

# FEDERAL REGISTER

- Vol. 81 Thursday,
- No. 250 December 29, 2016

Pages 95853-96328

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 Publishing 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 Publishing 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 Publishing Office. Phone 202-512-1800 ro 866-512-1800 (toll free). E-mail, gpocusthelp.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 Publishing 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: 81 FR 12345.

**Postmaster:** Send address changes to the Superintendent of Documents, Federal Register, U.S. Government Publishing 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 202–51 Single copies/back copies:	2–1530; 1–888–293–6498
Paper or fiche	202-512-1800
Assistance with public single copies	1–866–512–1800 (Toll-Free)
FEDERAL AGENCIES Subscriptions:	

Assistance with Federal agency subscriptions:

EmailFRSubscriptions@nara.govPhone202-741-6000





# Contents

# Agency for Toxic Substances and Disease Registry NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 95998–96000

#### **Agriculture Department**

See Farm Service Agency See Forest Service

# Army Department

#### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 95970–95971

# Bureau of Consumer Financial Protection

Requests for Nominations: Academic Research Council, 95968–95970

# Centers for Disease Control and Prevention NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 96000–96001

Meetings:

Community Preventive Services Task Force, 96001–96002

#### Centers for Medicare & Medicaid Services RULES

Medicare Program:

Revisions to Payment Policies under the Physician Fee Schedule and Other Revisions to Part B for CY 2017; Medicare Advantage Bid Pricing Data Release; Medicare Advantage and Part D Medical Loss Ratio Data Release; Medicare Advantage Provider Network Requirements; Expansion of Medicare Diabetes Prevention Program Model; Medicare Shared Savings Program Requirements; Corrections, 95890–95892

### **Commerce Department**

See Economic Development Administration

See Foreign-Trade Zones Board

See International Trade Administration

See National Oceanic and Atmospheric Administration

# Community Living Administration NOTICES

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

Alzheimer's and Dementia Program Data Reporting Tool (Previously Entitled: Alzheimer's Disease Supportive Services Program Data Reporting Tool and Alzheimer's Disease Initiative: Specialized Supportive Services Project), 96002–96003

# Corporation for National and Community Service NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 95970

#### **Defense Department**

See Army Department

### Federal Register

Vol. 81, No. 250

Thursday, December 29, 2016

#### **NOTICES** Meetings:

Defense Innovation Board, 95971–95972

#### **Delaware River Basin Commission**

#### RULES

Regulatory Program Fees and Water Supply Charges, 95860–95863

# Drug Enforcement Administration NOTICES

Manufacturers of Controlled Substances; Applications: Janssen Pharmaceutical, Inc., 96045–96046

# Economic Development Administration NOTICES

Trade Adjustment Assistance Eligibility; Petitions, 95960– 95961

#### **Education Department**

### NOTICES

- Agency Information Collection Activities; Proposals, Submissions, and Approvals:
  - Credit Enhancement for Charter School Facilities Program Performance Report, 95974
  - Loan Rehabilitation: Reasonable and Affordable Payments, 95972–95973
  - National Professional Development Program: Grantee Performance Report, 95973–95974

# Employee Benefits Security Administration RULES

Interpretive Bulletin Relating to Exercise of Shareholder Rights and Written Statements of Investment Policy, Including Proxy Voting Policies or Guidelines, 95879– 95884

# Employment and Training Administration NOTICES

Policy and Procedural Change to No Longer Publish Notices of Funding Opportunities in Federal Register, 96047– 96048

#### **Energy Department**

See Federal Energy Regulatory Commission  $\ensuremath{\mathsf{RULES}}$ 

**Energy Conservation Programs:** 

Test Procedures for Consumer and Commercial Water Heaters, 96204–96239

# Environmental Protection Agency

### RULES

- Air Quality State Implementation Plans; Approvals and Promulgations:
- Extension of Deadline for Action on November 2016 Section 126 Petition from Delaware, 95884–95886 Pesticide Tolerances; Exemptions:
- Isobutyl acetate and isobutyric acid, 95886–95890
- Agency Information Collection Activities; Proposals, Submissions, and Approvals, 95987–95988

