

# FEDERAL REGISTER

Vol. 76 Wednesday,

No. 245 December 21, 2011

Pages 79025-79528

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



### **Contents**

#### Federal Register

Vol. 76, No. 245

Wednesday, December 21, 2011

## Agency for Healthcare Research and Quality NOTICES

Patient Safety Organizations; Delistings:

Voluntary Relinquishment from Georgia Hospital Association Research and Education Foundation, 79192–79193

Voluntary Relinquishment from HSMS Patient Safety Organization, 79192

#### **Agriculture Department**

See Forest Service

#### **Antitrust Division**

**NOTICES** 

National Cooperative Research and Production Act of 1993: DVD Copy Control Association, 79218–79219 IMS Global Learning Consortium, Inc., 79217–79218 National Center for Manufacturing Sciences, Inc., 79217 Network Centric Operations Industry Consortium, Inc., 79218

Robotics Technology Consortium, Inc., 79218 Sematech, Inc. D/B/A International Sematech, 79219 U.S. Photovoltaic Manufacturing Consortium, Inc., 79218

#### **Army Department**

See Engineers Corps

## Bureau of Consumer Financial Protection RULES

Equal Credit Opportunity (Regulation B), 79442–79483 Fair Credit Reporting (Regulation V), 79308–79378 Interstate Land Sales Registration Program (Regulations J, K, and L), 79486–79527

Privacy of Consumer Financial Information, 79025–79050 Truth in Savings (Regulation DD), 79276–79305

Privacy Act of 1974; Amended, 79150-79151

## **Bureau of Ocean Energy Management NOTICES**

Unsolicited Application for a Transmission Right-of-Way Grant Supporting Renewable Energy: Atlantic Wind Connection Proposal, 79206–79209

## Centers for Medicare & Medicaid Services NOTICES

Medicare Program:

Independence at Home Demonstration Program, 79193–79194

#### **Coast Guard**

RULES

Drawbridge Operation Regulations:

Annisquam River and Blynman Canal, Gloucester, MA, 79065–79066

Escatawpa River, Moss Point, MS, 79066 Sacramento River, Sacramento, CA, 79067

Upper Mississippi River, Clinton, IA, 79066–79067 PROPOSED RULES

Drawbridge Operation Regulations:

Bayou Liberty, mile 2.0, St. Tammany Parish, Slidell, LA, 79145–79146

#### NOTICES

Random Drug Testing Rate for Covered Crewmembers, 79204

#### **Commerce Department**

See Economic Analysis Bureau See Industry and Security Bureau

See National Oceanic and Atmospheric Administration NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 79152–79153

## Committee for the Implementation of Textile Agreements NOTICES

Dominican Republic–Central America–United States Free Trade Agreement:

Product Additions, 79166–79167

## Comptroller of the Currency PROPOSED RULES

Risk-Based Capital Guidelines:

Market Risk; Alternatives to Credit Ratings for Debt and Securitization Positions, 79380–79407

#### **Defense Department**

See Engineers Corps

#### **Economic Analysis Bureau**

RULES

Direct Investment Surveys:

BE-12, Benchmark Survey of Foreign Direct Investment in the United States, 79054-79057

## **Employment and Training Administration NOTICES**

Amended Certifications Regarding Eligibility to Apply for Worker Adjustment Assistance:

Android Industries Belvidere, LLC et al., 79221

Penske Logistics, LLC, Customer Service Department et al., 79221

Time-O-Matic, Inc. et al., 79220-79221

Determinations Regarding Eligibility to Apply for Worker Adjustment Assistance, 79221–79224

Investigations Regarding Certifications of Eligibility to Apply for Worker Adjustment Assistance, etc., 79224– 79225

Negative Determinations Regarding Eligibility to Apply for Worker Adjustment Assistance:

Reconsideration under Trade Adjustment Assistance Extension Act of 2011, 79225

Revised Denied Determinations Regarding Eligibility to Apply for Worker Adjustment Assistance:

Reconsideration under Trade Adjustment Assistance Extension Act of 2011, 79225–79226

Terminations of Investigations:

Travelers Insurance, Syracuse, NY, 79226

#### **Energy Department**

See Federal Energy Regulatory Commission

#### PROPOSED RULES

Energy Conservation Program for Consumer Products and Certain Commercial and Industrial Equipment:

Test Procedures for Residential Central Air Conditioners and Heat Pumps, 79135–79137

