

Federal Register

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



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/, by using local WAIS client software, or by telnet to 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; 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



Contents

Federal Register

Vol. 62, No. 48

Wednesday, March 12, 1997

Agricultural Marketing Service

RULES

Olives grown in California, 11314–11316

Agriculture Department

See Agricultural Marketing Service

See Animal and Plant Health Inspection Service

See Forest Service

See Grain Inspection, Packers and Stockyards Administration

Animal and Plant Health Inspection Service

NOTICES

Veterinary biological products; public meeting, 11413

Army Department

See Engineers Corps

Blackstone River Valley National Heritage Corridor Commission

NOTICES

Meetings, 11414

Centers for Disease Control and Prevention

NOTICES

Agency information collection activities:

Proposed collection; comment request, 11457–11458

Submission for OMB review; comment request, 11458

Children and Families Administration

NOTICES

Agency information collection activities:

Submission for OMB review; comment request, 11458

Commerce Department

See National Institute of Standards and Technology

See National Oceanic and Atmospheric Administration

NOTICES

Agency information collection activities:

Submission for OMB review; comment request, 11414–11415

Commission of Fine Arts

NOTICES

Meetings, 11417

Consumer Product Safety Commission

NOTICES

Commission agenda and priorities; public hearing, 11417–11418

Defense Department

See Engineers Corps

See Navy Department

Education Department

NOTICES

Grants and cooperative agreements; availability, etc.:

Strengthening institutions program, 11586

Employment and Training Administration

NOTICES

Adjustment assistance:

Contact Technologies et al., 11474–11475

Cott Distributors USA et al., 11475–11476

Adjustment assistance and NAFTA transitional adjustment assistance:

Barclay Home Products et al., 11472–11474

Employment Standards Administration

See Wage and Hour Division

NOTICES

Minimum wages for Federal and federally-assisted construction; general wage determination decisions, 11476–11477

Energy Department

See Federal Energy Regulatory Commission

See Southeastern Power Administration

NOTICES

Radiological condition certification:

Energy Technology Engineering Center, CA, 11419–11420

Engineers Corps

NOTICES

Environmental statements; availability, etc.:

Arthur Kill/Howland Hook navigation channel, NY and NJ; deepening; limited reevaluation study, 11418–11419

Kill Van Kull and Newark Bay navigation channels, NY and NJ; deepening; limited reevaluation study, 11419

Environmental Protection Agency

RULES

Air programs:

Fuels and fuel additives—

Reformulated gasoline standards; nitrogen oxides; petition denied, 11346–11360

Air quality implementation plans; approval and promulgation; various States; air quality planning purposes; designation of areas:

Virginia, 11337–11346

Air quality implementation plans; approval and promulgation; various States:

Delaware, 11329–11332

Illinois, 11327–11329

Virginia, 11332–11337

Pesticides; tolerances in food, animal feeds, and raw agricultural commodities:

Clopyralid, 11360–11364

Water pollution control:

Great Lakes System; water quality guidance—

Polychlorinated biphenyls (PCBs) criteria for human health and wildlife, 11724–11731

PROPOSED RULES

Air programs:

Fuels and fuel additives—

Phoenix, AZ moderate ozone nonattainment area; reformulated gasoline program extension; public hearing, 11405–11407

Air quality implementation plans; approval and promulgation; various States; air quality planning purposes; designation of areas:

Virginia, 11405

Air quality implementation plans; approval and promulgation; various States:
 Delaware, 11394–11395
 Illinois, 11394
 Virginia, 11395–11405

NOTICES

Agency information collection activities:
 Submission for OMB review; comment request, 11432–11433

Meetings:

Scientific Counselors Board Executive Committee, 11433
 Source water protection; national guidance, 11433

Pesticide, food, and feed additive petitions:

AgEvo USA Co., 11433–11437
 BASF Corp., 11450–11453
 Cryolite Task Force, 11437–11441
 Zeneca Ag Products, 11441–11447

Pesticide programs:

Federal Insecticide, Fungicide, and Rodenticide Act—
 DuPont Agricultural Products of Delaware; genetically engineered microbial pesticide; small-scale field testing, 11453–11454

Pesticides; emergency exemptions, etc.:

Mancozeb, 11447–11449
 Propamocarb hydrochloride, 11449–11450

Executive Office of the President

See Management and Budget Office
 See Presidential Documents

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

Bell, 11318–11321

PROPOSED RULES**Airworthiness directives:**

Airbus Industrie, 11388–11390
 Dornier, 11386–11392
 Empresa Brasileira de Aeronautica S.A., 11384–11386
 Saab, 11392–11394

Federal Communications Commission**RULES****Common carrier services:**

Paging, common and private carrier; geographic licensing procedures; competitive bidding, 11616–11637

Television broadcasting:

Cable Television Consumer Protection and Competition Act of 1992—

Leased commercial access, 11364–11382

PROPOSED RULES**Common carrier services:**

Paging systems development; competitive bidding, 11638–11643

Public mobile services—

Multiple address systems; 932/941 and 928/959 MHz band allocations, 11407–11410

Federal Election Commission**RULES**

Civil monetary penalties; inflation adjustments, 11316–11317

Federal Energy Regulatory Commission**NOTICES****Electric rate and corporate regulation filings:**

Interstate Power Co. et al., 11428–11431

Applications, hearings, determinations, etc.:

ANR Pipeline Co., 11420–11421

Canyon Creek Compression Co., 11421
 Cleveland Electric Illuminating Co., 11421
 CNG Transmission Corp., 11421
 Colorado Interstate Gas Co., 11421–11422
 East Tennessee Natural Gas Co., 11422
 El Paso Natural Gas Co., 11422
 Florida Gas Transmission Co., 11422–11423
 Midwestern Gas Transmission Co., 11423
 Mississippi River Transmission Corp., 11423
 Mojave Pipeline Co., 11423
 National Fuel Gas Supply Corp., 11423–11424
 NorAm Gas Transmission Co., 11424–11425
 Northern Border Pipeline Co., 11425
 Northern Natural Gas Co., 11425
 Northwest Pipeline Corp., 11425–11426
 Ohio Edison Co. et al., 11426
 PECO Energy Co., 11426
 Sonat Power Marketing, Inc., 11426
 Southern Natural Gas Co. et al., 11426
 Stingray Pipeline Co., 11426–11427
 Tennessee Gas Pipeline Co., 11427
 Texas-Ohio Pipeline, Inc., 11427
 TransColorado Gas Transmission Co., 11427
 Trunkline Gas Co., 11427
 WestGas Interstate, Inc., 11428
 West Texas Gas, Inc., 11428
 Williams Natural Gas Co., 11428
 Williston Basin Interstate Pipeline Co., 11428

Federal Prison Industries**NOTICES**

New product, specific product, and significant expansion of existing product; definitions; public involvement procedures, 11465–11471

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

Formations, acquisitions, and mergers, 11454–11455

Permissible nonbanking activities, 11455

Meetings; Sunshine Act, 11455–11456

Federal Trade Commission**PROPOSED RULES****Trade regulation rules:**

Telecommunications Act of 1996—

900-number rules; pay-per-call services advertising and operation and billing dispute procedures establishment, 11750–11756

Financial Management Service

See Fiscal Service

Fine Arts Commission

See Commission of Fine Arts

Fiscal Service**NOTICES****Surety companies acceptable on Federal bonds:**

Liberty Mutual Fire Insurance Co., 11522

Northland Insurance Co., 11522

Forest Service**NOTICES****Environmental statements; availability, etc.:**

Tahoe National Forest, CA, 11413–11414

General Services Administration**NOTICES**

Small business competitiveness demonstration program; solicitation procedures change, 11456

Government Ethics Office**RULES**

Conflict of interests;
Executive agency ethics training programs, 11307-11314

Grain Inspection, Packers and Stockyards Administration**NOTICES**

Stockyards; posting and deposting:
Iron Range Livestock Exchange, Inc., MN; correction, 11414

Health and Human Services Department

See Centers for Disease Control and Prevention
See Children and Families Administration
See Health Care Financing Administration
See Substance Abuse and Mental Health Services Administration

Health Care Financing Administration**NOTICES**

Agency information collection activities:
Proposed collection; comment request, 11458-11459

Housing and Urban Development Department**NOTICES**

Public and Indian housing:
Housing assistance payments (Section 8)—
Rental voucher, rental certificate, and moderate rehabilitation programs; administrative fees; annual factors, 11526-11583

