



Federal Register

1-13-06

Vol. 71 No. 9

Friday

Jan. 13, 2006

Pages 2135-2452



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: 71 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, February 7, 2006
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. 71, No. 9

Friday, January 13, 2006

Agricultural Marketing Service

PROPOSED RULES

Egg, poultry, and rabbit products; inspection and grading:
Administrative requirements; update, 2168–2176

Agriculture Department

See Agricultural Marketing Service

See Federal Crop Insurance Corporation

See Food Safety and Inspection Service

See Forest Service

See Grain Inspection, Packers and Stockyards
Administration

See Rural Utilities Service

Army Department

See Engineers Corps

NOTICES

Meetings:

U.S. Military Academy, Board of Visitors, 2193

Arts and Humanities, National Foundation

See National Foundation on the Arts and the Humanities

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

Reports and guidance documents; availability, etc.:
National Health and Nutrition Examination Survey III;
DNA specimens; samples use and cost schedule;
guidelines, 2248–2253

Coast Guard

RULES

Drawbridge operations:

New Jersey, 2151

Virginia, 2151–2152

Merchant marine officers and seamen:

Document renewals and issuances; forms and procedures;
revision, 2154–2167

Ports and waterways safety; regulated navigation areas,
safety zones, security zones, etc.:

Port Valdez and Valdez Narrows, AK, 2152–2154

PROPOSED RULES

Drawbridge operations:

Virginia; meeting, 2176–2177

Commerce Department

See International Trade Administration

See National Oceanic and Atmospheric Administration

Committee for Purchase From People Who Are Blind or Severely Disabled

NOTICES

Procurement list; additions and deletions, 2181–2182

Comptroller of the Currency

NOTICES

Reports and guidance documents; availability, etc.:
Concentrations in Commercial Real Estate Lending,
Sound Risk Management Practices, 2302–2307

Defense Department

See Army Department

See Engineers Corps

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 2192–2193

Education Department

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 2194–2195

Energy Department

See Energy Efficiency and Renewable Energy Office

See Federal Energy Regulatory Commission

NOTICES

Crude oil; remaining overcharge refunds distribution
procedures, 2195–2198

Energy Efficiency and Renewable Energy Office

NOTICES

Consumer products; energy conservation program:
Liebherr Hausgerate; waiver from refrigerator-freezer test
procedures, 2198–2199

Engineers Corps

NOTICES

Environmental statements; availability, etc.:

Boston Harbor, MA; Inner Harbor Maintenance Dredging
Project, 2193

Environmental statements; notice of intent:

Orange County, CA ; Westminster Watershed Study,
2193–2194

Environmental Protection Agency

PROPOSED RULES

Air quality implementation plans; approval and
promulgation; various States:
Georgia, 2177

NOTICES

Air pollution control:

Maximum achievable control technology standards;
authority delegation approvals—
Indiana, 2225–2227

Environmental statements; availability, etc.:

Agency comment availability, 2227–2228

Agency weekly receipts, 2228

Meetings:

National Drinking Water Advisory Council, 2228–2229
Ozone Transport Commission, 2229

Executive Office of the President

See Trade Representative, Office of United States

Export-Import Bank**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 2229–2232

Federal Aviation Administration**RULES**

Airworthiness standards:

Special conditions—

New Piper Aircraft, Inc.; PA-44-180 airplanes, 2143–2145

Class E airspace; withdrawn, 2145–2146

Restricted areas, 2146

NOTICES

Meetings:

RTCA, Inc., 2292–2293

Passenger facility charges; applications, etc.:

Savannah/Hilton Head International Airport, GA, 2293–2294

Federal Communications Commission**RULES**

Practice and procedure:

Oral arguments; CFR correction, 2167

NOTICES

Meetings:

Independent Panel Reviewing the Impact of Hurricane Katrina on Communications Networks, 2233

Federal Crop Insurance Corporation**RULES**

Administrative regulations:

Statutory and regulatory provisions; interpretations; correction, 2135

Federal Deposit Insurance Corporation**NOTICES**

Reports and guidance documents; availability, etc.:

Concentrations in Commercial Real Estate Lending, Sound Risk Management Practices, 2302–2307

