

Reader Aids

Federal Register

Vol. 73, No. 179

Monday, September 15, 2008

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, SEPTEMBER

51209-51350.....	2
51351-51572.....	3
51573-51716.....	4
51717-51898.....	5
51899-52170.....	8
52171-52572.....	9
52573-52774.....	10
52775-52902.....	11
52903-53104.....	12
53105-53354.....	15

CFR PARTS AFFECTED DURING SEPTEMBER

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:	
7463 (See Notice of August 28, 2008)	51211
8284	51213
8285	51897
8286	52773
Executive Orders:	
13285 (Amended by 13471)	51209
13471	51209
13472	53353
Administrative Orders:	
Notices:	
Notice of August 28, 2008	51211

5 CFR

Proposed Rules:	
302	51944
330	51944
332	51245
335	51944
337	51944
410	51248, 51944
412	51248

7 CFR

210	52903
220	52903
301	51717
457	51573
613	51351
946	52573
948	52171
1000	51352
1291	51585
3430	51717

9 CFR

71	52173
77	52775
78	51353
83	52173
93	52173
317	52189
318	52193
381	51899, 52189, 52193
430	51355
439	52193
442	52189

10 CFR

50	52730
Proposed Rules:	
73	51378

11 CFR

Proposed Rules:	
100	51960
104	51960

12 CFR

8	52576
229	52908

14 CFR

39	51903, 51906, 51908, 51910, 51912, 52201, 52203, 52205, 52777, 52909, 52911, 52914, 53105
71	51356, 51357, 52208, 52209, 53113
73	52916
95	51591
97	51215, 51358, 52779, 52782
382	53114

Proposed Rules:

39	51252, 51384, 51382, 51604, 51961, 52932
71	51252, 51254, 51605, 52638, 52934

15 CFR

738	51217
740	51217
774	51718

Proposed Rules:

806	52800, 52802
922	53161

16 CFR

Proposed Rules:	
1500	51384, 51386

17 CFR

239	52752
240	52752
249	52752

Proposed Rules:

40	51961
41	51961
145	51961

18 CFR

Proposed Rules:	
35	51744

19 CFR

122	52577
Proposed Rules:	
4	51962
7	51962
10	51962
102	51962
134	51962
177	51962

20 CFR

Proposed Rules:	
404	51963
408	51963
416	51963

422.....51963	27.....52210	52.....51222, 51226, 51599, 53130, 53132, 53134, 53137	74.....51375
21 CFR	28.....52210	70.....53137	Proposed Rules:
16.....51912	33.....52210	130.....52928	2.....51406
210.....51919	35.....52210	131.....53140	15.....51406
211.....51919	36.....52210	174.....52591	27.....51406
1240.....51912	49.....53116	180.....51722, 51727, 51732, 51736, 51738, 52594, 52597, 52603, 52607, 52616	73.....52937
Proposed Rules:	74.....52210	300.....51368, 53143	74.....51406
878.....52804	75.....53124	Proposed Rules:	48 CFR
22 CFR	256.....52917	52.....51257, 51258, 51606, 52226, 53162, 53163	202.....53151
122.....52578	934.....52921	55.....51610	206.....53151
24 CFR	Proposed Rules:	63.....53163	225.....53151
206.....51596	56.....52136	70.....53163	237.....53156
Proposed Rules:	57.....52136	81.....51259	252.....53151
26.....52122	66.....52136	131.....53178	Proposed Rules:
28.....52130	31 CFR	300.....51393, 53179	1652.....51260
201.....53346	1.....51218	41 CFR	9904.....51261
203.....53346	210.....52578	302-17.....51228	49 CFR
1003.....52166	501.....51933	42 CFR	Proposed Rules:
25 CFR	33 CFR	412.....52928	172.....52558
Proposed Rules:	100.....51221	43 CFR	192.....52938, 53076
293.....51255	105.....52924, 53128	Proposed Rules:	193.....53076
26 CFR	117.....51361, 52924, 52925	419.....53180	195.....53076
1.....51719, 52528	165.....51362, 51365, 51597, 51719, 51941, 52788, 53128	44 CFR	225.....52496
301.....52784	334.....52926	65.....52619	571.....52939
602.....52528	Proposed Rules:	67.....52621	50 CFR
Proposed Rules:	117.....52934	Proposed Rules:	20.....51704
1.....51747, 52218, 52220	34 CFR	67.....51400, 52230, 52233, 52234	216.....53157
301.....52805	Proposed Rules:	45 CFR	229.....51228
29 CFR	Ch. VI.....51990	2.....53148	300.....52795
4022.....53115	36 CFR	46 CFR	648.....51743, 52214, 52634, 52635, 52929, 53158
4044.....53115	Proposed Rules:	10.....52789	679.....51242, 51243, 51601, 51602, 52217, 52637, 52797, 52798, 52929, 52930, 53159
Proposed Rules:	223.....51388	15.....52789	Proposed Rules:
2700.....51256	39 CFR	47 CFR	17.....51415, 52235, 52257
30 CFR	3020.....51714	2.....51375	223.....51615
6.....52210	Proposed Rules:	15.....51375	224.....51415, 51615
7.....52210	3001.....53324	27.....51375	226.....51747, 52084
15.....52210	3050.....53324	73.....52213	402.....52942
18.....52210	3001.....51888, 51983		622.....51617
19.....52210	3030.....51888		665.....51992
20.....52210	3031.....51888		680.....52806
22.....52210	40 CFR		
23.....52210	35.....52584		

