



# Federal Register

---

10-26-00

Vol. 65 No. 208

Pages 64133-64334

Thursday

Oct. 26, 2000



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](http://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](mailto: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

### 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:** November 14, 2000, at 9:00 a.m.
- 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. 65, No. 208

Thursday, October 26, 2000

### Agricultural Marketing Service

#### RULES

Commodity laboratory testing programs:  
Science and Technology Laboratory Service; fee changes,  
64301–64318

### Agriculture Department

See Agricultural Marketing Service

See Natural Resources Conservation Service

### Antitrust Division

#### NOTICES

National cooperative research notifications:  
Die Products Consortium, 64236  
Enterprise Computer Telephony Forum, 64236–64237

### Civil Rights Commission

#### NOTICES

Meetings; State advisory committees:  
Arkansas, 64202  
Mississippi, 64202–64203  
Nebraska, 64203  
Oklahoma, 64203

### Commerce Department

See International Trade Administration

See National Oceanic and Atmospheric Administration

### Commodity Futures Trading Commission

#### RULES

Organization, functions, and authority delegations:  
International Affairs Office; Director and Deputy Director,  
64136–64137

### Customs Service

#### RULES

Merchandise, special classes:  
Archaeological and ethnological material from—  
Nicaragua; pre-Hispanic cultures, 64140–64142

#### PROPOSED RULES

Tariff-rate quotas:  
Wool products; limited refund of duties, 64178–64188

### Defense Department

See Navy Department

#### PROPOSED RULES

Federal Acquisition Regulation (FAR):  
Labor clauses application, 64297–64299

#### NOTICES

Meetings:  
Healthcare Quality Initiatives Review Panel, 64204

### Employment and Training Administration

#### NOTICES

Adjustment assistance:  
Consolidated Metco, Inc., 64257  
Nippers Workshop, Inc., 64257–64258  
Robert Bosch Corp., 64258  
Vincennes Industries, 64258  
Wexco Corp. et al., 64258–64259  
Wolverine World Wide, Inc., 64259  
NAFTA transitional adjustment assistance:  
Brown Wooten Mills, Inc., 64259

Thomson Consumer Electronic, Inc., 64259–64260  
Wolverine World Wide, Inc., 64260

### Employment Standards Administration

#### NOTICES

Agency information collection activities:  
Proposed collection; comment request, 64260–64261

### Energy Department

See Federal Energy Regulatory Commission

#### NOTICES

Meetings:  
Environmental Management Site-Specific Advisory  
Board—  
Paducah Gaseous Diffusion Plant, KY, 64204–64205  
Fusion Energy Sciences Advisory Committee, 64205  
National Coal Council, 64205–64206

### Environmental Protection Agency

#### RULES

Air pollutants, hazardous; national emission standards:  
Polymers and resins—  
Compliance date (Group IV); indefinite stay;  
withdrawn, 64161  
Air quality implementation plans; approval and  
promulgation; various States:  
Missouri, 64145–64161  
Texas, 64148–64156  
Wisconsin, 64142–64145  
Hazardous waste program authorizations:  
Tennessee, 64161–64164  
Vermont, 64164–64167

#### PROPOSED RULES

Air quality implementation plans; approval and  
promulgation; various States:  
Massachusetts, 64191  
Missouri, 64191–64193  
Nitrogen oxides emissions from portland cement kilns;  
additional information availability, 64189–64190  
Texas, 64191–64192  
Wisconsin, 64190–64191  
Hazardous waste program authorizations:  
Tennessee, 64193  
Vermont, 64193–64194

#### NOTICES

Agency information collection activities:  
Submission for OMB review; comment request, 64219–  
64220  
Water pollution control:  
Clean Water Act—  
Class II administrative penalty assessments, 64220–  
64221

### Executive Office of the President

See Trade Representative, Office of United States

### Federal Aviation Administration

#### RULES

Airworthiness directives:  
Boeing, 64134–64136

#### PROPOSED RULES

Airworthiness directives:  
Dornier, 64176–64178

**NOTICES**

Aeronautical land-use assurance; waivers:  
 Carl L. Keller Field Airport, OH, 64276  
 Passenger facility charges; applications, etc.:  
 Jacksonville International Airport, FL, 64276–64277

**Federal Bureau of Investigation****NOTICES**

Agency information collection activities:  
 Submission for OMB review; comment request, 64237–64238

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

Common carrier services:  
 Wireless telecommunications services—  
 700 MHz Guard Bands; Manager licenses auction;  
 reserve prices or minimum opening bids, etc.,  
 64221

