

vant material, concludes that § 121.2569 should be amended, as set forth below, to provide for the safe use of up to 30 percent by weight of coating solids of petroleum alicyclic hydrocarbon resins blended with butyl rubber. The additive is to be used as a component of coatings on polyolefin fabrics intended for bulk packaging of fruits and vegetables.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786 (21 U.S.C. 348(c)(1))) and under authority delegated to the Commissioner (21 CFR 2.120), § 121.2569 is amended in paragraph (b)(3)(i) by revising the listing for petroleum alicyclic hydrocarbon resins as follows:

§ 121.2569 Resinous and polymeric coatings for polyolefin films.

(b) \* \* \*  
(3) \* \* \*

List of substances

Limitations

<p>(1) Resins and polymers: Petroleum alicyclic hydrocarbon resins.</p>	<p>As defined in § 121.2526. Blended with butyl rubber for use as a component of coatings on polyolefin fabric for bulk packaging of raw fruits and vegetables and used at a level not to exceed 30 percent by weight of the total coating solids.</p>
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Any person who will be adversely affected by the foregoing order may at any time on or before December 11, 1975, file with the Hearing Clerk, Food and Drug Administration, Rm. 4-65, 5600 Fishers Lane, Rockville, MD 20852, written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order, specify with particularity the provisions of the order deemed objectionable, and state the grounds for the objections. If a hearing is requested, the objections shall state the issues for the hearing, shall be supported by grounds factually and legally sufficient to justify the relief sought, and shall include a detailed description and analysis of the factual information intended to be presented in support of the objections in the event that a hearing is held. Six copies of all documents shall be filed and should be identified with the Hearing Clerk docket number found in brackets in the heading of this order. Received objections may be seen in the above office during working hours, Monday through Friday.

**Effective date.** This order shall become effective November 11, 1976.

(Sec. 409(c)(1), 72 Stat. 1786 (21 U.S.C. 348(c)(1)).)

Dated November 5, 1975.

SAM D. FINE,  
Associate Commissioner for  
Compliance.

[FR Doc.75-30268 Filed 11-10-75;8:45 am]

SUBCHAPTER E—ANIMAL DRUGS, FEEDS, AND RELATED PRODUCTS  
[Docket No. 75N-0288]

PART 514—NEW ANIMAL DRUG APPLICATIONS

Submission of Applications

The Commissioner of Food and Drugs is amending the regulations (21 CFR Part 514) concerning submission of new animal drug applications (NADA's) to delete the provision for the distribution, by the Food and Drug Administration, of folders intended for the binding and submission of NADA's and to add a new provision prescribing certain procedures for numbering the pages of NADA's, effective December 11, 1975.

-In a notice published in the FEDERAL REGISTER of November 4, 1974 (39 FR 33909), the Commissioner proposed these amendments to the new animal drug regulations concerning NADA's submitted to the Food and Drug Administration pursuant to section 512(b) of the Federal Food, Drug, and Cosmetic Act. The proposal allowed for filing of comments by January 3, 1975.

The two comments received in response to the proposal and the Commissioner's conclusions are as follows:

1. One comment, while agreeing with the proposal in principle, stated that the amendment was unnecessarily restrictive and suggested that it be revised "To eliminate the problem of illegible page numbers without restricting the flexibility that is desirable and sometimes necessary \* \* \*."

The Commissioner agrees and has amended the final regulation to permit the numbering of pages in locations other than in the upper right hand corner if such numbering is clearly legible following binding of the NADA.

2. One comment stated that the provision for sequential numbering of the pages of an NADA should be broadened to permit, in the case of multivolume NADA's, sequential numbering of the pages in each volume.

The Commissioner agrees and has amended the final regulation to permit sequential numbering of pages either on the basis of the entire NADA or on a volume-by-volume basis.

For clarity, the Commissioner has also made some editorial changes in the final regulation.

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 512, 701 (a), 52 Stat. 1055, 82 Stat. 343 et seq. (21 U.S.C. 360b, 371(a))) and under authority delegated to the Commissioner (21 CFR 2.120), Part 514 is amended by revising § 514.1(b)(15) to read as follows:

§ 514.1 Applications.

(b) \* \* \*

(15) *Assembling and binding the application.* Assemble and bind an original and two copies of the application as follows:

(i) Bind the original or ribbon copy of the application as copy No. 1.

(ii) Bind two identical copies as copy No. 2 and copy No. 3.

