

# Federal Register

Briefings on how to use the Federal Register  
For information on briefings in Washington, DC, see  
announcement on the inside cover of this issue

**Now Available Online**  
***Code of Federal Regulations***  
via  
***GPO Access***  
(Selected Volumes)

Free, easy, online access to selected *Code of Federal Regulations (CFR)* volumes is now available via *GPO Access*, a service of the United States Government Printing Office (GPO). *CFR* titles will be added to *GPO Access* incrementally throughout calendar years 1996 and 1997 until a complete set is available. GPO is taking steps so that the online and printed versions of the *CFR* will be released concurrently.

The *CFR* and *Federal Register* on *GPO Access*, are the official online editions authorized by the Administrative Committee of the Federal Register.

New titles and/or volumes will be added to this online service as they become available.

<http://www.access.gpo.gov/nara/cfr>

For additional information on *GPO Access* products, services and access methods, see page II or contact the *GPO Access* User Support Team via:

- ★ Phone: toll-free: 1-888-293-6498
- ★ Email: [gpoaccess@gpo.gov](mailto:gpoaccess@gpo.gov)



FEDERAL REGISTER Published daily, Monday through Friday, (not published on Saturdays, Sundays, or on official holidays), by the Office of the Federal Register, National Archives and Records Administration, Washington, DC 20408, under the Federal Register Act (49 Stat. 500, as amended; 44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). Distribution is made only by the Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402.

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 and 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 earlier filing is requested by the issuing agency.

The seal of the National Archives and Records Administration authenticates this issue of the Federal Register as the official serial publication established under the Federal Register Act. 44 U.S.C. 1507 provides that the contents of the Federal Register shall be judicially noticed.

The Federal Register is published in paper, 24x microfiche and as an online database through *GPO Access*, a service of the U.S. Government Printing Office. The online edition of the Federal Register on *GPO Access* is issued under the authority of the Administrative Committee of the Federal Register as the official legal equivalent of the paper and microfiche editions. The online database is updated by 6 a.m. each day the Federal Register is published. The database includes both text and graphics from Volume 59, Number 1 (January 2, 1994) forward. Free public access is available on a Wide Area Information Server (WAIS) through the Internet and via asynchronous dial-in. Internet users can access the database by using the World Wide Web; the Superintendent of Documents home page address is [http://www.access.gpo.gov/su\\_docs/](http://www.access.gpo.gov/su_docs/), by using local WAIS client software, or by telnet to [swais.access.gpo.gov](http://swais.access.gpo.gov), then login as guest, (no password required). Dial-in users should use communications software and modem to call (202) 512-1661; type swais, then login as guest (no password required). For general information about *GPO Access*, contact the *GPO Access* User Support Team by sending Internet e-mail to [gpoaccess@gpo.gov](mailto:gpoaccess@gpo.gov); by faxing to (202) 512-1262; or by calling toll free 1-888-293-6498 or (202) 512-1530 between 7 a.m. and 5 p.m. Eastern time, Monday-Friday, except for Federal holidays.

The annual subscription price for the Federal Register paper edition is \$555, or \$607 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 \$220. Six month subscriptions are available for one-half the annual rate. The charge for individual copies in paper form is \$8.00 for each issue, or \$8.00 for each group of pages as actually bound; or \$1.50 for each issue in microfiche form. All prices include regular domestic postage and handling. International customers please add 25% for foreign handling. Remit check or money order, made payable to the Superintendent of Documents, or charge to your GPO Deposit Account, VISA or MasterCard. Mail to: New Orders, Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954.

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: 60 FR 12345.

SUBSCRIPTIONS AND COPIES

PUBLIC

Subscriptions:	
Paper or fiche	202-512-1800
Assistance with public subscriptions	512-1806
General online information	202-512-1530
	1-888-293-6498
Single copies/back copies:	
Paper or fiche	512-1800
Assistance with public single copies	512-1803

FEDERAL AGENCIES

Subscriptions:	
Paper or fiche	523-5243
Assistance with Federal agency subscriptions	523-5243
For other telephone numbers, see the Reader Aids section at the end of this issue.	

