



# FEDERAL REGISTER

---

Vol. 76

Friday,

No. 175

September 9, 2011

Pages 55779–56090

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](http://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](http://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](mailto: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](http://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



# Contents

Federal Register

Vol. 76, No. 175

Friday, September 9, 2011

## Agriculture Department

*See* Food Safety and Inspection Service

*See* Foreign Agricultural Service

## 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

## Broadcasting Board of Governors

### NOTICES

Meetings; Sunshine Act, 55871

## Centers for Disease Control and Prevention

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 55915

Requests for Nominations of Candidates to Serve:

Breast and Cervical Cancer Early Detection and Control Advisory Committee, 55915–55916

Requirements and Registration for Are You Prepared Video Contest, 55916–55917

## Centers for Medicare & Medicaid Services

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 55917

Medicare Programs:

Closure of St. Vincent's Medical Center; Extension of Deadline for Submission of Applications, 55917–55918

## Civil Rights Commission

### NOTICES

Meetings:

Louisiana Advisory Committee, 55871–55872

New Mexico Advisory Committee, 55872

## Coast Guard

### RULES

Safety Zones:

TriRock Triathlon, San Diego Bay, San Diego, CA, 55796–55798

### PROPOSED RULES

Inspection of Towing Vessels:

Public Meetings; Request for Comments, 55847–55849

## Commerce Department

*See* International Trade Administration

*See* National Institute of Standards and Technology

*See* National Oceanic and Atmospheric Administration

*See* Patent and Trademark Office

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

### NOTICES

Procurement List; Additions and Deletions, 55882–55883

## Comptroller of the Currency

### NOTICES

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

List of Office of Thrift Supervision Information

Collections Transferred to Other Agencies, 56005–56007

## Defense Department

*See* Engineers Corps

### PROPOSED RULES

Federal Acquisition Regulations:

Constitutionality of Federal Contracting Programs for Minority-Owned and Other Small Businesses, 55849–55858

### NOTICES

Program for Construction, Renovation, Repair or Expansion of Public Schools Located on Military Installations, 55883–55886

Transportation Infrastructure Improvements Associated with Medical Facilities; Selection Criteria, 55886–55887

## Education Department

### NOTICES

Implementation Grant Competitions and Planning Grant Competitions; Reopening:

Promise Neighborhoods Program, 55889–55890

## Energy Department

*See* Energy Efficiency and Renewable Energy Office

*See* Federal Energy Regulatory Commission

### PROPOSED RULES

Liquid-Immersed and Medium-Voltage Dry Type Transformers:

Negotiated Rulemaking Subcommittee; Meeting, 55834–55835

### NOTICES

Environmental Impact Statements; Availability, etc.:

Ancillary Facilities for the Richton Site of the Strategic Petroleum Reserve; Cancellation, 55890

## Energy Efficiency and Renewable Energy Office

### NOTICES

Nationwide Categorical Waivers of Buy American

Requirements of Section 1605 of Recovery Act, 55890–55892

Nationwide Limited Public Interest Waivers of Buy

American Requirements of Section 1605 of Recovery Act, 55892–55893

## Engineers Corps

### NOTICES

Environmental Impact Statements; Availability, etc.:

Proposed Highway Between Bush, LA and I–12 in St. Tammany Parish, LA, 55887–55889

## Environmental Protection Agency

### RULES

Approvals of Clean Air Act Prevention of Significant Deterioration Permits:

Avenal Power Center, LLC to Construct Avenal Energy Project, 55799

## Pesticide Tolerances for Emergency Exemptions:

Mandipropamid, 55799–55804

## Pesticide Tolerances:

2,4–D, 55814–55817

Dicamba, 55804–55807

Novaluron, 55807–55814

**PROPOSED RULES**

## Hazardous Waste Management Systems; Identification and Listing of Hazardous Waste:

Carbon Dioxide (CO<sub>2</sub>) Streams in Geologic Sequestration Activities, 55846–55847

## Mandatory Reporting of Greenhouse Gases:

Revisions to the Electronics Manufacturing and the Petroleum and Natural Gas Systems Categories, 56010–56051

## Partial Approvals and Partial Disapprovals of Air Quality Implementation Plans:

California; San Joaquin Valley; Reasonably Available Control Technology for Ozone, 55842–55846

**NOTICES**

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

Requirements for Control Technology Determinations for Constructed and Reconstructed Major Sources of Hazardous Air Pollutants, 55905–55907

