

requirements, Security measures, Waterways.

### Temporary Regulation

For the reasons set out in the preamble, the Coast Guard amends Part 165 of Title 33, Code of Federal Regulations as follows:

#### PART 165—[AMENDED]

1. The authority citation for Part 165 continues to read as follows:

**Authority:** 33 U.S.C. 1231; 50 U.S.C. 191; 33 CFR 1.05-1(g), 6.04-1, 6.04-6, and 160.5; 49 CFR 1.46.

2. A new temporary § 165.T02-013 is added to read as follows:

#### § 165.T02-013 Safety Zone; Wolf River Chute, Memphis, TN.

(a) *Location.* The following area is a Safety Zone: All waters within the shoreline and boundaries of the Wolf River Chute miles 0.0 to 1.0.

(b) *Effective dates.* This section becomes effective at 8 a.m. on July 1, 1995, and terminates at 1 p.m. on July 1, 1995.

(c) *Regulations.* In accordance with the general regulations in § 165.23, entry into this zone is prohibited except as authorized by the Captain of the Port. The Captain of the Port will notify the public of changes in the status of this zone by Marine Safety Radio Broadcast of VHF Marine Band Radio, Channel 22 (157.1 MHz).

Dated: May 4, 1995.

**A.L. Thompson, Jr.,**

*Commander, U.S. Coast Guard, Captain of the Port Memphis.*

[FR Doc. 95-12736 Filed 5-24-95; 8:45 am]

BILLING CODE 4910-14-M

### ENVIRONMENTAL PROTECTION AGENCY

#### 40 CFR Part 300

[FRL-5209-7]

#### National Oil and Hazardous Substances Contingency Plan; National Priorities List Update

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of deletion of a site from the National Priorities List.

**SUMMARY:** The Environmental Protection Agency (EPA) announces the deletion of Hamilton Island, located in Skamania County, Washington from the National Priorities List (NPL). The NPL is Appendix B of the National Oil and Hazardous Substances Pollution Contingency Plan (NCP), which EPA

promulgated pursuant to Section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), as amended. EPA and the State of Washington have determined that no further cleanup under CERCLA is appropriate.

**EFFECTIVE DATE:** May 25, 1995.

#### FOR FURTHER INFORMATION CONTACT:

Christopher Cora, Site Manager, U.S. Environmental Protection Agency, Region 10, 1200 6th Avenue, HW-124, Seattle, WA 98101, (206) 553-1148.

**SUPPLEMENTARY INFORMATION:** The site to be deleted from the NPL is: Hamilton Island, Skamania County, Washington.

A Notice of Intent to Delete for this site was published April 12, 1995 **Federal Register** [Vol. 60, No. 70, 18565-18566]. The closing date for comments on the Notice of Intent to Delete was May 12, 1995. EPA received no comments.

EPA identifies sites which appear to present a significant risk to public health, welfare, or the environment and it maintains the NPL as the list of those sites. Any site deleted from the NPL remains eligible for remedial actions in the unlikely event that conditions at the site warrant such action in the future. Deletion of a site from the NPL does not affect responsible party liability or impede Agency efforts to recover costs associated with response efforts.

#### List of Subjects in 40 CFR Part 300

Environmental protection, Air pollution control, Chemicals, Hazardous substances, Hazardous waste, Intergovernmental relations, Penalties, Reporting and recordkeeping requirements, Superfund, Water pollution control, and Water supply.

Dated: May 16, 1995.

**Chuck Clarke,**

*Regional Administrator, U.S. EPA Region 10.*

For the reasons set out in the preamble, 40 CFR part 300 is amended as follows:

#### PART 300—[AMENDED]

1. The authority citation for Part 300 continues to read as follows:

**Authority:** 33 U.S.C. 1321(c)(2); 42 U.S.C. 9601-9657; E.O. 12580, 52 FR 2923, 3 CFR, 1987 Comp., p. 193; E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp., p. 351.

