



Federal Register

3-15-02

Vol. 67 No. 51

Pages 11555-11888

Friday

Mar. 15, 2002



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 \$699, or \$764 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 \$264. Six month subscriptions are available for one-half the annual rate. The charge for individual copies in paper form is \$10.00 for each issue, or \$10.00 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: 67 FR 12345.

SUBSCRIPTIONS AND COPIES

PUBLIC

Subscriptions:

Paper or fiche 202-512-1800
Assistance with public subscriptions 202-512-1806

General online information 202-512-1530; 1-888-293-6498

Single copies/back copies:

Paper or fiche 202-512-1800
Assistance with public single copies 1-866-512-1800
(Toll-Free)

FEDERAL AGENCIES

Subscriptions:

Paper or fiche 202-523-5243
Assistance with Federal agency subscriptions 202-523-5243

What's NEW!

Federal Register Table of Contents via e-mail

Subscribe to FEDREGTOC, to receive the **Federal Register** Table of Contents in your e-mail every day.

If you get the HTML version, you can click directly to any document in the issue.

To subscribe, go to <http://listserv.access.gpo.gov> and select:

Online mailing list archives

FEDREGTOC-L

Join or leave the list

Then follow the instructions.



Contents

Federal Register

Vol. 67, No. 51

Friday, March 15, 2002

Agricultural Marketing Service

RULES

Raisins produced from grapes grown in—
California, 11555–11557

PROPOSED RULES

Avocados grown in—

Florida, 11751–11753

Cherries (tart) grown in—

Michigan et al., 11753–11762

Prunes (dried) produced in—

California, 11762–11766

Agriculture Department

See Agricultural Marketing Service

See Animal and Plant Health Inspection Service

See Commodity Credit Corporation

See Forest Service

NOTICES

Agency information collection activities:

Submission for OMB review; comment request, 11652–11657

Committees; establishment, renewal, termination, etc.:

National Agricultural Research, Extension, Education, and Economics Advisory Board, 11657–11658

Meetings:

National Agricultural Research, Extension, Education, and Economics Advisory Board, 11658–11659

Air Force Department

NOTICES

Meetings:

Scientific Advisory Board, 11679

U.S. Nuclear Command and Control System End-to-End Review Federal Advisory Committee, 11679

Animal and Plant Health Inspection Service

RULES

Exportation and importation of animals and animal products:

Horses, ruminants, swine, and dogs; inspection and treatment for screwworm, 11561–11565

Livestock exported from U.S.; origin health certificates; inspection requirements, 11557–11561

Overtime services relating to imports and exports:

Commuted traveltime allowances, 11565–11566

PROPOSED RULES

Fruits and vegetables, imported; irradiation phytosanitary treatment, 11747–11751

Arts and Humanities, National Foundation

See National Foundation on the Arts and the Humanities

Blind or Severely Disabled, Committee for Purchase From People Who Are

See Committee for Purchase From People Who Are Blind or Severely Disabled

Census Bureau

NOTICES

Census 2000:

Urban and rural territory; classification criteria, 11663–11670

Centers for Disease Control and Prevention

NOTICES

Committees; establishment, renewal, termination, etc.:
Advisory Committee to Director, 11704

Centers for Medicare & Medicaid Services

PROPOSED RULES

Medicare:

Medicare-Endorsed Prescription Drug Card Assistance Initiative

Correction, 11745

Coast Guard

RULES

Ports and waterways safety:

Boston Marine Inspection Zone and Captain of the Port Zone, MA; safety and security zones, 11577–11579

Commerce Department

See Census Bureau

See International Trade Administration

See National Oceanic and Atmospheric Administration

NOTICES

Agency information collection activities:

Submission for OMB review; comment request, 11663

Committee for Purchase From People Who Are Blind or Severely Disabled

NOTICES

Procurement list; additions and deletions, 11661–11663

Procurement list; additions and deletions; correction, 11663

Commodity Credit Corporation

NOTICES

Agency information collection activities:

Proposed collection; comment request, 11659

Tobacco, burley and flue-cured; 2001 marketing quota referenda results, 11659–11660

Commodity Futures Trading Commission

RULES

Security futures products:

Large trader reports; reporting levels, 11569–11571

Court Services and Offender Supervision Agency for the District of Columbia

PROPOSED RULES

Freedom of Information Act, Privacy Act, et al.; implementation, 11803–11815

NOTICES

Privacy Act:

Systems of records, 11815–11841

Defense Department

See Air Force Department

NOTICES

Environmental statements; availability, etc.:

Missile Defense Agency; ground-based midcourse defense validation of operational concept; construction and test activities impacts, 11678–11679

Delaware River Basin Commission**NOTICES**

Freedom of Information Act; implementation:
Fees; hearing, 11680

Education Department**NOTICES**

Grants and cooperative agreements; availability, etc.:
Special education and rehabilitative services—
Projects with Industry Program, 11680–11681

Meetings:

President's Advisory Board on Historically Black Colleges
and Universities, 11682

Employment Standards Administration**NOTICES**

Minimum wages for Federal and federally-assisted
construction; general wage determination decisions,
11715–11716

Energy Department

See Federal Energy Regulatory Commission
See Western Area Power Administration

Environmental Protection Agency**RULES****Air pollution control:**

State operating permits programs—
Iowa, 11579–11581

Air programs:

Ambient air quality standards, national—
Ozone; 1-hour standards interpretation; CFR correction,
11579

Air programs; approval and promulgation; State plans for
designated facilities and pollutants:

Indiana; correction, 11745

PROPOSED RULES**Air pollution control:**

State operating permits programs—
Connecticut, 11773–11776

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

California, 11770–11772

Grants and other Federal assistance:

Clean Air Act Tribal authority—
Idaho, Oregon, and Washington; Indian reservations;
Federal implementation plans, 11747–11801

Hazardous waste:

Identification and listing—
Exclusions, 11776–11788

NOTICES

Environmental statements; availability, etc.:

Agency statements—

Comment availability, 11691
Weekly receipts, 11691–11692

Reports and guidance documents; availability, etc.:

Agency's Progress Toward Implementing Superfund
(1998 FY); annual report to Congress, 11692

Federal Aviation Administration**RULES**

Class E airspace; correction, 11746

Federal Communications Commission**NOTICES**

Agency information collection activities:

Proposed collection; comment request, 11692–11695

Federal Energy Regulatory Commission**NOTICES**

Electric and natural gas prices; potential manipulation; fact-
finding investigation:

Jurisdictional sellers and non-jurisdictional sellers in the
West

Clarification, 11684

Electric rate and corporate regulation filings:

Choctaw Gas Generation, LLC, et al., 11684–11687

Hydroelectric applications, 11687–11689

Meetings:

Electricity Market Design and Structure, 11690

Electricity Market Design and Structure; RTO Cost
Benefit Analysis Report; technical conference,
11689–11690

Practice and procedure:

Off-the-record communications, 11690–11691

Applications, hearings, determinations, etc.:

Columbia Gas Transmission Corp., 11682–11683
West Texas Gas Inc., 11683

Federal Highway Administration**NOTICES**

Environmental statements; notice of intent:

Suffolk County, NY, 11742

Federal Housing Enterprise Oversight Office**RULES**

Risk-based capital:

Counterparty haircuts, multifamily loans, and refunding;
technical amendments and corrections, 11849–11872

Federal Maritime Commission**NOTICES**

China; shipping restrictions; requirements and practices,
11695–11697

Complaints filed:

Anchor Shipping Co., 11697

Federal Railroad Administration**RULES**

Railroad consolidations, mergers, and acquisitions of
control:

Safety integration plans, 11582–11608

Federal Reserve System**NOTICES**

Agency information collection activities:

Reporting and recordkeeping requirements, 11697–11699

Banks and bank holding companies:

Change in bank control, 11699–11700

Federal Trade Commission**NOTICES**

Agency information collection activities:

Proposed collection; comment request; correction, 11745

Premerger notification waiting periods; early terminations,
11700–11701

Financial Management Service

See Fiscal Service

Fiscal Service**RULES**

Treasury tax and loan depositories:

Federal taxes payment and Treasury Tax and Loan

Program; interest rate adjustment flexibility and term
investment option, 11573–11577

Food and Drug Administration**RULES**

Human drugs:

Topical antifungal products (OTC); final monograph amendment

Correction, 11571

NOTICES

Human drugs:

Anticaries drug products (OTC); intraoral appliance models use for compliance with biological testing requirements; information and comment request, 11704–11705

Forest Service**NOTICES**

Meetings:

Resource Advisory Committees—
Plumas County, 11660–11661

General Services Administration**NOTICES**

Agency information collection activities:

Proposed collection; comment request, 11701–11702

Health and Human Services Department

See Centers for Disease Control and Prevention

See Centers for Medicare & Medicaid Services

See Food and Drug Administration

See Health Resources and Services Administration

See Substance Abuse and Mental Health Services Administration

NOTICES

Agency information collection activities:

Submission for OMB review; comment request, 11702

Privacy Act:

Systems of records, 11702–11703

Health Resources and Services Administration**NOTICES**

Meetings:

Graduate Medical Education Council, 11705

Housing and Urban Development Department

See Federal Housing Enterprise Oversight Office

NOTICES

Grants and cooperative agreements; availability, etc.:

Facilities to assist homeless—

Excess and surplus Federal property, 11706

Public and Indian housing:

Public Housing Assessment System—

Physical and financial condition indicators; scoring methodologies, 11843–11848

Immigration and Naturalization Service**NOTICES**

Agency information collection activities:

Proposed collection; comment request, 11714–11715

Indian Affairs Bureau**NOTICES**

Land acquisitions into trust:

United Auburn Indian Community of California, 11706

Interior Department

See Indian Affairs Bureau

See Land Management Bureau

See Reclamation Bureau

Internal Revenue Service**NOTICES**

Meetings:

Citizen Advocacy Panels—
Florida, 11744

Midwest District, 11744

International Trade Administration**NOTICES**

Antidumping:

Automotive replacement glass windshields from—
China, 11670–11673

Carbon and alloy steel wire rod from—
Various countries, 11674

Silicon metal from—

Brazil, 11674

Stainless steel wire rod from—

Sweden, 11674–11675

Meetings:

Russian Federation; inquiry into status as non-market economy country under U.S. antidumping and countervailing duty laws; hearing, 11675

International Trade Commission**NOTICES**

Import investigations:

Ink jet print cartridges and components, 11708–11709

Silicon metal from—

Russia, 11709–11710

Meetings; Sunshine Act, 11710–11711

Justice Department

See Immigration and Naturalization Service

PROPOSED RULES

Privacy Act; implementation, 11768–11769

NOTICES

Privacy Act:

Systems of records, 11711–11714

Labor Department

See Employment Standards Administration

See Labor Statistics Bureau

See Mine Safety and Health Administration

See Occupational Safety and Health Administration

Labor Statistics Bureau**NOTICES**

Agency information collection activities:

Proposed collection; comment request, 11716–11717

Land Management Bureau**NOTICES**

Public land orders:

Colorado, 11706–11707

New Mexico, 11707

Oklahoma, 11707

Mine Safety and Health Administration**NOTICES**

Safety standard petitions:

D&F Deep Mine Buck Drift et al., 11717–11718

National Archives and Records Administration**PROPOSED RULES**

Records management:

Nixon Presidential materials; reproduction, 11769–11770

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

Agency information collection activities;
Proposed collection; comment request, 11719–11720

National Oceanic and Atmospheric Administration**RULES**

Fishery conservation and management:
Alaska; fisheries of Exclusive Economic Zone—
Pollock, 11608–11609

NOTICES

Grants and cooperative agreements; availability, etc.:
Ocean Exploration Initiative; correction, 11675–11676

Meetings:
North Pacific Fishery Management Council, 11676

Permits:
Endangered and threatened species, 11676–11677
Marine mammals, 11677

Reports and guidance documents; availability, etc.:
West Coast States and Western Pacific fisheries—
Western Pacific crustacean; 2002 bank-specific harvest
guidelines, 11678

National Science Foundation**NOTICES**

Agency information collection activities:
Submission for OMB review; comment request, 11720–
11721

Meetings:
Environmental Research and Education Advisory
Committee, 11721

Nuclear Regulatory Commission**RULES**

Spent nuclear fuel and high-level radioactive waste;
independent storage; licensing requirements:
Approved spent fuel storage casks; list, 11566–11569

PROPOSED RULES

Spent nuclear fuel and high-level radioactive waste;
independent storage; licensing requirements:
Approved spent fuel storage casks; list, 11766–11768

NOTICES

Environmental statements; availability, etc.:
Tennessee Valley Authority, 11721–11722

Occupational Safety and Health Administration**NOTICES**

Agency information collection activities:
Proposed collection; comment request, 11718–11719

Office of Federal Housing Enterprise Oversight

See Federal Housing Enterprise Oversight Office

Pension Benefit Guaranty Corporation**RULES**

Single-employer plans:
Allocation of assets—
Interest assumptions for valuing and paying benefits,
11572–11573

NOTICES

Multiemployer plans:
Interest rates and assumptions, 11722–11723

Personnel Management Office**NOTICES**

Agency information collection activities:
Submission for OMB review; comment request, 11723

