

Federal Register Document Drafting Handbook

October 1998 Revision ; Supplement 2

Corrections to a Rule

May 1, 2004

The Office of the Federal Register is amending the Federal Register Document Drafting Handbook by revising "Section 4.6, Corrections to a rule."

Currently, section 4.6 states that if the revision date of the CFR volume for the rule has not yet occurred, you may format the correction as a correction to the rule document itself, as published in the FEDERAL REGISTER.

Previously, our CFR editors incorporated these corrections when they updated the printed CFR volume after the revision date had passed.

However, since the advent of the daily e-CFR, our editors now update the CFR when the effective date of each rule document arrives.

For this reason, after the effective date of a rule has occurred, you must format any corrections to CFR text as correcting amendments to the CFR.

Note that only rule document corrections are affected by this change. The format for corrections to proposed rule and notice documents is unchanged.

The new section 4.6 reads as follows:

4.6 Corrections to a rule.

Nonsubstantive errors. If you discover obvious misspellings or other **nonsubstantive** errors in CFR text as set out in a rule document, your Liaison Officer should contact our Code of Federal Regulations unit. We sometimes make these corrections in the next edition of the CFR without requiring a *Federal Register* correction.

Substantive errors. You must publish a document in the *Federal Register* to correct substantive errors in your original document. A document that corrects a previously published rule must:

- Repeat the agency headings of the document being corrected.
- Carry a CFR heading for only the CFR parts affected by the correction (list all CFR parts if the preamble is corrected).
- Repeat the Docket number.
- Repeat the RIN number.
- Repeat the subject heading of the document being corrected with a semicolon and the word "Correction" added at the end.
- Follow the preamble requirements for a rule.
- Effective Date – You must furnish one for rule corrections. The effective date for a rule correction may not be earlier than the effective date of the rule you are correcting.
- To correct an entire paragraph, set out the section heading, and use asterisks. See section 2.14 of this handbook.

There are two different formats for correcting **regulatory text** in a rule document. Both require signed documents. The format used depends on whether the **effective date of the rule has occurred**.

Note: If you are correcting only a docket number or preamble text, use the format in Example 1, even if the effective date has passed.

If the effective date of the rule you are correcting has not yet occurred, use the format for corrections to the *Federal Register*:

Example 1: Corrections to the *Federal Register*.

The Food and Drug Administration published a rule on December 23, 2002 which will become effective on December 23, 2004. On April 14, 2003 (before the effective date), FDA published a correction to the *Federal Register*.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 341

[Docket No. 76N-052G]

RIN 0910-AA01

Cold, Cough, Allergy, Bronchodilator, and Antiasthmatic Drug Products for Over-the-Counter Human Use; Final Monograph for Combination Drug Products; Correction

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule; correction.

SUMMARY: The Food and Drug Administration (FDA) is correcting a final rule that appeared in the Federal Register of December 23, 2002 (67 FR 78158). The document issued a final monograph that established conditions under which over-the-counter (OTC) cold, cough, allergy, bronchodilator, and antiasthmatic (cough-cold) combination drug products are generally recognized as safe and effective and not misbranded as part of its ongoing review of OTC drug products.

DATES: Effective December 23, 2004.

FOR FURTHER INFORMATION CONTACT: Cazemiro R. Martin or Gerald M. Rachanow, Center for Drug Evaluation and Research (HFD-560), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-827-2222.

SUPPLEMENTARY INFORMATION: In FR Doc. 02-32158 appearing on page 78158 in the Federal Register of Monday, December 23, 2002, the following corrections are made:

§341.40 [Corrected]

1. On page 78168, in the second column, in Part 341 Cold, Cough, Allergy, Bronchodilator, and Antiasthmatic Drug Products for Over-the-Counter Human Use, in amendment 2, the instruction ``Section 341.40 is added to subpart C to read as follows:'' is corrected to read ``Section 341.40 is added to subpart B to read as follows:''

§341.70 [Corrected]

2. On page 78170, in the second column, in §341.70 Labeling of OTC drug products containing ingredients that are used for treating concurrent symptoms (in either a single-ingredient or combination drug product), in paragraph (b), ``Repeat every hour as needed or as directed by a doctor.'' is corrected to read ``Repeat every 2 hours as needed or as directed by a doctor.''

Dated: April 8, 2003.

Jeffrey Shuren,
Assistant Commissioner for Policy.

[FR Doc. 03-9067 Filed 4-11-03; 8:45 am]

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If the effective date of the rule you are correcting has already occurred, use the format for correcting amendments to the CFR (sometimes called "technical amendments").

Example 2: Correcting amendment to the CFR.

The Federal Communications Commission published a rule on April 21, 2003 which became effective on May 21, 2003. The FCC published a correction on January 29, 2004 as a correcting amendment to the CFR.

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 90

[WT Docket No. 01-146; RM-9966; FCC 03-35]

Applications and Licensing of Low Power Operations in the Private
Land Mobile Radio 450-470 MHz Band; Corrections

AGENCY: Federal Communications Commission.

ACTION: Correcting amendments.

SUMMARY: The Federal Communications Commission published a document in the Federal Register on April 21, 2003 (68 FR 19444), revising Commission rules. That document inadvertently failed to update the station class for frequency 464.575 MHz listed in §90.35(b)(3) and incorrectly listed a cross-reference in §90.267(e)(3). This document corrects the final regulations by revising these sections.

DATES: Effective on January 29, 2004.

FOR FURTHER INFORMATION CONTACT: Brian Marenco, Acting Associate Division Chief, Public Safety and Critical Infrastructure Division at (202) 418-0838.

SUPPLEMENTARY INFORMATION: This is a summary of the FCC's Erratum, FCC 03-35, released on December 23, 2003.

This is the second set of corrections. The first set of corrections was published in the Federal Register on September 25, 2003 (68 FR 55319). This document augments the corrections which were published in the Federal Register on September 25, 2003 (68 FR 55319).

List of Subjects in 47 CFR Part 90

FCC equipment, Radio, Reporting and recordkeeping requirements.

Accordingly, 47 CFR part 90 is corrected by making the following correcting amendments:

PART 90--PRIVATE LAND MOBILE RADIO SERVICE

1. The authority citation for part 90 continues to read as follows:

Authority: Sections 4(i), 11, 303(g), 303(r) and 332(c)(7) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 161, 303(g), 303(r), 332(c)(7).

2. In §90.35, amend paragraph (b)(3) by adding a frequency to the table to read as follows:

§90.35 Industrial/Business Pool.

* * * * *

(b) * * *

(3) * * *

Industrial/Business Pool Frequency Table

Frequency or band Class of station(s) Limitations Coordinator

* * * * *

464.575..... Base or mobile..... 62.....

* * * * *

3. Revise paragraph (e) (3) of §90.267 to read as follows:

§90.267 Assignment and use of frequencies in the 450-470 MHz band for low power use.

* * * * *

(e) * * *

(3) The frequencies in Group C that are subject to the provisions of §90.35(c) (67) will not be available for itinerant use until the end of the freeze on the filing of high power applications for 12.5 kHz offset channels in the 460-470 MHz band.

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Federal Communications Commission.

Marlene H. Dortch,

Secretary.

[FR Doc. 04-1936 Filed 1-28-04; 8:45 am]

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