

# FEDERAL REGISTER

Vol. 76 Monday,

No. 191 October 3, 2011

Pages 61033-61248

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 <a href="https://www.ofr.gov">www.ofr.gov</a>.

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.goo.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. 191

Monday, October 3, 2011

# Administrative Conference of the United States NOTICES

Meetings:

Committees on Administration and Management, Collaborative Governance, Judicial Review, and Regulation, 61072

#### **Agriculture Department**

See Animal and Plant Health Inspection Service See Forest Service

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 61072–61073 Increase in Fiscal Year 2011 Tariff-Rate Quota for Refined Sugar, 61074

# Animal and Plant Health Inspection Service PROPOSED RULES

Agricultural Bioterrorism Protection Act of 2002: Biennial Review and Republication of the Select Agent and Toxin List; Amendments to the Select Agent and Toxin Regulations, 61228–61244

### **Arctic Research Commission**

**NOTICES** 

Meetings:

Reports and Updates on Arctic Research Programs and Projects, 61074–61075

# Centers for Medicare & Medicaid Services NOTICES

Medicare Program; Comprehensive Primary Care Initiative, 61103

#### **Commerce Department**

See Foreign-Trade Zones Board See International Trade Administration See National Oceanic and Atmospheric Administration

#### **Defense Department**

See Navy Department

### Drug Enforcement Administration

NOTICES

Decisions and Orders:

Robert Raymond Reppy, D.O., 61154-61181

# Employment and Training Administration NOTICES

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

Migrant and Seasonal Farmworkers Monitoring Report and One-Stop Career Center Complaint/Referral Record, 61115–61117

#### **Energy Department**

See Federal Energy Regulatory Commission See Western Area Power Administration

### Environmental Protection Agency

Approval and Promulgation of State Implementation Plans: State of Colorado Regulation Number 3; Revisions to the Air Pollutant Emission Notice Requirements and Exemptions, 61054–61056

Revisions to the California State Implementation Plan: Sacramento Metropolitan Air Quality Management District, Ventura County Air Pollution Control District, and Placer County Air Pollution Control District, 61057–61059

#### PROPOSED RULES

Approvals and Promulgations of Implementation Plans: Arizona; Update to Stage II Gasoline Vapor Recovery Program; Change in Definition of Gasoline To Exclude E85, 61062–61069

Revisions to the California State Implementation Plan: Sacramento Metropolitan Air Quality Management District, Ventura County Air Pollution Control District, and Placer County Air Pollution Control District, 61069–61070

#### NOTICES

Determinations and Waivers of Preemption Decisions: Amendments to California's Zero-Emission Vehicle Standards, 61095–61098

Exposure Factors Handbook; 2011 Edition, 61098 Guidance for 1-Hour SO2 NAAQS SIP Submissions; Availability, 61098–61100

Meetings:

 Local Government Advisory Committee, 61101
 National and Governmental Advisory Committees to the U.S. Representative to the Commission for Environmental Cooperation, 61100
 Science Advisory Board Biogenic Carbon Emissions Panel, 61100–61101

#### **Executive Office of the President**

See Presidential Documents

## Federal Aviation Administration

Airworthiness Directives:

Boeing Co. Model 737 Series Airplanes, 61033–61036 Gulfstream Aerospace LP Model Galaxy and Gulfstream 200 Airplanes, 61036–61038

Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures, 61038– 61041

#### **NOTICES**

Environmental Impact Statements; Availability, etc.: Theodore Francis Green Airport; Warwick, RI, 61135

#### **Federal Election Commission**

**NOTICES** 

Meetings; Sunshine Act, 61101–61102

# Federal Emergency Management Agency PROPOSED RULES

Disaster Assistance; Hazard Mitigation Grant Program, 61070–61071

Flood Elevation Determinations, 61070

### Federal Energy Regulatory Commission

**NOTICES** 

Combined Filings, 61093-61095

#### **Federal Highway Administration**

**NOTICES** 

Environmental Impact Statements; Availability, etc.: El Paso County, TX, 61135–61136

# **Federal Motor Carrier Safety Administration NOTICES**

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

Commercial Driver Individual Differences Study, 61136–61137

Applications for Exemptions:

Western Pilot Service; Hours of Service of Drivers, 61137–61138

Environmental Assessments; Availability, etc.:

Pilot Program on NAFTA Long-Haul Trucking Provisions, 61138–61139

Qualification of Drivers; Exemption Applications; Diabetes Mellitus, 61139–61143

Qualification of Drivers; Exemption Applications; Vision, 61143–61145

#### **Federal Reserve System**

**NOTICES** 

Changes in Bank Control:

Acquisitions of Shares of Savings and Loan Holding Company, 61102

Formations of, Acquisitions by, and Mergers of Bank Holding Companies, 61102

Formations of, Acquisitions by, and Mergers of Savings and Loan Holding Companies, 61102

