

Reader Aids

Federal Register

Vol. 69, No. 197

Wednesday, October 13, 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, OCTOBER

58799-59118.....	1
59119-59540.....	4
59541-59758.....	5
59759-60076.....	6
60077-60282.....	7
60283-60536.....	8
60537-60794.....	12
60795-60942.....	13

CFR PARTS AFFECTED DURING OCTOBER

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

Proclamations:		60799, 60801, 60802, 60804, 60807, 60809
71.....	59129, 59303, 60284,	
	60285, 60286	
91.....	59752, 60534	
Proposed Rules:		
39.....	59147, 59148, 59151,	
	59153, 59557, 59559, 59837,	
	60098, 60100, 60104, 60106,	
	60568	
71.....	58859, 59756	
73.....	58860	
97.....	59756	

5 CFR

591.....	59761
Proposed Rules:	
550.....	60097

7 CFR

6.....	59763
60.....	59708
301.....	59119, 60537
611.....	60283
1206.....	59120
1730.....	60537
1776.....	59764
1783.....	59770

Proposed Rules:

304.....	60567
457.....	60320
923.....	59551
1776.....	59836
1783.....	59836
4280.....	59650

8 CFR

214.....	60939
----------	-------

9 CFR

52.....	60542
317.....	58799
381.....	58799

10 CFR

50.....	58804
73.....	58820

Proposed Rules:

110.....	60567
----------	-------

11 CFR

104.....	59775
110.....	59775

12 CFR

204.....	60543
335.....	59780
747.....	60077

14 CFR

13.....	59490
23.....	58822
25.....	60795, 60797
39.....	58824, 58826, 58828,
	59541, 59788, 59790, 60081,

60799, 60801, 60802, 60804,	
60807, 60809	
71.....	59129, 59303, 60284,
	60285, 60286
91.....	59752, 60534
Proposed Rules:	
39.....	59147, 59148, 59151,
	59153, 59557, 59559, 59837,
	60098, 60100, 60104, 60106,
	60568
71.....	58859, 59756
73.....	58860
97.....	59756

15 CFR

730.....	60545
734.....	60545
744.....	59303
746.....	60545
770.....	60545
772.....	60545
774.....	60545

Proposed Rules:

732.....	60829
736.....	60829
740.....	60829
744.....	60829
752.....	60829
764.....	60829
772.....	60829
904.....	60569

16 CFR

Proposed Rules:	
642.....	58861
698.....	58861

17 CFR

1.....	59544
211.....	59130
232.....	60287
240.....	60287
249.....	60287

Proposed Rules:

228.....	59094
229.....	59094
232.....	59094
240.....	59094
249.....	59094
270.....	59094

19 CFR

191.....	60082
----------	-------

Proposed Rules:

133.....	59562, 60936
----------	--------------

20 CFR

404.....	60224
408.....	60224
416.....	60224

21 CFR

74.....	60307
---------	-------

510.....60811	36 CFR	460.....60242	25.....59700
520.....59131, 60547	Proposed Rules:	480.....60242	33.....59700
522.....60308	1270.....58875	482.....60242	36.....59699
556.....60308	37 CFR	483.....60242	39.....59702
558.....60547	2.....59809	485.....60242	52.....59700, 59703
888.....59132	270.....59648	489.....60242	53.....59699
Proposed Rules:	38 CFR	44 CFR	Proposed Rules:
16.....60108	1.....60083	64.....60309	1511.....59843
118.....60108	3.....60083	45 CFR	1552.....59843
361.....59569	Proposed Rules:	2251.....60094	2101.....59166
22 CFR	5.....59072	2252.....60094	2102.....59166
51.....60811	39 CFR	2253.....60094	2103.....59166
26 CFR	20.....59545	Proposed Rules:	2104.....59166
1.....60222	111.....59139, 59545	Ch. XXV.....60603	2105.....59166
Proposed Rules:	501.....60090	47 CFR	2109.....59166
1.....58873	40 CFR	0.....59145	2110.....59166
48.....59572	35.....59810	1.....58840, 59145	2115.....59166
29 CFR	52.....59546, 59812	15.....59500	2116.....59166
Proposed Rules:	63.....58837, 60813	27.....59500	2131.....59166
1910.....59306	180.....60820	54.....59145	2132.....59166
1915.....59306	261.....60557	64.....60311	2137.....59166
1917.....59306	271.....59139, 60091	73.....58840, 59500, 60316,	2144.....59166
1918.....59306	300.....58839	60560, 60561	2146.....59166
1926.....59306	Proposed Rules:	90.....59500, 60561	2149.....59166
30 CFR	9.....60320	101.....59145	2152.....59166
914.....58830	23.....60320	Proposed Rules:	
Proposed Rules:	52.....59572, 59839, 60328	0.....59166	
906.....58873	63.....60837	2.....59166	
32 CFR	81.....60328	73.....60344, 60346, 60604,	
199.....60547	163.....60320	60605	
33 CFR	177.....60320	101.....59166	
100.....59793, 59795, 59797	178.....60320	48 CFR	
117.....59135, 59136, 60555	179.....60320	Ch. 1.....59698, 59699	
151.....60309	180.....59843, 60320	1.....59699	
165.....58833, 58834, 59136,	261.....59156	5.....59700	
59799, 59801, 59803, 59806,	271.....59165, 60110	7.....59701	
59808	42 CFR	11.....59701	
Proposed Rules:	71.....59144	12.....59700	
110.....60592	403.....60242	13.....59699, 59700, 59701	
117.....60595, 60597	412.....60242	14.....59700, 59703	
165.....60600	413.....60242	15.....59701	
	418.....60242	17.....59700	
		19.....59699, 59700	
		22.....59700	

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 OCTOBER 13, 2004**AGRICULTURE DEPARTMENT****Forest Service**

National recreation areas:
Sawtooth National Recreation Area, ID; private lands—
Residential outbuilding size increase; published 9-13-04

COMMERCE DEPARTMENT National Oceanic and Atmospheric Administration

Marine mammals:
Incidental taking—
Eastern Tropical Pacific Ocean; tuna purse seine vessels; compliance with International Dolphin Conservation Program Act; published 9-13-04

ENVIRONMENTAL PROTECTION AGENCY

Pesticides; tolerances in food, animal feeds, and raw agricultural commodities:
Mepanipyrim; published 10-13-04

FEDERAL COMMUNICATIONS COMMISSION

Common carrier services:
Federal-State Joint Board on Universal Service—
Schools and libraries; universal service support mechanism; published 9-13-04

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

Animal drugs, feeds, and related products:
Sponsor name and address changes—
AlphaPharma, Inc, et al.; published 10-13-04

SOCIAL SECURITY ADMINISTRATION

Organization and procedures:
Assignment of Social Security numbers for nonwork purposes; evidence requirements; published 9-13-04

TRANSPORTATION DEPARTMENT**Federal Aviation Administration**

Airworthiness directives:
BAE Systems (Operations) Ltd.; published 9-8-04
Boeing; published 9-8-04
Bombardier; published 9-8-04
McDonnell Douglas; published 9-8-04

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]

AGRICULTURE DEPARTMENT**Forest Service**

Alaska National Interest Lands Conservation Act; Title VIII implementation (subsistence priority):
Wildlife; 2005-2006 subsistence taking; comments due by 10-22-04; published 8-31-04 [FR 04-19839]

AGRICULTURE DEPARTMENT**Food Safety and Inspection Service**

Meat and poultry inspection:
Foreign inspection system supervisory visits to certified foreign establishments; frequency; comments due by 10-18-04; published 8-18-04 [FR 04-18889]

