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**SUPPLEMENTARY INFORMATION:** Fort Dodge Animal Health, Division of Wyeth Holdings Corp., P.O. Box 1339, Fort Dodge, IA 50501, filed a supplement to NADA 65-440 for AUREOMYCIN (chlortetracycline) Soluble Powder Concentrate, approved for oral use in medicated drinking water of chickens, growing turkeys, swine, calves, beef cattle, and nonlactating dairy cattle for the control and/or treatment of various bacterial diseases. The supplemental NADA provides for label revisions. The supplemental application is approved as of October 18, 2007, and the regulations are amended in 21 CFR 520.445b to reflect the approval.

Approval of this supplemental NADA did not require review of additional safety or effectiveness data or information. Therefore, a freedom of information summary is not required.

The agency has determined under § 25.33(a)(1) 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 Parts 520

Animal drugs.

■ 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 520 is amended as follows:

#### PART 520—ORAL DOSAGE FORM NEW ANIMAL DRUGS

■ 1. The authority citation for 21 CFR part 520 continues to read as follows:

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

■ 2. In § 520.445b, revise paragraph (b)(2) and add paragraph (d)(5) to read as follows:

#### § 520.445b Chlortetracycline powder.

\* \* \* \* \*

(b) \* \* \*

(2) No. 053501 for use as in paragraph (d)(5) of this section.

\* \* \* \* \*

(d) \* \* \*

(5) Use in a drench or drinking water as follows:

(i) *Chickens*—(A) *Amount.* 200 to 400 mg/gal, for 7 to 14 days.

(1) *Indications for use.* Control of infectious synovitis caused by *M. synoviae* susceptible to chlortetracycline.

(2) *Limitations.* Prepare fresh solution daily; use as the sole source of chlortetracycline; do not use for more than 14 consecutive days; do not use in laying chickens; do not administer to chickens within 24 hours of slaughter.

(B) *Amount.* 400 to 800 mg/gal, for 7 to 14 days.

(1) *Indications for use.* Control of chronic respiratory disease (CRD) and air-sac infections caused by *M. gallisepticum* and *E. coli* susceptible to chlortetracycline.

(2) *Limitations.* As in paragraph (d)(5)(i)(A)(2) of this section.

(C) *Amount.* One thousand mg/gal, for 7 to 14 days.

(1) *Indications for use.* Control of mortality due to fowl cholera caused by *Pasteurella multocida* susceptible to chlortetracycline.

(2) *Limitations.* As in paragraph (d)(5)(i)(A)(2) of this section.

(ii) *Growing Turkeys*—(A) *Amount.* 400 mg/gal, for 7 to 14 days.

(1) *Indications for use.* Control of infectious synovitis caused by *Mycoplasma synoviae* susceptible to chlortetracycline.

(2) *Limitations.* Prepare fresh solution daily; use as the sole source of chlortetracycline; do not use for more than 14 consecutive days; do not administer to growing turkeys within 24 hours of slaughter.

(B) *Amount.* 25 mg/lb body weight daily, for 7 to 14 days.

(1) *Indications for use.* Control of complicating bacterial organisms associated with bluecomb (transmissible enteritis, coronaviral enteritis) susceptible to chlortetracycline.

(2) *Limitations.* As in paragraph (d)(5)(ii)(A)(2) of this section.

(iii) *Swine*—(A) *Amount.* 10 mg/lb body weight daily, for 3 to 5 days.

(B) *Indications for use.* Control and treatment of bacterial enteritis (scours) caused by *E. coli* and *Salmonella* spp., and bacterial pneumonia associated with *Pasteurella* spp., *A. pleuropneumoniae*, and *Klebsiella* spp. susceptible to chlortetracycline.

(C) *Limitations.* Prepare fresh solution daily; use as the sole source of chlortetracycline; do not use for more than 5 days; do not administer to swine within 24 hours of slaughter.

(iv) *Calves, beef cattle, and nonlactating dairy cattle*—(A) *Amount.* 10 mg/lb body weight daily in divided doses, for 3 to 5 days.