Indian Affairs Bureau**RULES**

Education:
Special education; CFR part removed; Federal regulatory reform, 11324

Interior Department

See Indian Affairs Bureau
See Land Management Bureau
See National Park Service

Internal Revenue Service**RULES**

Income taxes:
Employer social security taxes paid on employee tips; credit removal; correction, 11324-11325

PROPOSED RULES

Income taxes:
Limited partner for self-employment tax purposes; definition
Public hearing; location change, 11394

International Trade Commission**NOTICES**

Import investigations:
Customs rules of origin; international harmonization, 11464-11465

Justice Department

See Federal Prison Industries
See Juvenile Justice and Delinquency Prevention Office

Juvenile Justice and Delinquency Prevention Office**NOTICES**

Agency information collection activities:
Submission for OMB review; comment request, 11471-11472

Labor Department

See Employment and Training Administration
See Employment Standards Administration
See Labor Statistics Bureau
See Wage and Hour Division

NOTICES

Consumer price index; U.S. city average, 11472

Labor Statistics Bureau**NOTICES**

Agency information collection activities:
Proposed collection; comment request, 11477-11479

Land Management Bureau**NOTICES**

Closure of public lands:
California, 11459-11460
Meetings:
Resource advisory councils—
Front Range, 11460
Opening of public lands:
California, 11460
Survey plat filings:
California, 11460-11461
Idaho, 11461

Management and Budget Office**NOTICES**

Federal financial accounting standards:
Indian trust funds and Treasury judgment fund; interpretations, 11505-11508

National Highway Traffic Safety Administration**NOTICES**

Child safety seats, purchase and distribution; agreement between General Motors and DOT; qualification certification criteria, 11513-11518

National Institute of Standards and Technology**NOTICES**

Meetings:
Computer System Security and Privacy Advisory Board, 11415

National Oceanic and Atmospheric Administration**PROPOSED RULES**

Fishery conservation and management:
Atlantic tuna, 11410-11411
Northeastern United States fisheries—
Mid-Atlantic Fishery Management Council; public hearings, 11411-11412
International Code of Conduct for Responsible Fisheries implementation plan; availability, 11410

NOTICES

Agency information collection activities:
Proposed collection; comment request, 11415-11416
National Weather Service; modernization and restructuring; Weather Service Offices—
Automation certifications; transmittal to Congress, 11416

Permits:

Endangered and threatened species, 11416-11417

National Park Service**NOTICES**

Native American human remains and associated funerary objects:

Burke Museum, University of Washington, WA—

Inventory from Nebraska, 11462

Inventory from Washington State, 11461

Peabody Museum of Archaeology and Ethnology, MA; yellow wooden sunflowers, etc., 11462

San Diego Museum of Man, CA; Hopi Katsina masks, 11463

University of Nevada-Las Vegas, Physical Anthropology Laboratory, NV; inventory from Lyon County, NV, 11463

National Science Foundation**NOTICES**

Agency information collection activities:

Submission for OMB review; comment request, 11479

Meetings:

Networking and Communications Research and Infrastructure Special Emphasis Panel, 11479–11480

National Transportation Safety Board**NOTICES**

Aircraft accidents; hearings, etc.:

Pensacola, FL; Delta Air Lines, Inc., flight 1288, MD-88, N927DA, 11480

Navy Department**RULES**

Navigation, COLREGS compliance exemptions:

USS Bataan, 11326–11327

USS Mount Whitney, 11325–11326

Nuclear Regulatory Commission**NOTICES**

Environmental statements; availability, etc.:

Entergy Operations, Inc., 11482–11483

Operating licenses, amendments; no significant hazards considerations; biweekly notices, 11483–11505

Applications, hearings, determinations, etc.:

Boston Edison Co., 11480–11482

Office of Management and Budget

See Management and Budget Office

Personnel Management Office**NOTICES**

Personnel management demonstration projects:

Army Department; Army Medical Research and Materiel Command, Fort Detrick, MD, 11676–11698

Army Department; Aviation Research, Development and Engineering Center, Federal Center, St. Louis, MO, 11700–11722

Army Department; U.S. Army Research Laboratory, Adelphi, MD, 11646–11673

Presidential Documents**ADMINISTRATIVE ORDERS**

Narcotics; major producing and drug transit countries, certification (Presidential Determination No. 97-18 of February 28, 1997), 11589–11614

