

Reader Aids

Federal Register

Vol. 69, No. 36

Tuesday, February 24, 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.access.gpo.gov/nara>

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: info@fedreg.nara.gov

The Federal Register staff cannot interpret specific documents or regulations.

FEDERAL REGISTER PAGES AND DATE, FEBRUARY

4843-5004.....	2
5005-5256.....	3
5257-5458.....	4
5459-5678.....	5
5679-5904.....	6
5905-6138.....	9
6139-6524.....	10
6525-6904.....	11
6905-7104.....	12
7105-7346.....	13
7347-7540.....	17
7541-7678.....	18
7679-7862.....	19
7863-8090.....	20
8091-8322.....	23
8323-8544.....	24

CFR PARTS AFFECTED DURING FEBRUARY

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	319.....	5673
	761.....	6056
Proclamations:	762.....	6056
7754.....	763.....	6056
7755.....	764.....	6056
7756.....	765.....	6056
Executive Orders:	766.....	6056
12512 (Revoked by	767.....	6056
EO 13327).....	768.....	6056
12958(See EO	769.....	6056
13328).....	1205.....	5936
13327.....	1423.....	6201
13328.....	1728.....	6926
Administrative Orders:		
Presidential		
Determinations:		
No. 2004-21.....		4843
No. 2004-22 of		
February 5, 2004.....		8323
Notices:		
Notice of February 13,		
2004.....		7677
Notice of February 20,		
2004.....		8543
5 CFR		
532.....	5257, 7105	
792.....	8325	
Proposed Rules:		
Ch. XCVII.....	8030	
591.....	6020	
890.....	5935	
9701.....	8030	
6 CFR		
29.....	8074	
7 CFR		
300.....	4845	
301.....	4845, 8091	
318.....	7541	
319.....	4845, 5673, 6905	
762.....	5259	
772.....	7679	
905.....	5679	
916.....	8325	
917.....	8325	
930.....	6905	
932.....	5905	
984.....	6910	
989.....	6912	
1135.....	8327	
1724.....	7105	
1726.....	7105	
1755.....	7105	
1940.....	5263	
1941.....	5259	
1943.....	5259	
1951.....	5259, 5264	
1962.....	5264	
1965.....	5264	
Proposed Rules:		
301.....	7607	
	319.....	5673
	761.....	6056
	762.....	6056
	763.....	6056
	764.....	6056
	765.....	6056
	766.....	6056
	767.....	6056
	768.....	6056
	769.....	6056
	1205.....	5936
	1423.....	6201
	1728.....	6926
8 CFR		
Proposed Rules:		
103.....	5088	
9 CFR		
72.....	8328	
78.....	7863	
145.....	7679	
10 CFR		
50.....	5267	
71.....	6139	
600.....	7865	
Proposed Rules:		
19.....	8350	
20.....	8350	
50.....	8350	
170.....	4865	
171.....	4865	
11 CFR		
111.....	6525	
12 CFR		
222.....	6526	
229.....	6917	
Proposed Rules:		
Ch. VII.....	5300	
25.....	5729	
228.....	5729	
345.....	5729	
502.....	6201	
563e.....	5729	
703.....	4886	
704.....	4886	
13 CFR		
107.....	8097	
Proposed Rules:		
121.....	5302	
14 CFR		
1.....	6531	
21.....	6531	
25.....	6532	
39.....	5505, 5007, 5459, 5907,	
	5909, 5911, 5913, 5914,	
	5918, 5920, 5922, 5924,	

