shall open on signal; except that, from August 15 through May 31, the draw need not open for the passage of vessels Monday through Friday except Federal holidays from 7 a.m. to 8 a.m.; from 2 p.m. to 4 p.m.; and from 4:30 p.m. to 5:30 p.m.

The existing regulations for the bridges went into effect on January 27, 2006. The original request by the petitioner was that the bridges be closed to navigation from 7 a.m. to 8:30 a.m.; however, due to a clerical error, the rule was codified with the morning hours of