Reader Aids

Federal Register

Vol. 68, No. 245

Monday, December 22, 2003

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 (orchange 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, DECEMBER

67013–67356	1
67357-67584	2
67585-67786	3
67787-67936	4
67937-68232	5
68233-68486	8
68487-68716	9
68717-69000	10
69001-69294	11
69295-69582	12
69583-69940	15
69941-70120	• • • • • • • • • • • • • • • • • • • •
70121-70420	17
70421-70688	18
70689-70994	••••••
70995-72396	22

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.

the revision date of each title.	
1 CFR	10 CFR
	7270121, 70423
Proposed Rules:	Proposed Rules:
1170191	3568549
3 CFR	5067811
	7270463
Proclamations:	30068204
7529 (See Proc.	
7741)68483	85068276 85168276
7576 (See Proc.	05100270
7741)68483	11 CFR
774067787	
774168483	470426
774268999	10067013, 69583
774369293	10267013
774469939	10669583
Executive Orders:	11170426
11582 (See EO	11469583
13320)69295	900469583
1311968233	903469583
13183 (Amended by	
EO 13319)68233	12 CFR
1332069295	370122
	570122, 70691
Administrative Orders:	670122
Memorandums:	770122
Memorandum of March	970122
5, 2002 (See Proc.	1168489
7741)68483	1668489
4 CFR	2870122, 70691
	3470122
2769297	225
2869297	
2969297	264b68720
2969297	264b
2969297 7 CFR	264b
2969297 7 CFR 5169941	264b 68720 905 67789 Proposed Rules: 202 68786
2969297 7 CFR 5169941 5668487	264b 68720 905 67789 Proposed Rules: 202 68786 205 68788
2969297 7 CFR 5169941 5668487 7068487	264b 68720 905 67789 Proposed Rules: 202 68786 205 68788 213 68791
29	264b 68720 905 67789 Proposed Rules: 202 68786 205 68788 213 68791 226 68793
29	264b 68720 905 67789 Proposed Rules: 202 68786 205 68788 213 68791
29	264b 68720 905 67789 Proposed Rules: 202 68786 205 68788 213 68791 226 68793 230 68799
29	264b 68720 905 67789 Proposed Rules: 202 68786 205 68788 213 68791 226 68793 230 68799 14 CFR
29	264b 68720 905 67789 Proposed Rules: 202 68786 205 68788 213 68791 226 68793 230 68799 14 CFR 11 70132
29	264b
29 69297 7 CFR 51 69941 56 68487 70 68487 91 69944 96 69944 319 70421 354 67937 772 69948 905 68717 966 70689	264b
29	264b
29 69297 7 CFR 51 69941 56 68487 70 68487 91 69944 96 69944 319 70421 354 67937 772 69948 905 68717 966 70689	264b
29 69297 7 CFR 69941 51 69941 56 68487 70 68487 91 69944 96 69944 319 70421 354 67937 772 69948 905 68717 966 70689 1220 69953	264b
29	264b
29 69297 7 CFR 51 69941 56 68487 70 68487 91 69944 96 69944 319 70421 354 67937 772 69948 905 68717 966 70689 1220 69953 1412 67938 1421 67938 1901 69948 1994 1942 69001 1951 69948 69954 Proposed Rules: 60 71039 275 70193	264b
29 69297 7 CFR 51 69941 56 68487 70 68487 91 69944 96 69944 319 70421 354 67937 772 69948 905 68717 966 70689 1220 69953 1412 67938 1421 67938 1901 69948 1994 69001 1951 69948 69954 Proposed Rules: 60 71039 275 70193 319 70448	264b
29	264b
29 69297 7 CFR 69941 51 69941 56 68487 70 68487 91 69944 96 69944 319 70421 354 67937 772 69948 905 68717 966 70689 1220 69953 1412 67938 1901 69948 1942 69001 1951 69948, 69954 Proposed Rules: 60 71039 275 70193 319 70448 810 70201 900 67381 929 69343 1230 70201 2902 70730	264b
29	264b
29 69297 7 CFR 69941 51 69941 56 68487 70 68487 91 69944 96 69944 319 70421 354 67937 772 69948 905 68717 966 70689 1220 69953 1412 67938 1901 69948 1942 69001 1951 69948, 69954 Proposed Rules: 60 71039 275 70193 319 70448 810 70201 900 67381 929 69343 1230 70201 2902 70730	264b

