

FEDERAL REGISTER

Vol. 77 Tuesday,

No. 44 March 6, 2012

Pages 13181-13482

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, March 13, 2012

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. 77, No. 44

Tuesday, March 6, 2012

Administration on Aging

See Aging Administration

Aging Administration

NOTICES

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

Annual Reporting Requirements for Older American Act Title VI Grant Program, 13337

Agriculture Department

See Animal and Plant Health Inspection Service

See Forest Service

See National Agricultural Library

See Natural Resources Conservation Service

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 13257–13258

Animal and Plant Health Inspection Service NOTICES

Biotechnology Regulatory Services:

Determinations of Nonregulated Status for Genetically Engineered Organisms, Changes Regarding Solicitation of Public Comment for Petitions, 13258– 13260

Pest Risk Analyses:

Importation of Litchi, Longan, and Rambutan from Philippines into Continental United States, 13260– 13261

Arts and Humanities, National Foundation

See National Foundation on the Arts and the Humanities

Centers for Medicare & Medicaid Services NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 13337–13338

Children and Families Administration

NOTICES

Meetings:

Tribal Consultation, 13338-13339

Coast Guard

PROPOSED RULES

Security Zones:

G8/North Atlantic Treaty Organization Summit, Chicago, IL, 13232–13236

Commerce Department

See Foreign-Trade Zones Board

See International Trade Administration

See National Institute of Standards and Technology

See National Oceanic and Atmospheric Administration

Commodity Futures Trading Commission PROPOSED RULES

Identity Theft Red Flags Rules, 13450-13478

Defense Department

See Navy Department

NOTICES

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

Federal Acquisition Regulation; Davis Bacon Act—Price Adjustment (Actual Method), 13328–13329 Small Business Size Representation, 13329

Department of Transportation

See Pipeline and Hazardous Materials Safety Administration

Education Department

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 13296–13297

Applications for New Awards:

Education Research and Special Education Research Grant Programs, 13297–13304

Grants for Replication and Expansion of High-Quality Charter Schools, 13304–13311

Arbitration Panel Decisions, 13311–13312 Meetings:

National Committee on Foreign Medical Education and Accreditation, 13312–13313

Employment and Training Administration NOTICES

Amended Certifications Regarding Eligibility to Apply for Worker Adjustment Assistance:

ExxonMobil Chemical Co., Films Business Division, et al., Macedon, NY, 13352

Polaris Industries, et al., Osceola, WI, 13351–13352 Determinations Regarding Eligibility to Apply for Worker Adjustment Assistance, 13352–13355

Investigations Regarding Certifications of Eligibility to Apply for Worker Adjustment Assistance, 13355–13356 Negative Determinations on Reconsideration of Eligibility to

Apply for Worker Adjustment Assistance, 13356 Revised Denied Determinations on Reconsideration of

Eligibility to Apply for Worker Adjustment Assistance, 13356–13357

Revised Determinations on Reconsiderations: MGM Transport, Lenoir, NC and Secaucus, NJ, 13357

Energy Department

See Energy Information Administration See Federal Energy Regulatory Commission

PROPOSED RULES

Protective Force Personnel Medical, Physical Readiness, Training, and Access Authorization Standards, 13206– 13228

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 13313

Energy Information Administration NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 13313–13315

Environmental Protection Agency

RULES

Final Authorizations of State Hazardous Waste Management Program Revisions:

Texas, 13200–13205

PROPOSED RULES

Final Authorizations of State Hazardous Waste Management Program Revisions:

Texas, 13248

Partial Approvals and Promulgations of Implementation

Washington; Infrastructure Requirements for 1997 8-Hour Ozone National Ambient Air Quality Standards, 13238–13248

NOTICES

Meetings:

Mobile Sources Technical Review Subcommittee, 13318

Executive Office of the President

See Management and Budget Office See Presidential Documents

Federal Aviation Administration

RULES

Airworthiness Directives:

Boeing Co. Airplanes, 13187–13191 Bombardier, Inc. Airplanes, 13191–13194

Amendments of Class E Airspace:

Springfield, TN, 13195

PROPOSED RULES

Airworthiness Directives:

BAE SYSTEMS (Operations) Limited Airplanes, 13228–13232

NOTICES

Petitions for Exemption; Summaries of Petitions Received, 13384–13385

Federal Communications Commission NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 13319–13321 Debarments, 13321–13322

Terminations of Dormant Proceedings, 13322-13323

Federal Energy Regulatory Commission NOTICES

Combined Filings, 13315-13316

Initiations of Proceedings and Refund Effective Dates: Southwest Power Pool, Inc., 13316

Preliminary Permit Applications:

FFP Project 91, LLC; Riverbank Hydro No. 23, LLC; Lock+ Hydro Friends Fund III, 13316–13317