Public Health Service

See Centers for Disease Control and Prevention

See Substance Abuse and Mental Health Services Administration

Railroad Retirement Board**RULES**

Railroad Retirement Act:

Occupational disability and survivor annuities; eligibility, 11323–11324

NOTICES

Agency information collection activities:

Proposed collection; comment request, 11508–11509

Securities and Exchange Commission**RULES**

Securities:

Securities offerings trading practices rule (Regulation M); manipulation conduct preclusion, 11321–11323

NOTICES

Self-regulatory organizations; proposed rule changes:

National Association of Securities Dealers, Inc., 11510–11511

Applications, hearings, determinations, etc.:

Painewebber/Kidder, Peabody Tax Exempt Money Fund, Inc., 11509

Small Business Administration**RULES**

Small business size standards:

Affiliation with investment companies, 11317–11318

Southeastern Power Administration**NOTICES**

Power marketing policy:

Jim Woodruff Project, 11413–11414

State Department**NOTICES**

Meetings:

Historical Diplomatic Documentation Advisory Committee, 11511

U.S. foreign policy economic sanctions programs; briefing, 11512

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

Meetings:

SAMHSA Special Emphasis Panel II, 11459

Surface Transportation Board**NOTICES**

Motor carriers:

Control exemptions—

Coach USA, Inc., 11518–11519

Railroad operation, acquisition, construction, etc.:

Burlington Northern Railroad Co., 11519

Minnesota Northern Railroad, Inc., 11519–11520

Orange County Transportation Authority et al., 11520–11521

RailAmerica, Inc., 11521

Union County Industrial Railroad Co. et al., 11521–11522

Transportation Department

See Federal Aviation Administration

See National Highway Traffic Safety Administration

See Surface Transportation Board

RULES

Organization, functions, and authority delegations:

Commandant, U.S. Coast Guard, et al., 11382–11383

NOTICES

Aviation proceedings:

Agreements filed; weekly receipts, 11512

Certificates of public convenience and necessity and foreign air carrier permits; weekly applications, 11512-11513

Treasury Department

See Fiscal Service
See Internal Revenue Service

United States Institute of Peace**NOTICES**

Meetings; Sunshine Act, 11522-11523

Wage and Hour Division**RULES**

Migrant and seasonal agricultural worker protection: Employ, independent contractor, and joint employment, definitions; Federal regulatory reform, 11734-11748

Separate Parts In This Issue**Part II**

Department of Housing and Urban Development, 11526-11583

Part III

Department of Education, 11586

Part IV

The President, 11589-11614

Part V

Federal Communications Commission, 11616-11643

Part VI

Personnel Management Office, 11646-11673

Part VII

Personnel Management Office, 11676-11698

Part VIII

Personnel Management Office, 11700-11722

Part IX

Environmental Protection Agency, 11724-11731

Part X

Department of Labor, Wage and Hour Division, 11734-11748

Part XI

Federal Trade Commission, 11750-11756

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.

3 CFR	648.....	11411
Administrative Orders:		
Presidential Determinations:		
No. 97-18 of February		
28, 1997		11588
5 CFR		
2638.....		11307
7 CFR		
932.....		11314
11 CFR		
111.....		11316
13 CFR		
121.....		11317
14 CFR		
39 (2 documents)	11318,	
	11320	
Proposed Rules:		
39 (5 documents)	11384,	
	11386, 11388, 11390, 11392	
16 CFR		
Proposed Rules:		
308.....		11750
17 CFR		
228.....		11321
229.....		11321
239.....		11321
240.....		11321
242.....		11321
20 CFR		
216.....		11323
25 CFR		
45.....		11324
26 CFR		
1.....		11324
Proposed Rules:		
1.....		11394
29 CFR		
500.....		11734
32 CFR		
706 (2 documents)	11325,	
	11326	
40 CFR		
52 (5 documents)	11327,	
	11332, 11334, 11337	
80.....		11346
81.....		11337
132.....		11724
180.....		11360
Proposed Rules:		
52 (5 documents)	11394,	
	11395, 11405	
80.....		11405
81.....		11405
47 CFR		
22.....		11616
76.....		11364
90.....		11616
Proposed Rules:		
22 (2 documents)	11407,	
	11638	
90.....		11638
101.....		11407
49 CFR		
1.....		11382
50 CFR		
Proposed Rules:		
300.....		11410
630.....		11410