



Federal Register

7-31-07

Vol. 72 No. 146

Tuesday

July 31, 2007

Pages 41591-41884



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: 72 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, September 11, 2007
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. 72, No. 146

Tuesday, July 31, 2007

Agency for Healthcare Research and Quality

NOTICES

Meetings:

Health Care Policy and Research Special Emphasis Panel,
41757

Agricultural Marketing Service

RULES

Spearmint oil produced in Far West, 41611–41615

Agriculture Department

See Agricultural Marketing Service

See Animal and Plant Health Inspection Service

See Food and Nutrition Service

See Food Safety and Inspection Service

See Forest Service

Alcohol and Tobacco Tax and Trade Bureau

PROPOSED RULES

Alcoholic beverages:

Wines, distilled spirits, and malt beverages; labeling and
advertising—

Alcohol content statement, 41860–41884

Animal and Plant Health Inspection Service

RULES

Plant-related quarantine, domestic:

Black stem rust; berberis rust-resistant varieties, 41611

Plant-related quarantine, foreign:

Fruits and vegetables import regulations; revision

Correction, 41611

Army Department

See Engineers Corps

Centers for Disease Control and Prevention

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 41757–41759

Coast Guard

RULES

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

Mississippi River, Eighty-One Mile Point, LA, 41624–
41626

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 41765–41767

Commerce Department

See Foreign-Trade Zones Board

See International Trade Administration

Comptroller of the Currency

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 41818

Defense Department

See Engineers Corps

See Navy Department

Drug Enforcement Administration

RULES

Records and reports of listed chemicals and certain
machines:

Iodine crystals and chemical mixtures containing over 2.2
percent iodine

Correction, 41820

Education Department

NOTICES

Agency information collection activities; proposals,
submissions, and approvals; correction, 41819

Energy Department

See Federal Energy Regulatory Commission

NOTICES

Environmental statements; notice of intent:

Greater-Than-Class-C low level radioactive waste;
disposal; correction, 41819

Engineers Corps

PROPOSED RULES

Danger zones and restricted areas:

Manchester Fuel Depot and Sinclair Inlet, WA, 41655–
41657

Port Townsend, Indian Island, Walan Point, WA, 41654–
41655

Environmental Protection Agency

RULES

Air quality implementation plans; approval and
promulgation; various States:

Arizona and Nevada, 41629–41634

New Jersey, 41626–41629

PROPOSED RULES

Air quality implementation plans; approval and
promulgation; various States:

designation of areas:

Arizona and Nevada, 41657–41658

Indiana, 41658–41669

Wisconsin, 41669–41676

NOTICES

Agency information collection activities; proposals,
submissions, and approvals, 41747–41751

Grants and cooperative agreements; availability, etc.:

Clean Air Excellence Awards Program, 41751–41752

Water pollution control:

National Pollutant Discharge Elimination System—
Alaska; log transfer facilities; general permits, 41752–
41754

Federal Aviation Administration

RULES

Airworthiness directives:

Enstrom Helicopter Corp., 41615–41618

NOTICES

Airports:

San Francisco International Airport, CA; Southwest
Airlines Co. operations; general conformity
determination, 41809–41810

Aviation proceedings:

Agreements filed; weekly receipts, 41810–41811

Environmental statements; notice of intent:
Baton Rouge Metropolitan Airport, LA; land use change,
41811

Environmental statements; record of decision:
Juneau International Airport, AK; development activities,
41811

Exemption petitions; summary and disposition, 41811–
41813

Federal Emergency Management Agency

RULES

Flood elevation determinations:

Various States, 41634–41638

NOTICES

National Flood Insurance Program:

Map changes requests, flood insurance study backup
data, and map and insurance products; fee schedule,
41767–41770

Private sector property insurers assistance, 41770–41771

Federal Energy Regulatory Commission

PROPOSED RULES

Electric utilities (Federal Power Act):

Cross-subsidization restrictions on affiliate transactions,
41644–41649

Limited blanket authorizations, 41640–41644

NOTICES

Electric rate and corporate regulation combined filings,
41723–41730

Environmental statements; notice of intent:

Enstor Houston Hub Storage & Transportation, LP,
41730–41731

Guardian Pipeline, LLC, 41731–41733

Monroe Gas Storage Co., LLC, 41733–41735

Texas Gas Transmission LLC, 41735–41737

Hydroelectric applications, 41737–41742

Meetings:

Hydrokinetic Pilot Project Workshop, 41742–41743

Preventing undue discrimination and preference in
transmission service; technical conference, 41743–
41744

Reports and guidance documents; availability, etc.:

Gas and oil pipelines; proxy groups composition for
determining return on equity; policy statement,
41744–41747

Applications, hearings, determinations, etc.:

Central Kentucky Transmission Co., 41713

Colorado Interstate Gas Co., 41713–41714

Columbia Gas Transmission Corp., 41714–41715

Columbia Gulf Transmission Co., 41715

Crossroads Pipeline Co., 41715

Dauphin Island Gathering Partners, 41715–41716

Dominion Transmission, Inc., 41716

Eastern Shore Natural Gas Co., 41717

East Kentucky Power Cooperative, Inc., 41717

Encinal Gathering, Ltd, 41717–41718

Giant Pipeline Co. et al., 41718

Kinder Morgan Texas Pipeline LLC, 41719

Midwestern Independent Transmission System Operator,
Inc, 41719

MIGC, Inc., 41719

Northern Natural Gas Co., 41719–41720

Orlando Utilities Commission, 41720

RBC Energy Services, LP, 41720

Rockies Express Pipeline LLC, 41721

Texas Gas Transmission, LLC, 41721–41722

Tiverton Power, LLC, et al., 41722

Viking Gas Transmission Co., 41722–41723

Wyoming Interstate Co., Ltd., 41723

Young Gas Storage Co., Ltd., 41723

Federal Motor Carrier Safety Administration

NOTICES

Motor carrier safety standards:

Commercial driver's license standards; exemption
applications—

Centennial Communications, 41813–41814

Federal Reserve System

NOTICES

Banks and bank holding companies:

Change in bank control, 41754

Formations, acquisitions, and mergers, 41754

Federal Open Market Committee:

Domestic policy directives, 41754

Meetings; Sunshine Act, 41754–41755

Fish and Wildlife Service

PROPOSED RULES

Endangered and threatened species:

Critical habitat and designations—

Devils River minnow, 41679–41701

Food and Drug Administration

RULES

Animal drugs, feeds, and related products:

GRAS or prior-sanctioned ingredients—

Ethyl alcohol containing ethyl acetate, 41619–41620

Ractopamine and tylosin, 41618–41619

Food and Nutrition Service

RULES

Child nutrition programs:

Child and Adult Care Food Program—

Afterschool snacks, 41591–41611

Food Safety and Inspection Service

NOTICES

Meetings:

Poultry slaughter; public health based inspection system,
41702–41703

Foreign-Trade Zones Board

NOTICES

Applications, hearings, determinations, etc.:

Iowa

Winnebago Industries, Inc.; motor home manufacturing
facility, 41705

New Jersey—

Givaudan Fragrances Corp.; flavors and fragrances
manufacturing facility, 41704–41705

North Dakota

Imation Enterprise Corp.; data storage products
manufacturing facility, 41705–41706

Forest Service

NOTICES

Environmental statements; notice of intent:

Black Hills National Forest, SD, 41703–41704

Health and Human Services Department

See Agency for Healthcare Research and Quality

See Centers for Disease Control and Prevention

See Food and Drug Administration

See Health Resources and Services Administration

See National Institutes of Health

PROPOSED RULES

Quarantine, inspection, and licensing:

Dogs and cats importation regulations extended to cover domesticated ferrets, 41676–41679

NOTICES

Meetings:

American Health Information Community, 41755

National Toxicology Program:

Carcinogens Report Twelfth Edition—

Captafol and Ortho-Nitrotoluene Expert Panel meeting; comment request, 41755–41757

Health Resources and Services Administration**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 41759

Homeland Security Department*See* Coast Guard*See* Federal Emergency Management Agency*See* National Communications System*See* U.S. Citizenship and Immigration Services**NOTICES**

Environmental statements; notice of intent:

National Bio and Agro-Defense Facility, 41764–41765

Housing and Urban Development Department**NOTICES**

Grants and cooperative agreements; availability, etc.:

Discretionary programs (SuperNOFA); HOPE VI Revitalization Program, 41822–41858

Interior Department*See* Fish and Wildlife Service*See* Land Management Bureau*See* National Park Service**Internal Revenue Service****RULES**

Income taxes:

Nonqualified deferred compensation plans; section 409A application

Correction, 41620–41623

PROPOSED RULES

Income taxes:

Variable annuity, endowment, and life insurance contracts; diversification requirements, 41651–41654

International Trade Administration**NOTICES**

Antidumping:

Forged stainless steel flanges from—

India, 41706–41710

Honey from—

China, 41710

Hot-rolled carbon steel flat products from—

China, 41710–41711

International Trade Commission**NOTICES**

Import investigations:

China trade; government policies affecting U.S. trade in selected sectors, 41773–41774

Voltage regulators, components, and products containing same, 41774–41775

Justice Department*See* Drug Enforcement Administration**RULES**

Organization, functions, and authority delegations:

Deputy Attorney General and Associate Attorney General, 41623–41624

Labor Department*See* Occupational Safety and Health Administration**Land Management Bureau****NOTICES**

