

Reader Aids

Federal Register

Vol. 69, No. 248

Tuesday, December 28, 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, DECEMBER

69805-70050.....	1
70051-70178.....	2
70179-70350.....	3
70351-70536.....	6
70537-70870.....	7
70871-71338.....	8
71339-71690.....	9
71691-72108.....	10
72109-74404.....	13
74405-74946.....	14
74947-75222.....	15
75223-75450.....	16
75451-75818.....	17
75819-76372.....	20
76373-76594.....	21
76595-76834.....	22
76835-77138.....	23
77139-77608.....	27
77609-77880.....	28

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.

3 CFR

Proclamations:	
7350 (See 7858).....	77603
7561 (Amended by 7858).....	77603
7850.....	70351
7851.....	70353
7852.....	71689
7853.....	74945
7854.....	74947
7855.....	76371
7856.....	76595
7857.....	77135
7858.....	77603

Executive Orders:

12473 (Amended by EO 13365).....	71333
13286 (See EO 13362).....	70173
13289 (See EO 13363).....	70175
13303 (Amended by EO 13364).....	70177
13315 (See EO 13364).....	70177
13350 (See EO 13364).....	70177
13362.....	70173
13363.....	70175
13364.....	70177
13365.....	71333
13366.....	76591
13367.....	77605

Administrative Orders:

Memorandums:	
Memorandum of October 21, 2004.....	70349
Memorandum of December 8, 2004.....	74935
Memorandum of December 8, 2004.....	74937
Memorandum of December 8, 2004.....	74939
Memorandum of December 8, 2004.....	74941
Presidential Determinations:	
No. 2005-07 of November 29, 2004.....	72109
No. 2005-08 of November 29, 2004.....	74931
No. 2005-09 of December 6, 2004.....	74933
No. 2005-11 of December 10, 2004.....	76587
No. 2005-15 of December 21, 2004.....	77607

4 CFR

Proposed Rules:

21.....	75878, 76979
---------	--------------

5 CFR

317.....	70355
352.....	70355
359.....	70355
451.....	70355
530.....	70355
531.....	70355, 75451
534.....	70355
575.....	70355
630.....	77139
841.....	69805
842.....	69805
843.....	69805

6 CFR

Proposed Rules:

5.....	70402
--------	-------

7 CFR

51.....	76835
56.....	76373
60.....	77609
210.....	70871, 70872
220.....	70872
301.....	76378
319.....	71691
354.....	71660
371.....	76378
457.....	74405
784.....	76836
905.....	70874, 76597
920.....	76379
958.....	76381
980.....	76381
982.....	76385
1005.....	71697
1006.....	71697
1007.....	71697
1280.....	77570
1464.....	70367
1775.....	70877
1806.....	75454, 77609
1822.....	75454, 77609
1902.....	75454, 77609
1925.....	75454, 77609
1930.....	75454, 77609
1940.....	75454, 77609
1942.....	75454, 77609
1944.....	75454, 77609
1951.....	70883, 75454, 77609
1955.....	75454, 77609
1956.....	75454, 77609
1965.....	75454, 77609
3560.....	75454, 77609
3565.....	75454, 77609

Proposed Rules:

319.....	71736
500.....	75880
929.....	69996

930.....71744	71702, 72111, 72112, 74953,	279.....72054	301.....70547
945.....76884	74954, 74955, 75454, 76042,	Proposed Rules:	602.....70547, 70550, 76614,
983.....71749	76391	200.....77424	77625
989.....71753	73.....70887, 72113	201.....77424	Proposed Rules:
9 CFR	91.....74413, 77596	228.....75774	1.....70578, 71757, 75492,
166.....70179	95.....74413	229.....75774	76422, 76635, 77324, 77678,
317.....74405	97.....74415	230.....75774, 77424	77679
381.....74405	119.....76841	240.....71126, 71256, 75774,	26.....70404
430.....70051	121.....75835, 76841	77424	31.....76422
Proposed Rules:	135.....76841	242.....71126, 75774, 77424	301.....71757
417.....76884	Proposed Rules:	249.....71126, 77424	27 CFR
10 CFR	39.....69829, 69832, 69834,	270.....77424	9.....70889, 71372
19.....76599	69836, 69838, 69842, 69844,	18 CFR	28 CFR
25.....74949	70202, 70204, 70564, 70566,	11.....71364	16.....72114
34.....76599	70568, 70571, 70574, 70936,	Proposed Rules:	906.....75243
40.....76599	70938, 72134, 72136, 74461,	Ch. 1.....70077	29 CFR
55.....76599	74463, 74465, 75267, 75270,	20 CFR	570.....75382
60.....76599	75273, 75275, 75277, 75280,	655.....77326	579.....75382
95.....74949	75282, 76632, 77144, 77675,	656.....77326	580.....75382
Proposed Rules:	77677	21 CFR	1926.....70373
25.....75007	61.....74898	1.....71562, 71655	2590.....75798
95.....75007	63.....74898	10.....74418	4011.....69820
11 CFR	65.....74898	11.....71562	4022.....69820, 74973
Proposed Rules:	67.....74898	179.....76401, 76844	4044.....69821, 74973
100.....76626	71.....70208, 71756, 75490,	510.....70053	Proposed Rules:
104.....76626	75491, 76421, 77146	520.....70053, 74418	1.....75408
114.....76628	91.....74898	522.....70054, 70055	4.....75408
300.....71388	121.....74898	558.....70056	1210.....76423
12 CFR	135.....74898	876.....77621	1952.....75436
30.....77610	15 CFR	880.....70702	4000.....77679
41.....77610	6.....74416	884.....77623	4010.....77679
201.....75819	732.....71356	1310.....74957	30 CFR
203.....77139	734.....71356	Proposed Rules:	18.....70752
208.....77610	740.....71356	165.....70082	917.....75835
211.....77610	742.....71356	1301.....70576	938.....71528, 71551
222.....77610	744.....71356	22 CFR	31 CFR
225.....77610	750.....69814	122.....70888	10.....75839
334.....77610	772.....71356	129.....70888	103.....74439, 76847
364.....77610	774.....76842	Proposed Rules:	515.....75468
506.....76601	806.....70543	226.....75885	538.....75468
516.....76601	Proposed Rules:	23 CFR	560.....75468
541.....76601	710.....70754	650.....74419	Proposed Rules:
560.....76601	711.....70754	655.....69815	10.....75887
563.....76601	712.....70754	24 CFR	32 CFR
564.....76601	713.....70754	200.....74894	503.....76412
567.....76601	714.....70754	202.....75802	630.....76412
568.....77610	715.....70754	203.....77112	635.....75245
570.....76601, 77610	716.....70754	206.....75204	Proposed Rules:
571.....77610	717.....70754	570.....70864	518.....77836
Proposed Rules:	718.....70754	Proposed Rules:	634.....76548
226.....70925	719.....70754	200.....75812	637.....75287
13 CFR	720.....70754	206.....70244	33 CFR
121.....70180	721.....70754	214.....77118	100.....70551, 70552
125.....75820	722.....70754	970.....75188	117.....70057, 70059, 70373,
Proposed Rules:	723.....70754	2004.....70868	71704, 71706, 74441, 74975,
121.....70197	724.....70754	3280.....70016	75472, 75845
14 CFR	725.....70754	25 CFR	165.....70374, 71708, 71709,
23.....70885, 74407	726.....70754	Proposed Rules:	74442, 76413, 76415, 76417,
25.....76389	727.....70754	542.....69847	77139
39.....69807, 69810, 70368,	728.....70754	26 CFR	Proposed Rules:
70537, 70539, 71339, 71340,	729.....70754	1.....70547, 70550, 75455,	100.....70578
71342, 71344, 71347, 71349,	16 CFR	76612, 76614, 77625	110.....71758, 75009
71351, 71353, 74411, 74412,	1.....76611	25.....70547	117.....70091, 70209, 72138,
75223, 75225, 75228, 75231,	17 CFR	31.....69819, 70547, 76404	75011, 75013, 75493
75233, 75236, 75826, 75830,	15.....76392	53.....70547	151.....77147
75833, 76603, 76605, 76610,	16.....76392	55.....70547	165.....70211, 71758, 75009,
76839, 76979	17.....76392	156.....70547	77684
71.....70053, 70185, 70371,	18.....76392		
70372, 70541, 70542, 71701,	19.....76392		

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 28, 2004**AGRICULTURE DEPARTMENT****Agricultural Marketing Service**

Lamb promotion, research, and information order; referendum procedures; published 12-27-04

ENVIRONMENTAL PROTECTION AGENCY

Air programs; approval and promulgation; State plans for designated facilities and pollutants:

Virginia; published 10-29-04

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

Indiana; published 10-29-04

Texas; published 10-29-04

Practice and procedure:

Environmental Appeals Board; clarification of address for documents filed; published 12-28-04

GENERAL SERVICES ADMINISTRATION

Acquisition regulations:

Federal Procurement Data System; direct access by non-governmental entities; published 12-28-04

HEALTH AND HUMAN SERVICES DEPARTMENT**Children and Families Administration**

Child Support Enforcement Program:

Child support orders review and adjustment; reasonable quantitative standard; published 12-28-04

TRANSPORTATION DEPARTMENT**Federal Aviation Administration**

Airworthiness directives:

Bombardier; published 11-29-04

Ostmecklenburgische Flugzeugbau GmbH; published 11-26-04

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]

Fish and shellfish; country of origin labeling; comments due by 1-3-05; published 10-5-04 [FR 04-22309]

Sweet cherries grown in— Washington; comments due by 1-3-05; published 11-3-04 [FR 04-24443]

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

Exportation and importation and interstate transportation of animals and animal products:

Livestock identification; alternative numbering systems use; comments due by 1-7-05; published 11-8-04 [FR 04-24828]

Plant-related quarantine, domestic:

Golden nematode; comments due by 1-7-05; published 11-8-04 [FR 04-24827]

AGRICULTURE DEPARTMENT**Rural Utilities Service**

Electric loans:

Operational controls; elimination; comments due by 1-7-05; published 11-8-04 [FR 04-24789]

COMMERCE DEPARTMENT**Industry and Security Bureau**

Chemical Weapons

Convention Regulations: Requirements update and clarification; comments due by 1-6-05; published 12-7-04 [FR 04-26517]

COMMERCE DEPARTMENT National Oceanic and Atmospheric Administration

Fishery conservation and management:

Alaska; fisheries of Exclusive Economic Zone—

Bering Sea and Aleutian Islands groundfish;

comments due by 1-7-05; published 12-8-04 [FR 04-26952]

Bering Sea and Aleutian Islands groundfish; correction; comments due by 1-7-05; published 12-22-04 [FR 04-27979]

Gulf of Alaska groundfish; comments due by 1-6-05; published 12-7-04 [FR 04-26832]

Caribbean, Gulf, and South Atlantic fisheries—

Red snapper; comments due by 1-7-05; published 11-23-04 [FR 04-25961]

Marine mammals:

Commercial fishing authorizations— Fisheries categorized according to frequency of incidental takes; 2005 list; comments due by 1-3-05; published 12-2-04 [FR 04-26577]

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:

Pilot Mentor-Protege Program; Open for comments until further notice; published 12-15-04 [FR 04-27351]

Federal Acquisition Regulation (FAR):

Definitions clause; comments due by 1-3-05; published 11-1-04 [FR 04-24231]

Technical amendments and corrections; comments due by 1-3-05; published 11-1-04 [FR 04-24284]

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 pollutants, hazardous; national emission standards:

Electric utility steam generating units; comments due by 1-3-05; published 12-1-04 [FR 04-26579]

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

Oregon; comments due by 1-3-05; published 12-1-04 [FR 04-26475]

Pennsylvania; comments due by 1-7-05; published 12-8-04 [FR 04-26941]

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]

Hazardous waste program authorizations:

Tennessee; comments due by 1-7-05; published 12-8-04 [FR 04-26943]

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

QST 2808, bacillus pumilus strain; comments due by 1-3-05; published 11-3-04 [FR 04-24250]

Thifensulfuron-methyl; comments due by 1-3-05; published 11-3-04 [FR 04-24249]

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]

FARM CREDIT ADMINISTRATION

Farm credit system:

Funding and fiscal affairs, loan policies, and operations, and funding operations, etc.—
Investments, liquidity and divestiture; liquidity reserve requirement; comments due by 1-3-05; published 11-16-04 [FR 04-25395]

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 12-30-99 [FR 04-28531]

FEDERAL TRADE COMMISSION

Fair and Accurate Credit Transactions Act:

Credit score disclosure; fair and reasonable fee; comments due by 1-5-05; published 11-8-04 [FR 04-24841]

GENERAL SERVICES ADMINISTRATION

Federal Acquisition Regulation (FAR):

Definitions clause; comments due by 1-3-05; published 11-1-04 [FR 04-24231]

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]

HOMELAND SECURITY DEPARTMENT

Coast Guard

Anchorage regulations:

California; comments due by 1-4-05; published 11-5-04 [FR 04-24687]

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

Ports and waterways safety:

Potomac and Anacosta Rivers, DC and VA; security zone; comments due by 1-3-05; published 12-3-04 [FR 04-26669]

San Francisco, CA—

Safety zone; comments due by 1-4-05; published 11-5-04 [FR 04-24684]

HOMELAND SECURITY DEPARTMENT

Privacy Act; implementation; comments due by 1-5-05; published 12-6-04 [FR 04-26743]

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:

Critical habitat designations—

Lane Mountain milk-vetch; comments due by 1-7-05; published 12-8-04 [FR 04-26876]

Munz's onion; comments due by 1-3-05; published 12-1-04 [FR 04-26473]

INTERNATIONAL TRADE COMMISSION

Practice and procedure:

Investigations relating to global and bilateral safeguard actions, market disruption, etc. and injury to domestic industries from subsidized exports; comments due by 1-4-05; published 11-5-04 [FR 04-24704]

LABOR DEPARTMENT

Labor-Management Standards Office

Standards of conduct:

Federal sector labor organizations; comments due by 1-3-05; published 11-3-04 [FR 04-24451]

LABOR DEPARTMENT

Occupational Safety and Health Administration

Safety and health standards:

Hexavalent chromium; occupational exposure; comments due by 1-3-05; published 10-4-04 [FR 04-21488]

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

Federal Acquisition Regulation (FAR):

Definitions clause; comments due by 1-3-05; published 11-1-04 [FR 04-24231]

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

Records management:

Electronic mail and records; management and disposition; comments due by 1-3-05; published 11-3-04 [FR 04-24403]

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

Veterans recruitment appointments; eligibility criteria; comments due by 1-4-05; published 11-5-04 [FR 04-24779]

SECURITIES AND EXCHANGE COMMISSION

Investment companies:

Eligible portfolio company; definition; comments due by 1-7-05; published 11-8-04 [FR 04-24788]

SMALL BUSINESS ADMINISTRATION

Disaster loan areas:

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

SOCIAL SECURITY ADMINISTRATION

Social security benefits:

Federal old age, survivors, and disability insurance—

Digestive system; impairments evaluation; medical criteria; comments due by 1-7-05; published 11-8-04 [FR 04-24782]

STATE DEPARTMENT

International Traffic in Arms regulations:

Registration fee change; comments due by 1-7-05; published 12-8-04 [FR 04-26954]

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

Airworthiness directives:

Airbus; comments due by 1-6-05; published 12-7-04 [FR 04-26797]

BAE Systems (Operations) Ltd.; comments due by 1-3-05; published 12-1-04 [FR 04-26496]

Boeing; comments due by 1-3-05; published 12-1-04 [FR 04-26492]

Bombardier; comments due by 1-3-05; published 12-1-04 [FR 04-26493]

British Aerospace; comments due by 1-3-05; published 12-1-04 [FR 04-26498]

Gulfstream; comments due by 1-3-05; published 11-4-04 [FR 04-24519]

Rolls-Royce plc; comments due by 1-7-05; published 11-8-04 [FR 04-24817]

Saab; comments due by 1-3-05; published 12-1-04 [FR 04-26495]

Schempp-Hirth Flugzeugbau GmbH; comments due by 1-3-05; published 12-9-04 [FR 04-26640]

Class D airspace; comments due by 1-5-05; published 12-6-04 [FR 04-26750]

Class E airspace; comments due by 1-7-05; published 11-23-04 [FR 04-25885]

VOR Federal airways; comments due by 1-7-05; published 11-23-04 [FR 04-25881]

TRANSPORTATION DEPARTMENT

Federal Motor Carrier Safety Administration

Motor carrier safety standards:

Drivers' hours of service and records of duty status; supporting documents requirements; comments due by 1-3-05; published 11-3-04 [FR 04-24176]

TRANSPORTATION DEPARTMENT

Federal Railroad

Administration

Railroad safety:

Locomotive crashworthiness; comments due by 1-3-05; published 11-2-04 [FR 04-24148]

TRANSPORTATION DEPARTMENT

National Highway Traffic Safety Administration

Motor vehicle safety

standards:

Rear impact guard labels; comments due by 1-3-05; published 11-19-04 [FR 04-25704]

Rear impact protection; road construction controlled horizontal discharge semitrailers; exclusion from standard; comments due by 1-3-05; published 11-19-04 [FR 04-25703]

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. 4012/P.L. 108-457

To amend the District of Columbia College Access Act of 1999 to reauthorize for 2 additional years the public school and private school tuition assistance programs established under the Act. (Dec. 17, 2004; 118 Stat. 3637)

S. 2845/P.L. 108-458

Intelligence Reform and Terrorism Prevention Act of

2004 (Dec. 17, 2004; 118 Stat. 3638)

Last List December 14, 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.