

patients without a benefit to each patient.

The proposed recommendation would provide guidance to dentists, organizations responsible for administering dental care, and third-party carriers responsible for reimbursing the provider of dental care. The proposed recommendation has been reviewed and endorsed by the Bureau's Medical Radiation Advisory Committee (MRAC), an advisory committee established under section 222 of the Public Health Service Act (42 U.S.C. 217a). It advises FDA on formulation of policy and development of coordinated national programs relating to optimal applications of ionizing radiation for medical and dental purposes. Comments by MRAC members as well as additional comments by other interested persons about the proposed recommendation have been placed on file with the FDA Hearing Clerk, address below.

Therefore, under the Public Health Service Act as amended by the Radiation Control for Health and Safety Act of 1968 (sec. 356, 82 Stat. 1174-1175 (42 U.S.C. 263d)) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.1), it is proposed that Part 1000 be amended by adding new § 1000.60 to read as follows:

§ 1000.60 Recommendation against taking post-treatment dental radiographs solely for third-party insurance carriers.

The Food and Drug Administration formally recommends that dental radiographs not be taken solely for monitoring dental treatment claims for reimbursement by insurance carriers. This practice constitutes a source of unnecessary radiation exposure to the population. As a general principle, there should be some potential benefit to any individual receiving x-ray exposure. For example, x-ray examinations performed for diagnostic reasons in the normal course of dental care can benefit the patient. However, post-treatment dental radiography, when required by a remote party, is essentially a screening procedure that is not always needed for patient management because the decision to perform the x-ray procedure is not dependent on the patient's dental care needs.

A decision to perform dental x-ray examinations should be made by the patient's dentist. The taking of post-treatment dental radiographs should be restricted to cases in which the patient's dentist believes there is a direct benefit to the patient. Post-treatment radiographs should not be taken solely for use by third-party carriers for

monitoring claims, for fraud detection, or as a prerequisite for payment. This recommendation is consistent with the Presidential directive of January 26, 1978, "Radiation Protection Guidance to Federal Agencies for Diagnostic X Rays," published in the Federal Register of February 1, 1978 (43 FR 4377).

Interested persons may, on or before September 17, 1979, submit to the Hearing Clerk (HFA-305), Food and Drug Administration, Rm. 4-65, 5600 Fishers Lane, Rockville, MD 20857, written comments regarding this proposal. Four copies of any comments are to be submitted, except that individuals may submit one copy. Comments are to be identified with the Hearing Clerk docket number found in brackets in the heading of this document. Received comments may be seen in the above office between 9 a.m. and 4 p.m., Monday through Friday.

Dated: July 2, 1979.

Sherwin Gardner,

*Acting Commissioner of Food and Drugs.*

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## DEPARTMENT OF STATE

### Office of the Secretary

[22 CFR Parts 7, 50, and 51]

[Docket No. SD-147]

### Board of Appellate Review, Nationality Procedures, Passports; Miscellaneous Amendments

#### *Correction*

In FR Doc. 79-20919, published at page 39473, on Friday, July 6, 1979, in the "Dates" section, on page 39474, the comment period ending "August 6, 1979" should be corrected to read "September 4, 1979".

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## DEPARTMENT OF THE TREASURY

### Bureau of Alcohol, Tobacco and Firearms

[27 CFR Part 9]

[Notice No. 325]

### American Viticultural Area Designations

AGENCY: Bureau of Alcohol, Tobacco and Firearms (ATF).

### ACTION: Notice of proposed rulemaking.

**SUMMARY:** The Bureau of Alcohol, Tobacco and Firearms (ATF) is proposing the establishment of a viticultural area in Missouri named "Augusta."

If this proposed viticultural area is approved, it would be the first grape growing region to be designated as a viticultural area under the new provisions of 27 CFR Part 4. These provisions regulate the use of appellations of origin in the labeling and advertising of wine.

**DATE:** Comments must be received on or before August 16, 1979.

**ADDRESS:** Comments must be submitted to the Director, Bureau of Alcohol, Tobacco and Firearms, P.O. Box 385, Washington, DC 20044, (Attention: Chief, Regulations and Procedures Division).

**FOR FURTHER INFORMATION CONTACT:** Thomas Minton, Research and Regulations Branch, Bureau of Alcohol, Tobacco and Firearms, Washington, DC 20226, (202-566-7626).

**SUPPLEMENTARY INFORMATION:** On August 23, 1978, the Bureau published Treasury Decision (TD) ATF-53 (43 FR 37671, 54624) amending certain regulations in 27 CFR Part 4 relating to the labeling and advertising of wine. Part of this Treasury decision dealt with appellations of origin for wine. Viticultural areas, defined for American wine as delimited grape growing regions distinguishable by geographic characteristics, were included as one of the types of appellations to be allowed.

ATF has determined that viticultural areas would be established by regulation in accordance with the Administrative Procedure Act. Any interested party may petition ATF under 5 U.S.C. 553(e) for the establishment of a viticultural area.

TD-ATF-53, specifically 27 CFR 4.25a(e)(2), established certain criteria for petitions and designated 27 CFR Part 9 for the listing of approved viticultural areas. The Bureau is in the process of establishing Part 9 by final rule. Petitions may be in the form of a letter, and should contain the following information: (1) Evidence that the name of the viticultural area is locally and/or nationally known as referring to the area specified in the application; (2) historical or current evidence that the boundaries of the viticultural area are as

specified in the application; (3) evidence relating to the geographical characteristics, (climate, soil, elevation, physical features, etc.) which distinguish the viticultural features of the proposed area from surrounding areas; (4) the specific boundaries of the viticultural area, based on features which can be found on U.S. Geological Survey (U.S.G.S.) maps of the largest applicable scale; and (5) a copy of the appropriate U.S.G.S. map with the boundaries prominently marked.

