

By the Commission.

Jill M. Peterson,

Assistant Secretary.

[FR Doc. 2013-17015 Filed 7-15-13; 8:45 am]

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## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Food and Drug Administration

#### 21 CFR Part 73

[Docket Nos. FDA-2011-C-0344 and FDA-2011-C-0463]

#### Listing of Color Additives Exempt From Certification; Reactive Blue 246 and Reactive Blue 247 Copolymers; Confirmation of Effective Date

##### Correction

In rule document 2013-15111, appearing on pages 37962-37963 in the issue of Tuesday, June 25, 2013, make the following correction:

On page 37962, in the section titled **SUPPLEMENTARY INFORMATION**, the first paragraph is corrected to read as set forth below:

In the **Federal Register** of April 1, 2013, we amended the color additive regulations in §§ 73.3100 and 73.3106 (21 CFR 73.3100 and 73.3106), respectively, to provide for the safe use of additional copolymers of 1,4-bis[(2-hydroxyethyl)amino]-9,10-anthracenedione bis(2-methyl-2-propenoic)ester (C.I. Reactive Blue 247) and additional copolymers of 1,4-bis[4-(2-methacryloxyethyl)phenylamino]anthraquinone (C.I. Reactive Blue 246), as color additives in contact lenses. We also corrected the nomenclature for Reactive Blue 247 by inserting “2-methyl” before “2-propenoic.”

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## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Food and Drug Administration

#### 21 CFR Part 500

[Docket No. FDA-2013-N-0253]

#### Animal Feeds Contaminated With Salmonella Microorganisms

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

**ACTION:** Final rule; removal.

**SUMMARY:** The Food and Drug Administration (FDA or Agency) is revoking an advisory opinion on animal

feeds contaminated with *Salmonella* microorganisms. This action is being taken because that advisory opinion is being superseded by the current FDA enforcement strategy articulated in a final compliance policy guide (CPG) on *Salmonella* in food for animals.

**DATES:** This rule is effective July 16, 2013.

**FOR FURTHER INFORMATION CONTACT:** Kim Young, Center for Veterinary Medicine (HFV-230), 7519 Standish Pl., MPN-4, Rm. 106, Rockville, MD 20855, 240-276-9207, [kim.young@fda.hhs.gov](mailto:kim.young@fda.hhs.gov).

**SUPPLEMENTARY INFORMATION:** In the **Federal Register** of March 15, 1967, (32 FR 4058), FDA issued an advisory opinion (the 1967 advisory opinion) codified at § 500.35 (21 CFR 500.35), which found that processed fish meal, poultry meal, meat meal, tankage, or other animal byproducts intended for use in animal feed may be contaminated with *Salmonella* bacteria, an organism pathogenic to man and animals. FDA found in the 1967 advisory opinion that contamination of these products may occur through inadequate heat treatment of the product during its processing or through recontamination of the heat-treated product during a time of improper storage or handling subsequent to processing. FDA also found in the 1967 advisory opinion that *Salmonella* contamination of such animal feeds having the potential for producing infection and disease in animals must be regarded as an adulterant within the meaning of section 402(a) of the Federal Food, Drug, and Cosmetic Act (the FD&C Act) (21 U.S.C. 342(a)).

FDA then articulated its intention to regard as adulterated within the meaning of section 402(a) of the FD&C Act shipments of the following when intended for animal feed and encountered in interstate commerce and found upon examination to be contaminated with *Salmonella* microorganisms: Bone meal, blood meal, crab meal, feather meal, fish meal, fish solubles, meat scraps, poultry meat meal, tankage, or other similar animal byproducts, or blended mixtures of these.

