

Reader Aids

Federal Register

Vol. 69, No. 150

Thursday, August 5, 2004

CUSTOMER SERVICE AND INFORMATION

Federal Register/Code of Federal Regulations

General Information, indexes and other finding aids **202-741-6000**

Laws 741-6000

Presidential Documents

Executive orders and proclamations **741-6000**

The United States Government Manual 741-6000

Other Services

Electronic and on-line services (voice) **741-6020**

Privacy Act Compilation **741-6064**

Public Laws Update Service (numbers, dates, etc.) **741-6043**

TTY for the deaf-and-hard-of-hearing **741-6086**

ELECTRONIC RESEARCH

World Wide Web

Full text of the daily Federal Register, CFR and other publications is located at: <http://www.gpoaccess.gov/nara/index.html>

Federal Register information and research tools, including Public Inspection List, indexes, and links to GPO Access are located at: http://www.archives.gov/federal_register/

E-mail

FEDREGTOC-L (Federal Register Table of Contents LISTSERV) is an open e-mail service that provides subscribers with a digital form of the Federal Register Table of Contents. The digital form of the Federal Register Table of Contents includes HTML and PDF links to the full text of each document.

To join or leave, go to <http://listserv.access.gpo.gov> and select *Online mailing list archives, FEDREGTOC-L, Join or leave the list (or change settings)*; then follow the instructions.

PENS (Public Law Electronic Notification Service) is an e-mail service that notifies subscribers of recently enacted laws.

To subscribe, go to <http://listserv.gsa.gov/archives/publaws-l.html> and select *Join or leave the list* (or change settings); then follow the instructions.

FEDREGTOC-L and **PENS** are mailing lists only. We cannot respond to specific inquiries.

Reference questions. Send questions and comments about the Federal Register system to: fedreg.info@nara.gov

The Federal Register staff cannot interpret specific documents or regulations.

FEDERAL REGISTER PAGES AND DATE, AUGUST

46095-46398.....	2
46399-46978.....	3
46979-47352.....	4
47353-47762.....	5

CFR PARTS AFFECTED DURING AUGUST

At the end of each month, the Office of the Federal Register publishes separately a List of CFR Sections Affected (LSA), which lists parts and sections affected by documents published since the revision date of each title.

3 CFR	52.....47365, 47366
	63.....47001
Administrative Orders:	81.....47366
Presidential	122.....47210
Determinations:	123.....47210
No. 2004-40 of July	124.....47210
21, 2004.....	125.....47210
	180.....47005, 47013, 47022
	300.....47377
5 CFR	Proposed Rules:
531.....	52.....47399
	63.....47049
10 CFR	81.....47399
Proposed Rules:	180.....47051
50.....	300.....47068, 47072
431.....	
	42 CFR
12 CFR	Proposed Rules:
229.....	403.....46632
	405.....47488
14 CFR	410.....47488
23.....	411.....46632, 47488
39.....	414.....47488
71.....	417.....46632, 46866
73.....	418.....47488
	422.....46866
Proposed Rules:	423.....46632
39.....	424.....47488
47035, 47038, 47040, 47041,	484.....47488
47388, 47391, 47393	486.....47488
21 CFR	44 CFR
510.....	64.....46435
522.....	67.....46436, 46437
524.....	
	46 CFR
26 CFR	71.....47378
1.....	114.....47378
14a.....	115.....47378
602.....	125.....47378
	126.....47378
Proposed Rules:	167.....47378
1.....	169.....47378
	175.....47378
29 CFR	176.....47378
1910.....	
	47 CFR
33 CFR	0.....46438
100.....	1.....46438
117.....	2.....46438
	73.....46447, 47385
Proposed Rules:	90.....46438
117.....	95.....46438
165.....	
	Proposed Rules:
36 CFR	2.....46462
242.....	73.....46474, 46476, 47399
	90.....46462
37 CFR	49 CFR
Proposed Rules:	375.....47386
202.....	
	Proposed Rules:
38 CFR	171.....47074
3.....	
40 CFR	
9.....	

