



Federal Register

3-23-04

Vol. 69 No. 56

Tuesday

Mar. 23, 2004

Pages 13455-13708



The **FEDERAL REGISTER** (ISSN 0097-6326) 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. Periodicals postage is paid at Washington, DC.

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, www.archives.gov.

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** www.access.gpo.gov/nara, available through GPO Access, 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 includes both text and graphics from Volume 59, Number 1 (January 2, 1994) forward.

For more information about GPO Access, contact the GPO Access User Support Team, call toll free 1-888-293-6498; DC area 202-512-1530; fax at 202-512-1262; or via email at gpoaccess@gpo.gov. The Support Team is available between 7:00 a.m. and 9:00 p.m. Eastern Time, Monday–Friday, except official 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 40% for foreign handling. Remit check or money order, made payable to the Superintendent of Documents, or charge to your GPO Deposit Account, VISA, MasterCard, American Express, or Discover. Mail to: New Orders, Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954; or call toll free 1-866-512-1800, DC area 202-512-1800; or go to the U.S. Government Online Bookstore site, bookstore@gpo.gov.

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: 69 FR 12345.

Postmaster: Send address changes to the Superintendent of Documents, Federal Register, U.S. Government Printing Office, Washington DC 20402, along with the entire mailing label from the last issue received.

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 202-741-6005
Assistance with Federal agency subscriptions 202-741-6005

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.

What's NEW!

Regulations.gov, the award-winning Federal eRulemaking Portal

Regulations.gov is the one-stop U.S. Government web site that makes it easy to participate in the regulatory process.

Try this fast and reliable resource to find all rules published in the **Federal Register** that are currently open for public comment. Submit comments to agencies by filling out a simple web form, or use available email addresses and web sites.

The Regulations.gov e-democracy initiative is brought to you by NARA, GPO, EPA and their eRulemaking partners.

Visit the web site at: <http://www.regulations.gov>



Contents

Federal Register

Vol. 69, No. 56

Tuesday, March 23, 2004

Agricultural Marketing Service

RULES

Soybean promotion, research, and consumer information:
Referendum request procedures, 13458–13465

Agriculture Department

See Agricultural Marketing Service

See Animal and Plant Health Inspection Service

See Forest Service

Alcohol, Tobacco, Firearms, and Explosives Bureau

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 13586–13587

Animal and Plant Health Inspection Service

RULES

Plant-related quarantine, domestic:
Japanese beetle, 13457–13458

Coast Guard

RULES

Drawbridge operations:
Massachusetts, 13473–13474

Commerce Department

See Economic Development Administration

See National Oceanic and Atmospheric Administration

Customs and Border Protection Bureau

NOTICES

Country of origin determinations:
Multi-function printers, 13577–13580

Defense Department

See Navy Department

RULES

Acquisition regulations:
Buy-to-budget acquisition of end items, 13477–13478
Multiyear contracting authority revisions, 13478–13479
Task and delivery order contracts; contract period, 13478

PROPOSED RULES

Acquisition regulations:
Contractors accompanying a force deployed, 13500–
13503
Freedom of Information Act; correction, 13503
Federal Acquisition Regulation (FAR):
Construction and architect-engineer contracts; application
of the Brooks Act to mapping services, 13499–13500

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 13508–13509
Meetings:
Defense Acquisition University Board of Visitors, 13509
U.S. Strategic Command Strategic Advisory Group, 13509

Economic Development Administration

NOTICES

Trade adjustment assistance eligibility determination
petitions:
Payson Casters, Inc., et al., 13506–13507

Education Department

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 13510
Grants and cooperative agreements; availability, etc.:
Institute of International Public Policy Program, 13510–
13513

Employee Benefits Security Administration

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 13590–13591

Employment Standards Administration

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 13591

Energy Department

See Federal Energy Regulatory Commission

Environmental Protection Agency

RULES

Air quality implementation plans; approval and
promulgation; various States:
Illinois, 13474–13477

PROPOSED RULES

Air quality implementation plans; approval and
promulgation; various States:
Illinois, 13498–13499

