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FEDERAL REGISTER

Briefings on How To Use the Federal Register—
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Selected Subjects

- Animal Drugs**
Food and Drug Administration
- Aviation Safety**
Federal Aviation Administration
- Color Additives**
Food and Drug Administration
- Excise Taxes**
Internal Revenue Service
- Flood Insurance**
Federal Emergency Management Agency
- Government Contracts**
Immigration and Naturalization Service
Veterans Administration
- Liquors**
Alcohol, Tobacco and Firearms Bureau
- Pesticides and Pests**
Environmental Protection Agency
- Radiation Protection**
Food and Drug Administration
- Reporting and Recordkeeping Requirements**
Food and Drug Administration
- Navigation (Water)**
Coast Guard
- Surface Mining**
Surface Mining Reclamation and Enforcement Office
- Tobacco**
Agricultural Marketing Service

§ 570.12 [Removed]

2. Part 570 is amended by removing § 570.12 *Irradiation in the production, processing and handling of animal feed and pet food.*

3. By adding new 21 CFR Part 579 to read as follows:

PART 579—IRRADIATION IN THE PRODUCTION, PROCESSING, AND HANDLING OF ANIMAL FEED AND PET FOOD

Subpart A—General Provisions

Sec.

579.12 Incorporation of regulations in Part 179.

Subpart B—Radiation and Radiation Sources

579.22 Ionizing radiation for treatment of laboratory animal diets.

Authority: Secs. 201(s), 409, 72 Stat. 1784-1788 as amended (21 U.S.C. 321(s), 348); 21 CFR 5.10, 5.61.

Subpart A—General Provisions

§ 579.12 Incorporation of regulations in Part 179.

Regulations providing for irradiation in the production, processing, and handling of food in Part 179 of this chapter are incorporated in Subchapter E as applicable to use in the production, processing, handling, and labeling of animal feed and pet food, except where specifically provided for in this part.

Subpart B—Radiation and Radiation Sources

§ 570.22 Ionizing radiation for treatment of laboratory animal diets.

Ionizing radiation for treatment of complete diets for laboratory animals (mice, rats, and hamsters) may be safely used under the following conditions:

(a) *Energy sources.* Ionizing radiation is limited to:

(1) Gamma rays for sealed units of the radionuclides cobalt-60 or cesium-137.

(2) Electrons generated from machine sources at energy levels not to exceed 10 million electron volts.

(b) *Uses.* The ionizing radiation is used or intended for use in single treatment as follows:

Food for irradiation	Limitations	Use
Bagged complete diets for laboratory animals (mice, rats, and hamsters).	Absorbed dose: Not to exceed 25 kiloGrays (2.5 megarads).	Microbial disinfection.

Dated: February 7, 1986.

Frank E. Young,
Commissioner of Food and Drugs.
[FR Doc. 86-3501 Filed 2-18-86; 8:45 am]
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DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

25 CFR Part 151

Policy Decision on Implementation of Bureau of Indian Affairs Land Acquisition Regulations

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice of policy decision.

SUMMARY: The Assistant Secretary—Indian Affairs has announced that it will be the policy of the Department of the Interior to decline to accept off-reservation lands in trust for the purpose of establishing bingo or other gaming enterprises.

FOR FURTHER INFORMATION CONTACT:

William Bucholz, Chief, Division of Real Estate Services, Main Interior Building, Room 4518, 343-7737
Wayne Nordwall, Attorney Advisor—SOL-1A, Main Interior Building, Room 6457, 343-9331.

SUPPLEMENTARY INFORMATION: The Secretary of the Interior is vested by statute with broad discretionary authority to accept land in trust for individual Indians or Indian tribes, within or without existing Indian reservations. In order to assist the Secretary in making these discretionary decisions, the Secretary has issued regulations that, among other things, set forth a very generalized land acquisition policy, 25 CFR 151.3, and require the Secretary to consider such factors as the impact of removing land from local tax rolls, potential jurisdictional problems, and conflicts with local land use plans or zoning ordinances, 25 CFR 151.10. Because of the potential impact of taking land in trust, particularly land located outside of an existing reservation, all off-reservation land acquisition requests are reviewed in Washington by the Office of the Assistant Secretary—Indian Affairs. Since each tribe's circumstances are different, and because of the broad scope of the land acquisition policy statement at 25 CFR 151.3(a)(3), (the provision pursuant to which most off-reservation land acquisition requests are made) each request in the past was reviewed on a case-by-case basis.

Many of these requests have been for the acquisition of land in trust for bingo

parlors and other gaming enterprises. In many cases, these proposed uses would not comply with state and local law. While such uses may be lawful on a tribe's existing lands, the Secretary must consider, under the criteria at 25 CFR 151.10, the impacts and wisdom of acquiring land in trust for the purpose of extending jurisdictional immunities beyond present reservation boundaries.

The new policy will have the effect of prohibiting all acquisitions of off-reservation lands in trust for Indian tribes and individuals where the proposed purpose is to establish a bingo operation or a gaming enterprise which would not conform with state and local laws. However, under this policy, lands will still be considered for trust status on a case-by-case basis for other purposes, such as housing and other business ventures.

Ross O. Swimmer,
Assistant Secretary—Indian Affairs.
[FR Doc. 86-3117 Filed 2-18-86; 8:45 am]
BILLING CODE 4310-02-M

DEPARTMENT OF TREASURY

Internal Revenue Service

26 CFR Part 51

[T.D. 8076]

Excise Tax Regulations Under The Crude Oil Windfall Profit Tax Act of 1980; Net Profits Interests

AGENCY: Internal Revenue Service, Treasury.

ACTION: Final regulations.

SUMMARY: This document contains final excise tax regulations relating to the rules applicable to a net profits interest for purposes of the windfall profit tax on domestic crude oil. Changes to the applicable law were made by sections 201(h) and 203(c) of the Technical Corrections Act of 1982. The regulations provide guidance for determining the portion of crude oil produced from the property attributable to the holder of a net profits interest. These regulations supersede § 150.4996-1(b)(3) of the Temporary Excise Tax Regulations under the Crude Oil Windfall Profit Tax Act of 1980, 26 CFR Part 150, for those net profits interests for which these regulations would be effective. Those temporary regulations remain in effect for those net profits interests for which these regulations are not effective (e.g., a net profits interest established by an agreement entered into before April 1,