#### Petition

ATF has received a petition requesting that a delimited grape growing area surrounding Augusta, Missouri, be recognized and designated by regulation as an American viticultural area known as "Augusta." The supporting evidence required by 27 CFR 4.25a(e)(2) was submitted with the petition. The petition, with all appendices and maps, is on file with ATF.

The boundaries of the proposed Augusta viticultural area may be found on two U.S.G.S. 7.5 minute quadrangle maps ("Washington East, Missouri" and "Labadie, Missouri"). The boundaries are as follows:

1. The beginning point of the boundary is the intersection of the St. Charles County line, the Warren County line, and the Franklin County line;
2. The western boundary is the St. Charles County-Warren County line from the beginning point to the township line identified on the approved maps as "T45N/T44N;"
3. The northern boundary is the township line "T45N/T44N" from the St. Charles County-Warren County line to the range line identified on the approved maps as "R1E/R2E;"
4. The eastern boundary is the range line "R1E/R2E" from township line "T45N/T44N" extended to the St. Charles County-Franklin County line; and
5. The southern boundary is the St. Charles County-Franklin County line from the extension of range line "R1E/R2E" to the beginning point.

As a result of this petition, ATF proposes the amendment of 27 CFR Part 9 by adding regulations establishing the Augusta viticultural area.

#### Public Participation

ATF requests comments from all interested persons. All comments received before the closing date will be carefully considered. Comments received after the closing date and too late for consideration will be treated as

possible suggestions for future ATF action.

Copies of the petition, the proposed regulations, the appropriate maps, and any written comments are available for public inspection during normal business hours at the following location:

Public Reading Room, Room 4408, Federal Building, 12th and Pennsylvania Avenue, NW., Washington, DC.

Any interested person who desires an opportunity to comment orally at a public hearing on these proposed regulations should submit his or her request, in writing, to the Director within the 30-day comment period. The Director, however, reserves the right to determine, in the light of all circumstances, whether a public hearing should be held.

#### Drafting Information

The principal author of this document is Thomas Minton of the Bureau of Alcohol, Tobacco and Firearms. However, other personnel of the Bureau and of the Treasury Department have participated in the preparation of this document, both in matters of substance and style.

#### Authority

Accordingly, in this document under the authority contained in 27 U.S.C. 205, the Director proposes to add Part 9, Subpart C, § 9.22 to 27 CFR Chapter I as follows:

#### PART 9—AMERICAN VITICULTURAL AREAS

1. The table of sections in 27 CFR Part 9, Subpart C would read as follows:

##### Subpart C—Approved American Viticultural Areas

\* \* \* \* \*

Sec.  
9.22 Augusta

2. Section 9.22 would read as follows:

##### Subpart C—Approved American Viticultural Areas

§ 9.22 Augusta.

(a) *Name.* The name of the viticultural area described in this section is "Augusta."

(b) *Approved maps.* The approved maps for the Augusta viticultural area are two U.S.G.S. maps. They are titled—

(1) "Washington East, Missouri", 7.5 minute quadrangle; and

(2) "Labadie, Missouri", 7.5 minute quadrangle.

(c) *Boundaries.* The boundaries of the Augusta viticultural area are located in the State of Missouri and are as follows:

(1) The beginning point of the boundary is the intersection of the St. Charles County line, the Warren County line and the Franklin County line.

(2) The western boundary is the St. Charles County-Warren County line from the beginning point to the township line identified on the approved maps as "T45N/T44N."

(3) The northern boundary is the township line "T45N/T44N" from the St. Charles County-Warren County line to the range line identified on the approved maps as "R1E/R2E."

(4) The eastern boundary is the range line "R1E/R2E" from township line "T45N/T44N" extended to the St. Charles County-Franklin County line.

(5) The southern boundary is the St. Charles County-Franklin County line from the extension of range line "R1E/R2E" to the beginning point.

Signed: June 26, 1979.

G. R. Dickerson,  
Director.

Approved: July 10, 1979.

Richard J. Davis,  
Assistant Secretary (Enforcement and Operations).

[FR Doc. 79-21991 Filed 7-16-79; 8:45 am]  
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## ENVIRONMENTAL PROTECTION AGENCY

[40 CFR Part 52]

[FRL 1275-3]

### Approval and Promulgation of Implementation Plans; Iowa

AGENCY: Environmental Protection Agency.

ACTION: Notice of availability.

**SUMMARY:** The State of Iowa has submitted State Implementation Plan (SIP) revisions for non-attainment areas in the State of Iowa to fulfill the requirements of the Clean Air Act Amendments of 1977. Interested persons are invited to examine the Iowa SIP revisions and submit comments on them. A notice of proposed rulemaking describing the revisions will be published in the Federal Register at a later date. The period for submittal of comments will extend for 30 days after publication of the proposed rulemaking.

**ADDRESSES:** Comments should be sent to: Daniel J. Wheeler, Air Support Branch, Environmental Protection Agency, 324 East 11th Street, Kansas City, Missouri 64108. The Iowa submissions may be examined during normal business hours at the above