## Environmental Impact Statements; Availability, etc.:

Weekly Receipt, 55907–55908

## Underground Injection Control Program; Hazardous Waste Injection Restrictions:

Petition for Exemption – Class I Hazardous Waste Injection, Great Lakes Chemical Corp., El Dorado, AR, 55908

**Executive Office of the President**

See Presidential Documents

**Farm Credit System Insurance Corporation****NOTICES**

## Meetings:

Farm Credit System Insurance Corporation Board, 55908–55909

**Federal Aviation Administration****RULES**

## Airworthiness Directives:

Bombardier, Inc. Model DHC–8–400 Series Airplanes, 55785–55788

Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 170 and ERJ 190 Airplanes, 55781–55783

Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 190 Airplanes, 55783–55785

**NOTICES**

Passenger Facility Charge Approvals and Disapprovals, 56001–56002

**Federal Communications Commission****RULES**

## Broadcast Applications and Proceedings:

Fairness Doctrine and Digital Broadcast Television Redistribution Control, 55817–55819

**Federal Emergency Management Agency****NOTICES**

## Emergency Declarations:

New York; Amendment No. 1, 55931–55932

North Carolina; Amendment No. 1, 55932

Virginia; Amendment No. 1, 55931

## Meetings:

National Advisory Council, 55932–55933

**Federal Energy Regulatory Commission****NOTICES**

## Applications, etc.:

Crane and Co., 55893–55894

Combined Filings, 55894–55902

## Filings:

ECOP Gas Co., LLC, 55902

Intent to File License Applications, etc.:

Barren River Lake Hydro LLC, 55902

## Rate Elections:

UGI Central Penn Gas, Inc., 55903

Terminations of Exemptions by Implied Surrender and

Soliciting Comments, Protests, and Motions to Intervene:

Michael J. Donahue, 55904–55905

Missisquoi River Technologies, 55903–55904

**Federal Maritime Commission****NOTICES**

## Filings of Complaints and Assignments:

CITGO Refining and Chemicals Co. L.P. v. Port of Corpus Christi Authority of Nueces County, TX, 55909

Ocean Transportation Intermediary Licenses; Applicants, 55909–55911

Ocean Transportation Intermediary Licenses; Reissuances, 55911–55912

Ocean Transportation Intermediary Licenses; Rescissions of Revocation Orders, 55912

**Federal Railroad Administration****RULES**

## Track Safety Standards:

Concrete Crossties, 55819–55825

**NOTICES**

Petitions for Waivers of Compliance, 56002–56003

**Federal Reserve System****NOTICES**

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

List of Office of Thrift Supervision Information Collections Transferred to Other Agencies, 56005–56007

**Federal Retirement Thrift Investment Board****NOTICES**

Meetings; Sunshine Act, 55912

**Fish and Wildlife Service****RULES**

2011–2012 Refuge-Specific Hunting and Sport Fishing

Regulations, 56054–56090

**NOTICES**

Environmental Impact Statements; Availability, etc.:

Sheldon National Wildlife Refuge, Washoe and Humboldt Counties, NV, and Lake County, OR, 55937–55939

**Food and Drug Administration****PROPOSED RULES**

Non-Face-to-Face Sale and Distribution of Tobacco

Products and Advertising, Promotion, and Marketing of Tobacco Products, 55835–55837

**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 55918–55919

Agency Information Collection Activities; Proposals, Submissions, and Approvals:  
 Draft Guidance for Industry; Submission of Warning Plans for Cigarettes and Smokeless Tobacco Products, 55923–55927  
 Filing Objections and Requests for a Hearing on a Regulation or Order, 55922–55923  
 MedWatch – Medical Products Reporting Program, 55919–55922  
 Draft Guidance for Industry; Availability:  
 Dietary Supplements; New Dietary Ingredient Notifications and Related Issues, 55927  
 Draft Guidance for Staff; Availability:  
 Demonstrating Substantial Equivalence of New Tobacco Product; Responses to Frequently Asked Questions, 55927–55928  
 Meetings:  
 Health Professional Organizations; Conference, 55928

### Food Safety and Inspection Service

#### NOTICES

Meetings:  
 National Advisory Committee on Meat and Poultry Inspection, 55867–55868

### Foreign Agricultural Service

#### NOTICES

Funding Availabilities:  
 Applications for Food for Progress Program; Correction, 55868–55869  
 Inviting Applications for McGovern–Dole International Food for Education and Child Nutrition Program; Correction, 55869–55871

