



# Federal Register

---

5-8-08

Vol. 73 No. 90

Thursday

May 8, 2008

Pages 25961-26312



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

### 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, May 20, 2008  
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. 90

Thursday, May 8, 2008

## Agriculture Department

See Commodity Credit Corporation

See Forest Service

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 26074

## Alcohol and Tobacco Tax and Trade Bureau

### PROPOSED RULES

Proposed Revision of Distilled Spirits Plant Regulations (2001R-194P), 26200–26307

## Army Department

See Engineers Corps

### NOTICES

Availability of U.S. Patent Concerning Assembled Hematin, 26085

## Arts and Humanities, National Foundation

See National Foundation on the Arts and the Humanities

## Centers for Disease Control and Prevention

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 26118–26119

## Coast Guard

### RULES

Safety Zone:

Fourth of July Fireworks, City of Monterey, Monterey, CA., 26019

Hatteras Boat Parade and Firework Display, Trent River, New Bern, NC, 26017–26019

Special Local Regulations:

Delaware River, Big Timber Creek, Westville, NJ, 26002–26004

Delaware River, Philadelphia, PA, 26005–26007

Special Local Regulations; Recurring Marine Events in the Fifth Coast Guard District, 26007–26017

### PROPOSED RULES

Anchorage Regulations:

Port of New York and Vicinity, 26054–26056

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 26125–26128

Meetings:

Lower Mississippi River Waterway Safety Advisory Committee, 26128

## Commerce Department

See Foreign-Trade Zones Board

See Industry and Security Bureau

See International Trade Administration

See National Oceanic and Atmospheric Administration

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 26076–26077

## Commodity Credit Corporation

### NOTICES

In-Handling Charges for Commodities Pledged As Collateral for Marketing Assistance Loan, 26074–26075

## Commodity Futures Trading Commission

### NOTICES

Meetings; Sunshine Act, 26084–26085

## Defense Department

See Army Department

See Engineers Corps

See Navy Department

## Education Department

### PROPOSED RULES

Privacy Act Regulations, 26056–26059

## Energy Department

See Federal Energy Regulatory Commission

## Engineers Corps

### NOTICES

Bossier Parish, Louisiana, Flood Risk Management Study, 26085

Cross Lake Water Supply Feasibility Study, Shreveport, LA, 26085–26086

Economic and Environmental Principles and Guidelines for Water and Related Land Resources Implementation Studies, 26086

## Environmental Protection Agency

### RULES

Approval and Promulgation of State Implementation Plans: States of South Dakota and Wyoming; Interstate Transport of Pollution, 26019–26025

National Priorities List, 26025–26026

### PROPOSED RULES

Approval and Promulgation of State Implementation Plans: States of South Dakota and Wyoming; Interstate Transport of Pollution, 26059

### NOTICES

Proposed CERCLA Administrative Cashout Settlement: Elite Laundry Superfund Site; Jaffrey, NH, 26111–26112

## Executive Office of the President

See Presidential Documents

## Federal Aviation Administration

### RULES

Airworthiness Directives:

Air Tractor, Inc. AT 400, AT 500, AT 600, and AT 800 Series Airplanes, 25967–25970

Boeing Model 737 100, et al. Series Airplanes, 25970–25974

Boeing Model 737-600, et al. Series Airplanes, 25986–25990

Boeing Model 747 100, 747 100B, 747 100B SUD, 747 200B, 747 200C, 747 200F, 747 300, 747SR, and 747SP Series Airplanes, 25977–25984

Boeing Model 747-200F, et al. Series Airplanes, 25997–25999

Boeing Model 747 400, 400D, and 400F Series Airplanes, 25990–25997

Boeing Model 757 Airplanes, 25974–25977

Dassault Model Mystere Falcon 50 Airplanes, 25984–25986

Empresa Brasileira de Aeronautica S.A. Model EMB 135 Airplanes and Model EMB 145, 145ER, 145MR, et al., 25962–25967

Sikorsky Aircraft Corp. Model S-61A, S-61D, S 61E, and S-61V Helicopters, 25961–25962

Establishment of Class E Airspace:

Rockport, ME, 25999

Swans Island, ME, 25999–26000

#### PROPOSED RULES

Airworthiness Directives:

Boeing Model 707 Airplanes, and Model 720 and 720B Series Airplanes, 26043–26044

Bombardier Model CL 600 2C10 (Regional Jet Series 700, 701, & 702) Airplanes, Model CL 600 2D15, etc., 26045–26047

Modification of Class E Airspace: Rome, NY, 26047–26048

Proposed Establishment of Class E Airspace:

Fort Collins, CO, 26048–26049

Removal of Regulations Allowing for Polished Frost on Wings of Airplanes, 26049–26054

#### NOTICES

Approval of Finding of No Significant Impact on a Short Form Environmental Assessment:

Chicago/Rockford International Airport, Rockford, IL, 26185–26186

Submission Deadline for Schedule Information for Chicago O'Hare International Airport for the Winter 2008/2009 Scheduling Season, 26186–26187

Submission Deadlines

Schedule Information for John F. Kennedy International Airport and Newark Liberty International Airport for the Winter 2008/2009 Scheduling Season, 26187

Petition for Exemption; Summary of Petition Received, 26187–26188

#### Federal Communications Commission

##### RULES

Facilitating the Provision of Fixed and Mobile Broadband Access, Educational and Other Advanced Services, etc., 26032–26042

##### PROPOSED RULES

Facilitating the Provision of Fixed and Mobile Broadband Access, Educational and Other Advanced Services in the, etc., 26067–26071

##### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 26112

Closed Auction of Licenses for Cellular Unserved Service Areas Scheduled for June 17, 2008, etc., 26112–26118

#### Federal Emergency Management Agency

##### RULES

Changes in Flood Elevation Determinations, 26026–26030

Final Flood Elevation Determinations, 26030–26032

##### PROPOSED RULES

Proposed Flood Elevation Determinations, 26060–26067

##### NOTICES

Emergency Declaration: Illinois, 26128–26129

Major Disaster Declaration:

Arizona, 26129

Arkansas, 26129

#### Federal Energy Regulatory Commission

##### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 26087–26088

Application Accepted for Filing:

Blue Light Power, LLC, 26090–26091

Pacific Gas and Electric Co. (PG&E), 26092–26093  
Application Accepted for Filing; Soliciting Comments, Protests, and Motions to Intervene:

Eagle Crest Energy Co., 26094–26096

Grays Harbor Ocean Energy Co., LLC, 26093–26094

Application Accepted for Filing and Soliciting Comments, Motions to Intervene, and Protests:

Eagle Crest Energy Co., 26089–26090

Grays Harbor Ocean Energy Company, LLC, 26088–26089

Application and Petition for Declaratory Order:

Williston Basin Interstate Pipeline Co., 26096

Applications Accepted for Filing and Soliciting Comments, Protests, and Motions To Intervene:

KC LLC, 26096–26097

Combined Notice of Filings, 26097–26102

Complaint:

Union Electric Co., 26102–26103

Dismissing Request for Hearing:

Twin Lakes Canal Co., 26103

Environmental Statements; Availability, etc.:

Leaf River Energy Center LLC, 26103–26104

Leaf River Storage Project, 26104–26105

Errata:

Preventing Undue Discrimination and Preference in Transmission Service, 26105–26106

Form No. 552 Follow-up Workshop, 26106

Issuance of Order:

Endure Energy, L.L.C., 26107–26108

Mountain Wind Power, LLC, 26106, 26108–26109

Panda-Brandywine, L.L.P., 26106–26107, 26109

West Valley Leasing Co., LLC, 26107, 26109–26110

Meetings:

Form No. 552 Follow-Up Workshop, 26110

Applications:

KC LLC, 26110–26111

#### Federal Housing Enterprise Oversight Office

##### NOTICES

Privacy Act; Systems of Records, 26136–26138

#### Fish and Wildlife Service

##### NOTICES

Endangered Wildlife and Plants; Permits, 26138–26139

Environmental Assessment:

Black Bayou Lake National Wildlife Refuge, Ouachita Parish, LA, 26139–26140

Kenai National Wildlife Refuge, Soldotna, AK, 26140–26142

#### Food and Drug Administration

##### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 26119

Meetings:

Anti-Infective Drugs Advisory Committee, 26119–26120

Oncologic Drugs Advisory Committee, 26120–26121

Science Board, 26121

#### Foreign-Trade Zones Board

##### NOTICES

Proposal for Available Alternative Site - Designation and - Management Framework, 26077–26078

#### Forest Service

##### NOTICES

Environmental Statements; Availability, etc.:

San Juan National Forest, Columbine Ranger District, CO;

Hermosa Land Exchange Analysis, 26075–26076

**Health and Human Services Department**

See Centers for Disease Control and Prevention  
See Food and Drug Administration  
See National Institutes of Health

**Homeland Security Department**

See Coast Guard  
See Federal Emergency Management Agency  
See U.S. Citizenship and Immigration Services  
See U.S. Customs and Border Protection

**Housing and Urban Development Department**

See Federal Housing Enterprise Oversight Office

**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 26134–26136

**Indian Affairs Bureau****NOTICES**

Land Acquisitions; Mechoopda Indian Tribe, California, 26142–26143

**Industry and Security Bureau****RULES**

Technical Corrections to the Export Administration Regulations based upon a Systematic Review of the CCL; Correction, 26000–26001

**Interior Department**

See Fish and Wildlife Service  
See Indian Affairs Bureau  
See Land Management Bureau

**Internal Revenue Service****NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 26188–26190  
IRS/VA FFRDC Co-Sponsorship, 26190  
Quarterly Publication of Individuals, Who Have Chosen To Expatriate, (as Required by Section 6039G), 26190–26192

**International Trade Administration****NOTICES**

Antidumping Duty Orders:  
Polyethylene Terephthalate Film, Sheet, and Strip from the Republic of Korea, 26078–26079  
Polyethylene Terephthalate Film, Sheet and Strip from India and Taiwan, 26079  
Countervailing Duty Order:  
Polyethylene Terephthalate Film, Sheet, and Strip from India, 26080  
Final Results of Antidumping Duty New Shipper Review:  
Canned Pineapple Fruit from Thailand, 26080–26081

**International Trade Commission****NOTICES**

Investigations:  
Certain Power Supplies, 26144–26145  
Raw Flexible Magnets from China and Taiwan, 26145–26146

**Justice Department****NOTICES**

Lodging of Consent Decree, 26146–26147

**Labor Department****NOTICES**

Ensuring Benefits in the Formal Sector in El Salvador, 26147  
Strengthening Labor Law Compliance in the United Republic of Tanzania, 26147–26148

**Land Management Bureau****NOTICES**

Alaska Native Claims Selection, 26143  
Realty Action:  
Recreation and Public Purposes Act Classification of Public Lands in Fremont County, WY, 26143–26144

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

Meetings:  
National Council on the Humanities, 26148

**National Highway Traffic Safety Administration****PROPOSED RULES**

Confidential Business Information, 26071–26073

**National Institutes of Health****NOTICES**

Meetings:  
Advisory Committee to the Director, 26121–26122  
Center for Scientific Review, 26122–26124  
National Eye Institute, 26124  
National Institute on Aging, 26124–26125

**National Oceanic and Atmospheric Administration****NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 26082  
Fisheries of the Northeastern United States; Atlantic Herring Fishery; Scoping Process; Intent to Prepare An Environmental Impact Statement (EIS), 26082–26084  
General Provisions for Domestic Fisheries; Application for Exempted Fishing Permits, 26084

**Navy Department****NOTICES**

Meetings:  
Naval Research Advisory Committee, 26086–26087

**Nuclear Regulatory Commission****NOTICES**

Acceptance for Docketing of the Application and Notice of Opportunity For Hearing Regarding Renewal of MIT Research Reactor No. R-37, 26148–26150  
Agency Information Collection Activities; Proposals, Submissions, and Approvals, 26150  
Availability of the Final Interim Staff Guidance COL-ISG-02 on Financial Qualifications of Applicants, 26151  
Issuance of License Amendment for Termination of License SNM-00007 Battelle Memorial Institute West Jefferson, Ohio, 26151–26152  
Request for Certificate Renewal and Opportunity for Comment:  
Paducah Gaseous Diffusion Plant; Portsmouth Gaseous Diffusion Plant; United States Enrichment Corp., 26152–26153

**Office of Federal Housing Enterprise Oversight**

See Federal Housing Enterprise Oversight Office

**Personnel Management Office****NOTICES**

Excepted Service, 26153–26154

**Postal Service****NOTICES**

Privacy Act; Systems of Records, 26155–26158

**Presidential Documents****PROCLAMATIONS***Special observances:*

Military Spouse Day (Proc. 8252), 26309–26312

**Securities and Exchange Commission****NOTICES**

Self-Regulatory Organizations; Proposed Rule Changes:

Boston Stock Exchange, Inc., 26159–26174

Chicago Stock Exchange, Inc., 26174–26176

Depository Trust Company, 26181–26182

Financial Industry Regulatory Authority, Inc., 26176–26177

NASDAQ Stock Market LLC, 26177–26179, 26182–26185

NYSE Arca, Inc., 26179–26181

**Social Security Administration****RULES**

Testimony by Employees and the Production of Records and Information in Legal Proceedings; Change, etc., 26001–26002

**State Department****NOTICES**

Culturally Significant Objects Imported for Exhibition

Determinations:

Home Delivery; Fabricating the Modern Dwelling, 26185

**Transportation Department***See* Federal Aviation Administration*See* National Highway Traffic Safety Administration**Treasury Department***See* Alcohol and Tobacco Tax and Trade Bureau*See* Internal Revenue Service*See* United States Mint**U.S. Citizenship and Immigration Services****NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 26129–26131

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

Cancellation of Customs Broker License, 26131

Cancellation of Customs Broker License Due to Death of the License Holder, 26131–26132

Final Determination:

Electric Mini-Trucks, 26132–26134

**United States Mint****NOTICES**

American Eagle Platinum Uncirculated Coin Price Increases, 26192

Meetings:

Citizens Coinage Advisory Committee, 26192

**Veterans Affairs Department****NOTICES**Privacy Act; Systems of Records, 26192–26197

---

**Separate Parts In This Issue****Part II**

Treasury Department, Alcohol and Tobacco Tax and Trade Bureau, 26200–26307

**Part III**Executive Office of the President, Presidential Documents, 26309–26312

---

**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.

**13 CFR****Proclamations:**

8252 .....26311

**14 CFR**39 (10 documents) .....25961,  
25962, 25967, 25970, 25974,  
25977, 25984, 25986, 25990,  
25997

71 (2 documents) .....25999

**Proposed Rules:**39 (2 documents) .....26043,  
2604571 (2 documents) .....26047,  
26048

91 .....26049

125 .....26049

135 .....26049

**15 CFR**

774 .....26000

**20 CFR**

403 .....26001

**27 CFR****Proposed Rules:**

19 .....26200

**33 CFR**100 (3 documents) .....26002,  
26005, 26007165 (2 documents) .....26017,  
26019**Proposed Rules:**

110 .....26054

**34 CFR****Proposed Rules:**

5b .....26056

**40 CFR**

52 .....26019

300 .....26025

**Proposed Rules:**

52 .....26059

**44 CFR**

65 .....26026

67 .....26030

**Proposed Rules:**

67 .....26060

**47 CFR**

27 .....26032

**Proposed Rules:**

27 .....26067

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

512 .....26071