172.....47074
173.....47074
175.....47074
178.....47074
571.....47075

50 CFR

17.....47212, 47330
100.....46999
402.....47732
660.....46448
67946451, 47025, 47026

REMINDERS

The items in this list were editorially compiled as an aid to Federal Register users. Inclusion or exclusion from this list has no legal significance.

RULES GOING INTO EFFECT AUGUST 5, 2004**ADVISORY COUNCIL ON HISTORIC PRESERVATION****Historic Preservation, Advisory Council**

Historic properties protection; published 7-6-04

ENVIRONMENTAL PROTECTION AGENCY

Superfund program:

National oil and hazardous substances contingency plan—

National priorities list update; published 8-5-04

HEALTH AND HUMAN SERVICES DEPARTMENT**Food and Drug Administration**

Animal drugs, feeds, and related products:

Ceftiofur; published 8-5-04

Gentamicin sulfate ophthalmic ointment; published 8-5-04

Romifidine hydrochloride injectable solution; published 8-5-04

Sponsor name and address changes—

Hess & Clark, Inc.; published 8-5-04

Sparhawk Laboratories, Inc.; published 8-5-04

PERSONNEL MANAGEMENT OFFICE

Pay under General Schedule:

Locality-based comparability payments; published 8-5-04

SECURITIES AND EXCHANGE COMMISSION

Investment companies:

Investment advisory contracts approval; disclosure requirements; published 6-30-04

TRANSPORTATION DEPARTMENT**Federal Aviation Administration**

Airworthiness directives:

Airbus; published 7-1-04

Fokker; published 7-1-04

Gulfstream Aerospace LP; published 7-1-04

Class D airspace; published 5-20-04

Class D and Class E airspace; published 4-13-04

Class D and E airspace; published 4-19-04

Class E airspace; published 4-13-04

Correction; published 6-9-04

Class E airspace; correction; published 5-25-04

IFR altitudes; published 6-29-04

Restricted areas; published 5-28-04

VOR Federal airways; published 6-1-04

TRANSPORTATION DEPARTMENT**Federal Motor Carrier Safety Administration**

Motor carrier safety standards:

Household goods transportation; consumer protection regulations
Correction; published 8-5-04

TREASURY DEPARTMENT**Internal Revenue Service**

Income taxes:

Qualified dividend income; time and manner of making election to treat as investment income; published 8-5-04

COMMENTS DUE NEXT WEEK**AGRICULTURE DEPARTMENT****Agricultural Marketing Service**

Cotton classing, testing and standards:

Classification services to growers; 2004 user fees; Open for comments until further notice; published 5-28-04 [FR 04-12138]

CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

Administrative claims; monetary damages filed under Federal Tort Claims Act; comments due by 8-16-04; published 6-17-04 [FR 04-13711]

COMMERCE DEPARTMENT**National Oceanic and Atmospheric Administration**

Fishery conservation and management:

West Coast States and Western Pacific fisheries—

Pacific Coast groundfish; comments due by 8-17-04; published 6-18-04 [FR 04-13730]

Pacific Coast groundfish; comments due by 8-17-04; published 7-7-04 [FR 04-15256]

COMMODITY FUTURES TRADING COMMISSION

Commodity Exchange Act:

Speculative position limits; comments due by 8-16-04; published 6-17-04 [FR 04-13678]

COURT SERVICES AND OFFENDER SUPERVISION AGENCY FOR THE DISTRICT OF COLUMBIA

Semi-annual agenda; Open for comments until further notice; published 12-22-03 [FR 03-25121]

DEFENSE DEPARTMENT

Federal Acquisition Regulation (FAR):

Performance-based contracting use for services; incentives; comments due by 8-17-04; published 6-18-04 [FR 04-13618]

ENERGY DEPARTMENT**Energy Efficiency and Renewable Energy Office**

Consumer products; energy conservation program:

Energy conservation standards—
Commercial packaged boilers; test procedures and efficiency standards; Open for comments until further notice; published 12-30-99 [FR 04-17730]

ENERGY DEPARTMENT Federal Energy Regulatory Commission

Electric rate and corporate regulation filings:

Virginia Electric & Power Co. et al.; Open for comments until further notice; published 10-1-03 [FR 03-24818]

ENVIRONMENTAL PROTECTION AGENCY

Air pollutants, hazardous; national emission standards:

List of hazardous air pollutants, petition process, lesser quantity designations, and source category list; comments due by 8-18-04; published 7-19-04 [FR 04-16335]

Air pollution control; new motor vehicles and engines:

Heavy duty diesel engines and vehicles; in-use emissions testing; comments due by 8-16-04; published 6-10-04 [FR 04-13179]

Heavy duty diesel engines and vehicles; in-use emissions testing; correction; comments due by 8-16-04; published 6-21-04 [FR 04-13930]

Air programs; approval and promulgation; State plans for designated facilities and pollutants:

New Jersey; comments due by 8-16-04; published 7-16-04 [FR 04-16208]

Air quality implementation plans; approval and promulgation; various States:

Montana; comments due by 8-19-04; published 7-20-04 [FR 04-16448]

Ohio; comments due by 8-19-04; published 7-20-04 [FR 04-16333]

Environmental statements; availability, etc.:

Coastal nonpoint pollution control program—
Minnesota and Texas; Open for comments until further notice; published 10-16-03 [FR 03-26087]

Pesticide programs:

Pesticide container and containment standards; comments due by 8-16-04; published 6-30-04 [FR 04-14463]

Pesticides; tolerances in food, animal feeds, and raw agricultural commodities:

Humates; comments due by 8-16-04; published 6-16-04 [FR 04-12913]

Solid waste:

Municipal solid waste landfill permit program—
Indiana; comments due by 8-16-04; published 7-16-04 [FR 04-16205]

Solid wastes:

Municipal solid waste landfill permit program—
Indiana; comments due by 8-16-04; published 7-16-04 [FR 04-16204]

Water pollution; effluent guidelines for point source categories:

Meat and poultry products processing facilities; Open for comments until further notice; published 12-30-99 [FR 04-12017]

FEDERAL COMMUNICATIONS COMMISSION

Digital television stations; table of assignments:

California; comments due by 8-16-04; published 7-1-04 [FR 04-15003]

Radio stations; table of assignments:
 Arkansas and Massachusetts; comments due by 8-19-04; published 7-19-04 [FR 04-16366]
 Florida; comments due by 8-19-04; published 7-19-04 [FR 04-16369]
 Wisconsin; comments due by 8-19-04; published 7-19-04 [FR 04-16368]

FEDERAL DEPOSIT INSURANCE CORPORATION

Fair and Accurate Credit Transactions Act; implementation:
 Fair credit reporting provisions; affiliate marketing; comments due by 8-16-04; published 7-15-04 [FR 04-15950]

FEDERAL RESERVE SYSTEM

Fair and Accurate Credit Transactions Act; implementation:
 Fair credit reporting provisions (Regulation V); affiliate marketing; comments due by 8-16-04; published 7-15-04 [FR 04-15950]

FEDERAL TRADE COMMISSION

Fair and Accurate Credit Transactions Act; implementation:
 Affiliate marketing; comments due by 8-16-04; published 6-15-04 [FR 04-13481]
 Fair Credit and Reporting Act: Summaries of consumer rights and notices of duties; comments due by 8-16-04; published 7-16-04 [FR 04-16010]

GENERAL SERVICES ADMINISTRATION

Acquisition regulations:
 Debarment, suspension, and ineligibility requirements; comments due by 8-17-04; published 6-18-04 [FR 04-13762]
 Federal Acquisition Regulation (FAR):
 Performance-based contracting use for services; incentives; comments due by 8-17-04; published 6-18-04 [FR 04-13618]