(iii) Identify each front cover with the name of the applicant, new animal drug, and the copy number.

(iv) Number each page of the application sequentially in the upper right hand corner or in another location so that the page numbers remain legible after the application has been bound, and organize the application consistent with paragraph (b)(1) through (14) of this section. Each copy should bear the same page numbering, whether sequential in each volume or continuous and sequential throughout the application.

(v) Include complete labeling in each of the copies. It is suggested that labeling be identified by date of printing or date of preparation.

(vi) Submit separate applications for each different dosage form of the drug proposed. Repeating basic information pertinent to all dosage forms in each application is unnecessary if reference is made to the application containing such information. Include in each application information applicable to the specific dosage form, such as labeling, composition, stability data, and method of manufacture.

(vii) Submit in folders amendments, supplements, and other correspondence sent after submission of an original application. The front cover of these submissions should be identified with the name of the applicant, new animal drug, copy number, and the new animal drug application number, if known.

**Effective date.** This regulation is effective December 11, 1975.

(Secs. 512, 701(a), 52 Stat. 1055, 82 Stat. 343 et seq. (21 U.S.C. 360b, 371(a)).)

Dated: November 4, 1975.

SAM D. FINE,  
Associate Commissioner for  
Compliance.

[FR Doc.75-30267 Filed 11-10-75;8:45 am]

CHAPTER II—DRUG ENFORCEMENT ADMINISTRATION, DEPARTMENT OF JUSTICE

PART 1308—SCHEDULES OF CONTROLLED SUBSTANCES

Librax and Menrium; Excepted From Schedule IV

On May 29, 1975, the Administrator of the Drug Enforcement Administration issued an order placing chlordiazepoxide (Librium) into Schedule IV of the Comprehensive Drug Abuse Prevention and Control Act of 1970. (40 FR 23998, June 4,

1975). Application of this order was reserved in part as to the prescription products Librax and Menrium, which contain chlorthalidone. (40 FR 26675-76, June 25, 1975).

In addition to the May 29, 1975 order controlling chlorthalidone, the Administrator also issued on that date a notice of proposed rulemaking to amend section 1308.32(b) of Title 21 of the Code of Federal Regulations (CFR) by adding Librax and Menrium to the list of excepted prescription drugs. (40 FR 24216-17, June 5, 1975). In that notice, the Administrator set forth his determinations and findings justifying the proposed rulemaking, and invited all interested persons to submit comments or objections in response thereto, no later than July 15, 1975. One comment was received. It was submitted by the Pharmacy Examining Board, Department of Regulation & Licensing, State of Wisconsin, which stated that it supports the proposed rulemaking regarding Librax and Menrium. No other comments, and no objections, were received in response to the notice.

Therefore, having determined and found that Librax and Menrium are preparations which contain chlorthalidone, a depressant listed in 21 CFR 1308.14(b) as amended, and other ingredi-

ents in such combinations, quantity, preparation or concentration so as to vitiate the potential for abuse of chlorthalidone, by virtue thereof, and in accordance with and pursuant to section 202(d) of the Comprehensive Drug Abuse Prevention and Control Act of 1970, and under the authority vested in the Attorney General by sections 301 and 501(b) of the Act (21 U.S.C. 821, 871(b)) and delegated to the Administrator of the Drug Enforcement Administration by § 0.100 of Title 28 of the Code of Federal Regulations (See 38 FR 18380, July 2, 1973), and redelegated to the Deputy Administrator of the Drug Enforcement Administration by 28 CFR § 0.104 (Appendix to Subpart R) Sec. 6(g), the Deputy Administrator of the Drug Enforcement Administration hereby orders that Part 1308 of Title 21 of the Code of Federal Regulations be amended as follows:

Section 1308.32(b) is amended by adding, in appropriate alphabetical order, the following excepted prescription drugs:

§ 1308.32 Excepted compounds.

(b) \* \* \*

*Excepted prescription drugs*

Trade name or other designation	Composition	Manufacturer or suppliers
Librax.....	Capsule: Chlorthalidone hydrochloride 5 mg and clidinium bromide 2.5 mg...	Roche Laboratories.
Menrium 5-2...	Tablet: Chlorthalidone 5 mg and water-soluble esterified estrogens 0.2 mg...	Do.
Menrium 5-4...	Tablet: Chlorthalidone 5 mg and water-soluble esterified estrogens 0.4 mg...	Do.
Menrium 10-4...	Tablet: Chlorthalidone 10 mg and water-soluble esterified estrogens 0.4 mg...	Do.

