

certificate of registration would not be valid for this purpose if the application contained inaccurate information which, "if known would have caused the Register of Copyrights to refuse registration." MPAA maintained that the same principle should apply in the case of specialty stations where the Office has accurate information to make a final determination as to whether a particular station should be characterized as a specialty station. The Office, however, has not made such determinations in the past and has stated that "it should not itself verify the specialty station status of particular stations," 54 FR 38466 (September 18, 1989), although it has relied on rulings made by the Federal Communications Commission with respect to the retransmission of English-speaking stations in Puerto Rico. *See, e.g.*, letter from Marilyn Kretsinger, Assistant General Counsel, to Christopher Cinnamon on February 14, 1997. Rather, the Office provides periodically an updated annotated list so that "cable systems can make an informed decision as to whether MPAA or any other party might contest the system's carriage of a particular station on a specialty basis." 56 FR 61056 (November 29, 1991). These policies and practices do not support MPAA's contention that the Office can make determinations regarding the specialty status of a particular station. Nevertheless, the Office seeks comment on MPAA's contention that 17 U.S.C. 411(b)(1) provides authority for or is relevant to whether the Office can make a final determination on the classification of a broadcast station as a specialty station.

**New Specialty Station Claims.** Since the publication of the initial list, the Office has received 24 additional affidavits, attesting to the specialty station status of the 24 identified stations. Because the Office has received a substantial number of late filed affidavits, the Office finds it necessary to seek input from the public regarding the asserted specialty station status of these particular stations. Any interested party may file an objection to these newly listed stations. Such objections are due no later than December 8, 2011 and [a list will be] will be posted on the Office's Web site shortly after that deadline. The Office will also accept responses to these objections. Such responses are due January 9, 2012. After comments or objections are received in response to this Notice, the Office plans to publish a final list of specialty stations that shall be effective January 1, 2012, for the accounting period 2012/1 and thereafter. The Office also notes that

while the current practice is to accept late filed affidavits after the publication of the final list, it will be reexamining this practice in an upcoming rulemaking proceeding.

#### **New List of Additional Specialty Stations: Call Letter and Cities of License**

KCGI-CA, Cape Girardeau, MO .  
 KCSO-LD, Sacramento, CA.  
 W07DP-D35, Harrisburg, PA .  
 W14DFD-TV14, Elliotsburg, PA .  
 W16COD-TV16, Middleburg, PA .  
 W29CO-TV29, Sharon, PA .  
 W45BT-TV45, Brookville, PA.  
 W46EJ-D21, Clarksburg, WV.  
 WAQP, Saginaw, MI .  
 WBNF-CA, Buffalo, NY .  
 WDWO-CA, Detroit, MI .  
 WDYR-CA, Dyersburg, TN.  
 WINM, Angola, IN.  
 WKBS-TV47, Altoona, PA.  
 WMBC-TV, Newton, NJ .  
 WNYB, Jamestown, NY .  
 WPCB-TV40, Greensburg, PA.  
 WRAY-TV, Wilson, NC .  
 WRLM, Canton, OH .  
 WTCT-Marion, IL .  
 WTLJ, Muskegon, MI.  
 WXLI, Greensboro, NC .  
 XERV-TV, Reynosa, Tamaulipas,  
 Mexico.  
 XHAB-TV, Matamoros, Tamaulipas,  
 Mexico.

Dated: November 2, 2011.

**Maria A. Pallante,**

*Register of Copyrights.*

[FR Doc. 2011-28939 Filed 11-7-11; 8:45 am]

**BILLING CODE 1410-30-P**

#### **MILLENNIUM CHALLENGE CORPORATION**

[MCC 11-11]

#### **Report on Countries That Are Candidates for Millennium Challenge Account Eligibility in Fiscal Year 2012 and Countries That Would Be Candidates But For Legal Prohibitions**

**AGENCY:** Millennium Challenge Corporation.

**ACTION:** Notice.

**SUMMARY:** Section 608(d) of the Millennium Challenge Act of 2003 requires the Millennium Challenge Corporation to publish a report that identifies countries that are "candidate countries" for Millennium Challenge Account assistance during FY 2012. The report is set forth in full below and updates the report published September 7, 2011 (76 FR 55419) to reflect the issuance of presidential determinations that waived sanctions with respect to

certain countries under Section 110 of the Trafficking Victims Protection Act of 2000 (Pub. L. 106-386), as amended.