HEALTH AND HUMAN SERVICES DEPARTMENT

Food and Drug Administration

Administrative rulings and decisions:
 Ozone-depleting substances use; essential-use designations—

Albuterol used in oral pressurized metered-dose inhalers; removed; comments due by 8-16-04; published 6-16-04 [FR 04-13507]

General enforcement regulations:
 Exports; notification and recordkeeping requirements; comments due by 8-16-04; published 6-1-04 [FR 04-12271]

Product jurisdiction:
 Mode of action and primary mode of action of combination products; definitions; comments due by 8-20-04; published 6-24-04 [FR 04-14265]
 Reports and guidance documents; availability, etc.:
 Evaluating safety of antimicrobial new animal drugs with regard to their microbiological effects on bacteria of human health concern; Open for comments until further notice; published 10-27-03 [FR 03-27113]

HOMELAND SECURITY DEPARTMENT

Coast Guard

Anchorage regulations:
 Maryland; Open for comments until further notice; published 1-14-04 [FR 04-00749]

HOMELAND SECURITY DEPARTMENT

Immigration and Customs Enforcement Bureau

Nonimmigrants; removal orders, countries to which aliens may be removed; comments due by 8-18-04; published 7-19-04 [FR 04-16193]

HOUSING AND URBAN DEVELOPMENT DEPARTMENT

Grants:
 Faith-based organizations; participation in department programs; equal treatment of all program participants; comments due by 8-20-04; published 6-21-04 [FR 04-13874]

Mortgage and loan insurance programs:
 Single family mortgage insurance—
 National Housing Act; Hawaiian Home Lands; comments due by 8-16-04; published 6-15-04 [FR 04-13431]

Public and Indian housing:
 Indian Housing Block Grant Program; minimum

funding extension; comments due by 8-16-04; published 6-17-04 [FR 04-13721]

INTERIOR DEPARTMENT Surface Mining Reclamation and Enforcement Office

Permanent program and abandoned mine land reclamation plan submissions:
 Alaska; comments due by 8-18-04; published 7-19-04 [FR 04-16287]
 Indiana; comments due by 8-18-04; published 7-19-04 [FR 04-16284]
 Kentucky; comments due by 8-18-04; published 7-19-04 [FR 04-16286]
 Maryland; comments due by 8-18-04; published 7-19-04 [FR 04-16285]
 Texas; comments due by 8-18-04; published 7-19-04 [FR 04-16283]

JUSTICE DEPARTMENT

Nonimmigrants; removal orders, countries to which aliens may be removed; comments due by 8-18-04; published 7-19-04 [FR 04-16193]

LABOR DEPARTMENT Employment and Training Administration

Aliens:
 Labor certification for permanent employment in U.S.; backlog reduction; comments due by 8-20-04; published 7-21-04 [FR 04-16536]

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

Federal Acquisition Regulation (FAR):
 Performance-based contracting use for services; incentives; comments due by 8-17-04; published 6-18-04 [FR 04-13618]

NATIONAL CREDIT UNION ADMINISTRATION

Fair and Accurate Credit Transactions Act; implementation:
 Fair credit reporting; affiliate marketing; comments due by 8-16-04; published 7-15-04 [FR 04-15950]

NUCLEAR REGULATORY COMMISSION

Environmental statements; availability, etc.:
 Fort Wayne State Developmental Center; Open for comments until

further notice; published 5-10-04 [FR 04-10516]

POSTAL SERVICE

International Mail Manual:
 International Priority Mail and International Surface Air Lift mailers; discontinuance of volume discount rates; comments due by 8-18-04; published 7-28-04 [FR 04-17124]

SMALL BUSINESS ADMINISTRATION

Disaster loan areas:
 Maine; Open for comments until further notice; published 2-17-04 [FR 04-03374]

STATE DEPARTMENT

Consular services; fee schedule; comments due by 8-18-04; published 7-19-04 [FR 04-16363]

