

Reader Aids

Federal Register

Vol. 70, No. 43

Monday, March 7, 2005

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, MARCH

9843-10020.....	1
10021-10312.....	2
10313-10484.....	3
10485-10860.....	4
10861-11108.....	7

CFR PARTS AFFECTED DURING MARCH

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	24.....	10868	
	162.....	10868	
Proclamations:	163.....	10868	
7871.....	10483	178.....	10868
7872.....	10857	191.....	10868
Executive Orders:			
13288 (See Notice of			
March 2, 2005).....	10859		
Administrative Orders:			
Notices:			
Notice of March 2,			
2005.....	10859		
Presidential			
Determinations:			
No 2005-21 of			
February 15, 2005.....	10313		
7 CFR			
301.....	10315, 10861		
983.....	9843		
1131.....	9846		
1924.....	10862		
Proposed Rules:			
56.....	9883		
70.....	9883		
1033.....	10337		
10 CFR			
Proposed Rules:			
50.....	10901		
12 CFR			
509.....	10021		
563e.....	10023		
Proposed Rules:			
210.....	10509		
229.....	10509		
14 CFR			
39.....	9848, 9851, 9853, 10030,		
	10032, 10034, 10035, 10485		
71.....	10318, 10862		
1310.....	10037		
Proposed Rules:			
39.....	10337, 10339, 10342,		
	10344, 10513, 10517		
71.....	10346, 10917		
413.....	9885		
415.....	9885		
417.....	9885		
15 CFR			
700.....	10864		
744.....	10865		
902.....	9856, 10174		
17 CFR			
Proposed Rules:			
239.....	10521		
240.....	10521		
274.....	10521		
19 CFR			
10.....	10868		
		24.....	10868
		162.....	10868
		163.....	10868
		178.....	10868
		191.....	10868
20 CFR			
Proposed Rules:			
418.....	10558		
21 CFR			
Proposed Rules:			
1310.....	9889		
26 CFR			
1....	9869, 10037, 10319, 10488		
301.....	10885		
602.....	10319		
Proposed Rules:			
1.....	10062, 10349		
301.....	10572		
28 CFR			
28.....	10886		
29 CFR			
Proposed Rules:			
2200.....	10574		
2204.....	10574		
33 CFR			
100.....	10887, 10889		
Proposed Rules:			
110.....	9892		
117.....	9895, 10349		
37 CFR			
1.....	10488		
102.....	10488		
104.....	10488		
150.....	10488		
40 CFR			
62.....	9872, 10490, 10891		
228.....	10041		
260.....	10776		
261.....	10776		
262.....	10776		
263.....	10776		
264.....	10776		
265.....	10776		
271.....	10776		
Proposed Rules:			
51.....	9897		
62.....	9901, 10581, 10918		
78.....	9897		
97.....	9897		
372.....	10919		
721.....	9902		
42 CFR			
Proposed Rules:			
414.....	10746		

44 CFR	530.....10328	Proposed Rules:	50 CFR
Proposed Rules:	535.....10328	64.....10930	17.....10493
67.....10582, 10583	540.....10328	73.....10351, 10352	622.....9879
45 CFR	550.....10328	49 CFR	635.....10896
1611.....10327	555.....10328	192.....10332	679...9856, 9880, 9881, 10174, 10507, 10508
46 CFR	560.....10328	195.....10332	680.....10174
502.....10328	47 CFR	209.....11052	Proposed Rules:
503.....10328	54.....10057	234.....11052	622.....10931, 10933
515.....10328	64.....9875, 10894	236.....11052	648.....10585
520.....10328	73.....9876, 10895, 10896	1540.....9877	
		Proposed Rules:	
		541.....10066	

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 MARCH 7, 2005**AGRICULTURE DEPARTMENT****Animal and Plant Health Inspection Service**

Exportation and importation of animals and animal products:

Bovine Spongiform encephalopathy; minimal-risk regions and importation of commodities; published 1-4-05

Bovine spongiform encephalopathy; minimal-risk regions and importation of commodities

Correction; published 2-4-05

AGRICULTURE DEPARTMENT**Rural Housing Service**

Program regulations:

Rural Development Single Family Housing Program; surety requirements; withdrawal; published 3-7-05

COMMERCE DEPARTMENT Industry and Security Bureau

Licensing policy for entities sanctioned under specific Statutes; license requirement for Tulsa Instrument Design Bureau; published 3-7-05