Dated: November 2, 2011.

**Melvin F. Williams, Jr.,**

*VP/General Counsel and Corporate Secretary, Millennium Challenge Corporation.*

#### **Report on Countries that are Candidates for Millennium Challenge Account Eligibility for Fiscal Year 2012 and Countries that would be Candidates but for Legal Prohibitions**

##### *Summary*

This report to Congress is provided in accordance with section 608(a) of the Millennium Challenge Act of 2003, as amended, 22 U.S.C. 7701, 7707(a) (the "Act").

The Act authorizes the provision of Millennium Challenge Account (MCA) assistance for countries that enter into a Millennium Challenge Compact with the United States to support policies and programs that advance the progress of such countries to achieve lasting economic growth and poverty reduction. The Act requires the Millennium Challenge Corporation (MCC) to take a number of steps in selecting countries with which MCC will seek to enter into a compact, including (a) Determining the countries that will be eligible for MCA assistance for fiscal year 2012 (FY12) based on a country's demonstrated commitment to (i) Just and democratic governance, (ii) economic freedom, and (iii) investments in its people; and (b) considering the opportunity to reduce poverty and generate economic growth in the country. These steps include the submission of reports to the congressional committees specified in the Act and the publication of notices in the **Federal Register** that identify:

The countries that are "candidate countries" for MCA assistance for FY12 based on per capita income levels and eligibility to receive assistance under U.S. law, and countries that would be candidate countries but for specified legal prohibitions on assistance (section 608(a) of the Act);

The criteria and methodology that the MCC Board of Directors (Board) will use to measure and evaluate the relative policy performance of the "candidate countries" consistent with the requirements of subsections (a) and (b) of section 607 of the Act in order to determine "MCA eligible countries" from among the "candidate countries" (section 608(b) of the Act); and

The list of countries determined by the Board to be "MCA eligible countries" for FY12, identification of such countries with which the Board will seek to enter into compacts, and a justification for such eligibility determination and selection for compact negotiation (section 608(d) of the Act).

This report is the first of three required reports listed above.

#### Candidate Countries for FY12

The Act requires the identification of all countries that are candidates for MCA assistance for FY12 and the identification of all countries that would be candidate countries but for specified legal prohibitions on assistance. Sections 606(a) and (b) of the Act provide that for FY12 a country shall be a candidate for the MCA if it:

Meets one of the following two income tests:

Has a per capita income equal to or less than the historical ceiling of the International Development Association eligibility for the fiscal year involved (or \$1,915 gross national income (GNI) per capita for FY12) (the "low income category"); or

Is classified as a lower middle income country in the then most recent edition of the World Development Report for Reconstruction and Development published by the International Bank for Reconstruction and Development and has an income greater than the historical ceiling for International Development Association eligibility for the fiscal year involved (or \$1,916 to \$3,975 GNI per capita for FY12) (the "lower middle income category"); and

Is not ineligible to receive U.S. economic assistance under part I of the Foreign Assistance Act of 1961, as amended, (the "Foreign Assistance Act"), by reason of the application of the Foreign Assistance Act or any other provision of law.

Pursuant to section 606(c) of the Act, the Board has identified the following countries as candidate countries under the Act for FY12. In so doing, the Board has anticipated that prohibitions against assistance as applied to countries in the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2010 (Div. F, Pub. L. 111-117) (the "FY 2010 SFOAA"), will again apply for FY12, even though the Department of State, Foreign Operations, and Related Programs Appropriations Act for FY12 has not yet been enacted and certain findings under other statutes have not yet been made. As noted below, MCC will provide any required updates on subsequent changes in applicable legislation or other circumstances that affect the status of any country as a candidate country for FY12. All section references identified as prohibitions on assistance to a given country are taken from the FY 2010 SFOAA as carried over by the Full-Year Continuing Appropriations Act, 2011 (Div. B, Pub. L. 112-10) unless another statute is identified.

