

Reader Aids

Federal Register

Vol. 68, No. 208

Tuesday, October 28, 2003

CUSTOMER SERVICE AND INFORMATION

Federal Register/Code of Federal Regulations	
General Information, indexes and other finding aids	202-741-6000
Laws	741-6000
Presidential Documents	
Executive orders and proclamations	741-6000
The United States Government Manual	741-6000
Other Services	
Electronic and on-line services (voice)	741-6020
Privacy Act Compilation	741-6064
Public Laws Update Service (numbers, dates, etc.)	741-6043
TTY for the deaf-and-hard-of-hearing	741-6086

ELECTRONIC RESEARCH

World Wide Web

Full text of the daily Federal Register, CFR and other publications is located at: <http://www.access.gpo.gov/nara>

Federal Register information and research tools, including Public Inspection List, indexes, and links to GPO Access are located at: http://www.archives.gov/federal_register/

E-mail

FEDREGTOC-L (Federal Register Table of Contents LISTSERV) is an open e-mail service that provides subscribers with a digital form of the Federal Register Table of Contents. The digital form of the Federal Register Table of Contents includes HTML and PDF links to the full text of each document.

To join or leave, 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.

PENS (Public Law Electronic Notification Service) is an e-mail service that notifies subscribers of recently enacted laws.

To subscribe, go to <http://listserv.gsa.gov/archives/publaws-l.html> and select *Join or leave the list (or change settings)*; then follow the instructions.

FEDREGTOC-L and **PENS** are mailing lists only. We cannot respond to specific inquiries.

Reference questions. Send questions and comments about the Federal Register system to: info@fedreg.nara.gov

The Federal Register staff cannot interpret specific documents or regulations.

FEDERAL REGISTER PAGES AND DATE, OCTOBER

56521-56764	1
56765-57318	2
57319-57606	3
57607-57782	6
57783-58008	7
58009-58260	8
58261-58574	9
58575-59078	10
59079-59304	14
59305-59512	15
59513-59704	16
59705-59854	17
59855-60024	20
60025-60280	21
60281-60616	22
60617-60840	23
60841-61096	24
61097-61322	27
61323-61606	28

CFR PARTS AFFECTED DURING OCTOBER

At the end of each month, the Office of the Federal Register publishes separately a List of CFR Sections Affected (LSA), which lists parts and sections affected by documents published since the revision date of each title.

3 CFR	59307, 61323
319	60617
Executive Orders:	759.....61324
12978 (See Notice of	777.....61324
October 16, 2003)	.....60023
783	.....61324
800	.....61326
801	.....60617
905	.....59446
930	.....57321
931	.....60025
945	.....59524
956	.....57324
993	.....57783, 60618, 60620
999	.....60620
1206	.....58552
1220	.....57326
1411	.....61324
1439	.....61324
1447	.....61324
1464	.....61324
1469	.....61324
1476	.....61324
1477	.....61324
1478	.....61324
1479	.....61324
1902	.....61329
1930	.....61329
1942	.....61329
1944	.....61329
1948	.....61329
1951	.....61329
1955	.....61329
1956	.....61329
1962	.....61329
1965	.....61329
1980	.....61329
2045	.....61329
Proposed Rules:	
58	.....57382
59	.....61141
301	.....59548
923	.....58636
946	.....58638
966	.....61146
1000	.....59554
1001	.....59554
1005	.....59554
1006	.....59554
1007	.....59554
1030	.....59554
1032	.....59554
1033	.....59554
1124	.....59554
1126	.....59554
1131	.....59554
1135	.....59554
1206	.....58556
8 CFR	
316	.....61333
Proposed Rules:	
103	.....61148
214	.....61148

5 CFR

575	.....56665
870	.....59081
890	.....56523
892	.....56523, 56525
1201	.....59859
1203	.....59859
1208	.....59859
1209	.....59859
2601	.....60594

