

IV. Environmental Impact

The agency has carefully considered the potential environmental effects of this final rule. FDA has concluded that the action will not have a significant impact on the human environment, and that an environmental impact statement is not required. The agency's finding of no significant impact and the evidence supporting that finding, contained in an environmental assessment, may be seen in the Division of Dockets Management (see **ADDRESSES**) between 9 a.m. and 4 p.m., Monday through Friday.

V. Paperwork Reduction Act of 1995

This final rule contains no collection of information. Therefore, clearance by the Office of Management and Budget under the Paperwork Reduction Act of 1995 is not required.

VI. Objections

Any person who will be adversely affected by this regulation may file with the Division of Dockets Management (see **ADDRESSES**) written or electronic objections. Each objection shall be separately numbered, and each numbered objection shall specify with particularity the provisions of the regulation to which objection is made and the grounds for the objection. Each numbered objection on which a hearing is requested shall specifically so state. Failure to request a hearing for any particular objection shall constitute a waiver of the right to a hearing on that objection. Each numbered objection for which a hearing is requested shall include a detailed description and analysis of the specific factual information intended to be presented in support of the objection in the event that a hearing is held. Failure to include such a description and analysis for any particular objection shall constitute a waiver of the right to a hearing on the objection. Three copies of all documents are to be submitted and are to be identified with the docket number found in brackets in the heading of this document. Any objections received in response to the regulation may be seen in the Division of Dockets Management between 9 a.m. and 4 p.m., Monday through Friday.

VII. References

The following references have been placed on display in the Division of Dockets Management (see **ADDRESSES**) and may be seen by interested persons between 9 a.m. and 4 p.m., Monday through Friday.

1. "Toxicology and Carcinogenesis Studies of 1,3-Butadiene (CAS No. 106-99-0) in B6C3F1 Mice (Inhalation Studies)," National

Toxicology Program, Technical Report Series, No. 434.

2. Owen, P.E. et al., "Inhalation Toxicity Studies with 1,3-Butadiene. 3 Two Year Toxicity/Carcinogenicity Studies in Rats," *American Industrial Hygiene Association Journal*, 48: 407-413, 1987.

3. Owen, P.E. and J.R. Glaister, "Inhalation Toxicity and Carcinogenicity Study of 1,3-Butadiene in Sprague-Dawley Rats," *Environmental Health Perspectives*, 86: 19-25, 1990.

4. Memorandum dated February 23, 2001, from the Division of Product Policy, Scientific Support Branch to the Division of Product Policy, Regulatory Policy Branch, "Food Additive Petition 4A4419—Kuraray America Inc. (formerly Kuraray International Corporation)/Keller & Heckman. *n*-Octanol, a currently cleared synthetic fatty alcohol produced by a new manufacturing process, for use as an ingredient in food. Submissions dated 4-7-1994 and 4-12-1994."

5. Memorandum dated May 3, 1994, from the Chemistry Review Branch to the Indirect Additives Branch, "FAP 4A4419 (MATS #763, M2.1.1)—Kuraray International Corporation. Submission dated 4-7-94. Request of 4-20-94 from Indirect Additives Branch: Estimated exposure to 1,3-butadiene from the use of synthetic *n*-octanol."

6. Memorandum dated July 26, 1994, from the Chemistry Review Branch to the Indirect Additives Branch, "FAP 4A4419 (MATS #763, M2.1)—Kuraray International Corporation/Keller & Heckman. Submissions dated 4-7-94 and 4-12-94. *n*-Octanol via a new manufacturing process."

List of Subjects in 21 CFR Part 172

Food additives, Incorporation by reference, Reporting and recordkeeping requirements.

■ Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs, 21 CFR part 172 is amended as follows:

PART 172—FOOD ADDITIVES PERMITTED FOR DIRECT ADDITION TO FOOD FOR HUMAN CONSUMPTION

■ 1. The authority citation for 21 CFR part 172 continues to read as follows:

Authority: 21 U.S.C. 321, 341, 342, 348, 371, 379e.

■ 2. Section 172.864 is amended by adding paragraph (a)(3) to read as follows:

§ 172.864 Synthetic fatty alcohols.

* * * * *

(a) * * *

(3) *n*-Octyl; manufactured by the hydrodimerization of 1,3-butadiene, followed by catalytic hydrogenation of the resulting dienol, and distillation to produce *n*-octyl alcohol with a minimum purity of 99 percent. The analytical method for *n*-octyl alcohol entitled "Test Method [Normal-

octanol]" dated October 2003, and printed by Kuraray Co., Ltd., is incorporated by reference. The Director of the Office of the Federal Register approves this incorporation by reference in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. You may obtain a copy from the Office of Food Additive Safety, 5100 Paint Branch Pkwy., College Park, MD 20740, or you may examine a copy at the Center for Food Safety and Applied Nutrition's Library, Food and Drug Administration, 5100 Paint Branch Pkwy., College Park, MD 20740, or at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030, or go to http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.

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Dated: November 29, 2005.

Jeffrey Shuren,

Assistant Commissioner for Policy.

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HOUSING AND URBAN DEVELOPMENT

24 CFR Part 941

Public Housing Development

CFR Correction

In Title 24 of the Code of Federal Regulations, parts 700 to 1699, revised as of April 1, 2005, on page 381, § 941.207 is corrected by removing the parenthetical statement at the end of the section.

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DEPARTMENT OF THE TREASURY

Internal Revenue Service

26 CFR Parts 1 and 602

[TD 9232]

RIN 1545-BD33

Guidance on Passive Foreign Investment Company (PFIC) Purging Elections

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Temporary regulation.

SUMMARY: This document contains temporary regulations that provide certain elections for taxpayers that