- California State Motor Vehicle Pollution Control Standards: Greenhouse Gas Emissions from 2014 and Subsequent
  - Model Year Medium and Heavy-Duty Engines and Vehicles; Decision, 95982–95987
- Clean Air Act Operating Permit Programs; Petitions: Piedmont Green Power, 95992–95993
- Meetings:
- Environmental Financial Advisory Board, 95988–95989 Human Studies Review Board, 95981–95982
- Receipt of Information under Toxic Substances Control Act, 95992
- **Requests for Nominations:**
- Environmental Financial Advisory Board, 95991 Test Guidelines:
- OCSPP Series 850 Group A: Ecological Effects Test Guidelines, 95989–95991

# Equal Employment Opportunity Commission RULES

Availability of Records, 95869-95879

### **Farm Service Agency**

#### NOTICES

- Funding Availability:
- Farm-to-Fleet Feedstock Program Biofuel Production Incentive, 95956–95958

### Federal Aviation Administration

#### RULES

Airworthiness Directives:

- Airbus Helicopters (Previously Eurocopter France) Helicopters, 95854–95857
- The Boeing Company Airplanes, 95857–95860
- Qualification, Service, and Use of Crewmembers and Aircraft Dispatchers; Related Aircraft Amendment, 95860

#### NOTICES

Petitions for Exemption; Summaries: Alaska Aerial Media, LLC, 96165 Brewster Fresh Produce, 96163–96164 Leading Edge Associates, Inc., 96162–96163 SkyFly Cinema, LLC, 96164–96165 Skylift Global, Inc., 96163 Yamaha Motor Corp., 96164

#### Federal Communications Commission NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 95993–95994

# Federal Energy Regulatory Commission NOTICES

- Combined Filings, 95975-95977, 95979-95980
- Environmental Assessments; Availability, etc.:
- High Point Gas Transmission, LLC; Venice to Toca Pipeline Abandonment Project, 95981
- Millennium Pipeline Co., LLC; Eastern System Upgrade Project; Schedule for Environmental Review, 95978– 95979
- Hydroelectric Applications:
- Allete, Inc., 95974–95975
- Eugene Water and Electric Board, 95977–95978
- Initial Market-Based Rate Filings Including Requests for Blanket Section 204 Authorizations:
  - Westside Solar, LLC, 95977
  - Whitney Point Solar, LLC, 95980-95981

#### Federal Housing Finance Agency

#### RULES

Enterprise Duty to Serve Underserved Markets, 96242– 96301

#### **Federal Maritime Commission**

NOTICES Agreements Filed, 95994

# Federal Motor Carrier Safety Administration

Qualification of Drivers; Exemption Applications: Diabetes, 96176–96178, 96183–96185 Diabetes Mellitus, 96168–96174, 96185–96189 Epilepsy and Seizure Disorders, 96174–96176, 96189– 96191, 96193–96195 Hearing, 96187–96188, 96195–96196 Vision, 96165–96168, 96178–96183, 96191–96193, 96196–96199

#### **Federal Reserve System**

#### NOTICES

Formations of, Acquisitions by, and Mergers of Bank Holding Companies, 95995

#### Federal Trade Commission

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 95995–95997

#### **Federal Transit Administration**

#### **NOTICES** Joint Developments:

Updated Circular, 96199–96200

# Fish and Wildlife Service

### PROPOSED RULES

- Endangered and Threatened Wildlife and Plants:
  - Reclassifying Tobusch Fishhook Cactus from Endangered to Threatened, 95932–95941

NOTICES

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

Federal Fish and Wildlife Permit Applications and Reports: Law Enforcement, 96031–96032

Endangered Species Recovery Permit Applications, 96030– 96031

### Food and Drug Administration

RULES

Refuse to Accept Procedures for Premarket Tobacco Product Submissions, 95863–95869

