AUTHENTICATED
U.S. GOVERNMENT
INFORMATION
GPO

FEDERAL REGISTER

Vol. 76 Wednesday,
No. 173 September 7, 2011

Pages 55209–55552

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**

Printed on recycled paper.

Contents

Federal Register

Vol. 76, No. 173

Wednesday, September 7, 2011

Agriculture Department
See Animal and Plant Health Inspection Service
See Forest Service
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals, 55345

Animal and Plant Health Inspection Service
RULES
Commercial Transportation of Equines to Slaughter, 55213–55217

Centers for Disease Control and Prevention
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals, 55391–55394
Meetings:
Task Force on Community Preventive Services, 55394

Coast Guard
RULES
Safety Zones:
Annual Firework Displays within Captain of the Port, Puget Sound Area of Responsibility, 55261
Corporate Party on Hornblower Yacht, San Francisco, CA, 55261–55264

Commerce Department
See International Trade Administration
See National Oceanic and Atmospheric Administration
See Patent and Trademark Office
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals, 55346–55347

Corporation for National and Community Service
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals, 55367

Defense Department
See Navy Department
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Federal Acquisition Regulation; Architect–Engineer Qualifications, 55389

Delaware River Basin Commission
NOTICES
Meetings, 55368

Education Department
NOTICES
Meetings:
President's Board of Advisors on Historically Black Colleges and Universities, 55368–55369

Energy Department
See Federal Energy Regulatory Commission
PROPOSED RULES
Assistance to Foreign Atomic Energy Activities, 55278–55288
NOTICES
Meetings:
Environmental Management Site-Specific Advisory Board, Nevada, 55370
Environmental Management Site-Specific Advisory Board, Savannah River Site, 55369

Environmental Protection Agency
RULES
Approvals and Promulgations of Air Quality Implementation Plans:
West Virginia; Kentucky; Ohio; Huntington–Ashland Nonattainment Area; Determinations of Attainment of 1997 Annual Fine Particulate Standards, 55542–55544
Approvals and Promulgations of Implementation Plans and Designations of Areas for Air Quality Planning Purposes:
Kentucky and Indiana; Louisville; Determination of Attainment by Applicable Attainment Date for 1997 Annual Fine Particulate Standards, 55544–55546
Exemptions from Requirement of Tolerance:
Chromobacterium subtsugae strain PRAA4–1T, 55268–55272
Lipase, triacylglycerol, 55264–55268
Pesticide Tolerances:
Flubendiamide; Technical Amendment, 55272–55273
PROPOSED RULES
Approvals and Promulgations of State Implementation Plans:
Alaska, 55325–55329
Pesticide Petitions Filed for Residues of Pesticide Chemicals in or on Various Commodities, 55329–55332
NOTICES
Meetings:
External Peer Review for Draft Guidance of Applying Quantitative Data to Develop Data-Derived Extrapolation Factors, etc., 55384
FIFRA Scientific Advisory Panel, 55381–55384
SFIREG EQI Working Committee, 55380–55381
National Pollutant Discharge Elimination System General Permit:
Denial of Reissuance, Final Beneficial Reuse or Disposal of Municipal Sewage Sludge in Louisiana, 55384–55385
Requests to Voluntarily Cancel Certain Pesticide Registrations, 55385–55387

Executive Office of the President
See Presidential Documents
See Trade Representative, Office of United States

Farm Credit Administration
NOTICES
Meetings; Sunshine Act, 55387–55388

Federal Aviation Administration
RULES
Establishment of Class E Airspace:
Copperhill, TN, 55232–55233
Procedures for Protests and Contracts Dispute, 55217–55230

Special Conditions:
Embraer S.A.; Model EMB 505; Single-Place Side-Facing Lavatory Seat Dynamic Test Requirements, 55230–55232
Standard Instrument Approach Procedures, Takeoff Minimums and Obstacle Departure Procedures, 55233–55237
PROPOSED RULES
Airworthiness Directives:
Bombardier, Inc. Model DHC–8–300 Series Airplanes, 55296–55298
Establishment of Class D and E Airspace and Amendment of Class E Airspace:
Brooksville, FL, 55298–55299
Special Conditions:
Diamond Aircraft Industries, Model DA–40NG; Electronic Engine Control System, 55293–55296