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 SEPTEMBER 15, 2008**COMMERCE DEPARTMENT****National Oceanic and Atmospheric Administration**

Atlantic Highly Migratory Species; Atlantic Shark Management Measures; published 8-15-08

Fisheries of the Northeastern United States:
Northeast Multispecies Fishery; Inseason Action to allow use of the Ruhl Trawl in the Eastern U.S./Canada Area; published 9-15-08

Taking and Importing Marine Mammals:

Taking Marine Mammals Incidental to Explosive Removal of Offshore Structures in Gulf of Mexico; Correction; published 9-15-08

COMMERCE DEPARTMENT Patent and Trademark Office

Changes to Representation of Others Before The United States Patent and Trademark Office; published 8-14-08

DEFENSE DEPARTMENT**Defense Acquisition Regulations System**

Defense Federal Acquisition Regulation Supplement:
Acquisitions in Support of Operations in Iraq or Afghanistan (DFARS Case 2008-D002); published 9-15-08

Limitation on Service Contracts for Military Flight Simulators (DFARS Case 2008-D013); published 9-15-08

Security-Guard Functions (DFARS Case 2006-D050); published 9-15-08

Technical Amendments; published 9-15-08

ENVIRONMENTAL PROTECTION AGENCY

Approval and Promulgation of Air Quality Implementation Plans:

Texas; Control of Air Pollution from Volatile Organic Compounds; published 7-17-08

Texas; Revisions to Chapter 117 and Emission Inventories for Dallas/Fort Worth 8-Hour Ozone Nonattainment Area; published 8-15-08

Approval and Promulgation of Implementation Plans:

Arizona; Maricopa County PM-10 Nonattainment Area; Serious Area Plan for Attainment of the 24-Hour and Annual PM-10 Standards; published 8-14-08

Revisions to the California State Implementation Plan: Mojave Desert Air Quality Management District and Ventura County Air Pollution Control District; published 7-16-08

Solid wastes:

Comprehensive Procurement Guideline V for procurement of products containing recovered materials; published 9-14-07

HOMELAND SECURITY DEPARTMENT**Coast Guard**

Safety Zone:

Agat Bay and Outer Apra Harbor, GU; published 9-15-08

INTERIOR DEPARTMENT Fish and Wildlife Service

Endangered and Threatened Wildlife and Plants:
Designation of Critical Habitat for San Bernardino bluegrass and California taraxacum; published 8-14-08

Revision of Regulations Implementing the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES); Import and Export of Sturge; published 7-17-08

SECURITIES AND EXCHANGE COMMISSION

Electronic Filing and Revision of Form D; published 2-27-08

SOCIAL SECURITY ADMINISTRATION

Technical Changes to the Title II Regulations; published 7-17-08

STATE DEPARTMENT

Procedures for children abducted to the United States; published 8-15-08

TRANSPORTATION DEPARTMENT

Nondiscrimination on the Basis of Disability in Air Travel; published 9-15-08

TRANSPORTATION DEPARTMENT**Federal Aviation Administration**

Airworthiness Directives:

Bell Helicopter Textron Canada (BHTC) Model 222, 222B, and 222U Helicopters; published 8-11-08

