

natural resource priorities and criteria for conservation activities and programs; and

(3) Local Working Groups will follow the standard operating procedures described in § 610.23(b).

Signed this 10th day of December 2009 in Washington, DC.

**Dave White,**

Chief, Natural Resources Conservation Service.

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**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Food and Drug Administration**

**21 CFR Part 558**

[Docket No. FDA-2009-N-0665]

**New Animal Drugs for Use in Animal Feeds; Ractopamine; Tylosin**

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Final rule; technical amendment.

**SUMMARY:** The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect approval of a supplemental new animal drug application (NADA) filed by Elanco Animal Health. The supplemental NADA provides for use of two-way combination Type B and C medicated swine feeds formulated with ractopamine hydrochloride and tylosin phosphate following use of tylosin tartrate medicated drinking water consistent with the sequential use approved for single-ingredient tylosin medicated swine feed.

**DATES:** This rule is effective December 17, 2009.

**FOR FURTHER INFORMATION CONTACT:** Timothy Schell, Center for Veterinary Medicine (HFV-128), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 240-276-8116, e-mail: *timothy.schell@fda.hhs.gov*.

**SUPPLEMENTARY INFORMATION:** Elanco Animal Health, a Div. of Eli Lilly & Co., Lilly Corporate Center, Indianapolis, IN 46285, filed a supplement to NADA 141-172 for use of two-way combination Type B and C medicated swine feeds formulated with PAYLEAN (ractopamine hydrochloride) and TYLAN (tylosin phosphate) single-ingredient Type A medicated articles. The supplement provides use of two-way combination Type B and C medicated swine feeds formulated with ractopamine hydrochloride and tylosin phosphate following use of tylosin tartrate medicated drinking water consistent with the sequential use approved for single-ingredient tylosin medicated swine feed (73 FR 76946, December 18, 2008). The supplemental NADA is approved as of October 23, 2009, and the regulations in 21 CFR 558.500 are amended to reflect the approval.

In accordance with the freedom of information provisions of 21 CFR part 20 and 21 CFR 514.11(e)(2)(ii), a summary of safety and effectiveness data and information submitted to support approval of this application may be seen in the Division of Dockets Management (HFA-305), Food and Drug Administration, 5630 Fishers Lane, rm. 1061, Rockville, MD 20852, between 9 a.m. and 4 p.m., Monday through Friday.

In addition, FDA has noticed that the tylosin levels for single-ingredient Type

C medicated swine feed are not clearly described in 21 CFR 558.625. At this time, those regulations are being revised to clarify this use of levels. This action is being taken to improve the accuracy of the regulations.

FDA has determined under 21 CFR 25.33 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 rule does not meet the definition of “rule” in 5 U.S.C. 804(3)(A) because it is a rule of “particular applicability.” Therefore, it is not subject to the congressional review requirements in 5 U.S.C. 801-808.

**List of Subjects in 21 CFR Part 558**

Animal drugs, Animal feeds.

■ Therefore, under the Federal Food, Drug, and Cosmetic Act and under the authority delegated to the Commissioner of Food and Drugs and redelegated to the Center for Veterinary Medicine, 21 CFR part 558 is amended as follows:

**PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS**

■ 1. The authority citation for 21 CFR part 558 continues to read as follows:

**Authority:** 21 U.S.C. 360b, 371.

■ 2. In § 558.500, revise the table in paragraphs (e)(1)(ii) and (e)(1)(iii); and add paragraph (e)(1)(iv) to read as follows:

**§ 558.500 Ractopamine.**

\* \* \* \* \*  
(e) \* \* \*  
(1) \* \* \*

Ractopamine in grams/ton	Combination in grams/ton	Indications for use	Limitations	Sponsor
*	*	*	*	*
(ii) 4.5 to 9	Tylosin 40 or 100	Finishing swine: As in paragraph (e)(1)(i) of this section; and for control of swine dysentery associated with <i>Brachyspira hyodysenteriae</i> and porcine proliferative enteropathies (PPE, ileitis) associated with <i>Lawsonia intracellularis</i> .	Feed 100 grams per tons (g/ton) continuously as sole ration for at least 3 weeks followed by 40 g/ton until market weight.	000986
(iii) 4.5 to 9	Tylosin 100	Finishing swine: As in paragraph (e)(1)(i) of this section; and for control of porcine proliferative enteropathies (PPE, ileitis) associated with <i>L. intracellularis</i> .	Feed continuously as sole ration for 21 days.	000986

Ractopamine in grams/ton	Combination in grams/ton	Indications for use	Limitations	Sponsor
(iv) 4.5 to 9	Tylosin 40 to 100	Finishing swine: As in paragraph (e)(1)(i) of this section; for treatment and control of swine dysentery associated with <i>B. hyodysenteriae</i> and for control of porcine proliferative enteropathies (PPE, ileitis) associated with <i>L. intracellularis</i> .	Feed continuously as sole ration for 2 to 6 weeks, immediately after treatment with tylosin tartrate in drinking water as in § 520.2640(d)(3) of this chapter.	000986

\* \* \* \* \*

**§ 558.625 [Amended]**

■ 3. In § 558.625, in paragraph (f)(1)(vi)(b), remove “Tylosin, 40–100 grams.” and in its place add “Tylosin, 40 or 100 grams.”; and remove paragraph (f)(1)(vi)(d)(vi).