#### Food and Drug Administration

NOTICES

Draft Guidance for Industry and Staff; Availability: De Novo Classification Process (Evaluation of Automatic Class III Designation), 61103–61105

# Foreign-Trade Zones Board NOTICES

Applications for Reorganization Under Alternative Site Framework:

Foreign-Trade Zone 275, Lansing, MI, 61075

Applications for Reorganization/Expansion Under Alternative Site Framework:

Foreign-Trade Zone 127, Columbia, SC, 61075–61076 Applications for Subzones; Terminations of Reviews:

Foreign-Trade Zone 57, Mecklenburg County, NC; FMS Enterprises USA, Inc., Lincolnton, NC, 61076

#### **Forest Service**

NOTICES

Meetings:

Lake Tahoe Basin Federal Advisory Committee, 61074

#### **Geological Survey**

NOTICES

Meetings:

Scientific Earthquake Studies Advisory Committee, 61113

#### **Health and Human Services Department**

See Centers for Medicare & Medicaid Services See Food and Drug Administration See Health Resources and Services Administration See National Institutes of Health

See Substance Abuse and Mental Health Services
Administration

#### PROPOSED RULES

Possession, Use, and Transfer of Select Agents and Toxins; Biennial Review, 61206–61226

# Health Resources and Services Administration NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 61105–61106

#### **Homeland Security Department**

See Federal Emergency Management Agency

# Housing and Urban Development Department NOTICES

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

Annual Progress Reports for Empowerment Zones, 61112–61113

Self-Help Homeownership Opportunity Program, 61111–61112

#### **Interior Department**

See Geological Survey
See Land Management Bureau

#### **Internal Revenue Service**

**NOTICES** 

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 61145–61147

Meetings:

Information Reporting Program Advisory Committee, 61147

### International Trade Administration

**RULES** 

Practice of Accepting Bonds During Provisional Measures Period in Antidumping and Countervailing Duty Investigations:

Modification of Regulations, 61042–61046

Antidumping and Countervailing Duty Administrative Reviews; Initiations and Requests for Revocations in Part, 61076–61085

Antidumping Duty Administrative Reviews; Extensions of Preliminary Results:

Polyethylene Terephthalate Film, Sheet, and Strip From the People's Republic of China, 61085

Antidumping or Countervailing Duty Orders, Findings, or Suspended Investigations:

Opportunity To Request Administrative Reviews, 61085–61087

Antidumping or Countervailing Duty Orders, Findings, or Suspended Investigations; Sunset Reviews, 61087– 61088

New Shipper Reviews; Initiations:

Certain Frozen Fish Fillets From Socialist Republic of Vietnam, 61088–61089

#### **Justice Department**

See Drug Enforcement Administration NOTICES

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

COPS Application Package, 61114-61115

#### **Labor Department**

See Employment and Training Administration

List of Goods From Countries Produced by Child or Forced Labor; 2011 Update, 61115

#### Land Management Bureau

#### NOTICES

Filing of Plats of Survey: Nevada, 61113-61114 Oregon/Washington, 61114

#### National Institutes of Health

#### NOTICES

Environmental Impact Statements; Availability, etc., 61106-61107

#### **National Oceanic and Atmospheric Administration** RULES

Fisheries of Northeastern United States:

Atlantic Herring Fishery; Sub-ACL (Annual Catch Limit) Harvested for Management Area 1B, 61059-61060

Atlantic Herring Fishery; Sub-ACL (Annual Catch Limit) Harvested for Management Area 3, 61061

Northeast Multispecies Fishery; Correction to Cod Landing Limit for Handgear B Vessels in Common Pool Fishery, 61060-61061

#### NOTICES

Damage Assessment, Remediation, and Restoration Program:

Indirect Cost Rates for Fiscal Years 2009 and 2010, 61089-61090

Endangered and Threatened Species:

Counterpart Regulations, 61090

Meetings:

Hydrographic Services Review Panel, 61091 South Atlantic Fishery Management Council, 61091

Stock Assessment Reports; Availability:

Dusky, Sandbar, and Blacknose Sharks in U.S. Atlantic and Gulf of Mexico, 61092

#### **National Science Foundation**

#### NOTICES

Antarctic Conservation Act Permit Applications, 61117 Meetings:

Advisory Committee for Computer and Information Science and Engineering, 61118

#### **Navy Department**

#### NOTICES

Environmental Impact Statements; Availability, etc. TRIDENT Support Facilities Explosives Handling Wharf, Naval Base Kitsa, Bangor, WA, 61092-61093

### **Nuclear Regulatory Commission**

#### **NOTICES**

Meetings:

Advisory Committee on Reactor Safeguards, 61118-61120 Advisory Committee on Reactor Safeguards

Subcommittee on Advanced Boiling Water Reactor, 61118

Advisory Committee on Reactor Safeguards Subcommittee on Planning and Procedures, 61119