6 CFR

2559684
----	------------

7 CFR

272	.....59519
275	.....59519
301	.....56529, 59082, 59091,

299.....61148	59106, 59109, 59531, 59532,	220.....60290	4044.....59315
9 CFR	59707, 59709, 59711, 60028,	402.....60294	4050.....61344
1.....58575	60283, 60284, 60624, 60843,	Proposed Rules:	4062.....61344
2.....58575	60845, 61334, 61336	404.....61162	4203.....61344
3.....58575	71.....57347, 58011, 58582,	416.....61162	4204.....61344
94.....59527	59112, 59113, 59148, 59713,	21 CFR	4207.....61344
113.....57607	61097, 61098, 61338	1.....58894, 58974, 61340	4208.....61344
Proposed Rules:	91.....60832, 61304	20.....58894, 61340	4211.....61344
113.....57638	97.....57347, 57349, 60030,	111.....59714	4219.....61344
10 CFR	60286	172.....57799, 57957	4220.....61344
Ch. 1.....58792	119.....60031	310.....59714	4221.....61344
30.....57327	121.....60031, 60832	347.....58273	4231.....61344
40.....57327	135.....60031, 60832	510.....59880	4245.....61344
70.....57327	1204.....60847	520.....57351, 59880	4281.....61344
72.....57785	Proposed Rules:	522.....56765, 59880, 60296	4901.....61344
Proposed Rules:	25.....58042	529.....57613, 59880	4902.....61344
9.....61374	39.....56591, 56594, 56596,	556.....60296	4903.....61344
40.....59346, 60885	56598, 56792, 56794, 56796,	870.....61342	4907.....61344
52.....57383	56799, 56801, 57392, 57394,	1300.....57799	Proposed Rules:
71.....60886	57639, 58044, 58046, 58050,	1301.....58587	1926.....59751
72.....57839	58283, 58285, 58287, 58289,	1309.....57799	30 CFR
11 CFR	58291, 59136, 59138, 59139,	1310.....57799	935.....57352
Proposed Rules:	59347, 59349, 59555, 59892,	Proposed Rules:	938.....56765, 57805
114.....60887	60047, 60151, 60300, 60627,	1.....56600	Proposed Rules:
12 CFR	60887, 61158	310.....60302	914.....59352
3.....56530	61.....60572	334.....60302	917.....57398
204.....57788	71.....60049	356.....57642	920.....61172
208.....56530	73.....58052	606.....61172	926.....61175
225.....56530	91.....60572	22 CFR	
325.....56530	119.....60572	120.....57352, 61098	
506.....59997	121.....60572, 61161	123.....61098	
559.....57790, 59997	135.....60572	124.....61098	
562.....57790, 59997	136.....60572	125.....61098	
563.....57790, 59997	15 CFR	23 CFR	
567.....56530	30.....59877	630.....60031	
702.....56537	303.....56555	24 CFR	
704.....56537	738.....60288	5.....59848	
712.....56537	740.....60288	598.....57604	
723.....56537	772.....60288	599.....57604	
742.....56537	902.....61339	982.....57804	
910.....59308	Proposed Rules:	Proposed Rules:	
913.....59308	30.....60301	203.....58006	
Proposed Rules:	Ch. VII.....60050	25 CFR	
3.....56568	740.....60891	Proposed Rules:	
208.....56568	774.....60891	514.....58053	
225.....56568	801.....59750	26 CFR	
325.....56568	16 CFR	1.....56556, 59114, 60625	
567.....56568	1000.....57799	301.....60296	
614.....60627	Proposed Rules:	Proposed Rules:	
615.....60627	Ch. II.....60629	1.....60304, 60895	
701.....56586	17 CFR	301.....59557, 60305	
708a.....56589	4.....59113	27 CFR	
741.....56586	30.....58583	73.....58600	
13 CFR	230.....57760	Proposed Rules:	
102.....59091	239.....57760	9.....57840, 57845	
120.....56553, 57960	270.....57760	29 CFR	
121.....59309, 61097	274.....57760	403.....58374	
125.....60006, 61097	275.....56692, 61555	408.....58374	
Proposed Rules:	279.....56692	4000.....61344	
125.....60015	Proposed Rules:	4003.....61344	
14 CFR	239.....58226	4007.....61344	
11.....61304	240.....60784	4010.....61344	
23.....58009, 59098, 59099	249.....60784	4011.....61344	
25.....59095, 59705, 59865,	274.....58226, 60784	4022.....59315, 61344	
60281	275.....58226	4041.....61344	
39.....57337, 57339, 57343,	19 CFR	4041a.....61344	
57346, 57609, 57611, 58263,	12.....58371	4043.....61344	
58265, 58268, 58271, 58273,	Proposed Rules:		
58578, 58581, 59101, 59104,	191.....56804	36 CFR	
	20 CFR	Proposed Rules:	
	604.....58540	7.....60305	
		800.....60632	
		1208.....60313	
		37 CFR	
		1.....59881	

