



Federal Register

5-23-00

Vol. 65 No. 100

Pages 33247-33428

Tuesday

May 23, 2000

Editorial Note: In the issue of Monday, May 22, 2000 the inside cover should read 32007-33246. In addition, page 32241 should read 32241-33241.



The **FEDERAL REGISTER** 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.

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 <http://www.nara.gov/fedreg>.

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 as one of the databases on GPO Access, 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 a.m. each day the **Federal Register** is published and it includes both text and graphics from Volume 59, Number 1 (January 2, 1994) forward.

GPO Access users can choose to retrieve online **Federal Register** documents as TEXT (ASCII text, graphics omitted), PDF (Adobe Portable Document Format, including full text and all graphics), or SUMMARY (abbreviated text) files. Users should carefully check retrieved material to ensure that documents were properly downloaded.

On the World Wide Web, connect to the **Federal Register** at <http://www.access.gpo.gov/nara>. Those without World Wide Web access can also connect with a local WAIS client, by Telnet to swais.access.gpo.gov, or by dialing (202) 512-1661 with a computer and modem. When using Telnet or modem, type swais, then log in as guest with no password.

For more information about GPO Access, contact the GPO Access User Support Team by E-mail at gpoaccess@gpo.gov; by fax at (202) 512-1262; or call (202) 512-1530 or 1-888-293-6498 (toll free) between 7 a.m. and 5 p.m. Eastern time, Monday-Friday, except Federal holidays.

The annual subscription price for the **Federal Register** paper edition is \$638, or \$697 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 \$253. Six month subscriptions are available for one-half the annual rate. The charge for individual copies in paper form is \$9.00 for each issue, or \$9.00 for each group of pages as actually bound; or \$2.00 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, MasterCard or Discover. 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: 65 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. 65, No. 100

Tuesday, May 23, 2000

Agriculture Department

See Foreign Agricultural Service

See National Agricultural Statistics Service

Army Department

See Engineers Corps

NOTICES

Environmental statements; availability, etc.:

Base realignment and closure—

Fort Chaffee, AR, 33301–33302

Centers for Disease Control and Prevention

NOTICES

Grant and cooperative agreement awards:

National Conference of State Legislatures, 33327–33329

Coast Guard

RULES

Ports and waterways safety:

Chesapeake Bay, Baltimore, MD; transit of sailing vessel
Amerigo Vespucci; safety zone, 33258–33259

Regattas and marine parades, anchorage regulations, and
ports and waterways safety:

OPSAIL 2000, Baltimore, MD; regulated areas, 33255–
33258

NOTICES

Agency information collection activities:

Proposed collection; comment request, 33399

Commerce Department

See Foreign-Trade Zones Board

See International Trade Administration

See National Oceanic and Atmospheric Administration

Copyright Office, Library of Congress

PROPOSED RULES

Copyright office and procedures:

Sound recordings, public performance; service definition,
33266–33268

Customs Service

RULES

Inspection, search, and seizure:

Controlled substances; summary forfeiture, 33254–33255

Merchandise, special classes:

Softwood lumber shipments from Canada, 33251–33253

Defense Department

See Army Department

See Engineers Corps

See Navy Department

PROPOSED RULES

Federal Acquisition Regulation (FAR):

Information technology; interagency acquisition by
executive agent; withdrawn, 33427–33428

Drug Enforcement Administration

NOTICES

Applications, hearings, determinations, etc.:

Isotec Inc., 33354

Novartis Pharmaceutical Corp., 33354

Radian International LLC, 33354–33355

Sigma Chemical Co., 33355–33356

Education Department

NOTICES

Agency information collection activities:

Submission for OMB review; comment request, 33308–
33309

Grants and cooperative agreements; availability, etc.:

Special education and rehabilitative services—

Children with disabilities programs, 33309–33312

Employment and Training Administration

NOTICES

Agency information collection activities:

Proposed collection; comment request, 33359–33360

Energy Department

See Federal Energy Regulatory Commission

NOTICES

Committees; establishment, renewal, termination, etc.:

Environmental Management Site-Specific Advisory
Board, 33312

Grants and cooperative agreements; availability, etc.:

Chemical and Biological Nonproliferation Program,
33312–33313

Engineers Corps

PROPOSED RULES

Danger zones and restricted areas:

New River, NC; U.S. Marine Corps waterborne refueling
training operation in Morgan Bay sector, 33425–
33426

Environmental Protection Agency

RULES

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

California, 33259–33260

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

Vinclozolin, 33260–33262

Water pollution; effluent guidelines for point source
categories:

Waste combustors
Correction, 33423

PROPOSED RULES

Air quality implementation plans:

Preparation, adoption, and submittal—

Consolidated emissions reporting, 33268–33280

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

California, 33280–33281

NOTICES

Agency information collection activities:

Submission for OMB review; comment request, 33317–
33318

Meetings:

Science Advisory Board; correction, 33318

Pesticide, food, and feed additive petitions:

Natural Plant Products S.A., 33319–33322

Reports and guidance documents; availability, etc.:

Lakes and reservoirs; nutrient critical technical guidance
manual, 33322–33323

Executive Office of the President

See Presidential Documents

Federal Aviation Administration**RULES**

Class E airspace, 33250–33251

Federal Communications Commission**PROPOSED RULES**

Common carrier services:

- Carrier identification codes; “soft slamming” and carrier identification problems arising from shared use, and resellers requirement to obtain own codes, 33281–33283

Federal Deposit Insurance Corporation**NOTICES**

Agency information collection activities:

- Submission for OMB review; comment request, 33323–33324

Federal Energy Regulatory Commission**NOTICES**

Environmental statements; availability, etc.:

- PacifiCorp et al., 33315–33316

Hydroelectric applications, 33316

Applications, hearings, determinations, etc.:

- Columbia Gulf Transmission Co., 33313
- Northern Natural Gas Co., 33314
- Pacific Gas & Electric Co., 33314
- Pine Needle LNG Co., LLC, 33314
- Transwestern Pipeline Co., 33314–33315
- Trunkline Gas Co., 33315

Federal Law Enforcement Training Center**NOTICES**

Meetings:

- National Center for State and Local Law Enforcement Training Center Advisory Committee, 33421

Federal Motor Carrier Safety Administration**NOTICES**

Agency information collection activities:

- Proposed collection; comment request, 33399–33400

Motor carrier safety standards:

- Driver qualifications—
 - Allen, Elijah, Jr., et al.; vision requirement exemptions, 33406–33414
 - Haugen, Eldo J., et al.; vision requirement exemptions denied, 33400–33406

Federal Railroad Administration**RULES**

Steam locomotives; inspection and maintenance standards; public meetings, 33262

NOTICES

Exemption petitions, etc.:

- Apalachicola Northern Railroad Co., 33414
- Carolina Rail Services, Inc., 33414–33415
- Central Montana Rail, Inc., 33415
- Pioneer Valley Railroad, 33415–33416
- York Railway Co., 33416

Safety advisories, bulletins, and directives:

- RoadRailer trailers; securement of floor beam cross-members, 33416–33417

Federal Reserve System**NOTICES**

Banks and bank holding companies:

- Formations, acquisitions, and mergers, 33324–33325
- Permissible nonbanking activities, 33325

Meetings:

- Consumer Advisory Council, 33325–33326

Fish and Wildlife Service**PROPOSED RULES**

Endangered and threatened species:

- Dusky gopher frog; Mississippi gopher frog distinct population segment, 33283–33291

NOTICES

Comprehensive conservation plans; availability, etc.:

- Salinas River National Wildlife Refuge, Ca, 33347–33348

Environmental statements; availability, etc.:

- Incidental take permits—
 - Bastrop County, TX; Houston toad, 33348–33349

Food and Drug Administration**NOTICES**

Agency information collection activities:

- Submission for OMB review; comment request, 33329–33330

Meetings:

- Psychopharmacological Drugs Advisory Committee, 33330

Memorandums of understanding:

- Food Safety and Inspection Service; food ingredients and radiation sources used in meat and poultry products production; listing or approval, 33330–33334

Foreign Agricultural Service**NOTICES**

Agency information collection activities:

- Proposed collection; comment request, 33292–33293

Foreign-Trade Zones Board**NOTICES**

Applications, hearings, determinations, etc.:

- North Carolina
 - Consolidated Diesel Co. (Inc.); spark-ignition and diesel engine manufacturing facilities, 33294
- South Carolina
 - Hubner Manufacturing Corp.; industrial bellows/molded parts manufacturing facility, 33295

General Services Administration**PROPOSED RULES**

Federal Acquisition Regulation (FAR):

- Information technology; interagency acquisition by executive agent; withdrawn, 33427–33428

NOTICES

Environmental statements; notice of intent:

- Springfield, MA; U.S. Courthouse, 33326

Health and Human Services Department

See Centers for Disease Control and Prevention

See Food and Drug Administration

See National Institutes of Health

See Public Health Service

See Substance Abuse and Mental Health Services Administration

NOTICES

Agency information collection activities:

- Submission for OMB review; comment request, 33326

Meetings:

- National Bioethics Advisory Commission, 33326–33327

Immigration and Naturalization Service**NOTICES**

Temporary protected status program designations:
Kosovo Province; termination, 33356–33358

Indian Affairs Bureau**NOTICES**

Tribal-State Compacts approval; Class III (casino) gambling:
Coushatta Tribe of Louisiana; correction, 33423

Interior Department

See Fish and Wildlife Service

See Indian Affairs Bureau

See Land Management Bureau

See National Park Service

International Trade Administration**NOTICES**

Antidumping:

Fresh garlic from—
China, 33295–33297

Freshwater crawfish tail meat from—
China, 33297

Silicon metal from—
Brazil, 33297–33298

Antidumping and countervailing duties:

Brass sheet and strip from—
Various countries, 33295

Applications, hearings, determinations, etc.:

University of—
Wisconsin-Milwaukee, 33298

Justice Department

See Drug Enforcement Administration

See Immigration and Naturalization Service

See Prisons Bureau

Labor Department

See Employment and Training Administration

See Occupational Safety and Health Administration

See Pension and Welfare Benefits Administration

NOTICES

Meetings:

Trade Negotiations and Trade Policy Labor Advisory
Committee, 33358–33359

Land Management Bureau**NOTICES**

Withdrawal and reservation of lands:

Wyoming, 33349

Library of Congress

See Copyright Office, Library of Congress

Maritime Administration**NOTICES**

Agency information collection activities:

Submission for OMB review; comment request, 33418

National Aeronautics and Space Administration**PROPOSED RULES**

Federal Acquisition Regulation (FAR):

Information technology; interagency acquisition by
executive agent; withdrawn, 33427–33428

National Agricultural Statistics Service**NOTICES**

Agency information collection activities:

Proposed collection; comment request, 33293–33294

National Institutes of Health**NOTICES**

Agency information collection activities:

Proposed collection; comment request, 33334–33335

Meetings:

Chronic Fatigue Syndrome Coordinating Committee,
33335

National Cancer Institute, 33335–33336

National Center for Research Resources, 33336–33337

National Heart, Lung, and Blood Institute, 33337

National Institute of Allergy and Infectious Diseases,
33342

National Institute of Child Health and Human
Development, 33339–33342

National Institute of Dental and Craniofacial Research,
33339–33341

National Institute of Diabetes and Digestive and Kidney
Diseases, 33343

National Institute of Mental Health, 33342–33343

National Institute of Nursing Research, 33342

National Institute on Aging, 33340

National Institute on Drug Abuse, 33337–33339

Scientific Review Center, 33343–33344

National Oceanic and Atmospheric Administration**RULES**

Fishery conservation and management:

West Coast States and Western Pacific fisheries—
Pacific Coast groundfish; correction, 33423

NOTICES

Agency information collection activities:

Proposed collection; comment request, 33298–33299

Meetings:

Gulf of Mexico Fishery Management Council, 33299–
33300

Pacific Fishery Management Council, 33300

National Park Service**NOTICES**

Native American human remains and associated funerary
objects:

611th Air Support Group, Elmendorf Air Force Base,
AK—

Inventory from Shemya Island, AK, 33349–33350

Agate Fossil Beds National Monument, National Park
Service, Harrison, NE, et al.—

Inventory from Nebraska panhandle region, 33350–
33351

National Museum of Health and Medicine, Armed Forces
Institute of Pathology, Washington, DC—