Elsewhere in this issue of the **Federal Register**, FDA announced a final guidance for FDA staff entitled “Compliance Policy Guide Sec. 690.800 *Salmonella* in Food for Animals” (the CPG), that revises the criteria FDA staff should consider in deciding whether to recommend seizure or import detention of an animal feed or feed ingredient due to adulteration resulting from contamination with *Salmonella*. Because the policy in the 1967 advisory

opinion is being superseded by the CPG, the 1967 advisory opinion codified at 21 CFR 500.35 is hereby revoked.

FDA is removing § 500.35 without prior opportunity for comment in accordance with 21 CFR 10.85(g), which states “An advisory opinion may be amended or revoked at any time after it has been issued. Notice of amendment or revocation will be given in the same manner as notice of the advisory opinion was originally given or in the **Federal Register**. . .” As the advisory opinion at § 500.35 was published and codified on March 15, 1967, without prior opportunity for comment, this removal of § 500.35 is published in the **Federal Register** in the same manner.

#### List of Subjects in 21 CFR Part 500

Animal drugs, Animal feeds, Cancer, Labeling, Packaging and containers, Polychlorinated biphenyls (PCBs).

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 500 is amended as follows:

#### PART 500—GENERAL

■ 1. The authority citation for 21 CFR part 500 continues to read as follows:

**Authority:** 21 U.S.C. 321, 331, 342, 343, 348, 351, 352, 353, 360b, 371, 379e.

#### § 500.35 [Removed]

■ 2. Remove § 500.35.

Dated: July 10, 2013.

Leslie Kux,

Assistant Commissioner for Policy.

[FR Doc. 2013-16971 Filed 7-15-13; 8:45 am]

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## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

#### 33 CFR Part 100

[Docket No. USCG-2012-0403]

RIN 1625-AA08

#### Special Local Regulations; Marine Events; Annual Bayview Mackinac Race

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of enforcement of regulation.

**SUMMARY:** The Coast Guard will enforce the special local regulation for the annual Bayview Mackinac Race, from 9 a.m. to 5 p.m. on July 20, 2013. This special local regulated is necessary to

safely control vessel movements in the vicinity of the race and provide for the safety of the general boating public and commercial shipping. During this period, no person or vessel may enter the regulated area without the permission of the Coast Guard Patrol Commander (PATCOM).

**DATES:** The regulations in 33 CFR 100.902 will be enforced from 9 a.m. until 5 p.m. on July 20, 2013.

**FOR FURTHER INFORMATION CONTACT:** CDR Nathan A. Podoll, Auxiliary and Boating Safety Branch, Ninth Coast Guard District, 1240 East 9th Street Cleveland, OH at (216) 902-6148.

**SUPPLEMENTARY INFORMATION:** The Coast Guard will enforce the special local regulation for the annual Bayview Mackinac Race from 9 a.m. until 5 p.m. on July 20, 2013. The Special Local Regulations apply to all U.S. navigable waters of the Black River, St. Clair River, and lower Lake Huron, bound by a line starting at latitude 042[deg]58'47" N, longitude 082[deg]26'0" W; then easterly to latitude 042[deg]58'24" N, longitude 082[deg]24'47" W; then northward along the International Boundary to latitude 043[deg]2'48" N, longitude 082[deg]23'47" W; then westerly to the shoreline at approximate location latitude 043[deg]2'48" N, longitude 082[deg]26'48" W; then southward along the U.S. shoreline to latitude 042[deg]58'54" N, longitude 082[deg]26'1" W; then back to the beginning [DATUM: NAD 83].

In order to ensure the safety of spectators and participating vessels, the special local regulation will be in effect for the duration of the event. The Coast Guard will patrol the race area under the direction of a designated Coast Guard Patrol Commander (PATCOM). Vessels desiring to transit the regulated area may do so only with prior approval of the PATCOM and when so directed by that officer. The PATCOM may be contacted on Channel 16 (156.8 MHz) by the call sign "Coast Guard Patrol Commander." Vessels, permitted to transit the regulated area, will be operated at no wake speed and in a manner which will not endanger participants in the event or any other craft.