#### NOTICES

Audit Guidance:

For-Profit Recipients, 79168-79169

#### **Engineers Corps**

#### **NOTICES**

Great Lakes and Mississippi River Interbasin Study, 79167–79168

### **Environmental Protection Agency**

#### PROPOSED RULES

**Tolerance Actions:** 

Propylene Oxide, 79146-79149

#### NOTICES

Applications to Register New Uses:

Pesticide Products, 79171-79172

Proposed Consent Decrees:

Clean Air Act Citizen Suit, 79172-79173

Registration Review; Open Pesticide Dockets and

Availability of Final Work Plans for Certain Pesticides, 79173–79176

Requests for Scientific Views:

Draft Recreational Water Quality Criteria, 79176–79177

### **Equal Employment Opportunity Commission**

#### **RULES**

Recordkeeping and Reporting Requirements under Title VII, ADA and GINA; CFR Correction, 79065

## Farm Credit System Insurance Corporation NOTICES

Adjustments to the Insurance Premiums and Policy Statement on the Secure Base Amount and Allocated Insurance Reserves Accounts, 79177–79184

#### **Federal Aviation Administration**

#### **RULES**

Airworthiness Directives:

Lycoming Engines, Fuel Injected Reciprocating Engines, 79051–79054

#### PROPOSED RULES

Establishments of Area Navigation Routes:

Seattle, WA, 79137-79140

Modification of VOR Federal Airways V-135 and V-137: Southwest United States, 79140-79141

#### NOTICES

Passenger Facility Charge Applications:

Impose and Use PFC Revenue, Baltimore/Washington International Thurgood Marshall Airport, Baltimore, MD, 79271

### **Federal Communications Commission**

#### RULES

Policies to Promote Rural Radio Service and to Streamline Allotment and Assignment Procedures, 79112

Radio Broadcasting Services:

Bastrop, LA, 79113

Milford, UT, 79112-79113

Service and Eligibility Rules for FM Broadcast Translator Stations, 79113–79114

Service Rules and Policies for Broadcasting Satellite Service, 79110–79112

#### NOTICES

Meetings; Sunshine Act, 79184

## Federal Deposit Insurance Corporation PROPOSED RULES

Risk-Based Capital Guidelines:

Market Risk; Alternatives to Credit Ratings for Debt and Securitization Positions, 79380–79407

### Federal Emergency Management Agency

#### RULE

Changes in Flood Elevation Determinations, 79090–79098 Final Flood Elevation Determinations, 79098–79110

### Federal Energy Regulatory Commission

#### **NOTICES**

Combined Filings, 79169

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

Power Network New Mexico, LLC, 79169–79170 Motion for Extension of Rate Case Filing Deadlines:

Southcross CCNG Transmission Ltd., 79170 Southcross Mississippi Pipeline, LP, 79170–79171

### Federal Housing Finance Agency

#### RULES

Federal Home Loan Bank Housing Goals: Mortgage Reporting Amendments, 79050–79051

#### **Federal Maritime Commission**

#### NOTICES

Agreements Filed, 79184

#### **Federal Reserve System**

#### PROPOSED RULES

Risk-Based Capital Guidelines:

Market Risk; Alternatives to Credit Ratings for Debt and Securitization Positions, 79380–79407

#### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 79184–79190

Formations of, Acquisitions by, and Mergers of Bank Holding Companies, 79190

#### **Federal Trade Commission**

#### RULES

Appliance Labeling Rule, 79057–79063

Appliance Labeling Rule:

Correction, 79063

#### **NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 79190–79192

#### Fish and Wildlife Service

### NOTICES

Applications:

Proposed Safe Harbor Agreement for Shasta Crayfish in Cassel, Shasta County, CA, 79209–79211

### Food and Drug Administration

#### RULES

New Animal Drugs for Use in Animal Feeds:

Monensin, 79064–79065

New Animal Drugs:

Change of Sponsor; Zinc Gluconate, 79064

#### NOTICES

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

Prescription Drug Product Labeling; Medication Guide Requirements, 79194–79195

Animal Drug User Fee Act; Reopening of Comment Period, 79195

Animal Generic Drug User Fee Act; Reopening of Comment Period, 79195–79196

Gluten in Drug Products, 79196-79198

Meetings:

Generic Drug User Fee; Correction, 79198–79199

#### **Forest Service**

#### NOTICES

Meetings:

Forest Resource Coordinating Committee, 79151-79152

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

See Agency for Healthcare Research and Quality See Centers for Medicare & Medicaid Services

See Food and Drug Administration

See National Institutes of Health

#### **Homeland Security Department**

See Coast Guard

See Federal Emergency Management Agency See U.S. Immigration and Customs Enforcement

## Housing and Urban Development Department PROPOSED RULES

Floodplain Management and Protection of Wetlands, 79145

#### **Industry and Security Bureau**

RULES

Commerce Control List; CFR Correction, 79054

#### **Interior Department**

See Bureau of Ocean Energy Management

See Fish and Wildlife Service

See Land Management Bureau

See National Park Service

See Surface Mining Reclamation and Enforcement Office  ${\bf NOTICES}$ 

Meetings:

Wildland Fire Executive Council, 79205–79206

#### **International Trade Commission**

#### NOTICES

Five Year Reviews:

Ferrovanadium and Nitrided Vanadium from Russia, 79214

Investigations:

Certain Products Containing Interactive Program Guide and Parental Controls Technology, 79214–79215

Certain Semiconductor Chips with Dram Circuitry, and Modules and Products Containing Same, 79215– 79216

#### **Justice Department**

See Antitrust Division

See Justice Programs Office

NOTICES

Privacy Act; Systems of Records, 79216-79217

### Justice Programs Office

NOTICES

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

Crime Victim Compensation State Certification Form Request, 79219–79220

Meetings:

Science Advisory Board, 79220

#### **Labor Department**

See Employment and Training Administration

#### Land Management Bureau

#### NOTICES

Meetings:

North Slope Science Initiative – Science Technical Advisory Panel, 79211

Oregon; Applications for Proposed Withdrawal Extensions, 79211–79212

## National Aeronautics and Space Administration NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 79226–79227

## National Highway Traffic Safety Administration RULES

Tire Fuel Efficiency Consumer Information Program, 79114–79122

#### **National Institutes of Health**

#### NOTICES

Meetings:

Center for Scientific Review, 79201-79202

National Cancer Institute, 79200

National Center for Complementary and Alternative Medicine, 79201–79202

National Human Genome Research Institute, 79199 National Institute of Allergy and Infectious Diseases, 79199–79200

National Institute of Dental and Craniofacial Research, 79199, 79202–79203

National Institute of Environmental Health Sciences, 79201

National Institute of General Medical Sciences, 79200–79201

Prospective Grants of Exclusive Licenses:

Avian Influenza Vaccines, 79203

Veterinary Biological Products for Swine Influenza Vaccines, 79203–79204

## National Oceanic and Atmospheric Administration RULES

Fisheries off West Coast States:

Pacific Coast Groundfish Fishery; Biennial Specifications and Management Measures; Inseason Adjustments, 79122–79134

#### NOTICES

Environmental Impact Statements; Availability, etc.: New England Fishery Management Council; Northeast Multispecies Fishery, 79153–79155

International Affairs:

Identification of Nations Whose Fishing Vessels are Engaged in Fishing in Waters Beyond any National Jurisdiction that Target or Incidentally Catch Sharks, 79155

#### Permits:

Marine Mammals, 79155-79157

Takes of Marine Mammals Incidental to Specified

St. George Reef Light Station Restoration and Maintenance at Northwest Seal Rock, Del Norte County, NC, 79157–79166

Wharf Construction Project, 79410–79439

#### **National Park Service**

#### **NOTICES**

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

Community Harvest Assessments for Alaskan National Parks and Preserves, 79212–79213

### **Nuclear Regulatory Commission**

Environmental Assessments; Availability, etc.: Exelon Generation Co., LLC; Exemption Request Submitted by Oyster Creek Nuclear Generating Station, 79227-79228

Environmental Impact Statements; Availability, etc.: Combined Licenses at William States Lee III Nuclear Station Site, Units 1 and 2; Duke Energy Carolinas, LLC, 79228-79229

Establishment of Atomic Safety and Licensing Board: Exelon Generation Co., LLC, 79229

Meetings:

Advisory Committee on Reactor Safeguards, 79229-79230

#### **Postal Service**

#### RULES

New Standards for Domestic Mailing Services, 79072-79090

#### Securities and Exchange Commission PROPOSED RULES

List of Rules to be Reviewed Pursuant to Regulatory Flexibility Act, 79141-79144

#### **NOTICES**

Meetings:

Advisory Committee on Small and Emerging Companies, 79230-79231

Self-Regulatory Organizations; Proposed Rule Changes: BATS Exchange, Inc., 79244-79246

C2 Options Exchange, Inc., 79239–79242

Chicago Board Options Exchange, Inc., 79243-79244, 79250-79254

Chicago Mercantile Exchange, Inc., 79258–79260 EDGA Exchange, Inc.; EDGX Exchange, Inc., 79254-

International Securities Exchange, LLC, 79236-79238 NASDAQ OMX BX, Inc., 79231-79232

NASDAQ OMX PHLX LLC, 79247-79249

NASDAQ Stock Market LLC, 79262-79270

New York Stock Exchange LLC, 79232-79233, 79260-79262

NYSE Amex LLC, 79233-79234, 79246-79247, 79249-79250

NYSE Arca, Inc., 79234-79235, 79238-79239, 79242-79243, 79267-79268

## **Surface Mining Reclamation and Enforcement Office**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 79213

#### Surface Transportation Board NOTICES

Continuance in Control Exemptions:

Genesee and Wyoming Inc., from Hilton and Albany Railroad, Inc., 79271–79272

#### **Textile Agreements Implementation Committee**

See Committee for the Implementation of Textile Agreements

#### **Transportation Department**

See Federal Aviation Administration See National Highway Traffic Safety Administration See Surface Transportation Board

#### **RULES**

Privacy Act; Implementation of Exemptions: Information Sharing Environment Suspicious Activity Reporting Initiative, 79114

#### **NOTICES**

Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits, 79270 Aviation Proceedings Agreements:

Week Ending December 3, 2011, 79270–79271

#### **Treasury Department**

See Comptroller of the Currency NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 79272-79273

#### U.S. Immigration and Customs Enforcement **NOTICES**

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

Emergency Federal Law Enforcement Assistance, 79204-79205

### **Veterans Affairs Department**

#### **RULES**

Payment or Reimbursement for Emergency Treatment: Non-VA Providers in Non-VA Facilities to Certain Veterans with Service-Connected or Nonservice-Connected Disabilities, 79067-79072

#### NOTICES

Meetings:

Advisory Committee on Disability Compensation, 79273 Joint Biomedical Laboratory Research and Development and Clinical Science Research and Development Services Scientific Merit Review Board Panel for Eligibility, 79273

#### Separate Parts In This Issue

#### Part II

Bureau of Consumer Financial Protection, 79276-79305

Bureau of Consumer Financial Protection, 79308-79378

#### Part IV

Federal Deposit Insurance Corporation, 79380-79407 Federal Reserve System, 79380-79407

Treasury Department, Comptroller of the Currency, 79380-79407

#### Part V

Commerce Department, National Oceanic and Atmospheric Administration, 79410-79439

#### Part VI

Bureau of Consumer Financial Protection, 79442-79483

Bureau of Consumer Financial Protection, 79486–79527

#### **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.

10	CFF
Pro	pose

<b>Proposed Rules:</b> 43079135	
<b>12 CFR</b> 100279442	
101079486	
101179486 101279486	
101679025	
102279308 103079276	
128179050 <b>Proposed Rules:</b>	
379380	
20879380 22579380	
32579380	
<b>14 CFR</b> 3979051	
Proposed Rules: 71 (2 documents)79137,	
71 (2 documents)79137, 79140	
15 CFR	
77479054 80679054	
<b>16 CFR</b> 305 (2 documents)79057,	
79063	
17 CFR	
Proposed Rules: Ch. II79141	
21 CFR	
51079064 52279064	
55879064	
24 CFR	
<b>Proposed Rules:</b> 5079145	
5579145 5879145	
29 CFR	
160279065 <b>33 CFR</b>	
117 (4 documents)79065, 79066, 79067	
79066, 79067 <b>Proposed Rules:</b>	
11779145	
<b>38 CFR</b> 1779067	
<b>39 CFR</b> 11179072	
40 CFR	
Proposed Rules:	
18079146 <b>44 CFR</b>	
65 (2 documents)79090,	
79093 6779098	
47 CFR	
2579110 73 (3 documents)79112,	
70112	
7479113	
<b>49 CFR</b> 1079114	
57579114	
<b>50 CFR</b> 66079122	
0122	