



Federal Register

12-29-09

Vol. 74 No. 248

Tuesday

Dec. 29, 2009

Pages 68661-68982



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



Contents

Federal Register

Vol. 74, No. 248

Tuesday, December 29, 2009

Agriculture Department

See Animal and Plant Health Inspection Service

See Forest Service

Air Force Department

NOTICES

Privacy Act; Systems of Records, 68801–68802

Animal and Plant Health Inspection Service

NOTICES

Meetings:

General Conference Committee of the National Poultry Improvement Plan, 68779

Army Department

See Engineers Corps

NOTICES

Availability for Non-Exclusive, Exclusive, or Partially Exclusive Licensing of U.S. Provisional Patent Application, 68801

Meetings:

Army Science Board Plenary Meeting, 68801

Centers for Medicare & Medicaid Services

See Inspector General Office, Health and Human Services Department

NOTICES

Medicaid and CHIP Programs:

Initial Core Set of Childrens Healthcare Quality Measures for Voluntary Use by Medicaid and CHIP Programs, 68846–68849

Children and Families Administration

NOTICES

Proposed Adoption of ANA Program Policies and Procedures, 68849–68851

Coast Guard

RULES

Safety Zones:

Atlantic Intracoastal Waterway, Oak Island, NC, 68686–68689

NOTICES

Certificate of Alternative Compliance for the Crew Boat: Sybil Graham, 68856

Certificate of Alternative Compliance for the Offshore Supply Vessel:

Cheramie Botruc (No. 41), 68857

INFANT JESUS OF PRAGUE, 68856–68857

MICHAEL G MCCALL, 68857–68858

Commerce Department

See Foreign-Trade Zones Board

See International Trade Administration

See National Institute of Standards and Technology

See National Oceanic and Atmospheric Administration

Comptroller of the Currency

RULES

Community Reinvestment Act Regulations, 68662–68664

Consumer Product Safety Commission

RULES

Requirements for Consumer Registration of Durable Infant or Toddler Products, 68668–68679

Corporation for National and Community Service

NOTICES

Funds Available for Social Innovation Fund Awards, 68789–68798

Defense Acquisition Regulations System

RULES

Defense Federal Acquisition Regulation Supplement:

Technical Data and Computer Software Requirements for Major Weapon Systems, 68699–68701

Defense Department

See Air Force Department

See Army Department

See Defense Acquisition Regulations System

See Engineers Corps

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 68798–68799

Privacy Act; Systems of Records, 68799–68801

Science and Technology Reinvention Laboratory Personnel Management Demonstration Project:

Department of the Army, Army Research, Development and Engineering Command, Edgewood Chemical Biological Center (ECBC), 68936–68966

Department of Transportation

See Pipeline and Hazardous Materials Safety Administration

Education Department

NOTICES

Privacy Act; Systems of Records, 68802–68808

Transition to Employment, 68808–68811

Energy Department

See Federal Energy Regulatory Commission

See Western Area Power Administration

PROPOSED RULES

Request for Information Regarding Categorical Exclusions, 68720

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 68811–68812

Engineers Corps

NOTICES

Meetings:

Chief of Engineers Environmental Advisory Board, 68801

Environmental Protection Agency

RULES

Approval and Promulgation of Implementation Plans and Operating Permits Program:

State of Iowa, 68692–68697

Approval and Promulgation of Implementation Plans:

State of Missouri, 68689–68692

PROPOSED RULES

Approval and Promulgation of Implementation Plans and Operating Permits Program:
State of Iowa, 68761–68762

Approval and Promulgation of Implementation Plans:
State of Missouri, 68758–68759

Revisions to the California State Implementation Plan,
South Coast Air Quality Management District and
Ventura County Air, etc., 68759–68761

NOTICES

Access to Confidential Business Information by ASRC
Management Services, Inc., 68842–68843

Agency Information Collection Activities; Proposals,
Submissions, and Approvals, 68843–68844