- NOTICES
- Agency Information Collection Activities; Proposals, Submissions, and Approvals:
  - Procedures for Safe and Sanitary Processing and Importing of Fish and Fishery Products, 96015– 96017

#### Guidance:

- Botanical Drug Development, 96018-96020
- Clinical Pharmacology Data to Support Demonstration of Biosimilarity to Reference Product, 96010–96011
- Compounding and Repackaging of Radiopharmaceuticals by Outsourcing Facilities, 96005–96007
- Compounding and Repackaging of Radiopharmaceuticals by State-Licensed Nuclear Pharmacies and Federal Facilities, 96011–96013
- Listing of Ingredients in Tobacco Products, 96003-96004

- Prescription Requirement under Section 503A of Federal Food, Drug, and Cosmetic Act, 96008–96009
- Providing Regulatory Submissions in Electronic Format: Submission of Manufacturing Establishment Information, 96013–96015
- Submission of Warning Plans for Cigars, 96017–96018 Meetings:
- Identification and Characterization of Infectious Disease Risks of Human Cells, Tissues, and Cellular and Tissue-based Products; Public Workshop, 96007– 96008

New Drug Applications:

Abbott Laboratories, et al.; Withdrawal, 96004–96005

# Foreign-Trade Zones Board

#### NOTICES

#### Production Activities:

Black and Decker (U.S.), Inc.; Subzone 38E; Foreign-Trade Zone 38, Spartanburg County, SC, 95961

#### **Forest Service**

#### NOTICES

Environmental Impact Statements; Availability, etc.:

Pack Stock Outfitter Guide Special Use Permits, Okanogan-Wenatchee National Forest, Okanogan,

Chelan and Skagit Counties, WA, 95959

Meetings:

Sitka/Tenakee Springs/Port Alexander Resource Advisory Committee, 95958–95959

Newspapers Used for Publication of Legal Notices: Pacific Northwest Region: Washington and Oregon, 95959–95960

#### **Government Ethics Office**

#### RULES

Post-Employment Conflict of Interest Restrictions: Revision of Departmental Component Designations, 95853–95854

#### NOTICES

- Agency Information Collection Activities; Proposals, Submissions, and Approvals: Ethics in Government Act Access Form, 95997–95998
  - Executive Branch Confidential Financial Disclosure Report, 95998

#### Health and Human Services Department

See Agency for Toxic Substances and Disease Registry

See Centers for Disease Control and Prevention

- See Centers for Medicare & Medicaid Services
- See Community Living Administration

See Food and Drug Administration

See National Institutes of Health

#### NOTICES

- Agency Information Collection Activities; Proposals, Submissions, and Approvals:
  - Early Career Reviewer Program Online Application and Vetting System: Center for Scientific Review, 96020– 96021

Meetings:

National Vaccine Advisory Committee, 96021

#### **Homeland Security Department**

See U.S. Citizenship and Immigration Services

### **Interior Department**

See Fish and Wildlife Service See Land Management Bureau

#### NOTICES

#### Meetings:

U.S. Extractive Industries Transparency Initiative Multi-Stakeholder Group, 96032–96033

#### **Internal Revenue Service**

#### PROPOSED RULES

Mortality Tables for Determining Present Value under

Defined Benefit Pension Plans, 95911–95929 Nuclear Decommissioning Funds, 95929–95932 NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 96200–96201

Charter Establishments and Operations:

Electronic Tax Administration Advisory Committee, 96201

#### International Trade Administration

#### NOTICES

- Antidumping or Countervailing Duty Investigations, Orders, or Reviews:
  - Fresh Garlic from People's Republic of China, 95961– 95962
- U.S.-Nigeria Commercial and Investment Dialogue, 95962– 95963

#### International Trade Commission

### NOTICES

Antidumping or Countervailing Duty Investigations, Orders, or Reviews:

Certain Coated Paper Suitable for High-Quality Print Graphics Using Sheet-Fed Presses from China and Indonesia, 96044

Complaints:

Certain Electronic Devices, Including Mobile Phones, Tablet Computers, and Components Thereof, 96044– 96045