#### **Postal Service**

#### **RULES**

Service Standards for Market-Dominant Special Services Products, 61052-61054

#### **NOTICES**

Environmental Assessments; Availability, etc.: Proposed Network Optimization, Nationwide, 61120

#### **Presidential Documents**

#### ADMINISTRATIVE ORDERS

Aviation Insurance Coverage for Commercial Air Carrier Service in Domestic and International Operations (Memorandum of September 28, 2011), 61245-61247

### **Securities and Exchange Commission**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 61120-61121

Self-Regulatory Organizations; Proposed Rule Changes, 61121-61122

Self-Regulatory Organizations; Proposed Rule Changes: BATS Exchange, Inc., 61127-61129

BATS Y-Exchange, Inc., 61125-61127

Financial Industry Regulatory Authority, Inc., 61124-

NASDAQ Stock Market LLC, 61122-61123, 61129 Suspension of Trading Orders: BB Liquidation Inc., 61129

#### **Small Business Administration** NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 61129

Disaster Declarations:

Maine; Amendment 1, 61130

Missouri, 61130

New Hampshire; Amendment 3, 61131

New York; Amendment 3, 61130-61131

Pennsylvania: Amendment 1, 61130

Rhode Island, 61131

#### **State Department**

#### **NOTICES**

**Determinations and Certifications:** 

Colombian Armed Forces, 61131-61132

Privacy Act; Systems of Records, 61132-61133

Waivers of Restriction on Assistance:

Central Government of Angola, 61134

Central Government of Cameroon, 61134

Central Government of Central African Republic, 61134

Central Government of Chad, 61134

Central Government of Côte d'Ivoire, 61135

Central Government of Democratic Republic of Congo,

Central Government of Ethiopia, 61134

Central Government of Gabon, 61135

Central Government of The Gambia, 61133

Central Government of Guinea, 61133

Central Government of Guinea-Bissau, 61133

Central Government of Niger, 61133

Central Government of the Kingdom of Swaziland, 61135 Transitional Federal Government of Somalia, 61135

#### **Substance Abuse and Mental Health Services** Administration

#### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 61107-61110 Laboratories and Testing Facilities Which Meet Minimum Standards for Urine Drug Testing, 61110-61111

#### **Transportation Department**

See Federal Aviation Administration See Federal Highway Administration

See Federal Motor Carrier Safety Administration

#### **Treasury Department**

See Internal Revenue Service RULES

Troubled Asset Relief Program; Conflicts of Interest, 61046–61052

### **Veterans Affairs Department**

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals: Application for U.S. Flag for Burial Purposes, 61148 Approval of School Attendance, 61148–61149 Disability Benefits Questionnaires, 61149–61150 Fiduciary Statement in Support of Appointment, 61147–61148

Enhanced-Use Leases:

Fort Howard, MD, 61150

Lyons, NJ, 61151

VA Connecticut Healthcare System, Newington Campus,CT, 61150

#### Western Area Power Administration

#### **NOTICES**

Rate Orders:

Loveland Area Projects—Western Area Colorado Missouri Balancing Authority, 61184–61203

#### Separate Parts In This Issue

#### Part II

Justice Department, Drug Enforcement Administration, 61154–61181

#### Part III

Energy Department, Western Area Power Administration, 61184–61203

#### Part IV

Health and Human Services Department, 61206-61226

#### Part V

Agriculture Department, Animal and Plant Health Inspection Service, 61228–61244

#### Part V

Presidential Documents, 61245-61247

#### **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.

| 3 CFR                  |        |
|------------------------|--------|
| Administrative Orders: |        |
| Memorandums:           |        |
| Memorandum of          |        |
| September 28,          |        |
| 2011                   | 61247  |
| 7 CFR                  | .01247 |
| . •                    |        |
| Proposed Rules:        |        |
| 331                    | .61228 |
| 9 CFR                  |        |
| Proposed Rules:        |        |
| 121                    | .61228 |
| 14 CFR                 |        |
| 39 (2 documents)       | 61033. |
| ,                      | 61006  |
| 97 (2 documents)       | 61038  |
| 07 (E documento)       | 61040  |
|                        | 01040  |
| 19 CFR                 | 04040  |
| 351                    | .61042 |
| 31 CFR                 |        |
| 31                     | .61046 |
| 39 CFR                 |        |
| 122                    | .61052 |
| 40 CFR                 |        |
| 52 (2 documents)       | 61054  |
| 52 (2 documents)       | 61057  |
| B                      | 01037  |
| Proposed Rules:        | 04000  |
| 52 (2 documents)       | 61062, |
|                        | 61069  |
| 42 CFR                 |        |
| Proposed Rules:        |        |
| 73                     | 61206  |
|                        | .0.200 |
| 44 CFR                 |        |
| Proposed Rules:        |        |
| 67                     | .61070 |
| 206                    | .61070 |
| 50 CFR                 |        |
| 648 (3 documents)      | 61059, |
| ` 61060,               |        |
| •                      |        |