



FEDERAL REGISTER

Vol. 76

Thursday,

No. 33

February 17, 2011

Pages 9213–9494

OFFICE OF THE FEDERAL REGISTER



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.ofr.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 at www.fdsys.gov, a service of the U.S. Government Printing Office.

The online edition of the **Federal Register** 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 6:00 a.m. each day the **Federal Register** is published and includes both text and graphics from Volume 59, 1 (January 2, 1994) forward. For more information, contact the GPO Customer Contact Center, U.S. Government Printing Office. Phone 202-512-1800 or 866-512-1800 (toll free). E-mail, gpo@custhelp.com.

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: 76 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, February 22, 2011
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. 76, No. 33

Thursday, February 17, 2011

Agency for Healthcare Research and Quality

NOTICES

Patient Safety Organizations:

Rocky Mountain Patient Safety Organization, Voluntary Delisting, 9350–9351

West Virginia Center for Patient Safety, Voluntary Delisting, 9351

Agriculture Department

See Animal and Plant Health Inspection Service

Animal and Plant Health Inspection Service

NOTICES

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

National Animal Health Monitoring System; Feedlot 2011 Study, 9319–9320

Arts and Humanities, National Foundation

See National Foundation on the Arts and the Humanities

Centers for Medicare & Medicaid Services

RULES

Children's Health Insurance Program (CHIP):

Allotment Methodology and State's Fiscal Years 2009 through 2015 CHIP Allotments, 9233–9249

PROPOSED RULES

Medicaid Program:

Payment Adjustment for Provider Preventable Conditions Including Health Care Acquired Conditions, 9283–9295

Children and Families Administration

NOTICES

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

ACF Grantee Survey of Low Income Home Energy Assistance Program, 9351–9352

Analysis of Engagement in Additional Work Activities and Expenditures on other Benefits and Services, etc., 9352

Meetings:

National Commission on Children and Disasters, 9352–9353

Coast Guard

RULES

Drawbridge Operation Regulations:

Curtis Creek, Baltimore MD, 9225–9227

Hackensack River, Jersey City, NJ, 9224–9225

Upper Mississippi River, Rock Island, IL, 9223–9224

Safety Zones:

Havasu Landing Regatta, Colorado River, Lake Havasu Landing, CA, 9227–9229

Special Local Regulations:

Patriot Challenge Kayak Race, Ashley River, Charleston, SC, 9221–9223

PROPOSED RULES

Safety Zones:

Fourth Annual Offshore Challenge, Sunny Isles Beach, FL, 9278–9281

Special Local Regulations for Marine Events:

Severn River, Spa Creek and Annapolis Harbor, Annapolis, MD, 9273–9276

Tank Vessel and Marine Transportation-Related Facility Response Plans for Hazardous Substances, 9276–9278

Commerce Department

See Foreign-Trade Zones Board

See National Oceanic and Atmospheric Administration

NOTICES

Strategy for American Innovation:

Request for Comments; Correction, 9320

Commission of Fine Arts

NOTICES

Meetings:

Commission of Fine Arts, 9328

Consumer Product Safety Commission

NOTICES

FY 2010 Service Contract Inventory; Availability, 9328–9329

Copyright Office, Library of Congress

RULES

Administration of Copyright Office Deposit Accounts, 9229–9231

Defense Department

NOTICES

Efficiency Initiative Effort to Reduce Non-Value-Added

Costs Imposed on Industry by DoD Acquisition Practices, 9329

Education Department

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 9330–9331

Applications for Fiscal Year 2011 Funds:

Professional Development for Arts Educators Program, 9331–9338

List of Correspondence from July 1, 2010 through September 30, 2010, 9338

Employee Benefits Security Administration

NOTICES

Exemptions from Certain Prohibited Transaction Restrictions, 9361–9366

Proposed Exemptions from Certain Prohibited Transaction Restrictions, 9366–9373

Energy Department

See Energy Efficiency and Renewable Energy Office

See Federal Energy Regulatory Commission

See Southeastern Power Administration

NOTICES

Meetings:

State Energy Advisory Board, 9339

Energy Efficiency and Renewable Energy Office**NOTICES**

Meetings:

Biomass Research and Development Technical Advisory Committee, 9339

Environmental Protection Agency**RULES**

National Emission Standards for Hazardous Air Pollutants: Gold Mine Ore Processing and Production Area Source Category, 9450–9489

PROPOSED RULES

Approval and Promulgation of Air Quality Implementation Plans:

Massachusetts; Revised Carbon Monoxide Maintenance Plan for Lowell, 9281–9283

National Emission Standards for Hazardous Air Pollutants: Primary Lead Smelting, 9410–9447