#### **Justice Department**

See Drug Enforcement Administration

NOTICES

- Consent Decrees:
  - Proposed Consent Decrees under Clean Air Act, 96046– 96047

### Labor Department

See Employee Benefits Security Administration See Employment and Training Administration

### Land Management Bureau

NOTICES

Draft Presumed to Conform List of Actions under General Conformity:

Upper Green River Basin, WY, 96033–96043 Meetings:

Alaska Resource Advisory Council, 96043–96044

Steens Mountain Advisory Council, 96033

Plats of Surveys:

Oregon/Washington, 96043

# National Archives and Records Administration NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 96048

#### National Institutes of Health

#### **NOTICES** Meetings:

Center for Scientific Review, 96026-96027

- Clinical Center Research Hospital Board, 96021-96022
- Interagency Coordinating Committee on Validation of Alternative Methods Communities of Practice; Webinar on Incorporating Chemical Information: Resources, Limitations, and Characterizing Domain of Applicability for 21st Century Toxicity Testing, 96025-96026
- National Advisory Council for Complementary and Integrative Health, 96023-96024
- National Cancer Institute, 96028–96029
- National Heart, Lung, and Blood Institute, 96028
- National Institute of Allergy and Infectious Diseases, 96022, 96024-96025, 96027
- National Institute of Mental Health, 96027-96028
- National Institute of Nursing Research, 96028
- National Institute on Aging, 96022–96023, 96025, 96027
- Using Informatics to Improve Data Analysis of Chemical Screening Assays Conducted in Zebrafish; Webinar, 96024-96025
- Prospective Grants of Exclusive Patent Licenses:
- Development and Commercialization of Nitrite Salts for the Treatment, Amelioration, and Prevention by any Route of Administration of Pulmonary Hypertension, Including All WHO Classifications of Pulmonary Hypertension, e.g., Groups 1-5, 96023

#### National Oceanic and Atmospheric Administration RULES

#### Atlantic Highly Migratory Species:

- Individual Bluefin Quota Program; Inseason Transfers, 95903-95909
- Fisheries of Caribbean, Gulf of Mexico, and South Atlantic: Snapper-Grouper Fishery off Southern Atlantic States; Regulatory Amendment 16, 95893–95903
- Fisheries of Northeastern United States:
- Atlantic Herring Fishery; Adjustment to Atlantic Herring Management Area 1A Annual Catch Limit, 95909-95910
- Fraser River Sockeye Salmon Fisheries; Inseason Orders, 95892-95893

#### PROPOSED RULES

- Endangered and Threatened Species: Determination for Oceanic Whitetip Shark under Endangered Species Act, 96304-96328
- Fisheries of Caribbean, Gulf of Mexico, and South Atlantic: Coastal Migratory Pelagic Resources in Gulf of Mexico
- and Atlantic Region; Amendment 26, 95941-95955 NOTICES
- Agency Information Collection Activities; Proposals, Submissions, and Approvals, 95968
- Agency Information Collection Activities; Proposals, Submissions, and Approvals:
- Nautical Discrepancy Reporting System, 95963-95964 Fisheries Off West Coast States:
- Pacific Coast Groundfish Fishery; Trawl Rationalization Program; 2017 Cost Recovery, 95966-95968
- Meetings:
- New England Fishery Management Council, 95964-95965 SAW-SARC 63, 95965-95966

National Estuarine Research Reserve System, 95964

#### **Nuclear Regulatory Commission** NOTICES

Exemptions and Combined License Amendments: South Carolina Electric and Gas Co., South Carolina Public Service Authority; Virgil C. Summer Nuclear Station, Units 2 and 3; Radiologically Controlled Area Ventilation System, 96048–96050

Guidance:

Acceptance of Commercial-Grade Design and Analysis Computer Programs for Nuclear Power Plants, 96050-96051