#### Candidate Countries: Low Income Category

Afghanistan  
Bangladesh

Benin  
Bolivia  
Burkina Faso  
Burundi  
Cambodia  
Cameroon  
Central African Republic  
Chad  
Comoros  
Cote D'Ivoire  
Dem. Rep. of the Congo  
Djibouti  
Ethiopia  
Gambia, The  
Ghana  
Guinea  
Guinea-Bissau  
Haiti  
Honduras  
India  
Kenya  
Kyrgyz Republic  
Lao PDR  
Lesotho  
Liberia  
Malawi  
Mali  
Mauritania  
Moldova  
Mongolia  
Mozambique  
Nepal  
Nicaragua  
Niger  
Nigeria  
Pakistan  
Papua New Guinea  
Rwanda  
Sao Tome and Principe  
Senegal  
Sierra Leone  
Solomon Islands  
Somalia  
Tajikistan  
Tanzania  
Timor-Leste  
Togo  
Uganda  
Vietnam  
Yemen  
Zambia

#### Candidate Countries: Lower Middle Income Category

Angola  
Armenia  
Belize  
Bhutan  
Cape Verde  
Congo, Republic of the  
Egypt, Arab Republic  
El Salvador  
Fiji  
Georgia  
Guatemala  
Guyana  
Indonesia  
Iraq  
Kiribati

Kosovo  
Marshall Islands  
Micronesia  
Morocco  
Paraguay  
Philippines  
Samoa  
Sri Lanka  
Swaziland  
Tonga  
Turkmenistan  
Tuvalu  
Ukraine  
Vanuatu

#### Countries that Would be Candidate Countries but for Legal Prohibitions that Prohibit Assistance

Countries that would be considered candidate countries for FY12, but are ineligible to receive United States economic assistance under part I of the Foreign Assistance Act by reason of the application of any provision of the Foreign Assistance Act or any other provision of law are listed below. As noted above, this list is based on legal prohibitions against economic assistance that apply for fiscal year 2011 and that are anticipated to apply again for FY12.

#### Prohibited Countries: Low Income Category

Burma is subject to numerous restrictions, including but not limited to section 570 of the FY 1997 Foreign Operations, Export Financing, and Related Programs Appropriations Act (Pub. L. 104-208), which prohibits assistance to the government of Burma until it makes progress on improving human rights and implementing democratic government, and due to its status as a major drug-transit or major illicit drug producing country for 2009 (Presidential Determination No. 2009-30 (9/15/2009)).

Eritrea is subject to restrictions due to its status as a Tier III country under the Trafficking Victims Protection Act, as amended, 22 U.S.C. 7101 *et seq.*

Madagascar is subject to section 7008 of the FY 2010 SFOAA, which prohibits assistance to the government of a country whose duly elected head of government is deposed by military coup or decree and also section 7086(c) of the FY 2010 SFOAA regarding budget transparency. It is also subject to restrictions due to its status as a Tier III country under the Trafficking Victims Protection Act, as amended, 22 U.S.C. 7101 *et seq.*

North Korea is subject to numerous restrictions, including section 7007 of the FY 2010 SFOAA which prohibits any direct assistance to the government.

Sudan is subject to numerous restrictions, including but not limited to

section 620A of the Foreign Assistance Act which prohibits assistance to governments supporting international terrorism, section 7012 of the FY 2010 SFOAA and section 620(q) of the Foreign Assistance Act, both of which prohibit assistance to countries in default in payment to the U.S. in certain circumstances, section 7008 of the FY 2010 SFOAA, which prohibits assistance to the government of a country whose duly elected head of government is deposed by military coup or decree, and section 7070(f) of the FY 2010 SFOAA.

Uzbekistan's central government is subject to section 7076(a) of the FY 2009 SFOAA, which is largely incorporated by reference and carried forward by section 7075 of the FY 2010 SFOAA. This restriction states that funds (other than expanded international military education and training funds) may be made available for assistance to the central government of Uzbekistan only if the Secretary of State determines and reports to the Congress that the government is making substantial and continuing progress in meeting its commitments under a framework agreement with the United States.

Zimbabwe is subject to several restrictions, including section 7070(i)(2) of the FY 2010 SFOAA which prohibits assistance (except for macroeconomic growth assistance) to the central government of Zimbabwe, unless the Secretary of State determines and reports to Congress that the rule of law has been restored in Zimbabwe.

#### **Prohibited Countries: Lower Middle Income Category**

Syria is subject to numerous restrictions, including but not limited to 620A of the Foreign Assistance Act which prohibits assistance to governments supporting international terrorism, section 7007 of the FY 2010 SFOAA which prohibits direct assistance, and section 7012 of the FY 2010 SFOAA and section 620(q) of the Foreign Assistance Act, both of which prohibit assistance to countries in default in payment to the U.S. in certain circumstances.