### General Services Administration

#### PROPOSED RULES

Federal Acquisition Regulations:  
 Constitutionality of Federal Contracting Programs for Minority-Owned and Other Small Businesses, 55849–55858

### Geological Survey

#### NOTICES

Meetings:  
 National Geospatial Advisory Committee, 55939

### Health and Human Services Department

See Centers for Disease Control and Prevention  
 See Centers for Medicare & Medicaid Services  
 See Food and Drug Administration  
 See National Institutes of Health

#### NOTICES

Meetings:  
 Health Information Technology Policy Committee, 55912–55913  
 Health Information Technology Policy Committee's Workgroup, 55914  
 Health Information Technology Standards Committee, 55913  
 Presidential Advisory Council on HIV/AIDS, 55912  
 Research Across Borders:  
 Proceedings of International Research Panel of Presidential Commission for Study of Bioethical Issues; Request for Comments, 55914–55915

### Homeland Security Department

See Coast Guard  
 See Federal Emergency Management Agency

### Housing and Urban Development Department

#### NOTICES

Federal Property Suitable as Facilities to Assist the Homeless, 55933–55935  
 Single Family Loan Sales (SFLS 2011–3), 55936–55937

### Interior Department

See Fish and Wildlife Service  
 See Geological Survey  
 See Land Management Bureau  
 See National Park Service  
 See Office of Natural Resources Revenue  
 See Surface Mining Reclamation and Enforcement Office

### International Trade Administration

#### NOTICES

Preliminary Results and Partial Rescission of the Seventh Antidumping Duty Administrative Review:  
 Certain Frozen Fish Fillets from the Socialist Republic of Vietnam, 55872–55880

### International Trade Commission

#### NOTICES

Determinations:  
 Certain Electronic Devices with Image Processing Systems, Components Thereof, and Associated Software, 55944–55946

### Labor Department

See Occupational Safety and Health Administration

#### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals:  
 Work Opportunity Tax Credit Program, 55946–55947  
 Intent to Award Sole Source (Cooperative Agreement):  
 Industrial Relations Promotion Project, Phase II in Vietnam, 55947–55948

#### Meetings:

Advisory Committee on Veterans Employment, Training and Employer Outreach, 55948

### Land Management Bureau

#### NOTICES

Environmental Impact Statements; Availability, etc.:  
 Draft Bakersfield Resource Management Plan, California, 55941–55943  
 Lander Resource Management Plan Revision Project, Lander Field Office, Wyoming, 55939–55941  
 Meetings:  
 North Slope Science Initiative – Science Technical Advisory Panel, 55943–55944

### National Aeronautics and Space Administration

#### PROPOSED RULES

Federal Acquisition Regulations:  
 Constitutionality of Federal Contracting Programs for Minority-Owned and Other Small Businesses, 55849–55858

#### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 55950–55951

### National Highway Traffic Safety Administration

#### RULES

Federal Motor Vehicle Safety Standards:  
 Child Restraint Systems, 55825–55829  
 Electronic Stability Control Systems, 55829–55833

**PROPOSED RULES**

Federal Motor Vehicle Safety Standards:  
Air Brake Systems, 55859–55865

**NOTICES**

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals, 56003

**National Institute of Standards and Technology****NOTICES**

Performance Review Board Membership, 55880

**National Institutes of Health****NOTICES**

Meetings:

Advisory Committee to Director, 55930  
Center for Scientific Review, 55929–55931  
National Institute of Mental Health, 55928–55929

**National Oceanic and Atmospheric Administration****PROPOSED RULES**

Fisheries Off West Coast States:  
Pacific Coast Groundfish Fishery Management Plan  
Secretarial Amendment 1; Availability, 55865–55866

**National Park Service****PROPOSED RULES**

Off-Road Vehicle Management:  
Cape Hatteras National Seashore, 55840–55841

**National Science Foundation****NOTICES**

Meetings:

Committee on Equal Opportunities in Science and  
Engineering, 55951

**Occupational Safety and Health Administration****NOTICES**

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals:  
Methylene Chloride Standard, 55949–55950

**Office of Natural Resources Revenue****PROPOSED RULES**

Federal and Indian Coal Valuations:  
Public Workshops, 55837–55838  
Revisions to Federal Oil and Gas Royalty Valuation  
Regulations, 55838–55839

**Patent and Trademark Office****PROPOSED RULES**

Requirements for Specimens and for Affidavits or  
Declarations of Continued Use or Excusable Nonuse in  
Trademark Cases:

Extension of Comment Period, 55841–55842

**NOTICES**

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals:  
Recording Assignments, 55880–55882

**Postal Regulatory Commission****NOTICES**

Post Office Closings, 55951–55953

**Postal Service****RULES**

Outbound International Mailings of Lithium Batteries;  
Withdrawal, 55799

**Presidential Documents****PROCLAMATIONS**

Special Observances:

Labor Day (Proc. 8707), 55779–55780

**Securities and Exchange Commission****RULES**

Amendments to Include New Applicant Types on Form ID,  
55788–55796

**NOTICES**

Orders of Suspension of Trading:

American Capital Partners Limited, Inc., American  
Educators Financial Corp., et al., 55953–55954

Astralis Ltd., Cavit Sciences, Inc., Crystal International  
Travel Group, Inc., and Tasker Products Corp., 55954

Self-Regulatory Organizations; Proposed Rule Changes:

C2 Options Exchange, Inc., 55969–55976

Chicago Board Options Exchange, Inc., 55998–55999

ICE Clear Credit LLC, 55984–55986

Municipal Securities Rulemaking Board, 55976–55984,  
55989–55995

NASDAQ OMX BX, Inc., 55986–55988

NASDAQ OMX PHLX LLC, 55995–55998

NASDAQ Stock Market LLC, 55954–55956, 55988–55989

NYSE Arca, Inc., 55956–55969

**Social Security Administration****NOTICES**

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals, 55999–56001

**Surface Mining Reclamation and Enforcement Office****NOTICES**

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals, 55944

**Surface Transportation Board****NOTICES**

Abandonment Exemptions:

CSX Transportation, Inc., Miami–Dade County, FL, 56004

Acquisition and Operation Exemptions:

Mannheim Armitage Railway, LLC for Certain Trackage  
Rights of J. Emil Anderson and Son, Inc. in Melrose  
Park, Cook County, IL, 56004–56005

**Transportation Department**

See Federal Aviation Administration

See Federal Railroad Administration

See National Highway Traffic Safety Administration

See Surface Transportation Board

**Treasury Department**

See Comptroller of the Currency

**PROPOSED RULES**

Privacy Act of 1974; Proposed Implementations, 55839–  
55840

**Separate Parts In This Issue****Part II**

Environmental Protection Agency, 56010–56051

**Part III**

Interior Department, Fish and Wildlife Service, 56054–  
56090

---

**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.

**CFR PARTS AFFECTED IN THIS ISSUE**

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

<b>3 CFR</b>	4.....55849
<b>Proclamations:</b>	12.....55849
8707.....55779	14.....55849
<b>10 CFR</b>	15.....55849
<b>Proposed Rules:</b>	19.....55849
431.....55834	22.....55849
<b>14 CFR</b>	26.....55849
39 (3 documents) .....55781,	52.....55849
55783, 55785	53.....55849
<b>17 CFR</b>	<b>49 CFR</b>
239.....55788	213.....55819
249.....55788	571 (2 documents) .....55825,
269.....55788	55829
274.....55788	<b>Proposed Rules:</b>
<b>21 CFR</b>	571.....55859
<b>Proposed Rules:</b>	<b>50 CFR</b>
1140.....55835	32.....56054
<b>30 CFR</b>	<b>Proposed Rules:</b>
<b>Proposed Rules:</b>	660.....55865
1202 (2 documents) .....55837,	
55838	
1206 (2 documents) .....55837,	
55838	
<b>31 CFR</b>	
<b>Proposed Rules:</b>	
1.....55839	
<b>33 CFR</b>	
165.....55796	
<b>36 CFR</b>	
<b>Proposed Rules:</b>	
7.....55840	
<b>37 CFR</b>	
<b>Proposed Rules:</b>	
2.....55841	
7.....55841	
<b>39 CFR</b>	
20.....55799	
<b>40 CFR</b>	
52.....55799	
180 (4 documents) .....55799,	
55804, 55807, 55814	
<b>Proposed Rules:</b>	
52.....55842	
98.....56010	
260.....55846	
261.....55846	
<b>46 CFR</b>	
<b>Proposed Rules:</b>	
2.....55847	
15.....55847	
136.....55847	
137.....55847	
138.....55847	
139.....55847	
140.....55847	
141.....55847	
142.....55847	
143.....55847	
144.....55847	
<b>47 CFR</b>	
1.....55817	
73.....55817	
76.....55817	
<b>48 CFR</b>	
<b>Proposed Rules:</b>	
1.....55849	
2.....55849	