Meetings:

Resource Advisory Committees—

Salem, OR, 41772

Oil and gas leases:

New Mexico, 41772

Realty actions; sales, leases, etc.:

Alaska; correction, 41819

National Archives and Records Administration**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 41778

National Communications System**NOTICES**

Meetings:

National Security Telecommunications Advisory

Committee, 41771

National Highway Traffic Safety Administration**NOTICES**

Motor vehicle safety standards; exemption petitions, etc.:

Tesla Motors, Inc., 41814–41817

National Institutes of Health**NOTICES**

Meetings:

National Cancer Institute, 41759–41760

National Institute of Allergy and Infectious Diseases, 41762

National Institute of Arthritis and Musculoskeletal and Skin Diseases, 41761–41762

National Institute of Child Health and Human Development, 41762

National Institute of Environmental Health Sciences, 41761–41763

National Institute on Aging, 41760–41761

Scientific Review Center, 41763–41764

National Park Service**NOTICES**

National Register of Historic Places; pending nominations, 41772–41773

National Science Foundation**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 41778–41779

Antarctic Conservation Act of 1978; permit applications, etc., 41779

Navy Department**NOTICES**

Environmental statements; notice of intent:

Pacific Northwest Training Range Complex; training operations; scoping meetings, 41712

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

SurTec International, GmbH, 41713

Nuclear Regulatory Commission**NOTICES**

Meetings:

Medical Uses of Isotopes Advisory Committee, 41779–41780

Meetings; Sunshine Act, 41780

Operating licenses, amendments; no significant hazards considerations; biweekly notices, 41780–41793

Regulatory guides; issuance, availability, and withdrawal, 41793–41794

Occupational Safety and Health Administration**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 41775–41777

Sentencing Commission, United States

See United States Sentencing Commission

Social Security Administration**PROPOSED RULES**

Social security benefits and supplemental security income:

Federal old age, survivors, and disability insurance, and aged, blind, and disabled—

Compassionate allowances made by quickly identifying individuals with obvious disabilities, 41649–41651

NOTICES

Social security rulings and acquiescence rulings:

Statutory blindness; evaluating visual field loss using automated static threshold perimetry, 41796–41808

State Department**NOTICES**

Grants and cooperative agreements; availability, etc.:

U.S.-Egypt collaborative projects in science and technology, 41808

U.S.-Egypt junior scientists development visits, 41808

Surface Transportation Board**NOTICES**

Railroad services abandonment:

BNSF Railway Co., 41817–41818

Transportation Department

See Federal Aviation Administration

See Federal Motor Carrier Safety Administration

See National Highway Traffic Safety Administration

See Surface Transportation Board

RULES

Organization, functions, and authority delegations:

Maritime Administrator, 41638–41639

NOTICES

Aviation proceedings:

Certificates of public convenience and necessity and foreign air carrier permits; weekly applications, 41808–41809

Treasury Department

See Alcohol and Tobacco Tax and Trade Bureau

See Comptroller of the Currency

See Internal Revenue Service

U.S. Citizenship and Immigration Services**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 41771–41772

United States Sentencing Commission**NOTICES**

Sentencing guidelines and policy statements for Federal courts, 41794–41796

Veterans Affairs Department**NOTICES**

Meetings:

Blue Ribbon Panel on VA-Medical School Affiliations, 41818

Separate Parts In This Issue**Part II**

Housing and Urban Development Department, 41822–41858

Part III

Treasury Department, Alcohol and Tobacco Tax and Trade Bureau, 41860–41884

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.

7 CFR

226.....	41591
301.....	41611
319.....	41611
985.....	41611

14 CFR

39.....	41615
---------	-------

18 CFR**Proposed Rules:**

33.....	41640
35.....	41644

20 CFR**Proposed Rules:**

404.....	41649
405.....	41649
416.....	41649

21 CFR

558.....	41618
584.....	41619
1310.....	41820

26 CFR

1.....	41620
--------	-------

Proposed Rules:

1.....	41651
--------	-------

27 CFR**Proposed Rules:**

4.....	41860
5.....	41860
7.....	41860
24.....	41860

28 CFR

0.....	41623
--------	-------

33 CFR

165.....	41624
----------	-------

Proposed Rules:

334 (2 documents)	41654, 41655
-------------------------	-----------------

40 CFR

52 (2 documents)	41626, 41629
------------------------	-----------------

Proposed Rules:

52 (3 documents)	41657, 41658, 41669
81.....	41658
97.....	41669

42 CFR**Proposed Rules:**

71.....	41676
---------	-------

44 CFR

67.....	41634
---------	-------

49 CFR

1.....	41638
--------	-------

50 CFR**Proposed Rules:**

17.....	41679
---------	-------