This order is effective on November 28, 1975.

Dated: October 24, 1975.

JERRY N. JENSON,  
Deputy Administrator,  
Drug Enforcement Administration.

[FR Doc.75-30314 Filed 11-10-75;8:45 am]

Title 25—Indians

CHAPTER I—BUREAU OF INDIAN AFFAIRS, DEPARTMENT OF THE INTERIOR  
PART 221—OPERATION AND MAINTENANCE CHARGES

San Xavier Indian Irrigation Project,  
Arizona

On page 43513 of the FEDERAL REGISTER of September 22, 1975, there was published a notice of proposal to modify §§ 221.170 and 221.171 of Title 25, Code of Federal Regulations, dealing with operation and maintenance assessments and excess water charges on the San Xavier Indian Irrigation Project, Arizona.

Interested persons were given 30 days within which to submit written comments, suggestions or objections with respect to the proposed amendments. No comments, suggestions, nor objections were received, and the proposed revisions

are hereby adopted without changes, as set forth below.

The revised sections will read as follows:

§ 221.170 Charges.

The annual basic operation and maintenance assessment rate for land to which water can be delivered under the San Xavier Indian Irrigation Project, Arizona, is hereby fixed at \$60.00 per acre whether the water is used or not. Non-Indian owned land and Indian owned land leased to non-Indians shall pay the full assessment rate. Indian owned and operated land and Indian land leased and operated by Indians shall pay a minimum rate determined by the Superintendent based on the Indian owner's financial ability to pay but not to exceed the established basic assessment rate and shall be fixed prior to the beginning of the calendar year for which it is effective. The payment of the assessment rate shall entitle the water user to his pro-rated share of the water as determined by the production capacity of the wells and/or the availability of funds available to pay the pumping operation and maintenance costs. The foregoing assessment rates shall become effective for the calendar year 1976 and continue in effect thereafter until further notice.

§ 221.171 Payments.

The annual basic water charge fixed in § 221.170 shall become due and payable on or before March 1 of each year, and any unpaid charges shall stand as a first lien against the land without penalty until paid.

CHARLES D. WORTHMAN,  
Assistant Area Director.

[FR Doc.75-30337 Filed 11-10-75;8:45 am]

Title 29—Labor

CHAPTER V—WAGE AND HOUR DIVISION,  
DEPARTMENT OF LABOR  
PART 870—RESTRICTION ON  
GARNISHMENT

Disposable Earnings Subject to  
Garnishment

By the Fair Labor Standards Amendments of 1974 (P.L. 93-259) section 6(a) (1) of the Fair Labor Standards Act was amended to provide a minimum rate of \$2.30 per hour, commencing January 1, 1976. By the Consumer Credit Protection Act (§ 303, P.L. 90-321, 80 Stat. 837; 15 U.S.C. 1673) the minimum amount of disposable earnings which is exempt from garnishment is increased with each increase in the minimum wage rate set forth in section 6(a) (1) of the Fair Labor Standards Act. Accordingly, it is necessary to revise § 870.10 to include in our regulations the revised dollar amounts of disposable earnings exempted from garnishment.

Inasmuch as these changes are made to conform our regulations to the Fair Labor Standards Act as amended by the Fair Labor Standards Amendments of 1974, no notice of proposed rule making nor delay in the effective date is required. Accordingly, these regulations shall be effective on January 1, 1976.

In § 870.10, paragraphs (b) through (d) are revised to read as follows and paragraphs (e)-(f) are deleted.

§ 870.10 Maximum part of aggregate disposable earnings subject to garnishment.

(b) *Weekly pay period.* The statutory exemption formula applies directly to the aggregate disposable earnings paid or payable for a pay period of 1 workweek, or a lesser period. Its intent is to protect from garnishment, and save to an individual earner, the specified amount of compensation for his personal services rendered in the workweek, or a lesser period. Thus, so long as the Federal minimum wage prescribed by section 6(a) (1) of the Fair Labor Standards Act of 1938 is \$2.30 an hour—

(1) If an individual's disposable earnings for a workweek or lesser period are \$69 (30×\$2.30) or less his earnings may not be garnished in any amount.

(2) If an individual's disposable earnings for a workweek or lesser period are more than \$69, but less than \$92 only the amount above \$69 is subject to garnishment.

(3) If an individual's disposable earnings for a workweek or lesser period are