NOW AVAILABLE ONLINE

The January 1997 Office of the Federal Register Document Drafting Handbook

Free, easy, online access to the newly revised January 1997 Office of the Federal Register Document Drafting Handbook (DDH) is now available at:

<http://www.nara.gov/nara/fedreg/ddh/ddhout.html>

This handbook helps Federal agencies to prepare documents for publication in the Federal Register.

For additional information on access, contact the Office of the Federal Register's Technical Support Staff.

Phone: 202-523-3447

E-mail: [info@fedreg.nara.gov](mailto:info@fedreg.nara.gov)

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.

WASHINGTON, DC

WHEN: February 18, 1997 at 9:00 am  
 WHERE: Office of the Federal Register  
 Conference Room

800 North Capitol Street, NW  
 Washington, DC

(3 blocks north of Union Station Metro)

RESERVATIONS: 202-523-4538



# Contents

Federal Register

Vol. 62, No. 24

Wednesday, February 5, 1997

## Agriculture Department

See Animal and Plant Health Inspection Service  
See Cooperative State Research, Education, and Extension Service  
See Food and Consumer Service  
See National Agricultural Statistics Service

## Animal and Plant Health Inspection Service

### RULES

Plant-related quarantine, foreign:  
Hass avocado from Mexico, 5293–5315

## Army Department

### NOTICES

Environmental statements; availability, etc.:  
Savanna Army Depot Activity, IL; disposal and reuse, 5388

## Arts and Humanities, National Foundation

See National Foundation on the Arts and the Humanities

## Census Bureau

### NOTICES

Agency information collection activities:  
Proposed collection; comment request, 5384–5385

## Centers for Disease Control and Prevention

### NOTICES

Grants and cooperative agreements; availability, etc.:  
National limb loss information project, 5420–5423  
State and community-based childhood lead poisoning prevention program and blood levels in children surveillance, 5423–5428

## Civil Rights Commission

### NOTICES

Racial and ethnic tensions in American communities:  
Poverty, inequality, and discrimination—  
Mississippi Delta, 5384

## Coast Guard

### PROPOSED RULES

Pollution:  
Tank vessel and facility response plans, and response equipment for hazardous substances, 5356–5357

### NOTICES

Meetings:  
Lower Mississippi River Waterway Safety Advisory Committee, 5504  
Minimum Requirements and Capabilities for Vessel Traffic Services, 5504

## Commerce Department

See Census Bureau  
See International Trade Administration  
See National Oceanic and Atmospheric Administration

## Commodity Futures Trading Commission

### NOTICES

Meetings; Sunshine Act, 5386–5387

## Cooperative State Research, Education, and Extension Service

### NOTICES

Grants and cooperative agreements; availability, etc.:  
Fund for Rural America Program  
Correction, 5517

## Defense Department

See Army Department

### RULES

Medical quality assurance (QA) records, confidentiality; and order of succession of officers to act as Secretary of Defense; CFR parts removed, 5332–5333

### NOTICES

Meetings:  
Military Health Care Advisory Committee, 5387  
Military Personnel Testing Advisory Committee, 5387  
Organization, functions, and authority delegations:  
Defense Hearings and Appeals Office, 5387–5388

## Education Department

### NOTICES

Agency information collection activities:  
Proposed collection; comment request, 5388

## Employment Standards Administration

### NOTICES

Minimum wages for Federal and federally-assisted construction; general wage determination decisions, 5488–5489

## Energy Department

See Federal Energy Regulatory Commission  
See Southwestern Power Administration

## Environmental Protection Agency

### RULES

Acquisition regulations:  
Limitation of future contracting, 5347–5349  
Pesticides; tolerances in food, animal feeds, and raw agricultural commodities:  
Glufosinate ammonium, 5333–5338

### PROPOSED RULES

Air quality implementation plans; approval and promulgation; various States:  
Delaware, 5357–5370

### Clean Air Act:

Continuous emission monitoring program; excess emissions; appeal procedures, 5370  
Pesticides; tolerances in food, animal feeds, and raw agricultural commodities:  
Formic acid, 5370–5373

