



Federal Register

10-11-05

Vol. 70 No. 196

Wednesday

Oct. 12, 2005

Pages 59209-59620



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

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.

WHEN: Tuesday, October 25, 2005
9:00 a.m.-Noon

WHERE: Office of the Federal Register
Conference Room, Suite 700
800 North Capitol Street, NW.
Washington, DC 20002

RESERVATIONS: (202) 741-6008



Contents

Federal Register

Vol. 70, No. 196

Wednesday, October 12, 2005

Agency for Toxic Substances and Disease Registry

NOTICES

Organization, functions, and authority delegations:
Agency for Toxic Substances and Disease Registry,
59349–59350

Agricultural Marketing Service

RULES

Milk marketing orders:
Appalachian and Southeast, 59221–59224

Agriculture Department

See Agricultural Marketing Service
See Animal and Plant Health Inspection Service
See Farm Service Agency
See Forest Service
See Natural Resources Conservation Service
See Rural Business-Cooperative Service
See Rural Housing Service
See Rural Utilities Service

Alcohol, Tobacco, Firearms, and Explosives Bureau

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 59373

Animal and Plant Health Inspection Service

PROPOSED RULES

Plant protection and quarantine:
Black stem rust, 59280–59283
Plant-related quarantine, foreign:
Fruits and vegetables importation; conditions governing
entry, 59283–59290

NOTICES

Environmental statements; availability, etc.:
Nonregulated status determinations—
Monsanto Co. et al.; genetically engineered glyphosate-
tolerant creeping bentgrass, 59312–59313

Antitrust Modernization Commission

NOTICES

Hearings, 59314–59315

Centers for Disease Control and Prevention

NOTICES

Meetings:
Immunization Practices Advisory Committee, 59350

Commerce Department

See Foreign-Trade Zones Board
See International Trade Administration
See National Oceanic and Atmospheric Administration

Commodity Futures Trading Commission

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 59319–59320

Defense Department

See Navy Department

NOTICES

Grants and cooperative agreements; availability, etc.:
Nationwide TRICARE Demonstration Project, 59320

Senior Executive Service:

Performance Review Board; membership, 59320–59321

Education Department

NOTICES

Grants and cooperative agreements; availability, etc.:
Postsecondary education—
Business and International Education Program, 59322–
59325
Centers for International Business Education Program,
59329–59333
Undergraduate International Studies and Foreign
Language Program, 59325–59329

Employee Benefits Security Administration

RULES

Employee Retirement Income Security Act:
Employee benefit plans affected by Hurricane Katrina;
time frame extension, 59620

Energy Department

See Federal Energy Regulatory Commission
See Western Area Power Administration

Environmental Protection Agency

RULES

Air pollutants, hazardous; national emission standards:
Hazardous waste combustors, 59402–59579
Air quality implementation plans:
Preparation, adoption, and submittal—
Prevention of significant deterioration from nitrogen
oxides, 59582–59618
Pesticides; emergency exemptions, etc.:
Imidacloprid, 59268–59276

NOTICES

Air pollution control:
State operating permits programs—
Georgia, 59337–59338
Air quality implementation plans; approval and
promulgation; various States:
Massachusetts, et al., 59338–59340
Meetings:
Pesticide Program Dialogue Committee, 59340–59341
Pesticide registration, cancellation, etc.:
Pyrazon, 59341–59344

Executive Office of the President

See Trade Representative, Office of United States

Farm Service Agency

RULES

Funds disbursement; revision, 59224–59229

Federal Aviation Administration

RULES

Airworthiness directives:
Airbus, 59229–59231, 59233–59237, 59256–59258,
59263–59266
Aviointeriors S.p.A., 59243–59244
Boeing, 59246–59256, 59266–59268
British Aerospace, 59231–59233
Burkhart Grob Luft Und Raumfahrt GmbH & Co. KG,
59258–59263

Cessna Aircraft Co., 59237–59240
 Empresa Brasileira de Aeronautica S.A. (EMBRAER),
 59244–59246
 SOCATA, 59240–59242

Federal Communications Commission

RULES

Common carrier services:
 Satellite communications—
 Orbital debris mitigation, 59276–59277
 Radio stations; table of assignments:
 Florida, 59278
 Kentucky, 59277–59278
 Ohio, 59277
 Oklahoma, 59278–59279

PROPOSED RULES

Radio stations; table of assignments:
 Arizona, 59294–59295
 Georgia, 59293–59294
 Louisiana and Mississippi, 59295–59296
 Michigan, 59295
 Oklahoma and Florida, 59292–59293

NOTICES

Agency information collection activities; proposals,
 submissions, and approvals, 59344–59346
 Common carrier services:
 Video relay services—
 Telephone system reminder, 59346–59347
 Wireless telecommunications services—
 IP-transported calls; access charges, 59347–59348

