



# FEDERAL REGISTER

---

Vol. 77

Thursday,

No. 149

August 2, 2012

Pages 45895–46256

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](http://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](http://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](mailto: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](http://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, September 11, 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. 149

Thursday, August 2, 2012

## Agricultural Marketing Service

### RULES

National Organic Program:  
National List of Allowed and Prohibited Substances  
(Crops, Livestock and Processing), 45903–45907

## Agriculture Department

See Agricultural Marketing Service  
See Animal and Plant Health Inspection Service  
See Forest Service  
See Rural Housing Service

## Animal and Plant Health Inspection Service

### NOTICES

Determinations of the Foot-and-Mouth Disease Status of  
Japan, 46016–46022

## Antitrust Division

### NOTICES

Proposed Final Judgments and Competitive Impact  
Statements:  
United States v. United Technologies Corp. and Goodrich  
Corp., 46186–46212

## Antitrust

See Antitrust Division

## Blind or Severely Disabled, Committee for Purchase From People Who Are

See Committee for Purchase From People Who Are Blind or  
Severely Disabled

## Bureau of Consumer Financial Protection

### NOTICES

Effective Financial Education; Request for Information,  
46069  
Proposed Guidelines:  
Ensuring and Maximizing the Quality, Objectivity,  
Utility, and Integrity of Disseminated Information,  
46069–46070

## Centers for Disease Control and Prevention

### NOTICES

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals, 46094–46096  
Meetings:  
Board of Scientific Counselors, Office of Public Health  
Preparedness and Response, 46096

## Centers for Medicare & Medicaid Services

### NOTICES

Medicare Program:  
Prospective Payment System and Consolidated Billing for  
Skilled Nursing Facilities for FY 2013, 46214–46255

## Coast Guard

### PROPOSED RULES

Anchorage Regulations:  
Great Chebeague Island, ME, 45988–45991  
Regulated Navigation Areas:  
Buzzard's Bay, MA; Navigable Waterways Within the  
First Coast Guard District, 45991–45992

## Commerce Department

See Foreign-Trade Zones Board  
See Industry and Security Bureau  
See International Trade Administration  
See National Oceanic and Atmospheric Administration  
See National Telecommunications and Information  
Administration

## Committee for Purchase From People Who Are Blind or Severely Disabled

### NOTICES

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals, 46068

## Department of Transportation

See Pipeline and Hazardous Materials Safety  
Administration

## Education Department

### RULES

Final Priorities and Definitions:  
State Personnel Development Grants, 45944–45949

### NOTICES

Applications for New Awards:  
Personnel Development to Improve Services and Results  
for Children with Disabilities; etc., 46077–46086  
State Personnel Development Grants Program, 46070–  
46077

## Employment and Training Administration

### NOTICES

Determinations Regarding Eligibility to Apply for Worker  
Adjustment Assistance, 46122–46124  
Investigations Regarding Eligibility to Apply for Worker  
Adjustment Assistance, 46124–46125  
Negative Determinations on Reconsideration:  
Sunoco, Inc., Marcus Hook and Lester, PA, 46125

## Energy Department

See Federal Energy Regulatory Commission

## Environmental Protection Agency

### RULES

Approval and Promulgation of Air Quality Implementation  
Plans:  
Maryland; Preconstruction Requirements—Prevention of  
Significant Deterioration and Nonattainment New  
Source Review, 45949–45954  
Approval and Promulgation of Implementation Plans and  
Designations of Areas for Air Quality Planning  
Purposes:  
Knoxville, TN; Determination of Attaining Data for  
Annual and 24-Hour Fine Particulate Matter  
Standards, 45954–45956  
Approvals and Promulgations of Implementation Plans:  
Kentucky; Louisville; Fine Particulate Matter 2002 Base  
Year Emissions Inventory, 45956–45958  
Tennessee Infrastructure Requirements for Fine  
Particulate Matter National Ambient Air Quality  
Standards, 45958–45962

Approvals and Promulgations of State Implementation Plans:  
 Idaho; Boise–Northern Ada County Air Quality Maintenance Area Second 10-Year Carbon Monoxide Maintenance Plan, 45962–45965

