



FEDERAL REGISTER

Vol. 76

Friday,

No. 38

February 25, 2011

Pages 10471–10754

OFFICE OF THE FEDERAL REGISTER



The **FEDERAL REGISTER** (ISSN 0097-6326) is published daily, Monday through Friday, except official holidays, by the Office of the Federal Register, National Archives and Records Administration, Washington, DC 20408, under the Federal Register Act (44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). The Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 is the exclusive distributor of the official edition. Periodicals postage is paid at Washington, DC.

The **FEDERAL REGISTER** provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive Orders, Federal agency documents having general applicability and legal effect, documents required to be published by act of Congress, and other Federal agency documents of public interest.

Documents are on file for public inspection in the Office of the Federal Register the day before they are published, unless the issuing agency requests earlier filing. For a list of documents currently on file for public inspection, see www.ofr.gov.

The seal of the National Archives and Records Administration authenticates the **Federal Register** as the official serial publication established under the Federal Register Act. Under 44 U.S.C. 1507, the contents of the **Federal Register** shall be judicially noticed.

The **Federal Register** is published in paper and on 24x microfiche. It is also available online at no charge at www.fdsys.gov, a service of the U.S. Government Printing Office.

The online edition of the **Federal Register** is issued under the authority of the Administrative Committee of the Federal Register as the official legal equivalent of the paper and microfiche editions (44 U.S.C. 4101 and 1 CFR 5.10). It is updated by 6:00 a.m. each day the **Federal Register** is published and includes both text and graphics from Volume 59, 1 (January 2, 1994) forward. For more information, contact the GPO Customer Contact Center, U.S. Government Printing Office. Phone 202-512-1800 or 866-512-1800 (toll free). E-mail, gpo@custhelp.com.

The annual subscription price for the **Federal Register** paper edition is \$749 plus postage, or \$808, plus postage, for a combined **Federal Register**, **Federal Register** Index and List of CFR Sections Affected (LSA) subscription; the microfiche edition of the **Federal Register** including the **Federal Register** Index and LSA is \$165, plus postage. Six month subscriptions are available for one-half the annual rate. The prevailing postal rates will be applied to orders according to the delivery method requested. The price of a single copy of the daily **Federal Register**, including postage, is based on the number of pages: \$11 for an issue containing less than 200 pages; \$22 for an issue containing 200 to 400 pages; and \$33 for an issue containing more than 400 pages. Single issues of the microfiche edition may be purchased for \$3 per copy, including postage. Remit check or money order, made payable to the Superintendent of Documents, or charge to your GPO Deposit Account, VISA, MasterCard, American Express, or Discover. Mail to: U.S. Government Printing Office—New Orders, P.O. Box 979050, St. Louis, MO 63197-9000; or call toll free 1-866-512-1800, DC area 202-512-1800; or go to the U.S. Government Online Bookstore site, see bookstore.gpo.gov.

There are no restrictions on the republication of material appearing in the **Federal Register**.

How To Cite This Publication: Use the volume number and the page number. Example: 76 FR 12345.

Postmaster: Send address changes to the Superintendent of Documents, Federal Register, U.S. Government Printing Office, Washington, DC 20402, along with the entire mailing label from the last issue received.

SUBSCRIPTIONS AND COPIES

PUBLIC

Subscriptions:

Paper or fiche 202-512-1800
Assistance with public subscriptions 202-512-1806

General online information 202-512-1530; 1-888-293-6498

Single copies/back copies:

Paper or fiche 202-512-1800
Assistance with public single copies 1-866-512-1800
(Toll-Free)

FEDERAL AGENCIES

Subscriptions:

Paper or fiche 202-741-6005
Assistance with Federal agency subscriptions 202-741-6005

FEDERAL REGISTER WORKSHOP

THE FEDERAL REGISTER: WHAT IT IS AND HOW TO USE IT

FOR: Any person who uses the Federal Register and Code of Federal Regulations.

WHO: Sponsored by the Office of the Federal Register.

WHAT: Free public briefings (approximately 3 hours) to present:

1. The regulatory process, with a focus on the Federal Register system and the public's role in the development of regulations.
2. The relationship between the Federal Register and Code of Federal Regulations.
3. The important elements of typical Federal Register documents.
4. An introduction to the finding aids of the FR/CFR system.