### NOTICES

#### Clean Air Act:

Acid rain provisions—  
Opt-in rule litigation; proposed settlement; Alcoa Generating Corp., 5392

#### Clean Water Act:

Total Maximum Daily Load (TMDL) program; draft availability, 5392–5393

#### Grants, State and local assistance:

Pollution prevention information network (FY 1997), 5393–5396

**Meetings:**

Clean Air Act Advisory Committee, 5396  
 National Drinking Water Advisory Council, 5396  
 Science Advisory Board, 5396-5397

**Pesticide, food, and feed additive petitions:**

American Cyanamid Co., 5399-5403  
 Ciba-Geigy, 5403-5406  
 Ciba-Geigy Corp., 5406-5408

**Pesticide registration, cancellation, etc.:**

Meiji Milk Products Co., 5397-5398  
 Riverdale Chemical Co. et al., 5398-5399

**Pesticides; emergency exemptions, etc.:**

Azoxystrobin, 5408-5409  
 Cymoxanil, etc., 5409-5410

**Federal Aviation Administration****PROPOSED RULES****Airworthiness directives:**

Construcciones Aeronauticas, S.A., 5350-5355

**Federal Communications Commission****RULES****Radio and television broadcasting:**

Telecommunications Act of 1996; implementation—  
 Broadcast facilities; license term extension to eight  
 years, 5339-5347

**PROPOSED RULES****Telecommunications Act of 1996; implementation:**

Common carrier services—  
 Forward-looking economic cost proxy models; staff  
 analysis, 5373-5375

**Federal Energy Regulatory Commission****NOTICES****Environmental statements; notice of intent:**

Great Lakes Gas Transmission L.P., 5390-5391

**Meetings:**

Transcontinental Gas Pipeline Corp., 5391

**Applications, hearings, determinations, etc.:**

Kern River Gas Transmission Co., 5388-5389  
 KN Interstate Gas Transmission Co., 5389  
 Northwest Pipeline Corp., 5389  
 Transwestern Pipeline Co., 5389-5390  
 Williston Basin Interstate Pipeline Co., 5390

**Federal Mine Safety and Health Review Commission****NOTICES**

Meetings; Sunshine Act, 5489

**Federal Reserve System****NOTICES****Banks and bank holding companies:**

Change in bank control, 5410-5411  
 Formations, acquisitions, and mergers, 5411-5412

**Federal Trade Commission****RULES****Appliances, consumer; energy costs and consumption information labeling and advertising:**

Residential energy sources; average unit energy costs,  
 5316-5318

**NOTICES****Prohibited trade practices:**

1554 Corp. et al., 5412-5413  
 Administrative Co. et al., 5413-5414  
 Herb Gordon Auto World, Inc. et al., 5414-5416  
 Huling Bros. Chevrolet, Inc. et al., 5416-5417  
 Nationwide Syndications, Inc., 5417-5418  
 Tenet Healthcare Corp., 5418-5420

**Food and Consumer Service****NOTICES****Agency information collection activities:**

Proposed collection; comment request, 5380-5384

**Food and Drug Administration****RULES****Animal drugs, feeds, and related products:**

New drug applications—  
 Ivermectin chewables, 5319  
 Naltrexone hydrochloride injection, 5319-5320  
 Tetracycline hydrochloride soluble powder, 5318-5319

**NOTICES****Food additive petitions:**

Alcide Corp., 5428-5429

**Grants and cooperative agreements; availability, etc.:**

Marketed drugs, biologics, and devices; adverse effects  
 studies, 5429-5432

**Human drugs:**

Patent extensions; regulatory review period  
 determinations—  
 DIFFERIN topical gel, 5432-5433

**Foreign Claims Settlement Commission****NOTICES**

Holocaust survivor claims adjudication for compensation;  
 filing deadline, 5486