The countries identified above as candidate countries, as well as countries that would be considered candidate countries but for the applicability of legal provisions that prohibit U.S. economic assistance, may be the subject of future statutory restrictions or determinations, or changed country circumstances, that affect their legal eligibility for assistance under part I of the Foreign Assistance Act by reason of application of the Foreign Assistance Act or any other provision of law for

FY12. MCC will include any required updates on such statutory eligibility that affect countries' identification as candidate countries for FY12, at such time as it publishes the notices required by sections 608(b) and 608(d) of the Act or at other appropriate times. Any such updates with regard to the eligibility or ineligibility of particular countries identified in this report will not affect the date on which the Board is authorized to determine eligible countries from among candidate countries which, in accordance with section 608(a) of the Act, shall be no sooner than 90 days from the date of publication of this report.

[FR Doc. 2011-28862 Filed 11-7-11; 8:45 am]

**BILLING CODE 9211-03-P**

#### **NATIONAL AERONAUTICS AND SPACE ADMINISTRATION**

[Notice 11-113]

#### **NASA Advisory Council Science Committee Planetary Science Subcommittee; Meeting**

**AGENCY:** National Aeronautics and Space Administration.

**ACTION:** Notice of Meeting Postponement.

**SUMMARY:** In accordance with the Federal Advisory Committee Act, Public Law 92-463, as amended, the National Aeronautics and Space Administration (NASA) announces that the meeting of the Planetary Science Subcommittee of the NASA Advisory Council originally scheduled for November 2-3, 2011, at NASA Headquarters, has been postponed due to the recent unexpected and tragic loss of Dr. Ronald Greeley, Subcommittee Chair. A notice was published in the **Federal Register** at 76 FR 64387 on October 18, 2011 announcing the meeting. NASA regrets any inconvenience due to these extraordinary circumstances. The meeting will be rescheduled for a later date, and notice of the new date will be published in the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** Ms. Marian Norris, Science Mission Directorate, NASA Headquarters, Washington, DC 20546, at [mnorris@nasa.gov](mailto:mnorris@nasa.gov) or by telephone at (202) 358-4452.

November 1, 2011.

**P. Diane Rausch,**  
*Advisory Committee Management Officer,*  
*National Aeronautics and Space Administration.*

[FR Doc. 2011-28938 Filed 11-7-11; 8:45 am]

**BILLING CODE P**

#### **NATIONAL SCIENCE FOUNDATION**

#### **Notice of Permits Issued Under the Antarctic Conservation Act of 1978**

**AGENCY:** National Science Foundation.

**ACTION:** Notice of permit issued under the Antarctic Conservation of 1978, Public Law 95-541.

**SUMMARY:** The National Science Foundation (NSF) is required to publish notice of permits issued under the Antarctic Conservation Act of 1978. This is the required notice.

**FOR FURTHER INFORMATION CONTACT:** Nadene G. Kennedy, Permit Office, Office of Polar Programs, Rm. 755, National Science Foundation, 4201 Wilson Boulevard, Arlington, VA 22230.

**SUPPLEMENTARY INFORMATION:** On October 3, 2011, the National Science Foundation published a notice in the **Federal Register** of a permit application received. The permit was issued on November 2, 2011 to:

Mahlon C. Kennicutt, II, Permit No. 2012-010.

**Nadene G. Kennedy,**  
*Permit Officer.*

[FR Doc. 2011-28804 Filed 11-7-11; 8:45 am]

**BILLING CODE 7555-01-P**

#### **NUCLEAR REGULATORY COMMISSION**

[NRC-2011-0256]

#### **Aging Management of Stainless Steel Structures and Components in Treated Borated Water**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Draft interim staff guidance; request for public comment.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) requests public comment on Draft License Renewal Interim Staff Guidance (LR-ISG), LR-ISG-2011-01, "Aging Management of Stainless Steel Structures and Components in Treated Borated Water." This LR-ISG revises the guidance in the Standard Review Plan for Review of License Renewal Applications for Nuclear Power Plants (SRP-LR) and Generic Aging Lessons Learned (GALL) Report for the aging management of stainless steel structures and components exposed to treated borated water.

**DATES:** Submit comments by December 8, 2011. Comments received after this date will be considered, if it is practical to do so, but the NRC staff is able to