



# Federal Register

---

**1-24-08**

**Vol. 73 No. 16**

**Pages 4051-4448**

**Thursday**

**Jan. 24, 2008**



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](http://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](http://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](mailto: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: U.S. Government Printing Office—New Orders, P.O. Box 979050, St. Louis, MO 63197-9000; 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](http://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: 73 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



# Contents

Federal Register

Vol. 73, No. 16

Thursday, January 24, 2008

## Agriculture Department

*See* Commodity Credit Corporation

*See* Forest Service

## Antitrust Division

### NOTICES

Public Comment and Response on Proposed Final Judgment, 4268–4285

## Architectural and Transportation Barriers Compliance Board

### PROPOSED RULES

Telecommunications Act Accessibility Guidelines: Electronic and Information Technology Accessibility Standards; meeting, 4132

## Centers for Medicare & Medicaid Services

*See* Inspector General Office, Health and Human Services Department

## Children and Families Administration

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 4233–4234

## Coast Guard

### RULES

Safety Zone:

Trent River Between New Bern and James City, North Carolina, 4078–4080

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 4249–4250

Application for Recertification of Prince William Sound Regional Citizens' Advisory Council, 4251

## Commerce Department

*See* International Trade Administration

*See* National Oceanic and Atmospheric Administration

*See* National Telecommunications and Information Administration

*See* Patent and Trademark Office

## Commodity Credit Corporation

### NOTICES

Funds Availability:

Inviting Applications for the Emerging Markets Program, 4172–4175

## Comptroller of the Currency

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 4220–4229

## Copyright Royalty Board, Library of Congress

### RULES

Preexisting Subscription and Satellite Digital Audio Radio Services; Determination of Rates and Terms, 4080–4104

## Corporation for National and Community Service

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 4182–4183

## Defense Acquisition Regulations System

### RULES

Defense Federal Acquisition Regulation Supplement: Closeout of Contract Files (DFARS Case 2006-D045), 4113–4114

Combating Trafficking in Persons, 4115

Commercial Item Determinations, 4114

Payment Withholding - Deletion of Duplicative Text (DFARS Case 2007-D010), 4116–4117

Research and Development Contract Type Determination (DFARS Case 2006-D053), 4117–4118

Technical Amendments, 4113

Trade Agreements - New Thresholds, 4115–4116

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 4188–4189

## Defense Department

*See* Defense Acquisition Regulations System

*See* Navy Department

### NOTICES

36 (b)(1) Arms Sales Notification, 4183–4187

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 4187–4188

Federal Acquisition Regulation; Information Collection; OMB Circular A-119, 4188

## Education Department

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 4195–4196

Safe Schools/Healthy Students Program:

Notice inviting applications for new awards for fiscal year (FY) 2008, 4196–4201

## Energy Department

*See* Federal Energy Regulatory Commission

## Environmental Protection Agency

### RULES

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

Connecticut, 4105–4109

Approval and Promulgation of Implementation Plans:

New York; Clean Air Interstate Rule, 4109–4113

Revisions to the Continuous Emissions Monitoring Rule for the Acid Rain Program, NOx Budget Trading Program, Clean Air Interstate Rule, and the Clean Air Me, 4312–4377

Transportation Conformity Rule Amendments; Efficient Transportation Equity Act, 4420–4441

### PROPOSED RULES

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

Alabama, 4133–4136

Emission Standards for Stationary Diesel Engines, 4136–4144

**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 4205–4212

Chlordecone (Kepone) Draft Toxicological Review; Integrated Risk Information System Summary Information, 4213–4214

Clean Air Act Operating Permit Program: Wisconsin Public Service Corp.; State Operating Permit Objection Petition, 4214

Clean Water Act Section 303(d): Arkansas Total Maximum Daily Loads, 4215–4216  
Arkansas Total Maximum Loads, 4215

Meetings:  
FIFRA Scientific Advisory Panel, 4216–4218

**Executive Office of the President**

See Presidential Documents  
See Trade Representative, Office of United States

**Federal Aviation Administration****RULES**

Airworthiness Directives:  
Airbus Model A319 and A320 Series Airplanes, 4063–4066  
Boeing Model 727 Airplanes, 4053–4054  
Boeing Model 747-400, -400D, and -400F Series Airplanes; Boeing Model 757 Airplanes; and Boeing Model 767 Airplanes, 4066–4069  
Boeing Model 767 200 and 767 300 Series Airplanes, 4061–4063  
Cessna Aircraft Company 172 and 182 Series Airplanes, 4051–4053  
DG Flugzeugbau GmbH Model DG-500MB Gliders Correction, 4051  
Eurocopter France Model SA332C, L, L1, and L2 Helicopters, 4055–4057  
General Electric Company CF6 50, 80A1/A3, and 80C2A Series Turbofan Engines, 4057–4059  
McDonnell Douglas Model 717 200 Airplanes, 4059–4061

Amendment of Class E Airspace:  
Pottsville, PA, 4070  
St. Marys, PA, 4069–4070  
State College, PA, 4070–4071

Establishment of Class E Airspace; Springfield, CO; Correction, 4071

Standard Instrument Approach Procedures: Miscellaneous Amendments, 4075–4077

Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures: Amendments, 4073–4075  
Miscellaneous Amendments, 4071–4073

**PROPOSED RULES**

Airworthiness Directives:  
Airbus Model A318, A319, A320, and A321 Series Airplanes Equipped with Certain Northrop Grumman Air Data Inertial Reference Units, 4129–4131  
APEX Aircraft Model CAP 10 B Airplanes, 4121–4125  
Bombardier Model CL 600 2B19 (Regional Jet Series 100 & 440) Airplanes, 4125–4127  
Pacific Aerospace Limited Models FU24-954 and FU24A-954 Airplanes, 4127–4129

**NOTICES**

Meetings:  
Aircraft Certification Service Meet the Regulators Information Sharing and Listening, 4302

**Federal Communications Commission****RULES**

Ancillary or Supplementary Use of Digital Television Capacity by Noncommercial Licensees, 4113

**NOTICES**

Consumer & Governmental Affairs Bureau Reports on the First Triennial Review of the Commission's Policies and Practices, etc., 4218–4220

**Federal Deposit Insurance Corporation****NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 4220–4229

**Federal Emergency Management Agency****PROPOSED RULES**

Proposed Flood Elevation Determinations, 4144–4156  
Withdrawal of Proposed Flood Elevation Determination for the Unincorporated Areas of Richland County, South Carolina, 4156–4157

**NOTICES**

Kansas; Amendment No. 1 to Notice of an Emergency Declaration, 4251–4252  
Major Disaster Declaration: Washington, 4252  
Meetings:  
National Advisory Council, 4252–4253  
Nebraska; Major Disaster and Related Determinations, 4253  
Nevada; Amendment No. 1 to Notice of a Major Disaster Declaration, 4253  
Oregon; Amendment No. 6 to Notice of a Major Disaster Declaration, 4253–4254

**Federal Energy Regulatory Commission****PROPOSED RULES**

Transparency Provision under Section 23 of the Natural Gas Act, 4131

**NOTICES**

Combined Notice of Filings No. 1  
Iroquois Gas Transmission System, L.P., et al., 4201–4202  
Northern Indiana Public Service Company, et al., 4202–4204  
Issuance Order:  
Alpha Domestic Power Trading, LLC, 4204  
Notice of Complaint:  
Maryland Public Service Commission  
PJM interconnection, L.L.C., 4204–4205  
Santa Maria Cogen, Inc.; Notice of Issuance of Order, 4205  
Trunkline Gas Company, LLC; Errata Notice, 4205

**Federal Highway Administration****NOTICES**

Environmental Impact Statement; Notice of Intent: Mariposa County, California, 4302–4303

**Federal Maritime Commission****NOTICES**

Agreements Filed, 4229–4230

**Federal Reserve System****NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 4220–4229

**Federal Trade Commission****NOTICES**

Herbs Nutrition Corporation, et al.; Analysis of Proposed Consent Order to Aid Public Comment, 4230–4231

Life is good, Inc., and Life is good Retail, Inc.; Analysis of Proposed Consent Order to Aid Public Comment, 4231–4233

#### **Fish and Wildlife Service**

##### **PROPOSED RULES**

Endangered and Threatened Wildlife and Plants:  
12-Month Finding on Petition to List the Siskiyou Mountains Salamander and Scott Bar Salamander as Threatened or Endangered, 4380–4418

##### **NOTICES**

Environmental Impact Report/Statement; Notice of Intent: Regarding the Bay Delta Conservation Plan (BDCP) for the Sacramento-San Joaquin Delta, California, 4178–4180

#### **Food and Drug Administration**

##### **RULES**

Oral Dosage Form New Animal Drugs; Clindamycin, 4077

##### **NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 4234–4235

#### **Forest Service**

##### **NOTICES**

Wasatch-Cache National Forest, Utah; West Bear Landscape Management Project, 4175

#### **General Services Administration**

##### **NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 4187–4188  
Federal Acquisition Regulation; Information Collection; OMB Circular A-119, 4188  
General Services Administration Acquisition Regulation: Information Collection, 4233

#### **Health and Human Services Department**

*See* Children and Families Administration  
*See* Food and Drug Administration  
*See* Indian Health Service  
*See* Inspector General Office, Health and Human Services Department

#### **Homeland Security Department**

*See* Coast Guard  
*See* Federal Emergency Management Agency  
*See* U.S. Customs and Border Protection

#### **Indian Health Service**

##### **NOTICES**

Native American Research Centers for Health (NARCH) Grants Announcement Type:  
New and Competing Continuations Funding  
Announcement Number: HHS-2009-IHS-NARCHV-0001 Catalog of Federal Domestic Assistance Number: 93.933, 4235–4248

#### **Inspector General Office, Health and Human Services Department**

##### **NOTICES**

Nursing Facilities Compliance Program Guidance Revision; Information and Recommendation Solicitation, 4248–4249

#### **Interior Department**

*See* Fish and Wildlife Service  
*See* Land Management Bureau

#### **Internal Revenue Service**

##### **PROPOSED RULES**

Consolidated Returns; Intercompany Obligations; Hearing, 4131–4132

##### **NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 4307–4308  
Art Advisory Panel Renewal, 4308

#### **International Trade Administration**

##### **NOTICES**

Helical Spring Lock Washers from the Peoples Republic of China:  
Final Results of Antidumping Duty Administrative Review, 4175–4176

#### **Justice Department**

*See* Antitrust Division

#### **Labor Department**

##### **NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 4286

#### **Land Management Bureau**

##### **NOTICES**

Eastern States: Filing of Plat of Survey, 4264  
Meetings:  
Twin Falls District Resource Advisory Council, 4264  
Proposed Reinstatement of Terminated Oil and Gas Lease, 4265  
Realty Action:  
Direct and Competitive Sales of Public Land, Idaho and Proposed Plan Amendment, 4265–4268

#### **Library of Congress**

*See* Copyright Royalty Board, Library of Congress

#### **National Aeronautics and Space Administration**

##### **NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 4187–4188  
Federal Acquisition Regulation; Information Collection; OMB Circular A-119, 4188

#### **National Credit Union Administration**

##### **NOTICES**

Community Development Revolving Loan Fund for Credit Unions, 4286–4287

#### **National Highway Traffic Safety Administration**

##### **PROPOSED RULES**

Tire Registration and Recordkeeping, 4157–4171

##### **NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 4303–4304  
Petition for Exemption from the Vehicle Theft Prevention Standard:  
Hyundai-Kia America Technical Center, Inc., 4304–4305

#### **National Oceanic and Atmospheric Administration**

##### **RULES**

Taking of Marine Mammals Incidental to Commercial Fishing Operations; Atlantic Large Whale Take Reduction Plan, 4118–4120

##### **NOTICES**

Endangered and Threatened Species:  
Final Recovery Plan for Southern Resident Killer Whales, 4176–4177

Environmental Impact Report/Statement; Notice of Intent:  
Regarding the Bay Delta Conservation Plan (BDCP) for the  
Sacramento-San Joaquin Delta, California, 4178–4180

### **National Telecommunications and Information Administration**

#### **NOTICES**

Meetings:  
Internet Domain Name and Addressing System: Midterm  
Review of the Joint Project Agreement, 4181

### **Navy Department**

#### **NOTICES**

Decision Memorandum; Alternative Arrangements for  
Southern California Operating Area:  
Composite Training Unit Exercises and Joint Task Force  
Exercises Scheduled Between Today and January  
2009, 4189–4193  
Privacy Act; Systems of Records, 4193–4195

### **Nuclear Regulatory Commission**

#### **NOTICES**

Meetings:  
  
Advisory Committee on Reactor Safeguards, 4287–4288  
Reactor Safeguards Advisory Committee, 4288

### **Office of United States Trade Representative**

*See* Trade Representative, Office of United States

### **Patent and Trademark Office**

#### **NOTICES**

National Medal of Technology and Innovation Call for 2008  
Nominations, 4181–4182  
National Model of Technology and Innovation Nomination  
Evaluation Committee, 4182

### **Pipeline and Hazardous Materials Safety Administration**

#### **NOTICES**

Notice of Application for Special Permits, 4305–4306  
Notice of Applications for Modification of Special Permit,  
4306–4307