**Federal Election Commission****NOTICES**

Meetings; Sunshine Act, 64221–64222

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

Electric rate and corporate regulation filings:  
 Avista Corp. et al., 64215  
 Energetix, Inc., et al., 64215–64216  
 Entergy Services, Inc., et al., 64216–64217  
 Southern Co. Services, Inc., 64217  
 Environmental statements; notice of intent:  
 Colorado Interstate Gas Co., 64217–64218  
 Hydroelectric applications, 64218–64219  
 Practice and procedure:  
 Off-the-record communications, 64219  
*Applications, hearings, determinations, etc.:*  
 Algonquin Gas Transmission Co., 64206–64207  
 Allegheny Power, 64207  
 Carolina Power & Light Co. et al., 64207–64208  
 Citizens Communication Co. et al., 64208  
 Concord Electric Co. et al., 64208  
 Edison Mission Energy and Midwest Generation, LLC, et al., 64209  
 Glacier Electric Cooperative, Inc., et al.; RTO informational filings, 64209  
 GridFlorida LLC et al., 64209–64210  
 Mahue Construction Co., 64210  
 Maritimes & Northeast Pipeline, L.L.C., 64210–64211  
 Midwest ISO Transmission Owners et al., 64211–64212  
 MIGC, Inc., 64212  
 Minnesota Power et al., 64212  
 PJM Interconnection, L.L.C., et al., 64212–64213  
 Southern Natural Gas Co., 64213–64214  
 Southwest Power Pool, Inc., 64214  
 Texas Eastern Transmission Corp., 64214–64215  
 Transwestern Pipeline Co., 64215

**Federal Railroad Administration****NOTICES**

Exemption petitions, etc.:  
 Minnesota Northern Railroad, 64277

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

Endangered and threatened species permit applications,  
 64230–64231

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

Agency information collection activities:  
 Reporting and recordkeeping requirements, 64222  
 Submission for OMB review; comment request, 64222–64224  
 Meetings:  
 Biological Response Modifiers Advisory Committee, 64224  
 Science Board, 64224  
 Reports and guidance documents; availability, etc.:  
 Abbreviated new drug applications; referencing discontinued labeling for listed drugs, 64225–64226  
 Complete responses to clinical holds; submission and review, 64226

**General Services Administration****PROPOSED RULES**

Federal Acquisition Regulation (FAR):  
 Labor clauses application, 64297–64299

**Health and Human Services Department**

*See* Food and Drug Administration  
*See* Health Care Financing Administration  
*See* Substance Abuse and Mental Health Services Administration

**PROPOSED RULES**

Civil Rights Restoration Act:  
 Nondiscrimination on basis of race, color, national origin, handicap, sex, and age; conforming amendments, 64194–64201

**NOTICES**

Meetings:  
 Vital and Health Statistics National Committee, 64222

**Health Care Financing Administration****NOTICES**

Agency information collection activities:  
 Proposed collection; comment request, 64226–64229  
 Submission for OMB review; comment request, 64229

**Housing and Urban Development Department****PROPOSED RULES**

Equal employment opportunity; policies and procedures; update, 64319–64334

**Immigration and Naturalization Service****NOTICES**

Agency information collection activities:  
 Proposed collection; comment request, 64238–64239  
 Submission for OMB review; comment request, 64239–64257

**Interior Department**

*See* Fish and Wildlife Service  
*See* Land Management Bureau  
*See* Minerals Management Service  
*See* National Park Service  
*See* Reclamation Bureau

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

Meetings:  
 Environmental Technologies Trade Advisory Committee, 64203

**Justice Department**

*See* Antitrust Division

See Federal Bureau of Investigation  
See Immigration and Naturalization Service

**NOTICES**

Pollution control; consent judgments:  
Keystone Sanitation Co., Inc., 64234–64235  
Maryland Aviation Administration, 64235  
Menard, Inc., et al., 64235–64236  
Ryms Heating Oils, Inc., et al., 64236

**Labor Department**

See Employment and Training Administration  
See Employment Standards Administration  
See Mine Safety and Health Administration  
See Occupational Safety and Health Administration

**Land Management Bureau****NOTICES**

Meetings:

Resource Advisory Councils—  
John Day/Snake, 64231  
Lower Snake River District, 64231

Realty actions; sales, leases, etc.:  
California; correction, 64231

**Minerals Management Service****NOTICES**

Meetings:  
Minerals Management Advisory Board, 64231

**Mine Safety and Health Administration****NOTICES**

Safety standard petitions:  
D&A Resources, Inc., et al., 64261–64262

**National Aeronautics and Space Administration****PROPOSED RULES**

Federal Acquisition Regulation (FAR):  
Labor clauses application, 64297–64299

**National Council on Disability****NOTICES**

Meetings; Sunshine Act, 64262–64263

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

Credit unions:  
Affiliate information sharing provisions; compliance,  
64168–64176