Proposal Not to Reissue NPDES General Permit for Egg
Production Operations in New Mexico, Oklahoma, and
on Indian Lands in New Mexico and Oklahoma, 68844

Proposed Administrative CERCLA Settlement, 68844–68845

Executive Office of the President

See Trade Representative, Office of United States

Federal Aviation Administration**RULES**

Class E Airspace; Amendment:

Altus, OK, 68666–68667

Burnet, TX, 68665–68666

Gadsden, AL, 68667–68668

PROPOSED RULES

Airworthiness Directives:

Airbus Model A330–200 and –300, and Model A340–200,
300, –500 and 600 Series Airplanes, 68737–68741

Boeing Company Model 767 Airplanes, 68743–68746

Bombardier, Inc. (Type Certificate Previously Held by
Avro International Aerospace Division; British
Aerospace, PLC; etc.) Model BD 100 1A10
(Challenger 300) Airplanes, 68741–68743

Class E Airspace; Amendment:

Dumas, TX, 68747–68748

West Bend, WI, 68746–68747

Class E Airspace; Modification:

Oxnard, CA, 68748–68750

Special Conditions:

Erickson Air-Crane Incorporated S–64E and S–64F
rotorcraft, 68731–68737

NOTICES

Meetings:

Second Meeting, Special Committee 223; Airport Surface
Wireless Communications, 68912–68913

Noise Exposure Map, Kissimmee Gateway Airport,
Kissimmee, FL, 68913–68914

Petition for Exemption; Summary of Petition Received,
68914–68915

Federal Communications Commission**PROPOSED RULES**

High-Cost Universal Service Support; Federal–State Joint
Board on Universal Service, 68763–68774

Federal Deposit Insurance Corporation**RULES**

Community Reinvestment Act Regulations, 68662–68664

Federal Election Commission**RULES**

Funds Received in Response to Solicitations:

Allocation of Expenses by Separate Segregated Funds and
Nonconnected Committees, 68661–68662

PROPOSED RULES

Funds Received in Response to Solicitations:

Allocation of Expenses by Separate Segregated Funds and
Nonconnected Committees, 68720–68722

Federal Emergency Management Agency**RULES**

Suspension of Community Eligibility, 68697–68699

NOTICES

Agency Information Collection Activities; Proposals,
Submissions, and Approvals, 68851–68854

Disaster Declarations:

Arkansas, 68858

Major Disaster and Related Determinations:

Louisiana, 68858

Virginia, 68859

Federal Energy Regulatory Commission**NOTICES**

Applications:

Liberty Gas Storage LLC, 68813–68814

Lockhart Power Co., 68815–68816

MoBay Storage Hub, LLC, 68814–68815

Port Barre Investments, LLC (d/b/a Bobcat Gas Storage),
68814

Portland General Electric Co., et al., 68812–68813

Sagebrush, a California Partnership, 68812

Combined Notice of Filings, 68816–68818

Environmental Impact Statements; Availability, etc.:

Jordan Limited Partnership, 68819–68820

Petitions for Rate Approval:

Cranberry Pipeline Corp., 68820

Revised Implementation Guide for Electronic Filing:

Electronic Tariff Filings, 68839

Staff Attendances:

ICT Stakeholder Policy Committee Meeting, 68841–68842

Southwest Power Pool Markets and Operation Policy

Committee Meetings, 68840–68841

Southwest Power Pool Regional State Committee

Meeting, 68839–68840

Technical Conference on RTO/ISO Responsiveness, 68842

Federal Highway Administration**NOTICES**

Agency Information Collection Activities; Proposals,
Submissions, and Approvals, 68910–68911

Federal Motor Carrier Safety Administration**RULES**

Intermodal Equipment Providers and for Motor Carriers and
Drivers Operating Intermodal Equipment, 68703–68709

Federal Railroad Administration**NOTICES**

Environmental Impact Statements; Availability, etc.:
Richmond–Hampton Roads Passenger Rail Project,
68911–68912