2.....56556, 60850
7.....60850
260.....57814

Proposed Rules:

201.....58054

38 CFR

3.....59540, 60851
17.....60853
21.....59729

Proposed Rules:

17.....56876, 59557
36.....58293

39 CFR

111.....56557, 58273, 59731
224.....56557
230.....57372
261.....56557
262.....56557
263.....56557
264.....56557
265.....56557
266.....56557
267.....56557
268.....56557

Proposed Rules:

111.....60052

40 CFR

51.....61248, 61367
52.....58019, 58276, 58608,
59121, 59123, 59318, 59321,
59327, 59741, 60036, 61103,
61105, 61106, 61111, 61248
60.....59328
62.....57518, 58613
63.....58172, 58615
80.....56776, 57815
81.....57820, 59997, 60036,
61106, 61111
180.....60854
239.....57824
257.....60856
258.....57824, 59333
271.....59542

Proposed Rules:

Ch. I.....60054
30.....57850, 59563
31.....57850, 59563
33.....57850, 59563
35.....57850, 59563
40.....57850, 59563
51.....60054
52.....58055, 58295, 58644,
59145, 59146, 59355, 59356,
59754, 60054, 61178, 61379
60.....58838
62.....58646
70.....58055
71.....58055

80.....56805, 57851
81.....60060, 61178
82.....56809, 61382
131.....58758, 59894
141.....58057
142.....58057
143.....58057
228.....58295
239.....57855
258.....57855
260.....61558
261.....56603, 61558
262.....60060
271.....59563, 60060
300.....57855

41 CFR

101-6.....56560
101-8.....57730

42 CFR

409.....58756
411.....58756
412.....57732
413.....57732, 58756
440.....58756
483.....58756
488.....58756
489.....58756

43 CFR

3710.....61046
3730.....61046
3810.....61046
3820.....61046
3830.....61046
3831.....61046
3832.....61046
3833.....61046
3834.....61046
3835.....61046
3836.....61046
3837.....61046
3838.....61046
3839.....61046
3840.....61046
3850.....61046

44 CFR

59.....59126
61.....59126
64.....60042, 61116
65.....57625, 60857, 60858
67.....57825, 57828, 60859,
60860
201.....61368
204.....61368
206.....61368
Proposed Rules:
61.....59146
62.....59146
67.....57856

46 CFR

2.....60483
31.....60483
71.....60483
91.....60483
115.....60483
126.....60483
176.....60483

Proposed Rules:

4.....60073

47 CFR

0.....59747
1.....58629, 59127
5.....59335
24.....57828
25.....58629, 59127, 59128
52.....56781
64.....56764, 59130
73.....57829, 59748, 60043,
60044, 60045, 60299, 61122
74.....59131
76.....59336
78.....59131

Proposed Rules:

Ch. 1.....59756
51.....59757
73.....56810, 56811, 57861,
60074, 60316

48 CFR

Ch. 1.....56668, 56689, 60006
1.....56669
2.....56669, 56676, 56681,
60000
4.....56669, 56676, 56679,
61246
5.....56676
6.....56676
7.....56676, 60000
8.....56688, 60000
9.....56676
10.....56676, 56681, 60000
12.....56676, 56681, 56682
13.....56669, 56681
14.....56676
16.....60000
19.....56676, 56681, 60000
22.....56676
24.....56688
25.....56676, 56681, 56684,
56685
31.....56686
32.....56669, 56682
34.....56676
35.....56676
36.....56676
42.....60000
52.....56669, 56682, 56684,
56685
202.....56560, 58631, 60861

