

# Reader Aids

Federal Register

Vol. 69, No. 233

Monday, December 6, 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/](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](mailto:fedreg.info@nara.gov)

The Federal Register staff cannot interpret specific documents or regulations.

## FEDERAL REGISTER PAGES AND DATE, DECEMBER

69805-70050.....	1
70051-70178.....	2
70179-70350.....	3
70351-70536.....	6

## CFR PARTS AFFECTED DURING DECEMBER

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

71.....70202, 70204  
70208

#### Proclamations:

7850.....70351

7851.....70353

#### Executive Orders:

13286 (See EO

13362).....70173

13289 (See EO

13363).....70175

13303 (Amended by

EO 13364).....70177

13315 (See EO

13364).....70177

13350 (See EO

13364).....70177

13362.....70173

13363.....70175

13364.....70177

#### Administrative Orders:

##### Memorandums:

Memorandum of

October 21, 2004.....70349

### 5 CFR

317.....70355

352.....70355

359.....70355

451.....70355

530.....70355

531.....70355

534.....70355

575.....70355

841.....69805

842.....69805

843.....69805

### 6 CFR

#### Proposed Rules:

5.....70402

### 7 CFR

1464.....70367

#### Proposed Rules:

929.....69996

### 9 CFR

166.....70179

430.....70051

### 13 CFR

121.....70180

#### Proposed Rules:

121.....70197

### 14 CFR

39.....69807, 69810, 70368

71.....70053, 70185, 70371,  
70372

#### Proposed Rules:

39.....69829, 69832, 69834,

69836, 69838, 69842, 69844,

### 15 CFR

750.....69814

### 18 CFR

#### Proposed Rules:

Ch. 1.....70077

### 21 CFR

510.....70053

520.....70053

522.....70054, 70055

558.....70056

#### Proposed Rules:

165.....70082

### 23 CFR

655.....69815

### 24 CFR

#### Proposed Rules:

206.....70244

3280.....70016

### 25 CFR

#### Proposed Rules:

542.....69847

### 26 CFR

31.....69819

#### Proposed Rules:

26.....70404

### 29 CFR

1926.....70373

4011.....69820

4022.....69820

4044.....69821

### 33 CFR

117.....70057, 70059, 70373

165.....70374

#### Proposed Rules:

117.....70091, 70209

165.....70211

### 36 CFR

13.....70061

242.....70074

### 37 CFR

201.....70377

253.....69822

### 40 CFR

52.....69823

#### Proposed Rules:

52.....69863

60.....69864

63.....69864

---

721.....70404	65.....70185	101.....70378	635.....70396
<b>41 CFR</b>	67.....70191, 70192	63.....70316	679.....69828
<b>Proposed Rules:</b>	<b>47 CFR</b>	<b>50 CFR</b>	<b>Proposed Rules:</b>
51-2.....70214	0.....70316	14.....70379	17.....69878, 70412
51-3.....70214	1.....70378	17.....70382	229.....70094
51-4.....70214	4.....70316	100.....70074	648.....70414
<b>44 CFR</b>	27.....70378	222.....69826	
64.....70377	74.....70378	223.....69826	
	90.....70378	622.....70196	

**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 DECEMBER 6, 2004****AGRICULTURE DEPARTMENT****Animal and Plant Health Inspection Service**

Interstate transportation of animals and animal products (quarantine):  
Brucellosis in cattle, bison, and swine—  
Fluorescence polarization assay; official test addition; published 11-4-04

**ENVIRONMENTAL PROTECTION AGENCY**

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

Virginia; published 10-6-04  
Wisconsin; published 10-5-04

Hazardous waste program authorizations:  
Delaware; published 10-7-04

**FEDERAL COMMUNICATIONS COMMISSION**

Digital television stations; table of assignments:  
Wisconsin; published 10-28-04

**HOMELAND SECURITY DEPARTMENT****Coast Guard**

Drawbridge operations:  
New York; published 11-23-04

**INTERIOR DEPARTMENT****Fish and Wildlife Service**

Endangered and threatened species:  
Florida manatee; protection areas—  
Additions; published 12-6-04

**PERSONNEL MANAGEMENT OFFICE**

Senior Executive Service:  
Pay and performance awards; aggregate limitation on pay; published 12-6-04

**TRANSPORTATION DEPARTMENT****Federal Aviation Administration**

Airworthiness directives:

de Havilland; published 10-21-04

**TREASURY DEPARTMENT**

**Comptroller of the Currency**  
Corporate activities:  
National banks—  
Operating subsidiaries; annual report; published 11-5-04

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

Beef promotion and research; comments due by 12-13-04; published 11-12-04 [FR 04-25198]

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]

**AGRICULTURE DEPARTMENT****Rural Business-Cooperative Service**

Special programs:

Farm Security and Rural Investment Act of 2002; implementation—

Renewable Energy Systems and Energy Efficiency Improvements, Grant, Guaranteed Loan, and Direct Loan Program; comments due by 12-15-04; published 11-15-04 [FR 04-25239]