Health benefits, Federal employees:

Federal Long Term Care Insurance Program; early
enrollment, 11723–11724

Senior Executive Service:

Performance Review Board; membership, 11724

Public Debt Bureau

See Fiscal Service

Public Health Service

See Centers for Disease Control and Prevention

See Food and Drug Administration

See Health Resources and Services Administration

See Substance Abuse and Mental Health Services
Administration

Reclamation Bureau**NOTICES**

Environmental statements; availability, etc.:
Colorado River water deliveries to southern California;
inadvertent overrun and payback policy and related
Federal actions, 11707–11708

Securities and Exchange Commission**NOTICES**

Investment Company Act of 1940:

Exemption applications—

Catholic Funds, Inc., et al., 11725–11727

LaSalle Funding LLC, 11724–11725

Meetings; Sunshine Act, 11727

Options Price Reporting Authority:

Consolidated Options Last Sale Reports and Quotation
Information; Reporting Plan; amendments, 11727–
11730

Self-regulatory organizations; proposed rule changes:

Emerging Markets Clearing Corp., 11730–11731

International Securities Exchange LLC, 11731–11735

National Association of Securities Dealers, Inc., 11735

New York Stock Exchange, Inc., 11735–11737

Options Clearing Corp., 11737–11738

Philadelphia Stock Exchange, Inc., 11738–11739

Stock Clearing Corp. of Philadelphia, 11739–11740

Small Business Administration**RULES**

Small business standards and disaster loan program:

Travel agencies; economic injury disaster loan program,
11873–11880

PROPOSED RULES

Small business size standards:

Travel agencies, 11880–11888

NOTICES

Agency information collection activities:

Submission for OMB review; comment request, 11740–
11741

Disaster loan areas:

New York, 11741

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

Agency information collection activities:

Proposed collection; comment request, 11705–11706

Surface Transportation Board**RULES**

Railroad consolidations, mergers, and acquisitions of
control:

Safety integration plans, 11582–11608

NOTICES

Railroad operation, acquisition, construction, etc.:
Butte-Silver Bow County, MT, 11743
Railroad services abandonment:
CSX Transportation, Inc., 11743-11744

Transportation Department

See Coast Guard
See Federal Aviation Administration
See Federal Highway Administration
See Federal Railroad Administration
See Surface Transportation Board

RULES

Organization, functions, and authority delegations:
Federal Motor Carrier Safety Administration,
Administrator, 11581-11582

NOTICES

Aviation proceedings:
Agreements filed; weekly receipts, 11741
Certificates of public convenience and necessity and
foreign air carrier permits; weekly applications,
11741-11742

Treasury Department

See Fiscal Service
See Internal Revenue Service

Western Area Power Administration**NOTICES**

Power rate adjustments:
Boulder Canyon Project; correction, 11745

Separate Parts In This Issue**Part II**

Environmental Protection Agency, 11747-11801

Part III

Court Services and Offender Supervision Agency for the
District of Columbia, 11803-11841

Part IV

Housing and Urban Development Department, 11843-11848

Part V

Office of Federal Housing Enterprise Oversight, Federal
Housing Enterprise Oversight Office, 11849-11872

Part VI

Small Business Administration, 11873-11888

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.

To subscribe to the Federal Register Table of Contents
LISTSERV electronic mailing list, go to <http://listserv.access.gpo.gov> and select Online mailing list
archives, FEDREGTOC-L, Join or leave the list (or change
settings); then follow the instructions.

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.

7 CFR

989.....11555

Proposed Rules:

305.....11610

915.....11614

930 (2 documents)11616,

11622

993.....11625

9 CFR

91.....11557

93.....11561

97.....11565

161.....11557

10 CFR

72.....11566

Proposed Rules:

72.....11629

12 CFR

1750.....11850

13 CFR

121.....11874

123.....11874

Proposed Rules:

121.....11881

14 CFR

71 (3 documents)11746

17 CFR

15.....11569

21 CFR

333.....11571

28 CFR**Proposed Rules:**

16 (2 documents)11631

802.....11804

29 CFR

4022.....11572

4044.....11572

31 CFR

203.....11573

33 CFR

165.....11577

36 CFR**Proposed Rules:**

1275.....11632

40 CFR

50.....11579

62.....11745

70.....11579

Proposed Rules:

49.....11748

52.....11633

70.....11636

261.....11639

42 CFR**Proposed Rules:**

403.....11745

49 CFR

1.....11581

244.....11582

1106.....11582

50 CFR

679.....11608