Dated: December 11, 2009.

**Bernadette Dunham,**  
Director, Center for Veterinary Medicine.  
[FR Doc. E9–29998 Filed 12–16–09; 8:45 am]  
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**DEPARTMENT OF THE TREASURY**

**Internal Revenue Service**

**26 CFR Part 301**

[TD 9443]

RIN 1545–BG16

**Postponement of Certain Tax-Related Deadlines by Reason of a Federally Declared Disaster or Terroristic or Military Action; Correction**

**AGENCY:** Internal Revenue Service (IRS), Treasury.

**ACTION:** Correcting amendments.

**SUMMARY:** This document contains corrections to final regulations (TD 9443) that were published in the **Federal Register** on Thursday, January 15, 2009 (74 FR 2370) relating to postponement of certain tax-related deadlines either due to service in a combat zone or due to a Federally declared disaster. The regulations reflect changes in the law made by the Victims of Terrorism Tax Relief Act of 2001, the Tax Extenders and Alternative Minimum Tax Relief Act of 2008 (TEAMTRA), and current IRS practice.

**DATES:** This correction is effective on December 17, 2009, and is applicable on January 15, 2010.

**FOR FURTHER INFORMATION CONTACT:** Mary Ellen Keys, (202) 622–4570 (not a toll-free number).

**SUPPLEMENTARY INFORMATION:**

**Background**

The final regulations (TD 9443) that are the subject of this document are under section 7508A of the Internal Revenue Code.

**Need for Correction**

As published, the final regulations (TD 9443) contain errors that may prove to be misleading and are in need of clarification.

**List of Subjects in 26 CFR Part 301**

Employment taxes, Estate taxes, Excise taxes, Gift taxes, Income taxes, Penalties, Reporting and recordkeeping requirements.

**Correction of Publication**

■ Accordingly, 26 CFR part 301 is corrected by making the following correcting amendments:

**PART 301—PROCEDURE AND ADMINISTRATION**

■ **Paragraph 1.** The authority citation for part 301 continues to read in part as follows:

**Authority:** 26 U.S.C. 7805 \* \* \*

■ **Par. 2.** Section 301.7508A–1(f) is amended by removing the existing *Example 8*, and redesignating *Example 9* as *Example 8*.

**LaNita Van Dyke,**  
Chief, Publications and Regulations Branch,  
Legal Processing Division, Associate Chief Counsel, (Procedure and Administration).  
[FR Doc. E9–29978 Filed 12–16–09; 8:45 am]  
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**DEPARTMENT OF THE TREASURY**

**Internal Revenue Service**

**26 CFR Part 301**

[TD 9443]

RIN 1545–BG16

**Postponement of Certain Tax-Related Deadlines by Reason of a Federally Declared Disaster or Terroristic or Military Action; Correction**

**AGENCY:** Internal Revenue Service (IRS), Treasury.

**ACTION:** Correction to final regulations.

**SUMMARY:** This document contains a correction to final regulations (TD 9443) that were published in the **Federal Register** on Thursday, January 15, 2009 (74 FR 2370) relating to postponement of certain tax-related deadlines either due to service in a combat zone or due to a Federally declared disaster. The regulations reflect changes in the law made by the Victims of Terrorism Tax Relief Act of 2001, the Tax Extenders and Alternative Minimum Tax Relief Act of 2008 (TEAMTRA), and current IRS practice.

**DATES:** This correction is effective on December 17, 2009, and is applicable on January 15, 2009.

**FOR FURTHER INFORMATION CONTACT:** Mary Ellen Keys, (202) 622–4570 (not a toll-free number).

**SUPPLEMENTARY INFORMATION:**

**Background**

The final regulations (TD 9443) that are the subject of this document are under section 7508A of the Internal Revenue Code.

**Need for Correction**

As published, the final regulations (TD 9443) contain an error that may prove to be misleading and is in need of clarification.

**Correction of Publication**

Accordingly, the publication of the final regulations (TD 9443), which were the subject of FR Doc. E9–767, is corrected as follows: