



Federal Register

7-21-06

Vol. 71 No. 140

Friday

July 21, 2006

Pages 41345-41722



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, August 8, 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. 140

Friday, July 21, 2006

Agricultural Marketing Service

RULES

Nectarines and peaches grown in California, 41345–41353

Agricultural Research Service

NOTICES

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

George Delights, Inc., 41415

Agriculture Department

See Agricultural Marketing Service

See Agricultural Research Service

See Animal and Plant Health Inspection Service

See Forest Service

Air Force Department

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 41429–41430

Environmental statements; notice of intent:

Westfield-Barnes Airport, Westfield, MA; Massachusetts National Guard proposed aircraft conversion, 41430–41431

Meetings:

Air Force Academy Board of Visitors, 41431

Animal and Plant Health Inspection Service

RULES

Chronic Wasting Disease Herd Certification Program:

Captive deer and elk; interstate movement requirements, 41682–41707

Army Department

NOTICES

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

Cardiovascular Resonance LLC, 41431

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 Medicare & Medicaid Services

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 41447–41448

Medicaid:

State plan amendments, reconsideration; hearings—Alaska, 41448–41450

Privacy Act; system of records, 41450–41454

Children and Families Administration

NOTICES

Grant and cooperative agreement awards:

Community Refugee and Immigration Services, 41455

Civil Rights Commission

NOTICES

Meetings; Sunshine Act, 41417–41418

Coast Guard

PROPOSED RULES

Regattas and marine parades:

Clarksville Hydroplane Challenge, VA, 41407–41409

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 41458–41460

Commerce Department

See Industry and Security Bureau

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, 41415–41417

Consumer Product Safety Commission

NOTICES

Settlement agreements:

Tiffany & Co., 41426–41428

Defense Department

See Air Force Department

See Army Department

See Navy Department

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 41428–41429

Meetings:

Military Personnel Testing Advisory Committee, 41429

Employee Benefits Security Administration

RULES

Employee Retirement Income Security Act:

Annual reports; electronic filing requirements, 41359–41368

PROPOSED RULES

Employee Retirement Income Security Act:

Annual reporting and disclosure, 41392–41407

NOTICES

Annual information return reports; revision, 41616–41651

Employee benefit plans; individual exemptions:

Young Men's Christian Association Retirement Fund-Retirement Plan, 41470–41483

Energy Department

See Federal Energy Regulatory Commission

Environmental Protection Agency

PROPOSED RULES

Air programs:

Ambient air quality standards, national—Particulate matter, 41409–41410

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 41434–41440

Environmental statements; availability, etc.:

Agency comment availability, 41441

Agency weekly receipts, 41441–41442

Meetings:

Environmental Financial Advisory Board, 41442

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

Prestige Chemical Co. Site, GA, 41442–41443

Water supply:

Public water system supervision program—
West Virginia, 41443

Federal Aviation Administration

RULES

Standard instrument approach procedures, 41353–41357

Federal Energy Regulatory Commission

NOTICES

Meetings; Sunshine Act, 41432–41433

Federal Reserve System

NOTICES

Banks and bank holding companies:

Permissible nonbanking activities, 41443

Federal Trade Commission

NOTICES

Prohibited trade practices:

Linde AG & BOC Group PLC, 41443–41446

Federal Transit Administration

NOTICES

Environmental statements; availability, etc.:

Denver, CO; Gold Line Corridor transit improvements,
41508–41509

Fish and Wildlife Service

PROPOSED RULES

Endangered and threatened species:

Critical habitat designations—

Braunton's milk-vetch and Lyon's pentachaeta, 41410–
41414

NOTICES

Environmental statements; availability, etc.:

Marin Islands National Wildlife Refuge, CA;
comprehensive conservation plan, 41463–41464

Forest Service

NOTICES

Meetings:

Resource advisory committees—
Glenn/Colusa County, 41415

General Services Administration

RULES

Federal Management Regulation:

Disposition of seized, forfeited, voluntarily abandoned,
and unclaimed personal property, 41369–41375

Health and Human Services Department

See Centers for Medicare & Medicaid Services

See Children and Families Administration

See National Institutes of Health

Homeland Security Department

See Coast Guard

Housing and Urban Development Department

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 41460–41463

Homeless assistance; excess and surplus Federal properties,
41463

Industry and Security Bureau

NOTICES

Committees; establishment, renewal, termination, etc.:

Deemed Export Advisory Committee, 41418

Technical Advisory Committees, 41418

Interior Department

See Fish and Wildlife Service

See Land Management Bureau

See Minerals Management Service

See National Park Service

See Reclamation Bureau

Internal Revenue Service

RULES

Income taxes:

Employees of 501(c)(3) organizations in 401(k) and
401(m) plans; exclusion, 41357–41359

PROPOSED RULES

Procedure and administration:

Third-party and John Doe summons disputes; statutes of
limitations suspension and expansion of taxpayers'
rights, 41377–41384

