



# Federal Register

---

3-16-09

Vol. 74 No. 49

Monday

Mar. 16, 2009

Pages 11001-11274



The **FEDERAL REGISTER** (ISSN 0097-6326) is published daily, Tuesday 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.federalregister.gov](http://www.federalregister.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: 74 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, March 17, 2009  
9:00 a.m.–12:30 p.m.

**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. 74, No. 49

Monday, March 16, 2009

## Agency for Healthcare Research and Quality

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11109–11111

### Meetings:

National Advisory Council for Healthcare Research and Quality, 11111

## Agriculture Department

See Animal and Plant Health Inspection Service

See Forest Service

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11078

## Animal and Plant Health Inspection Service

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11078–11079

## Centers for Disease Control and Prevention

### NOTICES

### Meetings:

Subcommittee on Procedures Reviews, Advisory Board on Radiation and Worker Health, 11111–11112

Public Comment Period for the NIOSH Childhood Agricultural Injury Prevention Initiative, 11112–11113

## Children and Families Administration

See Refugee Resettlement Office

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11113–11114

## Civil Rights Commission

### NOTICES

### Meetings:

Agenda and Briefing of the Vermont Advisory Committee, 11079–11080

Agenda and Community Forum of the New Jersey Advisory Committee, 11080

## Coast Guard

### RULES

Consolidation of Merchant Mariner Qualification Credentials, 11196–11267

## Commerce Department

See International Trade Administration

See National Oceanic and Atmospheric Administration

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11080

## Corporation for National and Community Service

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11089

## Defense Department

### NOTICES

Continuation and Expansion of Disease Management Demonstration Project for TRICARE Standard Beneficiaries, 11089–11090

### Meetings:

Defense Science Board, 11090–11091

National Defense University Visitors, 11091

## Department of Transportation

See Pipeline and Hazardous Materials Safety Administration

## Education Department

### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11091

## Energy Department

See Federal Energy Regulatory Commission

### NOTICES

### Meetings:

International Energy Agency, 11091–11092

## Environmental Protection Agency

### RULES

Approval and Promulgation of Implementation Plans: Hawaii; Correction, 11037–11040

### PROPOSED RULES

Approval and Promulgation of Implementation Plans: Hawaii; Correction, 11049–11050

Testing of Certain High Production Volume Chemicals: Second Group of Chemicals; Public Meeting, 11050–11051

### NOTICES

### Pesticide Products:

Registration Applications, 11098–11100

Receipt of Several Pesticide Petitions Filed for Residues of Pesticide Chemicals in or on Various Commodities, 11100–11102

## Executive Office of the President

See Presidential Documents

See Trade Representative, Office of United States

## Federal Aviation Administration

### RULES

### Airworthiness Directives:

Agusta S.p.A. Model AB139 and AW139 Helicopters, 11009–11011

Airbus Model A321–131 Airplanes, 11006–11009  
Bell Helicopter Textron Inc. Model 412, 412CF, and 412EP Helicopters, 11001–11003

Boeing Model 747–100, 747–100B, 747–100B SUD, 747–200B, 747–200C, etc. Series Airplanes, 11013–11014

Eurocopter France Model EC 155B and EC155B1 Helicopters, 11004–11006

Fokker Model F.27 Mark 050 Airplanes, 11014–11017

Trimble or FreeFlight Systems 2101 I/O Approach Plus Global Positioning System (GPS) Navigation Systems, 11003–11004

Viking Air Limited Model DHC–7 Airplanes, 11011–11013

**PROPOSED RULES**

## Airworthiness Directives:

General Electric Company CF6–80C2 Series Turbofan Engines, 11043–11045

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

## Television Broadcasting Service:

Des Moines, IA, 11051

**NOTICES**

Annual Assessment of the Status of Competition in the Market for the Delivery of Video Programming, 11102

**Federal Emergency Management Agency****NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11123

**Federal Energy Regulatory Commission****NOTICES**

## Applications:

CRD Hydroelectric, LLC, 11092–11093

Combined Notice of Filings, 11093–11094

Environmental Impact Statements; Availability, etc.:

Dominion Cove Point LNG, LP, 11094–11096

## Filings:

Equitrans LP, 11096

PJM Interconnection, L.L.C., 11096

Initial Market-Based Rate Filings:

Nordic Energy Services, LLC, 11096–11097

Power Resources, Ltd., 11097

Windy Flats Partners, LLC, 11097–11098

## Meetings:

Green Island Power Authority, 11098

Petitions for Rate Approval:

Arcadia Gas Storage, LLC, 11098

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

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11169–11170

**Federal Railroad Administration****NOTICES**

Environmental Impact Statements; Availability, etc.:

California High Speed Train Project from Merced to Bakersfield, CA, 11172–11174

California High-Speed Train Project from San Jose to Merced, CA, 11170–11172

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

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11102–11109

**Federal Trade Commission****PROPOSED RULES**

Disclosures Regarding Energy Consumption and Water Use of Certain Home Appliances and Other Products, 11045–11049

**Financial Crimes Enforcement Network****NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11178–11179

**Fiscal Service****NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11179–11181

Surety Companies Acceptable on Federal Bonds:

Name Change; DaimlerChrysler Insurance Co., 11181–11182

**Fish and Wildlife Service****NOTICES**

Application for an Incidental Take Permit for a Training Facility in Charlotte County, FL, 11127–11128

Availability of Birds of Conservation Concern (2008), 11128

Decision and Availability of Record of Decision:

Umbagog (formerly 'Lake Umbagog') National Wildlife Refuge, Coos County, NH and Oxford County, ME, 11129–11130

Endangered and Threatened Wildlife and Plants:

Initiation of 5-Year Reviews of 103 Species in Hawaii, 11130–11133

TakeMeFishing.org Web Site Advertising Guidelines, 11133

**Food and Drug Administration****RULES**

Food Additives Permitted for Direct Addition to Food for Human Consumption:

Vitamin D, 11019–11022

**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11114–11117

Draft Guidance for Industry and Food and Drug Administration:

User Fees and Refunds for Premarket Approval Applications; Availability, 11117–11118

Draft Guidance for Industry on Documenting Statistical Analysis Programs and Data Files; Availability, 11118–11119

Meetings:

Industry Exchange Workshop on Food and Drug Administration Drug and Device Requirements; Public Workshop, 11119–11120

Orthopaedic and Rehabilitation Devices Panel of the Medical Devices Advisory Committee, 11120

**Forest Service****NOTICES**

Meetings:

Modoc County Resource Advisory Committee, 11079

**Health and Human Services Department**

See Agency for Healthcare Research and Quality

See Centers for Disease Control and Prevention

See Children and Families Administration

See Food and Drug Administration

See National Institutes of Health

See Refugee Resettlement Office

**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****NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11127

**Interior Department**

See Fish and Wildlife Service  
See Land Management Bureau

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

## Antidumping:

Brake Rotors from the People's Republic of China, 11081–11082

Certain Corrosion-Resistant Carbon Steel Flat Products from the Republic of Korea, 11082–11084

Certain Pasta from Italy, 11084–11085

Floor-Standing, Meta-Top Ironing Tables and Certain Parts Thereof from the People's Republic of China, 11085–11087

Honey from the People's Republic of China, 11087–11088

## Countervailing Duties:

Certain Pasta from Italy; Extension of Time Limit, etc., 11084

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

Alaska Native Claims Selection, 11133–11135

## Meetings:

Idaho Falls District Resource Advisory Council, 11135

**National Credit Union Administration****NOTICES**

Meetings; Sunshine Act, 11135

**National Highway Traffic Safety Administration****NOTICES**

Grant of Petition for Decision of Inconsequential Noncompliance:

Continental Tire North America, Inc., 11174–11175

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

## Meetings:

Center for Scientific Review, 11120–11121

National Eye Institute, 11121

National Institute of Environmental Health Sciences, 11121–11122

Office of the Director, National Institutes of Health, 11122

**National Oceanic and Atmospheric Administration****RULES**

Fisheries of the Exclusive Economic Zone off Alaska:

2009 and 2010 Final Harvest Specifications for Groundfish; Correction, 11041–11042

Pollock in Statistical Area 630, 11040–11041

Schedule of Fees for Access to NOAA Environmental Data, Information, and Related Products and Services, 11017–11019

**PROPOSED RULES**

Identification and Certification of Nations Whose Fishing Vessels Are Engaged in Illegal, Unreported, or Unregulated Fishing, etc.; Correction, 11077

Taking and Importing Marine Mammals:

U.S. Navy Training in the Cherry Point Range Complex, 11052–11077

**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11088

## Meetings:

Climate and Sustainability Conference, 11088–11089

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

Environmental Impact Statements; Availability, etc.:

Alpha Q, Inc. Facility, Colchester, CT, 11136–11137

Interim Staff Guidance:

Disposition of Review of Evaluation to Address Adverse Flow Effects in Equipment Other than Reactor Internals, 11137–11138

Meetings:

ACRS Subcommittee on Planning and Procedures, 11138–11139

ACRS Subcommittee on Plant License Renewal, 11138–11139

Advisory Committee on Reactor Safeguards, 11139–11140

Request for Action:

Indiana Michigan Power Co., 11140–11141

**Office of United States Trade Representative**

See Trade Representative, Office of United States

**Pension Benefit Guaranty Corporation****RULES**

Allocation of Assets in Single-Employer Plans:

Benefits Payable in Terminated Single-Employer Plans, etc., 11035–11037

Annual Financial and Actuarial Information Reporting:

Pension Protection Act (2006), 11022–11035

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

Excepted Service:

Decisions Granting Authority to Make Appointments, 11143

**Pipeline and Hazardous Materials Safety Administration****NOTICES**

Applications for Modification of Special Permits, 11176–11177

Applications for Special Permits, 11175–11176

**Presidential Documents****EXECUTIVE ORDERS**

Committees; Establishment, Renewal, Termination, etc.:

Women and Girls, White House Council on;

Establishment (EO 13506), 11269–11273

**Public Debt Bureau**

See Fiscal Service

**Refugee Resettlement Office****NOTICES**

Single-Source Program Expansion Supplement, 11122

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

Self-Regulatory Organizations; Proposed Rule Changes:

Chicago Board Options Exchange, Inc., 11143–11146

Depository Trust Co., 11146–11147

International Securities Exchange, LLC, 11147–11151

NASDAQ OMX PHLX, Inc., 11151–11159

New York Stock Exchange, LLC, 11159–11167

NYSE Arca, Inc., 11167–11169

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

Determinations Under the African Growth and Opportunity Act; Correction, 11141

## Generalized System of Preferences:

Review of Country Practice Petitions for the 2008 Annual Review, 11141–11143

**Transportation Department**

*See* Federal Aviation Administration

*See* Federal Highway Administration

*See* Federal Railroad Administration

*See* National Highway Traffic Safety Administration

*See* Pipeline and Hazardous Materials Safety Administration

*See* Transportation Statistics Bureau

**Transportation Statistics Bureau****NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11177–11178

**Treasury Department**

*See* Financial Crimes Enforcement Network

*See* Fiscal Service

**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11178

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

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11123–11124

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

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 11124–11127

**Veterans Affairs Department****RULES**

Accreditation of Agents and Attorneys; Agents and Attorney Fees; Correction, 11037

**NOTICES**

Privacy Act; Systems of Records, 11182–11193

---

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

Homeland Security Department, Coast Guard, 11196–11267

**Part III**

Presidential Documents, 11269–11273

---

**Reader Aids**

Consult the Reader Aids section at the end of this page 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.

<b>3 CFR</b>	151.....11196
<b>Executive Orders:</b>	166.....11196
13506.....11271	169.....11196
<b>14 CFR</b>	175.....11196
39 (8 documents) .....11001,	176.....11196
11003, 11004, 11006, 11009,	185.....11196
11011, 11013, 11014	196.....11196
<b>Proposed Rules:</b>	199.....11196
39.....11043	401.....11196
<b>15 CFR</b>	402.....11196
950.....11017	<b>47 CFR</b>
<b>16 CFR</b>	<b>Proposed Rules:</b>
<b>Proposed Rules:</b>	73.....11051
305.....11045	<b>50 CFR</b>
<b>21 CFR</b>	679 (2 documents) .....11040,
172.....11019	11041
<b>29 CFR</b>	<b>Proposed Rules:</b>
4001.....11022	219.....11052
4010.....11022	300.....11077
4022.....11035	
4044 (2 documents) .....11022,	
11035	
<b>33 CFR</b>	
1.....11196	
20.....11196	
70.....11196	
95.....11196	
101.....11196	
110.....11196	
141.....11196	
155.....11196	
156.....11196	
160.....11196	
162.....11196	
163.....11196	
164.....11196	
165.....11196	
<b>38 CFR</b>	
20.....11037	
<b>40 CFR</b>	
52.....11037	
<b>Proposed Rules:</b>	
52.....11049	
799.....11050	
<b>46 CFR</b>	
1.....11196	
4.....11196	
5.....11196	
10.....11196	
11.....11196	
12.....11196	
13.....11196	
14.....11196	
15.....11196	
16.....11196	
26.....11196	
28.....11196	
30.....11196	
31.....11196	
35.....11196	
42.....11196	
58.....11196	
61.....11196	
78.....11196	
97.....11196	
98.....11196	
105.....11196	
114.....11196	
115.....11196	
122.....11196	
125.....11196	
131.....11196	