**COMMERCE DEPARTMENT****Industry and Security Bureau**

Export administration regulations:  
Knowledge and red flags; definition and guidance revisions; safe harbor; comments due by 12-15-04; published 11-15-04 [FR 04-25309]

**COMMERCE DEPARTMENT****National Oceanic and Atmospheric Administration**

Civil procedures; comments due by 12-13-04; published 10-12-04 [FR 04-22598]

Fishery conservation and management:

Alaska; fisheries of Exclusive Economic Zone—

Bering Sea and Aleutian Islands king and tanner

crab; comments due by 12-13-04; published 10-29-04 [FR 04-24103]

Caribbean, Gulf, and South Atlantic fisheries—

Gulf of Mexico reef fish; comments due by 12-16-04; published 11-16-04 [FR 04-25429]

Magnuson-Stevens Act provisions—

Pacific Coast groundfish; fishing capacity reduction program.; comments due by 12-16-04; published 11-16-04 [FR 04-25428]

Marine mammals:

Taking and importation—  
Kodiak Island, AK; rocket launches at Kodiak Launch Complex; pinnipeds; comments due by 12-13-04; published 10-29-04 [FR 04-24234]

**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]

**ENERGY DEPARTMENT**

Meetings:

Environmental Management Site-Specific Advisory Board—  
Oak Ridge Reservation, TN; Open for comments until further notice; published 11-19-04 [FR 04-25693]

**ENERGY DEPARTMENT**

**Energy Efficiency and Renewable Energy Office**  
Commercial and industrial equipment; energy efficiency program:

Test procedures and efficiency standards—  
Commercial packaged boilers; Open for comments until further notice; published 10-21-04 [FR 04-17730]

**ENERGY DEPARTMENT****Federal Energy Regulatory Commission**

Alaska Natural Gas Pipeline Act:

Conduct of open seasons for natural gas transportation projects; comments due by 12-17-04; published 11-23-04 [FR 04-25933]

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 quality implementation plans; approval and promulgation; various States:

California; comments due by 12-16-04; published 11-16-04 [FR 04-25301]

Illinois; comments due by 12-13-04; published 11-12-04 [FR 04-24916]

Iowa; comments due by 12-13-04; published 11-12-04 [FR 04-24918]

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]

Pesticides; tolerances in food, animal feeds, and raw agricultural commodities:  
Mepanipyrim; comments due by 12-13-04; published 10-13-04 [FR 04-22963]

Toxic substances:

Enzymes and proteins; nomenclature inventory; comments due by 12-15-04; published 11-15-04 [FR 04-25307]

Water pollution control:  
National Pollutant Discharge Elimination System—  
Various States; permits for discharges from concentrated animal feeding operations; Open for comments until further notice; published 12-7-04 [FR 04-26817]

Water pollution; effluent guidelines for point source categories:

Meat and poultry products processing facilities; Open for comments until further notice; published 9-8-04 [FR 04-12017]

**FARM CREDIT ADMINISTRATION**

Farm credit system:

Borrower rights; comments due by 12-16-04; published 11-16-04 [FR 04-25397]

**FEDERAL COMMUNICATIONS COMMISSION**

Radio stations; table of assignments:

Alabama and Mississippi; comments due by 12-13-

04; published 11-17-04 [FR 04-25511]  
 Minnesota and Oklahoma; comments due by 12-16-04; published 11-10-04 [FR 04-25058]  
 Oklahoma and Texas; comments due by 12-16-04; published 11-10-04 [FR 04-25061]  
 Wyoming; comments due by 12-16-04; published 11-10-04 [FR 04-25057]

## HEALTH AND HUMAN SERVICES DEPARTMENT

### Food and Drug Administration

Food additives:  
 Mannitol; comments due by 12-15-04; published 11-15-04 [FR 04-25243]  
 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]  
 Medical devices—  
 Dental noble metal alloys and base metal alloys; Class II special controls; Open for comments until further notice; published 8-23-04 [FR 04-19179]

## HOVELAND SECURITY DEPARTMENT

### Coast Guard

Anchorage regulations:  
 Maryland; comments due by 12-13-04; published 10-12-04 [FR 04-22745]  
 Drawbridge operations:  
 Delaware; comments due by 12-13-04; published 10-12-04 [FR 04-22850]

## HOUSING AND URBAN DEVELOPMENT DEPARTMENT

Mortgage and loan insurance programs:  
 Federal National Mortgage Association (Fannie Mae) and Federal Home Loan Mortgage Corporation (Freddie Mac)—  
 Government-sponsored enterprises housing goals (2005-2008 CYs); comments due by 12-17-04; published 11-2-04 [FR 04-24100]

## INTERIOR DEPARTMENT

### Fish and Wildlife Service

Endangered and threatened species permit applications

Recovery plans—  
 Paiute cutthroat trout; Open for comments until further notice; published 9-10-04 [FR 04-20517]