204.....58631, 60861
211.....58631, 60861
212.....58631, 60861
213.....56560
226.....56561
237.....56563
243.....58631, 60861
252.....56560, 56561, 58631,
60861
1817.....57629

Proposed Rules:

16.....56613
39.....56613, 59447
44.....61302
52.....61302
511.....59510
552.....59510

49 CFR

71.....61371
171.....57629
172.....57629
173.....57629
175.....57629
176.....57629
177.....57629
178.....57629
179.....57629
390.....61246
398.....61246
544.....59132
575.....59249
1503.....58281

50 CFR

17.....56564, 57829, 59337,
61123
21.....58022, 61123
22.....61123
32.....57308
300.....60862
622.....57375
635.....56783, 59546
648.....58037, 58281
660.....57379, 60865, 61373
679.....56788, 57381, 57634,
57636, 57837, 58037, 58038,
59345, 59546, 59748, 59889
697.....56789

Proposed Rules:

17.....57643, 57646, 60316
20.....60897, 60898
216.....60899
300.....58296
402.....58298
622.....57400, 59151, 61178
648.....56811, 59906, 60324
660.....59358, 59771, 60075
679.....59564, 60327
697.....59906

REMINDERS

The items in this list were editorially compiled as an aid to Federal Register users. Inclusion or exclusion from this list has no legal significance.

RULES GOING INTO EFFECT OCTOBER 28, 2003**AGRICULTURE DEPARTMENT****Commodity Credit Corporation**

Special programs:
Obsolete regulations; removed; published 10-28-03

AGRICULTURE DEPARTMENT Farm Service Agency

Program regulations:
Internal loan payment and collections; published 10-28-03
Special programs:
Obsolete regulations; removed; published 10-28-03

AGRICULTURE DEPARTMENT**Rural Business-Cooperative Service**

Program regulations:
Internal loan payment and collections; published 10-28-03

AGRICULTURE DEPARTMENT**Rural Housing Service**

Program regulations:
Internal loan payment and collections; published 10-28-03

AGRICULTURE DEPARTMENT**Rural Utilities Service**

Program regulations:
Internal loan payment and collections; published 10-28-03

COMMERCE DEPARTMENT National Oceanic and Atmospheric Administration

Reporting and recordkeeping requirements; technical amendments; published 10-28-03

ENVIRONMENTAL PROTECTION AGENCY

Air quality implementation plans:
Preparation, adoption, and submittal—
Regional haze rule; Western States and

Indian tribes; mobile source provisions; withdrawal; published 10-28-03

HOMELAND SECURITY DEPARTMENT**Federal Emergency Management Agency**

Disaster assistance:
Hazard mitigation planning and Hazard Mitigation Grant Program; published 10-28-03

HOMELAND SECURITY DEPARTMENT

Immigration:
Recognized American Institutions of Research List; additions and removals; published 10-28-03

TREASURY DEPARTMENT**Foreign Assets Control Office**

Iraqi sanctions regulations:
Sanctions regulations removed and interpretive guidance for secondary-market transactions in Iraqi debt; published 10-28-03

COMMENTS DUE NEXT WEEK**AGRICULTURE DEPARTMENT****Agricultural Marketing Service**

Dairy products; inspection and grading:
Fees and charges increase; comments due by 11-3-03; published 10-3-03 [FR 03-25112]

Oranges, grapefruit, tangerines, and tangelos grown in—
Florida; comments due by 11-3-03; published 9-3-03 [FR 03-22414]

AGRICULTURE DEPARTMENT**Animal and Plant Health Inspection Service**

Animal and plant health emergency programs; cost-sharing; comments due by 11-7-03; published 8-28-03 [FR 03-21991]

COMMERCE DEPARTMENT National Oceanic and Atmospheric Administration

Fishery conservation and management:
Alaska; fisheries of Exclusive Economic Zone—
Community quota development; other

species; comments due by 11-6-03; published 10-22-03 [FR 03-26675]