#### Appendix B [Amended]

2. Table 2 of Appendix B to part 300 is amended by removing the site for Hamilton Island Landfill (USA/COE), North Bonneville, Washington.

[FR Doc. 95-12770 Filed 5-24-95; 8:45 am]

BILLING CODE 6560-50-M

#### 40 CFR Part 763

[OPPTS-62147; FRL-4957-3]

#### Asbestos Model Accreditation Plan

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Clarification of interim final rule.

**SUMMARY:** EPA is informing the general public and the providers of asbestos training courses approved pursuant to Subchapter II of the Toxic Substances Control Act (TSCA) of a clarification regarding the training course self-certification requirements of the Asbestos Model Accreditation Plan (MAP), Interim Final Rule. The Agency recognizes upgraded training courses as being self-certified as of the date upon which EPA received the original self-certification, even though one or more approving state programs may not have received a copy of the self-certification until a later date, provided that all self-certifications were received on or before October 4, 1994. If EPA and all approving state programs received a proper self-certification for a course from an approved training provider on or before October 4, 1994, the provider retains the approval for that course, and a student who successfully completes a course on or after the self-certification date for that course will be fully accredited. Consistent with this clarification, EPA will adjust the self-certification effective dates of affected courses and publish these new dates in its National Directory of AHERA Accredited Courses (NDAAC). This information will become publicly available through the NDAAC update scheduled for May 31, 1995.

**DATES:** This clarification affects MAP training courses and persons accredited pursuant to the MAP on or after April 4, 1994, when the MAP revisions took effect.

#### FOR FURTHER INFORMATION CONTACT:

Susan B. Hazen, Director, Environmental Assistance Division (7408), Office of Pollution Prevention and Toxics, Environmental Protection Agency, Rm. E-543B, 401 M St., SW., Washington, DC 20460, (202) 554-1404, TDD: (202) 554-0551.

**SUPPLEMENTARY INFORMATION:** In 1994, pursuant to a Congressional mandate in Subchapter II of TSCA, EPA revised the original MAP by increasing the minimum number of training hours, including hands-on training, required for asbestos abatement workers in both schools and public and commercial buildings. In addition, EPA modified the MAP to implement the extension of

accreditation requirements to public and commercial buildings.

Unit V.B. of the revised MAP addresses the self-certification requirements applicable to training courses and providers:

As of October 4, 1994, an approved training provider must certify to EPA and to any State that has approved the provider for TSCA accreditation, that each of the provider's training courses complies with the requirements of this MAP . . . .

. . . . The timely receipt of a complete self-certification by EPA and all approving States shall have the effect of extending approval under this MAP to the training courses offered by the submitting provider. If a self-certification is not received by the approving government bodies on or before the due date, the affected training course is not approved under this MAP. Such training providers must then reapply for approval of these training courses pursuant to the procedures outlined in Unit III. (40 CFR part 763, Subpart E, Appendix C, V. B.).

EPA envisioned that under this provision, a training provider's self-certification would be effective on the date that EPA received the original submission, or the date that the last of the approving state programs received a duplicate submission, whichever occurred later. Some training providers, however, believed that the effective date of the self-certification for a course was the date when EPA received the original submission. These providers, after upgrading their training courses to comply with the MAP and submitting self-certification to EPA, assumed that they were approved for TSCA accreditation and began offering training courses, even though one or more approving state programs may not have received a duplicate self-certification at the time that training began. Persons who completed these training courses may now be experiencing difficulty in demonstrating their TSCA accreditation for state licensure and employment purposes.

In order to clarify the regulatory language and the compliance status of training providers and students under the revised MAP, EPA is issuing this clarification. It makes clear that the MAP requires a training provider to provide self-certification of its training courses to both EPA and all approving states on or before October, 4, 1994, but recognizes the date of initial receipt of the self-certification by EPA as the effective date of the self-certification. This clarification only affects providers who upgraded their training courses in accordance with the MAP standards and submitted self-certification to EPA and one or more states at different times, but who completed all of the required submissions on or before the October 4,

1994, deadline. Therefore, even if a provider offered these upgraded training courses for TSCA accreditation purposes after EPA was in receipt of the provider's self-certification but before all of the approving states had received their duplicate notices, EPA considers these courses to be fully approved pursuant to the MAP Interim Final Rule. Accordingly, any person who successfully completed such a course on or after the date that EPA received the self-certification is fully accredited under TSCA section 206.