### **Presidential Documents**

#### **EXECUTIVE ORDERS**

Committees; establishment, renewal, termination, etc.:  
Financial Literacy, President's Advisory Council on;  
establishment (EO 13455), 4443–4447

### **Securities and Exchange Commission**

#### **NOTICES**

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals, 4290–4292  
Self-Regulatory Organizations; Proposed Rule Changes:  
American Stock Exchange LLC, 4292–4293  
Chicago Board Options Exchange, Inc., 4293–4295  
Financial Industry Regulatory Authority, Inc., 4295–4297  
The Options Clearing Corporation, 4297–4299

### **Small Business Administration**

#### **NOTICES**

Mississippi Disaster No. MS-00014, 4299  
Missouri Disaster Number MO-00019, 4299–4300  
Nebraska Disaster No. NE-00018, 4300  
Nevada Disaster Number NV-00008, 4300  
Washington Disaster Number WA-00015, 4300

### **State Department**

#### **RULES**

Passports; Correction, 4077–4078

#### **NOTICES**

Border Crossing Facility, U.S.-Mexico Border, San Diego,  
CA and Tijuana, Baja California, Mexico; Presidential  
Permit Application, 4300–4301  
Culturally Significant Objects Imported for Exhibition  
Determinations:  
Khatchkar of Lori, 4301  
Rococo: The Continuing Curve, 1730-2008, 4301  
Works by Frans Hals and Philips Wouwerman, 4301–  
4302

### **Thrift Supervision Office**

#### **NOTICES**

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals, 4220–4229, 4308–4309  
Hiring or Indemnifying Senior Executive Officers or  
Directors, 4309

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

#### **NOTICES**

WTO Dispute Settlement Proceedings Regarding Measures  
of European Communities Affecting the Approval and  
Marketing of Biotech Products, 4288–4290

### **Transportation Department**

*See* Federal Aviation Administration

*See* Federal Highway Administration

*See* National Highway Traffic Safety Administration

*See* Pipeline and Hazardous Materials Safety  
Administration

#### **NOTICES**

Meetings:  
National Surface Transportation Infrastructure Financing  
Commission, 4302

### **Treasury Department**

*See* Comptroller of the Currency

*See* Internal Revenue Service

*See* Thrift Supervision Office

### **U.S. Customs and Border Protection**

#### **NOTICES**

Meetings:

Departmental Advisory Committee—  
Commercial Operations of Customs and Border  
Protection and Related Homeland Security  
Functions, 4254

Transaction Value Method; Proposed Interpretation and  
Comment Request, 4254–4264

---

### **Separate Parts In This Issue**

#### **Part II**

Environmental Protection Agency, 4312–4377

#### **Part III**

Interior Department, Fish and Wildlife Service, 4380–4418

#### **Part IV**

Environmental Protection Agency, 4420–4441

**Part V**

Executive Office of the President, Presidential Documents,  
4443-4447

---

**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.

**3 CFR****Executive Orders:**

13455.....4445

**14 CFR**

39 (9 documents) ...4051, 4053,  
4055, 4057, 4059, 4061,  
4063, 4066

71 (4 documents) ...4069, 4070,  
4071

97 (3 documents) ...4071, 4073,  
4075

**Proposed Rules:**

39 (5 documents) ...4121, 4123,  
4125, 4127, 4129

**18 CFR****Proposed Rules:**

284.....4131

**21 CFR**

510.....4077  
520.....4077

**22 CFR**

51.....4077

**26 CFR****Proposed Rules:**

1.....4131

**33 CFR**

165.....4078

**36 CFR****Proposed Rules:**

1193.....4132  
1194.....4132

**37 CFR**

382.....4080

**40 CFR**

51.....4420  
52 (2 documents) ....4105, 4109  
72.....4312  
75.....4312  
93.....4420

**Proposed Rules:**

52.....4133  
63.....4136

**44 CFR****Proposed Rules:**

67 (2 documents) ....4144, 4156

**47 CFR**

73.....4113

**48 CFR**

204 (2 documents) .....4113  
207.....4114  
212 (2 documents) .....4114,  
4115

222.....4115

225 (2 documents) .....4113,  
4115

232.....4116

234.....4117

235.....4117

244.....4113

252 (2 documents) .....4115,  
4116

**49 CFR****Proposed Rules:**

574.....4157

**50 CFR**

229.....4118

**Proposed Rules:**

17.....4380