(B) *Indications for use.* Control and treatment of bacterial enteritis (scours)

caused by *Escherichia coli* and *Salmonella* spp., and bacterial pneumonia associated with *Pasteurella* spp., *Histophilus* spp., and *Klebsiella* spp. susceptible to chlortetracycline.

(C) *Limitations.* Prepare fresh solution daily; use as a drench; use as the sole source of chlortetracycline; do not use for more than 5 days; do not administer to cattle within 24 hours of slaughter; do not use in lactating dairy cattle; do not administer this product with milk or milk replacers; administer 1 hour before or 2 hours after feeding milk or milk replacers; a withdrawal period has not been established in preruminating calves; do not use in calves to be processed for veal.

Dated: November 2, 2007.

**Bernadette Dunham,**

*Deputy Director, Center for Veterinary Medicine.*

[FR Doc. E7-22261 Filed 11-13-07; 8:45 am]

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## DEPARTMENT OF DEFENSE

### Office of the Secretary

[DOD-2007-HA-0118]

### 32 CFR Part 199

### TRICARE, Formerly Known as the Civilian Health and Medical Program of the Uniformed Services (CHAMPUS); Coverage of Physician Assistant Services

**AGENCY:** Department of Defense.

**ACTION:** Administrative correction.

**SUMMARY:** This action corrects the reference to a re-designated paragraph within this part regarding the allowable charge for physician assistant services. This document is published to improve the accuracy of 32 CFR part 199.

**DATES:** *Effective Dates:* November 14, 2007.

**ADDRESSES:** TRICARE Management Activity, 16401 East Centretch Parkway, Aurora, CO 80011.

**FOR FURTHER INFORMATION CONTACT:** Michael Kottyan, Office of Medical Benefits and Reimbursement Systems, TRICARE Management Activity, telephone (303) 676-3520.

**SUPPLEMENTARY INFORMATION:** The final rule published in the **Federal Register** on August 1, 1990 (55 FR 31179) provided the authority for CHAMPUS payment of services rendered by physician assistants (PA) and included a reference to a paragraph elsewhere in this part. Subsequent actions re-designated that paragraph. This action

provides the correct designation of the paragraph being referenced.

#### List of Subjects in 32 CFR Part 199

Claims, Handicapped, Health insurance, Military personnel.

■ Accordingly, 32 CFR part 199 is amended as follows:

#### PART 199—[AMENDED]

■ 1. The authority citation for part 199 continues to read as follows:

**Authority:** 5 U.S.C. 301; 10 U.S.C. chapter 55.

■ 2. Section 199.6(c)(3)(iii)(H) is amended by revising “199.14(g)(1)(iii)” to read “199.14(j)(1)(ix)”.

■ 3. Paragraph 199.14(j) is amended by revising “provers” to read “providers”.

Dated: November 5, 2007.

**L.M. Bynum,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

[FR Doc. 07-5624 Filed 11-13-07; 8:45 am]

**BILLING CODE 5001-06-M**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 49

[EPA-R01-OAR-2005-TR-0001; A-1-FRL-8491-7]

#### Approval and Promulgation of Air Quality Implementation Plans; Mohegan Tribe of Indians of Connecticut

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Final rule.

**SUMMARY:** EPA is approving a Tribal Implementation Plan (TIP) submitted by the Mohegan Tribe of Indians of Connecticut. The TIP establishes an enforceable cap on nitrogen oxide emissions from stationary sources owned by the Mohegan Tribal Gaming Authority and located within the external boundaries of the Mohegan Reservation. This action is intended to help attain the National Ambient Air Quality Standards (NAAQS) for ground-level ozone. This action is being taken in accordance with the Clean Air Act.