Federal Communications Commission
NOTICES
Privacy Act; Systems of Records, 55388
Radio Broadcasting Services:
AM or FM Proposals to Change the Community of License, 55388

Federal Energy Regulatory Commission
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals, 55370–55372
Combined Filings, 55372–55377
Environmental Assessments; Availability, etc.:
Public Utility District No. 1 of Okanogan County, WA, 55377
Initial Market-Based Rate Filings Including Requests for Blanket Section 204 Authorizations:
AmericaWide Energy, LLC, 55378
Bellevue Solar, LLC, 55377
Yamhill Solar, LLC, 55378
Proposed Restricted Service Lists for Programmatic Agreements:
Alabama Power Co., Alabama Holt Hydroelectric Project, 55378–55379
Rate Elections:
Public Service Company of Colorado, 55379
Requests Under Blanket Authorizations:
Tennessee Gas Pipeline Co., 55379–55380
Staff Attendances:
California Independent System Operator Corp., 55380

Federal Highway Administration
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals, 55458–55459
Final Federal Agency Actions on Proposed Highway in Washington, 55459

Federal Motor Carrier Safety Administration
NOTICES
Qualification of Drivers; Exemption Applications; Diabetes Mellitus, 55460–55463
Qualification of Drivers; Exemption Applications; Vision, 55463–55470

Federal Railroad Administration
PROPOSED RULES
Alternate Passenger Rail Service Pilot Program, 55335–55343

Federal Reserve System
PROPOSED RULES
Capital Plans:
Agency Information Collection Activities; Proposals, Submissions, and Approvals, 55288–55292
NOTICES
Changes in Bank Control:
Acquisitions of Shares of a Bank or Bank Holding Company, 55388
Proposals to Engage in Permissible Nonbanking Activities or to Acquire Companies Engaged in Permissible Nonbanking Activities, 55388–55389

Federal Transit Administration
NOTICES
Limitation on Claims against Proposed Public Transportation Project, 55470–55471

Fish and Wildlife Service
NOTICES
Proposed Safe Harbor Agreements; Availability:
California Red-legged Frog, et al., at Palo Corona Regional Park, Monterey County, CA, 55413–55414

Food and Drug Administration
PROPOSED RULES
Filing of Color Additive Petitions:
CooperVision, Inc., 55321
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Citizen Petitions; Petition for Reconsideration or Stay of Action; Advisory Opinions, 55396–55397
Medical Devices; Humanitarian Use Devices, 55394–55396
Meetings:
Immunology Devices Panel of the Medical Devices Advisory Committee; Postponement, 55398
Vaccines and Related Biological Products Advisory Committee, 55397–55398

Forest Service
NOTICES
Meetings:
Northern New Mexico Resource Advisory Committee, 55345–55346

General Services Administration
RULES
Federal Travel Regulations:
Per Diem, 55273–55275
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Federal Acquisition Regulation; Architect–Engineer Qualifications, 55389

Health and Human Services Department
See Centers for Disease Control and Prevention
See Food and Drug Administration
See National Institutes of Health
NOTICES
Guidance on Exculpatory Language in Informed Consent, Draft, 55390–55391
Meetings:
Peer Review Draft Monograph Panel and Release of Draft NTP Monograph; Postponement, 55391

Secretarial Review and Publication of Annual Reports to Congress:
Contracted Consensus-Based Entity Regarding Performance Measurement, 55474–55499

Homeland Security Department
See Coast Guard
RULES
Commonwealth of the Northern Mariana Islands Transitional Worker Classification, 55502–55539

Housing and Urban Development Department
NOTICES
Funding Awards for Fiscal Year 2010 Transformation Initiative:
Sustainable Communities Research Grant Program, 55403–55404
Funding Awards:
Resident Opportunity and Self-Sufficiency Service Coordinators Program, Fiscal Year 2010, 55404–55407
Public and Indian Housing Family Self-Sufficiency Program Funding Awards:
Resident Opportunity and Self-Sufficiency Program, Fiscal Year 2010, 55407–55413

