

Reader Aids

Federal Register

Vol. 70, No. 117

Monday, June 20, 2005

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, JUNE

31321-32218.....	1
32219-32480.....	2
32481-32708.....	3
32709-32976.....	6
32977-33334.....	7
33335-33688.....	8
33689-33796.....	9
33797-34054.....	10
34055-34302.....	13
34303-34626.....	14
34627-34984.....	15
34985-35162.....	16
35163-35366.....	17
35367-35508.....	20

CFR PARTS AFFECTED DURING JUNE

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	301.....	32733, 33857, 35500
	305.....	33857
Proclamations:	318.....	33857
7907.....	319.....	33857
7908.....	981.....	35182
7909.....	1405.....	33043
7910.....		
7911.....		
Executive Orders:		
13000 (See	94.....	33803
Memorandum of	319.....	33803
June 2, 2005).....	381.....	33803, 35165
13159 (See Notice of		
June 17, 2005).....		
13369 (Amended by	10 CFR	
EO 13379).....	9.....	34303
13379.....	25.....	32224
	72.....	32977
	95.....	32224
	170.....	33819
	171.....	33819
Administrative Orders:		
Memorandums:	Proposed Rules:	
Memorandum of June	20.....	34699
2, 2005.....	54.....	34700
Notices:		
Notice of June 17,		
2005.....	11 CFR	
	111.....	34633
	9004.....	33689
5 CFR		
842.....	12 CFR	
890.....	41.....	33958
1600.....	222.....	33958
1601.....	232.....	33958
1604.....	330.....	33689
1605.....	334.....	33958
1606.....	568.....	32228
1620.....	571.....	33958
1640.....	607.....	35336
1645.....	614.....	35336
1650.....	615.....	35336
1651.....	617.....	31322
1653.....	620.....	35336
1655.....	620.....	35336
1690.....	717.....	33958
Proposed Rules:	14 CFR	
531.....	23.....	32711, 34310
	25.....	33335, 33337
7 CFR	39.....	32483, 32982, 32984,
6.....		32986, 32988, 32990, 32992,
210.....		32996, 32998, 33339, 33340,
220.....		33344, 33692, 33820, 34188,
226.....		34312, 34313, 34316, 34323,
300.....		34325, 34329, 34334, 34336,
301.....		34636, 34638, 34641, 34642,
305.....		34644, 34646, 35166, 35172,
318.....		35370
319.....	71.....	32229, 32231, 32484,
946.....		33346, 33347, 33348, 34339,
958.....		34649, 35500
1030.....	73.....	33692, 34650
1421.....	95.....	34986
1427.....	97.....	34989
1738.....		
3052.....	Proposed Rules:	
	25.....	33720, 34702
	27.....	33399
Proposed Rules:		
205.....		

3931393, 31395, 32273,
32524, 32527, 32534, 32537,
32540, 32542, 32544, 32547,
32738, 33045, 33720, 33724,
34401, 34405, 34409, 34411,
34714, 35049, 35385
7132275, 33401, 33402,
33403, 34416
41432192

15 CFR
33533825
34033825
74433693
90231323, 34055

16 CFR
30532484

17 CFR
132866

18 CFR
433825
3435372
3534190, 34340, 34993
13135375
15735011
29435027
34734343
35734343
37534651

Proposed Rules:
3734417
4535184
4635184
13135184
26033873
28433873, 34421

19 CFR
Proposed Rules:
14633046

20 CFR
133590
3033590
40435028

Proposed Rules:
40432550, 35188
41632550, 35188

21 CFR
16533694
51032487, 35174
52032488
52232488
55832488
80334652
102033998

Proposed Rules:
133404

22 CFR
12034652
12334652
12434652
12634652
12734652

24 CFR
32033650

Proposed Rules:
59833642

25 CFR
3933701

26 CFR
132489
30132489

Proposed Rules:
132552

27 CFR
931342

Proposed Rules:
931396

29 CFR
402234655
404434655

Proposed Rules:
191034822
192632739, 34822

30 CFR
5732867

Proposed Rules:
94634431, 35199

31 CFR
5034348
10333702
50134060
53834060

32 CFR
31134656

33 CFR
10033718, 33828, 33830,
34658
11032231
11732233, 32235, 33349,
33351, 33719, 33832, 33834,
34351, 35030
14833351
14933351
15033351
16532235, 32239, 32241,
33352, 34064, 34353, 34355

Proposed Rules:
11732276, 32278, 33405
16533047, 34078

36 CFR
731345
22832713
40132490
40232490
40332490

37 CFR
135375

38 CFR
Proposed Rules:
335388

39 CFR
11133836
300132492

40 CFR
933354, 34594
2333354
5133838
5233363, 33364, 33838,
33850, 34357, 34358, 34362,
34660, 35379
6333000, 34538

7032243
8131353, 33364, 34362,
34660
8634594
9331354
14835032
16333354
17733354
17833354
17933354
18031355, 31359, 31365,
33354
22832498
25834538
26034538
26134538, 35032
26235034
26434538, 35034
26534538, 35034
26634538
26834538, 35032
27034538
27132247, 33852, 34371,
34538, 35032
27934538
30033368, 34380, 35174
30235032

Proposed Rules:
5233408, 33771, 33877,
34435, 35162, 35390
8133408, 33409
15233414
15833414
18031401
27132280, 33878
30033415, 35204
37234437

42 CFR
Proposed Rules:
5033053
40035204
42135204

44 CFR
6432520
6533002

46 CFR
53131370

Proposed Rules:
40133415

47 CFR
131372
2331372
2531372, 32249, 33373,
34665
6432258, 34665
7331372, 33377, 33378
7431372
7831372
9034666
9531372
9731372

Proposed Rules:
Ch. I33416, 34724
2533426
5231405
6431405, 31406, 34725
7331409, 33429
7633680
9034726

48 CFR
Ch. 133654, 33676

233655, 33657
433657
733656
1133656
1233657
1333656
1533656, 33659
1933661
2233655, 33662
3133671, 33973
3733657
5233655, 33657, 33661,
33662, 33671
5333662
55232522
160131374
160231374
160431374
161531374
163131374, 31389
163231374
164431374
164631374
165231374
169931389

Proposed Rules:
1932553
3134080
5232553
5332553
20832280
21632280
182333726
185233726

49 CFR
17133378, 34066
17234066, 34381
17334066, 34381
17534381
17634381
17834066, 34381
17934066
18034066, 34381
19234693, 35041
19435042
19534693
20933380
21333380
21433380
21533380
21633380
21733380
21833380
21933380
22033380
22133380
22233380
22333380
22533380
22833380
22933380
23033380
23133380
23233380
23333380
23433380
23533380
23633380
23833380
23933380
24033380
24133380
24433380
150733383

Proposed Rules:
17134729

172.....	34729	50 CFR	635.....	33033, 33039	Proposed Rules:	
173.....	34729	17	648	31323, 33042, 34055,	20.....	32282
175.....	34729	21		35042, 35047	223.....	33440, 35391
393.....	33430	622	660.....	33719	622.....	35053
			679.....	33390	648.....	32282, 33728
			680.....	33390	679.....	32287, 35054

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 JUNE 20, 2005**AGRICULTURE DEPARTMENT****Agricultural Marketing Service**

Plant Variety Protection Office; fee increase; published 5-19-05

AGRICULTURE DEPARTMENT**Rural Utilities Service**

Grants:

Household Water Well System Program; published 5-19-05

FEDERAL COMMUNICATIONS COMMISSION

Radio stations; table of assignments:

Indiana; published 5-25-05
Michigan; published 5-25-05
Texas; published 5-25-05
Washington; published 5-25-05

Television stations; table of assignments:

Wisconsin; published 5-18-05

HOMELAND SECURITY DEPARTMENT**Coast Guard**

Drawbridge operations:

Arkansas; published 6-2-05

JUSTICE DEPARTMENT**Prisons Bureau**

Inmate control, custody, care, etc.:

Emergency operations; published 5-20-05

Infectious disease management; voluntary and involuntary testing; published 5-20-05

Over-the-counter (OTC) medications; inmate access; technical correction; published 5-20-05

Release transportation regulations; release gratuities; clarification; published 5-20-05

PERSONNEL MANAGEMENT OFFICE

Presidential Management Fellows Program; published 5-19-05

SOCIAL SECURITY ADMINISTRATION

Social security benefits:

Federal old age, survivors, and disability insurance—
Earnings; retirement beneficiaries annual test; published 5-19-05

STATE DEPARTMENT

Exchange Visitor Program

Professor and research scholar participation; published 5-19-05

TRANSPORTATION DEPARTMENT**Federal Aviation Administration**

Airworthiness directives:

Kelly Aerospace Power Systems; published 5-6-05

TRANSPORTATION DEPARTMENT**Pipeline and Hazardous Materials Safety Administration**

Pipeline safety:

Pipeline Operator Public Awareness Program; published 5-19-05

Correction; published 6-16-05

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

Almonds grown in—

California; comments due by 6-27-05; published 6-17-05 [FR 05-12006]

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**

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

Brucellosis in swine—
Validated brucellosis-free States; list additions; comments due by 7-1-05; published 5-2-05 [FR 05-08660]

Plant-related quarantine, domestic:

Asian longhorned beetle; comments due by 6-27-05; published 4-26-05 [FR 05-08302]

West Indian fruit fly; comments due by 6-27-05; published 4-26-05 [FR 05-08303]

Plant-related quarantine, foreign:

Christmas and Easter cactus in growing media from Netherlands and Denmark; comments due by 6-27-05; published 4-27-05 [FR 05-08372]

Viruses, serums, toxins, etc.:

Expiration date of products; determination, requirement for serials and subserials; comments due by 6-27-05; published 4-28-05 [FR 05-08516]

AGRICULTURE DEPARTMENT**Grain Inspection, Packers and Stockyards Administration**

High quality specialty grains transported in containers; export inspection and weighing waiver; comments due by 6-27-05; published 4-28-05 [FR 05-08519]

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**Industry and Security Bureau**

Export administration regulations:

Deemed export licensing practices; clarification and revision; comments due by 6-27-05; published 5-27-05 [FR 05-10672]

COMMERCE DEPARTMENT**National Oceanic and Atmospheric Administration**

Endangered and threatened species:

Sea turtle conservation requirements—
Mid-Atlantic; sea scallop dredge vessels; comments due by 6-27-05; published 5-27-05 [FR 05-10670]

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]

Radio frequency identification

Correction; comments due by 6-27-05; published 4-27-05 [FR 05-08369]

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]

Electric utilities (Federal Power Act):

Business practice standards and communication protocols for public utilities; comments due by 7-1-05; published 5-17-05 [FR 05-09797]

ENVIRONMENTAL PROTECTION AGENCY

Air pollutants, hazardous; national emission standards: Hazardous air pollutants list—

- 4,4'-methylene diphenyl diisocyanate; delisting; comments due by 6-27-05; published 5-26-05 [FR 05-10579]
- Air quality implementation plans:**
Preparation, adoption, and submittal—
Delaware and New Jersey; comments due by 6-27-05; published 5-12-05 [FR 05-05520]
- Air quality implementation plans; approval and promulgation; various States:**
Maine; comments due by 6-27-05; published 5-26-05 [FR 05-10480]
North Carolina; comments due by 6-27-05; published 5-26-05 [FR 05-10473]
South Carolina and Georgia; comments due by 6-27-05; published 5-26-05 [FR 05-10475]
Tennessee and Georgia; comments due by 6-27-05; published 5-26-05 [FR 05-10472]
- 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:**
Bacillus thuringiensis VIP3A protein; comments due by 6-27-05; published 4-28-05 [FR 05-08530]
Benoxacor; comments due by 6-27-05; published 4-27-05 [FR 05-08119]
Dichlorodifluoromethane, et al.; comments due by 6-27-05; published 4-27-05 [FR 05-08186]
Spiromesifen; comments due by 6-27-05; published 4-27-05 [FR 05-08120]
Trifluralin; comments due by 6-27-05; published 4-27-05 [FR 05-08384]
- Superfund program:**
National oil and hazardous substances contingency plan—
National priorities list update; comments due by 6-27-05; published 4-27-05 [FR 05-08322]
- 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:
Conservators, receivers and voluntary liquidations; receivership repudiation authorities; comments due by 6-27-05; published 4-27-05 [FR 05-08237]
- 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:
Carrier identification code (CIC); conservation and definition of entity for assignments; comments due by 7-1-05; published 6-1-05 [FR 05-10659]
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]
Telecommunications Act of 1996; implementation—
Dial-around calls from payphones, default compensation rate update; comments due by 6-27-05; published 5-11-05 [FR 05-09097]
- Radio stations; table of assignments:**
Colorado; comments due by 6-30-05; published 5-25-05 [FR 05-10115]
Washington; comments due by 6-27-05; published 5-25-05 [FR 05-10116]
- FEDERAL TRADE COMMISSION**
CAN-SPAM Act; implementation:
- Definitions, implementation, and reporting requirements; comments due by 6-27-05; published 5-12-05 [FR 05-09353]
- Children's Online Privacy Protection Act;** implementation; comments due by 6-27-05; published 4-22-05 [FR 05-08160]
- HEALTH AND HUMAN SERVICES DEPARTMENT**
Children and Families Administration
Grants and cooperative agreements; availability, etc.:
Family Violence Prevention and Services Program; comments due by 7-1-05; published 6-1-05 [FR 05-10782]
Family Violence Prevention and Services Program; comments due by 7-1-05; published 6-1-05 [FR 05-10781]
- HEALTH AND HUMAN SERVICES DEPARTMENT**
Centers for Medicare & Medicaid Services
Medicare:
Hospice wage index (2006 FY); comments due by 6-28-05; published 4-29-05 [FR 05-08387]
- 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:
Maryland; Open for comments until further notice; published 1-14-04 [FR 04-00749]
Outer Continental Shelf activities:
Gulf of Mexico; safety zone; comments due by 6-27-05; published 4-26-05 [FR 05-08262]
- Ports and waterways safety:
Tanker escort vessels; crash stop criteria; comments due by 6-27-05; published 3-28-05 [FR 05-05970]
- Ports and waterways safety; regulated navigation areas, safety zones, security zones, etc.:
Newburyport, MA; comments due by 6-27-05; published 5-27-05 [FR 05-10595]
- HOMELAND SECURITY DEPARTMENT**
Nonimmigrant classes:
Petitioning requirement for O and P classifications; comments due by 6-27-05; published 4-28-05 [FR 05-08471]
- HOUSING AND URBAN DEVELOPMENT DEPARTMENT**
Manufactured home construction and safety standards:
Model manufactured home installation standards; comments due by 6-27-05; published 4-26-05 [FR 05-07497]
- INTERIOR DEPARTMENT**
Fish and Wildlife Service
Endangered and threatened species permit applications
Recovery plans—
Piute cutthroat trout; Open for comments until further notice; published 9-10-04 [FR 04-20517]
- JUSTICE DEPARTMENT**
DNA identification system; implementation; comments due by 6-27-05; published 4-28-05 [FR 05-08556]
- LIBRARY OF CONGRESS**
Copyright Royalty Board, Library of Congress
Organization, administration, and procedural regulations; Title 37 CFR Chapter III; establishment; comments due by 6-30-05; published 5-31-05 [FR 05-10553]
- NATIONAL SCIENCE FOUNDATION**
Privacy Act; implementation; comments due by 6-30-05; published 5-31-05 [FR 05-10701]
- 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]

Radioactive material; packaging and transportation: Safe transport of radioactive material; comments due by 7-1-05; published 4-27-05 [FR 05-08371]

PERSONNEL MANAGEMENT OFFICE

Absence and leave: Federal Workforce Flexibility Act of 2004; implementation; comments due by 6-28-05; published 4-29-05 [FR 05-08681]

Notification and Federal Employees Antidiscrimination and Retaliation Act of 2002; implementation; comments due by 6-28-05; published 5-26-05 [FR 05-10483]

Prevailing rate systems; comments due by 6-27-05; published 4-27-05 [FR 05-08331]

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

Airspace: Airborne Flight Information Services; policy statement; comments due by 6-30-05; published 6-14-05 [FR 05-11670]

Airworthiness directives: Boeing; comments due by 6-27-05; published 5-12-05 [FR 05-09469]

Airworthiness standards: Cockpit voice recorder and digital flight data recorder regulations; revision; comments due by 6-27-05; published 4-27-05 [FR 05-08457]

TREASURY DEPARTMENT Internal Revenue Service

Excise taxes: Diesel fuel and kerosene; mechanical dye injection; comments due by 6-27-05; published 4-26-05 [FR 05-08235]

Income taxes: Tax withholding on payments to foreign persons; information reporting requirements; hearing; comments due by 6-28-05; published 3-30-05 [FR 05-06060]

TREASURY DEPARTMENT Alcohol and Tobacco Tax and Trade Bureau

Alcohol; viticultural area designations: Sta. Rita Hills, Santa Barbara County, CA; name change; comments due by 6-28-05; published 4-29-05 [FR 05-08575]

Alcoholic beverages: Labeling and advertising; wines, distilled spirits, and malt beverages; comments due by 6-28-05; published 4-29-05 [FR 05-08574]

VETERANS AFFAIRS DEPARTMENT

Medical benefits: Elimination of copayment for smoking cessation counseling; comments due by 7-1-05; published 5-2-05 [FR 05-08729]

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. 1760/P.L. 109-15

To designate the facility of the United States Postal Service located at 215 Martin Luther King, Jr. Boulevard in Madison, Wisconsin, as the "Robert M. La Follette, Sr. Post Office Building". (June 17, 2005; 119 Stat. 337)

Last List June 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.