

and that it is not a "significant regulatory action" under Executive Order 12866. It has been determined further that this action involves an emergency regulation under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979). If it is determined that this emergency regulation otherwise would be significant under DOT Regulatory Policies and Procedures, a final regulatory evaluation will be prepared and placed in the Rules Docket. A copy of it, if filed, may be obtained from the Rules Docket at the location provided under the caption ADDRESSES.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration amends part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

2. Section 39.13 is amended by adding the following new airworthiness directive:

98-16-13 Boeing: Amendment 39-10689. Docket 98-NM-210-AD.

Applicability: Model 747 series airplanes, line positions 1 through 1157; certificated in any category.

Note 1: This AD applies to each airplane identified in the preceding applicability provision, regardless of whether it has been modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (c) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if the unsafe condition has not been eliminated, the request should include specific proposed actions to address it.

Compliance: Required as indicated, unless accomplished previously.

To prevent accelerated fatigue cracking of the inner chords of the Body Station (BS) 2598 bulkhead, which could result in inability of the structure to carry horizontal stabilizer flight loads, and consequent reduced controllability of the airplane; accomplish the following:

(a) Prior to the accumulation of 8,000 total flight cycles, or within 90 days after the effective date of this AD, whichever occurs later, perform a one-time visual inspection for missing fasteners of the splice fitting of the forward inner chord of the BS 2598 bulkhead, on the left and right sides of the airplane, in accordance with Boeing Alert Service Bulletin 747-53A2423, dated June 11, 1998.

(1) If all fasteners are present, no further action is required by this AD.

(2) If any fastener is missing, prior to further flight, accomplish a detailed visual inspection and a high frequency eddy current inspection to detect cracking of the forward and aft inner chords of the BS 2598 bulkhead, on the left and right sides of the airplane; in accordance with the alert service bulletin.

(i) If no cracking is detected, prior to further flight, install the fasteners, in accordance with the alert service bulletin.

(ii) If any cracking is detected, prior to further flight, repair the cracking and install the fasteners, in accordance with Boeing 747 Structural Repair Manual (SRM) 53-10-04, Figure 72, or Boeing 747SP SRM 53-19-02, Figure 41; as applicable; or repair in accordance with a method approved by the Manager, Seattle Aircraft Certification Office (ACO), FAA, Transport Airplane Directorate.

(b) Within 10 days after accomplishing the inspection required by paragraph (a) of this AD, submit a report of the inspection results (findings of missing fasteners only) to the Manager, Seattle Manufacturing Inspection District Office, FAA, Transport Airplane Directorate, 2500 East Valley Road, suite C-2, Renton, Washington 98055-4056; fax (425) 227-1181. Information collection requirements contained in this regulation have been approved by the Office of Management and Budget (OMB) under the provisions of the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 *et seq.*) and have been assigned OMB Control Number 2120-0056.

(c) An alternative method of compliance or adjustment of the compliance time that provides an acceptable level of safety may be used if approved by the Manager, Seattle ACO. Operators shall submit their requests through an appropriate FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Seattle ACO.

Note 2: Information concerning the existence of approved alternative methods of compliance with this AD, if any, may be obtained from the Seattle ACO.

(d) Special flight permits may be issued in accordance with sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate the airplane to a location where the requirements of this AD can be accomplished.

(e) Except as provided by paragraph (a)(2)(ii) of this AD, the actions shall be done in accordance with Boeing Alert Service Bulletin 747-53A2423, dated June 11, 1998. This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Copies may be obtained from Boeing Commercial Airplane Group, P.O. Box 3707, Seattle, Washington 98124-

2207. Copies may be inspected at the FAA, Transport Airplane Directorate, 1601 Lind Avenue, SW., Renton, Washington; or at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700, Washington, DC.

(f) This amendment becomes effective on August 18, 1998.

Issued in Renton, Washington, on July 27, 1998.

S.R. Miller,

Acting Manager, Transport Airplane Directorate, Aircraft Certification Service.