5926, 6139, 6532, 6533, 6534, 6536, 6538, 6539, 6541, 6542, 6546, 6547, 6549, 6552, 6553, 7111, 7113, 7548, 7550, 7551, 7553, 7555, 7556, 7558, 7560, 7561, 7565, 7680, 8098, 8101, 8103 61.....6531 71.....5008, 5009, 5010, 5011, 5012, 5013, 5014, 5461, 5462, 5463, 7681 77.....5682 91.....6531, 6532, 6555 93.....6555 97.....5683, 5684 119.....6531, 6555 121.....5388, 6380, 6531, 6532, 6555, 6556 125.....6531, 6532, 6556 129.....6531 135.....5388, 6531, 6532, 6555, 6556 139.....6380 142.....6531 145.....5388 183.....6555 1260.....5015, 5016 1274.....5016 Proposed Rules: 25.....5747 36.....6856 39.....5302, 5477, 5756, 5759, 5762, 5765, 5767, 5769, 5771, 5773, 5775, 5778, 5780, 5781, 5783, 5785, 5787, 5790, 5792, 5794, 5936, 5939, 6214, 6585, 6587, 7170, 7174, 7176, 7179, 7181, 7378, 7380, 7382, 7706, 7707, 7710, 7878 60.....6216 61.....6218 71.....5093, 5094, 5095, 5097, 5098, 5479, 7713, 7714, 7715 73.....5099 77.....5101 91.....6218 119.....6218 121.....6216, 6218 135.....6218 136.....6218 15 CFR 730.....5686 732.....5686 734.....5686, 5928 736.....5686 740.....5686, 5928 746.....5686 748.....5686 750.....5686 752.....5686 764.....7867 766.....7867 774.....5927 16 CFR 456.....5451 602.....6526 603.....8532 Proposed Rules: 310.....7330 315.....5440 456.....5440 17 CFR 1.....6140 200.....8329 Proposed Rules: 239.....6438, 7852 240.....6124, 6438, 6928, 7852 249.....6928 274.....6438, 6928, 7852 18 CFR 2.....5268 4.....5268 5.....5268 9.....5268 16.....5268 375.....5268 385.....5268 20 CFR 404.....5691 21 CFR 1.....4851, 7347, 8330 119.....6788 201.....7114 203.....8105 522.....7115 529.....6556 556.....6556 558.....6557 610.....7114 1271.....5272 1300.....7348 1313.....7348 22 CFR 126.....7349 23 CFR 140.....7116 200.....7116 630.....7116 633.....7116 635.....7116 640.....7116 24 CFR Proposed Rules: 200.....7324 203.....7324 291.....7324 990.....5796 25 CFR Proposed Rules: 162.....6500 26 CFR 1.....5017, 5248, 5272, 5931, 7350, 7567, 7995, 8330 31.....7567 301.....5017, 7567 602.....5017, 7350, 7567 Proposed Rules: 1.....5101, 5797, 5940, 7183, 7384, 7389 301.....5101 28 CFR 2.....5273 29 CFR 1910.....7351 4022.....7119 4044.....7119 4904.....7120 Proposed Rules: 1926.....7184, 8352 30 CFR 75.....8107 Proposed Rules: 57.....7881 943.....5102, 5942 31 CFR Proposed Rules: 10.....5304 32 CFR 199.....6919 312.....7366 775.....8108 Proposed Rules: 153.....4890 1602.....5797 1605.....5797 1609.....5797 1656.....5797 33 CFR 106.....7681 110.....5274 117.....5017, 5275, 5276, 5463, 6558, 7682, 7684, 7686 147.....6146 165.....5277, 5280, 5282, 5284, 5465, 5467, 5469, 5471, 5473, 6148, 6150, 6152, 6154, 6156, 6158, 6559, 7367 Proposed Rules: 165.....6219, 6221, 7717 34 CFR 280.....4995 345.....8331 36 CFR 242.....5018 Proposed Rules: 7.....5799 242.....5105 1200.....7881 37 CFR 262.....5693 263.....5693 Proposed Rules: 205.....8120 38 CFR Proposed Rules: 3.....6223 39 CFR 551.....7688 3001.....7574 Proposed Rules: 111.....7887 40 CFR 19.....7121 27.....7121 52.....4852, 4856, 5036, 5286, 5289, 5932, 6160, 7096, 7127, 7133, 7370 60.....7135, 7148 63.....5038, 7372 81.....4856 141.....7156 180.....5289, 6561, 7161, 7596 268.....6567 300.....7873 Proposed Rules: 30.....6592 31.....6592 33.....6592 35.....6592 40.....6592 51.....4901, 5944 52.....4902, 4903, 4908, 5412, 6223, 7098, 7185, 7389 55.....6928 60.....7390 63.....7397 72.....4901, 5944 75.....4901, 5944 81.....4908, 8126 96.....4901, 5944 247.....7612 260.....8353 261.....7888, 8353 268.....6593 300.....7613, 7897, 8353 42 CFR 71.....7165 102.....7376 43 CFR 2930.....5703 44 CFR 64.....5474, 7166 65.....6165, 6166, 6170 67.....6172, 6179, 8112, 8113 Proposed Rules: 67.....6224, 8128, 8130 45 CFR 1611.....8114 2531.....6181 2533.....6181 Proposed Rules: 2551.....6225 2552.....6227 2553.....6228 46 CFR 12.....6575 16.....6575 67.....5390 Proposed Rules: 67.....5403 221.....5403 47 CFR 0.....7376 1.....5707, 6920 2.....5707 20.....6578 25.....5707, 6578 27.....5711, 6920 54.....5718, 6181 64.....5718, 8331 73.....6192, 6193, 6194, 6582, 8115, 8332, 8333, 8334 Proposed Rules: 1.....7615, 8132 2.....7397 15.....5945, 7397