Interior Department
See Fish and Wildlife Service
See Land Management Bureau

Internal Revenue Service
RULES
Definition of Solid Waste Disposal Facilities for Tax-Exempt Bond Purposes; Correction, 55255–55256
Failure to Include Information Required to be Disclosed with Respect to a Reportable Transaction, 55256–55260
PROPOSED RULES
Certain Employee Remuneration in Excess of $1,000,000 Under Internal Revenue Code Section 162(m); Correction, 55321–55322
Section 67 Limitations on Estates or Trusts, 55322–55325

International Trade Administration
NOTICES
Aerospace Executive Service Trade Mission at Singapore Air Show, 55347–55349
Extension of Time Limit for Preliminary Results and Partial Rescission of Antidumping Duty Administrative Reviews:
Honey from Argentina, 55349–55350
Extension of Time Limit for the Preliminary Results of the New Shipper Review:
Certain Frozen Warmwater Shrimp from the Socialist Republic of Vietnam, 55350–55351
Final Results of Expedited First Sunset Reviews of Antidumping Duty Orders:
Artist Canvas from the People's Republic of China, 55351–55352
Preliminary Results and Partial Rescissions of Antidumping Duty Administrative Reviews:
Light-Walled Rectangular Pipe and Tube from Mexico, 55352–55357
Preliminary Results of Antidumping Duty Administrative Reviews:
Floor-Standing, Metal-Top Ironing Tables and Certain Parts Thereof from the People's Republic of China, 55357–55362

International Trade Commission
NOTICES
Investigations:
Certain Dynamic Random Access Memory and NAND Flash Memory Devices and Products Containing Same, 55417–55418
Certain LED Photographic Lighting Devices and Components Thereof, 55416–55417

Justice Department
See Parole Commission
PROPOSED RULES
Federal Bureau of Investigation Anti-Piracy Warning Seal Program, 55332–55334
NOTICES
Lodging of Consent Decrees Under CERCLA, 55419

Land Management Bureau
NOTICES
Alaska Native Claims Selection, 55414–55415
Application for Withdrawal and Public Meeting; Oregon; Correction, 55415
Meetings:
Rio Grande Natural Area Commission, 55416

Millennium Challenge Corporation
NOTICES
Report on Countries that are Candidates for Millennium Challenge Account Eligibility in Fiscal Year 2012, etc., 55419–55421

National Aeronautics and Space Administration
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Federal Acquisition Regulation; Architect–Engineer Qualifications, 55389

National Institutes of Health
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Qualitative Feedback on Agency Service Delivery, 55398–55399
Meetings:
Center for Scientific Review, 55400–55403
National Institute of Arthritis and Musculoskeletal and Skin Diseases, 55399–55400
National Institute of Dental and Craniofacial Research, 55399
National Institute of Diabetes and Digestive and Kidney Diseases, 55400

National Labor Relations Board
NOTICES
Meetings; Sunshine Act, 55421

National Oceanic and Atmospheric Administration
RULES
Fisheries of the Exclusive Economic Zone Off Alaska:
Octopus in the Bering Sea and Aleutian Islands; Closure, 55276–55277
Shallow-Water Species Fishery by Vessels Using Trawl Gear in the Gulf of Alaska; Closure, 55276
PROPOSED RULES
Pacific Coast Groundfish:
Secretarial Fishery Management Plan Amendment 1; Public Hearing, 55344

Pacific Halibut Fisheries:
Catch Sharing Plan for Guided Sport and Commercial Fisheries in Alaska, 55343
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Customer Surveys, 55362–55363
Seafood Inspection and Certification Requirements, 55363
Meetings:
Pacific Fishery Management Council, 55363–55364
Request for Information:
Technical Inputs etc., for the 2013 U.S. National Climate Assessment Report, 55364

National Science Foundation
NOTICES
Meetings; Sunshine Act, 55422

Navy Department
NOTICES
Meetings:
Board of Visitors of Marine Corps University, 55367–55368

Nuclear Regulatory Commission
NOTICES
Exemptions:
Donald C. Cook Nuclear Plant, Unit 1, Indiana Michigan Power Co., 55422–55423
Meetings; Sunshine Act, 55424

Office of United States Trade Representative
See Trade Representative, Office of United States

Parole Commission
NOTICES
Meetings; Sunshine Act, 55419

Patent and Trademark Office
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Rules for Patent Maintenance Fees, 55364–55367