Federal Reserve System**RULES**

Community Reinvestment Act Regulations, 68662–68664

Fish and Wildlife Service**PROPOSED RULES**

2009–2010 Refuge-Specific Hunting and Sport Fishing
Regulations – Additions, 68968–68981

NOTICES

Final Comprehensive Conservation Plans:
Humboldt Bay National Wildlife Refuge Complex,
Humboldt and Del Norte Counties, CA, 68861–68862

Food and Drug Administration**PROPOSED RULES**

Informed Consent Elements, 68750–68756

NOTICES

Guidance to Pharmacies on Advance Compounding of
Tamiflu Oral Suspension to Provide for Multiple
Prescriptions; Availability, 68845–68846

Foreign-Trade Zones Board**NOTICES**

Application and Public Hearing:
Proposed Foreign Trade Zone—Western Maricopa
County, AZ, 68785–68786

Forest Service**NOTICES**

Environmental Impact Statements; Availability, etc.:
Plan revision for Apache–Sitgreaves National Forests,
Apache, Coconino, Greenlee, and Navajo Counties,
AZ, 68776–68779

Geological Survey**NOTICES**

Agency Information Collection Activities; Proposals,
Submissions, and Approvals, 68860

Health and Human Services Department

See Centers for Medicare & Medicaid Services
See Children and Families Administration
See Food and Drug Administration
See National Institutes of Health

Homeland Security Department

See Coast Guard
See Federal Emergency Management Agency
See Secret Service
See Transportation Security Administration
See U.S. Citizenship and Immigration Services
See U.S. Customs and Border Protection

Housing and Urban Development Department**RULES**

Refinement of Income and Rent Determination
Requirements in Public and Assisted Housing
Programs:
Implementation of the Enterprise Income Verification
System; Amendments, 68924–68934

NOTICES

Buy American Exceptions under the American Recovery
and Reinvestment Act (of 2009), 68859–68860

**Inspector General Office, Health and Human Services
Department****PROPOSED RULES**

Solicitation of New Safe Harbors and Special Fraud Alerts,
68762–68763

Interior Department

See Fish and Wildlife Service
See Geological Survey
See Land Management Bureau
See National Park Service

International Trade Administration**NOTICES**

Antidumping:
Carbazole Violet Pigment 23 from the People's Republic
of China, 68780–68785
Lined Paper Products from India, 68779–68780

International Trade Commission**NOTICES**

Investigations:
Restraining Systems For Transport Containers, 68865–
68866

Justice Department**NOTICES**

Consent Decrees:
United States of America, et al. v. Cinergy Corp. et al.,
68866

Labor Department

See Mine Safety and Health Administration
See Occupational Safety and Health Administration

Land Management Bureau**NOTICES**

Environmental Impact Statements; Availability, etc.:
Proposed Tule Wind Project and the Proposed East
County Substation Project; San Diego County, CA,
68860–68861
Intent to Revise the 1997 Programmatic Agreement with the
Advisory Council on Historic Preservation, etc., 68862–
68863

Maritime Administration**NOTICES**

Agency Information Collection Activities; Proposals,
Submissions, and Approvals, 68909–68910

Mine Safety and Health Administration**RULES**

Criteria and Procedures for Proposed Assessment of Civil
Penalties/Reporting and Recordkeeping:
Immediate Notification of Accidents, 68918–68919

PROPOSED RULES

Criteria and Procedures for Proposed Assessment of Civil
Penalties/Reporting and Recordkeeping:
Immediate Notification of Accidents, 68920–68921

National Aeronautics and Space Administration**NOTICES**

Agency Information Collection Activities; Proposals,
Submissions, and Approvals, 68867

National Credit Union Administration**PROPOSED RULES**

Chartering and Field of Membership for Federal Credit
Unions, 68722–68731

National Institute of Standards and Technology**NOTICES**

Jointly Owned Invention Available for Licensing, 68786

National Institutes of Health**NOTICES**

Economic Analysis of Nutritional Interventions:
Methods, Research and Policy, 68845
Meetings:
Eunice Kennedy Shriver National Institute of Child
Health and Development, 68849