Bell Helicopter Textron Canada Model 230 Helicopters; published 8-11-08

Rolls-Royce plc RB211-524 Series Turbofan Engines; published 8-11-08

Short Brothers Model SD3-60 Airplanes; published 8-11-08

Aviation Safety Inspector Airport Access; published 8-15-08

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

Cotton Board Rules and Regulations; Adjusting Supplemental Assessment on Imports (2008 Amendments); comments due by 9-22-08; published 7-24-08 [FR E8-16957]

Temporary Suspension of Order Provisions Regarding Continuance Referenda:

Oranges, Grapefruit, Tangerines, and Tangelos Grown in Florida; comments due by 9-26-08; published 8-27-08 [FR E8-19749]

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

Tuberculosis; Require Approved Herd Plans Prior to Payment of Indemnity; comments due by 9-22-08; published 7-24-08 [FR E8-16949]

COMMERCE DEPARTMENT International Trade Administration

Watch Movement and Jewelry Programs 2008; Changes in the Insular Possessions; comments due by 9-22-08; published 8-21-08 [FR E8-19411]

COMMERCE DEPARTMENT National Oceanic and Atmospheric Administration

Fisheries in the Western Pacific:

Western Pacific Pelagic Fisheries; Control Date; Hawaii Pelagic Charter Fishery; comments due by 9-22-08; published 7-22-08 [FR E8-16786]

Magnuson-Stevens Act Provisions; Annual Catch Limits; National Standard Guidelines; comments due by 9-22-08; published 8-13-08 [FR E8-18756]

Taking of Marine Mammals Incidental to Commercial Fishing Operations; Bottlenose Dolphin Take Reduction Plan; comments due by 9-22-08; published 8-22-08 [FR E8-19580]

Taking of Marine Mammals Incidental to Commercial Fishing Operations:
Atlantic Pelagic Longline Take Reduction Plan; comments due by 9-22-08; published 6-24-08 [FR E8-14274]

U.S. Climate Change Science Program Synthesis and Assessment Product Draft Report 1.2 "Past Climate Variability and Change in the Arctic and at High Latitude"; comments due by 9-25-08; published 8-11-08 [FR E8-18405]

ENERGY DEPARTMENT Federal Energy Regulatory Commission

Order Requesting Supplemental Comments; comments due by 9-22-08; published 7-24-08 [FR E8-16868]

ENVIRONMENTAL PROTECTION AGENCY

Approval and Promulgation of Air Quality Implementation Plans; Commonwealth of Pennsylvania:

Reasonably Available Control Technology Requirements for Volatile Organic Compounds and Nitrogen Oxides; comments due by 9-25-08; published 8-26-08 [FR E8-19756]

Approval and Promulgation of Air Quality Implementation Plans:

Virginia; Emission Reductions from Large Stationary Internal Combustion Engines and Large Cement Kilns; comments due by 9-22-08; published 8-21-08 [FR E8-19422]

Approval and Promulgation of Implementation Plans and Operating Permits Program: Iowa; comments due by 9-24-08; published 8-25-08 [FR E8-19519]

