



FEDERAL REGISTER

Vol. 77

Wednesday,

No. 75

April 18, 2012

Pages 23109–23372

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 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

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:

1. 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.
4. 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, May 15, 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. 75

Wednesday, April 18, 2012

Agency for Healthcare Research and Quality

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 23260–23263

Arts and Humanities, National Foundation

See National Foundation on the Arts and the Humanities

Centers for Disease Control and Prevention

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 23263–23264

Centers for Medicare & Medicaid Services

PROPOSED RULES

Medicare and Medicaid Programs:
Electronic Health Record Incentive Program—Stage 2; Corrections, 23193–23196

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 23264–23266

Children and Families Administration

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals:
National Youth in Transition Database and Youth Outcome Survey, 23266–23267

Civil Rights Commission

NOTICES

Meetings:
Louisiana Advisory Committee, 23221

Coast Guard

RULES

Annual Marine Events in the Eighth Coast Guard District:
Blessing of the Fleet, Bayou La Batre, AL, 23118–23119
Dauphin Island Race, Mobile Bay; Mobile, AL, 23119–23120
Smoking the Sound, Biloxi Ship Channel; Biloxi, MS, 23119
National Maritime Week Tugboat Races, Seattle, WA, 23120
Special Local Regulations:
Lowcountry Splash Open Water Swim, Wando River and Cooper River, Mount Pleasant, SC, 23120–23123
Smokin the Lake; Gulfport Lake; Gulfport, MS, 23123–23125
Tuscaloosa Dragon Boat Race; Black Warrior River; Tuscaloosa, AL, 23125–23128

Commerce Department

See Foreign-Trade Zones Board
See Industry and Security Bureau
See International Trade Administration
See National Institute of Standards and Technology
See National Oceanic and Atmospheric Administration

Commission of Fine Arts

NOTICES

Meetings, 23226

Defense Department

RULES

Federal Acquisition Regulations:
Biobased Procurements, 23365–23368
Federal Acquisition Circular 2005–58; Introduction, 23364
Justification and Approval of Sole-Source 8(a) Contracts, 23369–23370
Representation Regarding Export of Sensitive Technology to Iran, 23368
Technical Amendments, 23370–23371

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 23226
U.S. Court of Appeals for Armed Forces Proposed Rules Changes, 23226–23228

Education Department

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Assurance of Compliance, Civil Rights Certificate, 23229
Evaluation of State Vocational Rehabilitation Agency Administration of Supported Employment Programs, 23228
Small Business Innovation Research Program Phase I, Grant Application Package, 23229–23230
Small Business Innovation Research Program Phase II, Grant Application Package, 23228–23229
Meetings:
National Advisory Council on Indian Education, 23230–23231
National Institute on Disability and Rehabilitation Research: Proposed Long-Range Plan for Fiscal Years 2013–2017, 23231–23237

Election Assistance Commission

NOTICES

Publication of State Plan Pursuant to Help America Vote Act, 23237–23238

Employment and Training Administration

NOTICES

Determinations Regarding Eligibility to Apply for Worker Adjustment Assistance, 23288–23291
Investigations Regarding Certifications of Eligibility to Apply for Worker Adjustment Assistance, 23291

Energy Department

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

NOTICES

Applications to Export Electric Energy:
Citigroup Energy Canada ULC, 23238

Energy Efficiency and Renewable Energy Office

NOTICES

Guidelines for Home Energy Professionals:
Standard Work Specifications for Single Family Energy Upgrades, 23238–23239

Environmental Protection Agency**RULES**

Approvals and Promulgations of Air Quality

Implementation Plans:

Connecticut; Determination of Attainment of One-hour Ozone Standard for Greater Connecticut Area; Correction, 23130

Petitions to Revoke Tolerances; Denials:

Natural Resources Defense Council, 2,4-dichlorophenoxyacetic acid (2-4D), 23135-23158

Revisions to California State Implementation Plan:

Northern Sierra and Sacramento Metropolitan Air Quality Management District, 23130-23132

Revisions to the California State Implementation Plan:

Yolo-Solano Air Quality Management District, 23133-23135

PROPOSED RULES

Approval and Promulgation of Air Quality Implementation Plans:

Virginia; Deferral for CO₂ Emissions from Bioenergy and other Biogenic Sources Under the Prevention of Significant Deterioration Program, 23178-23181

Approvals and Promulgations of Implementation Plans:

Florida; Infrastructure Requirements for 1997 8-Hour Ozone National Ambient Air Quality Standards, 23181-23191

Regional Haze State and Federal Implementation Plans:

Nevada; BART Determination for Reid Gardner Generating Station, 23191-23192

Revisions to California State Implementation Plan:

Northern Sierra and Sacramento Metropolitan Air Quality Management Districts, 23192-23193

Revisions to the California State Implementation Plan:

Yolo-Solano Air Quality Management District, 23193

NOTICES

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

NSPS for Other Solid Waste Incineration Units, 23244-23245

Meetings:

Pesticide Program Dialogue Committee, 23245-23246

Public Water System Supervision Program Revisions:

Kentucky, 23246-23247

Export-Import Bank**NOTICES**

Economic Impact Policy, 23247

Federal Aviation Administration**RULES**

Airworthiness Directives:

Agusta S.p.A. Helicopters, 23109-23112

Modifications of VOR Federal Airways V-135 and V-137;

Southwest United States, 23113

Modifications, Revocations and Establishments of Air

Traffic Service Routes:

Windsor Locks Area; CT, 23114

PROPOSED RULES

Airworthiness Directives:

Bombardier, Inc. Airplanes, 23169-23171

The Boeing Company Airplanes, 23166-23169

Proposed Amendment of Class E Airspace:

Fairfield, CA, 23171-23172

Woodland, CA, 23172-23173

Federal Communications Commission**PROPOSED RULES**

Radio Broadcasting Services:

Summit, MS, 23203

NOTICES

Debarments, 23247-23248

Federal Deposit Insurance Corporation**NOTICES**

Meetings; Sunshine Act, 23248

Federal Emergency Management Agency**NOTICES**

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

National Flood Insurance Program Call Center and Agent Referral Enrollment Form, 23270

Federal Energy Regulatory Commission**NOTICES**

Applications:

Bryant Mountain, LLC; Additional Scoping Meetings, Extension of Time to File Comments, etc., 23239-23240

Floridian Natural Gas Storage Co., LLC, 23241-23242

LockPlus Hydro Friends Fund XXX, LLC, 23241

Preliminary Permit Applications:

Grand Coulee Project Hydroelectric Authority, 23242-23243

Requests under Blanket Authorization:

CenterPoint Energy Gas Transmission Co., LLC, 23243-23244

Revised Baseline Filings:

Atmos Energy Colorado-Kansas Division, 23244

Federal Maritime Commission**PROPOSED RULES**

Non-Vessel-Operating Common Carrier Service Arrangements, 23202-23203

NOTICES

Agreements Filed, 23248

Federal Railroad Administration**RULES**

Locomotive Safety Standards:

Correction, 23159

Federal Reserve System**NOTICES**

Changes in Bank Control:

Acquisitions of Shares of Bank or Bank Holding Company, 23248

Formations of, Acquisitions by, and Mergers of Bank Holding Companies, 23249

Fine Arts Commission

See Commission of Fine Arts

Fish and Wildlife Service**NOTICES**

Endangered and Threatened Wildlife and Plants:

Permit Applications, 23273-23275

Food and Drug Administration**NOTICES**

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

Guidance for Industry, et al.; Fiscal Year 2012 Medical Device User Fee Small Business Qualification and Certification, 23267-23268

Determinations of Regulatory Review Periods:

KEPIVANCE; Correction, 23268-23269

Determinations that Drugs were Not Withdrawn from Sale for Reasons of Safety or Effectiveness:

FUNDUSCEIN-25 (fluorescein sodium injection), 25 Percent, and AK-FLUOR (fluorescein sodium injection), 25 Percent, 23269

Foreign-Trade Zones Board

NOTICES

Applications for Reorganization/Expansion under Alternative Site Framework:

Foreign-Trade Zone 200, Mercer County, NJ, 23221-23222

Temporary / Interim Manufacturing Authority Approvals: Foreign-Trade Zone 59, Novartis Consumer Health, Inc., 23222

General Services Administration

RULES

Federal Acquisition Regulations:

Biobased Procurements, 23365-23368

Federal Acquisition Circular 2005-58; Introduction, 23364

Federal Acquisition Circular 2005-58; Small Entity Compliance Guide, 23371

Justification and Approval of Sole-Source 8(a) Contracts, 23369-23370

Representation Regarding Export of Sensitive Technology to Iran, 23368

Technical Amendments, 23370-23371

Health and Human Services Department

See Agency for Healthcare Research and Quality

See Centers for Disease Control and Prevention

See Centers for Medicare & Medicaid Services

See Children and Families Administration

See Food and Drug Administration

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 23249-23250

Schedules for Assessments of Health Information Technology Policy Committee Recommendations, 23250

Statements of Organization, Functions, and Delegations of Authority: Administration for Community Living, 23250-23260

Healthcare Research and Quality Agency

See Agency for Healthcare Research and Quality

Homeland Security Department

See Coast Guard

See Federal Emergency Management Agency

See U.S. Citizenship and Immigration Services

Housing and Urban Development Department

NOTICES

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

Federal Housing Administration Insured Title I Property Improvement and Manufactured Home Loan Programs, 23272-23273

Home Equity Conversion Mortgage Counseling Client Survey, 23273

Industry and Security Bureau

RULES

Addition of Certain Persons on the Entity List:

Persons Acting Contrary to the National Security or Foreign Policy Interests of the United States, 23114-23116

NOTICES

Meetings:

Sensors and Instrumentation Technical Advisory Committee, 23222

Interior Department

See Fish and Wildlife Service

See Land Management Bureau

See National Park Service

PROPOSED RULES

Native American Graves Protection and Repatriation Act Regulations, 23196-23202

International Trade Administration

NOTICES

Antidumping Duty Changed Circumstances Reviews:

Results, Extensions, Amendments, etc.:

Certain Frozen Warmwater Shrimp from Socialist Republic of Vietnam, 23222-23224

Meetings:

Renewable Energy and Energy Efficiency Advisory Committee, 23224

Justice Department

RULES

Privacy Act; Implementation, 23116-23117

PROPOSED RULES

Privacy Act; Implementation, 23173-23176

NOTICES

Lodgings of Consent Decrees:

Clean Air Act, 23278

Lodgings of Settlement Agreements, 23278

Labor Department

See Employment and Training Administration

See Mine Safety and Health Administration

See Occupational Safety and Health Administration

NOTICES

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

Bureau of Labor Statistics Occupational Safety and Health Statistics Cooperative Agreement Application Package, 23282

Labor Market Information Cooperative Agreement, 23279-23280

ONet Data Collection Program, 23281

Workforce Investment Streamlined Performance Reporting System, 23278-23279

YouthBuild Reporting System, 23280-23281

All Items Consumer Price Index for All Urban Consumers; U.S. City Average, 23282-23283

Tribal Consultation Policy, 23283-23288

Land Management Bureau

NOTICES

Environmental Impact Statements; Availability, etc.:

enXco Desert Harvest Solar Farm Project, Riverside County, CA; Draft California Desert Conservation Area Plan Amendment, 23275-23276

Filings of Plats of Surveys:

Alaska, 23276-23277

Mine Safety and Health Administration**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Methane Detected in Underground Metal and Nonmetal Mine Atmospheres, 23291–23293

National Aeronautics and Space Administration**RULES**

Federal Acquisition Regulations:
Biobased Procurements, 23365–23368
Federal Acquisition Circular 2005–58; Introduction, 23364
Justification and Approval of Sole-Source 8(a) Contracts, 23369–23370
Representation Regarding Export of Sensitive Technology to Iran, 23368
Technical Amendments, 23370–23371

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

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 23293

National Highway Traffic Safety Administration**NOTICES**

Insurer Reporting Requirements:
Annual Insurer Report on Motor Vehicle Theft for 2006 Reporting Year, 23320–23321

National Institute of Standards and Technology**NOTICES**

Workshop Recommendations:
Requests for Technical Input, Standards in Trade Workshops, 23224–23226

National Oceanic and Atmospheric Administration**RULES**

Fisheries of Exclusive Economic Zone Off Alaska:
Pacific Cod by Catcher Vessels Using Trawl Gear in Bering Sea and Aleutian Islands Management Area, 23159–23160

PROPOSED RULES

Endangered and Threatened Species:
Delisting of Eastern DPS of Steller Sea Lions, 23209–23220
Groundfish Fisheries of the Exclusive Economic Zone off Alaska and Pacific Halibut Fisheries:
Observer Program, 23326–23361

National Park Service**NOTICES**

Leasehold Surrender Interest Guide, 23277
Meetings:
Wekiva River System Advisory Management Committee, 23277

