

Reader Aids

Federal Register

Vol. 69, No. 151

Friday, August 6, 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, AUGUST

46095-46398.....	2
46399-46978.....	3
46979-47352.....	4
47353-47762.....	5
47763-48128.....	6

CFR PARTS AFFECTED DURING AUGUST

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

Administrative Orders:
 Presidential
 Determinations:
 No. 2004-40 of July
 21, 200446399

5 CFR

531.....47353

8 CFR

274a.....47763

10 CFR

Proposed Rules:
 50.....46452
 431.....47486

12 CFR

229.....47290

Proposed Rules:
 607.....47984
 614.....47984
 615.....47984
 620.....47984

14 CFR

23.....47354
 39.....46979, 47763
 71.....47357
 73.....47358

Proposed Rules:
 39.....46456, 47028, 47031,
 47035, 47038, 47040, 47041,
 47388, 47391, 47393, 47802,
 47804, 47806, 47808, 47811,
 47814

17 CFR

240.....48008
 241.....48008
 242.....48008

21 CFR

1.....47765
 510.....47360, 47361
 522.....47361, 47362
 524.....47361, 47363

26 CFR

1.....46401, 46982, 47364
 14a.....46401
 602.....46982
Proposed Rules:
 1.....47043, 47395, 47816,
 47822

29 CFR

1910.....46986

32 CFR

519.....47766

33 CFR

100.....46994, 46996
 117.....46998, 47771
Proposed Rules:
 117.....47045
 165.....47047

36 CFR

242.....46999

37 CFR

Proposed Rules:
202.....47396

38 CFR

3.....46426

40 CFR

9.....47210
 52.....47365, 47366, 47773
 63.....47001
 81.....47366
 122.....47210
 123.....47210
 124.....47210
 125.....47210
 180.....47005, 47013, 47022
 300.....47377

Proposed Rules:
 51.....47828
 52.....47399
 63.....47049
 72.....47828
 73.....47828
 74.....47828
 77.....47828
 78.....47828
 81.....47399
 96.....47828
 180.....47051
 300.....47068, 47072

42 CFR

Proposed Rules:
 403.....46632
 405.....47488
 410.....47488
 411.....46632, 47488
 414.....47488
 417.....46632, 46866
 418.....47488
 422.....46866
 423.....46632
 424.....47488
 484.....47488
 486.....47488

44 CFR

64.....46435
 65.....47780, 47786
 67.....46436, 46437

Proposed Rules:
 67.....47830, 47831, 47832

46 CFR

71.....47378
114.....47378
115.....47378
125.....47378
126.....47378
167.....47378
169.....47378
175.....47378
176.....47378

47 CFR

0.....46438
1.....46438, 47788, 47790
2.....46438
25.....47790
73.....46447, 47385, 47795
90.....46438
95.....46438

Proposed Rules:

2.....46462
73.....46474, 46476, 47399
90.....46462

49 CFR

375.....47386

Proposed Rules:

171.....47074
172.....47074
173.....47074
175.....47074
178.....47074
571.....47075

50 CFR

17.....47212, 47330, 48115
100.....46999
402.....47732
635.....47797
648.....47798
660.....46448
679.....46451, 47025, 47026

Proposed Rules:

17.....47834, 48102

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 AUGUST 6, 2004**AGRICULTURE DEPARTMENT****Agricultural Marketing Service**

Nectarines and peaches grown in—
California; published 7-7-04

ENVIRONMENTAL PROTECTION AGENCY

Air programs; State authority delegations:
Nevada; published 6-7-04

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

California; published 6-7-04
District of Columbia; published 8-6-04

FEDERAL COMMUNICATIONS COMMISSION

Practice and procedure:

Application fees schedule; published 7-7-04

Regulatory fees (2004 FY); assessment and collection; published 7-7-04

HOMELAND SECURITY DEPARTMENT**Coast Guard**

Ports and waterways safety:
Lake Eustis, FL; safety zone; published 7-29-04

Regattas and marine parades:
SBIP-Fountain Powerboats Kilo Run and Super Boat Pro-Am Race; published 8-4-04

INTERIOR DEPARTMENT**Fish and Wildlife Service**

Endangered and threatened species:

Florida manatee; protection areas—
Additions; published 8-6-04

Florida manatee; withdrawal of two areas designated as Federal protection areas; published 7-7-04

SECURITIES AND EXCHANGE COMMISSION

Securities:

Self-regulatory organizations; fees calculation, payment

and collection; published 7-7-04

TRANSPORTATION DEPARTMENT**Federal Aviation Administration**

Airworthiness directives:

Empresa Brasileira de Aeronautica, S.A. (EMBRAER); published 7-2-04

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]

Kiwifruit grown in—

California; comments due by 8-12-04; published 7-28-04 [FR 04-17271]

AGRICULTURE DEPARTMENT**Cooperative State Research, Education, and Extension Service**

Grants:

Food and Agricultural Sciences National Needs Graduate and Postgraduate Fellowship Program; comments due by 8-11-04; published 7-12-04 [FR 04-15779]

COMMERCE DEPARTMENT**National Oceanic and Atmospheric Administration**

Fishery conservation and management:

Alaska; fisheries of Exclusive Economic Zone—

Pacific halibut fisheries; subsistence fishing; comments due by 8-9-04; published 7-9-04 [FR 04-15548]

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:

Architect-engineer services contracting; comments due by 8-9-04; published 6-8-04 [FR 04-12935]

Commercial items acquisition; comments due by 8-9-04; published 6-8-04 [FR 04-12937]

Reporting contract performance outside United States; comments due by 8-9-04; published 6-8-04 [FR 04-12934]

Technical data conformity; written assurance; comments due by 8-9-04; published 6-8-04 [FR 04-12936]

Personnel, military and civilian:

DoD dependents; early intervention and special education services; comments due by 8-9-04; published 6-10-04 [FR 04-12497]

EDUCATION DEPARTMENT

Elementary and secondary education:

Disadvantaged children; academic achievement improvement; comments due by 8-9-04; published 6-24-04 [FR 04-14358]

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 pollution; standards of performance for new stationary sources:

Large municipal waste combustors; emission guidelines; comments due by 8-13-04; published 7-14-04 [FR 04-15942]

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

Ohio; comments due by 8-9-04; published 7-8-04 [FR 04-15203]

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

Hawaii; comments due by 8-9-04; published 7-9-04 [FR 04-15527]

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:
Fenpyroximate; comments due by 8-9-04; published 6-10-04 [FR 04-13146]

Solid waste:

Hazardous waste; identification and listing—
Exclusions; comments due by 8-9-04; published 6-25-04 [FR 04-14460]

Water pollution; effluent guidelines for point source categories:

Meat and poultry products processing facilities; Open for comments until further notice; published 12-30-99 [FR 04-12017]

Water programs:

Water quality standards—
Coastal and Great Lakes recreation waters; bacteriological criteria; establishment; comments due by 8-9-04; published 7-9-04 [FR 04-15614]

FEDERAL COMMUNICATIONS COMMISSION

Radio stations; table of assignments:

Alabama; comments due by 8-9-04; published 6-22-04 [FR 04-13994]

Colorado; comments due by 8-9-04; published 6-22-04 [FR 04-13995]

New Mexico; comments due by 8-9-04; published 6-25-04 [FR 04-14484]

FEDERAL DEPOSIT INSURANCE CORPORATION

Deposit insurance coverage:

Assessments; certified statements; comments due by 8-9-04; published 6-8-04 [FR 04-12922]

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

Animal drugs, feeds, and related products:

Bovine spongiform encephalopathy prevention in U.S. cattle; Federal mitigation measures; comments due by 8-13-04; published 7-14-04 [FR 04-15882]

Foods and cosmetics:
Prohibited cattle materials; use; recordkeeping requirements; comments due by 8-13-04; published 7-14-04 [FR 04-15880]

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]

Drawbridge operations:
Connecticut; comments due by 8-9-04; published 6-10-04 [FR 04-13076]

HOUSING AND URBAN DEVELOPMENT DEPARTMENT

Community development block grants:
Small cities and insular areas programs; comments due by 8-9-04; published 6-10-04 [FR 04-12954]