Federal Emergency Management Agency

NOTICES

Agency information collection activities; proposals,
 submissions, and approvals, 59358–59359
 Disaster and emergency areas:
 Delaware, 59359
 Florida, 59360
 Louisiana, 59360
 New York, 59360–59361
 Texas, 59361

Federal Energy Regulatory Commission

NOTICES

Electric rate and corporate regulation combined filings,
 59333–59335

Federal Highway Administration

NOTICES

Environmental statements; availability, etc.:
 Bartow County, GA, 59392

Federal Railroad Administration

NOTICES

Agency information collection activities; proposals,
 submissions, and approvals, 59392–59394

Federal Reserve System

NOTICES

Meetings; Sunshine Act, 59348

Federal Retirement Thrift Investment Board

NOTICES

Meetings; Sunshine Act, 59348

Fish and Wildlife Service

NOTICES

Endangered and threatened species permit applications,
 59363–59365

Environmental statements; availability, etc.:
 Alaska Peninsula and Becharof National Wildlife Refuges;
 comprehensive conservation plan, 59365–59366
 Marine mammal permit applications, 59366–59367

Food and Drug Administration

NOTICES

Agency information collection activities; proposals,
 submissions, and approvals, 59350–59355

Foreign-Trade Zones Board

NOTICES

Applications, hearings, determinations, etc.:
 North Carolina—
 DNP IMS America Corp.; digital printer cartridges and
 components, 59315

Forest Service

NOTICES

Meetings:
 Resource Advisory Committees—
 Modoc, 59312
 Southwest Idaho, 59314

General Services Administration

NOTICES

Federal Management Regulations:
 Motor vehicle management; gasoline purchase
 requirements; deviation due to hurricane impact,
 59348–59349
 Federal Travel:
 Per diem—
 Florida and Ohio; maximum rates; revised, 59349

Health and Human Services Department

See Agency for Toxic Substances and Disease Registry
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

Homeland Security Department

See Federal Emergency Management Agency

RULES

Program Fraud Civil Remedies Act of 1986; implementation,
 59209–59221

Housing and Urban Development Department

NOTICES

Agency information collection activities; proposals,
 submissions, and approvals, 59361–59363
 Grants and cooperative agreements; availability, etc.:
 Discretionary programs (SuperNOFA), 59363

Interior Department

See Fish and Wildlife Service
See Land Management Bureau
See Minerals Management Service
See National Park Service

Internal Revenue Service

RULES

Income taxes:
 Employee benefit plans affected by Hurricane Katrina;
 time frame extension, 59620

NOTICES

Agency information collection activities; proposals,
 submissions, and approvals, 59397–59398

International Trade Administration**NOTICES**

Antidumping:

Automotive replacement glass windshields from—
China, 59315–59316

Committees; establishment, renewal, termination, etc.:
United States-Egypt Business Council, 59316–59317

International Trade Commission**NOTICES**

Meetings; Sunshine Act, 59372

Justice Department

See Alcohol, Tobacco, Firearms, and Explosives Bureau

Labor Department

See Employee Benefits Security Administration

See Mine Safety and Health Administration

See Occupational Safety and Health Administration

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 59373–59374

Land Management Bureau**NOTICES**

Meetings:

Resource Advisory Councils—
Eastern Montana, 59367

Realty actions; sales, leases, etc.:
Nevada, 59367–59368

Survey plat filings:
Wyoming, 59368

Maritime Administration**RULES**

Subsidized vessels and operators:
Maritime Security Program
Correction, 59400

Minerals Management Service**NOTICES**

Agency information collection activities; proposals,
submissions, and approvals, 59368–59370

Mine Safety and Health Administration**NOTICES**

Safety standard petitions:
Genwal Resources, Inc., 59374

Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation**NOTICES**

Meetings; Sunshine Act, 59374

National Institutes of Health**NOTICES**

Meetings:

National Institute of Allergy and Infectious Diseases,
59355–59356

National Institute of Diabetes and Digestive and Kidney
Diseases, 59356

National Library of Medicine, 59356

National Oceanic and Atmospheric Administration**PROPOSED RULES**

Fishery conservation and management:

West Coast States and Western Pacific fisheries—
Pacific Coast groundfish, 59296–59311

NOTICES

Meetings:

South Atlantic Fishery Management Council, 59317
Deepwater Coral Research and Monitoring Plan;
workshop, 59317–59318

Permits:

Endangered and threatened species, 59318–59319

National Park Service**NOTICES**

Environmental statements; availability, etc.:

Death Valley National Park, CA, 59370–59372

Meetings:

Committee for the Preservation of the White House,
59372

Natural Resources Conservation Service**NOTICES**

Agency information collection activities; proposals,
submissions, and approvals, 59314

Navy Department**NOTICES**

Environmental statements; notice of intent:

Fort Rosecrans National Cemetery; Marine Corps Air
Station Miramar; San Diego, CA, 59321–59322

Nuclear Regulatory Commission**NOTICES**

Enforcement actions:

Employee protection regulations; severity level of
violations; determination criteria, 59374–59376

Meetings; Sunshine Act, 59376–59377

Occupational Safety and Health Administration**PROPOSED RULES**

Construction and occupational safety and health standards:
Electric power generation, transmission, and distribution
standard and electrical protective equipment
standard, 59290–59292

Office of United States Trade Representative

See Trade Representative, Office of United States

Pension Benefit Guaranty Corporation**NOTICES**

Agency information collection activities; proposals,
submissions, and approvals, 59377–59378

Railroad Retirement Board**NOTICES**

Privacy Act:

Computer matching programs, 59378–59379

Rural Business-Cooperative Service**RULES**

Funds disbursement; revision, 59224–59229

Rural Housing Service**RULES**

Funds disbursement; revision, 59224–59229

Rural Utilities Service**RULES**

Funds disbursement; revision, 59224–59229

Securities and Exchange Commission**NOTICES**

Public Utility Holding Company Act of 1935 filings, 59379–
59380

Self-regulatory organizations; proposed rule changes:

American Stock Exchange LLC, 59380–59382
 Chicago Board Options Exchange, Inc., 59382–59384
 Chicago Stock Exchange, Inc., 59384–59385
 Pacific Exchange, Inc., 59385–59386
 Philadelphia Stock Exchange, Inc., 59386–59388

Small Business Administration**NOTICES**

Disaster loan areas:
 Louisiana, 59388

Social Security Administration**NOTICES**

Meetings:
 Ticket to Work and Work Incentives Advisory Panel,
 59388–59389

State Department**NOTICES**

Meetings:
 International Telecommunication Advisory Committee,
 59389

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

Federal Workplace Drug Testing Programs; Mandatory Guidelines:
 Urine drug testing; laboratories meeting minimum standards; list, 59356–59358

Surface Transportation Board**NOTICES**

Rail carriers:
 Control exemptions—
 Chicago, Central & Pacific Railroad Co., 59394

Toxic Substances and Disease Registry Agency

See Agency for Toxic Substances and Disease Registry

Trade Representative, Office of United States**NOTICES**

Reports and guidance documents; availability, etc.:
 Trade Policy Staff Committee—
 Caribbean Basin Economic Recovery Act and Caribbean Basin Trade Partnership Act; report to Congress, 59389–59390

Transportation Department

See Federal Aviation Administration
 See Federal Highway Administration
 See Federal Railroad Administration
 See Maritime Administration
 See Surface Transportation Board

NOTICES

Aviation proceedings:
 Agreements filed, etc., 59390–59391
 Certificates of public convenience and necessity and foreign air carrier permits; weekly applications, 59391
 Privacy Act:
 Systems of records, 59391–59392

Treasury Department

See Internal Revenue Service

NOTICES

Meetings:
 Federal Tax Reform, President's Advisory Panel, 59394–59395
 Privacy Act:
 Systems of records, 59395–59397

Veterans Affairs Department**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 59398–59399
 Meetings:
 Cemeteries and Memorials Advisory Committee, 59399

Western Area Power Administration**NOTICES**

Power rates:
 Desert Southwest Customer Service Region, 59335–59337

Separate Parts In This Issue**Part II**

Environmental Protection Agency, 59402–59579

Part III

Environmental Protection Agency, 59582–59618

Part IV

Labor Department, Employee Benefits Security Administration; Treasury Department, Internal Revenue Service, 59620

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.

6 CFR

13.....59209

7 CFR

1005.....59221

1007.....59221

1902.....59224

Proposed Rules:

301.....59280

319.....59283

14 CFR

39 (14 documents)59229,

59231, 59233, 59236, 59237,

59240, 59243, 59244, 59246,

59252, 59256, 59258, 59263,

59266

26 CFR

54.....59620

29 CFR

2560.....59620

2590.....59620

Proposed Rules:

1910.....59290

1926.....59290

40 CFR

9.....59402

51.....59582

63.....59402

180.....59268

260.....59402

264.....59402

265.....59402

266.....59402

270.....59402

271.....59402

46 CFR

296.....59400

47 CFR

5.....59276

25 (2 documents)59276

73 (4 documents)59277,

59279

97.....59276

Proposed Rules:

73 (5 documents)59292,

59293, 59294, 59295

50 CFR**Proposed Rules:**

660.....59296