



Federal Register

3-16-05

Vol. 70 No. 50

Wednesday

Mar. 16, 2005

Pages 12787-12960



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, see 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.gpoaccess.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 e-mail 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 \$749 plus postage, or \$808, plus postage, 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 \$165, plus postage. Six month subscriptions are available for one-half the annual rate. The prevailing postal rates will be applied to orders according to the delivery method requested. The price of a single copy of the daily **Federal Register**, including postage, is based on the number of pages: \$11 for an issue containing less than 200 pages; \$22 for an issue containing 200 to 400 pages; and \$33 for an issue containing more than 400 pages. Single issues of the microfiche edition may be purchased for \$3 per copy, including postage. 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, see 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: 70 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 e-mail 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. 70, No. 50

Wednesday, March 16, 2005

Agriculture Department

See Animal and Plant Health Inspection Service

See Farm Service Agency

See Food and Nutrition Service

See Forest Service

See Rural Business-Cooperative Service

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 12836–12837

Alcohol, Tobacco, Firearms, and Explosives Bureau

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 12900

Animal and Plant Health Inspection Service

PROPOSED RULES

Viruses, serums, toxins, etc.:

Bovine virus diarrhea and bovine rhinotracheitis vaccines; standard requirements; withdrawn, 12814

Escherichia coli bacterins; standard requirement; withdrawn, 12813–12814

Antitrust Division

NOTICES

National cooperative research notifications:

Interchangeable Virtual Instruments Foundation, Inc., 12500

Network Centric Operations Industry Consortium Inc., 12500

PXI Systems Alliance, Inc., 12500

Water Heater Industry Joint Research and Development Consortium, 12501 [**Editorial Note:** These documents were inadvertently placed under the Justice Department in the **Federal Register** table of contents on March 14, 2005.]

Army Department

See Engineers Corps

Centers for Disease Control and Prevention

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 12888–12889

Coast Guard

RULES

Drawbridge operations:

Maine, 12805–12807

NOTICES

Organization, functions, and authority delegations:

Group Mobile and Marine Safety Office Mobile; consolidation into one command, Sector Miami, 12894–12895

Commerce Department

See International Trade Administration

See National Oceanic and Atmospheric Administration

Defense Department

See Engineers Corps

See Navy Department

RULES

Civilian health and medical program of uniformed services (CHAMPUS):

TRICARE program—

Reserve Select, Transitional Assistance Management Program; and early eligibility for certain reserve component members; requirements and procedures, 12798–12805

NOTICES

Meetings:

Medicare-Eligible Retiree Health Care Board of Actuaries, 12854

Education Department

NOTICES

Privacy Act:

Computer matching program, 12856–12857

Special education and rehabilitative services:

Individuals with Disabilities Education Act (IDEA)—

Correspondence; quarterly list, 12857–12858

Employment and Training Administration

NOTICES

Adjustment assistance:

Arthur G. Russell Co., Inc., 12901

AVX Corp., 12901

G & H Machine Co., Inc., 12901

Marsh Advantage America, 12902

Metso Minerals Industries, Inc., 12902

Milliken & Co., 12902

Murray Engineering, Inc., 12902–12905

Parker Cone Co., 12905

Shirley's Sewvac, 12905

Solo Cup Co., 12905

Energy Department

See Energy Information Administration

See Federal Energy Regulatory Commission

Energy Information Administration

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 12858–12860

Engineers Corps

NOTICES

Environmental statements; notice of intent:

St. Tammany Parish, LA; Timber Branch Subdivision Phase II, 12854–12855

Environmental Protection Agency

NOTICES

Air pollution control:

Citizens suits; proposed settlements—

American Lung Association of Metropolitan Chicago et al., 12869–12870

Meetings:

Scientific Counselors Board, 12870–12871

Pesticide, food, and feed additive petitions:

FMC Corp., 12874–12879

Syngenta Seeds, Inc.; correction, 12879–12880

Pesticide programs:

Risk assessments—
Napropamide, 12871–12874

Pesticide registration, cancellation, etc.:

Imazalil; correction, 12874

Pesticides; experimental use permits, etc.:

Syngenta Seeds, 12880–12881

Reports and guidance documents; availability, etc.:

Pesticides—

Adult mosquito control products; labeling statements,
12881–12882

Superfund; response and remedial actions, proposed settlements, etc.:

Riverhills Battery Site, FL, 12882–12883

Farm Service Agency**NOTICES**

Agency information collection activities; proposals,
submissions, and approvals, 12837

Federal Aviation Administration**RULES**

Airworthiness directives:

Boeing, 12790–12791

McDonnell Douglas, 12791–12793

PROPOSED RULES

Airworthiness directives:

AeroSpace Technologies of Australia Pty Ltd., 12819–
12823

Airbus, 12816–12819

Boeing, 12815–12816

Federal Communications Commission**RULES**

Radio stations; table of assignments:

Various States, 12807–12808

PROPOSED RULES

Common carrier services:

Prepaid calling card services, 12828–12832

Radio stations; table of assignments:

Arkansas, 12834–12835

California, 12832–12833

Florida, 12832

Texas, 12833

Various States, 12833–12834

NOTICES

Debarment notices; schools and libraries universal service
support mechanism:

Weaver, John H., 12883–12884

Declaratory ruling petitions:

California Coalition of Agencies Serving the Deaf and
Hard of Hearing, 12884–12885

Federal Election Commission**RULES**

Bipartisan Campaign Reform Act; implementation

Non-Federal funds donations to tax-exempt and political
organizations; national, State, district, and local
political party committees prohibition, 12787–12790

Federal Energy Regulatory Commission**NOTICES**

Electric rate and corporate regulation filings, 12863–12865

Hydroelectric applications, 12865

Meetings:

Bonneville Power Administration and the Western
Electricity Coordinating Council; technical workshop,
12865–12866

New York Independent System Operator, Inc.; technical
conference, 12866–12867

Practice and procedure:

Critical energy infrastructure information, 12867–12868

Preliminary permits surrender:

Gentry Resources Corp., 12868–12869

Applications, hearings, determinations, etc.:

American Electric Power Service Co., et al., 12860–12861

El Paso Natural Gas Co., 12861

Kinder Morgan North Texas Pipeline, L.P., 12861–12862

Port Arthur LNG, L.P., 12862

Southern California Edison Co., 12862–12863

Federal Maritime Commission**NOTICES**

Agreements filed, etc., 12885

Ocean transportation intermediary licenses:

Freightcan Global Inc., et al., 12885–12886

Trans Atlantic Shipping, Inc., et al.; correction, 12886

Federal Trade Commission**PROPOSED RULES**

Federal Deposit Insurance Corporation Improvement Act;
implementation:

Depository institutions lacking Federal deposit insurance;
disclosure requirements, 12823–12828

NOTICES

Prohibited trade practices:

CartManager International, 12886–12888

Fish and Wildlife Service**NOTICES**

Comprehensive conservation plans; availability, etc.:

Cabeza Prieta National Wildlife Refuge, AZ, 12895–12896

Food and Nutrition Service**NOTICES**

Child nutrition programs:

Women, infants, and children; special supplemental
nutrition program—

Income eligibility guidelines, 12837–12840

Forest Service**NOTICES**

Agency information collection activities; proposals,
submissions, and approvals, 12840–12841

Appealable decisions; legal notice:

Pacific Southwest Region, 12841–12843

Environmental statements; notice of intent:

Nez Perce National Forest, ID, 12843–12844

Meetings:

Resource Advisory Committees—

Beaverhead-Deerlodge National Forest Tri-County,
12844

Wrangell-Petersburg, 12844

Health and Human Services Department

See Centers for Disease Control and Prevention

See National Institutes of Health

See Substance Abuse and Mental Health Services
Administration

Homeland Security Department

See Coast Guard

Interior Department

See Fish and Wildlife Service

See Land Management Bureau

See National Park Service

Internal Revenue Service

RULES

Income taxes:

Charitable remainder trusts; ordering rule application, 12793–12798

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 12952–12958

Committees; establishment, renewal, termination, etc.:

Taxpayer Advocacy Panels; correction, 12958

Meetings:

Art Advisory Panel, 12958

Taxpayer Advocacy Panels, 12958–12959

International Trade Administration

NOTICES

Antidumping:

Stainless steel sheet and strip coils from—
France, 12850–12853

Justice Department

See Alcohol, Tobacco, Firearms, and Explosives Bureau

See Antitrust Division

NOTICES

Pollution control; consent judgments:

Domenick Lombardi Realty Inc., 12898

Illinois Power Co. et al., 12898–12899

Shell Oil Co. et al., 12899

Velsicol Chemical Corp., 12899–12900

Labor Department

See Employment and Training Administration

See Mine Safety and Health Administration

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 12900–12901

Consumer price index, all items for urban consumers; U.S. city average, 12901

Land Management Bureau

NOTICES

Meetings:

Resource Advisory Councils—

John Day/Snake, 12896

Realty actions; sales, leases, etc.:

Oregon; correction, 12896–12897

Maritime Administration

NOTICES

Voluntary Intermodal Sealift Agreement:

Extension, 12938–12948

Mine Safety and Health Administration

NOTICES

Safety standard petitions:

Snyder Coal Co. et al., 12905–12906

National Institutes of Health

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 12889

Meetings:

National Cancer Institute, 12889–12890

National Heart, Lung, and Blood Institute, 12890

National Institute of Child Health and Human
Development, 12890–12891

National Institute of Mental Health, 12891

National Institute of Neurological Disorders and Stroke,
12890

National Library of Medicine, 12891–12892

Scientific Review Center, 12892–12894

National Oceanic and Atmospheric Administration

RULES

Fishery conservation and management:

Alaska; fisheries of Exclusive Economic Zone—

Pacific cod, 12808–12811

Pollock, 12810

Northeastern United States fisheries—

Tilefish, 12808

NOTICES

Meetings:

Science Advisory Board, 12853

Reports and guidance documents; availability, etc.:

Beluga whales; Cook Inlet, AK; conservation plan, 12853–
12854

National Park Service

NOTICES

Meetings:

National Park System Advisory Board, 12897–12898

Navy Department

NOTICES

Inventions, Government-owned; availability for licensing,
12855

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

Autoliv, Inc., 12855–12856

Baltimore Shipping Technologies, L.L.C., 12856

Nuclear Regulatory Commission

NOTICES

Enforcement actions:

Enforcement policy and procedure statement; Web site
and Agencywide Documents Access Management
System availability, 12908–12909

Applications, hearings, determinations, etc.:

Calvert Cliffs Nuclear Power Plant, Inc., 12906–12907

Duke Energy Corp., 12907–12908

Personnel Management Office

PROPOSED RULES

Excepted service:

Student Career Experience Program, 12812–12813

Pipeline and Hazardous Materials Safety Administration

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 12948–12952

Rural Business-Cooperative Service

NOTICES

Grants and cooperative agreements; availability, etc.:

Rural Business Enterprise Program, 12844–12847

Rural Business Opportunity Program, 12847–12849

Rural Economic Development Loan and Grant Program;
maximum dollar amount on awards, 12849–12850

Securities and Exchange Commission

NOTICES

Investment Company Act of 1940:

Brazilian Equity Fund, Inc., et al., 12909–12912

Meetings; Sunshine Act, 12912

Self-regulatory organizations; proposed rule changes:

American Stock Exchange LLC, 12912–12915
Chicago Board Options Exchange, Inc., 12916–12919
Fixed Income Clearing Corp., 12919–12921
National Association of Securities Dealers, Inc., 12921–12924
New York Stock Exchange, Inc., 12924–12934
Options Clearing Corp., 12934–12935
Philadelphia Stock Exchange, Inc., 12935–12938

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

Agency information collection activities; proposals, submissions, and approvals, 12894

Transportation Department

See Federal Aviation Administration

See Maritime Administration

See Pipeline and Hazardous Materials Safety Administration

Treasury Department

See Internal Revenue Service

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 12952

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.

5 CFR**Proposed Rules:**

213 12812

9 CFR**Proposed Rules:**

113 (2 documents) 12813,
12814

11 CFR

300 12787

14 CFR

39 (2 documents) 12790,
12791

Proposed Rules:

39 (3 documents) 12815,
12816, 12819

16 CFR**Proposed Rules:**

230 12823

26 CFR

1 12793

32 CFR

199 12798

33 CFR

117 12805

47 CFR

73 12807

Proposed Rules:

Ch. I 12828
73 (5 documents) 12832,
12833, 12834

50 CFR

648 12808
679 (5 documents) 12808,
12809, 12810, 12811