- Approval and Promulgation of Plans:
North Carolina; Miscellaneous Revisions; comments due by 9-22-08; published 8-22-08 [FR E8-19192]
- Environmental Statements; Notice of Intent:
Coastal Nonpoint Pollution Control Programs; States and Territories—
Florida and South Carolina; Open for comments until further notice; published 2-11-08 [FR 08-00596]
- Lead; Fees for Accreditation of Training Programs and Certification of Lead-Based Paint Activities and Renovation Contractors; comments due by 9-22-08; published 8-21-08 [FR E8-19432]
- National Emission Standards for Organic Hazardous Air Pollutants from the Synthetic Organic Chemical Manufacturing Industry, etc.; comments due by 9-22-08; published 8-6-08 [FR E8-18142]
- National Oil and Hazardous Substance Pollution Contingency Plan; National Priorities List; comments due by 9-22-08; published 8-21-08 [FR E8-19256]
- Pesticide Tolerance for Emergency Exemption:
Fludioxonil; comments due by 9-22-08; published 7-23-08 [FR E8-16876]
- FEDERAL COMMUNICATIONS COMMISSION**
Assessment and Collection of Regulatory Fees (2008 FY); comments due by 9-25-08; published 8-26-08 [FR E8-19431]
- Facilitating the Provision of Fixed and Mobile Broadband Access:
Educational and Other Advanced Services in the 2150-2162 and 2500-2690 MHz Bands; comments due by 9-22-08; published 7-8-08 [FR E8-15445]
- Radio Broadcasting Services:
Asbury and Maquoketa, IA, and Mineral Point, WI; comments due by 9-22-08; published 8-26-08 [FR E8-19647]
- Blythe, CA; comments due by 9-22-08; published 8-26-08 [FR E8-19652]
- French Lick, IN; Irvington, KY; comments due by 9-22-08; published 8-26-08 [FR E8-19651]
- Sponsorship Identification Rules and Embedded Advertising; comments due by 9-22-08; published 7-24-08 [FR E8-16998]
- Television Broadcasting Services:
Madison, WI; comments due by 9-22-08; published 8-22-08 [FR E8-19543]
- Television Broadcasting:
Yuma, AZ; comments due by 9-22-08; published 8-22-08 [FR E8-19542]
- HEALTH AND HUMAN SERVICES DEPARTMENT**
Food and Drug Administration
Irradiation in the Production, Processing, and Handling of Food; comments due by 9-22-08; published 8-22-08 [FR E8-19573]
- HEALTH AND HUMAN SERVICES DEPARTMENT**
Ensuring that Department of Health and Human Services Funds Do Not Support Coercive or Discriminatory Policies or Practices In Violation of Federal Law; comments due by 9-22-08; published 8-26-08 [FR E8-19744]
- HOMELAND SECURITY DEPARTMENT**
U.S. Customs and Border Protection
Uniform Rules of Origin for Imported Merchandise; comments due by 9-23-08; published 7-25-08 [FR E8-17025]
- HOMELAND SECURITY DEPARTMENT**
Coast Guard
Drawbridge Operation Regulations:
Islais Creek, San Francisco, CA; comments due by 9-22-08; published 7-24-08 [FR E8-16896]
- Special Local Regulation:
Cape Fear Dragon Boat Festival, Wilmington, NC; comments due by 9-27-08; published 8-14-08 [FR E8-18789]
- HOMELAND SECURITY DEPARTMENT**
U.S. Citizenship and Immigration Services
Domestic Violence Guidance Pamphlet for K Nonimmigrants; comments due by 9-22-08; published 7-22-08 [FR E8-16521]
- INTERIOR DEPARTMENT**
Land Management Bureau
Oil Shale Management—
General; comments due by 9-22-08; published 7-23-08 [FR E8-16275]
- INTERIOR DEPARTMENT**
National Park Service
Special Regulation; Areas of the National Park System, National Capital Region; comments due by 9-22-08; published 8-8-08 [FR E8-18412]
- INTERIOR DEPARTMENT**
Surface Mining Reclamation and Enforcement Office
Montana Regulatory Program; comments due by 9-25-08; published 8-26-08 [FR E8-19712]
- JUSTICE DEPARTMENT**
Drug Enforcement Administration
Electronic Prescriptions for Controlled Substances; comments due by 9-25-08; published 6-27-08 [FR E8-14405]
- NUCLEAR REGULATORY COMMISSION**
Natural Resources Defense Council; Receipt of Petition for Rulemaking; Reopening of Public Comment Period; comments due by 9-25-08; published 8-25-08 [FR E8-19609]
- PERSONNEL MANAGEMENT OFFICE**
Federal Employees Dental and Vision Insurance Program; comments due by 9-25-08; published 8-26-08 [FR E8-19761]
- Implementation of the Freedom of Information Act; comments due by 9-22-08; published 7-24-08 [FR E8-16796]
- POSTAL REGULATORY COMMISSION**
Administrative Practice and Procedure, Confidential Business Information, Postal Service; comments due by 9-25-08; published 8-26-08 [FR E8-19677]
- POSTAL SERVICE**
New Automation Requirements for Detached Addressed Labels; comments due by 9-26-08; published 8-27-08 [FR E8-19803]
- SECURITIES AND EXCHANGE COMMISSION**
Proposed Amendment to Municipal Securities Disclosure; comments due by 9-22-08; published 8-7-08 [FR E8-17856]
- Self-Regulatory Organizations; Proposed Rule Changes:
Chicago Board Options Exchange, Inc.; comments due by 9-25-08; published 8-26-08 [FR E8-20464]
- SOCIAL SECURITY ADMINISTRATION**
Authorization of Representative Fees; comments due by 9-25-08; published 8-26-08 [FR E8-19674]
- TRANSPORTATION DEPARTMENT**
Procedures for Transportation Workplace Drug Testing Programs; comments due by 9-25-08; published 8-26-08 [FR E8-19816]
- TRANSPORTATION DEPARTMENT**
Federal Aviation Administration
Airworthiness Directives:
Airbus Model A310 Series Airplanes; comments due by 9-25-08; published 8-26-08 [FR E8-19715]
- Airbus Model A330-200, A330-300, A340-300, A340-500, and A340-600 Series Airplanes; comments due by 9-25-08; published 8-26-08 [FR E8-19716]
- BAE Systems (Operations) Limited Model BAe 146 and Avro 146 RJ Airplanes; comments due by 9-22-08; published 8-21-08 [FR E8-19364]
- BAE Systems (Operations) Limited Model BAe 146 and Model Avro 146 RJ Airplanes; comments due by 9-25-08; published 8-26-08 [FR E8-19714]
- Bell Helicopter Textron Canada Model 222, 222B, 222U, 230, and 430 Helicopters; comments due by 9-26-08; published 7-28-08 [FR E8-17261]
- Boeing Model 737-100, -200, -200C, -300, -400, and -500 Series Airplanes; comments due by 9-23-08; published 8-29-08 [FR E8-20102]
- Boeing Model 757-200, 757-200PF, and 757-300 Series Airplanes; comments due by 9-22-08; published 8-7-08 [FR E8-18222]
- Boeing Model 777 Airplanes; comments due by 9-22-08; published 8-7-08 [FR E8-18211]
- Bombardier Model CL 600 2C10, CL 600 2D15, and CL 600 2D24 Airplanes; comments due by 9-25-08; published 8-26-08 [FR E8-19717]

Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 170 and ERJ 190

Airplanes; comments due by 9-22-08; published 8-21-08 [FR E8-19366]

General Electric Company CF34 1A, 3A, 3A1, 3A2, 3B, and 3B1 Turbofan Engines; comments due by 9-22-08; published 7-23-08 [FR E8-16884]

McDonnell Douglas Model DC-8-11, DC-8-12, DC-8-21, DC-8-31, DC-8-32, DC-8-33, DC-8-41, DC-8-42, and DC-8-43
Airplanes et al.; comments due by 9-23-08; published 8-29-08 [FR E8-20085]

McDonnell Douglas Model DC 8 11, DC 8 12, DC 8 21, DC 8 31, DC 8 32, DC 8 33, DC 8 41, DC 8 42, and DC 8 43

Airplanes et al.; comments due by 9-26-08; published 8-12-08 [FR E8-18560]

MD Helicopters, Inc. Model MD900 (including the MD902 Configuration) Helicopters; comments due by 9-26-08; published 7-28-08 [FR E8-17262]

Pratt & Whitney Canada (P&WC) JT15D 5; 5B; 5F; and 5R Turbofan Engines; comments due by 9-22-08; published 8-22-08 [FR E8-19390]

Saab Model SAAB 2000 Airplanes; comments due by 9-23-08; published 8-29-08 [FR E8-20088]

Special Conditions:

Airbus A318, A319, A320, and A321 series airplanes; Astronautics electronic flight bags with lithium battery installations; comments due by 9-22-08; published 8-7-08 [FR E8-18139]

TRANSPORTATION DEPARTMENT

Federal Highway Administration

Agency Information Collection Activities; Proposals, Submissions, and Approvals; comments due by 9-22-08; published 8-22-08 [FR E8-19326]

TRANSPORTATION DEPARTMENT

Federal Motor Carrier Safety Administration

Elimination of Route Designation Requirement for Motor Carriers Transporting Passengers over Regular Routes; comments due by 9-22-08; published 8-7-08 [FR E8-18173]

TRANSPORTATION DEPARTMENT

Pipeline and Hazardous Materials Safety Administration

Pipeline Safety:

Integrity Management Program for Gas Distribution Pipelines; comments due by 9-23-08; published 6-25-08 [FR 08-01387]

TREASURY DEPARTMENT Internal Revenue Service

Capital Costs Incurred to Comply With EPA Sulfur Regulations; comments due by 9-25-08; published 6-27-08 [FR E8-14708]

Guidance for Determining the Basis of Property Acquired in Certain Nonrecognition Transactions; comments due by 9-22-08; published 6-24-08 [FR E8-14170]

TREASURY DEPARTMENT

Uniform Rules of Origin for Imported Merchandise; comments due by 9-23-08; published 7-25-08 [FR E8-17025]

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/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. 6580/P.L. 110-317

Hubbard Act (Aug. 29, 2008; 122 Stat. 3526)

Last List August 15, 2008

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.