**National Oceanic and Atmospheric Administration****NOTICES**

Coastal zone management programs and estuarine  
sanctuaries:  
State programs—  
Intent to evaluate performance, 64203–64204

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

Meetings:  
National Park System Advisory Board, 64231–64232  
Native American human remains and associated funerary  
objects:  
State Museum of Pennsylvania, PA—  
Inventory from various sites in Pennsylvania, 64232–  
64233

**National Science Foundation****NOTICES**

Meetings:

Bioengineering and Environmental Systems Special  
Emphasis Panel, 64263  
Civil and Mechanical Systems Special Emphasis Panel,  
64263  
Electrical and Communications Systems Special  
Emphasis Panel, 64263  
Mathematical Sciences Special Emphasis Panel, 64263–  
64264  
Physics Special Emphasis Panel, 64264

**Natural Resources Conservation Service****NOTICES**

Environmental statements; availability, etc.:  
Mission-Lapwai Creek Supplemental Number 2  
Watershed Protection Project, ID, 64202

**Navy Department****NOTICES**

Aircraft Carrier ex-SARATOGA; donation applications;  
submission deadline, 64204

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

Environmental statements; availability, etc.:  
Entergy Gulf States, Inc., et al., 64265  
*Applications, hearings, determinations, etc.:*  
Entergy Operations, Inc., 64264–64265

**Occupational Safety and Health Administration****RULES**

Consultation agreements; procedural changes, 64281–64295

**Office of United States Trade Representative**

See Trade Representative, Office of United States

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

Employment:  
Placement assistance and reduction in force notices,  
64133–64134

**PROPOSED RULES**

Administrative law judges; appointment, pay, and removal;  
withdrawn, 64168

**NOTICES**

Senior Executive Service:  
Performance Review Board; membership, 64265

**Public Health Service**

See Food and Drug Administration  
See Substance Abuse and Mental Health Services  
Administration

**Railroad Retirement Board****NOTICES**

Agency information collection activities:  
Proposed collection; comment request, 64265–64266  
Privacy Act:  
Systems of records, 64266–64274

**Reclamation Bureau****NOTICES**

Environmental statements; availability, etc.:  
Arrowrock Dam; ID; outlet works rehabilitation, 64234

**Securities and Exchange Commission****RULES**

## Securities:

- Options disclosure documents—  
Rule 9b-1 amendment, 64137–64140

**NOTICES**

- Self-regulatory organizations; proposed rule changes:  
Boston Stock Exchange, Inc., 64274–64275

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

- Senior Executive Service:  
Performance Review Board; membership, 64229–64230

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

- Railroad operation, acquisition, construction, etc.:  
Burlington Northern & Santa Fe Railway Co., 64277
- Railroad services abandonment:  
Union Pacific Railroad Co., 64277–64278

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

## Meetings:

- Industry Sector Advisory Committees—  
Small and Minority Business, 64275
- Tariff-rate quota amount determinations:  
Beef from New Zealand, 64275–64276

**Transportation Department**

- See* Federal Aviation Administration
- See* Federal Railroad Administration
- See* Surface Transportation Board

**Treasury Department***See* Customs Service**NOTICES**

- Agency information collection activities:  
Submission for OMB review; comment request, 64278–  
64280
- 

**Separate Parts In This Issue****Part II**

Department of Labor, Occupational Safety and Health  
Administration, 64281–64295

**Part III**

Department of Defense, General Services Administration,  
National Aeronautics and Space Administration,  
64297–64299

**Part IV**

Department of Agriculture, Agricultural Marketing Service,  
64301–64318

**Part V**

Department of Housing and Urban Development, 64319–  
64334

---

**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.

**5 CFR**

330 .....64133  
351 .....64133

**Proposed Rules:**

930 .....64168

**7 CFR**

90 .....64302  
91 .....64302  
92 .....64302  
93 .....64302  
94 .....64302  
98 .....64302

**12 CFR****Proposed Rules:**

706 .....64168

**14 CFR**

39 .....64134

**Proposed Rules:**

39 .....64176

**17 CFR**

140 .....64136  
240 .....64137

**19 CFR**

12 .....64140

**Proposed Rules:**

10 .....64178

**24 CFR****Proposed Rules:**

7 .....64320

**29 CFR**

1908 .....64282

**40 CFR**

52 (5 documents) .....64142,  
64145, 64148, 64156, 64158  
63 .....64161  
70 .....64158  
271 (2 documents) .....64161,  
64164

**Proposed Rules:**

52 (7 documents) .....64189,  
64190, 64191, 64192  
70 .....64192  
271 (2 documents) .....64193

**45 CFR****Proposed Rules:**

80 .....64194  
84 .....64194  
86 .....64194  
90 .....64194  
91 .....64194

**48 CFR****Proposed Rules:**

52 .....64298