Reader Aids

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

44041–44218	1
44219-44462	2
44463-44846	3
44847-45275	4

Federal Register

Vol. 70, No. 149

Thursday, August 4, 2005

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 do the revision date of each title.

3 CFR	
Administrative Orders:	
Memorandums:	
Memorandum of July	
4, 2005	.44041
5 CFR	
213	-
315 337	
Proposed Rules:	.44047
591	44976
7 CFR	
301	44222
400	44222
916	
917	
923	
946	
996	.44043
Proposed Rules:	
82	.44525
12 CFR	
25	44056
228	
335	
345	
Proposed Rules:	44200
363	44293
14 CFR	
23	44463
23 3944046, 44273, 4	
	44276
61	44276 45264
61	44276 45264 44465
61 71 73	44276 45264 44465 44466
61 71 73 95	44276 45264 44465 44466 44278
61 71 73 95 257	44276 45264 44465 44466 44278
61 71 95 257 Proposed Rules:	44276 45264 44465 44466 44278 44848
61 73 95 257 Proposed Rules: 39	44276 45264 44465 44466 44278 44848 44297
61 71 95 257 Proposed Rules:	44276 45264 44465 44466 44278 44848 44297 44868,
61	44276 45264 44465 44466 44278 44848 44297 44868, 44869
61 71 73 95 257 Proposed Rules: 39 71	44276 45264 44465 44466 44278 44848 44297 44868, 44869
61	44276 45264 44465 44466 44278 44848 44297 44868, 44869
61 71	44276 45264 44465 44466 44278 44848 44297 44868, 44297 44868, 45250 44722
61 71	44276 45264 44465 44466 44278 44848 44297 44868, 44297 44868, 45250 44722
61	44276 45264 44465 44466 44278 44848 44297 44868, 44297 44868, 44869 45250 44722 44722 44722
61	44276 45264 44465 44466 44278 44848 44297 44868, 44297 44868, 44869 45250 44722 44722 44722 44722
61	44276 45264 44465 44466 44278 44848 44297 44868, 44297 44868, 44297 44869 45250 44722 44722 44722 44722 44722
61	44276 45264 44465 44466 44278 44848 44297 44868, 44297 44868, 44297 44869 45250 44722 44722 44722 44722 44722
61	44276 45264 44465 44466 44278 44848 44297 44868, 44297 44868, 44297 44868, 44297 44722 44722 44722 44722 44722 44722
61	44276 45264 44465 44466 44278 44848 44297 44868, 44297 44868, 45250 44722 44722 44722 44722 44722 44722 44722 44722
61	44276 45264 44465 44466 44278 44848 44297 44868, 44297 44868, 45250 44722 44722 44722 44722 44722 44722 44722 44722
61	44276 45264 44465 44466 44278 44848 44297 44868, 44297 44868, 45250 44722 44722 44722 44722 44722 44722 44722 44722

21 0111	
520	4048
524	4719

locuments published since			
55644048 55844049			
26 CFR			
144467 Proposed Rules: 144535			
29 CFR			
Proposed Rules: 191044074			
32 CFR			
Proposed Rules: 58144536			
33 CFR			
10044470 11744852 16544470			
36 CFR			
Proposed Rules: 101144870			
37 CFR			
20144049 Proposed Rules: 20244878			
202			
40 CEB			
40 CFR 5144470			
5144470 5244052, 44055, 44478,			
5144470 5244052, 44055, 44478, 44481, 44852, 44855 6344285			
5144470 5244052, 44055, 44478, 44481, 44852, 44855 6344285 8144470			
5144470 5244052, 44055, 44478, 44481, 44852, 44855 6344285			
5144470 5244052, 44055, 44478, 44481, 44852, 44855 6344285 8144470 18044483, 44488, 44492, 44857 25844150			
51			
$\begin{array}{cccccccccccccccccccccccccccccccccccc$			
51			
51			
51			
51			
51			
51			
51			
51			
51			
51			
51			
51			

50244866	Proposed Rules:	25244077	64844066, 44291
	1		660
	73	49 CFR	679
47 CFR	7544557, 44542, 44545		6/944523
-		57144520	Proposed Rules:
7344513, 44514, 44515,	48 CFR		17
44516, 44517, 44518, 44519,	Proposed Rules:	50 CFR	44547
, - ,,,			
44520	24644077	22944289	2044200

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 4, 2005

COMMERCE DEPARTMENT National Oceanic and

Atmospheric Administration Fishery conservation and

management: Caribbean, Gulf, and South Atlantic fisheries— Gulf of Mexico shallowwater grouper;

published 7-22-05 Marine mammals:

Commercial fishing authorizations; incidental taking—

Atlantic Large Whale Take Reduction Plan; published 8-2-05

ENVIRONMENTAL PROTECTION AGENCY

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

Hawaii; published 8-4-05 Pesticides; tolerances in food, animal feeds, and raw agricultural commodities: Tebuconazole; published 8-4-05

FEDERAL MARITIME

Organization, functions, and authority delegations: Agency reorganizations Correction; published 8-4-

05 HOMELAND SECURITY

DEPARTMENT Coast Guard

Coast Guard

Drawbridge operations: Maryland; published 7-5-05

Regattas and marine parades and ports and waterways safety; regulated navigation areas, safety zones, security zones, etc.:

Seattle Seafair Unlimited Hydroplane Race and Blue Angels Air Show Performance; Lake Washington, WA; published 8-3-05

PERSONNEL MANAGEMENT OFFICE

Employment:

Examining system; directhire authority to recruit and appoint individuals for shortage category positions; published 8-4-05

TRANSPORTATION DEPARTMENT

Federal Aviation Administration Airworthiness directives:

- Boeing; published 6-30-05 Class D airspace; published 6-28-05
- Class E airspace; published 7-12-05
- Noise standards: Subsonic jet airplanes and subsonic transport category large airplanes; published 7-5-05

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]

AGRICULTURE DEPARTMENT

Animal and Plant Health Inspection Service

Plant-related quarantine, domestic:

Fruits and vegetables; irradiation treatment; comments due by 8-9-05; published 6-10-05 [FR 05-11460]

AGRICULTURE DEPARTMENT

Natural Resources Conservation Service

Reports and guidance documents; availability, etc.: National Handbook of Conservation Practices; Open for comments until further notice; published 5-9-05 [FR 05-09150]

COMMERCE DEPARTMENT National Oceanic and

- Atmospheric Administration Endangered and threatened species: Threatened status determinations—
 - Elkhorn coral and staghorn coral; comments due by 8-8-05; published 5-9-05 [FR 05-09222]
- Fishery conservation and management:

Exclusive Economic Zone-Yellowfin sole; comments due by 8-9-05; published 7-28-05 [FR 05-14950] Northeastern United States fisheries-Atlantic bluefish and summer flounder; comments due by 8-10-05; published 7-26-05 [FR 05-14725] West Coast States and Western Pacific fisheries-Hawaii pelagic longline fisheries; seabird incidental catch reduction measures; comments due by 8-12-05; published 7-13-05 [FR 05-13691] Western Pacific bottomfish: comments

Alaska: fisheries of

due by 8-12-05; published 7-13-05 [FR 05-13796] 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):

Agency information collection activities; proposals, submissions, and approvals; comments due by 8-12-05; published 6-13-05 [FR 05-11643]

Noncommercial modifications of commercial items; submission of cost or pricing data; comments due by 8-8-05; published 6-8-05 [FR 05-11188]

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 pollutants, hazardous; national emission standards:

Industrial, commercial, and institutional boilers and process heaters; reconsideration; comments due by 8-11-05; published 6-27-05 [FR 05-12662]

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

Virginia; comments due by 8-11-05; published 7-12-05 [FR 05-13699]

Air programs; State authority delegations:

Arizona and Nevada; comments due by 8-8-05; published 7-8-05 [FR 05-13484]

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

Ohio; comments due by 8-9-05; published 6-10-05 [FR 05-11539]

Washington; comments due by 8-11-05; published 7-12-05 [FR 05-13553]

Air quality planning purposes; designation of areas: New York; comments due by 8-8-05; published 7-7-

05 [FR 05-13344]

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]

Solid wastes:

- Hazardous waste; identification and listing— Exclusions; comments due by 8-8-05; published 6-24-05 [FR 05-12579]
- Superfund program: National oil and hazardous substances contingency plan— National priorities list
 - update; comments due by 8-8-05; published 7-7-05 [FR 05-13346]
 - National priorities list update; comments due by 8-8-05; published 7-7-05 [FR 05-13347]
- 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]

FEDERAL COMMUNICATIONS COMMISSION

- Committees; establishment, renewal, termination, etc.:
- Technological Advisory Council; Open for comments until further notice; published 3-18-05
- [FR 05-05403] 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]
- Wireless telecommunications services— 800 MHz cellular handsets, telephones,

airborne aircraft; facilitation: comments due by 8-11-05: published 7-13-05 [FR 05-13361] Radio broadcasting: Low power radio service; creation; comments due by 8-8-05; published 7-7-05 [FR 05-13369] Television broadcasting: Cable Television Consumer Protection and Competition Act-Cable television horizontal and vertical ownership limits; comments due by 8-8-05; published 7-6-05 [FR 05-13148] FEDERAL DEPOSIT

and other wireless

devices use aboard

INSURANCE CORPORATION

Deposit insurance coverage; accounts of qualified tuition savings programs; comments due by 8-8-05; published 6-9-05 [FR 05-11212]

FEDERAL MEDIATION AND CONCILIATION SERVICE

Arbitration services: Arbitration policies, functions, and procedures; amendments; comments due by 8-8-05; published 7-7-05 [FR 05-13362]

GENERAL SERVICES ADMINISTRATION

- Federal Acquisition Regulation (FAR):
 - Agency information collection activities; proposals, submissions, and approvals; comments due by 8-12-05; published 6-13-05 [FR 05-11643]
- Noncommercial modifications of commercial items; submission of cost or pricing data; comments due by 8-8-05; published 6-8-05 [FR 05-11188]

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 Health Resources and Services Administration Grant appeal process; simplification; comments due by 8-8-05; published 6-7-05 [FR 05-11262] HOMELAND SECURITY DEPARTMENT **Coast Guard** Anchorage regulations: Maryland; Open for comments until further notice; published 1-14-04 [FR 04-00749] Ports and waterways safety; regulated navigation areas, safety zones, security zones, etc.: Oahu, Maui, Hawaii, and Kauai, HI; comments due by 8-8-05; published 6-7-05 [FR 05-11168] HOUSING AND URBAN DEVELOPMENT DEPARTMENT Community facilities: Empowerment zones; grant funds utilization; performance standards; comments due by 8-8-05;

published 6-8-05 [FR 05-11311] Grants and cooperative agreements; availability, etc.: Homeless assistance; excess and surplus Federal properties; Open for comments until further notice; published 8-5-05 [FR 05-15251] **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]

Migratory bird hunting: Various States; early-season migratory bird hunting regulations; meetings; comments due by 8-11-05; published 8-1-05 [FR 05-15127]

JUSTICE DEPARTMENT

Privacy Act; implementation; comments due by 8-10-05; published 7-11-05 [FR 05-13551]

LABOR DEPARTMENT Workers' Compensation Programs Office

Energy Employees

Occupational Illness

Compensation Program Act; implementation:

Lump-sum payments and medical benefits payments to covered DOE employees, their survivors, certain vendors, contractors and subcontractors; comments due by 8-8-05; published 6-8-05 [FR 05-10936]

NATIONAL AERONAUTICS AND SPACE

ADMINISTRATION

Acquisition regulations: Major breach of safety or security clause; alternate; comments due by 8-8-05; published 6-9-05 [FR 05-11419]

- Federal Acquisition Regulation (FAR):
 - Agency information collection activities; proposals, submissions, and approvals; comments due by 8-12-05; published 6-13-05 [FR 05-11643]
 - Noncommercial modifications of commercial items; submission of cost or pricing data; comments due by 8-8-05; published 6-8-05 [FR 05-11188]

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]

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

Airworthiness directives: Boeing; comments due by 8-8-05; published 6-22-05 [FR 05-12297] Cessna; comments due by 8-9-05; published 6-9-05 [FR 05-11454]

Lancair Co.; comments due by 8-10-05; published 6-20-05 [FR 05-11880]

McDonnell Douglas; comments due by 8-8-05; published 6-22-05 [FR 05-12299]

Revo, Inc.; comments due by 8-8-05; published 6-10-05 [FR 05-11361]

Airworthiness standards: Special conditions—

Dassault Model Fan Jet Falcon Airplanes; comments due by 8-11-05; published 7-12-05 [FR 05-13658]

Raytheon Model BH 125 airplanes; comments due by 8-11-05; published 7-12-05 [FR 05-13662]

Area navigation routes; comments due by 8-8-05; published 6-22-05 [FR 05-12122]

Class E airspace; comments due by 8-8-05; published 6-24-05 [FR 05-12559]

TRANSPORTATION DEPARTMENT

Federal Motor Carrier Safety Administration

Motor carrier safety standards:

Household goods transportation; consumer protection regulations; comments due by 8-11-05; published 7-12-05 [FR 05-13608]

Parts and accessories necessary for safe operation—

Shifting and falling cargo protection; comments due by 8-8-05; published 6-8-05 [FR 05-11332]

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. 3423/P.L. 109-43

Medical Device User Fee Stabilization Act of 2005 (Aug. 1, 2005; 119 Stat. 439)

H.R. 38/P.L. 109–44 Upper White Salmon Wild and Scenic Rivers Act (Aug. 2, 2005; 119 Stat. 443)

H.R. 481/P.L. 109–45 Sand Creek Massacre National Historic Site Trust Act of 2005 (Aug. 2, 2005; 119 Stat. 445)

H.R. 541/P.L. 109-46

To direct the Secretary of Agriculture to convey certain land to Lander County, Nevada, and the Secretary of the Interior to convey certain land to Eureka County, Nevada, for continued use as cemeteries. (Aug. 2, 2005; 119 Stat. 448)

H.R. 794/P.L. 109–47 Colorado River Indian Reservation Boundary Correction Act (Aug. 2, 2005; 119 Stat. 451)

H.R. 1046/P.L. 109–48

To authorize the Secretary of the Interior to contract with the city of Cheyenne, Wyoming, for the storage of the city's water in the Kendrick Project, Wyoming. (Aug. 2, 2005; 119 Stat. 455) **H.J. Res. 59/P.L. 109–49** Expressing the sense of Congress with respect to the women suffragists who fought for and won the right of women to vote in the United States. (Aug. 2, 2005; 119 Stat. 457)

S. 571/P.L. 109-50

To designate the facility of the United States Postal Service located at 1915 Fulton Street in Brooklyn, New York, as the "Congresswoman Shirley A. Chisholm Post Office Building". (Aug. 2, 2005; 119 Stat. 459)

S. 775/P.L. 109-51

To designate the facility of the United States Postal Service located at 123 W. 7th Street in Holdenville, Oklahoma, as the "Boone Pickens Post Office". (Aug. 2, 2005; 119 Stat. 460)

S. 904/P.L. 109-52

To designate the facility of the United States Postal Service located at 1560 Union Valley Road in West Milford, New Jersey, as the "Brian P. Parrello Post Office Building". (Aug. 2, 2005; 119 Stat. 461) **H.R. 3045/P.L. 109–53**

Dominican Republic-Central America-United States Free Trade Agreement Implementation Act (Aug. 2, 2005; 119 Stat. 462)

H.R. 2361/P.L. 109-54

Department of the Interior, Environment, and Related Agencies Appropriations Act, 2006 (Aug. 2, 2005; 119 Stat. 499)

H.R. 2985/P.L. 109-55

Legislative Branch Appropriations Act, 2006 (Aug. 2, 2005; 119 Stat. 565)

S. 45/P.L. 109-56

To amend the Controlled Substances Act to lift the patient limitation on prescribing drug addiction treatments by medical practitioners in group practices, and for other purposes. (Aug. 2, 2005; 119 Stat. 591)

S. 1395/P.L. 109-57

Controlled Substances Export Reform Act of 2005 (Aug. 2, 2005; 119 Stat. 592)

Last List August 2, 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.