[FR Doc. 98-20679 Filed 7-31-98; 8:45 am]

BILLING CODE 4910-13-U

DEPARTMENT OF COMMERCE

Bureau of the Census

15 CFR Part 30

[Docket No. 980331081-8171-02]

RIN 0607-AA22

Foreign Trade Statistics Regulations; Reporting the Value of Foreign Military Sales Shipments

AGENCY: Bureau of the Census, Commerce.

ACTION: Final rule.

SUMMARY: The Bureau of the Census (Census Bureau) is amending the Foreign Trade Statistics Regulations (FTSR) by adding a section requiring exporters or their designated agents to include a foreign military sales indicator code on the Shipper's Export Declaration (SED) Form, Automated Export System (AES) Record Layout, and Automated Export Reporting Program (AERP) Record Layout. This will apply whenever a commercial exporter is shipping goods or reporting the repair of military equipment under provisions of the Foreign Military Sales (FMS) program. The Census Bureau is taking this action to assist the Bureau of Economic Analysis (BEA), Department of Commerce, in improving the accuracy and reliability of data collected on the value of exports made under the FMS program. Exports under the FMS program are a component of the U.S. balance of payments accounts and of the U.S. Gross Domestic Product (GDP). The Census Bureau is also taking this action to assist both the Census Bureau and BEA in improving the accuracy and reliability of estimates presented in the Department of Commerce's monthly release "U.S. International Trade in Goods and Services." The BEA has reviewed and approved this proposed rulemaking. The Department of Treasury concurs with the provisions contained in this final rule.

DATES: *Effective:* September 1, 1998.
Compliance date: Electronic filers will have until November 1, 1998, to implement program changes to meet this requirement.

FOR FURTHER INFORMATION CONTACT: C. Harvey Monk, Jr., Chief, Foreign Trade Division, Bureau of the Census, Room 2104, Federal Building 3, Washington, D.C. 20233-6700, by telephone on (301) 457-2255 or by fax on (301) 457-2645.

SUPPLEMENTARY INFORMATION:

Background

The FMS program is authorized under the provisions of the Arms Export Control Act of 1976 (Pub. L. 90-629, as amended) and predecessor legislation. Under this program, goods and services are transferred directly to foreign governments and international organizations by the U.S. Department of Defense (DOD). The delivery is recorded by the DOD at the time ownership is transferred to the foreign government or international organization. This recording is consistent with balance of payments accounting principles. The transfer may be made abroad, in the United States for shipment abroad, or for use in the United States. In the latter case, although the goods physically remain in the United States (for example, equipment to train foreign personnel), ownership is transferred to a foreign government. Transfers also may be made from stocks at U.S. military installations abroad. The SEDs are not required for FMS transactions by DOD agencies; SEDs are required by commercial exporters, but these SEDs do not separately identify FMS transactions.

Program Requirements

The DOD submits quarterly reports to the BEA under provisions of the Office of Management and Budget's (OMB) Statistical Policy Directive No. 19, "Reports of the Department of Commerce on International Transactions." These reports contain details of FMS deliveries by broad product category, by country of destination, and by military agency (Army, Navy, Air Force, and other DOD agencies). The reports include deliveries carried out by both DOD and commercial exporters. The BEA prepares estimates of FMS deliveries based on these reports for the quarterly balance of payments accounts.

The DOD also submits monthly reports to the Census Bureau that contain detailed statistics on military assistance (Foreign Aid/Grant Aid) shipments made from the United States by the DOD and shipments made under

the FMS program by the military agencies. These monthly reports are furnished to the Census Bureau in lieu of the SED in order to facilitate shipments of material under Grant Aid and FMS auspices. However, these reports do not cover FMS deliveries by commercial exporters, which comprise a significant share of FMS deliveries.