NOTICES

Annual information return reports; revision, 41616–41651

International Trade Administration

NOTICES

Antidumping:

Frozen warmwater shrimp from—

India, 41419–41421

Stainless steel wire rods from—

India, 41421–41422

Tin mill products from—

Japan, 41422–41424

Countervailing duties:

Cut-to-length carbon steel plate from—

Belgium, 41424–41425

International Trade Commission

NOTICES

Import investigations:

Furfuryl alcohol from—

China and Thailand, 41469

Tomatoes and peppers, 41469–41470

Labor Department

See Employee Benefits Security Administration

See Occupational Safety and Health Administration

Land Management Bureau

PROPOSED RULES

Minerals management:

Oil and gas leasing—

Geothermal resource leasing and unit agreements,
41542–41613

NOTICES

Environmental statements; availability, etc.:

Casper Resource Management Plan, WY, 41464–41466

Meetings:

Resource advisory committees—

Coos Bay, 41466

Realty actions; sales, leases, etc.:

Utah, 41466

Minerals Management Service

PROPOSED RULES

Royalty management:

Geothermal valuation resources, 41516–41542

National Highway Traffic Safety Administration**NOTICES**

Motor vehicle safety standards:

Nonconforming vehicles importation eligibility determinations, 41509–41513

National Institutes of Health**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 41455–41458

Meetings:

National Institute of Allergy and Infectious Diseases, 41458

National Institute of Neurological Disorders and Stroke, 41458

National Oceanic and Atmospheric Administration**NOTICES**

Grants and cooperative agreements; availability, etc.:

Vessel Monitoring Systems Reimbursement Program, 41425–41426

National Park Service**NOTICES**

Environmental statements; availability, etc.:

Utah Museum of Natural History, University of Utah, UT; construction and operation, 41466–41467

National Prison Rape Elimination Commission**NOTICES**

Hearings, 41484

Navy Department**NOTICES**

Inventions, Government-owned; availability for licensing, 41431

Meetings:

Chief of Naval Operations Executive Panel, 41431–41432

Occupational Safety and Health Administration**PROPOSED RULES**

Freedom of Information Act; implementation, 41384–41392

Pension Benefit Guaranty Corporation**NOTICES**

Annual information return report; revision, 41616–41651

Personnel Management Office**PROPOSED RULES**

Employment:

Exceptional employment needs; reemployment of civilian retirees, 41376–41377

Reclamation Bureau**NOTICES**

Environmental statements; availability, etc.:

Carlsbad Irrigation District, NM; long-term miscellaneous purposes contract, 41467–41468

Red River Valley Water Supply Project, ND, 41468–41469

Securities and Exchange Commission**PROPOSED RULES**

Securities:

Persistent fails to deliver in certain equity securities; amendments (Regulation SHO), 41710–41722

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 41484

Meetings; Sunshine Act, 41484–41485

Self-regulatory organizations; proposed rule changes:

American Stock Exchange LLC, 41654–41680

Chicago Board Options Exchange, Inc., 41485–41488

International Securities Exchange, Inc., 41488–41491

New York Stock Exchange LLC, 41491–41502

Small Business Administration**NOTICES**

Disaster loan areas:

California, 41502

Connecticut, 41502–41503

Delaware, 41503

Maryland, 41503

Oregon, 41503–41504

State Department**NOTICES**

Privacy Act; system of records, 41504–41508

Surface Transportation Board**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 41513–41514

Transportation Department

See Federal Aviation Administration

See Federal Transit Administration

See National Highway Traffic Safety Administration

See Surface Transportation Board

Treasury Department

See Internal Revenue Service

Separate Parts In This Issue**Part II**

Interior Department, Land Management Bureau, 41542–41613

Interior Department, Minerals Management Service, 41516–41542

Part III

Labor Department, Employee Benefits Security

Administration; Pension Benefit Guaranty Corporation;

Treasury Department, Internal Revenue Service, 41616–41651

Part IV

Securities and Exchange Commission, 41654–41680

Part V

Agriculture Department, Animal and Plant Health

Inspection Service, 41682–41707

Part VI

Securities and Exchange Commission, 41710–41722

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://](http://listserv.access.gpo.gov)

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:**

553.....41376

7 CFR

916.....41345

917.....41345

9 CFR

55.....41682

81.....41682

14 CFR97 (2 documents)41353,
41355**17 CFR****Proposed Rules:**

242.....41710

26 CFR

1.....41357

Proposed Rules:

301.....41377

29 CFR

2520.....41359

Proposed Rules:

2201.....41384

2520.....41392

30 CFR**Proposed Rules:**

202.....41516

206.....41516

210.....41516

217.....41516

218.....41516

33 CFR**Proposed Rules:**

100.....41407

40 CFR**Proposed Rules:**

50.....41409

41 CFR

101-48.....41369

102-41.....41369

43 CFR**Proposed Rules:**

3200.....41542

3280.....41542

50 CFR**Proposed Rules:**

17.....41410