Endangered and threatened species:  
 Critical habitat designations—  
 Buena Vista Lake shrew; comments due by 12-15-04; published 11-30-04 [FR 04-26472]  
 Southwestern willow flycatcher; comments due by 12-13-04; published 10-12-04 [FR 04-22394]  
 Ute ladies'-tresses orchid; five-year review; comments due by 12-13-04; published 10-12-04 [FR 04-22735]

## INTERIOR DEPARTMENT

### Surface Mining Reclamation and Enforcement Office

Abandoned mine land reclamation:  
 Coal production fees and fee allocation  
 Republication; comments due by 12-16-04; published 11-29-04 [FR 04-26195]

## 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]

## PERSONNEL MANAGEMENT OFFICE

Post-employment restrictions; notification; comments due by 12-14-04; published 10-15-04 [FR 04-23194]

## POSTAL RATE COMMISSION

Practice and procedure:  
 Postal service; definition; comments due by 12-15-04; published 11-18-04 [FR 04-25567]

## SMALL BUSINESS ADMINISTRATION

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

## 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

Economic regulations:  
 Commuter air carrier registrations; elimination; comments due by 12-13-04; published 10-28-04 [FR 04-23859]

## TRANSPORTATION DEPARTMENT

### Federal Aviation Administration

Airmen certification:  
 Second-in-command pilot type rating; comments due by 12-16-04; published 11-16-04 [FR 04-25415]

### Airworthiness directives:

Airbus; comments due by 12-17-04; published 11-22-04 [FR 04-25793]

Boeing; comments due by 12-13-04; published 10-29-04 [FR 04-24220]

Dornier; comments due by 12-13-04; published 11-12-04 [FR 04-25192]

EXTRA Flugzeugbau GmbH; comments due by 12-15-04; published 11-12-04 [FR 04-25193]

Gippsland Aeronautics Pty. Ltd.; comments due by 12-15-04; published 11-8-04 [FR 04-24819]

Glaser-Dirks Flugzeugbau GmbH; comments due by 12-13-04; published 11-8-04 [FR 04-24818]

Gulfstream; comments due by 12-17-04; published 10-18-04 [FR 04-23027]

Hartzell Propeller Inc.; comments due by 12-13-04; published 10-14-04 [FR 04-22728]

McDonnell Douglas; comments due by 12-13-04; published 10-27-04 [FR 04-24032]

Class D airspace; comments due by 12-15-04; published 11-8-04 [FR 04-24848]

VOR Federal airways; comments due by 12-13-04; published 10-28-04 [FR 04-24146]

## TRANSPORTATION DEPARTMENT

### Research and Special Programs Administration

Hazardous materials:  
 Transportation—

Compressed oxygen, other oxidizing gases, and chemical oxygen generators on aircraft; comments due by 12-13-04; published 8-4-04 [FR 04-17747]

## TREASURY DEPARTMENT

### Internal Revenue Service

Income taxes:  
 Purchase price allocation in deemed and actual asset acquisitions; nuclear decommissioning funds treatment; cross-reference; comments due by 12-15-04; published 9-16-04 [FR 04-20915]

## 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](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. 1113/P.L. 108-417

To authorize an exchange of land at Fort Frederica National Monument, and for other purposes. (Nov. 30, 2004; 118 Stat. 2339)

### H.R. 1284/P.L. 108-418

To amend the Reclamation Projects Authorization and Adjustment Act of 1992 to increase the Federal share of the costs of the San Gabriel Basin demonstration project. (Nov. 30, 2004; 118 Stat. 2340)

### H.R. 1417/P.L. 108-419

Copyright Royalty and Distribution Reform Act of 2004 (Nov. 30, 2004; 118 Stat. 2341)

### H.R. 1446/P.L. 108-420

California Missions Preservation Act (Nov. 30, 2004; 118 Stat. 2372)

**H.R. 1964/P.L. 108-421**

Highlands Conservation Act (Nov. 30, 2004; 118 Stat. 2375)

**H.R. 3936/P.L. 108-422**

Veterans Health Programs Improvement Act of 2004 (Nov. 30, 2004; 118 Stat. 2379)

**H.R. 4516/P.L. 108-423**

Department of Energy High-End Computing Revitalization Act of 2004 (Nov. 30, 2004; 118 Stat. 2400)

**H.R. 4593/P.L. 108-424**

Lincoln County Conservation, Recreation, and Development Act of 2004 (Nov. 30, 2004; 118 Stat. 2403)

**H.R. 4794/P.L. 108-425**

To amend the Tijuana River Valley Estuary and Beach Sewage Cleanup Act of 2000 to extend the authorization of appropriations, and for other purposes. (Nov. 30, 2004; 118 Stat. 2420)

**H.R. 5163/P.L. 108-426**

Norman Y. Mineta Research and Special Programs Improvement Act (Nov. 30, 2004; 118 Stat. 2423)

**H.R. 5213/P.L. 108-427**

Research Review Act of 2004 (Nov. 30, 2004; 118 Stat. 2430)

**H.R. 5245/P.L. 108-428**

To extend the liability indemnification regime for the commercial space transportation industry. (Nov. 30, 2004; 118 Stat. 2432)

**Last List November 26, 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](mailto: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.