Lock+ Hydro Friends Fund IV; FFP Project 55, LLC,

Lock+ Hydro Friends Fund VIII; FFP Project 92, LLC; Riverbank Hydro No. 24, LLC, 13317

Lock+ Hydro Friends Fund XII; BOST2, LLC; Riverbank Hydro No. 21, LLC, et al., 13317

Lock+ Hydro Friends Fund XVIII; Upper Hydroelectric, LLC; FFP Project 95, LLC; Riverbank Hydro No. 25, LLC, 13317–13318

Riverbank Hydro No. 2, LLC; Lock+ Hydro Friends Fund XXXVI; Qualified Hydro 21, LLC, 13317

Riverbank Hydro No. 22, LLC; FFP Project 93, LLC, 13317

SV Hydro, LLC; Coffeeville, LLC; FFP Project 99, LLC, 13318

Federal Motor Carrier Safety Administration NOTICES

Identification of Interstate Motor Vehicles; Petitions for Reconsideration:

New York City, Cook County, and New Jersey Tax Identification Requirements, 13385–13387

Federal Reserve System

NOTICES

Changes in Bank Control:

Acquisitions of Shares of Bank or Bank Holding Company, 13323–13324

Federal Trade Commission

NOTICES

Agreements Containing Consent Orders to Aid Public Comments:

Carpenter Technology Corp. and Latrobe Specialty Metals, Inc., 13326–13328

Fresenius Medical Care AG and Co. KGaA, 13324-13326

Fish and Wildlife Service

RULES

Endangered and Threatened Wildlife and Plants:

Revised Status, etc., for Monardella linoides ssp. viminea, 13394–13447

PROPOSED RULES

Endangered and Threatened Wildlife and Plants:

5-Year Status Reviews of 46 Species in Idaho, Oregon, Washington, Nevada, Montana, Hawaii, Guam, and Northern Mariana Islands, 13248–13251

Initiation of 5-Year Review of Nine Northeastern Species, 13251–13253

NOTICES

Recovery Permit Applications:

Endangered and Threatened Wildlife and Plants, 13349– 13350

Food and Drug Administration

PROPOSED RULES

Filings of Food Additive Petitions:

Abbott Laboratories, 13232

NOTICES

Performance of Firms in Conducting Postmarketing Requirements and Commitments; Availability, 13339– 13343

Pilot Program for Early Feasibility Study Investigational Device Exemption Applications:

Termination of Acceptance of Nominations and Extending Duration of Program, 13343–13344

Foreign-Trade Zones Board

NOTICES

Applications, Amendments:

North American Tapes, LLC, Foreign-Trade Zone 109, Watertown, NY, 13263–13264

Forest Service

NOTICES

Applications:

Community Forest and Open Space Conservation Program; Correction, 13261–13262

Meetings:

National Urban and Community Forestry Advisory Council, 13262

General Services Administration

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

Federal Acquisition Regulation; Davis Bacon Act—Price Adjustment (Actual Method), 13328–13329 Small Business Size Representation, 13329

Health and Human Services Department

See Aging Administration

See Centers for Medicare & Medicaid Services

See Children and Families Administration

See Food and Drug Administration

See National Institutes of Health

Pandemic Influenza Vaccines; Amendment, 13329–13336

Homeland Security Department

See Coast Guard

See U.S. Customs and Border Protection

Interior Department

See Fish and Wildlife Service

Internal Revenue Service

NOTICES

Charter Renewals:

Art Advisory Panel, 13389-13390

Requests For Members:

Taxpayer Advocacy Panel, 13390

International Trade Administration **NOTICES**

Antidumping Duty Administrative Reviews; Results, Extensions, Amendments, etc.:

Certain Frozen Warmwater Shrimp from India, 13275-

Certain Preserved Mushrooms from People's Republic of China, 13264-13270

Small Diameter Graphite Electrodes from People's Republic of China, 13284-13294

Stainless Steel Bar from India, 13270-13275

International Trade Commission

NOTICES

Investigations:

Certain Automotive GPS Navigation Systems,

Components Thereof and Products Containing Same,

Certain Ink Application Devices and Components Thereof and Methods of Using Same, 13351

Labor Department

See Employment and Training Administration See Occupational Safety and Health Administration See Workers Compensation Programs Office

Management and Budget Office NOTICES

Compliance Assistance Resources and Points of Contact Available to Small Businesses, 13366-13367

National Aeronautics and Space Administration NOTICES

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

Federal Acquisition Regulation; Davis Bacon Act-Price Adjustment (Actual Method), 13328-13329

Small Business Size Representation, 13329

National Agricultural Library

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 13262-13263

National Foundation on the Arts and the Humanities **NOTICES**

Meetings:

Arts Advisory Panel, 13367

National Institute of Standards and Technology **NOTICES**

Approvals of Federal Information Processing Standard **Publications:**

Secure Hash Standard, 13294-13295

National Institutes of Health

NOTICES

Government-Owned Inventions; Availability for Licensing, 13344 - 13346

Meetings:

Center for Scientific Review, 13346-13348

National Institute of Allergy and Infectious Diseases, 13347

National Institute of Biomedical Imaging and Bioengineering, 13347

National Institute on Deafness and Other Communication Disorders, 13347-13348

National Oceanic and Atmospheric Administration PROPOSED RULES

Fisheries of Exclusive Economic Zone Off Alaska: Bering Sea and Aleutian Islands Management Area; Amendment 97, 13253–13256

NOTICES

Permits:

Marine Mammals; File No. 16053, 13295

National Science Foundation

NOTICES

Meetings:

Advisory Committee for International Science and Engineering, 13367

Natural Resources Conservation Service NOTICES

Environmental Impact Statements; Availability, etc.: Upper Deckers Creek Watershed, Preston County, WV; Withdrawal, 13263

Navy Department

NOTICES

Meetings:

Board of Advisors to President of Naval War College Subcommittee, 13295-13296

Board of Advisors to President, Naval Postgraduate School, 13296

Nuclear Regulatory Commission NOTICES

Environmental Impact Statements; Availability, etc.:

General Electric-Hitachi Global Laser Enrichment, LLC; Proposed Laser-Based Uranium Enrichment Facility, Wilmington, NC, 13367-13368

Facility Operating Licenses:

Applications and Amendments Involving No Significant Hazards Considerations, 13369-13376

License Terminations:

University of Arizona Research Reactor, License No. R-52, 13376–13377

Occupational Safety and Health Administration NOTICES

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

Cadmium in Construction Standard, 13357–13359 Cadmium in General Industry Standard, 13359–13360

Office of Management and Budget

See Management and Budget Office

Pipeline and Hazardous Materials Safety Administration NOTICES

Pipeline Safety:

Operators of Driscopipe 8000 High Density Polyethylene Pipe of Potential for Material Degradation, 13387– 13388

Postal Regulatory Commission

RULES

Product List Updates, 13198-13200

Presidential Documents

PROCLAMATIONS

Special Observances:

American Red Cross Month (Proc. 8778), 13181–13182 Irish-American Heritage Month (Proc. 8779), 13183– 13184

Read Across America Day (Proc. 8781), 13479–13482 Women's History Month (Proc. 8780), 13185–13186

Securities and Exchange Commission

PROPOSED RULES

Identity Theft Red Flags Rules, 13450–13478 NOTICES

Meetings; Sunshine Act, 13377

Self-Regulatory Organizations; Proposed Rule Changes:

NASDAQ OMX PHLX LLC, 13377–13379 NASDAQ Stock Market LLC, 13379–13383

State Department

NOTICES

Meetings:

Foreign Affairs Policy Board, 13383

Transportation Department

See Federal Aviation Administration

See Federal Motor Carrier Safety Administration

See Pipeline and Hazardous Materials Safety Administration

NOTICES

Additional Guidance on Airfare/Air Tour Price Advertisements:

Correction, 13384

Treasury Department

See Internal Revenue Service

NOTICES

Privacy Act; Computer Matching Program, 13388-13389

U.S. Customs and Border Protection NOTICES

Accreditations and Approvals as Commercial Gaugers and Laboratories:

Thionville Surveying Co., Inc., 13348

Approvals as Commercial Gaugers:

VIP Chemical, Inc., 13348–13349

Veterans Affairs Department

RULES

Exempting In-home Video Telehealth from Copayments, 13195–13198

PROPOSED RULES

Exempting In-home Video Telehealth from Copayments, 13236–13238

NOTICES

Intent to Grant Exclusive Licenses, 13390 Meetings:

Veterans' Rural Health Advisory Committee, 13390– 13391

Workers Compensation Programs Office NOTICES

Energy Employees Occupational Illness Compensation Program Act of 2000, as Amended:

Revision of Listing of Covered Department of Energy Facilities, 13360–13366

Separate Parts In This Issue

Part II

Interior Department, Fish and Wildlife Service, 13394– 13447

Part III

Commodity Futures Trading Commission, 13450–13478 Securities and Exchange Commission, 13450–13478

Part IV

Presidential Documents, 13479-13482

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

Proclamations: 8778	.13183 .13185
Proposed Rules: 1046	.13206
14 CFR 39 (3 documents) 13191, 71	13187, 13193
Proposed Rules: 39 (2 documents)	13228,
17 CFR	13230
Proposed Rules: 162	.13450 .13450
21 CFR Proposed Rules: 172	.13232
33 CFR Proposed Rules: 165	.13232
38 CFR 17	.13195
Proposed Rules: 17	.13236
39 CFR 3020	.13198
40 CFR 271	.13200
Proposed Rules: 52	
50 CFR 17	.13394
Proposed Rules: 17 (2 documents)	10051
679	.13253