National Oceanic and Atmospheric Administration**RULES**

- Atlantic Highly Migratory Species:
Atlantic Bluefin Tuna Fisheries, 68709–68710
- Fisheries of the Exclusive Economic Zone Off Alaska:
Inseason Adjustment to the 2010 Bering Sea and Aleutian Islands Pacific Cod Total Allowable Catch Amount, 68717–68719
- Inseason Adjustment to the 2010 Bering Sea Pollock Total Allowable Catch Amount, 68715–68717
- Inseason Adjustment to the 2010 Gulf of Alaska Pollock and Pacific Cod Total Allowable Catch Amounts, 68713–68715
- Magnuson–Stevens Fishery Conservation and Management Act Provisions:
Fisheries of the Northeastern United States, 68710–68713

NOTICES

- Meetings:
Gulf of Mexico Fishery Management Council, 68787–68788
- New England Fishery Management Council, 68786–68787
- Western Pacific Fishery Management Council, 68787

National Park Service**NOTICES**

- National Register of Historic Places:
Notification of Pending Nominations and Related Actions, 68864–68865
- Weekly Listing of Historic Properties, 68863–68864

Nuclear Regulatory Commission**NOTICES**

- Applications and Amendments to Facility Operating Licenses Involving No Significant Hazards:
Biweekly Notice, 68867–68872
- NUREG–1934, Nuclear Power Plant Fire Modeling Application Guide Draft Report for Comment, 68872–68873
- Request for Action Under 10 CFR 2.206
Entergy Operations, Inc., et al., 68873

Occupational Safety and Health Administration**PROPOSED RULES**

- Meetings:
Hazard Communication; Informal Public Hearings, 68756–68758

Office of United States Trade Representative

See Trade Representative, Office of United States

Pipeline and Hazardous Materials Safety Administration**RULES**

- Hazardous Materials:
Adjustment of Maximum and Minimum Civil Penalties, 68701–68702

Postal Regulatory Commission**NOTICES**

- Meetings; Sunshine Act, 68873–68874

Secret Service**NOTICES**

- Agency Information Collection Activities; Proposals, Submissions, and Approvals, 68855–68856

Securities and Exchange Commission**NOTICES**

- Order Approving Public Company Accounting Oversight Board Budget and Annual Accounting Support Fee (Calendar Year 2010), 68876–68877
- Order of Suspension of Trading:
GH3 International, Inc., 68877
- Self-Regulatory Organizations; Proposed Rule Changes:
Chicago Board Options Exchange, Inc., 68880–68882
- Consolidated Tape Association, 68893–68894
- Depository Trust Co., 68877–68878
- Financial Industry Regulatory Authority, Inc., 68889–68893
- Fixed Income Clearing Corp., 68883–68885
- International Securities Exchange, LLC, 68885–68886
- NASDAQ Stock Market LLC, 68878–68880
- National Securities Clearing Corp., 68888–68889
- NYSE Amex LLC, 68894–68895
- NYSE Arca, Inc., 68882–68883, 68886–68888, 68895–68896

Small Business Administration**NOTICES**

- Disaster Declarations:
Arkansas, 68874–68875
- Nebraska, 68874
- Pennsylvania, 68874–68876
- Puerto Rico, 68875
- Interest Rates, 68876

Social Security Administration**NOTICES**

- Meetings:
Occupational Information Development Advisory Panel, 68896–68897
- Rate for Assessment on Direct Payment Fees to Representatives (in 2010), 68897