COMMODITY FUTURES TRADING COMMISSION

Commodity Exchange Act:

Futures commission merchants and introducing brokers; risk disclosure statement; distribution; published 2-4-05

Correction; published 2-14-05

ENVIRONMENTAL PROTECTION AGENCY

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

Florida; published 2-4-05

FEDERAL COMMUNICATIONS COMMISSION

Practice and procedure:

Wireless telecommunications services—

Communications facilities and historic properties; nationwide programmatic agreement; published 1-4-05

FEDERAL ELECTION COMMISSION

Contribution and expenditure limitations and prohibitions:

Contribution and donations by minors; published 2-3-05

HOMELAND SECURITY DEPARTMENT**Customs and Border Protection Bureau**

U.S. - Chile Free Trade Agreement; published 3-7-05

JUSTICE DEPARTMENT

DNA identification system:

Qualifying Federal offenses for purposes of DNA sample collection; correction; published 3-7-05

LABOR DEPARTMENT**Occupational Safety and Health Administration**

Safety and health standards, etc.:

Standards improvement project (Phase II); published 1-5-05

SECURITIES AND EXCHANGE COMMISSION

Securities:

Ownership by securities intermediaries; issuer restrictions or prohibitions; published 12-7-04

TRANSPORTATION DEPARTMENT**Federal Aviation Administration**

Airworthiness directives:

Boeing; published 1-31-05

Empresa Brasileira de Aeronautica S.A. (EMBRAER); published 1-31-05

McDonnell Douglas; published 1-31-05

TREASURY DEPARTMENT**Internal Revenue Service**

Procedure and administration:

Property exempt from levy; published 3-7-05

TREASURY DEPARTMENT

U.S.-Chile Free Trade Agreement; published 3-7-05

VETERANS AFFAIRS DEPARTMENT

Medical benefits:

Non-VA physician services associated with outpatient

or inpatient care at non-VA facilities; payment; published 2-4-05

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]

Cotton research and promotion order:

Cotton Board Rules and Regulations; amendments; comments due by 3-14-05; published 1-12-05 [FR 05-00475]

COMMERCE DEPARTMENT**National Oceanic and Atmospheric Administration**

Endangered and threatened species:

Critical habitat designations—
West Coast salmonids; comments due by 3-14-05; published 2-7-05 [FR 05-02292]

International fisheries regulations:

West Coast States and Western Pacific fisheries—

Pacific halibut catch sharing plan; comments due by 3-16-05; published 2-7-05 [FR 05-02282]

CONSUMER PRODUCT SAFETY COMMISSION

Flammable Fabrics Act:

Bedclothes; flammability (open flame ignition) standard; comments due by 3-14-05; published 1-13-05 [FR 05-00415]

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:

Australia and Morocco; free trade agreements; comments due by 3-14-05; published 1-13-05 [FR 05-00759]

Pilot Mentor-Protege Program; Open for

comments until further notice; published 12-15-04 [FR 04-27351]

National Security Personnel System; establishment; comments due by 3-16-05; published 2-14-05 [FR 05-02582]

EDUCATION DEPARTMENT

Grants and cooperative agreements; availability, etc.:

Vocational and adult education—

Smaller Learning Communities Program; Open for comments until further notice; published 2-25-05 [FR E5-00767]

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

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:

Kansas and Missouri; comments due by 3-14-05; published 2-10-05 [FR 05-02610]

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

Arizona; comments due by 3-14-05; published 2-10-05 [FR 05-02520]

Texas; comments due by 3-14-05; published 2-10-05 [FR 05-02615]

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]

Superfund program:

National oil and hazardous substances contingency plan—

National priorities list update; comments due by 3-16-05; published 2-14-05 [FR 05-02179]

National priorities list update; comments due by 3-17-05; published 2-15-05 [FR 05-02709]

Water pollution control:

National Pollutant Discharge Elimination System—

Concentrated animal feeding operations in New Mexico and Oklahoma; general permit for discharges; 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]

Water supply:

National primary and secondary drinking water regulations—

Analysis and sampling procedures; data availability; comments due by 3-18-05; published 2-16-05 [FR 05-02988]

FEDERAL COMMUNICATIONS COMMISSION

Common carrier services:

Interconnection—

Incumbent local exchange carriers unbounding obligations; local competition provisions; wireline services offering advanced telecommunications capability; Open for comments until further notice; published 12-29-04 [FR 04-28531]