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 13522–13525
Confidential business information and data transfer, 13525–
13526
Environmental statements; notice of intent:
Mississippi River Reintroduction Into Bayou Lafourche
Project, LA, 13526–13527
Superfund; response and remedial actions, proposed
settlements, etc.:
Amber Oil Site, WI, 13527

Equal Employment Opportunity Commission

RULES

Federal sector equal employment opportunity:
Complaint processing data posting, 13473

Executive Office of the President

See Presidential Documents

See Science and Technology Policy Office

Export-Import Bank

NOTICES

Meetings; Sunshine Act, 13528

Federal Aviation Administration

RULES

Airworthiness standards:
Special conditions—
CenTex Aerospace, Inc.; diamond DA20-C1 katana
airplanes, 13465–13467
Class D and E airspace, 13467–13468

Class E airspace, 13468–13472

Workplace drug and alcohol testing programs:

Antidrug and Alcohol Misuse Prevention Program, 13472

NOTICES

Aircraft:

Noise exposure maps—

Westover Metropolitan Airport, MA, 13614–13615

Aircraft registration application procedures, 13614

Exemption petitions; summary and disposition, 13615

Meetings:

Air Traffic Procedures Advisory Committee, 13615–13616

Passenger facility charges; applications, etc.:

Northern Main Regional Airport, ME, 13616

Reports and guidance documents; availability, etc.:

Collaborative Decisionmaking Pilot Program; establishment and implementation, 13616–13619

Federal Energy Regulatory Commission

NOTICES

Electric rate and corporate regulation filings, 13515–13518

Electric rate and corporate regulation filings; correction

[Editorial Note: This document was inadvertently left out of the March 18, 2004 Federal Register], 13625

Meetings:

Southwest Power Pool, Inc.; remedying undue discrimination through Open Access Transmission Service and Standard Electricity Market Design; technical confer, 13518–13519

Meetings; Sunshine Act, 13519–13521

Off-the-record communications, 13522

Applications, hearings, determinations, etc.:

Columbia Gulf Transmission Co., 13513

El Paso Natural Gas Co., 13513

MIGC, Inc., 13513–13514

Natural Gas Pipeline Co. of America, 13514

Texaco Petrochemical Pipeline, LLC, 13514

Trailblazer Pipeline Co., 13514–13515

WPS-ESI Gas Storage, LLC, 13515

Federal Maritime Commission

NOTICES

Investigations, hearings, petitions, etc.:

FedEx Trade Networks Transport & Brokerage, Inc., 13528–13529

Meetings; Sunshine Act, 13529

Federal Reserve System

NOTICES

Banks and bank holding companies:

Change in bank control, 13529

Formations, acquisitions, and mergers, 13529–13530

Federal Trade Commission

NOTICES

Prohibited trade practices:

Creative Health Institute, Inc., et al., 13530–13531

Vital Basics, Inc., et al., 13531–13532

Fish and Wildlife Service

PROPOSED RULES

Endangered and threatened species:

Preble's meadow jumping mouse, 13504–13505

NOTICES

Grants and cooperative agreements; availability, etc.:

Tribal Landowner Incentive Program, 13677–13683

Tribal Wildlife Program, 13682–13688

Food and Drug Administration

RULES

Administrative practice and procedures:

Center for Drug Evaluation and Research's Central Document Room; address change, 13472–13473

Forest Service

NOTICES

Meetings:

New Mexico Collaborative Forest Restoration Program Technical Advisory Panel, 13506

Resource Advisory Committees—
Tehama County, 13506

General Services Administration

PROPOSED RULES

Federal Acquisition Regulation (FAR):

Construction and architect-engineer contracts; application of the Brooks Act to mapping services, 13499–13500

Health and Human Services Department

See Food and Drug Administration

See National Institutes of Health

See Substance Abuse and Mental Health Services Administration

Homeland Security Department

See Coast Guard

See Customs and Border Protection Bureau

Housing and Urban Development Department

NOTICES

Meetings:

Manufactured Housing Consensus Committee, 13580

Interior Department

See Fish and Wildlife Service

Internal Revenue Service

RULES

Income taxes:

Qualified cost sharing arrangements; compensatory stock options; correction, 13473

PROPOSED RULES

Income taxes:

Notional principal contracts; contingent nonperiodic payments
Correction, 13498

NOTICES

Meetings:

Taxpayer Advocacy Panels, 13621–13622

International Trade Commission

NOTICES

Import investigations:

Andean Trade Preference Act; effect on U.S. economy and on Andean drug crop eradication, 13581

Zero-mercury-added alkaline batteries, parts, and products containing same, 13581–13582

U.S.-Dominican Republic Free Trade Agreement; potential economywide and selected sectoral effects, 13582–13583

U.S.-Morocco Free Trade Agreement; potential economywide and selected sectoral effects, 13583–13584

Justice Department

See Alcohol, Tobacco, Firearms, and Explosives Bureau

See National Institute of Corrections

RULES

Radiation Exposure Compensation Act Amendments of 2000; claims:

Technical amendments, 13627–13676

NOTICES

Grants and cooperative agreements; availability, etc.:

Immigration related employment discrimination; public education programs, 13584–13586

Labor Department

See Employee Benefits Security Administration

See Employment Standards Administration

See Mine Safety and Health Administration

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 13589–13590

Mine Safety and Health Administration

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 13592–13593

Safety standard petitions:

Couteau Properties Co., et al., 13593–13594

National Aeronautics and Space Administration

PROPOSED RULES

Federal Acquisition Regulation (FAR):

Construction and architect-engineer contracts; application of the Brooks Act to mapping services, 13499–13500

National Highway Traffic Safety Administration

PROPOSED RULES

Consumer information:

Seat belt positioners, 13503–13504

NOTICES

Motor vehicle defect proceedings; petitions, etc.:

Rodman, Linda; petition denied, 13619–13620

National Institute of Corrections

NOTICES

Grants and cooperative agreements; availability, etc.:

Workforce Development for Community Corrections, 13587–13589

National Institutes of Health

NOTICES

Committees; establishment, renewal, termination, etc.:

National Science Advisory Board for Biosecurity Committee, 13532–13533

Meetings:

National Center for Research Resources, 13533

National Institute of Child Health and Human Development, 13535–13536

National Institute of Diabetes and Digestive and Kidney Diseases, 13534

National Institute of Environmental Health Sciences, 13536

National Institute of Mental Health, 13535

National Institute of Neurological Disorders and Stroke, 13536–13537

National Institute on Alcohol Abuse and Alcoholism, 13534–13535

National Institute on Drug Abuse, 13533–13534, 13537

Scientific Review Center, 13537–13539

Scientific Review Center; correction, 13538

Women's Health Research Advisory Committee, 13539–13540

National Oceanic and Atmospheric Administration

RULES

Fishery conservation and management:

Alaska; fisheries of Exclusive Economic Zone—
Pacific cod, 13496–13497

Caribbean, Gulf, and South Atlantic fisheries—

Gulf of Mexico and South Atlantic coastal migratory pelagic resources, 13481–13482

Northeastern United States fisheries—

Seafood dealer reporting requirements, 13482–13496

Marine mammals:

Commercial fishing operations; incidental taking—

Atlantic Large Whale Take Reduction Plan, 13479–13481

NOTICES

Environmental statements; notice of intent:

National Estuarine Research Reserve System—

Coastal zone management program evaluations; various States, 13507–13508

Navy Department

NOTICES

Meetings:

Chief of Naval Operations Executive Panel, 13509

Naval Research Advisory Committee, 13509–13510

Nuclear Regulatory Commission

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 13594

Meetings:

Nuclear Waste Advisory Committee, 13598–13599

Reactor Safeguards Advisory Committee, 13599–13600

Meetings; Sunshine Act, 13600

Applications, hearings, determinations, etc.:

Alaska Department of Transportation & Public Facilities, Anchorage, AK, 13594–13596