OFFICE OF UNITED STATES TRADE REPRESENTATIVE

Trade Representative, Office of United States

Generalized System of Preferences:
 2003 Annual Product Review, 2002 Annual Country Practices Review, and previously deferred product decisions; petitions disposition; Open for comments until further notice; published 7-6-04 [FR 04-15361]

TRANSPORTATION DEPARTMENT

Federal Aviation Administration

Air carrier certification and operations:
 Antidrug and alcohol misuse prevention programs for personnel engaged in specified aviation activities; comments due by 8-16-04; published 5-17-04 [FR 04-10815]

Airworthiness directives:

Airbus; comments due by 8-16-04; published 7-15-04 [FR 04-16031]
 Empresa Brasileira de Aeronautica S.A. (EMBRAER); comments due by 8-16-04; published 7-22-04 [FR 04-16681]
 Grob-Werke; comments due by 8-16-04; published 7-15-04 [FR 04-16097]
 Honeywell; comments due by 8-16-04; published 6-16-04 [FR 04-13563]

Airworthiness standards:

Special conditions—
 Learjet Inc., Model 55, 55B and 55C airplanes;

comments due by 8-16-04; published 7-15-04 [FR 04-16101]

Class E airspace; comments due by 8-16-04; published 7-2-04 [FR 04-15035]

TRANSPORTATION DEPARTMENT

Federal Highway Administration

Engineering and traffic operations:

Highway bridge replacement and rehabilitation program; comments due by 8-20-04; published 6-21-04 [FR 04-13839]

TRANSPORTATION DEPARTMENT

Maritime Administration

Subsidized vessels and operators:

Maritime Security Program; comments due by 8-19-04; published 7-20-04 [FR 04-16454]

TREASURY DEPARTMENT

Comptroller of the Currency

Fair and Accurate Credit Transactions Act; implementation:

Fair credit; affiliate marketing; comments due by 8-16-04; published 7-15-04 [FR 04-15950]

TREASURY DEPARTMENT

Foreign Assets Control Office

Cuban assets control regulations:

Commission for Assistance to a Free Cuba, recommendations; implementation; comments due by 8-16-04; published 6-16-04 [FR 04-13630]

TREASURY DEPARTMENT

Internal Revenue Service

Income taxes:

Safe harbor sale and leaseback transactions; uniform capitalization of interest expense; comments due by 8-18-04; published 5-20-04 [FR 04-11361]

TREASURY DEPARTMENT

Thrift Supervision Office

Fair and Accurate Credit Transactions Act; implementation:

Fair credit reporting; affiliate marketing; comments due

by 8-16-04; published 7-15-04 [FR 04-15950]

LIST OF PUBLIC LAWS

This is a continuing list of public bills from the current session of Congress which have become Federal laws. It may be used in conjunction with "PLUS" (Public Laws Update Service) on 202-741-6043. This list is also available online at http://www.archives.gov/federal_register/public_laws/public_laws.html.

The text of laws is not published in the **Federal Register** but may be ordered in "slip law" (individual pamphlet) form from the Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 (phone, 202-512-1808). The text will also be made available on the Internet from GPO Access at <http://www.gpoaccess.gov/plaws/index.html>. Some laws may not yet be available.

H.R. 4363/P.L. 108-285

Helping Hands for Homeownership Act of 2004 (Aug. 2, 2004; 118 Stat. 917)

H.R. 4759/P.L. 108-286

United States-Australia Free Trade Agreement Implementation Act (Aug. 3, 2004; 118 Stat. 919)

Last List August 4, 2004

Public Laws Electronic Notification Service (PENS)

PENS is a free electronic mail notification service of newly enacted public laws. To subscribe, go to <http://listserv.gsa.gov/archives/publaws-l.html>

Note: This service is strictly for E-mail notification of new laws. The text of laws is not available through this service. **PENS** cannot respond to specific inquiries sent to this address.