



Federal Register

7-5-02

Vol. 67 No. 129

Pages 44757-45048

Friday

July 5, 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.

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: July 23, 2002—9:00 a.m. to noon

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; or
info@fedreg.nara.gov



Contents

Federal Register

Vol. 67, No. 129

Friday, July 5, 2002

Agriculture Department

See Animal and Plant Health Inspection Service

See Farm Service Agency

See Food and Nutrition Service

See Forest Service

See Natural Resources Conservation Service

NOTICES

Agency information collection activities:

Proposed collection; comment request, 44795

Committees; establishment, renewal, termination, etc.:

Rural America National Board, 44795–44796

Animal and Plant Health Inspection Service

NOTICES

Agency information collection activities:

Proposed collection; comment request, 44796–44797

Environmental statements; availability, etc.:

Oral rabies vaccination programs, 44797–44798

Exportation and importation of animals and animal products:

Classical swine fever; European Union risk analysis; comment request, 44798–44799

Army Department

See Engineers Corps

NOTICES

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

Assay for detecting, measuring, and monitoring activities and concentrations of proteins and methods of use, 44808

Force sensing treadmill, 44808–44809

Ricin vaccine and methods of making and using, 44809

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

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

Centers for Disease Control and Prevention

NOTICES

Grants and cooperative agreements; availability, etc.:

Antimicrobial Resistance; Applied Research, 44847

Autism and Other Developmental Disabilities

Epidemiology; Centers of Excellence, 44847–44850

National Violent Death Reporting System; development, 44850–44854

Commerce Department

See National Oceanic and Atmospheric Administration

Committee for Purchase From People Who Are Blind or Severely Disabled

NOTICES

Procurement list; additions and deletions, 44807–44808

Commodity Futures Trading Commission

RULES

Commodity pool operators and commodity trading advisors:

Commodity pools; profile documents; disclosure; correction

Correction, 44931

Defense Department

See Army Department

See Engineers Corps

See Navy Department

Delaware River Basin Commission

NOTICES

Meetings and hearings, 44812

Education Department

RULES

Elementary and secondary education:

Disadvantaged children; academic achievement improvement, 45037–45047

NOTICES

Grants and cooperative agreements; availability, etc.:

Elementary and secondary education—

Voluntary Public School Choice Program, 44815–44817

Women's Educational Equity Program, 44812–44815

Special education and rehabilitative services—

Parents of children with disabilities; training and information; correction, 44817

Postsecondary education:

William D. Ford Federal Direct Loan Program—

Income contingent repayment plan formula; annual updates, 44817–44822

Employment Standards Administration

NOTICES

Minimum wages for Federal and federally-assisted construction; general wage determination decisions, 44881–44883

Energy Department

See Energy Efficiency and Renewable Energy Office

See Federal Energy Regulatory Commission

Energy Efficiency and Renewable Energy Office

RULES

Energy conservation:

Commercial and industrial equipment; energy efficiency program—

CSA International; electric motor efficiency; classification determination, 45017–45028

Underwriters Laboratories Inc.; electric motor efficiency; classification determination, 45027–45036

Engineers Corps

NOTICES

Environmental statements; notice of intent:

Daguerre Point Dam, CA; Fish Passage Improvement Project, 44809–44810

Los Angeles County, CA; West Basin Marine Terminal improvement projects, 44810–44811

Environmental Protection Agency

RULES

Air pollutants, hazardous; national emission standards:

Portland cement manufacturing industry

Correction and clarification, 44766–44769

Air quality planning purposes; designation of areas:

Alaska, 44769–44770

Water pollution control:

- Ocean dumping; site designations—
Atlantic Ocean offshore Wilmington, NC, 44770–44773

NOTICES

Agency information collection activities:

- Proposed collection; comment request, 44828–44830
- Submission for OMB review; comment request, 44830–44832

Environmental statements; availability, etc.:

- Weekly receipts, 44832

Grants and cooperative agreements; availability, etc.:

- New and Emerging Air Technologies Web Data Base, 44833–44836

Meetings:

- FIFRA Scientific Advisory Panel, 44836–44837

Toxic and hazardous substances control:

- New chemicals; receipt and status information, 44837–44842

Farm Service Agency**NOTICES**

Grants and cooperative agreements; availability, etc.:

- Horse Breeder Loan Program, 44799–44804

Federal Aviation Administration**NOTICES**

Airport noise compatibility program:

- Noise exposure maps—
Brownsville/South Padre Island International Airport, TX, 44922–44923
- Seattle-Tacoma International Airport, WA, 44923–44924

Aviation insurance:

- Third party war risk liability insurance, 44924–44925

Meetings:

- Air Traffic Procedures Advisory Committee, 44925

Passenger facility charges; applications, etc.:

- San Luis Obispo County Regional Airport, CA, 44925–44926

Federal Communications Commission**RULES**

Digital television stations; table of assignments:

- South Carolina, 44777

PROPOSED RULES

Digital television stations; table of assignments:

- Arizona, 44790–44791
- West Virginia, 44791–44792

Television stations; table of assignments:

- Kansas, 44792
- Mississippi, 44790

NOTICES

Meetings:

- North American Numbering Council, 44842

Federal Energy Regulatory Commission**NOTICES**

Electric rate and corporate regulation filings:

- Logan Generating Co., L.P., et al., 44824–44825

Environmental statements; availability, etc.:

- Hydro Development Group, Inc., 44825–44826
- S.D. Warren Co., 44825

- South Carolina Electric & Gas Co., 44825

Environmental statements; notice of intent:

- Gustavus Electric Co., 44826–44827

Hydroelectric applications, 44827

Practice and procedure:

- Off-the-record communications, 44828

Applications, hearings, determinations, etc.:

- Caledonia Generating, LLC, et al., 44822

Drew River Mill, Inc., 44827–44828

McDonough Power Cooperative, 44822

Midwest Independent Transmission System Operator, Inc., et al., 44822

Old Dominion Electric Cooperative, 44823

San Diego Gas & Electric Co. et al., 44823

Transcontinental Gas Pipe Line Corp., 44823

Utility Contract Funding, L.L.C., 44824

Federal Housing Finance Board**NOTICES**

Meetings; Sunshine Act, 44842

Federal Maritime Commission**RULES**

Passenger vessel financial responsibility:

- Transportation nonperformance; financial responsibility requirements
- Self-insurance and sliding scale discontinuance and guarantor limitations, 44774–44776

NOTICES

Agreements; additional information requests:

- Eastern Car Liner/Fesco Ocean Management Ltd. et al., 44843

Agreements filed, etc., 44842–44843

China; shipping restrictions; requirements and practices, 44843–44844

Ocean transportation intermediary licenses:

- All Flags Forwarding Inc. et al., 44844–44845
- Go-Trans (New York) Ltd. et al., 44845

Federal Reserve System**NOTICES**

Agency information collection activities:

- Reporting and recordkeeping requirements, 44845–44846

Banks and bank holding companies:

- Formations, acquisitions, and mergers, 44846

Federal Retirement Thrift Investment Board**NOTICES**

Meetings; Sunshine Act, 44846–44847

Financial Management Service*See* Fiscal Service**Fiscal Service****NOTICES**

Surety companies acceptable on Federal bonds:

- Sorema North America Reinsurance Co., 44929
- Universal Bonding Insurance Co., 44929–44930

Fish and Wildlife Service**PROPOSED RULES**

Endangered and threatened species:

- Coastal cutthroat trout in Washington and Oregon; withdrawn, 44933–44961

NOTICES

Endangered and threatened species and marine mammal permit applications, 44873

Endangered and threatened species permit applications, 44873–44874

Marine mammal permit applications, 44874

Food and Drug Administration**RULES**

Animal drugs, feeds, and related products:

- Lincomycin
Correction, 44931

PROPOSED RULES

Human drugs:

- Unapproved new investigational drug products; export requirements
- Correction, 44931

NOTICES

Grant and cooperative agreement awards:

- Food Safety and Applied Nutrition Joint Institute, University of Maryland, 44854–44857

Reports and guidance documents; availability, etc.:

- Individual product labeling guidances; withdrawn, 44857–44858

- Nasal spray and inhalation solution, suspension, and spray drug products; chemistry, manufacturing, and controls documentation, 44858–44859

Food and Nutrition Service**NOTICES**

Child nutrition programs:

- Child and adult care food program—
- National average payment rates, day care home food service payment rates, etc., 44804–44805

Forest Service**NOTICES**

Environmental statements; notice of intent:

- Lincoln National Forest, NM, 44805
- Monongahela National Forest, WV, 44805–44807

Meetings:

- Resource Advisory Committees—
- Modoc, 44807

General Services Administration**NOTICES**

Travel and transportation; Household Goods Tender of Service:

- Centralized Household Goods Traffic Management Program; flat industrial funding fee converted to percentage IFF; correction, 44931

Health and Human Services Department

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

Grants and cooperative agreements; availability, etc.:

- Family planning services, 45013–45016

Housing and Urban Development Department**PROPOSED RULES**

Public and Indian housing:

- Indian housing block grant allocation formula; negotiated rulemaking committee; intent to establish, 44787–44790

NOTICES

Agency information collection activities:

- Proposed collection; comment request, 44862–44871

Grants and cooperative agreements; availability, etc.:

- Facilities to assist homeless—
- Excess and surplus Federal property, 44871

Mortgage and loan insurance programs:

- Credit Watch Termination Initiative; list of mortgagees whose Origination Approval Agreements have been terminated, 44871–44873

Interior Department

See Fish and Wildlife Service

See Land Management Bureau

See Minerals Management Service

Justice Department**NOTICES**

Pollution control; consent judgments:

- Acme Alloys et al., 44877
- Fort James Operating Co., 44877–44878
- Indiana, Borough of, PA, 44878
- Pennsylvania Industrial Development Authority et al., 44878
- Scovill, Inc., 44878–44879
- South Jersey Clothing Co., Inc., 44879

Labor Department

See Employment Standards Administration

NOTICES

Agency information collection activities:

- Submission for OMB review; comment request, 44879–44881

Land Management Bureau**NOTICES**

Environmental statements; availability, etc.:

- Trans-Alaska Pipeline System Right-of-Way Renewal; hearings schedule, 44874–44875

Maritime Administration**NOTICES**

Coastwise trade laws; administrative waivers:

- JEANNE PIERRE II, 44926–44927
- SPINDRIFT, 44927–44928
- TAI-PAN, 44928

Minerals Management Service**NOTICES**

Agency information collection activities:

- Proposed collection; comment request, 44875–44877

National Aeronautics and Space Administration**RULES**

Acquisition regulations:

- Contractor performance information, 44777

NOTICES

Meetings:

- Advisory Council
- Biological and Physical Research Committee, 44883–44884

National Archives and Records Administration**RULES**

Federal claims collection, 44757–44765

Records management:

- Nixon Presidential materials; reproduction, 44765–44766

National Institutes of Health**NOTICES**

Inventions, Government-owned; availability for licensing, 44859–44860

Meetings:

- National Center on Minority Health and Health Disparities, 44860
- National Institute of Mental Health, 44861
- National Institute on Alcohol Abuse and Alcoholism, 44860–44861

National Oceanic and Atmospheric Administration**RULES**

Fishery conservation and management:
West Coast States and Western Pacific fisheries—
Pacific Coast groundfish, 44778–44786

PROPOSED RULES

Fishery conservation and management:
Alaska; fisheries of Exclusive Economic Zone—
Bering Sea and Aleutian Islands groundfish, 44794
Northeastern United States fisheries—
Atlantic mackerel, squid, and butterfish, 44792–44794

Natural Resources Conservation Service**NOTICES**

Environmental statements; availability, etc.:
Lower Clear Boggy Creek Watershed, OK, 44807

Navy Department**NOTICES**

Meetings:
Naval Academy, Board of Visitors, 44811–44812

Nuclear Regulatory Commission**NOTICES**

Meetings:
Nuclear Waste Advisory Committee, 44884–44885
Applications, hearings, determinations, etc.:
Safety Light Corp., 44884

Public Debt Bureau

See Fiscal Service

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

Securities and Exchange Commission**PROPOSED RULES**

Securities:
Financial information quality enhancement framework;
auditing process oversight improvement, 44963–
45011

NOTICES

Investment Company Act of 1940:
Deregistration applications—
Brazos Insurance Funds et al., 44885–44886
Exemption applications—
Vision Group of Funds et al., 44886–44888
Joint industry plan:
National Association of Securities Dealers, Inc., et al.,
44888–44900
Self-regulatory organizations; proposed rule changes:
American Stock Exchange LLC, 44900–44905
International Securities Exchange, Inc., 44905–44906
National Association of Securities Dealers, Inc., 44906–
44916
New York Stock Exchange, Inc., 44916–44918
Pacific Exchange, Inc., 44918–44919

Small Business Administration**NOTICES**

Disaster loan areas:
Alaska, 44919
Massachusetts, 44920

Grants and cooperative agreements; availability, etc.:
Women's Business Centers; financial counseling and
other technical assistance, 44920

State Department**NOTICES**

Inmarsat and INTELSAT; intergovernmental satellite
privatization effects; comment request, 44920–44921
Meetings:
Public Diplomacy, U.S. Advisory Commission, 44921

State Justice Institute**NOTICES**

Meetings; Sunshine Act, 44921

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

Grants and cooperative agreements; availability, etc.:
Knowledge Dissemination Conference Program, 44861–
44862
Mental Health Services Center—
Mental Health Services Needs of Older Adults;
National Technical Assistance Center; correction,
44862

Surface Transportation Board**NOTICES**

Railroad operation, acquisition, construction, etc.:
Morristown & Erie Railway, Inc., 44928–44929

Transportation Department

See Federal Aviation Administration
See Maritime Administration
See Surface Transportation Board

NOTICES

Aviation proceedings:
Hearings, etc.—
Caribbean Star Airlines, Inc., 44921–44922
Environmental statements; notice of intent:
Shasta and Trinity Counties, CA, 44922

Treasury Department

See Fiscal Service

Separate Parts In This Issue**Part II**

Interior Department, Fish and Wildlife Service, 44933–
44961

Part III

Securities and Exchange Commission, 44963–45011

Part IV

Health and Human Services Department, 45013–45016

Part V

Energy Department, Energy Efficiency and Renewable
Energy Office, 45017–45036

Part VI

Education Department, 45037–45047

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.

10 CFR

431 (2 documents)45018,
45028

17 CFR

4.....44931

Proposed Rules:

210.....44964

229.....44964

21 CFR

558.....44931

Proposed Rules:

312.....44931

24 CFR**Proposed Rules:**

1000.....44787

34 CFR

200.....45038

36 CFR

1201.....44757

1275.....44765

40 CFR

63.....44766

81.....44769

228.....44770

46 CFR

540.....44773

47 CFR

73.....44777

Proposed Rules:

73 (4 documents)44790,

44791, 44792

48 CFR

1842.....44777

50 CFR

300.....44778

600.....44778

660.....44778

Proposed Rules:

17.....44934

648.....44792

679.....44794