COMMERCE DEPARTMENT Economic Analysis Bureau

Direct investment surveys:
BE-10; benchmark survey of U.S. direct investment abroad (2004); comments due by 10-18-04; published 8-17-04 [FR 04-18640]

COMMERCE DEPARTMENT National Oceanic and Atmospheric Administration

Endangered and threatened species:
Salmonids in California; listing determinations; hearings; comments due by 10-20-04; published 9-9-04 [FR 04-20425]

West Coast Salmonids; extension of comment period and public hearing; comments due by 10-20-04; published 8-31-04 [FR 04-19867]

Fishery conservation and management:

Alaska; fisheries of Exclusive Economic Zone—
Gulf of Alaska pollock and Pacific cod; comments due by 10-21-04; published 9-21-04 [FR 04-21217]

Atlantic highly migratory species—

Atlantic shark; comments due by 10-18-04; published 9-22-04 [FR 04-21289]

Large and small coastal sharks; comments due by 10-18-04; published 9-17-04 [FR 04-21002]

West Coast States and Western Pacific fisheries—

Pacific Coast groundfish; comments due by 10-21-04; published 9-21-04 [FR 04-20888]

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):
Bid bonds; powers of attorney; comments due by 10-22-04; published 8-23-04 [FR 04-19234]

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 programs:

Stratospheric ozone protection—
Methyl bromide phaseout; critical use exemption process; comments due by 10-21-04; published 9-20-04 [FR 04-21053]

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

California; comments due by 10-21-04; published 9-21-04 [FR 04-21179]

Colorado; comments due by 10-18-04; published 9-16-04 [FR 04-20793]

North Carolina; comments due by 10-20-04; published 9-20-04 [FR 04-21060]

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:

Bromoxynil, diclofop-methyl, dicofol, diquat, etridiazole, et al.; comments due by 10-18-04; published 10-6-04 [FR 04-22474]

DCPA; comments due by 10-19-04; published 8-20-04 [FR 04-19035]

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]

FEDERAL COMMUNICATIONS COMMISSION

Common carrier services:

Individuals with hearing and speech disabilities; telecommunications relay and speech-to-speech services; comments due by 10-18-04; published 9-1-04 [FR 04-18551]

Radio stations; table of assignments:

California; comments due by 10-18-04; published 9-9-04 [FR 04-20360]

Minnesota; comments due by 10-18-04; published 9-10-04 [FR 04-20531]

Ohio; comments due by 10-18-04; published 9-9-04 [FR 04-20358]

Texas; comments due by 10-18-04; published 9-9-04 [FR 04-20359]

Various States; comments due by 10-18-04; published 9-9-04 [FR 04-20357]

Washington; comments due by 10-18-04; published 9-10-04 [FR 04-20532]

FEDERAL DEPOSIT INSURANCE CORPORATION

Community Reinvestment Act; implementation:

Community development criterion for small banks; small banks and community development definitions; comments due by 10-20-04; published 9-20-04 [FR 04-21162]

Economic Growth and Regulatory Paperwork Reduction Act of 1996; implementation:

Burden reduction recommendations; comments due by 10-18-04; published 7-20-04 [FR 04-16401]

FEDERAL RESERVE SYSTEM

Economic Growth Regulatory Paperwork Reduction of 1996; implementation:

Burden reduction recommendations; comments due by 10-18-04; published 7-20-04 [FR 04-16401]

GENERAL SERVICES ADMINISTRATION

Federal Acquisition Regulation (FAR):

Bid bonds; powers of attorney; comments due by 10-22-04; published 8-23-04 [FR 04-19234]

HEALTH AND HUMAN SERVICES DEPARTMENT Food and Drug Administration

Administrative practice and procedure:

New drug applications; complete response letter and amendments to unapproved applications; comments due by 10-18-04; published 7-20-04 [FR 04-16476]

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]

HOMELAND SECURITY DEPARTMENT

Coast Guard

Anchorage regulations:

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

Drawbridge operations:

Wisconsin; comments due by 10-21-04; published 9-21-04 [FR 04-21136]

HOMELAND SECURITY DEPARTMENT

Transportation Security Administration

Civil aviation security:

Security awareness training for flight school employees; aliens and other designated individuals; notification; comments due by 10-20-04; published 9-20-04 [FR 04-21220]

INTERIOR DEPARTMENT

Indian Affairs Bureau

Law and order on Indian reservations:

Albuquerque Indian School property, NM; Courts of Indian Offenses; addition to Santa Fe Indian School property listing; comments due by 10-19-04; published 8-20-04 [FR 04-19113]

INTERIOR DEPARTMENT

Fish and Wildlife Service

Alaska National Interest Lands Conservation Act; Title VIII implementation (subsistence priority):

Wildlife; 2005-2006 subsistence taking; comments due by 10-22-04; published 8-31-04 [FR 04-19839]

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 10-18-04; published 8-19-04 [FR 04-18988]

INTERIOR DEPARTMENT

National Park Service

Special regulations:

Fire Island National Seashore, NY; personal watercraft use; comments due by 10-22-04; published 8-23-04 [FR 04-19189]

INTERIOR DEPARTMENT

Surface Mining Reclamation and Enforcement Office

Permanent program and abandoned mine land reclamation plan submissions:

Colorado; comments due by 10-18-04; published 10-1-04 [FR 04-22017]

JUSTICE DEPARTMENT

Prisons Bureau

Community programs and release:

Community confinement; comments due by 10-18-04; published 8-18-04 [FR 04-18747]

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

Federal Acquisition Regulation (FAR):

Bid bonds; powers of attorney; comments due by 10-22-04; published 8-23-04 [FR 04-19234]

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]

Production and utilization

facilities; domestic licensing; Pressure vessel code cases; American Society of Mechanical Engineers; incorporation by reference; comments due by 10-18-04; published 8-3-04 [FR 04-17609]

POSTAL SERVICE

Domestic Mail Manual:

Bundles of flat-size and irregular parcel mail; address visibility; comments due by 10-18-04; published 9-2-04 [FR 04-19992]

SECURITIES AND EXCHANGE COMMISSION

Fair and Accurate Credit Transactions Act; implementation:

Consumer report information disposal; comments due by 10-20-04; published 9-20-04 [FR 04-21031]

SMALL BUSINESS ADMINISTRATION

Disaster loan areas:

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

SOCIAL SECURITY ADMINISTRATION

Social security benefits:

Federal old-age, survivors, and disability insurance—
Genitourinary impairments evaluation; revised medical criteria; comments due by 10-22-04; published 8-23-04 [FR 04-19188]

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

Airworthiness directives:

Boeing; comments due by 10-18-04; published 9-3-04 [FR 04-20124]

Empresa Brasileira de Aeronautica S.A. (EMBRAER); comments due by 10-18-04; published 9-22-04 [FR 04-21273]

Eurocopter France; comments due by 10-18-04; published 8-19-04 [FR 04-18438]

McDonnell Douglas; comments due by 10-18-04; published 9-3-04 [FR 04-20123]

Pratt & Whitney; comments due by 10-18-04; published 8-18-04 [FR 04-18919]

Airworthiness standards:

Special conditions—
Cessna 206H and T206H airplanes; comments due by 10-21-04; published 9-21-04 [FR 04-21138]

Dassault Model Mystere-Falcon and Model Fan

Jet Falcon airplanes; various series; comments due by 10-22-04; published 9-22-04 [FR 04-21224]

Lockheed Martin Corp. Model 1329-23A, -23-D, -23E, and 1329-25 airplanes; comments due by 10-22-04; published 9-22-04 [FR 04-21225]

Colored Federal airways; comments due by 10-18-04; published 9-3-04 [FR 04-20175]