Determination of Attainment for the Paul Spur/Douglas PM10 Nonattainment Area:  
 Arizona; Determination Regarding Applicability of Clean Air Act Requirements, 45965–45967

National Emission Standards and Standards of Performance:  
 Hazardous Air Pollutants from Coal- and Oil-fired Electric Utility Steam Generating Units, etc.; Partial Stay, 45967–45968

National Oil and Hazardous Substances Pollution Contingency Plan; National Priorities List:  
 Partial Deletion of Eastland Woolen Mill Superfund Site, 45968–45978

#### PROPOSED RULES

Approvals and Promulgations of Air Quality Implementation Plans:  
 Illinois; Indiana; Michigan; Minnesota; Ohio; Wisconsin; Infrastructure SIP Requirements, etc., 45992–46008

Approvals and Promulgations of State Implementation Plans:  
 Idaho; Boise–Northern Ada County Air Quality Maintenance Area Second 10-Year Carbon Monoxide Maintenance Plan, 46008–46009

National Oil and Hazardous Substances Pollution Contingency Plan; National Priorities List:  
 Partial Deletion of Eastland Woolen Mill Superfund Site, 46009–46010

#### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals:  
 ENERGY STAR Program in the Commercial and Industrial Sectors, 46089–46091  
 Proposed Administrative Settlement Pursuant to CERCLA: Anaconda Copper Mine Site, 46091–46092

#### Executive Office of the President

See Presidential Documents

#### Federal Aviation Administration

##### RULES

Alaskan Fuel Hauling as a Restricted Category Special Purpose Flight Operation, 45921–45922  
 Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures, 45922–45927

##### PROPOSED RULES

Airworthiness Directives:  
 Bombardier, Inc. Airplanes, 45981–45983  
 Piper Aircraft, Inc. Airplanes, 45979–45981  
 Proposed Amendments of Class E Airspace:  
 Anthony, KS, 45983–45984  
 Guthrie, IA, 45987–45988  
 Lincoln, ME, 45985–45987  
 Ontonagon, MI, 45984–45985

##### NOTICES

Meetings:  
 RTCA Special Committee 186, Automatic Dependent Surveillance Broadcast, ADS–B, 46147

#### Federal Communications Commission

##### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 46092

#### Federal Election Commission

##### NOTICES

Meetings; Sunshine Act, 46092

#### Federal Emergency Management Agency

##### NOTICES

Major Disaster Declarations:  
 Florida; Amendment 5, 46102–46103  
 Minnesota; Amendment 1, 46102  
 Major Disasters and Related Determinations:  
 Minnesota, 46103  
 New Jersey, 46104  
 West Virginia, 46103–46104  
 Proposed Flood Hazard Determinations, 46104–46105

#### Federal Energy Regulatory Commission

##### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 46086–46087  
 Applications:  
 Inside Passage Electric Cooperative, 46087–46089  
 Environmental Assessments; Availability, etc.:  
 Whitestone Power and Communications, 46089

#### Federal Motor Carrier Safety Administration

##### PROPOSED RULES

Self Reporting of Out-of-State Convictions, 46010–46014

##### NOTICES

Policy on Granting, Withholding, Suspending, Amending or Revoking Operating Authority Registration, 46147–46149  
 Qualification of Drivers; Exemption Applications; Diabetes Mellitus, 46149–46152  
 Qualification of Drivers; Exemption Applications; Vision, 46153–46154

#### Federal Reserve System

##### RULES

Financial Market Utilities, 45907–45921

#### Federal Trade Commission

##### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 46092–46094

#### Fish and Wildlife Service

##### RULES

Endangered and Threatened Wildlife and Plants:  
 Revising Special Rule for Utah Prairie Dog, 46158–46183

##### NOTICES

Endangered and Threatened Wildlife and Plants:  
 Applications for Incidental Take Permits; Proposed Low-Effect Habitat Conservation Plans; Lee County, FL, 46105–46106

#### Food and Drug Administration

##### RULES

Implementation of Device Registration and Listing Requirements, 45927–45944

##### NOTICES

Workshops:  
 Statistical Process Controls for Blood Establishments, 46096–46097

#### Foreign-Trade Zones Board

##### NOTICES

Proposed Foreign-Trade Zones Under Alternative Site Framework:  
 Chenango County, NY, 46023–46024