STP Nuclear Operating Co., et al., 13596–13598

Postal Service

NOTICES

Privacy Act:

Systems of records, 13600–13602

Presidential Documents

PROCLAMATIONS

Special observances:

National Poison Prevention Week, 2004 (Proc. 7763) 13707–13708

EXECUTIVE ORDERS

Committees; establishment, renewal, termination, etc.:

Trafficking in Persons, President's Task Force To Monitor and Combat; amendments (EO 13333), 13455–13456

Science and Technology Policy Office

NOTICES

Meetings:

Laboratory biosecurity; culture of responsibility; workshop, 13527–13528

Securities and Exchange Commission

PROPOSED RULES

Electronic Data Gathering, Analysis, and Retrieval (EDGAR) system:

Modernization; filing requirements; changes, 13689–13703

NOTICES

Investment Company Act of 1940:

Glenbrook Life and Annuity Co., et al., 13602–13604

Securities:

Suspension of trading—
Queench, Inc., 13604

Self-regulatory organizations; proposed rule changes:

Fixed Income Clearing Corp., 13604–13605
National Association of Securities Dealers, Inc., 13606–
13608
New York Stock Exchange, 13608–13609
Pacific Exchange Inc., 13610–13613

Substance Abuse and Mental Health Services Administration**NOTICES****Grants and cooperative agreements; availability, etc.:**

Mental Health Services Center—
Child and adolescent mental health cooperative agreement; national training and technical assistance center, 13542–13545
State incentive grants to build capacity for alternatives to restraint and seclusion, 13545–13548
Treatment for Homeless, 13540–13542
Substance Abuse Prevention Center—
Youth Transition into the Workplace Grants, 13548–13553
Substance Abuse Treatment Center—
Child and adolescent mental health; state infrastructure grants, 13553–13556
Recovery Community Services Program, 13563–13577
Targeted Areas of Need Program, 13556–13559
Women and children; pregnant and postpartum residential treatment, 13559–13563

Surface Transportation Board**NOTICES****Motor carriers:**

Southern Motor Carriers Rate Conference, Inc.;
ratemaking authority, 13620–13621

Rail carriers:

Waybill data; release for use, 13621

Thrift Supervision Office**NOTICES****Applications, hearings, determinations, etc.:**

St. Edmond's Federal Savings Bank, 13622

Transportation Department

See Federal Aviation Administration
See National Highway Traffic Safety Administration
See Surface Transportation Board

NOTICES**Aviation proceedings:**

Agreements filed; weekly receipts, 13613–13614

Treasury Department

See Internal Revenue Service
See Thrift Supervision Office

Veterans Affairs Department**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 13622–13624

Separate Parts In This Issue**Part II**

Justice Department, 13627–13676

Part III

Interior Department, Fish and Wildlife Service, 13677–13688

Part IV

Securities and Exchange Commission, 13689–13703

Part V

Executive Office of the President, Presidential Documents, 13705–13708

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.

3 CFR**Proclamations:**

7763.....13707

Executive Orders:

13257 (Amended by

EO 13333).....13455

13333.....13455

7 CFR

301.....13457

1220.....13458

14 CFR

23.....13465

71 (6 documents)13467,

13468, 13469, 13470, 13471

121.....13472

17 CFR**Proposed Rules:**

232.....13690

239.....13690

249.....13690

259.....13690

269.....13690

270.....13690

274.....13690

21 CFR

312.....13472

314.....13472

26 CFR

1.....13473

Proposed Rules:

1.....13498

28 CFR

79.....13628

29 CFR

1614.....13473

33 CFR

117.....13474

40 CFR

52.....13498

Proposed Rules:

52.....13477

48 CFR

207.....13477

216.....13478

217 (2 documents)13478

Proposed Rules:

36.....13499

207.....13500

212.....13500

224.....13503

225.....13500

252.....13500

49 CFR**Proposed Rules:**

575.....13503

50 CFR

229.....13479

622.....13481

648.....13482

679.....13496

Proposed Rules:

17.....13504