Personnel Management Office
RULES
Technical Amendments to Federal Employees' Retirement System:
Present Value Conversion Factors for Spouses of Deceased Separated Employees; Corrections, 55213
NOTICES
CFC–50 Commission; Establishment, 55424–55425

Postal Regulatory Commission
NOTICES
Post Office Closings, 55425–55427

Presidential Documents
PROCLAMATIONS
Special Observances:
National Childhood Cancer Awareness Month (Proc. 8705), 55547–55550
National Ovarian Cancer Awareness Month (Proc. 8703), 55209–55210
National Prostate Cancer Awareness Month (Proc. 8706), 55551–55552
National Wilderness Month (Proc. 8704), 55211–55212

Securities and Exchange Commission
RULES
Use of Derivatives by Investment Companies under Investment Company Act of 1940, 55237–55255
PROPOSED RULES
Companies Engaged in Business of Acquiring Mortgages and Mortgage-Related Instruments, 55300–55308
Treatment of Asset-Backed Issuers under the Investment Company Act, 55308–55321
NOTICES
Applications:
Horizon Technology Finance Corp., 55427–55428
Meetings; Sunshine Act, 55428–55429
Self-Regulatory Organizations; Proposed Rule Changes:
C2 Options Exchange, Inc., 55440–55441
Chicago Board Options Exchange, Inc., 55429–55431, 55447–55449
Financial Industry Regulatory Authority, Inc., 55441–55445
Municipal Securities Rulemaking Board, 55449–55453
NASDAQ OMX BX, Inc., 55445–55447
NASDAQ OMX PHLX LLC, 55438–55440, 55453–55455
New York Stock Exchange LLC, 55432–55434
NYSE Amex LLC, 55434–55437
NYSE Arca, Inc., 55431–55432, 55437–55438

Small Business Administration
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals, 55455–55456

Surface Transportation Board
NOTICES
Abandonment Exemptions; Discontinuance of Service Exemptions:
Pittsburgh and West Virginia Railroad and Wheeling and Lake Erie Railway Co., Allegheny County, PA, 55471

Trade Representative, Office of United States
NOTICES
Trade and Investment Partnership for the Middle East and North Africa, 55456–55457

Transportation Department
See Federal Aviation Administration
See Federal Highway Administration
See Federal Motor Carrier Safety Administration
See Federal Railroad Administration
See Federal Transit Administration
See Surface Transportation Board
PROPOSED RULES
Maintenance of and Access to Records Pertaining to Individuals; Proposed Exemption, 55334–55335
NOTICES
Rights and Protections Available under Federal Antidiscrimination and Whistleblower Protection Laws, 55457–55458

Treasury Department
See Internal Revenue Service

Separate Parts In This Issue

Part II
Health and Human Services Department, 55474–55499

Part III
Homeland Security Department, 55502–55539

Part IV
Environmental Protection Agency, 55542–55546

Part V
Presidential Documents, 55547–55552

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.

3 CFR

Proclamations:

8703 55209
8704 55211
8705 55549
8706 55551

5 CFR

843 55213

8 CFR

103 55502
214 55502
274a 55502
299 55502

9 CFR

88 55213

10 CFR

Proposed Rules:

810 55278

12 CFR

Proposed Rules:

225 55288

14 CFR

17 55217
23 55230
71 55232
97 (2 documents) 55233, 55235

Proposed Rules:

23 55293
39 55296
71 55298

17 CFR

271 55237

Proposed Rules:

270 (2 documents) 55300, 55308

21 CFR

Proposed Rules:

73 55321

26 CFR

1 (2 documents) 55255, 55256
301 55256

Proposed Rules:

1 (2 documents) 55321, 55322

33 CFR

165 (2 documents) 55261

40 CFR

52 (2 documents) 55542, 55544
180 (3 documents) 55264, 55268, 55272

Proposed Rules:

52 55325
180 55329

41 CFR

300-3 55273
301-2 55273
301-10 55273
301-11 55273
301-52 55273
301-70 55273
301-71 55273

Proposed rules:

128-1 55332

49 CFR

Proposed Rules:

10 55334
269 55335

50 CFR

679 (2 documents) 55276

Proposed Rules:

300 55343
660 55344
679 55343