As provided in the MAP, however, a training provider that failed to complete the self-certification process for a particular course forfeited TSCA approval of that training course on October 5, 1994. Such providers became ineligible to offer that course after October 4, 1994, as an approved course, and persons completing such a training course after October 4, 1994, would not be accredited pursuant to TSCA section 206. Consequently, after October 4, 1994, in order to offer a TSCA-accreditation training course that has lost its approval, such training providers must reapply for a new approval through a state program that is in compliance with the MAP.

To reflect this clarification, EPA will adjust the self-certification effective dates for the affected training courses in the next regularly scheduled edition of its "National Directory of AHERA Accredited Courses (NDAAC)." Copies of this publication are free of charge, and may be obtained by calling EPA's NDAAC Clearinghouse at 1-800-462-6706. As a result, a number of upgraded training courses will have self-certification effective dates that are earlier than those published in previous versions of the NDAAC. Because no self-certification effective dates will be changed to a later date as a result of this action, no training providers or courses will be adversely affected.

#### List of Subjects in 40 CFR Part 763

Environmental protection, Asbestos, Hazardous substances, Incorporation by reference, Occupational health and safety, Recordkeeping, Schools.

Dated: May 17, 1995.

**William H. Sanders III,**

*Director, Office of Pollution Prevention and Toxics.*

[FR Doc. 95-12895 Filed 5-24-95; 8:45 am]

BILLING CODE 6560-50-F

## FEDERAL MARITIME COMMISSION

### 46 CFR Part 501

#### The Federal Maritime Commission—General

**AGENCY:** Federal Maritime Commission.

**ACTION:** Final rule.

**SUMMARY:** The Federal Maritime Commission is delegating to the Bureau of Hearing Counsel the authority to compromise issues relating to the retention, suspension or revocation of ocean freight forwarder licenses. Concurrently, the authority of the Director, Bureau of Tariffs, Certification and Licensing, to determine corrective action with respect to such licensees is removed. Notice and public procedures are not necessary prior to the issuance of this rule because it deals solely with matters of agency organization. Neither is a delayed effective date required.

**EFFECTIVE DATE:** May 25, 1995.

**FOR FURTHER INFORMATION CONTACT:** Vern W. Hill, Acting Director, Bureau of Hearing Counsel, Federal Maritime Commission, 800 North Capital Street, NW., Washington, DC 20573-0001, (202) 523-5783.

#### List of Subjects in 46 CFR Part 501

Administrative practice and procedure, Authority delegations (Government agencies), Organization and functions (Government agencies), Seals and insignia.

Accordingly, chapter IV of title 46 of the Code of Federal Regulations is amended as follows:

#### PART 501—THE FEDERAL MARITIME COMMISSION—GENERAL

1. The authority citation for Part 501 continues to read as follows:

**Authority:** 5 U.S.C. 551-557, 701-706, 2903 and 6304; 31 U.S.C. 3721; 41 U.S.C. 414 and 418; 44 U.S.C. 501-520 and 3501-3520; 46 U.S.C. app. 801-848, 876, 1111, and 1701-1720; Reorganization Plan No. 7 of 1961, 26 FR 7315, August 12, 1961; Pub. L. 89-56, 79 Stat. 195; 5 CFR Part 2638.

#### Subpart C—Delegation and Redefinition of Authorities

##### § 501.27 [Amended]

- Section 501.27(o) is removed.
- Section 501.28 is revised to read as follows:

##### § 501.28 Delegation to the Director, Bureau of Hearing Counsel.

The authority to compromise civil penalty claims has been delegated to the Director, Bureau of Hearing Counsel, by § 502.604(g) of this chapter. This delegation shall include the authority to