**Proposed Production Activities:**

Whirlpool Corp., Foreign-Trade Zone 8, Clyde and Green Springs, OH, 46024

**Forest Service****NOTICES**

Environmental Impact Statements; Availability, etc.:

Husky 1–North Dry Ridge Phosphate Mine and Reclamation Plan, Caribou County, ID, 46107–46109

Meetings:

Lincoln County Resource Advisory Committee Meeting, 46022–46023

Manti–La Sal National Forest Resource Advisory Committee, 46022

**Health and Human Services Department**

See Centers for Disease Control and Prevention

See Centers for Medicare & Medicaid Services

See Food and Drug Administration

See Health Resources and Services Administration

See National Institutes of Health

**Health Resources and Services Administration****NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 46097–46098

Statement of Organization, Functions and Delegations of Authority, 46098–46099

**Homeland Security Department**

See Coast Guard

See Federal Emergency Management Agency

**NOTICES**

Published Privacy Impact Assessments on the Web, 46100–46102

**Indian Affairs Bureau****NOTICES**

Tribal Listening Sessions on Sacred Sites on Federal Lands, 46106–46107

**Industry and Security Bureau****RULES**

The Commerce Control List; CFR Correction, 45927

**Interior Department**

See Fish and Wildlife Service

See Indian Affairs Bureau

See Land Management Bureau

See National Park Service

See Surface Mining Reclamation and Enforcement Office

**International Trade Administration****NOTICES**

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

Pure Magnesium in Granular Form from the People's Republic of China, 46030–46033

Purified Carboxymethylcellulose from the Netherlands, 46024–46030

Applications for Duty Free Entry of Electron Microscopes:

Medical University of South Carolina, et al., 46033–46034

Preliminary Determination of Sales at Less Than Fair Value and Postponement of Final Determination:

Steel Wire Garment Hangers from the Socialist Republic of Vietnam, 46044–46055

Utility Scale Wind Towers from People's Republic of China, 46034–46044

Preliminary Determination of Sales at Less than Fair Value: Steel Wire Garment Hangers from Taiwan, 46055–46058

Utility Scale Wind Towers from the Socialist Republic of Vietnam: Preliminary Determination of Sales at Less Than Fair Value and Postponement of Final Determination, 46058–46067

**Justice Department**

See Antitrust Division

**NOTICES**

Lodging of Consent Decrees under CERCLA, 46121–46122

**Labor Department**

See Employment and Training Administration

See Occupational Safety and Health Administration

**Land Management Bureau****NOTICES**

Environmental Impact Statements; Availability, etc.:

Husky 1–North Dry Ridge Phosphate Mine and Reclamation Plan, Caribou County, ID, 46107–46109

Filing of Plats of Survey:

Montana, 46109–46110

Meetings:

Nominations for Steens Mountain Advisory Council, 46110

Public Land Orders:

Application for Proposed Withdrawal Extension; Oregon, 46110–46111

Partial Revocation, Power Site Reserve No. 109; MT, 46111–46112

Partial Revocation, South Dakota, 46112

Requests for Nominations:

Advisory Groups, Oregon/Washington, 46112–46113

**National Highway Traffic Safety Administration****NOTICES**

Meetings:

Crash Injury Research and Engineering Network, 46154–46155

**National Institutes of Health****NOTICES**

Meetings:

Center for Scientific Review, 46099

Clinical Center, 46099

National Institute of Allergy and Infectious Diseases, 46099–46100

**National Oceanic and Atmospheric Administration****PROPOSED RULES**

Main Hawaiian Islands Deep 7 Bottomfish Annual Catch Limits and Accountability Measures for 2012–13, 46014–46015

**National Park Service****NOTICES**

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

Cape Lookout National Park Visitor and Community Survey, 46113–46114

Intent to Repatriate Cultural Items:

Maxwell Museum of Anthropology, University of New Mexico, Albuquerque, NM, 46114–46115

Peabody Museum of Archaeology and Ethnology, Harvard University, Cambridge, MA; Correction, 46114

