



Federal Register

10-5-09

Vol. 74 No. 191

Monday

Oct. 5, 2009

Pages 51069-51220



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.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, 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: 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.

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, October 20, 2009
9 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. 191

Monday, October 5, 2009

Agricultural Marketing Service

RULES

Cotton Research and Promotion Program: Referendum Procedures, 51069–51073

PROPOSED RULES

Cotton Research and Promotion Program: Designation of Cotton–Producing States; Secretary’s Decision and Referendum Order on Proposed Amendments to Cotton Research and Promotion Order, 51094–51098

Agriculture Department

See Agricultural Marketing Service
See Animal and Plant Health Inspection Service
See Forest Service
See Natural Resources Conservation Service
See Rural Business–Cooperative Service

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 51113–51115

Animal and Plant Health Inspection Service

NOTICES

Bovine Brucellosis Program Concept Paper; Availability, 51115–51116
Bovine Tuberculosis Program Concept Paper; Availability, 51116

Bonneville Power Administration

NOTICES

Availability of the Bonneville Purchasing Instructions and Bonneville Financial Assistance Instructions, 51142–51143

Centers for Disease Control and Prevention

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 51157–51158

Children and Families Administration

NOTICES

Award Five Expansion Supplement Grants, 51158–51159

Coast Guard

RULES

Drawbridge Operation Regulations: Victoria Barge Canal, Bloomington, TX, 51077–51078

NOTICES

Meetings: Ports and Waterways Assessment, 51166–51167

Commerce Department

See Foreign–Trade Zones Board
See National Oceanic and Atmospheric Administration

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 51126

Defense Department

PROPOSED RULES

Federal Acquisition Regulation: FAR Case 2008–027; Federal Awardee Performance and Integrity Information System, 51112

Delaware River Basin Commission

NOTICES

Meeting and Public Hearing, 51128–51131

Education Department

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 51131–51132
Inviting Applications:
Fulbright–Hays Doctoral Dissertation Research Abroad (DDRA) Fellowship Program, 51132–51136
Fulbright–Hays Faculty Research Abroad (FRA) Fellowship Program, 51136–51140
Request for Nominations:
National Technical Advisory Council, 51140–51141

Employee Benefits Security Administration

NOTICES

Proposed Individual Exemption: Chrysler, LLC; Auburn Hills, MI, 51182–51195

Employment and Training Administration

NOTICES

Amended Certification Regarding Eligibility to Apply for Worker Adjustment Assistance, etc.:
Delphi Corporation, Corporate Headquarters and Product and Service Solutions Division, Troy, MI, 51176
Emerson Network Power, Embedded Computing, et. al., Madison, WI, 51175
Hewlett–Packard, Inkjet and Web Solutions Division, et. al., Corvallis, OR, 51178
National Mills Inc., et. al., Pittsburg, KS, 51174
Procter and Gamble Hair Care LLC, Stamford, CT, 51176
Qimonda 200MM Facility, Sandston, VA, 51177
Sappi Fine Paper N.A., Muskegon, MI, 51173–51174
Team Industries, Inc., Detroit Lakes, MN, et. al., 51175
Wacker Chemical Corp., et. al., South Brunswick, NJ, 51174
Whirlpool Corporation, Oxford Division, et. al. Oxford, MI, 51177–51178
Change in Status of an Extended Benefit (EB) Period: New Mexico, 51178
Investigations Regarding Certifications of Eligibility to Apply for Worker Adjustment Assistance, 51178–51180
Investigations Regarding Eligibility To Apply for Worker Adjustment Assistance, 51180–51181
Meetings:
Native American Employment and Training Council, 51181
Negative Determination Regarding Application for Reconsideration:
Glenn Springs Holdings Inc., New Castle, DE, 51182
Revised Determination on Remand:
Invista, S.A.R.L, Nylon Apparel Filament Fibers Group, Chattanooga, TN, 51195–51196

Energy Department

See Bonneville Power Administration
See Federal Energy Regulatory Commission

Environmental Protection Agency**NOTICES**

Draft Documents:

Review of the National Ambient Air Quality Standards for Particulate Matter, 51148–51150

Second External Review Draft Integrated Science Assessment for Particulate Matter; Extension of Public Comment Period, 51151

Executive Office of the President

See Trade Representative, Office of United States

Export–Import Bank**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 51151

Federal Aviation Administration**RULES**

Establishment of Restricted Area R–2502A: Fort Irwin, CA, 51076–51077

PROPOSED RULES

Proposed Revision of Colored Federal Airways: Alaska, 51098–51099

NOTICES

Meetings:

Inmarsat Aeronautical Mobile Satellite (Route) Services, 51216–51217

Submission Deadline:

Schedule Information for O'Hare International Airport, etc. for Summer 2010 Season, 51218

Federal Bureau of Investigation**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 51171–51172

Federal Communications Commission**NOTICES**

Petition for Reconsideration of Action in Rulemaking Proceeding, 51151

Federal Emergency Management Agency**RULES**

Suspension of Community Eligibility, 51082–51083

NOTICES

Major Disaster and Related Determinations: Georgia, 51164

Major Disaster Declarations:

Georgia, 51165–51166

Federal Energy Regulatory Commission**NOTICES**

Applications:

Hamilton, OH, 51142

Northern Natural Gas Co., 51141–51142

Southern Nevada Water Authority, 51141

Combined Notice of Filings, 51143–51146

Environmental Impact Statements; Availability, etc.:

Hubline/East To West Project; Algonquin Gas Transmission, LLC, 51146–51147

Initial Market–Based Rate Filing:

Dry Lake Wind Power, LLC, 51147

Petition for Declaratory Order:

JD Wind 1, LLC, et al., 51147–51148

Revocation of Market–Based Rate Tariffs:

Electric Quarterly Reports; Flat Earth Energy, LLC, 51148

Electric Quarterly Reports; Take Two, LLC, 51148

Federal Highway Administration**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 51216

Federal Housing Finance Agency**RULES**

Post–Employment Restriction for Senior Examiners, 51073–51076

Federal Trade Commission**NOTICES**

Analysis of Agreement Containing Consent Order to Aid Public Comment: K+S Aktiengesellschaft, 51151–51153

Federal Transit Administration**RULES**

Bus Testing; Phase–In of Brake Performance and Emissions Testing, and Program Updates, 51083–51092

Food and Drug Administration**PROPOSED RULES**

Current Good Manufacturing Practice Requirements for Combination Products; Correction, 51099

NOTICES

Determination of Regulatory Review Period for Purposes of Patent Extension:

EMEND FOR INJECTION, 51159–51160

Draft Guidance for Industry and FDA Staff:

Scope of the Prohibition Against Marketing a Tobacco Product in Combination With Another Article or Product, etc., 51160–51161

Draft Guidance for Industry:

Helicobacter pylori–Associated Duodenal Ulcer Disease in Adults; Developing Drugs for Treatment; Availability, 51161

Meetings:

Food and Drug Administration Transparency Task Force, 51161–51163

Foreign–Trade Zones Board**NOTICES**

Foreign – Trade Zones 29 and 203:

Applications for Subzone Authority; Dow Corning Corporation and REC Silicon, 51128

Forest Service**NOTICES**

Comprehensive Plan:

Continental Divide National Scenic Trail, 51116–51125

General Services Administration**PROPOSED RULES**

Federal Acquisition Regulation:

FAR Case 2008–027; Federal Awardee Performance and Integrity Information System, 51122

Health and Human Services Department

See Centers for Disease Control and Prevention

See Children and Families Administration

See Food and Drug Administration

NOTICES

Pandemic Influenza Vaccines; Amendment, 51153–51157

Homeland Security Department

See Coast Guard

See Federal Emergency Management Agency

See U.S. Customs and Border Protection

Housing and Urban Development Department

NOTICES

Funding Awards for Fiscal Year 2009:

Doctoral Dissertation Research Grant Program, 51167–51168

Interior Department

See National Park Service

Justice Department

See Federal Bureau of Investigation

See Justice Programs Office

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 51169–51170

Lodging Consent Decree under the Clean Air Act, 51170–51171

Lodging of Consent Decree under the Comprehensive Environmental Response, Compensation and Liability Act, 51171

Justice Programs Office

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 51172–51173

Labor Department

See Employee Benefits Security Administration

See Employment and Training Administration

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 51173

Maritime Administration

NOTICES

Requested Administrative Waiver of the Coastwise Trade Laws, 51217–51218

National Aeronautics and Space Administration

PROPOSED RULES

Federal Acquisition Regulation:

FAR Case 2008–027; Federal Awardee Performance and Integrity Information System, 51112

National Oceanic and Atmospheric Administration

RULES

Fisheries of the Northeastern United States:

Black Sea Bass Recreational Fishery; Emergency Rule, 51092–51093

NOTICES

Environmental Impact Statements; Availability, etc.:

Essential Fish Habitat (EFH) Components of Fishery Management Plans, etc., 51126–51128

National Park Service

PROPOSED RULES

Special Regulations, Areas of the National Park System,

Grand Teton National Park, 51099–51102

NOTICES

Meetings:

Flight 93 National Memorial Advisory Commission, 51168

National Register of Historic Places:

Notification of Pending Nominations and Related Actions, 51168–51169

Weekly Listing of Historic Properties, 51168

National Science Foundation

NOTICES

Permit Applications Received Under the Antarctic

Conservation Act of 1978 (P.L. 95–541), 51196–51197

Natural Resources Conservation Service

NOTICES

Finding of No Significant Impact:

Fredonia Flood Retarding Structure Rehabilitation Project, Coconino County, AZ, 51125–51126

Office of United States Trade Representative

See Trade Representative, Office of United States

Postal Regulatory Commission

RULES

New Postal Product, 51078–51082

Rural Business–Cooperative Service

NOTICES

Inviting Applications for Value–Added Producer Grants;

Correct Dates, 51126

Securities and Exchange Commission

NOTICES

Applications:

Charles Schwab Investment Management, Inc., et al., 51197–51203

Meetings; Sunshine Act, 51203

Self–Regulatory Organizations; Proposed Rule Changes:

Chicago Board Options Exchange, Inc., 51208–51209

New York Stock Exchange LLC, 51209–51211

NYSE Amex LLC, 51203–51208

NYSE Arca, Inc., 51211–51213

Susquehanna River Basin Commission

NOTICES

Meetings, 51213–51214

Trade Representative, Office of United States

NOTICES

Identification of Countries Under Section 182 of the Trade Act of 1974:

2009 Special 301 Out–of–Cycle Reviews of Fiji, Israel, the Philippines, Poland, and Saudi Arabia, 51215–51216

Transportation Department

See Federal Aviation Administration

See Federal Highway Administration

See Federal Transit Administration

See Maritime Administration

Treasury Department

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 51218–51219

U.S. Customs and Border Protection

NOTICES

Agency Information Collection Activities; Proposals,

Submissions, and Approvals, 51163–51164

Veterans Affairs Department

PROPOSED RULES

Loan Guaranty:

Assistance to Eligible Individuals in Acquiring Specially Adapted Housing, 51103–51111

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.

7 CFR	
1205.....	51069
Proposed Rules:	
1205.....	51094
12 CFR	
1212.....	51073
14 CFR	
73.....	51076
Proposed Rules:	
71.....	51098
21 CFR	
Proposed Rules:	
4.....	51099
33 CFR	
117.....	51077
36 CFR	
Proposed Rules:	
7.....	51099
38 CFR	
Proposed Rules:	
36.....	51103
39 CFR	
3020.....	51078
44 CFR	
64.....	51082
48 CFR	
Proposed Rules:	
9.....	51112
12.....	51112
52.....	51112
49 CFR	
665.....	51083
50 CFR	
648.....	51092