NOTICES

Proposed Administrative Settlements: Auclair Superfund Site, 9349–9350

Executive Office of the President

See Presidential Documents

Federal Aviation Administration**RULES**

Amendments of Class E Airspace: Muncie, IN, 9219–9220

Establishments of Class E Airspace: Martinsville, IN, 9220–9221

PROPOSED RULES

Proposed Amendments of Class D and Class E Airspace: Idaho Falls, ID, 9266–9268

Special Conditions:

Control Surface Position Awareness, Electronic Flight Control System; Gulfstream Model GVI Airplane, 9265–9266

NOTICES

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

Aviation Medical Examiner Program, 9399–9400

NOTAM Realignment User Survey, 9400

Meetings:

National Parks Overflights Advisory Group Aviation Rulemaking Committee, 9401

Federal Communications Commission**RULES**

Radio Broadcasting Services:

Enfield, NH; Hartford, VT; Keeseville and Morrisonville, NY; White River Junction, VT, 9249

Federal Energy Regulatory Commission**NOTICES**

Applications:

Equitrans, LP, 9341–9342

Grand River Dam Authority, 9341

Mill Town Power Project, 9340

Village of Swanton, VT, 9339–9340

Combined Filings, 9342–9345

Designations of Commission Staff:

Brian Hunter, 9345

Draft License Applications:

Soule Hydro, LLC, 9345–9346

Filings:

Arkansas Oklahoma Gas Corp., 9346

Initial Market-Based Rate Filings Including Requests for Blanket Section 204 Authorization:

Adagio Energy LLC, 9347

Avenal Park LLC, 9348

Coyote Canyon Energy LLC, 9347

Sand Drag LLC, 9348

Sun City Project LLC, 9346–9347

Petitions:

Southern California Edison Co.; Pacific Gas and Electric Co.; San Diego Gas and Electric Co., 9348–9349

Federal Railroad Administration**NOTICES**

Waiver Petitions:

Union Pacific Railroad Co., 9401–9402

Federal Reserve System**NOTICES**

Changes in Bank Control:

Acquisitions of Shares of Bank or Bank Holding Company, 9350

Financial Crimes Enforcement Network**NOTICES**

Findings That a Financial Institution of Primary Money

Laundering Concern:

Lebanese Canadian Bank SAL, 9403–9406

Fine Arts Commission

See Commission of Fine Arts

Fish and Wildlife Service**PROPOSED RULES**

Endangered and Threatened Wildlife and Plants:

90-Day Finding on Petition to List Sand Verbena Moth as Endangered or Threatened, 9309–9318

Proposed Designation of Critical Habitat for Roswell Springsnail, Kosters Springsnail, Noels Amphipod, and Pecos Assiminea, 9297–9309

Foreign-Trade Zones Board**NOTICES**

Applications for Manufacturing Authority:

Foreign-Trade Zone 274, Butte–Silver Bow, MT; REC Silicon, 9320

Geological Survey**NOTICES**

Meetings:

Advisory Committee on Water Information, 9358

Health and Human Services Department

See Agency for Healthcare Research and Quality

See Centers for Medicare & Medicaid Services

See Children and Families Administration

See Health Resources and Services Administration

See National Institutes of Health

PROPOSED RULES

Privacy Act; Exempt Record System, 9295–9297

Health Resources and Services Administration**NOTICES**

Statements of Delegation of Authority, 9353

Homeland Security Department

See Coast Guard

See Transportation Security Administration

Interior Department

See Fish and Wildlife Service

See Geological Survey
See Land Management Bureau
See National Park Service

Internal Revenue Service**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 9406–9407

International Trade Commission**NOTICES**

Terminations of Investigations:
Certain Flat Panel Digital Televisions and Components Thereof, 9360–9361

Justice Department**NOTICES**

Department of Justice FY 2010 Service Contract Inventories; Public Availability, 9361

Labor Department

See Employee Benefits Security Administration
See Mine Safety and Health Administration

Land Management Bureau**NOTICES**

Proposed Withdrawal Extensions and Opportunities for Public Meetings:
Montana, 9358–9359
Proposed Withdrawals and Opportunities for Public Meetings:
Idaho, 9359–9360

Library of Congress

See Copyright Office, Library of Congress

Maritime Administration**NOTICES**

Requested Administrative Waivers of Coastwise Trade Laws:
ARIELS SONG, 9402

Mine Safety and Health Administration**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Examinations and Testing of Electrical Equipment, Including High Voltage Longwalls, 9374–9375
Qualification/Certification Program and Man Hoist Operators Physical Fitness, 9376–9378
Refuse Piles and Impoundment Structures, Recordkeeping and Reporting Requirements, 9376
Sealing of Abandoned Areas, 9375–9376