In the event this special local regulation affects shipping, commercial vessels may request permission from the PATCOM to transit the area of the event by hailing call sign "Coast Guard Patrol Commander" on Channel 16 (156.8 MHz).

This notice is issued under the authority of 33 CFR 100.902 and 5 U.S.C. 552(a). If the District Commander, Captain of the Port or

PATCOM determines that the regulated area need not be enforced for the full duration stated in this notice, he or she may use a Broadcast Notice to Mariners to grant general permission to enter the regulated area.

Dated: June 21, 2013.

**Michael N. Parks,**

*Rear Admiral, U.S. Coast Guard, Commander, Ninth Coast Guard District.*

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## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

#### 33 CFR Part 117

[Docket No. USCG-2013-0570]

#### Drawbridge Operation Regulation; Sacramento River, Sacramento, CA

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of deviation from drawbridge regulation.

**SUMMARY:** The Coast Guard has issued a temporary deviation from the operating schedule governing the "I" Street Drawbridge across the Sacramento River, mile 59.4 at Sacramento, CA. The deviation is necessary to allow the bridge owner to make bridge repairs. This deviation allows the bridge to remain in the closed-to-navigation position during the deviation period.

**DATES:** This deviation is effective from 6 a.m. on August 17, 2013 to 4 p.m. on August 18, 2013.

**ADDRESSES:** The docket for this deviation, [USCG-2013-0570], is available at <http://www.regulations.gov>. Type the docket number in the "SEARCH" box and click "SEARCH." Click on Open Docket Folder on the line associated with this deviation. You may also visit the Docket Management Facility in Room W12-140 on the ground floor of the Department of Transportation West Building, 1200 New Jersey Avenue SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this temporary deviation, call or email David H. Sulouff, Chief, Bridge Section, Eleventh Coast Guard District; telephone 510-437-3516, email [David.H.Sulouff@uscg.mil](mailto:David.H.Sulouff@uscg.mil). If you have questions on viewing the docket, call Barbara Hairston, Program Manager, Docket Operations, telephone 202-366-9826.

**SUPPLEMENTARY INFORMATION:** Union Pacific Railroad Company has requested a temporary change to the operation of the "I" Street Drawbridge, mile 59.4, over Sacramento River, at Sacramento, CA. The drawbridge navigation span provides 109 feet vertical clearance above Mean High Water in the full open-to-navigation position, and 30 feet vertical clearance above Mean High Water when closed. The draw opens on signal from May 1 through October 31 from 6 a.m. to 10 p.m. and from November 1 through April 30 from 9 a.m. to 5 p.m. At all other times the draw shall open on signal if at least four hours notice is given, as required by 33 CFR 117.189(a). Navigation on the waterway is commercial and recreational.

The drawspan will be secured in the closed-to-navigation position 6 a.m. to 4 p.m. on August 17 and 18, 2013, to allow the bridge owner in conjunction with the cities of Sacramento and West Sacramento to repair the pedestrian sidewalks of the drawbridge. The drawspan cannot be operated for emergency openings. This temporary deviation has been coordinated with the waterway users. No objections to the proposed temporary deviation were raised.

No alternative route is available for mariners. Vessels that can transit the bridge, while in the closed-to-navigation position, may continue to do so at any time.

In accordance with 33 CFR 117.35(e), the drawbridge must return to its regular operating schedule immediately at the end of the effective period of this temporary deviation. This deviation from the operating regulations is authorized under 33 CFR 117.35.

Dated: July 3, 2013.

**D.H. Sulouff,**

*District Bridge Chief, Eleventh Coast Guard District.*

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## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

#### 33 CFR Part 165

[Docket No. USCG-2013-0584]

RIN 1625-AA00

**Safety Zone; Kentucky Air National Guard Vessel for Parachute Rescue Jumpmaster Training, Lake Erie, Dunkirk, NY**

**AGENCY:** Coast Guard, DHS.