In order to reconcile the two sets of data provided by DOD, the Census Bureau is adding an FMS indicator code to the SEDs and the electronic transmissions required from commercial exporters. The addition of this indicator code will assure more accurate identification of FMS transactions in the goods data reported to the Census Bureau and will enable the BEA to make a more accurate estimate of this class of FMS transactions when it removes them from the goods data to avoid counting these transactions twice when it compiles the balance of payments accounts. An FMS indicator code on the SEDs and electronic transmissions from commercial exporters will permit the BEA and the Census Bureau to improve the accuracy and reliability of its balance of payments and GDP estimates, as well as the estimates published in the "U.S. International Trade in Goods and Services" release.

The Census Bureau is amending Section 30.7(p) of the FTSR to add paragraph (5) requiring commercial exporters to identify those exports that represent FMS deliveries with an "M" indicator code in Item (16) on Commerce Form 7525-V and in Item (23) on Commerce Form 7525-V-ALT (Intermodal) on the paper SEDs, with an "FS" Export Information Code on the Commodity Line Item Description (CL1) record on the AES record layout, and with a "3" indicator code in field 2 (Type) of the AERP record layout for participants of the AERP.

Response to Comments

The Census Bureau published a Notice of Proposed Rulemaking and Request for Comments in the **Federal Register** (63 FR 18344) on April 15, 1998. The Bureau of the Census received three letters commenting on the proposed rule. All of the comments received have been addressed and resolved by the Census Bureau. As a result of the comments, one revision was made to the final rule to clarify that the indicator code also applies to FMS shipments financed under the Foreign Military Finance (FMF) Program.

Executive Orders

This rule has been determined to be not significant for purposes of Executive Order 12866. This rule does not contain

policies with federalism implications sufficient to warrant preparation of a federalism assessment under Executive Order 12612.

Paperwork Reduction Act

Notwithstanding any other provisions of law, no person is required to respond to, nor shall a person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act (PRA) unless that collection of information displays a currently valid OMB control number.

This rule covers collections of information subject to the provisions of the PRA, which are cleared by the OMB under OMB control number 0607-0152.

This rule will not impact the current response burden requirements as approved under OMB control number 0607-0152 under provisions of the PRA of 1995, Public Law 104-13.

List of Subjects in 15 CFR Part 30

Economic statistics, Foreign trade, Exports, Reporting and recordkeeping requirements.

For the reasons set out in the preamble, Part 30 is amended as follows:

PART 30—FOREIGN TRADE STATISTICS

1. The authority citation for 15 CFR part 30 continues to read as follows:

Authority: 5 U.S.C. 301; 13 U.S.C. 301-307; Reorganization Plan No. 5 of 1950 (3 CFR 1949-1953 Comp., 1004); Department of Commerce Organization Order No. 35-2A, August 4, 1975, 40 CFR 42765.

Subpart A—General Requirements—Exporter

2. Section 30.7 is amended by adding paragraph (p)(5) to read as follows:

§ 30.7 Information required on Shipper's Export Declarations.

* * * * *

(p) * * *
(5) *Foreign Military Sales (FMS) indicator.* For any export that represents the delivery of goods or the repair of military equipment under provisions of the FMS program (including those financed under the Foreign Military Finance (FMF) Program), an "M" indicator code should be included in Item (16) on Commerce Form 7525-V and in Item (23) on Commerce Form 7525-V-ALT (Intermodal) of the paper SED, with an "FS" Export Information Code on the Commodity Line Item Description (CL1) field of the Automated Export System (AES) record layout, and a "3" indicator code in field

2 (Type) of the Automated Export Reporting Program (AERP) record layout. This indicator code should be used in lieu of the domestic (D) or foreign (F) indicator code required in those fields on the SED Form, the AES record, and the AERP record. The FMS indicator code will serve to identify more accurately that segment of U.S. exports that represent FMS deliveries in the U.S. export statistics.

* * * * *

Dated: July 16, 1998.

Bradford R. Huther,

Deputy Director, Bureau of the Census.