State Department**PROPOSED RULES**

- Exchange Visitor Program – Secondary School Students; Withdrawal, 68756

NOTICES

- Agency Information Collection Activities; Proposals, Submissions, and Approvals, 68898
- Bureau of Educational and Cultural Affairs (ECA) Request for Grant Proposals:
International Sports Programming Initiative, 68898–68906
- Certification Concerning Bolivian Military and Police, 68906
- Charter Renewals:
Advisory Committee on International Postal and Delivery Services, 68906
- Environmental Impact Statements; Availability, etc.:
San Diego–Tijuana Airport Cross Border Facility, 68906–68907
- Meetings:
Shipping Coordinating Committee, 68907

Surface Transportation Board**NOTICES**

- Acquisition:
Massachusetts Coastal Railroad, LLC; CSXT Transportation, Inc., 68909

Thrift Supervision Office**RULES**

- Community Reinvestment Act Regulations, 68662–68664

Technical Amendments, 68664–68665

Trade Representative, Office of United States

NOTICES

Procurement Thresholds for Implementation of the Trade Agreements Act (of 1979), 68907–68909

Transportation Department

See Federal Aviation Administration

See Federal Highway Administration

See Federal Motor Carrier Safety Administration

See Federal Railroad Administration

See Maritime Administration

See Pipeline and Hazardous Materials Safety Administration

See Surface Transportation Board

See Transportation Security Administration

Transportation Security Administration

PROPOSED RULES

Aircraft Repair Station Security, 68774–68775

Treasury Department

See Comptroller of the Currency

See Thrift Supervision Office

RULES

Class 9 Bonded Warehouse Procedures, 68681–68686

Imported Directly Requirement Under the United States–Bahrain Free Trade Agreement, 68680–68681

U.S. Citizenship and Immigration Services

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 68854–68855

U.S. Customs and Border Protection

RULES

Class 9 Bonded Warehouse Procedures, 68681–68686

Imported Directly Requirement Under the United States–Bahrain Free Trade Agreement, 68680–68681

Western Area Power Administration

NOTICES

Pick–Sloan Missouri Basin Program:

Eastern Division–Rate Order (Nos. WAPA–144 and WAPA–148), 68820–68839

Separate Parts In This Issue

Part II

Labor Department, Mine Safety and Health Administration, 68918–68921

Part III

Housing and Urban Development Department, 68924–68934

Part IV

Defense Department, 68936–68966

Part V

Interior Department, Fish and Wildlife Service, 68968–68981

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.

10 CFR**Proposed Rules:**

1021.....68720

11 CFR

100.....68661

106.....68661

Proposed Rules:

100.....68720

106.....68720

12 CFR

25.....68662

228.....68662

345.....68662

502.....68664

563e.....68662

Proposed Rules:

701.....68722

14 CFR

71 (3 documents)68665,

68666, 68667

Proposed Rules:

21.....68731

29.....68731

39 (3 documents)68737,

68741, 68743

71 (3 documents)68746,

68747, 68748

16 CFR

1130.....68668

19 CFR

10.....68680

19.....68681

144.....68681

21 CFR**Proposed Rules:**

50.....68750

22 CFR**Proposed Rules:**

62.....68756

24 CFR

5.....68924

908.....68924

29 CFR**Proposed Rules:**

1910.....68756

1915.....68756

1926.....68756

30 CFR

50.....68918

100.....68918

Proposed Rules:

50.....68920

100.....68920

33 CFR

165.....68686

40 CFR

52 (2 documents)68689,

68692

70.....68692

Proposed Rules:

52 (3 documents)68758,

68759, 68761

70.....68761

42 CFR**Proposed Rules:**

1001.....68762

44 CFR

64.....68697

47 CFR**Proposed Rules:**

32.....68763

36.....68763

54.....68763

48 CFR

207.....68699

227.....68699

49 CFR

107.....68701

171.....68701

385.....68703

386.....68703

390.....68703

392.....68703

393.....68703

396.....68703

Proposed Rules:

1520.....68774

1554.....68774

50 CFR

635.....68709

648.....68710

679 (3 documents)68713,

68715, 68717

Proposed Rules:

32.....68968