20.....6595	19.....8312	231.....8154	50 CFR
22.....8132	25.....8312	234.....8155	17.....8116
24.....8132	225.....8115	235.....8148, 8157, 8158	100.....5018
25.....4908, 6595	1801.....8335	242.....8155	216.....5720
27.....8132	1804.....5087	251.....8159	229.....6583
54.....6229	1811.....8335	252.....8146, 8148, 8150, 8155, 8158, 8159	600.....8336
61.....7615	1823.....8335		622.....5297, 6921
64.....6595	1851.....8335		648.....4861
68.....6595	1852.....5087, 8335	49 CFR	660.....8336
69.....7615	Proposed Rules:	107.....6195	679.....5298, 5299, 5934, 6198, 6199, 7703, 7704, 7876
73.....6238, 6239, 8355, 8356, 8357	52.....5480	171.....6195	Proposed Rules:
74.....4908	201.....8145	176.....6195	17.....6240, 6600, 8161, 8359
78.....4908	202.....8145	177.....6195	100.....5105
90.....7397, 8132	203.....8146	222.....7169	223.....5810, 6621, 7719
48 CFR	205.....8148	229.....7169	300.....5481, 8162
Ch. I.....8315	206.....8149	538.....7689	600.....5483, 7411
2.....8312	209.....8146, 8150	571.....6583	622.....7185, 7186, 7187, 7898
10.....8312	212.....8151	Proposed Rules:	635.....6621
12.....8312	214.....8152	192.....5305, 5480	648.....5307, 6635, 8364, 8367
13.....8312	224.....8152	195.....5305, 5480	660.....7188
15.....8312	226.....8148	571.....5108, 8160	
	228.....8153	1546.....8357	

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 FEBRUARY 24, 2004**AGRICULTURE DEPARTMENT****Animal and Plant Health Inspection Service**

Interstate transportation of animals and animal products (quarantine):

Texas (splenetic) fever in cattle—

State and area classifications; published 2-24-04

FEDERAL COMMUNICATIONS COMMISSION

Common carrier services:

Americans with Disabilities Act; implementation—

Individuals with hearing and speech disabilities; telecommunications relay services and speech-to-speech services; published 2-24-04

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

Public Health Security and Bioterrorism Preparedness and Response Act of 2002; implementation:

Prior notice of imported food shipments

Correction; published 2-24-04

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

Arkansas

Government-owned contractor-operated vehicle fleet management and reporting; published 2-24-04

SECURITIES AND EXCHANGE COMMISSION

Organization, functions, and authority delegations:

Director, Market Regulation Division; published 2-24-04

TRANSPORTATION DEPARTMENT**Federal Aviation Administration**

Airworthiness directives:

Boeing; published 2-9-04

McDonnell Douglas; published 1-20-04

Rolls-Royce plc; published 1-20-04

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

Almonds grown in—

California; comments due by 3-5-04; published 1-6-04 [FR 04-00169]

AGRICULTURE DEPARTMENT**Animal and Plant Health Inspection Service**

Plant-related quarantine, domestic:

Pine shoot beetle; comments due by 3-5-04; published 1-5-04 [FR 04-00080]

Plant-related quarantine, domestic:

Golden nematode; comments due by 3-5-04; published 1-5-04 [FR 04-00079]