**DATES:** *Effective Date:* This rule is effective on December 14, 2007.

**ADDRESSES:** EPA has established a docket for this action under Docket Identification No. EPA-R01-OAR-2005-TR-0001. All documents in the docket are listed on the [www.regulations.gov](http://www.regulations.gov) Web site. Although listed in the index, some information is not publicly available,

i.e., 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 [www.regulations.gov](http://www.regulations.gov) or in hard copy at the Office of Ecosystem Protection, U.S. Environmental Protection Agency, EPA New England Regional Office, One Congress Street, Suite 1100, Boston, MA. EPA requests that if at all possible, you contact the contact listed in the **FOR FURTHER INFORMATION CONTACT** section to schedule your inspection. The Regional Office's official hours of business are Monday through Friday, 8:30 to 4:30, excluding legal holidays.

Copies of the documents relevant to this action are also available for public inspection during normal business hours, by appointment at the Mohegan Tribe, Mohegan Environmental Protection Department, 49 Sandy Desert Road, Uncasville, CT 06382, telephone number (860) 862-6112.

**FOR FURTHER INFORMATION CONTACT:** Ida E. McDonnell, Air Permits, Toxics and Indoor Air Unit, Office of Ecosystem Protection, U.S. Environmental Protection Agency, EPA New England Regional Office, One Congress Street, 11th floor, (CAP), Boston, MA 02114-2023, telephone number (617) 918-1653, fax number (617) 918-0653, e-mail [mcdonnell.ida@epa.gov](mailto:mcdonnell.ida@epa.gov).

#### SUPPLEMENTARY INFORMATION:

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

Organization of this document. The following outline is provided to aid in locating information in this preamble.

I. Background and Purpose

II. Final Action

III. Statutory and Executive Order Reviews

#### I. Background and Purpose

On September 6, 2007 (72 FR 51204) EPA published a Notice of Proposed Rulemaking (NPR) for the Mohegan Tribe of Indians of Connecticut.

The NPR proposed approval of the Mohegan Tribal Implementation Plan (TIP) consisting of a tribal ordinance, entitled “Area Wide NO<sub>x</sub> Emissions Limitation Regulation,” that establishes a limit on nitrogen oxide (NO<sub>x</sub>) emissions from stationary sources owned by the Mohegan Tribal Gaming Authority and located within the external boundaries of the Mohegan Reservation. The formal TIP was submitted by Mohegan Tribe of Indians of Connecticut on May 4, 2005 and amended on August 22, 2007.

Other specific requirements of the Tribal Implementation Plan and the rationale for EPA's proposed action are explained in the NPR and will not be restated here. No public comments were received on the NPR.

#### II. Final Action

EPA is approving the Mohegan Tribal Implementation Plan that was submitted by the Mohegan Tribe of Indians of Connecticut on May 4, 2005, and amended on August 22, 2007 for limiting NO<sub>x</sub> emissions from stationary sources owned by the Mohegan Tribal Gaming Authority to 49 TPY.

#### III. Statutory and Executive Order Reviews

Under Executive Order 12866 (58 FR 51735, October 4, 1993), this action is not a “significant regulatory action” and therefore is not subject to review by the Office of Management and Budget. For this reason, this action is also not subject to Executive Order 13211, “Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use” (66 FR 28355, May 22, 2001). This action merely approves tribal law as meeting Federal requirements and imposes no additional requirements beyond those imposed by tribal law. Accordingly, the Administrator certifies that this rule will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). Because this rule approves pre-existing requirements under tribal law and does not impose any additional enforceable duty beyond that required by tribal law, it does not contain any unfunded mandate or significantly or uniquely affect small governments, as described in the Unfunded Mandates Reform Act of 1995 (Pub. L. 104-4).

Since this rule simply approves pre-existing tribal law, it does not result in any direct costs or preemption of tribal law as specified by Executive Order 13175 (65 FR 67249, November 9, 2000). Nonetheless, EPA has consulted extensively with the Mohegan Tribe concerning this proposed TIP approval. This action also does not have Federalism implications because it does not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government, as specified in Executive Order 13132 (64 FR 43255, August 10, 1999), because it merely approves a tribal rule implementing a federal standard within the exterior boundaries of the Tribe's reservation,