TRANSPORTATION DEPARTMENT

Federal Highway Administration

Right-of-way and environment:
Highway traffic and construction noise; abatement procedures; comments due by 10-19-04; published 8-20-04 [FR 04-18850]

TREASURY DEPARTMENT Comptroller of the Currency

Economic Growth and Regulatory Paperwork Reduction Act of 1996; implementation:
Burden reduction recommendations; comments due by 10-18-04; published 7-20-04 [FR 04-16401]

TREASURY DEPARTMENT Internal Revenue Service

Estate and gift taxes:
Qualified interests; comments due by 10-21-04; published 7-26-04 [FR 04-16593]

Income taxes:

Governmental units serving as nonbank trustee of individual retirement accounts; cross-reference; comments due by 10-20-04; published 7-22-04 [FR 04-16595]

Optional 10-year writeoff of certain tax preferences;

comments due by 10-18-04; published 7-20-04 [FR 04-16474]

Partnerships and their partners; qualified small business stock sale; grain deferral; hearing date correction; comments due by 10-19-04; published 9-2-04 [FR 04-20056]

Procedure and administration:
Entity classification changes; eligible associations taxable as a corporation for qualified electing S corporation; comments due by 10-18-04; published 7-20-04 [FR 04-16233]

TREASURY DEPARTMENT Thrift Supervision Office

Economic Growth and Regulatory Paperwork Reduction Act of 1996; implementation:
Burden reduction recommendations; comments due by 10-18-04; published 7-20-04 [FR 04-16401]

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. 1308/P.L. 108-311

Working Families Tax Relief Act of 2004 (Oct. 4, 2004; 118 Stat. 1166)

H.R. 265/P.L. 108-312

Mount Rainier National Park Boundary Adjustment Act of 2004 (Oct. 5, 2004; 118 Stat. 1194)

H.R. 1521/P.L. 108-313

Johnstown Flood National Memorial Boundary Adjustment Act of 2004 (Oct. 5, 2004; 118 Stat. 1196)

H.R. 1616/P.L. 108-314

Martin Luther King, Junior, National Historic Site Land Exchange Act (Oct. 5, 2004; 118 Stat. 1198)

H.R. 1648/P.L. 108-315

Carpinteria and Montecito Water Distribution Systems Conveyance Act of 2004 (Oct. 5, 2004; 118 Stat. 1200)

H.R. 1732/P.L. 108-316

To amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Williamson County, Texas, Water Recycling and Reuse Project, and for other purposes. (Oct. 5, 2004; 118 Stat. 1202)

H.R. 2696/P.L. 108-317

Southwest Forest Health and Wildfire Prevention Act of 2004 (Oct. 5, 2004; 118 Stat. 1204)

H.R. 3209/P.L. 108-318

To amend the Reclamation Project Authorization Act of 1972 to clarify the acreage for which the North Loup division is authorized to provide irrigation water under the Missouri River Basin project. (Oct. 5, 2004; 118 Stat. 1211)

H.R. 3249/P.L. 108-319

To extend the term of the Forest Counties Payments Committee. (Oct. 5, 2004; 118 Stat. 1212)

H.R. 3389/P.L. 108-320

To amend the Stevenson-Wylder Technology Innovation Act of 1980 to permit Malcolm Baldrige National Quality Awards to be made to nonprofit organizations. (Oct. 5, 2004; 118 Stat. 1213)

H.R. 3768/P.L. 108-321

Timucuan Ecological and Historic Preserve Boundary Revision Act of 2004 (Oct. 5, 2004; 118 Stat. 1214)

S.J. Res. 41/P.L. 108-322

Commemorating the opening of the National Museum of the American Indian. (Oct. 5, 2004; 118 Stat. 1216)

H.R. 4654/P.L. 108-323

To reauthorize the Tropical Forest Conservation Act of 1998 through fiscal year 2007, and for other purposes. (Oct. 6, 2004; 118 Stat. 1218)

Last List October 6, 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.