

amended. Accordingly, the amendment is effective August 11, 2009.

List of Subjects in 17 CFR Part 200

Administrative practice and procedure, Authority delegations (Government agencies).

Text of Amendment

■ For the reasons set out in the preamble, Title 17, Chapter II of the Code of Federal Regulations is amended as follows:

PART 200—ORGANIZATION; CONDUCT AND ETHICS; AND INFORMATION AND REQUESTS

■ 1. The authority citation for part 200, subpart A, continues to read in part as follows:

Authority: 15 U.S.C. 77o, 77s, 77sss, 78d, 78d-1, 78d-2, 78w, 78ll(d), 78mm, 80a-37, 80b-11, and 7202, unless otherwise noted.

* * * * *

■ 2. Section 200.30-4 is amended by adding paragraph (a)(13) to read as follows:

§ 200.30-4 Delegation of authority to Director of Division of Enforcement.

* * * * *

(a) * * *

(13) For the period from August 11, 2009 through August 11, 2010, to order the making of private investigations pursuant to section 19(b) of the Securities Act of 1933 (15 U.S.C. 77s(b)), section 21(b) of the Securities Exchange Act of 1934 (15 U.S.C. 78u(b)), section 42(b) of the Investment Company Act of 1940 (15 U.S.C. 80a-41(b) and section 209(b) of the Investment Advisers Act of 1940 (15 U.S.C. 80b-9(b)). Orders issued pursuant to this delegation during this period will continue to have effect after August 11, 2010.

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Dated: August 5, 2009.

By the Commission.

Elizabeth M. Murphy,
Secretary.

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 2

Use of Ozone-Depleting Substances; Epinephrine

CFR Correction

In Title 21 of the Code of Federal Regulations, parts 1 to 99, revised as of

Apr. 1, 2009, on page 66, § 2.125(e)(2)(v) is reinstated as follows:

§ 2.125 Use of ozone-depleting substances in foods, drugs, devices, or cosmetics.

* * * * *

(e) * * *

(2) * * *

(v) Epinephrine.

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[FR Doc. E9-19297 Filed 8-10-09; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Minerals Management Service

30 CFR Part 250

[Docket ID: MMS-2008-OMM-0023]

RIN 1010-AD55 (Formerly AD50)

Technical Changes to Production Measurement and Training Requirements

AGENCY: Minerals Management Service (MMS), Interior.

ACTION: Final rule.

SUMMARY: This final rule will revise the production measurement regulations to establish meter proving, meter verification/calibration, and well test requirements after hurricanes and other events beyond the control of the lessee. This rulemaking will eliminate some reporting burden on industry, and it will eliminate the need for MMS to grant waivers to the reporting requirements in certain situations. The final rule will also add new definitions providing clarity in the training regulations, which should lead to improved training of Outer Continental Shelf workers.

DATES: *Effective Date:* This rule becomes effective on September 10, 2009.

FOR FURTHER INFORMATION CONTACT: Richard Ensele, Regulations and Standards Branch, at (703) 787-1583.

SUPPLEMENTARY INFORMATION: On September 17, 2008, MMS published a Notice of Proposed Rulemaking in the *Federal Register* entitled "Technical Changes to Production Measurement and Training Requirements" (73 FR 53793). The comment period for that proposed rule closed on November 17, 2008. In response to the proposed rule, MMS received seven sets of comments. One entity submitted two responses. The commenters included two trade organizations (Offshore Operators Committee (OOC) and National Ocean Industries Association (NOIA)), two energy companies, one industry training

company, and one individual. We have posted all of the comments received on our Web site at: <http://www.mms.gov/federalregister/PublicComments/TechnicalChangesToProductionMeasurementTraining.htm>.

We considered all of the comments we received on the proposed rule. Following is a discussion of the relevant comments MMS received:

Revisions to Subpart L—Oil and Gas Production Measurement, Surface Commingling, and Security

We received suggestions from two entities regarding the proposed revisions to subpart L. The NOIA and OOC appreciate that the proposed rule will eliminate requirements for having to obtain certain waivers following force majeure events and suggested that similar revisions be made to the testing requirements in subpart H, Oil and Gas Production Safety Systems. Since we did not propose this change to subpart H, we cannot incorporate it into this final rulemaking. We will consider this suggestion in a future rulemaking.

The OOC provided additional suggestions. The OOC suggested that language be added to each of the following four paragraphs:

1. In § 250.1202(d)(3) add "and monthly thereafter but do not exceed 42 days between meter factor determinations." The OOC states this would make clear that this is not a make up proving, and the time starts over with the proving after returning to service.

2. In § 250.1202(k)(3) revise the ending to read "* * * within 15 days after being returned to service and monthly thereafter." The OOC states that this should be added for clarity.

3. In § 250.1202(k)(4) revise the ending to read "* * * within 15 days after being returned to service and quarterly thereafter." The OOC states that this should be added for clarity.

4. In § 250.1204(b)(1) revise the ending to read "* * * within 15 days after being returned to service and bimonthly (or other frequency approved by the Regional Supervisor) thereafter." The OOC states that this should be added for clarity.

We agree with these suggestions, and will incorporate them in the final rule. Since § 250.1203(c)(1) was similarly worded, we incorporated OOC's language in the regulatory text there also.

The OOC also suggested that the force majeure waiver should be applied to the testing requirements for the master meter in § 250.1202(e)(3). We did not make this revision because we do not believe it is appropriate for a master