Karnal bunt; comments due by 3-5-04; published 1-5-04 [FR 04-00078]

AGRICULTURE DEPARTMENT**Natural Resources Conservation Service**

Loan and purchase programs:

Conservation Security Program; comments due by 3-2-04; published 1-2-04 [FR 03-31916]

AGRICULTURE DEPARTMENT**Rural Utilities Service**

Program regulations:

Bonds and notes issued for electrification or telephone purposes; guarantees; comments due by 3-1-04; published 12-30-03 [FR 03-31928]

COMMERCE DEPARTMENT National Oceanic and Atmospheric Administration

Fishery conservation and management:

Alaska; fisheries of Exclusive Economic Zone—

General limitations; comments due by 3-1-04; published 1-29-04 [FR 04-01810]

Individual Fishing Quota Program; halibut,

sablefish, and groundfish; comments due by 3-1-04; published 1-29-04 [FR 04-01938]

Pollock; comments due by 3-5-04; published 2-19-04 [FR 04-03625]

Caribbean, Gulf, and South Atlantic fisheries—

Offshore marine aquaculture; meetings; comments due by 3-5-04; published 2-13-04 [FR 04-03283]

Magnuson-Stevens Act provisions—

Domestic fisheries; exempted fishing permit applications; comments due by 3-3-04; published 2-17-04 [FR 04-03392]

Domestic fisheries; exempted fishing permit applications; comments due by 3-3-04; published 2-17-04 [FR 04-03391]

Fishery conservation and management:

Caribbean, Gulf, and South Atlantic fisheries—

King mackerel and reef fish; meetings; comments due by 3-5-04; published 2-13-04 [FR 04-03282]

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

Acquisition regulations:

Unique item identification and valuation; comments due by 3-1-04; published 12-30-03 [FR 03-31951]

Unique item identification and valuation; correction; comments due by 3-1-04; published 1-2-04 [FR C3-31951]

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 quality implementation plans; approval and

promulgation; various States; air quality planning purposes; designation of areas:

Ohio; comments due by 3-3-04; published 2-2-04 [FR 04-01966]

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

California; comments due by 3-5-04; published 2-4-04 [FR 04-02264]

Florida; comments due by 3-1-04; published 1-30-04 [FR 04-01977]

New Hampshire; comments due by 3-3-04; published 2-2-04 [FR 04-02067]

South Carolina; comments due by 3-1-04; published 1-29-04 [FR 04-01818]

Tennessee; comments due by 3-3-04; published 2-2-04 [FR 04-01970]

Disadvantaged Business Enterprise Program; participation by businesses in procurement under financial assistance agreements

Hearing; comments due by 3-4-04; published 2-11-04 [FR 04-02957]

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:

Cyprodinil; comments due by 3-1-04; published 12-31-03 [FR 03-32061]

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

Fluroxypyr; comments due by 3-1-04; published 12-31-03 [FR 03-32007]

Superfund program:

National oil and hazardous substances contingency plan—

National priorities list update; comments due by 3-1-04; published 1-29-04 [FR 04-01543]

National priorities list update; comments due by 3-1-04; published 1-29-04 [FR 04-01544]

FEDERAL COMMUNICATIONS COMMISSION

Common carrier services:

- Satellite communications—
Coordination between non-geostationary and geostationary satellite orbit; comments due by 3-3-04; published 2-2-04 [FR 04-01991]
- HEALTH AND HUMAN SERVICES DEPARTMENT**
Food and Drug Administration
Medical devices:
Dental devices—
Gold based alloys, precious metal alloys and base metal alloys; special controls designation; comments due by 3-1-04; published 12-1-03 [FR 03-29739]
- 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**
Citizenship and Immigration Services Bureau
Immigration:
Benefit application fee schedule; adjustment; comments due by 3-4-04; published 2-3-04 [FR 04-02290]
- HOMELAND SECURITY DEPARTMENT**
Federal Emergency Management Agency
National Flood Insurance Program:
Private sector property insurers; assistance; comments due by 3-1-04; published 12-31-03 [FR 03-32198]
- INTERIOR DEPARTMENT**
Land Management Bureau
Environmental statements; availability, etc.:
Grazing administration—
Livestock grazing on public lands exclusive to Alaska; comments due by 3-2-04;
- published 1-6-04 [FR 03-32336]
- Range management:
Grazing administration—
Livestock grazing on public lands exclusive of Alaska; correction; comments due by 3-2-04; published 1-16-04 [FR 04-01032]
- INTERIOR DEPARTMENT**
Fish and Wildlife Service
Endangered and threatened species:
Critical habitat designations—
Braun's Rock-creep; comments due by 3-1-04; published 1-29-04 [FR 04-01625]
- INTERIOR DEPARTMENT**
Surface Mining Reclamation and Enforcement Office
Permanent program and abandoned mine land reclamation plan submissions:
Texas; comments due by 3-4-04; published 2-3-04 [FR 04-02130]
- JUSTICE DEPARTMENT**
Executive Office for Immigration Review:
Attorneys and representatives appearances; comments due by 3-1-04; published 12-30-03 [FR 03-32019]
- NATIONAL ARCHIVES AND RECORDS ADMINISTRATION**
Public availability and use:
Federal records and donated historical materials containing restricted information; access restrictions; comments due by 3-5-04; published 1-5-04 [FR 04-00174]
- NUCLEAR REGULATORY COMMISSION**
Fee schedules revision; 92% fee recovery (2004 FY); comments due by 3-3-04; published 2-2-04 [FR 04-02019]
- POSTAL RATE COMMISSION**
Practice and procedure:
Postal service definition; comments due by 3-1-04; published 1-23-04 [FR 04-01389]
- SMALL BUSINESS ADMINISTRATION**
Disaster loan areas:
Maine; Open for comments until further notice; published 2-17-04 [FR 04-03374]
- TRANSPORTATION DEPARTMENT**
Federal Aviation Administration
Airworthiness directives:
Agusta S.p.A.; comments due by 3-1-04; published 12-31-03 [FR 03-31849]
- Airbus; comments due by 3-1-04; published 1-29-04 [FR 04-01908]
- Boeing; comments due by 3-2-04; published 2-6-04 [FR 04-02477]
- Bombardier; comments due by 3-1-04; published 1-29-04 [FR 04-01769]
- Dassault; comments due by 3-1-04; published 1-29-04 [FR 04-01770]
- Fokker; comments due by 3-4-04; published 2-3-04 [FR 04-02106]
- General Electric Co.; comments due by 3-2-04; published 1-2-04 [FR 03-31665]
- Glasflugel; comments due by 3-4-04; published 2-5-04 [FR 04-02484]
- HPH s.r.o.; comments due by 3-4-04; published 2-4-04 [FR 04-02252]
- Pratt & Whitney; comments due by 3-1-04; published 12-31-03 [FR 03-32156]
- Class B airspace; comments due by 2-29-04; published 11-17-03 [FR 03-28528]
- Class E airspace; comments due by 3-1-04; published 1-14-04 [FR 04-00757]
- Noise certification standards:
Subsonic jet airplanes and subsonic transport category large airplanes; comments due by 3-1-04; published 12-1-03 [FR 03-29147]
- VOR Federal airways; comments due by 3-1-04; published 1-14-04 [FR 04-00754]
- TRANSPORTATION DEPARTMENT**
Federal Railroad Administration
Railroad safety:
Rail freight rolling stock reflectorization; comments due by 3-5-04; published 11-6-03 [FR 03-27649]
- TRANSPORTATION DEPARTMENT**
National Highway Traffic Safety Administration
Motor vehicle safety standards:
Small business entities; economic impacts; comments due by 3-5-04; published 1-5-04 [FR 04-00028]
- TRANSPORTATION DEPARTMENT**
Research and Special Programs Administration
Pipeline safety:
Gas and hazardous liquid gathering lines; safety regulation; clarification and meeting; comments due by 3-4-04; published 2-4-04 [FR 04-02310]
- TREASURY DEPARTMENT**
Internal Revenue Service
Income taxes:
Credit for increasing research activities; comments due by 3-2-04; published 1-2-04 [FR 03-31819]
-
- 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 "PLU S" (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. 2264/P.L. 108-200**
Congo Basin Forest Partnership Act of 2004 (Feb. 13, 2004; 118 Stat. 458)
Last List January 29, 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.