67616, 67618, 67622,	, 67812,	31469009	806b68517	30267916
67814, 67816, 67971,	, 67973,	34768509	Proposed Rules:	35567916
67975, 67978, 67980,	, 67981,	52068723	31268577	
67984, 67986, 67988,		52268723, 70701	806b68578	41 CFR
68301, 68304, 68306,		60169009	000000570	105–5568740
68311, 68802, 69051,		87267365	33 CFR	105–5668750
69055, 69057, 69633,		88270435		105–5768760
			169958	
70206, 70208, 70210,	•	Proposed Rules:	6668235	300–371026
70464, 70469, 70473,		1767094	10067944, 68239	301–1069618
70477, 70479, 71040,		87267097	11070995	301–5071026
71047, 71049			11769607, 70152, 70712	301–5271026
7168573, 68575,	, 68576,	22 CFR	16567371, 67946, 68518,	301–7071026
70746	5, 71053	8969600	69609, 69958, 70153	301–7371026
		12667032	00000, 000000, 70100	
15 CFR			34 CFR	42 CFR
6	69001	30368695		F00 60610
740		Proposed Rules:	20068698	52a69619
		30271054	66869312	10270080
742			67469312	40369840
743		24 CFR	68269312	40869840
772		57069580	68569312	41267955
77467030), 68976	89167316		41367955
801	69955	09107510	36 CFR	41467960
806	67939	25 CFR	769268	47667955
				48467955
16 CFR		17067941	24267595, 70712	
1500	70140		Proposed Rules:	Proposed Rules:
1000	7 0 1 40	26 CFR	769358	100169366
17 CFR		167595, 68511, 69020,		42 CED
000	00004	69024, 70141, 70584, 70701	37 CFR	43 CFR
228			167805, 70996	468765
229		30167595, 70701	25367045	Proposed Rules:
240	69204	60267595, 70141, 70701		410068452
249	69204	Proposed Rules:	Proposed Rules:	410000432
270	69204	169061, 69062, 70214,	167818, 69442	44 CFR
274		70482, 70747, 71235	269442, 70482	
Proposed Rules:		30170214, 70747	1069442	6467051
143	60624	33	1169442	6567052, 69323, 69959
		27 CFR		6767056, 69961
200		0 07007	38 CFR	Proposed Rules:
201		967367	1770714	6767106, 67107
239	70402	Proposed Rules:		0707 100, 07 107
240	68186	767388	Proposed Rules:	45 CFR
270	70388	970217	1969062	
274		2567388	2069062	3170444
403		20		118570184
+00	00000	28 CFR	39 CFR	160467372
18 CFR			Proposed Rules:	Proposed Rules:
	00057	270709	•	240069980
4		Proposed Rules:	11169066	2-10000000
5		90167991	40 CFR	46 CFR
11	67592			
35	69599	29 CFR	5171009	40169564
37	69134	162670150	5267045, 67598, 67805,	40469564
161			67807, 67948, 68521, 68523,	Proposed Rules:
250		401167032	69025, 69318, 69320, 69611,	50167510
284		402267033, 69606	70437	53567510
		404467035, 69606		00001010
358	03134	Proposed Rules:	6069029, 69036, 70960	47 CFR
19 CFR		191768804	6167932, 69029, 69036	
	00115	191868804	6268738	268241, 68531
4		251068710	6367953, 69029, 69036,	1568531
10		201000710	69164, 70726, 70904, 70948,	1868531
103	68140	30 CFR	70960	2070184
113	68140		8169611	5469622
122	68140	25069308	18069322	7367378, 67599, 67964,
123		93467801	27168526	68254, 68547, 69327, 69328,
163		94867035, 68724	43771014	69627, 70728, 70729
178		Proposed Rules:	72170155	7468241, 69328
		73267776		
192	00140	93170749	Proposed Rules:	7667599
20 CFR		55110749	5168805	7868241
		31 CFR	5267821, 67993, 68579,	9068531
404	69003		68580, 68581, 69069, 69366,	9568531
416	69003	167943	69637, 69640, 70484	10168241
718	69930	32367943	6169069	Proposed Rules:
725		Proposed Rules:	6268805	268823
Proposed Rules:		5067100	6369069, 70752	1568823
•	60070	33		
422	09978	32 CFR	8169640, 70108	5268831
21 CFR			18068806	5368585
		70668511, 68513, 68514,	24768813	5469641
1	69957	68515, 68516	27168585	6468312

