

FEDERAL REGISTER

Vol. 77 Thursday,

No. 3 January 5, 2012

Pages 419-728

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: 77 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
Assistance with public single copies
202–512–1800
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:

- 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
- 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, February 7, 2012 9 a.m.-12:30 p.m.

WHERE: Office of the Federal Reg

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. 77, No. 3

Thursday, January 5, 2012

Agricultural Marketing Service

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals: Specialty Crop Block Grant Program, 470–471

Agriculture Department

See Agricultural Marketing Service See Food and Nutrition Service See Forest Service

Centers for Disease Control and Prevention NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 507–509 Statement of Organization, Functions, and Delegations of Authority, 509–511

Children and Families Administration PROPOSED RULES

Affects of Current SACWIS Regulations on Tribes Administering a Title IV–E Program, 467–468

Civil Rights Commission

NOTICES

Meetings; Sunshine Act, 472

Coast Guard

RULES

Drawbridge Operations:

Atlantic Intracoastal Waterway, Wrightsville Beach, NC,

Corson Inlet, Stathmere, NJ, 420

Long Island, NY Inland Waterway from East Rockaway Inlet to Shinnecock Canal, NY, 421–423 Sacramento River, Paintersville, CA, 419 St. Johns River, Jacksonville, FL, 419–420

Commerce Department

See International Trade Administration See National Oceanic and Atmospheric Administration See Patent and Trademark Office

Commodity Futures Trading Commission NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals: Rules Relating to Regulation of Domestic Exchange-Traded Options, 477–478

Consumer Product Safety Commission

NOTICES

Meetings; Sunshine Act, 478

Petitions:

Exception from the Lead Content Limits, 478–479

Defense Nuclear Facilities Safety Board

NOTICES

Meetings; Sunshine Act, 479-480

Department of Transportation

See Pipeline and Hazardous Materials Safety Administration

Education Department

NOTICES

Applications for New Awards: Field Initiated Projects Program, 480–484 Meetings:

Equity and Excellence Commission, 484–485

Energy Department

See Energy Efficiency and Renewable Energy Office See Federal Energy Regulatory Commission NOTICES

Meetings:

Fusion Energy Sciences Advisory Committee, 485

Energy Efficiency and Renewable Energy Office NOTICES

Meetings:

Wind Plant Performance; Modeling and Testing Needs for Complex Air Flow Characterization, 485–486

Engraving and Printing Bureau

NOTICES

Privacy Act; Systems of Records, 551–552

Environmental Protection Agency RULES

EPAAR Clause for Compliance with Policies for Information Resources Management, 427–429

National Emissions Standards for Hazardous Air Pollutants from Secondary Lead Smelting, 556–591

Regulation of Fuels and Fuel Additives:

Identification of Additional Qualifying Renewable Fuel Pathways under Renewable Fuel Standard Program, 700–727

PROPOSED RULES

Regulation of Fuels and Fuel Additives:

Identification of Additional Qualifying Renewable Fuel Pathways under Renewable Fuel Standard Program, 462–467

NOTICES

Control of Emissions from New Highway Vehicles and Engines:

Approval of New Scheduled Maintenance for Selective Catalytic Reduction Technologies, 488–497

Control of Emissions from New Nonroad Compression-Ignition Engines:

Approval of New Scheduled Maintenance for Selective Catalytic Reduction Technologies, 497–499

Federal Communications Commission

PROPOSED RULES

Program Carriage Rules; Revisions, 468–469

Federal Emergency Management Agency

Changes in Flood Elevation Determinations, 423–427 ${\tt NOTICES}$

Major Disaster Declarations:

Virginia; Amendment No. 4, 513

Federal Energy Regulatory Commission

Combined Filings, 486-487

Paper Hearing Procedures: ITC Holdings Corp., 487–488

Federal Highway Administration

Limitation on Claims against a Proposed Transportation Project, 531–532

Federal Housing Finance Agency

NOTICES

Privacy Act of 1974; System of Records, 499-506

Federal Maritime Commission

NOTICES

Agreements Filed, 506

Federal Motor Carrier Safety Administration

Qualification of Drivers; Exemption Applications; Diabetes Mellitus, 532–537

Qualification of Drivers; Exemption Applications; Epilepsy and Seizure Disorders, 537–539

Qualification of Drivers; Exemption Applications; Vision, 539–546

Federal Railroad Administration

NOTICES

Adjustment of Nationwide Significant Risk Threshold, 546– 547

Federal Reserve System

PROPOSED RULES

Enhanced Prudential Standards and Early Remediation Requirements for Covered Companies, 594–663

Federal Transit Administration

NOTICES

Fiscal Year 2011 Public Transportation on Indian Reservations Program Project Selections, 547–551 Limitation on Claims against a Proposed Transportation Project, 531–532

Financial Crimes Enforcement Network NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 552–553

Fiscal Service

NOTICES

Surety Companies Acceptable on Federal Bonds; Amendments:

Evergreen National Indemnity Co., 553

Surety Companies Acceptable on Federal Bonds; Terminations:

Western Bonding Co., 553-554

Fish and Wildlife Service

RULES

Endangered and Threatened Wildlife and Plants: Removal of the Regulation that Excludes U.S. Captive-Bred Scimitar-Horned Oryx, Addax, and Dama Gazelle from Certain Prohibitions, 431–438

PROPOSED RULES

Endangered and Threatened Wildlife and Plants: Listing Two Distinct Population Segments of Broad-Snouted Caiman, 666–697

Food and Nutrition Service

NOTICES

Emergency Food Assistance Program: Availability of Foods for Fiscal Year 2012, 471–472

Forest Service

NOTICES

Request for Nominations:

National Advisory Committee for Implementation of the National Forest System Land Management Planning Rule; Correction, 472

Health and Human Services Department

See Centers for Disease Control and Prevention See Children and Families Administration See National Institutes of Health

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 506–507

Homeland Security Department

See Coast Guard

See Federal Emergency Management Agency

See Transportation Security Administration

Interior Department

See Fish and Wildlife Service See Land Management Bureau See National Park Service

International Trade Administration

NOTICES

Anti-circumvention Inquiries:

Certain Steel Threaded Rod from the People's Republic of China, 473–474

International Trade Commission

NOTICES

Complaints:

Certain Portable Communication Devices, 515–516

Justice Department

NOTICES

Lodging of Consent Decrees Under CERCLA, 516–517 Lodging of Consent Decrees Under the Clean Air Act, 517–518

Lodging of Consent Decrees Under the Clean Water Act, 518

Land Management Bureau

NOTICES

Conveyance of Public Lands for Recreation and Public Purposes:

Clark County, NV; Correction, 514

Records of Decision; Availability:

North Steens 230 kilovolt Transmission Line, Harney County, OR, 514–515

National Institutes of Health

NOTICES

Meetings:

Center for Scientific Review, 511-513

National Oceanic and Atmospheric Administration RULES

Fisheries of the Exclusive Economic Zone Off Alaska: Inseason Adjustment to the 2012 Gulf of Alaska Pollock and Pacific Cod Total Allowable Catch Amounts, 438–440

NOTICES

2012 Annual Determination for Sea Turtle Observer Requirement, 474–476

Endangered and Threatened Species:

Southern Oregon/Northern California Coast Coho Salmon Evolutionarily Significant Unit Recovery Plan, 476 Meetings:

Science Advisory Board, 476-477

National Park Service

NOTICES

National Register of Historic Places: Pending Nominations and Related Actions, 515

Nuclear Regulatory Commission

PROPOSED RULES

Measurement and Control of Combustible Gas Generation and Dispersal, 441–442

Patent and Trademark Office

PROPOSED RULES

Changes to Implement Miscellaneous Post Patent Provisions of the Leahy–Smith America Invents Act, 442–448

Changes to Implement the Preissuance Submissions by Third Parties Provision of the Leahy–Smith America Invents Act, 448–457

Implementation of Statute of Limitations Provisions for Office Disciplinary Proceedings, 457–461

Pipeline and Hazardous Materials Safety Administration RULES

Clarification and Further Guidance on the Fireworks Approvals Policy, 429–431

Public Debt Bureau

See Fiscal Service

Securities and Exchange Commission NOTICES

Self-Regulatory Organizations; Proposed Rule Changes:
Chicago Board Options Exchange, Inc., 518–520
Chicago Board Options Exchange, Inc. and National Stock Exchange, Inc., 521–527
Options Clearing Corp., 520
The National Securities Clearing Corp., 528–529

Small Business Administration

NOTICES

Disaster Declarations:

Alaska, 530

Vermont; Amendment 7, 530 Virginia; Amendment 1, 530

State Department

NOTICES

Advisory Committee on Private International Law; Charter Renewal, 530–531

Surface Transportation Board

NOTICES

Release of Waybill Data, 551

Transportation Department

See Federal Highway Administration

See Federal Motor Carrier Safety Administration

See Federal Railroad Administration

See Federal Transit Administration

See Pipeline and Hazardous Materials Safety Administration

See Surface Transportation Board

See Transportation Security Administration

Transportation Security Administration

NOTICES

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

Enhanced Security Procedures at Certain Airports in the Washington, DC, Area, 513–514

Treasury Department

See Engraving and Printing Bureau See Financial Crimes Enforcement Network See Fiscal Service

Separate Parts In This Issue

Part I

Environmental Protection Agency, 556-591

Part II

Federal Reserve System, 594-663

Part IV

Interior Department, Fish and Wildlife Service, 666-697

Part V

Environmental Protection Agency, 700–727

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 CFR Proposed Rule

Proposed Rules: 50441
52441 100441
12 CFR
Proposed Rules: 252594
33 CFR 117 (5 documents)419, 420, 421, 423
37 CFR
Proposed Rules: 1 (2 documents)442, 448 11457
40 CFR 80462
Proposed Rules: 80700
42 CFR 63556
44 CFR 65 (2 documents)423, 425
45 CFR
Proposed Rules: 1355467
47 CFR
Proposed Rules: 76468
48 CFR 1552427
49 CFR 173429
50 CFR
17431 679438
Proposed Rules: 17666