LIBRARY OF CONGRESS Copyright Office, Library of Congress

Copyright office and procedures:
Sound recordings use under statutory licenses; notice and recordkeeping for use; comments due by 8-12-04; published 7-13-04 [FR 04-15854]

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]

RAILROAD RETIREMENT BOARD

Railroad Unemployment Insurance Act:
Employers' contributions and contribution reports;

comments due by 8-13-04; published 6-14-04 [FR 04-13221]

SECURITIES AND EXCHANGE COMMISSION

Fair and Accurate Credit Transactions Act; implementation:
Affiliate marketing limitations (Regulation S-M); comments due by 8-13-04; published 7-14-04 [FR 04-15875]

Securities:
Ownership reports and trading by officers, directors, and principal security holders; comments due by 8-9-04; published 6-25-04 [FR 04-14406]

SMALL BUSINESS ADMINISTRATION

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

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

Air carrier certification and operations:
Portable oxygen concentrators devices use onboard aircraft; comments due by 8-13-04; published 7-14-04 [FR 04-15969]

Aircraft:
Bilateral agreements; maintenance provisions; implementation; comments due by 8-9-04; published 5-11-04 [FR 04-10643]

Airports:
Passenger facility charges; application and application approval procedures; comments due by 8-9-04; published 6-9-04 [FR 04-13050]

Airworthiness directives:
Airbus; comments due by 8-9-04; published 6-8-04 [FR 04-12678]

Boeing; comments due by 8-9-04; published 6-23-04 [FR 04-14182]

Bombardier; comments due by 8-9-04; published 7-8-04 [FR 04-15515]

Empresa Brasileira de Aeronautica S.A. (EMBRAER); comments due by 8-9-04; published 7-8-04 [FR 04-15517]

Eurocopter France; comments due by 8-13-04; published 6-14-04 [FR 04-12905]

McDonnell Douglas; comments due by 8-9-04; published 7-13-04 [FR 04-15761]

Rolls-Royce Corp.; comments due by 8-9-04; published 6-9-04 [FR 04-13010]

Rolls-Royce Deutschland Ltd. & Co. KG; comments due by 8-9-04; published 6-9-04 [FR 04-12958]

Class D airspace; comments due by 8-12-04; published 6-28-04 [FR 04-14633]

Class E airspace; comments due by 8-9-04; published 7-8-04 [FR 04-15555]

Prohibited areas; comments due by 8-12-04; published 6-28-04 [FR 04-14631]

TRANSPORTATION DEPARTMENT

Maritime Administration

Merchant Marine training:
Maritime education and training; comments due by 8-9-04; published 6-8-04 [FR 04-12765]

TRANSPORTATION DEPARTMENT

National Highway Traffic Safety Administration

Civil monetary penalties; inflation adjustment; comments due by 8-13-04; published 6-14-04 [FR 04-13056]

Motor vehicle safety standards:

Child restraint systems—
Recordkeeping requirements; comments due by 8-13-04; published 6-14-04 [FR 04-13052]

Defect and noncompliance—
Defect and noncompliance reports and notification; manufacturer notification to dealers of safety related defects; comments due by 8-9-04; published 6-23-04 [FR 04-14072]

Event data recorders; minimum recording, data

format, survivability, and information availability requirements; comments due by 8-13-04; published 6-14-04 [FR 04-13241]

TRANSPORTATION DEPARTMENT

Research and Special Programs Administration

Hazardous materials:

Hazardous materials transportation—

Compressed oxygen, other oxidizing gases, and chemical oxygen generators on aircraft; comments due by 8-13-04; published 5-6-04 [FR 04-10277]

TREASURY DEPARTMENT

Internal Revenue Service

Income taxes:

Tax exempt bonds; solid waste disposal facilities; comments due by 8-9-04; published 5-10-04 [FR 04-10500]

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. 4363/P.L. 108-285

Helping Hands for Homeownership Act of 2004 (Aug. 2, 2004; 118 Stat. 917)

H.R. 4759/P.L. 108-286

United States-Australia Free Trade Agreement Implementation Act (Aug. 3, 2004; 118 Stat. 919)

Last List August 4, 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.