WHY: To provide the public with access to information necessary to research Federal agency regulations which directly affect them. There will be no discussion of specific agency regulations.

WHEN: Tuesday, March 22, 2011
9 a.m.-12:30 p.m.

WHERE: Office of the Federal Register
Conference Room, Suite 700
800 North Capitol Street, NW.
Washington, DC 20002

RESERVATIONS: (202) 741-6008



Contents

Federal Register

Vol. 76, No. 38

Friday, February 25, 2011

Agricultural Marketing Service

RULES

Final Free and Restricted Percentages for the 2010–2011
Crop Year:

Tart Cherries Grown in the States of Michigan, et al.,
10471–10476

PROPOSED RULES

Regulatory Flexibility Act:
Section 610 Review of National Organic Program
Regulations, 10527–10528

NOTICES

Agency Information Collection Activities; Proposals,
Submissions, and Approvals:
Marketing Orders for Nectarines and Peaches Grown in
California, 10555–10556

Agriculture Department

See Agricultural Marketing Service
See Food Safety and Inspection Service

Architectural and Transportation Barriers Compliance Board

NOTICES

Meetings:
Board and Committees, 10557

Army Department

See Engineers Corps

Blind or Severely Disabled, Committee for Purchase From People Who Are

See Committee for Purchase From People Who Are Blind or
Severely Disabled

Centers for Medicare & Medicaid Services

PROPOSED RULES

Medicaid Program:
Community First Choice Option, 10736–10753

NOTICES

Medicare and Medicaid Programs:
Approval of the Joint Commission for Deeming Authority
for Psychiatric Hospitals, 10598–10600

Meetings:

Medicare Program; All New Public Requests; Revisions to
Healthcare Common Procedure Coding System,
10602–10605

Medicare Program; New Clinical Laboratory Tests
Payment Determinations, 10600–10602

Children and Families Administration

NOTICES

Agency Information Collection Activities; Proposals,
Submissions, and Approvals, 10605

Coast Guard

PROPOSED RULES

Application for Foreign Rebuilding Determination, 10553–
10554

Commerce Department

See International Trade Administration

See National Oceanic and Atmospheric Administration
See National Telecommunications and Information
Administration

Committee for Purchase From People Who Are Blind or Severely Disabled

NOTICES

Procurement List; Additions and Deletions, 10571

Consumer Product Safety Commission

NOTICES

Meetings; Sunshine Act, 10571

Defense Department

See Engineers Corps

NOTICES

Environmental Impact Statements; Availability, etc.:
Modernization and Enhancement of Ranges, Airspace,
and Training Areas in the Joint Pacific Alaska Range
Complex in Alaska, 10572

Education Department

NOTICES

Agency Information Collection Activities; Proposals,
Submissions, and Approvals, 10573–10574

Energy Department

See Federal Energy Regulatory Commission

RULES

(General Provisions) Contract Appeals and Acquisition
Regulations:
General, Acquisition Planning, and Contracting Methods
and Contract Types, 10476

NOTICES

Environmental Impact Statements; Availability, etc.:
Disposal of GTCC Low-Level Radioactive Waste and
GTCC-Like Waste, 10574–10577

Meetings:

Electricity Advisory Committee, 10577–10578

Engineers Corps

RULES

Danger Zones:

Naval Surface Warfare Center, Upper Machodoc Creek
and Potomac River, Dahlgren, VA, 10522–10524

Restricted Areas:

Potomac River, Marine Corps Base Quantico, Quantico,
VA; Correction, 10524

NOTICES

Environmental Impact Statements; Availability, etc.:
Sacramento River Deep Water Ship Channel, 10572–
10573

Environmental Protection Agency

RULES

Standards of Performance for New Stationary Sources; CFR
Correction, 10524

PROPOSED RULES

Approval and Promulgation of Air Quality Implementation
Plans:
State of Louisiana, 10544–10553

Federal Implementation Plan for Implementing Best Available Retrofit Technology:

Four Corners Power Plant; Navajo Nation, 10530–10544

NOTICES

Environmental Impact Statements; Availability, etc.:

Weekly Receipt, 10583–10584

Pesticide Petitions Filed for Residues of Pesticide

Chemicals in or on Various Commodities, 10584–10587

Product Cancellation Order for Certain Pesticide

Registrations, 10587–10591

Recommended Use of Body Weight 3/4 as the Default

Method in Derivation of the Oral Reference Dose,

10591–10592

Federal Aviation Administration

RULES

Special Conditions:

Bell Helicopter Textron Canada Limited Model 407 Helicopter, Installation of a Hoh Aeronautics, Inc. Autopilot/Stabilization, 10489–10492

Boeing Model 787–8 Airplane; Overhead Crew—Rest Compartment, 10476–10482

Boeing Model 787–8 Airplane; Overhead Flightcrew—Rest Compartment Occupiable During Taxi, Takeoff, and Landing, 10482–10489

PROPOSED RULES

Special Conditions:

Gulfstream Model GVI Airplane; Electronic Systems Security Isolation or Protection from Unauthorized Passenger Systems Access, 10528–10529

Gulfstream Model GVI Airplane; Electronic Systems Security Protection from Unauthorized External Access, 10529–10530

Federal Communications Commission

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 10592–10593

Federal Deposit Insurance Corporation

RULES

Assessments, Large Bank Pricing, 10672–10733

Federal Energy Regulatory Commission

RULES

Credit Reforms in Organized Wholesale Electric Markets, 10492–10498

NOTICES

Applications:

Cuffs Run Pumped Storage, LLC, 10578

Combined Filings, 10578–10580

Environmental Assessments; Availability, etc.:

Cascade Creek, LLC, 10580

Filings:

American Midstream (Louisiana Intrastate), LLC, 10580–10581

Moss Bluff Hub, LLC, 10581

Initial Market-Based Rate Filings Including Requests for Blanket Section 204 Authorization:

Pioneer Trail Wind Farm, LLC, 10581

Settlers Trail Wind Farm, LLC, 10581–10582

License Applications:

Town of Edgartown, MA, 10582–10583

Priorities for Addressing Risks to the Reliability of the Bulk-Power System, 10583

Records Governing Off-the-Record Communications, 10583

Federal Maritime Commission

NOTICES

Ocean Transportation Intermediary Licenses; Applicants, 10593–10594

Ocean Transportation Intermediary Licenses; Reissuances, 10593

Ocean Transportation Intermediary Licenses; Revocations, 10594

Federal Mine Safety and Health Review Commission

NOTICES

Meetings; Sunshine Act, 10594–10595

Federal Reserve System

NOTICES

Changes in Bank Control:

Acquisitions of Shares of a Bank or Bank Holding Company, 10595

Formations of, Acquisitions by, and Mergers of Bank Holding Companies, 10595–10596

Federal Trade Commission

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 10596–10598

Federal Transit Administration

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 10634–10635

Financial Crimes Enforcement Network

RULES

Transfer and Reorganization of Bank Secrecy Act Regulations, 10516–10522

Fish and Wildlife Service

NOTICES

Environmental Impact Statements; Availability, etc.:

Nonnative Rat Eradication Project, Palmyra Atoll National Wildlife Refuge, U.S. Pacific Island Territory, 10621–10623

Permit Applications:

Endangered Species; Marine Mammals, 10623–10624

Food and Drug Administration

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals:

Charging for Investigational Drugs, 10609

Index of Legally Marketed Unapproved New Animal Drugs for Minor Species, 10605–10607

Voluntary Cosmetic Registration Program, 10607–10608

Meetings:

Tobacco Products Scientific Advisory Committee, 10609

Food Safety and Inspection Service

NOTICES

Meetings:

Codex Alimentarius Commission; Committee on Fish and Fishery Products, 10556–10557

Foreign Assets Control Office

NOTICES

Additional Designations, Foreign Narcotics Kingpin

Designation Act, 10668–10669

Health and Human Services Department

See Centers for Medicare & Medicaid Services

See Children and Families Administration
See Food and Drug Administration

NOTICES

Recommendations Received from the Health Information
Technology Policy Committee, 10598