HEALTH AND HUMAN SERVICES DEPARTMENT

Food and Drug Administration

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]

HEALTH AND HUMAN SERVICES DEPARTMENT

Chimpanzee sanctuary system:

Chimpanzees held in federally funded facilities; standards of care; comments due by 3-14-05; published 1-11-05 [FR 05-00394]

HOMELAND SECURITY DEPARTMENT

Coast Guard

Anchorage regulations:

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

Drawbridge operations:

Florida; comments due by 3-15-05; published 11-16-04 [FR 04-25413]

Ports and waterways safety:

Chicago Sanitary and Ship Canal, IL; regulated navigation area; comments due by 3-13-05; published 1-26-05 [FR 05-01425]

Regattas and marine parades:

Manhattan College Invitational Regatta; comments due by 3-17-05; published 2-15-05 [FR 05-02869]

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:

Arizona agave; comments due by 3-14-05; published 1-11-05 [FR 05-00442]

Critical habitat designations—

Arroyo toad; comments due by 3-16-05; published 2-14-05 [FR 05-02846]

INTERIOR DEPARTMENT

Minerals Management Service

Outer Continental Shelf; oil, gas, and sulphur operations:

Ultra-deep well drilling; suspension of operations; comments due by 3-16-05; published 2-14-05 [FR 05-02747]

JUSTICE DEPARTMENT

Drug Enforcement Administration

Schedules of controlled substances:

Zopiclone; placement into Schedule IV; comments due by 3-16-05; published 2-14-05 [FR 05-02884]

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

Excepted service:

Persons with disabilities; career and career-conditional employment; comments due by 3-14-05; published 1-11-05 [FR 05-00456]

National Security Personnel System; establishment; comments due by 3-16-05; published 2-14-05 [FR 05-02582]

POSTAL RATE COMMISSION

Practice and procedure:

Negotiated service agreements; extension and modification requests; comments due by 3-14-05; published 2-15-05 [FR 05-02883]

SMALL BUSINESS ADMINISTRATION

Disaster loan areas:

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

SOCIAL SECURITY ADMINISTRATION

Supplemental standards of ethical conduct for agency employees; comments due by 3-14-05; published 2-11-05 [FR 05-02644]

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

Aviation economic regulations:

Print advertisements of scheduled passenger services; code-sharing arrangements and long-term wet leases; disclosure; comments due by 3-14-05; published 1-13-05 [FR 05-00737]

TRANSPORTATION DEPARTMENT

Federal Aviation Administration

Airmen certification:

Airman and medical certificate holders; disqualification based on alcohol violations and refusals to submit to drug or alcohol testing; comments due by 3-14-05; published 12-14-04 [FR 04-27216]

Airworthiness directives:

Airbus; comments due by 3-17-05; published 2-15-05 [FR 05-02886]

Boeing; comments due by 3-14-05; published 1-13-05 [FR 05-00536]

Bombardier; comments due by 3-17-05; published 2-15-05 [FR 05-02841]

Dornier; comments due by 3-17-05; published 2-15-05 [FR 05-02828]

Lancair Co.; comments due by 3-18-05; published 1-19-05 [FR 05-00831]

McDonnell Douglas; comments due by 3-14-05; published 1-28-05 [FR 05-01588]

Pilatus Aircraft Ltd.; comments due by 3-18-05; published 2-11-05 [FR 05-02696]

Rolls-Royce plc; comments due by 3-14-05; published 1-13-05 [FR 05-00484]

Class E airspace; comments due by 3-14-05; published 2-10-05 [FR 05-02553]

TRANSPORTATION DEPARTMENT

Research and Special Programs Administration

Hazardous materials:

Transportation—
Aircraft carriage;
requirement revisions;
comments due by 3-18-
05; published 1-21-05
[FR 05-01105]

**TREASURY DEPARTMENT
Internal Revenue Service**

Income taxes:
S corporation securities;
prohibited allocations;
comments due by 3-17-
05; published 12-17-04
[FR 04-27295]

**VETERANS AFFAIRS
DEPARTMENT**

Medical benefits:
Filipino veterans; eligibility;
comments due by 3-14-

05; published 1-11-05 [FR
05-00493]

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.

S. 5/P.L. 109-2

Class Action Fairness Act of 2005 (Feb. 18, 2005; 119 Stat. 4)

Last List January 12, 2005

**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.