**Geological Survey****NOTICES****Agency information collection activities:**

Submission for OMB review; comment request, 5483

**Health and Human Services Department**

See Centers for Disease Control and Prevention

See Food and Drug Administration

See Health Care Financing Administration

See Health Resources and Services Administration

See Indian Health Service

See Substance Abuse and Mental Health Services  
 Administration

**Health Care Financing Administration****NOTICES****Agency information collection activities:**

Submission for OMB review; comment request, 5433

**Clinical laboratories improvement:**

Laboratories exemption; Puerto Rico, 5433-5442

**Health Resources and Services Administration****NOTICES****National vaccine injury compensation program:**

Petitions received, 5442-5443

**Housing and Urban Development Department****NOTICES****Agency information collection activities:**

Proposed collection; comment request, 5447-5479  
 Submission for OMB review; comment request, 5480-  
 5482

**Mortgage and loan insurance programs:**

Debenture interest rates, 5482

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

Tribal-State Compacts approval; Class III (casino) gambling;  
 Iowa Tribe, OK, 5483

**Indian Health Service****NOTICES**

Grants and cooperative agreements; availability, etc.:  
 Health professions preparatory, pregraduate and Indian health professions scholarship programs (FY's 1997, 1998, and 1999), 5443-5446

**Interior Department**

See Geological Survey  
 See Indian Affairs Bureau  
 See Land Management Bureau  
 See Minerals Management Service  
 See National Park Service

**Internal Revenue Service****PROPOSED RULES**

Income taxes:  
 Obligation-shifting transactions, multiple-party; realized income from leases, etc. and deductions claimed from another party; reporting and recordkeeping requirements; hearing change, 5355

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

Export trade certificates of review  
 Correction, 5517

**International Trade Commission****NOTICES**

Import investigations:  
 Potatoes, fresh and processed; competitive conditions affecting U.S. and Canadian industries, 5484-5485

**Justice Department**

See Foreign Claims Settlement Commission  
 See Juvenile Justice and Delinquency Prevention Office

**NOTICES**

Pollution control; consent judgments:  
 Connor Investment Co., 5485  
 North American Chemical Co., 5485  
 Puerto Rico Administration of Corrections, 5486

**Juvenile Justice and Delinquency Prevention Office****NOTICES**

Agency information collection activities:  
 Proposed collection; comment request, 5487-5488

**Labor Department**

See Employment Standards Administration

**Land Management Bureau****RULES**

Range management:  
 Wild free-roaming horses and burros; adoption fees, 5338-5339

**PROPOSED RULES**

Minerals management:  
 Leasing of solid minerals other than coal and oil shale; Federal regulatory review, 5373

**NOTICES**

Committees; establishment, renewal, termination, etc.:  
 National Historical Oregon Trail Interpretive Center Advisory Board, 5483-5484

**Minerals Management Service****RULES**

Outer Continental Shelf; oil, gas, and sulphur operations:  
 Lessee and contractor employees training program, 5320-5329  
 Unitization; model unit agreements, 5329-5332

**PROPOSED RULES**

Royalty management:  
 Oil valuation; Federal leases and Federal royalty oil sale, 5355-5356

**Mine Safety and Health Federal Review Commission**

See Federal Mine Safety and Health Review Commission

**National Agricultural Statistics Service****NOTICES**

Agency information collection activities:  
 Proposed collection; comment request, 5384

**National Credit Union Administration****RULES**

Credit unions:  
 Organization and operations—  
 Membership fields restructuring, permission; interpretive ruling and policy statement, 5315-5316

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

Agency information collection activities:  
 Submission for OMB review; comment request, 5489-5490

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

Fishery conservation and management:  
 Northeastern United States fisheries—  
 Summer flounder, scup, and black sea bass, 5375-5379

**NOTICES**

Meetings:  
 Pacific Fishery Management Council, 5385  
 Permit applications:  
 Marine mammals, 5385-5386

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

Meetings:  
 Lake Clark National Park Subsistence Resource Commission, 5484

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

Enforcement actions; policy and procedure; inquiry, 5494-5495  
 Environmental statements; availability, etc.:  
 Illinois Power Co. et al., 5495  
 Meetings:  
 Reactor Safeguards Advisory Committee, 5496  
*Applications, hearings, determinations, etc.:*  
 Carolina Power & Light Co., 5490-5492  
 North Atlantic Energy Service Corp. et al., 5492-5494