Homeland Security Department

See Coast Guard

See U.S. Citizenship and Immigration Services

Housing and Urban Development Department**NOTICES**

Federal Property Suitable as Facilities to Assist the
Homeless, 10610–10621

Interior Department

See Fish and Wildlife Service

PROPOSED RULES

Reducing Regulatory Burden; Retrospective Review under
E.O. 13563, 10526–10527

Internal Revenue Service**NOTICES**

Agency Information Collection Activities; Proposals,
Submissions, and Approvals, 10669–10670

International Trade Administration**NOTICES**

Initiation of Antidumping Duty New Shipper Reviews:
Wooden Bedroom Furniture from the People's Republic
of China, 10557–10558

Scope Rulings, 10558–10560

Labor Department

See Occupational Safety and Health Administration

NOTICES

Agency Information Collection Activities; Proposals,
Submissions, and Approvals:
Census of Fatal Occupational Injuries, 10624
Earnings, Dual Benefits, Dependents, and Third Party
Settlements, 10625–10626
Employment and Training Data Validation Requirement,
10624–10625

Mine Safety and Health Federal Review Commission

See Federal Mine Safety and Health Review Commission

National Aeronautics and Space Administration**NOTICES**

Meetings:
Science Committee Planetary Science Subcommittee,
10626

National Highway Traffic Safety Administration**RULES**

Federal Motor Vehicle Safety Standards:
Ejection Mitigation; Phase-In Reporting Requirements,
10524

NOTICES

Agency Information Collection Activities; Proposals,
Submissions, and Approvals, 10635–10636
Consumer Information; Program for Child Restraint
Systems, 10637–10664

National Oceanic and Atmospheric Administration**RULES**

Fishery Closures:
Hawaii Bottomfish and Seamount Groundfish Fisheries,
10524–10525

NOTICES**Applications:**

Marine Mammals; File No. 15530, 10560–10561

Meetings:

Caribbean Fishery Management Council, 10562–10563
Gulf of Mexico Fishery Management Council, 10561–
10562

New England Fishery Management Council, 10561

Nominations for the Western and Central Pacific Fisheries
Commission Advisory Committee, 10563–10564

Takes of Marine Mammals Incidental to Specified
Activities:

St. George Reef Light Station Restoration and
Maintenance at Northwest Seal Rock, Del Norte
County, CA, 10564–10569

National Science Foundation**NOTICES**

Agency Information Collection Activities; Proposals,
Submissions, and Approvals:
Agency Service Delivery, 10626–10627
Assumption Buster Workshop; Trust Anchors are
Invulnerable, 10627–10628

National Telecommunications and Information Administration**NOTICES**

Internet Assigned Numbers Authority Functions, 10569–
10571

Occupational Safety and Health Administration**RULES**

Nationally Recognized Testing Laboratories Fees, 10500–
10516

Postal Service**NOTICES**

International Product Change – International Business
Reply Service Contract, 10628

Securities and Exchange Commission**NOTICES**

Self-Regulatory Organizations; Proposed Rule Changes:
Depository Trust Co., 10628–10629
Financial Industry Regulatory Authority, Inc., 10629–
10631
New York Stock Exchange LLC, 10631–10633
NYSE Amex LLC, 10633–10634

State Department**RULES**

Exchange Visitor Program – Fees and Charges, 10498–10500

NOTICES

Designations as Global Terrorists:
Sect of Revolutionaries, 10634

Transportation Department

See Federal Aviation Administration

See Federal Transit Administration

See National Highway Traffic Safety Administration

Treasury Department

See Financial Crimes Enforcement Network

See Foreign Assets Control Office

See Internal Revenue Service

NOTICES

Agency Information Collection Activities; Proposals,
Submissions, and Approvals, 10664–10668

U.S. Citizenship and Immigration Services**NOTICES**

Agency Information Collection Activities; Proposals,
Submissions, and Approvals, 10609–10610

Separate Parts In This Issue**Part II**

Federal Deposit Insurance Corporation, 10672–10733

Part III

Health and Human Services Department, Centers for
Medicare & Medicaid Services, 10736–10753

Reader Aids

Consult the Reader Aids section at the end of this page for phone numbers, online resources, finding aids, reminders, and notice of recently enacted public laws.

To subscribe to the Federal Register Table of Contents LISTSERV electronic mailing list, 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.