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

Meetings:
Humanities Panels, 9378–9379
National Council on Humanities, 9378

National Institutes of Health**NOTICES**

Meetings:
Center for Scientific Review, 9354–9355
Center for Scientific Review; Amendment, 9355–9356
National Cancer Institute, 9353–9354, 9356

National Oceanic and Atmospheric Administration**RULES**

Taking of Marine Mammals Incidental to Specified Activities:
Training Operations Conducted within the Gulf of Mexico Range Complex, 9250–9264

NOTICES

Endangered and Threatened Wildlife:
90-Day Finding on Petition to List Alabama Shad as Threatened or Endangered under Endangered Species Act, 9320–9327
Environmental Impact Statements; Availability, etc.:
Gulf Spill Restoration Planning, 9327–9328

National Park Service**NOTICES**

Meetings:
Kalaupapa National Historical Park Advisory Commission, 9360

Nuclear Regulatory Commission**NOTICES**

Environmental Assessments; Availability, etc.:
Exelon Generation Co., LLC; LaSalle County Station, 9379–9381
Interim Staff Guidance Documents; Availability:
Spent Fuel Storage Casks, 9381

Postal Regulatory Commission**NOTICES**

Changes in Contractual Priority Mail Prices, 9381–9382

Postal Service**RULES**

New Customs Declarations Label Requirements, 9231–9233

Presidential Documents**ADMINISTRATIVE ORDERS**

Soil and Water Resources Conservation Act of 1977;
Delegation of Reporting Functions (Memorandum of February 14, 2011), 9491–9493

Securities and Exchange Commission**NOTICES**

FY 2010 Service Contract Inventory; Availability, 9382–9383
Self-Regulatory Organizations; Proposed Rule Changes:
Chicago Board Options Exchange, Inc., 9383–9384
Financial Industry Regulatory Authority, Inc., 9386–9391
NASDAQ Stock Market LLC, 9384–9386, 9391–9399

Small Business Administration**RULES**

Small Business Jobs Act:
504 Loan Program Debt Refinancing, 9213–9219

Southeastern Power Administration**NOTICES**

Proposed Rate Adjustments:
Jim Woodruff Project, 9349

State Department**NOTICES**

FY10 Service Contract Inventory, 9399

Surface Transportation Board**NOTICES**

Abandonment Exemptions:

Michigan Air-Line Railway Co., Oakland County, MI,
9402–9403**Thrift Supervision Office****NOTICES**

Conversion Applications; Approvals:

Fraternity Federal Savings and Loan Association,
Baltimore, MD, 9407**Transportation Department***See* Federal Aviation Administration*See* Federal Railroad Administration*See* Maritime Administration*See* Surface Transportation Board*See* Transportation Security Administration**NOTICES**

Meetings:

ITS Joint Program Office, Pre-proposal Safety Pilot Joint
Bidders Conference, 9399**Transportation Security Administration****NOTICES**Agency Information Collection Activities; Proposals,
Submissions, and Approvals:Baseline Assessment for Security Enhancement Program,
9356–9357

Enforcement Actions Summaries, 9357–9358

Treasury Department*See* Financial Crimes Enforcement Network*See* Internal Revenue Service*See* Thrift Supervision Office**PROPOSED RULES**Imposition of Special Measure against the Lebanese
Canadian Bank SAL as a Financial Institution of
Primary Money Laundering Concern, 9268–9273**Veterans Affairs Department****NOTICES**

Meetings:

Research Advisory Committee on Gulf War Veterans'
Illnesses, 9407

Separate Parts In This Issue**Part II**

Environmental Protection Agency, 9410–9447

Part III

Environmental Protection Agency, 9450–9489

Part IVPresidential Documents, 9491–9493

Reader AidsConsult 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.

3 CFR**Administrative Orders:**

Memorandums:

Memorandum of
February 14, 20119493**13 CFR**

1209213

14 CFR

71 (2 documents)9219, 9220

Proposed Rules:

259265

719266

31 CFR**Proposed Rules:**

1039268

33 CFR

1009221

117 (4 documents)9223,
9224, 9225

1659227

Proposed Rules:

1009273

1549276

1559276

1659278

37 CFR

2019229

39 CFR

1119231

40 CFR

99450

639410, 9450

Proposed Rules:

529281

639410, 9450

42 CFR

4579233

Proposed Rules:

4349283

4389283

4479283

45 CFR**Proposed Rules:**

5b9295

47 CFR

739249

50 CFR

2189250

Proposed Rules:

17 (2 documents)9297, 9309