[FR Doc. 98-20616 Filed 7-31-98; 8:45 am]

BILLING CODE 3510-07-U

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 510

Animal Drugs, Feeds, 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 the change of sponsor for an approved new animal drug application (NADA) from Ohmeda Pharmaceutical Products Division, Inc., to Baxter Pharmaceutical Products, Inc.

EFFECTIVE DATE: August 3, 1998.

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: Ohmeda Pharmaceutical Products Division, Inc., Liberty Corner, NJ 07938-0804, has informed FDA that it has transferred the ownership of, and all rights and interests in, approved NADA 135-773 (isoflurane) to Baxter Pharmaceutical Products, Inc., 110 Allen Rd., P.O. Box 804, Liberty Corner, NJ 07938. The new sponsor will retain the drug labeler code for Ohmeda, Pharmaceutical Products, Inc. The agency is amending the regulations in 21 CFR 510.600(c)(1) and (c)(2) to reflect the new sponsor name.

List of Subject in 21 CFR Part 510

Administrative practice and procedure, Animal drugs, Labeling, Reporting and recordkeeping requirements.

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 510 is amended as follows:

PART 510—NEW ANIMAL DRUGS

1. The authority citation for 21 CFR part 510 continues to read as follows:

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

§ 510.600 [Amended]

2. Section 510.600 *Names, addresses, and drug labeler codes of sponsors of approved applications* is amended in the table in paragraph (c)(1) by removing the entry for "Ohmeda Pharmaceutical Products Division, Inc.," and by alphabetically adding an entry for "Baxter Pharmaceutical Products, Inc., 110 Allen Rd., Liberty Corner, NJ 07938"; and in the table in paragraph (c)(2) in the entry for "010019" by removing the sponsor name "Ohmeda Pharmaceutical Products Division, Inc.," and adding in its place "Baxter Pharmaceutical Products, Inc., 110 Allen Rd.,".

Dated: July 10, 1998.

Margaret Ann Miller,

Acting Director, Office of New Animal Drug Evaluation, Center for Veterinary Medicine.

[FR Doc. 98-20531 Filed 7-31-98; 8:45 am]

BILLING CODE 4160-01-F

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 510

Animal Drugs, Feeds, and Related Products; Change of Sponsor Name

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect the change of sponsor name from Rhone-Poulenc Chemicals, Ltd., to Rhodia Limited.

EFFECTIVE DATE: August 3, 1998.

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 Chemicals, Ltd., P.O. Box 46, St. Andrews Rd., Avonmouth, Bristol BS119YF, England, UK, has informed FDA of a change of sponsor name to Rhodia, Limited. Accordingly, the

agency is amending 21 CFR 510.600(c)(1) and (c)(2) to reflect the change of sponsor name.

List of Subjects in 21 CFR Part 510

Administrative practice and procedure, Animal drugs, Labeling, Reporting and recordkeeping requirements.

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 510 is amended as follows:

PART 510—NEW ANIMAL DRUGS

1. The authority citation for 21 CFR part 510 continues to read as follows:

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

§ 510.600 [Amended]

2. Section 510.600 *Names, addresses, and drug labeler codes of sponsors of approved applications* is amended in the table in paragraph (c)(1) by removing the entry for "Rhone-Poulenc Chemicals, Ltd.," and by alphabetically adding an entry for "Rhodia Limited"; and in the table in paragraph (c)(2) in the entry for "059258" by removing the sponsor name for "Rhone-Poulenc Chemicals, Ltd.," and adding in its place "Rhodia Limited".

Dated: July 10, 1998.

Margaret Ann Miller,

Acting Director, Office of New Animal Drug Evaluation Center for Veterinary Medicine.

[FR Doc. 98-20532 Filed 7-31-98; 8:45 am]

BILLING CODE 4160-01-F

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 520

Oral Dosage Form New Animal Drugs; Milbemycin Oxime Tablets

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule.

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 Novartis Animal Health US, Inc. The supplemental NADA provides for use of a lower dose of milbemycin oxime in treating dogs and puppies for the prevention of heartworm disease.

EFFECTIVE DATE: AUGUST 3, 1998.