#### **Postal Regulatory Commission**

NOTICES

New Postal Products, 96051-96052

#### **Postal Service**

### NOTICES

- **Product Changes:** 
  - First-Class Package Service Negotiated Service Agreement, 96052
  - Parcel Select Negotiated Service Agreement, 96052–96053 Priority Mail Express and Priority Mail Negotiated Service Agreement, 96053
  - Priority Mail Negotiated Service Agreement, 96052-96053

#### Securities and Exchange Commission NOTICES

- Self-Regulatory Organizations: Proposed Rule Changes: International Securities Exchange, LLC, 96092–96100 Investors Exchange, LLC, 96074–96076 ISE Gemini, LLC, 96062-96074, 96114-96123, 96136-96140
  - ISE Mercury, LLC, 96089-96092
  - Miami International Securities Exchange, LLC, 96133-96136
  - NASDAQ BX, Inc., 96100-96102, 96152-96155
  - NASDAQ PHLX, LLC, 96060-96062, 96140-96142
  - Nasdaq Stock Market, LLC, 96087-96089

  - National Securities Clearing Corp., 96146–96149 New York Stock Exchange, LLC, 96053–96060, 96076– 96080, 96124-96128, 96150-96152
  - NYSE Arca, Inc., 96102-96114
  - NYSE MKT, LLC, 96080-96086, 96128-96133, 96143-96146

#### **Small Business Administration**

#### NOTICES

- Agency Prize Competitions:
- Aspire Challenge, 96155–96157
- Conflict of Interest Exemptions:
- Boathouse Capital II, LP, 96159–96160
- **Disaster Declarations:** Virginia, 96160
- Innovating for Women Business Challenge 2017: InnovateHER, 96157-96159

# **Social Security Administration**

## NOTICES

- Agency Information Collection Activities; Proposals,
  - Submissions, and Approvals, 96160-96161
- Penalty Inflation Adjustments for Civil Monetary Penalties, 96161-96162

#### State Department

#### NOTICES Meetings:

Binational Bridges and Border Crossings Group in Fort Worth, TX, 96162

#### Surface Transportation Board

### NOTICES

Release of Waybill Data, 96162

#### **Transportation Department**

See Federal Aviation Administration

See Federal Motor Carrier Safety Administration See Federal Transit Administration NOTICES

Meetings:

Advisory Committee on Automation in Transportation, 96200

#### **Treasury Department**

See Internal Revenue Service

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

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

Application for Asylum and for Withholding of Removal, 96029–96030

# Veterans Affairs Department

#### NOTICES

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

- Back (Thoracolumbar Spine) Conditions Disability Benefits Questionnaire, 96202
- Foot Conditions Including Flatfoot (Pes Planus) Disability Benefits Questionnaire, 96201–96202

#### Separate Parts In This Issue

#### Part II

Energy Department, 96204-96239

#### Part III

Federal Housing Finance Agency, 96242-96301

#### Part IV

Commerce Department, National Oceanic and Atmospheric Administration, 96304–96328

#### **Reader Aids**

Consult the Reader Aids section at the end of this issue for phone numbers, online resources, finding aids, and notice of recently enacted public laws.

To subscribe to the Federal Register Table of Contents electronic mailing list, go to https://public.govdelivery.com/ accounts/USGPOOFR/subscriber/new, enter your e-mail address, then follow the instructions to join, leave, or manage your subscription.

# 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.

<b>5 CFR</b> 2641	95853
10 CFR	
429	.96204
430 431	
-	.96204
<b>12 CFR</b> 1282	96242
14 CFR	
39 (2 documents)	
121	95857
	.95860
<b>18 CFR</b> 401	95860
420	
21 CFR	
1105	.95863
26 CFR	
Proposed Rules:	
1 (2 documents)	95911, 95929
~ ~ ~ ~ ~	95929
29 CFR 1610	05860
2509	
40 CFR	
52	
180	.95886
<b>42 CFR</b> 405	05000
410	
411	.95890
414 417	
422	
423	.95890
424 425	
460	
50 CFR	
300	
622	
635 648	
Proposed Rules:	
17	
223 622	
022	.90941