Nuclear Regulatory Commission**PROPOSED RULES**

Onsite Emergency Response Capabilities, 23161–23166

Occupational Safety and Health Administration**RULES**

Rigging Equipment for Material Handling Construction Standard:
Correction and Technical Amendment, 23117–23118

Office of the Special Counsel**NOTICES**

Service Contract Inventory for Fiscal Year 2011; Availability, 23293

Postal Regulatory Commission**PROPOSED RULES**

Revisions to Procedural Rules, 23176–23178

NOTICES

Meetings; Sunshine Act, 23293–23294

Securities and Exchange Commission**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals:
BATS Exchange, Inc., 23294–23295
Self-Regulatory Organizations; Proposed Rule Changes:
BATS Exchange, Inc., 23307–23311
BATS Y-Exchange, Inc., 23300–23301
International Securities Exchange, LLC, 23313–23316
NASDAQ OMX BX, Inc., 23316–23317
NASDAQ OMX PHLX LLC, 23301–23303
New York Stock Exchange LLC, 23305–23307
NYSE Amex LLC, 23298–23300
NYSE Arca, Inc., 23303–23305

Special Counsel Office

See Office of the Special Counsel

State Department**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Choice of Address and Agent for Immigrant Visa Applicants, 23317–23318
Culturally Significant Objects Imported for Exhibition Determinations:
African Cosmos; Stellar Arts, 23318
Meetings:
Advisory Committee on Private International Law; Online Dispute Resolution Study Group, 23318–23319

Surface Transportation Board**PROPOSED RULES**

Assessment of Mediation and Arbitration Procedures, 23208–23209

NOTICES

Trackage Rights Exemptions:
Kiamichi Railroad L.L.C.; WPEC Railroad Co., 23321–23322

Susquehanna River Basin Commission**NOTICES**

Public Hearings, 23319–23320

Transportation Department

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

U.S. Citizenship and Immigration Services**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Application for Suspension of Deportation or Special Rule Cancellation of Removal, 23271–23272
Notice of Appeal or Motion, 23270–23271

Veterans Affairs Department**RULES**

Rules Governing Hearings Before Agency of Original
Jurisdiction and Board of Veterans Appeals:
Repeal of Prior Rule Change, 23128–23130

PROPOSED RULES

VA Acquisition Regulation:
Electronic Submission of Payment Requests, 23204–
23208

NOTICES

Agency Information Collection Activities; Proposals,
Submissions, and Approvals:
Report of General Information, 23322
Meetings:
Advisory Committee on Disability Compensation, 23322–
23323

Separate Parts In This Issue**Part II**

Commerce Department, National Oceanic and Atmospheric
Administration, 23326–23361

Part III

Defense Department, 23364–23371
General Services Administration, 23364–23371
National Aeronautics and Space Administration, 23364–
23371

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](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	852.....23204
Proposed Rules:	49 CFR
50.....23161	229.....23159
52.....23161	238.....23159
14 CFR	Proposed Rules:
39.....23109	1108.....23208
71 (2 documents)23113, 23114	1109.....23208
Proposed Rules:	50 CFR
39 (2 documents)23166, 23169	679.....23159
71 (2 documents)23171, 23172	Proposed Rules:
15 CFR	223.....23209
744.....23114	224.....23209
28 CFR	679.....23326
16.....23116	
Proposed Rules:	
16.....23173	
29 CFR	
1926.....23117	
33 CFR	
100 (7 documents)23118, 23119, 23120, 23123, 23125	
38 CFR	
3.....23128	
20.....23128	
39 CFR	
Proposed Rules:	
3001.....23176	
40 CFR	
52 (3 documents)23130, 23133	
180.....23135	
Proposed Rules:	
52 (5 documents)23178, 23181, 23191, 23192, 23193	
42 CFR	
Proposed Rules:	
412 (2 documents)23193	
413.....23193	
495.....23193	
43 CFR	
Proposed Rules:	
10.....23196	
46 CFR	
Proposed Rules:	
531.....23202	
47 CFR	
Proposed Rules:	
73.....23203	
48 CFR	
Ch. 1 (2 documents)23364, 23371	
1 (2 documents)23365, 23370	
2.....23365	
4.....23368	
6.....23369	
11.....23365	
15.....23369	
19.....23369	
23.....23365	
25.....23368	
52 (3 documents)23365, 23368, 23370	
Proposed Rules:	
832.....23204	