

# Code of Federal Regulations

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



# Contents

## Federal Register

Vol. 62, No. 198

Tuesday, October 14, 1997

### Agricultural Marketing Service

#### RULES

Hazelnuts grown in Oregon and Washington, 53225–53227

#### NOTICES

Agency information collection activities:

Proposed collection; comment request, 53283

### Agriculture Department

See Agricultural Marketing Service

See Animal and Plant Health Inspection Service

See Commodity Credit Corporation

See Farm Service Agency

See Food and Consumer Service

#### NOTICES

Agency information collection activities:

Submission for OMB review; comment request, 53282–53283

### Animal and Plant Health Inspection Service

#### RULES

Plant-related quarantine, domestic:

Oriental fruit fly, 53223–53225

#### NOTICES

Agency information collection activities:

Proposed collection; comment request, 53283–53284

### Arts and Humanities, National Foundation

See National Foundation on the Arts and the Humanities

### Barry M. Goldwater Scholarship and Excellence in Education Foundation

#### NOTICES

Meetings; Sunshine Act, 53286

### Census Bureau

#### NOTICES

Agency information collection activities:

Proposed collection; comment request, 53286–53287

### Commerce Department

See Census Bureau

See International Trade Administration

See National Oceanic and Atmospheric Administration

### Committee for the Implementation of Textile Agreements

#### NOTICES

Cotton, wool, and man-made textiles:

Bangladesh, 53319–53320

Indonesia, 53320

Export visa requirements; certification, waivers, etc.:

China, 53321

### Commodity Credit Corporation

#### NOTICES

Agency information collection activities:

Proposed collection; comment request, 53284–53285

### Defense Department

See Uniformed Services University of the Health Sciences

### Drug Enforcement Administration

#### NOTICES

*Applications, hearings, determinations, etc.:*

Celgene Corp., 53338

City Drug Co., 53338–53343

Johnson & Johnson Pharmaceutical Partners, 53343

### Education Department

#### NOTICES

Agency information collection activities:

Proposed collection; comment request, 53321–53322

### Employment and Training Administration

#### NOTICES

Adjustment assistance:

Chevron USA et al., 53349–53350

Fruit of the Loom, 53350

Label Art/Short Run Labels, Inc., 53350

Lee Sportswear, Inc., 53350

Lovable Co., 53350

Norton McNaughton, Inc., 53350–53351

Adjustment assistance and NAFTA transitional adjustment assistance:

Brainard Rivet Co. et al., 53347–53349

### Energy Department

See Energy Efficiency and Renewable Energy Office

See Federal Energy Regulatory Commission

#### NOTICES

Floodplain and wetlands protection; environmental review determinations; availability, etc.:

Fernald, OH—

Air monitoring station No. 28; installation, 53322

### Energy Efficiency and Renewable Energy Office

#### RULES

Consumer products; energy conservation program:

Furnaces and boilers; test procedures, 53508–53510

### Environmental Protection Agency

#### RULES

Air programs; State authority delegations:

New Mexico, 53245–53246

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

Minnesota, 53239–53242

Virginia, 53234–53239, 53242–53245

Superfund program:

National oil and hazardous substances contingency plan—

National priorities list update, 53246–53247

#### PROPOSED RULES

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

Virginia, 53277–53278

#### NOTICES

Superfund; response and remedial actions, proposed settlements, etc.

McAdoo Associates Site, PA, 53331

### Executive Office of the President

See Presidential Documents

See Trade Representative, Office of United States

**Farm Credit Administration****RULES**

Farm credit system:

- Funding and fiscal affairs, loan policies and operations, and funding operations—
- Book-entry procedures for securities, 53227–53230

**Farm Service Agency****NOTICES**

Agency information collection activities:

- Proposed collection; comment request, 53284–53285

**Federal Aviation Administration****PROPOSED RULES**

Airworthiness directives:

- Airbus, 53269–53272
- British Aerospace, 53272–53274

**NOTICES**

Exemption petitions; summary and disposition, 53379

**Federal Communications Commission****NOTICES**

Common carrier services:

- Caller ID; blocking and unblocking; reconsideration petitions—
- Siemens Business Communications, Inc., et al, 53331–53332

**Federal Energy Regulatory Commission****NOTICES**

Environmental statements; availability, etc.:

- International Paper Co. et al., 53328

Meetings; Sunshine Act, 53329–53331

*Applications, hearings, determinations, etc.:*

- Agway Energy Services, Inc., 53322–53323
- American Electric Power Service Corp., 53323
- British Columbia Power Exchange Corp., 53323
- Detroit Edison Co. et al., 53323–53324
- Granger Energy, L.L.C., 53324
- Inventory Management & Distribution Co., Inc., 53324–53325
- Koch Gateway Pipeline Co., 53325–53326
- National Fuel Gas Supply Corp., 53326
- Pacific Gas & Electric Co., 53326–53327
- Total Energy, Inc., 53327
- Union Electric Development Corp. et al., 53327–53328
- Unitil Power Corp. et al., 53328