90468771	19269778	40268254
92368771		60069331
95268771		62268784
		63569969
Ch. 3067868	57167068, 69046	64867609, 69970, 71032
Proposed Rules:	58667068	71033
869262	115267809	
3169264	Proposed Rules:	67967086, 67379, 67964
180967995	2470342	68265, 69047, 69048, 69049
181371055	17167821	69974, 70753, 71036
181471055		Proposed Rules:
181571055	17467821	21667629
		22270219
		22368834, 70219
181971056		22468834
	The state of the s	60067636, 69070
	·	62268854, 71058
	50 CFR	64869373
	1770185	66067132, 67638, 67640
		67998, 68834
		67967390, 67642, 68002
49 CFR		70484, 70753
17167746	30067607	69767636
	923 68771 952 68771 970 68771 970 68771 Ch. 30 67868 Proposed Rules: 8 69262 31 69264 1809 67995 1813 71055 1814 71055 1816 71055 1817 71055 1819 71056 1822 71056 1823 71056 1824 71056 1824 71056 1825 71056 1827 67995 1837 67995 1852 67995	923 68771 199 69046 952 68771 222 70586 970 68771 229 70586 Ch. 30 67868 571 67068, 69046 Proposed Rules: 586 67068 8 69262 1152 67809 31 69264 Proposed Rules: 1809 67995 24 70342 1813 71055 171 67821 1814 71055 173 67821 1815 71055 174 67821 1816 71055 176 67821 1817 71055 177 67821 1817 71056 192 67129, 69368 1822 71056 195 67129, 69368 1823 71056 571 68319, 71057 1824 71056 571 68319, 71057 1825 71056 17 67595 1837 67995 17 70185

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 22, 2003

AGRICULTURE DEPARTMENT

Agricultural Marketing Service

Tomatoes grown in— Florida; published 12-19-03

AGRICULTURE DEPARTMENT

Grain Inspection, Packers and Stockyards Administration

Grain inspection equipment; official performance requirements:

Tolerance for dividers; regulation removed; published 10-23-03

COMMERCE DEPARTMENT National Oceanic and

Atmospheric Administration
Fishery conservation and

management:
Alaska; fisheries of
Exclusive Economic
7one—

North Pacific halibut and sablefish program; published 12-22-03

ENVIRONMENTAL PROTECTION AGENCY

Air pollution control:

State operating permit programs—

Ohio; published 11-20-03

Air quality implementation plans; approval and promulgation; various States; air quality planning purposes; designation of areas:

Oregon; published 10-21-03 Water pollution; effluent

guidelines for point source categories:

Centralized waste treatment industry; published 12-22-

HOUSING AND URBAN DEVELOPMENT DEPARTMENT

Mortgage and loan insurance programs:

Single family mortgage insurance—

FHA Technology Open To Approved Lenders (TOTAL) mortgage scorecard use; requirements and procedures; published 11-21-03

NUCLEAR REGULATORY COMMISSION

Spent nuclear fuel and highlevel radioactive waste; independent storage; licensing requirements: Approved spent fuel storage casks; list; published 10-7-03

Correction; published 12-17-03

TRANSPORTATION DEPARTMENT

Federal Aviation

Airworthiness directives:
Boeing and McDonnell
Douglas; published 11-17-

TRANSPORTATION DEPARTMENT

Federal Highway Administration

Engineering and traffic operations:

Uniform Traffic Control
Devices Manual for
streets and highways;
revision; 2003 edition;
incorporation by reference;
published 11-20-03

TRANSPORTATION DEPARTMENT

National Highway Traffic Safety Administration

Motor vehicle safety standards:

Child restraint systems— Improved test dummies, updated test procedures, and extended child restraints standards for children up to 65 pounds; published 6-24-03

TREASURY DEPARTMENT

Currency and foreign transactions; financial reporting and recordkeeping requirements:

Bank Secrecy Act; implementation—

Futures commission merchants and introducing brokers in commodities; definition as financial institutions; suspicious transaction reporting requirements; published 11-20-03

COMMENTS DUE NEXT WEEK

AGRICULTURE DEPARTMENT Agricultural Marketing Service

Labeling; country of origin:

Beef, lamb, pork, fish, perishable agricultural commodities, and peanuts; mandatory labeling definitions, requirements, and recordkeeping responsibilities; comments due by 12-29-03; published 10-30-03 [FR 03-27249]

Organic producers and marketers; exemption from assessments for market promotion activities; comments due by 1-2-04; published 12-2-03 [FR 03-29958]

AGRICULTURE DEPARTMENT

Animal and Plant Health Inspection Service

Biological agents and toxins; possession, use, and transfer:

Agricultural Bioterrorism Protection Act of 2002; implementation—

Provisional registration certificates for individuals and entities and provisional grants of access to biological agents and toxins for individuals; comments due by 1-2-04; published 11-3-03 [FR 03-27640]

Plant related quarantine; domestic:

Mexican fruit fly; comments due by 12-29-03; published 10-28-03 [FR 03-27149]

AGRICULTURE DEPARTMENT

Food and Nutrition Service

Child nutrition programs:

Commodity Supplemental Food Program—

Plain language use and program accountability and flexibility changes; comments due by 12-30-03; published 10-31-03 [FR 03-27305]

COMMERCE DEPARTMENT National Institute of Standards and Technology

National Construction Safety Team Act; implementation; comments due by 12-29-03; published 11-28-03 [FR 03-29615]

COMMERCE DEPARTMENT National Oceanic and Atmospheric Administration

Endangered and threatened species:

Sea turtle conservation— Hawaii State waters; sea turtle interactions with fishing activities; environmental impact statement and scoping meeting; comments due by 12-31-03; published 9-22-03 [FR 03-23994]

Fishery conservation and management:

Alaska; fisheries of Exclusive Economic Zone—

Bering Sea and Aleutian Islands groundfish; comments due by 1-2-04; published 12-3-03 [FR 03-30134]

Bering Sea and Aleutian Islands groundfish; comments due by 1-2-04; published 12-19-03 [FR 03-31340]

Atlantic highly migratory species—

Atlantic pelagic longline fishery; sea turtle bycatch mitigation; environmental impact statement; comments due by 12-29-03; published 11-28-03 [FR 03-29827]

Ocean and coastal resource management:

Marine sanctuaries-

Gray's Reef National Marine Sactuary, GA; anchoring prohibition and fishing restrictions; comments due by 12-31-03; published 10-31-03 [FR 03-27237]

EDUCATION DEPARTMENT

Grants:

Direct grant programs; discretionary grants; application process; comments due by 12-29-03; published 10-30-03 [FR 03-27376]

ENERGY DEPARTMENTFederal 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

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: Imidacloprid; comments due by 12-29-03; published 10-29-03 [FR 03-26926]

Solid wastes:

Hazardous waste; identification and listing— Exclusions; comments due by 1-2-04; published 11-17-03 [FR 03-28650]

FEDERAL COMMUNICATIONS COMMISSION

Common carrier services:

Wireless telecommunication services—

Telephone number portability; comments due by 12-30-03; published 12-10-03 [FR 03-30542]

Wireless telecommunications services—

Spectrum-based services to rural areas; comments due by 12-29-03; published 11-12-03 [FR 03-28047]

Digital television stations; table of assignments:

Alabama; comments due by 12-29-03; published 11-14-03 [FR 03-28463]

Indiana; comments due by 12-29-03; published 11-14-03 [FR 03-28462]

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]

HEALTH AND HUMAN SERVICES DEPARTMENT

Quarantine, inspection, and licensing:

Select agents and toxins; possession, use, and transfer; comments due by 1-2-04; published 11-3-03 [FR 03-27659]

HOMELAND SECURITY DEPARTMENT

Federal Emergency Management Agency

Disaster assistance:

Hazard mitigation planning and Hazard Mitigation Grant Program; comments due by 12-29-03; published 10-28-03 [FR 03-27140]

JUSTICE DEPARTMENT Drug Enforcement Administration

Controlled substances; manufacturers, distributors, and dispensers; registration: Long term care facilities; controlled substances surplus accumulation; prevention; comments due by 1-2-04; published 11-3-

03 [FR 03-27511] NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

Acquisition regulations:

Government property— NASA Form 1018 preparation instructions; comments due by 12-30-03; published 10-31-03 [FR 03-27490]