Native Hawaiian remains, 33351–33352

Public Museum of Grand Rapids, MI—

Marpiya Okinajin; Dakota man executed in 1862

following United States-Dakota War, 33352–33353

San Diego Archaeological Center, San Diego CA—

Projectile points and beads from Santee Greens Site,
CA, 33353

National Science Foundation**NOTICES**

Antarctic Conservation Act of 1978; permit applications,
etc., 33377–33378

National Transportation Safety Board**NOTICES**

Meetings; Sunshine Act, 33378

Navy Department**NOTICES**

Environmental statements; availability, etc.:

Base realignment and closure—

Naval Air Station Agana, GU, 33302–33308

Nuclear Regulatory Commission**NOTICES**

Applications, hearings, determinations, etc.:

Public Service Electric & Gas Co., 33378–33380

Occupational Safety and Health Administration**PROPOSED RULES**

Occupational safety and health standards:

Ergonomics program—

State and local governments, Postal Service, and
railroads; economic impact; comment request,
33263–33265

Pension and Welfare Benefits Administration**NOTICES**

Employee benefit plans; prohibited transaction exemptions:

Banc Funds Co., LLC, et al., 33360–33376

Texas Iron Workers and Employers et al., 33376–33377

Presidential Documents**PROCLAMATIONS**

Special observances:

Safe Boating Week, National (Proc. 7309), 33247–33248

Prisons Bureau**NOTICES**

Environmental statements; notice of intent:

Fresno County, CA; medium-security or high-security
Federal correctional facility, 33358

Public Health Service

See Centers for Disease Control and Prevention

See Food and Drug Administration

See National Institutes of Health

*See Substance Abuse and Mental Health Services
Administration*

NOTICES

Meetings:

National Toxicology Program—

Center for Evaluation of Risks to Human Reproduction;
phthalates review; comment request, 33344–33345

Railroad Retirement Board**NOTICES**

Meetings:

Actuarial Advisory Committee, 33380

Research and Special Programs Administration**NOTICES**

Hazardous materials:

Applications; exemptions, renewals, etc., 33418–33421

Securities and Exchange Commission**NOTICES**

Investment Company Act of 1940:

Order applications—

Northbrook Life Insurance Co. et al., 33380–33383

Self-regulatory organizations; proposed rule changes:

Chicago Stock Exchange, Inc., 33383–33384

National Association of Securities Dealers, Inc., 33384–
33396

New York Stock Exchange, Inc., 33396–33398

Small Business Administration**RULES**

Small business size standards:

8(a) business development/small disadvantaged business
status determinations, 33249–33250

NOTICES

Agency information collection activities:

Submission for OMB review; comment request, 33398

State Department**NOTICES**

Meetings:

Shipping Coordinating Committee, 33398–33399

Statistical Reporting Service

See National Agricultural Statistics Service

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

Grants and cooperative agreements; availability, etc.:

HIV Services Integration Planning, 33345–33347

Transportation Department

See Coast Guard

See Federal Aviation Administration

See Federal Motor Carrier Safety Administration

See Federal Railroad Administration

See Maritime Administration

See Research and Special Programs Administration

Treasury Department

See Customs Service

See Federal Law Enforcement Training Center

Veterans Affairs Department**NOTICES**

Legal interpretations; General Counsel-precedent opinions:

Veterans' benefits under VA administered laws;
summary, 33421–33422

Separate Parts In This Issue**Part II**

Department of Army, Corps of Engineer, 33425–33426

Part III

Department of Defense, General Services Administration,
National Aeronautics and Space Administration,
33427–33428

Reader Aids

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

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**

7309.....33247

13 CFR

124.....33249

14 CFR

71.....33250

19 CFR

12.....33251

162.....33254

29 CFR**Proposed Rules:**

1910.....33263

33 CFR

100.....33255

110.....33255

165 (2 documents)33255,
33258**Proposed Rules:**

334.....33426

37 CFR**Proposed Rules:**

201.....33266

40 CFR

52.....33259

180.....33260

444.....33423

Proposed Rules:

51.....33268

52.....33280

47 CFR**Proposed Rules:**

64.....33281

48 CFR**Proposed Rules:**

17.....33428

49 CFR

209.....33262

230.....33262

50 CFR

600.....33423

660.....33423

Proposed Rules:

17.....33283