**Postal Rate Commission****NOTICES**

Post office closings; petitions for appeal:  
 Eddyville, NE, 5496-5497  
 Hertel, WI, 5497

**Public Health Service**

See Centers for Disease Control and Prevention  
See Food and Drug Administration  
See Health Resources and Services Administration  
See Indian Health Service  
See Substance Abuse and Mental Health Services Administration

**Research and Special Programs Administration****NOTICES**

Hazardous materials:  
Applications; exemptions, renewals, etc., 5504-5507

**Securities and Exchange Commission****NOTICES**

Meetings; Sunshine Act, 5501  
Self-regulatory organizations; proposed rule changes:  
American Stock Exchange, Inc., 5502  
Government Securities Clearing Corp., 5502-5503  
New York Stock Exchange, Inc.; correction [Editorial  
Note: This document, published at 62 FR 4833 in the  
Federal Register of January 31, 1997, was  
erroneously classified as a Proposed Rule in that  
issue's Table of Contents.]  
*Applications, hearings, determinations, etc.:*  
Anchor Pathway Fund et al., 5497-5498  
Mutual Life Insurance Co. of New York et al., 5498-5501

**Social Security Administration****NOTICES**

Foreign insurance or pension systems:  
Macedonia, 5503-5504

**Southwestern Power Administration****NOTICES**

Integrated System power rates and opportunities  
Rate design development; technical conference canceled,  
5391-5392

**Statistical Reporting Service**

See National Agricultural Statistics Service

**Substance Abuse and Mental Health Services Administration****NOTICES**

Agency information collection activities:  
Proposed collection; comment request, 5446-5447

**Surface Transportation Board****NOTICES**

Railroad operation, acquisition, construction, etc.:  
CSX Corp. et al., 5507-5511  
Norfolk Southern Corp. et al., 5511-5515  
Sault Ste. Marie Bridge Co., 5515-5516  
Wisconsin Central Ltd., 5516  
Railroad services abandonment:  
Norfolk Southern Railway Co.; correction, 5516

**Transportation Department**

See Coast Guard  
See Federal Aviation Administration  
See Research and Special Programs Administration  
See Surface Transportation Board

**Treasury Department**

See Internal Revenue Service

---

**Reader Aids**

Additional information, including a list of public laws, telephone numbers, reminders, and finding aids, appears in the Reader Aids section at the end of this issue.

---

**Electronic Bulletin Board**

Free Electronic Bulletin Board service for Public Law numbers, Federal Register finding aids, and a list of documents on public inspection is available on 202-275-1538 or 275-0920.

**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>7 CFR</b>	
319.....	5293
<b>12 CFR</b>	
701.....	5315
<b>14 CFR</b>	
<b>Proposed Rules:</b>	
39.....	5350
<b>16 CFR</b>	
305.....	5316
<b>21 CFR</b>	
520 (2 documents) .....	5318,
	5319
522.....	5319
<b>26 CFR</b>	
<b>Proposed Rules:</b>	
1.....	5355
<b>30 CFR</b>	
250 (2 documents) .....	5320,
	5329
<b>Proposed Rules:</b>	
206.....	5355
208.....	5355
<b>32 CFR</b>	
255.....	5332
340.....	5332
<b>33 CFR</b>	
<b>Proposed Rules:</b>	
154.....	5356
155.....	5356
<b>40 CFR</b>	
180.....	5333
<b>Proposed Rules:</b>	
52 (2 documents) .....	5357,
	5361
72.....	5370
73.....	5370
74.....	5370
75.....	5370
77.....	5370
78.....	5370
180.....	5370
<b>43 CFR</b>	
4700.....	5338
<b>Proposed Rules:</b>	
3500.....	5373
3510.....	5373
3520.....	5373
3530.....	5373
3540.....	5373
3550.....	5373
3560.....	5373
3570.....	5373
<b>47 CFR</b>	
73.....	5339
74.....	5339
<b>Proposed Rules:</b>	
36.....	5373
51.....	5373
61.....	5373
69.....	5373
<b>48 CFR</b>	
1552.....	5347
<b>50 CFR</b>	
<b>Proposed Rules:</b>	
648.....	5375