Research and development abstracts; comments due by 12-30-03; published 10-31-03 [FR 03-27492]

Grant and Cooperative Agreement Handbook:

Research and development abstracts; comments due by 12-30-03; published 10-31-03 [FR 03-27489]

NATIONAL CREDIT UNION ADMINISTRATION

Security programs.:

Unauthorized access to member information and member notice; response programs; guidance; comments due by 12-29-03; published 10-30-03 [FR 03-27312]

NUCLEAR REGULATORY COMMISSION

Rulemaking petitions;

Hee, Terrence O., Ion Technology; comments due by 12-29-03; published 10-15-03 [FR 03-25986]

SECURITIES AND EXCHANGE COMMISSION

Securities:

Security holders and boards of directors; nominating committee functions and communications; disclosure requirements; Correction; comments due by 1-1-04; published 12-11-03 [FR R3-29723]

TRANSPORTATION DEPARTMENT

Federal Aviation Administration

Airworthiness directives:

Aerospatiale; comments due by 12-29-03; published 11-28-03 [FR 03-29701]

Airbus; comments due by 12-29-03; published 11-28-03 [FR 03-29696]

Bombardier; comments due by 12-29-03; published 11-28-03 [FR 03-29698]

Dassault; comments due by 12-31-03; published 12-1-03 [FR 03-29570]

Empresa Brasileira de Aeronautica S.A. (EMBRAER); comments due by 1-2-04; published 12-3-03 [FR 03-30116]

Hartzell Propeller Inc.; comments due by 12-29-03; published 10-29-03 [FR 03-27102]

Learjet; comments due by 12-29-03; published 11-13-03 [FR 03-28399]

McDonnell Douglas; comments due by 12-29-03; published 11-12-03 [FR 03-28325]

Pratt & Whitney; comments due by 1-2-04; published 11-3-03 [FR 03-27327]

Rolls-Royce plc; comments due by 12-29-03; published 10-28-03 [FR 03-26916]

Class D airspace; comments due by 12-29-03; published 11-5-03 [FR 03-27752]

Class E airspace; comments due by 12-31-03; published 11-28-03 [FR 03-29452]

TRANSPORTATION DEPARTMENT

Research and Special Programs Administration

Pipeline safety:

Internal inspection devices; information request; comments due by 12-31-03; published 12-1-03 [FR 03-29853]

TREASURY DEPARTMENT Foreign Assets Control Office

Iraqi sanctions regulations:

Sanctions regulations removed and interpretive guidance for secondarymarket transactions in Iraqi debt; comments due by 12-29-03; published 10-28-03 [FR 03-27073]

TREASURY DEPARTMENT

Terrorism Risk Insurance Program

Initial claims procedures; comments due by 12-31-03; published 12-1-03 [FR 03-29729]

TREASURY DEPARTMENT Alcohol and Tobacco Tax and Trade Bureau

Alcohol; viticultural area designations:

Ribbon Ridge, Yamhill County, OR; comments

due by 1-2-04; published 11-3-03 [FR 03-27586] Salado Creek, Stanislaus County, CA; comments due by 12-29-03; published 10-30-03 [FR 03-27317]

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.nara.gov/fedreg/plawcurr.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.access.gpo.gov/nara/nara005.html. Some laws may not yet be available.

H.R. 2297/P.L. 108–183 Veterans Benefits Act of 2003 (Dec. 16, 2003; 117 Stat. 2651)

H.R. 3491/P.L. 108-184

National Museum of African American History and Culture Act (Dec. 16, 2003; 117 Stat. 2676)

H.J. Res. 82/P.L. 108-185

Making further continuing appropriations for the fiscal year 2004, and for other purposes. (Dec. 16, 2003; 117 Stat. 2684)

S. 811/P.L. 108-186

To support certain housing proposals in the fiscal year 2003 budget for the Federal Government, including the downpayment assistance initiative under the HOME Investment Partnership Act, and for other purposes. (Dec. 16, 2003; 117 Stat. 2685)

S. 877/P.L. 108-187

Controlling the Assault of Non-Solicited Pornography and Marketing Act of 2003 (Dec. 16, 2003; 117 Stat. 2699)

H.J. Res. 63/P.L. 108–188 Compact of Free Association

Compact of Free Association Amendments Act of 2003 (Dec. 17, 2003; 117 Stat.

Last List December 17, 2003

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.