Individual Fishing Quota Program; comments due by 11-3-03; published 9-2-03 [FR 03-22343]

DEFENSE DEPARTMENT Engineers Corps

Danger zones and restricted areas:
Sheboygan County, WI; Lake Michigan shoreline between Manitowac and Port Washington; comments due by 11-5-03; published 10-6-03 [FR 03-25204]

ENERGY DEPARTMENT Federal Energy Regulatory Commission

Electric rate and corporate regulation filings:
Virginia Electric & Power Co. et al.; Open for comments until further notice; published 10-1-03 [FR 03-24818]

ENVIRONMENTAL PROTECTION AGENCY

Air pollution control:
State operating permit programs—
California; comments due by 11-7-03; published 10-8-03 [FR 03-25545]

Air programs:

Fuel and fuel additives—
Gasoline and diesel fuel test method update; comments due by 11-3-03; published 10-2-03 [FR 03-24908]
Fuels and fuel additives—
Gasoline and diesel fuel test method update; comments due by 11-3-03; published 10-2-03 [FR 03-24907]

Fuels and fuel additives—
Reformulated gasoline, anti-dumping, and tier 2 gasoline sulfur control programs; alternative analytical test methods use; comments due by 11-6-03; published 10-7-03 [FR 03-25133]

Reformulated gasoline, anti-dumping, and tier 2 gasoline sulfur control programs; alternative analytical test methods use; comments due by 11-6-03; published 10-7-03 [FR 03-25134]

Air quality implementation plans:
Preparation, adoption, and submittal—

8-hour ozone national ambient air quality standard; implementation; comments due by 11-5-03; published 10-21-03 [FR 03-26537]

Air quality implementation plans; approval and promulgation; various States:
Iowa; comments due by 11-7-03; published 10-8-03 [FR 03-25396]

Environmental statements; availability, etc.:
Coastal nonpoint pollution control program—
Minnesota and Texas; Open for comments until further notice; published 10-16-03 [FR 03-26087]

Pesticides; tolerances in food, animal feeds, and raw agricultural commodities:
Acetamiprid; comments due by 11-3-03; published 9-3-03 [FR 03-22313]

Lambda cyhalothrin; comments due by 11-3-03; published 9-3-03 [FR 03-22315]

Propylene carbonate; comments due by 11-4-03; published 9-5-03 [FR 03-22546]

Solid wastes:
Hazardous waste; identification and listing—
Exclusions; comments due by 11-7-03; published 9-23-03 [FR 03-24120]
Municipal solid waste landfill permit program—
Virginia; comments due by 11-6-03; published 10-7-03 [FR 03-25398]
Virginia; comments due by 11-6-03; published 10-7-03 [FR 03-25399]

FEDERAL COMMUNICATIONS COMMISSION

Common carrier services:
Wireless telecommunications services—
1710-1850 MHz band; third generation wireless systems; comments due by 11-3-03; published 9-2-03 [FR 03-22200]

FEDERAL DEPOSIT INSURANCE CORPORATION

New Basel Capital Accord; implementation:
Risk-based capital guidelines; comments due by 11-3-03; published 8-4-03 [FR 03-18977]

FEDERAL RESERVE SYSTEM

New Basel Capital Accord; implementation:

Risk-based capital guidelines; comments due by 11-3-03; published 8-4-03 [FR 03-18977]

HEALTH AND HUMAN SERVICES DEPARTMENT Centers for Medicare & Medicaid Services

Medicare and medicaid: Inpatient rehabilitation facility classification criteria; comments due by 11-3-03; published 9-9-03 [FR 03-22658]

HEALTH AND HUMAN SERVICES DEPARTMENT Food and Drug Administration

Animal drugs, feeds, and related products: Batch certification requirements, etc.; obsolete and redundant regulations removed; comments due by 11-6-03; published 8-8-03 [FR 03-20244]

Selenium yeast; comments due by 11-3-03; published 9-3-03 [FR 03-22358]

Human drugs: Laxative products (OTC): tentative final monograph; amendment; comments due by 11-3-03; published 8-5-03 [FR 03-19808]

