§ 516.3 Definitions.
* * * * *
(b) * * *
Same dosage form means the same as one of the dosage form categories specified in the following parts of this chapter:
* * * * *

3. Amend § 516.20 by revising paragraph (b)(2) to read as follows:

§ 516.20 Content and format of a request for MUMS-drug designation.

(b) * * *
(2) The name and address of the sponsor; the name of the sponsor’s primary contact person and/or permanent-resident U.S. agent including title, address, and telephone number; the established name (and proprietary title, address, and telephone number; the name and address of the source of the active pharmaceutical ingredient of the drug; and the name and address of the source of the active pharmaceutical ingredient of the drug.
* * * * *


Leslie Kux,
Acting Assistant Commissioner for Policy.

BILLING CODE 4160–01–P


PBGC uses the interest assumptions in Appendix B to Part 4022 to determine whether a benefit is payable as a lump sum and to determine the amount to pay. Appendix C to Part 4022 contains interest assumptions for private-sector pension practitioners to refer to if they wish to use lump-sum interest rates determined using PBGC’s historical methodology. Currently, the rates in Appendices B and C of the benefit payment regulation are the same.

The interest assumptions are intended to reflect current conditions in the financial and annuity markets. Assumptions under the benefit payments regulation are updated monthly. This final rule updates the benefit payments interest assumptions for December 2010.1

The December 2010 interest assumptions under the benefit payments regulation will be 2.25 percent for the period during which a benefit is in pay status and 4.00 percent during any years preceding the benefit’s placement in pay status. In comparison with the interest assumptions in effect for November 2010, these interest assumptions represent an increase of 0.50 percent in the immediate annuity rate and are otherwise unchanged.

PBGC has determined that notice and public comment on this amendment are impracticable and contrary to the public interest. This finding is based on the need to determine and issue new interest assumptions promptly so that the assumptions can reflect current market conditions as accurately as possible.

Because of the need to provide immediate guidance for the payment of benefits under plans with valuation dates during December 2010, PBGC finds that good cause exists for making the assumptions set forth in this amendment effective less than 30 days after publication.

PBGC has determined that this action is not a “significant regulatory action”.

1 Appendix B to PBGC’s regulation on Allocation of Assets in Single-Employer Plans (29 CFR part 4044) prescribes interest assumptions for valuing benefits under terminating covered single-employer plans for purposes of allocation of assets under ERISA section 4044. Those assumptions are updated quarterly.
under the criteria set forth in Executive Order 12866.
Because no general notice of proposed rulemaking is required for this amendment, the Regulatory Flexibility Act of 1980 does not apply. See 5 U.S.C. 601(2).

List of Subjects in 29 CFR Part 4022
Employee benefit plans, Pension insurance, Pensions, Reporting and recordkeeping requirements.

<table>
<thead>
<tr>
<th>Rate set</th>
<th>For plans with a valuation date</th>
<th>Immediate annuity rate (percent)</th>
<th>Deferred annuities (percent)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>On or after Before</td>
<td>$i_1$</td>
<td>$i_2$</td>
</tr>
<tr>
<td>206</td>
<td>12–1–10 1–1–11</td>
<td>2.25</td>
<td>4.00</td>
</tr>
</tbody>
</table>

3. In appendix C to part 4022, Rate Set 206, as set forth below, is added to the table.

<table>
<thead>
<tr>
<th>Rate set</th>
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</tr>
</tbody>
</table>

Issued in Washington, DC, on November 8, 2010.

Vincent K. Snowbarger,
Deputy Director for Operations, Pension Benefit Guaranty Corporation.

[FR Doc. 2010–28570 Filed 11–12–10; 8:45 am]
BILLING CODE 7709–01–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

Approval and Promulgation of Air Quality Implementation Plans; New York, New Jersey, and Connecticut; Determination of Attainment of the 1997 Fine Particle Standard

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: The Environmental Protection Agency (EPA) is determining that the New York-Northern New Jersey-Long Island, NY-NJ-CT fine particle (PM$_{2.5}$) nonattainment area for the 1997 fine particle National Ambient Air Quality Standard (NAAQS) has attained the 1997 PM$_{2.5}$ NAAQS.

DATES: Effective Date: This rule will become effective on December 15, 2010.

ADDRESSES: EPA has established a docket for this action under Docket ID Number EPA–R02–OAR–2010–0659. All documents in the docket are listed in the http://www.regulations.gov Web site. Although listed in the electronic docket, some information is not publicly available, i.e., confidential business information (CBI) or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, is not placed on the Internet and will be publicly available only in hard copy form. Publicly available docket materials are available either electronically through http://www.regulations.gov or in hard copy for public inspection during normal business hours at the Air Programs Branch, U.S. Environmental Protection Agency, Region II, 290 Broadway, New York, New York 10007.

FOR FURTHER INFORMATION CONTACT: Henry Feingersh, (212) 637–3382, or by e-mail at feingersh.henry@epa.gov if you have questions related to Connecticut, please contact Alison C. Simcox, (617) 918–1684, or by e-mail at simcox.alison@epa.gov.

SUPPLEMENTARY INFORMATION:
Throughout this document whenever “we”, “us”, or “our” is used, we mean EPA.

The SUPPLEMENTARY INFORMATION section is arranged as follows:

I. What action is EPA taking?
II. What comments were received and what is EPA’s response?
III. What is the effect of this action?
IV. Final Action
V. Statutory and Executive Order Reviews

I. What action is EPA taking?

EPA is determining that the New York-Northern New Jersey-Long Island, NY-NJ-CT fine particle (PM$_{2.5}$) nonattainment area, referred to from this point forward as the NY-NJ-CT fine particle (PM$_{2.5}$) nonattainment area, for the 1997 PM$_{2.5}$ NAAQS has attained the 1997 PM$_{2.5}$ NAAQS. This determination is based upon quality assured, quality controlled and certified ambient air monitoring data that show the area has monitored attainment of the 1997 PM$_{2.5}$ NAAQS for the 2007–2009 monitoring period. Other specific requirements of the determination and the rationale for