Federal Emergency Management Agency**NOTICES**

Disaster and emergency areas:

Connecticut, 2259–2260

Louisiana, 2260–2261

Minnesota, 2261

Mississippi, 2261–2262

North Dakota, 2262

Puerto Rico, 2262–2263

South Dakota, 2263

Virgin Islands, 2263–2264

Federal Energy Regulatory Commission**NOTICES**

Complaints filed:

Badger Power Marketing Authority, Inc., et al., 2210–2211

Northern Virginia Electric Cooperative, Inc., 2211

Electric rate and corporate regulation combined filings, 2211–2213

Environmental statements; notice of intent:

CenterPoint Energy Gas Transmission Co., 2213–2216

Dominion Cove Point LNG, L.P., 2216–2217

Golden Pass Pipeline LP, 2217–2220

Rockies Express Pipeline, LLC, 2220–2222

Hydroelectric applications, 2222–2224

Meetings:

Security Constrained Economic Dispatch; Joint Boards, 2224

National Register of Historic Places:

Programmatic agreement for managing properties; restricted service list—

Georgia Power Co., 2224–2225

Applications, hearings, determinations, etc.:

Anaheim, CA, 2199–2200

ANR Pipeline Co., 2200

Bonneville Power Administration, 2200

Columbia Gas Transmission Corp., 2200–2201

Columbia Gulf Transmission Co., 2201

Crossroads Pipeline Co., 2201–2202

Dominion South Pipeline Co., LP, 2202

Dominion Transmission, Inc., 2202–2203

Duke Energy Field Services, LP, 2203

El Paso Natural Gas Co., 2203–2204

ETC Katy Pipeline, Ltd., 2204

FPL Energy Burleigh County Wind, LLC, 2204–2205

Gulf South Pipeline Co., LP, 2205

Kern River Gas Transmission Co., 2205

Kinder Morgan Interstate Gas Transmission LLC, 2205–2206

Millennium Pipeline Co., L.P., 2206–2207

National Fuel Gas Supply Corp., 2207

Northern Natural Gas Co., 2207–2208

Paiute Pipeline Co., 2208

Portland Natural Gas Transmission System, 2208

Southwest Transmission Cooperative, Inc., 2208–2209

Tennessee Gas Pipeline Co., 2209–2210

Texas Eastern Transmission, LP, 2210

TransColorado Gas Transmission Co., 2210

Federal Highway Administration**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 2294

Federal Housing Finance Board**NOTICES**

Federal home loan bank system:

Community support review; members selected for review; list, 2233–2246

Federal Motor Carrier Safety Administration**NOTICES**

Meetings:

Research and Analysis Office Forum, 2294–2295

Federal Reserve System**NOTICES**

Reports and guidance documents; availability, etc.:

Concentrations in Commercial Real Estate Lending, Sound Risk Management Practices, 2302–2307

Financial Management Service

See Fiscal Service

Fiscal Service**RULES**

Financial Management Service:

District of Columbia, State, city, and county income or employment taxes; withholding by Federal agencies, 2149–2150

Fish and Wildlife Service**NOTICES**

Comprehensive conservation plans; availability, etc.:

Lacreek National Wildlife Refuge and Wetland
Management District, SD, 2264–2265

Endangered and threatened species:

Incidental take permits—

Escambia County, FL; Perdido Key beach mice, 2266–
2268

Larimer County, CO; Preble's meadow jumping mouse,
2266

Endangered and threatened species permit determinations,
etc., 2265–2266

Food and Drug Administration**RULES**

Animal drugs, feeds, and related products:

Sponsor name and address changes—
Intervet, Inc.; CFR correction, 2147

PROPOSED RULES

Human drugs:

Phenylpropanolamine-containing products (OTC);
tentative final monographs; correction, 2309

NOTICES

Meetings:

University of Arkansas/FDA food labeling; workshop;
correction, 2253

Food Safety and Inspection Service**RULES**

Meat, poultry, and egg products inspection services; fee
increases, 2135–2143

Forest Service**NOTICES**

Environmental statements; notice of intent:

Lolo National Forest, MT, 2178–2179

Meetings:

Resource Advisory Committees—
Del Norte County, 2179

Grain Inspection, Packers and Stockyards Administration**NOTICES**

Agency information collection activities; proposals,
submissions, and approvals, 2179–2180

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

Reports and guidance documents; availability, etc.:

Medicare appeals; threshold amounts for CY 2006;
adjustment to controversy amount, 2247–2248

Homeland Security Department

See Coast Guard

See Federal Emergency Management Agency

NOTICES

Meetings:

National Security Telecommunications Advisory
Committee, 2259

Housing and Urban Development Department**RULES**

Acquisition regulations:

Miscellaneous amendments, 2432–2442

PROPOSED RULES

Acquisition regulations:

Miscellaneous amendments, 2444–2451

Public and Indian housing:

Native American Housing Assistance and Self-

Determination Negotiated Rulemaking Committee;
meeting, 2176

NOTICES

Grants and cooperative agreements; availability, etc.:

Homeless assistance; excess and surplus Federal
properties, 2264

Indian Affairs Bureau**RULES**

Fish and Wildlife:

Alaska reindeer, 2426–2430

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 2268–2269

Interior Department

See Fish and Wildlife Service

See Indian Affairs Bureau

See Land Management Bureau

See Minerals Management Service

Internal Revenue Service**RULES**

Estate and gift taxes:

Estates of decedents dying after August 16, 1954; stocks
and bonds valuation; CFR correction, 2147

International Trade Administration**NOTICES**

Antidumping:

Honey from—

China, 2182–2183

Orange juice from—

Brazil, 2183–2188

Pure magnesium from—

China, 2188

Softwood lumber products from—

Canada, 2189–2192

Labor Department**NOTICES**

Agency information collection activities; proposals,
submissions, and approvals, 2273–2274

Land Management Bureau**NOTICES**

Environmental statements; availability, etc.:

Coeur d'Alene Field Office-administered public lands, ID;
resource management plan, 2269–2270

Jonah Infill Drilling Project, WY, 2270–2271

McGregor Range, NM; resource management plan, 2271–
2272

Resource management plans, etc.:

Cascade Resource Management Plan, Ada County et al.,
ID; public land sales, 2272

Minerals Management Service**NOTICES**

Environmental statements; availability, etc.:

Gulf of Mexico OCS—

Oil and gas operations, 2272–2273

National Foundation on the Arts and the Humanities**NOTICES**

Meetings:

Arts Advisory Panel, 2275

National Institutes of Health**NOTICES**

Meetings:

National Cancer Institute, 2253–2255

National Center for Complementary and Alternative
Medicine, 2255National Institute of Allergy and Infectious Diseases,
2255–2256National Institute of Arthritis and Musculoskeletal and
Skin Diseases, 2257

National Institute on Drug Abuse, 2256–2257

National Oceanic and Atmospheric Administration**NOTICES**

Committees; establishment, renewal, termination, etc.:

Florida Keys National Marine Sanctuary Advisory
Council, 2192**National Science Foundation****NOTICES**Antarctic Conservation Act of 1978; permit applications,
etc., 2275

Meetings:

Equal Opportunities in Science and Engineering Advisory
Committee, 2275–2276**Nuclear Regulatory Commission****NOTICES***Applications, hearings, determinations, etc.:*

Air Force Department; Kirtland Air Force Base, NM, 2276

Calvert Cliffs Nuclear Power Plant, Inc., 2276–2277

Office of United States Trade Representative*See* Trade Representative, Office of United States**Pension Benefit Guaranty Corporation****RULES**

Single-employer plans:

Allocation of assets—

Interest assumptions for valuing and paying benefits;
correction, 2147–2149**NOTICES**

Single-employer and multiemployer plans:

Interest rates and assumptions, 2277–2278

Public Debt Bureau*See* Fiscal Service**Railroad Retirement Board****NOTICES**Agency information collection activities; proposals,
submissions, and approvals, 2278**Rural Utilities Service****NOTICES**Agency information collection activities; proposals,
submissions, and approvals, 2180–2181**Securities and Exchange Commission****NOTICES**

Self-regulatory organizations; proposed rule changes:

International Securities Exchange, Inc., 2279–2281

New York Stock Exchange, Inc., 2281–2283

Options Clearing Corp., 2283–2284

Pacific Exchange, Inc., 2284–2286

Philadelphia Stock Exchange, Inc., 2286–2290

Applications, hearings, determinations, etc.:

Burlington Northern Santa Fe Corp., 2278–2279

IAMGOLD Corp., 2279

Social Security Administration**RULES**

Social security benefits:

Federal old age, survivors, and disability insurance—

Cardiovascular impairments evaluation; revised
medical criteria, 2312–2340**State Department****NOTICES**

Culturally significant objects imported for exhibition:

Degas, Sickert and Toulouse-Lautrec: London and Paris,
2290

Debarment proceedings:

Aondo-Sanchez, Jesus, et al., 2291

**Substance Abuse and Mental Health Services
Administration****NOTICES**Agency information collection activities; proposals,
submissions, and approvals, 2257–2259**Surface Transportation Board****NOTICES**

Railroad operation, acquisition, construction, control, etc.:

Cundiff, Gregory B., et al., 2295

Soo Line Railroad Co., 2295–2300

Vicksburg Southern Railroad, Inc., 2300–2301

Watco Companies, Inc., 2301

Railroad services abandonment:

Iowa Northwestern Railroad, 2301–2302

Thrift Supervision Office**NOTICES**

Reports and guidance documents; availability, etc.:

Concentrations in Commercial Real Estate Lending,

Sound Risk Management Practices, 2302–2307

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

Generalized System of Preferences:

2005 annual country practice review—

Brazil; intellectual property protection; case closure,
2292**Transportation Department***See* Federal Aviation Administration*See* Federal Highway Administration*See* Federal Motor Carrier Safety Administration*See* Surface Transportation Board**Treasury Department***See* Comptroller of the Currency*See* Fiscal Service*See* Internal Revenue Service*See* Thrift Supervision Office**NOTICES**

Meetings:

Debt Management Advisory Committee, 2302

Veterans Affairs Department**RULES**

Disabilities rating schedule:

- Neurological conditions and convulsive disorders; diagnostic code numbers use [**Editorial Note:** This document appearing at 70 FR 75398 in the **Federal Register** of December 20, 2005, was incorrectly indexed in that issue's Table of Contents.]

PROPOSED RULES

Acquisition regulation:

- Plain language rewrite, 2342–2424

NOTICES

Meetings:

- Health Services Research and Development Service Scientific Merit Review Board, 2307–2308
- Homeless Veterans Advisory Committee, 2308

Separate Parts In This Issue**Part II**

Social Security Administration, 2312–2340

Part III

Veterans Affairs Department, 2342–2424

Part IV

Interior Department, Indian Affairs Bureau, 2426–2430

Part V

Housing and Urban Development Department, 2432–2442

Part VI

Housing and Urban Development Department, 2444–2451

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.

7 CFR	2439.....2444
400.....2135	2452.....2444
Proposed Rules:	
56.....2168	
70.....2168	
9 CFR	
391.....2135	
590.....2135	
592.....2135	
14 CFR	
23.....2143	
71.....2145	
73.....2146	
20 CFR	
404.....2312	
21 CFR	
510.....2147	
Proposed Rules:	
310.....2309	
24 CFR	
Proposed Rules:	
1000.....2176	
25 CFR	
243.....2426	
26 CFR	
20.....2147	
29 CFR	
4022.....2147	
4044 (2 documents)	2147, 2148
31 CFR	
215.....2149	
33 CFR	
117 (2 documents)	2151
165.....2152	
Proposed Rules:	
117.....2176	
40 CFR	
Proposed Rules:	
52.....2177	
46 CFR	
10.....2154	
47 CFR	
1.....2167	
48 CFR	
2401.....2432	
2402.....2432	
2406.....2432	
2408.....2432	
2409.....2432	
2411.....2432	
2413.....2432	
2415.....2432	
2416.....2432	
2419.....2432	
2422.....2432	
2426.....2432	
2432.....2432	
2437.....2432	
2442.....2432	
2446.....2432	
2448.....2432	
2452.....2432	
Proposed Rules:	
Ch. 8.....2342	
2404.....2444	
2408.....2444	
2415.....2444	
2437.....2444	