Reports and guidance documents; availability, etc.: Evaluating safety of antimicrobial new animal drugs with regard to their microbiological effects on bacteria of human health concern; Open for comments until further notice; published 10-27-03 [FR 03-27113]

INTERIOR DEPARTMENT Surface Mining Reclamation and Enforcement Office

Permanent program and abandoned mine land reclamation plans submission: Kentucky; comments due by 11-3-03; published 10-3-03 [FR 03-25055]

NUCLEAR REGULATORY COMMISSION

Spent nuclear fuel and high-level radioactive waste; independent storage; licensing requirements: Approved spent fuel storage casks; list; comments due by 11-6-03; published 10-7-03 [FR 03-25366]

TRANSPORTATION DEPARTMENT Federal Aviation Administration

Airworthiness directives: Airbus; comments due by 11-3-03; published 10-2-03 [FR 03-24977] Boeing; comments due by 11-3-03; published 9-18-03 [FR 03-23820] Consolidated, Consolidated Vultee, and Convair; comments due by 11-3-03; published 9-3-03 [FR 03-22382] Empresa Brasileira de Aeronautica, S.A. (EMBRAER); comments due by 11-3-03; published 10-2-03 [FR 03-24978] General Electric Aircraft Engines; comments due by 11-7-03; published 9-8-03 [FR 03-22713] McDonnell Douglas; comments due by 11-3-03; published 9-18-03 [FR 03-23821] Pratt & Whitney; comments due by 11-4-03; published 9-5-03 [FR 03-22621] Stemme GmbH & Co.; comments due by 11-3-03; published 10-9-03 [FR 03-25330] Airworthiness standards: Special conditions— Aero Vodochody Ae-270 Propjet airplane; comments due by 11-7-03; published 10-8-03 [FR 03-25425] Airbus Model A320 airplanes; comments

due by 11-7-03; published 10-8-03 [FR 03-25423]

Class E airspace; comments due by 11-6-03; published 9-22-03 [FR 03-24141]

TREASURY DEPARTMENT Comptroller of the Currency

New Basel Capital Accord; implementation: Risk-based capital guidelines; comments due by 11-3-03; published 8-4-03 [FR 03-18977]

TREASURY DEPARTMENT Internal Revenue Service

Income taxes: Partnership transactions involving long-term contracts; accounting method; comments due by 11-4-03; published 8-6-03 [FR 03-18484]

TREASURY DEPARTMENT Thrift Supervision Office

New Basel Capital Accord; implementation: Risk-based capital guidelines; comments due by 11-3-03; published 8-4-03 [FR 03-18977]

TREASURY DEPARTMENT Alcohol and Tobacco Tax and Trade Bureau

Alcohol; viticultural area designations: Eola Hills, OR; comments due by 11-7-03; published 9-8-03 [FR 03-22762]

VETERANS AFFAIRS DEPARTMENT

Medical benefits: Medical care or services, reasonable charges; 2003 methodology changes; comments due by 11-3-03; published 10-2-03 [FR 03-24102]

LIST OF PUBLIC LAWS

This is a continuing list of public bills from the current

session of Congress which have become Federal laws. It may be used in conjunction with "PLUS" (Public Laws Update Service) on 202-741-6043. This list is also available online at <http://www.nara.gov/fedreg/plawcurr.html>.

The text of laws is not published in the **Federal Register** but may be ordered in "slip law" (individual pamphlet) form from the Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 (phone, 202-512-1808). The text will also be made available on the Internet from GPO Access at <http://www.access.gpo.gov/nara/nara005.html>. Some laws may not yet be available.

H.R. 2152/P.L. 108-99

To amend the Immigration and Nationality Act to extend for an additional 5 years the special immigrant religious worker program. (Oct. 15, 2003; 117 Stat. 1176)

Last List October 15, 2003

Public Laws Electronic Notification Service (PENS)

PENS is a free electronic mail notification service of newly enacted public laws. To subscribe, go to <http://listserv.gsa.gov/archives/publaws-l.html>

Note: This service is strictly for E-mail notification of new laws. The text of laws is not available through this service. PENS cannot respond to specific inquiries sent to this address.