**Inventory Completions:**

- Bureau of Indian Affairs, Logan Museum of Anthropology, Beloit College, Beloit, WI, 46118–46119
- Bureau of Indian Affairs, Washington, DC; Logan Museum of Anthropology, Beloit College, Beloit, WI, 46119–46120
- Maxwell Museum of Anthropology, University of New Mexico, Albuquerque, NM, 46116–46117
- Peabody Museum of Archaeology and Ethnology, Harvard University, Cambridge, MA; Correction, 46120–46121
- San Diego Museum of Man, San Diego, CA, 46115–46116
- Thomas Burke Memorial Washington State Museum, University of Washington, Seattle, WA, 46117–46118

**National Telecommunications and Information Administration****NOTICES****Meetings:**

- Development of Consumer Data Privacy Code of Conduct Concerning Mobile Application Transparency, 46067–46068

**Nuclear Regulatory Commission****NOTICES****Interim Staff Guidances:**

- Changes to Generic Aging Lessons Learned Report, Buried and Underground Piping and Tanks, 46127–46128

**Proposed Revisions to Standard Review Plans:**

- Adequacy of Design Features and Functional Capabilities Identified and Described for Withstanding Aircraft Impacts, 46128–46129

**Occupational Safety and Health Administration****NOTICES****Request for Nominations:**

- Maritime Advisory Committee for Occupational Safety and Health, 46126–46127

**Pipeline and Hazardous Materials Safety Administration****NOTICES**

- Agency Information Collection Activities; Proposals, Submissions, and Approvals, 46155–46156

**Presidential Documents****PROCLAMATIONS****Special Observances:**

- World Hepatitis Day (Proc. 8845), 45895–45896

**EXECUTIVE ORDERS**

- Iran; Authorizing Additional Sanctions (EO 13622), 45897–45902

**Rural Housing Service****NOTICES**

- Agency Information Collection Activities; Proposals, Submissions, and Approvals, 46023

**Securities and Exchange Commission****NOTICES****Self-Regulatory Organizations; Proposed Rule Changes:**

- BATS Exchange, Inc., 46129–46132, 46142–46144
- BATS Y-Exchange, Inc., 46132–46135
- NASDAQ OMX BX, Inc., 46139–46141
- NASDAQ OMX PHLX LLC, 46141–46142
- NASDAQ Stock Market LLC, 46135–46137
- New York Stock Exchange LLC, 46137–46139
- NYSE MKT LLC, 46144–46146

**State Department****NOTICES****Culturally Significant Objects Imported for Exhibition Determinations:**

- Shock of the News, 46146

**Surface Mining Reclamation and Enforcement Office****NOTICES**

- Agency Information Collection Activities; Proposals, Submissions, and Approvals, 46121

**Transportation Department**

*See* Federal Aviation Administration

*See* Federal Motor Carrier Safety Administration

*See* National Highway Traffic Safety Administration

*See* Pipeline and Hazardous Materials Safety Administration

**NOTICES**

- Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits, 46146
- Aviation Proceedings; Agreements Filed, 46147

**Separate Parts In This Issue****Part II**

- Interior Department, Fish and Wildlife Service, 46158–46183

**Part III**

- Justice Department, Antitrust Division, 46186–46212

**Part IV**

- Health and Human Services Department, Centers for Medicare & Medicaid Services, 46214–46255

**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:**

8845.....45895

**Executive Orders:**

13622.....45897

**7 CFR**

205.....45903

**12 CFR**

234.....45907

**14 CFR**

21.....45921

97 (2 documents) .....45922,  
45925**Proposed Rules:**39 (2 documents) .....45979,  
4598171 (4 documents) .....45983,  
45984, 45985, 45987**15 CFR**

774.....45927

**21 CFR**

807.....45927

**33 CFR****Proposed Rules:**

110.....45988

161.....45991

165.....45991

**34 CFR**

Ch. III.....45944

**40 CFR**52 (6 documents) .....45949,  
45954, 45956, 45958, 45962,  
45965

63.....45967

300.....45968

**Proposed Rules:**52 (2 documents) .....45992,  
46008

300.....46009

**49 CFR****Proposed Rules:**

383.....46010

**50 CFR**

17.....46158

**Proposed Rules:**

665.....46014