**Federal Housing Finance Board****PROPOSED RULES**

Federal home loan bank system:

- Combination business or farm properties on which residence is located; membership and advances eligibility, 53251–53253

**Federal Maritime Commission****NOTICES**

Agreements filed, etc., 53332

**Federal Transit Administration****NOTICES**

Grants and cooperative agreements; certifications and assurances; annual list, 53512–53522

**Fish and Wildlife Service****NOTICES**

Natural resource damage assessment plans; availability, etc.:

- Grand Calumet River et al., IN, 53335–53336

**Food and Consumer Service****NOTICES**

Agency information collection activities:

- Proposed collection; comment request, 53285

**Food and Drug Administration****NOTICES**

Meetings:

- Medical Devices Advisory Committee, 53333

**Health and Human Services Department**

See Food and Drug Administration

See National Institutes of Health

**NOTICES**

Agency information collection activities:

- Submission for OMB review; comment request, 53332

**Interior Department**

See Fish and Wildlife Service

See National Park Service

See Surface Mining Reclamation and Enforcement Office

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

Income taxes:

- Securities lending transaction; payment guidance, 53498–53502

Income taxes, etc.:

- Treaty-based return positions, 53384–53387
- Withholding of tax on certain U.S. source income paid to foreign persons and related collection, refunds, and credits, etc., 53387–53498

Procedure and administration:

- Internal revenue law violations; rewards for information, 53230–53232

**PROPOSED RULES**

Employment taxes and collection of income taxes at source:

- Form W-8; electronic filing, 53504–53506

Income taxes:

- Sales of obligations between interest payment dates; withholding on interest, 53503–53504

Procedure and administration:

- Internal revenue law violations; rewards for information; cross reference, 53274–53275

**NOTICES**

Agency information collection activities:

- Proposed collection; comment request, 53381
- Committees; establishment, renewal, termination, etc.:
- Commissioner's Advisory Group, 53381–53382

**International Development Cooperation Agency**

See Overseas Private Investment Corporation

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

Antidumping:

- Fresh cut flowers from—
- Colombia, 53287–53306
- Gray portland cement from—
- Mexico, 53306

Countervailing duties:

- Hot-rolled lead and bismuth carbon steel products from—
- United Kingdom, 53306–53317

**Justice Department**

See Drug Enforcement Administration

**Labor Department**

See Employment and Training Administration

**NOTICES**

## Privacy Act:

Systems of records, 53343-53347

**National Aeronautics and Space Administration****NOTICES**

Conduct of employees; post-employment restrictions; waivers:

Honeycutt, Jay, 53351

Patent licenses; non-exclusive, exclusive, or partially exclusive:

AI Gordon Software, Inc., 53351

CASI, 53351-53352

Computer Sciences Corp., 53352

**National Communications System****NOTICES**

## Meetings:

National Security Telecommunications Advisory Committee, 53352

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

## Meetings:

Arts and Artifacts Indemnity Panel Advisory Committee, 53352

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

## Meetings:

Center for Scientific Review special emphasis panels, 53333-53334

National Heart, Lung, and Blood Institute, 53334

National Institute of Mental Health, 53334

Recombinant DNA molecules research:

Actions under guidelines, 53335

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

Tuna, Atlantic bluefin fisheries, 53247-53248

**PROPOSED RULES**

Fishery conservation and management:

Caribbean Fishery Management Council; hearings, 53281

Caribbean, Gulf, and South Atlantic fisheries—  
Gulf of Mexico and South Atlantic coastal migratory pelagic resources, 53278-53281**NOTICES**

## Meetings:

Gulf of Mexico Fishery Management Council, 53317-53319

Permits:

Endangered and threatened species, 53319

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

Environmental statements; notice of intent:

Point Reyes National Seashore, CA, 53336

Vancouver National Historic Reserve, WA, 53336-53337

National Register of Historic Places:

Pending nominations, 53337-53338

**Nuclear Regulatory Commission****PROPOSED RULES**

Byproduct material; medical use:

Regulatory revision; issues and request for public input

Workshops, 53249-53250

Production and utilization facilities; domestic licensing:

Light water reactors; plant performance acceptability for severe accidents; safety regulations scope of consideration; withdrawn, 53250-53251

**NOTICES**

Generic letters:

Net positive suction head for emergency core cooling and containment heat removal pumps; adequacy confirmation information submission, 53353-53354

Meetings:

Reactor Safeguards Advisory Committee, 53354

*Applications, hearings, determinations, etc.:*

Wisconsin Electric Power Co., 53352-53353

**Office of United States Trade Representative**

See Trade Representative, Office of United States

**Overseas Private Investment Corporation****NOTICES**

Agency information collection activities:

Submission for OMB review; comment request, 53338

**Personnel Management Office****RULES**

Health benefits, Federal employees:

Opportunities to enroll and change enrollment  
Correction, 53223

Intergovernmental Personnel Act programs:

Personnel administration by State and local governments; merit systems standards  
Correction, 53223**NOTICES**

Agency information collection activities:

Proposed collection; comment request, 53354-53355

Meetings:

Federal Prevailing Rate Advisory Committee, 53355

**Presidential Documents****PROCLAMATIONS***Special observances:*

General Pulaski Memorial Day (Proc. 7036), 53527

Leif Erikson Day (Proc. 7035), 53525-53526

**Public Health Service**

See Food and Drug Administration

See National Institutes of Health

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

Self-regulatory organizations; proposed rule changes:

American Stock Exchange, Inc., 53356-53357

Boston Stock Exchange, Inc., 53357-53358

Chicago Board Options Exchange, Inc., 53358-53361

National Association of Securities Dealers, Inc., 53361-53369

New York Stock Exchange, Inc., 53369-53371

Options Clearing Corp., 53371-53373

Pacific Exchange, Inc., 53373-53377

*Applications, hearings, determinations, etc.:*

Nu-Tech Bio-Med, Inc., 53355-53356

**Small Business Administration****PROPOSED RULES**

Small business investment companies:

Miscellaneous amendments, 53253-53269

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

Agency information collection activities:

Proposed collection; comment request, 53377

**Surface Mining Reclamation and Enforcement Office****RULES**

Permanent program and abandoned mine land reclamation plan submissions:

Ohio, 53232-53234

**PROPOSED RULES**

Permanent program and abandoned mine land reclamation plan submissions:

Virginia, 53275-53277

**Tennessee Valley Authority****NOTICES**

Meetings; Sunshine Act, 53377-53378

**Textile Agreements Implementation Committee**

See Committee for the Implementation of Textile Agreements

**Trade Representative, Office of United States****NOTICES**

World Trade Organization:

Dispute settlement panel establishment requests—  
Japan; agricultural products; varietal testing and  
quarantine requirements, 53378-53379**Transportation Department**

See Federal Aviation Administration

See Federal Transit Administration

**Treasury Department**

See Internal Revenue Service

**NOTICES**

Agency information collection activities:

Submission for OMB review; comment request, 53379-  
53381**Uniformed Services University of the Health Sciences****NOTICES**

Meetings; Sunshine Act, 53321

**United States Information Agency****NOTICES**

Art objects; importation for exhibition:

Nature of Diamonds, 53382

---

**Separate Parts In This Issue****Part II**Department of the Treasury, Internal Revenue Service,  
53384-53506**Part III**Department of Energy, Energy Efficiency and Renewable  
Energy Office, 53508-53510**Part IV**Department of Transportation, Federal Transit  
Administration, 53512-53522**Part V**The President, 53525-53527

---

**Reader Aids**Additional information, including a list of telephone numbers, finding aids, reminders, and a list of Public Laws 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.

---

**Public Laws Electronic Notification Service**Free electronic mail notification of newly enacted Public Laws is now available. To subscribe, send E-mail to **PENS@GPO.GOV** with the message: *SUBSCRIBE PENS-L FIRSTNAME LASTNAME*.

**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:**

7035.....53525  
7036.....53527

**5 CFR**

890.....53223  
900.....53223

**7 CFR**

301.....53223  
982.....53225

**10 CFR**

430.....53508

**Proposed Rules:**

35.....53249  
50.....53250

**12 CFR**

615.....53227

**Proposed Rules:**

933.....53251  
935.....53251

**13 CFR****Proposed Rules:**

107.....53253

**14 CFR****Proposed Rules:**

39 (2 documents) .....53269,  
53272

**26 CFR**

1 (3 documents) .....53384,  
53367, 53498  
31.....53367  
35a.....53367  
301 (3 documents) .....53230  
502.....53367  
503.....53367  
509.....53367  
513.....53367  
514.....53367  
516.....53367  
517.....53367  
520.....53367  
521.....53367  
602 (3 documents) .....53230,  
53384, 53367

**Proposed Rules:**

1 (2 documents) .....53503,  
53504  
301.....53274

**30 CFR**

935.....53232

**Proposed Rules:**

946.....53275

**40 CFR**

52 (3 documents) .....53234,  
53239, 53242  
60.....53245  
61.....53245  
300.....53246

**Proposed Rules:**

52 (2 documents) .....53277

**50 CFR**

285.....53247

**Proposed Rules:**

622.....53278  
642.....53281