

- Rule 1303 Part 70 Operating Permits—Permits (Adopted 11/09/93)  
 Rule 1304 Part 70 Operating Permits—Issuance, Renewal, Modification and Reopening (Adopted 11/09/93)  
 Rule 1305 Part 70 Operating Permits—Enforcement (Adopted 11/09/93)

## Administrative Requirements

### A. Regulatory Flexibility Act

As was stated in the final OCS regulation, the OCS rule does not apply to any small entities, and the structure of the rule averts direct impacts and mitigates indirect impacts on small entities. This consistency update merely incorporates onshore Part 70 permit requirements into the OCS rule to maintain consistency with onshore regulations as required by section 328 of the Act and does not alter the structure of the OCS rule. Because this action does not create any new requirements, it does not have a significant impact on a substantial number of small entities.

### B. Executive Order 12866

The Office of Management and Budget (OMB) has exempted this regulatory action from Executive Order 12866 review.

### C. Unfunded Mandates

Under Sections 202, 203, and 205 of the Unfunded Mandates Reform Act of 1995 ("Unfunded Mandates Act"), signed into law on March 22, 1995, EPA must undertake various actions in association with proposed or final rules include a Federal mandate that may result in estimated costs of \$100 million or more to the private sector or to State, local, or tribal governments in the aggregate.

EPA has determined that the final action promulgated today does not include a Federal mandate that may result in estimated costs of \$100 million or more to either State, local or tribal governments in the aggregate, or to the private sector. This Federal action approves pre-existing requirements under State or local law, and imposes no new Federal requirements. Accordingly, no additional costs to the State, local, or tribal governments, or to the private sector, result from the action.

### List of Subjects in 40 CFR Part 55

Administrative practice and procedures, Air pollution control, Hydrocarbons, Incorporation by reference, Intergovernmental relations, Nitrogen dioxide, Nitrogen oxides, Outer Continental Shelf, Ozone, Particulate matter, Permits, Reporting and Recordkeeping requirements, Sulfur oxides.

Dated: August 25, 1995.

**Felicia Marcus,**  
*Regional Administrator.*

Title 40 of the Code of Federal Regulations, Part 55, is proposed to be amended as follows:

## PART 55—[AMENDED]

1. The authority citation for Part 55 continues to read as follows:

**Authority:** Section 328 of the Clean Air Act (42 U.S.C. § 7401 *et seq.*) as amended by Public Law 101-549.

2. Section 55.14 is proposed to be amended by revising paragraphs (e)(3)(ii)(F) to read as follows:

### § 55.14 Requirements that apply to OCS sources located within 25 miles of states' seaward boundaries, by state.

\* \* \* \* \*

(e) \* \* \*

(3) \* \* \*

(ii) \* \* \*

(F) *Santa Barbara County Air Pollution Control District Requirements Applicable to OCS Sources.*

\* \* \* \* \*

4. Appendix A to CFR Part 55 is proposed to be amended by revising paragraph (b) (6) under the heading California to read as follows:

### Appendix A to 40 CFR Part 55—Listing of State and Local Requirements Incorporated by Reference Into Part 55, by State

\* \* \* \* \*

(California) \* \* \*

\* \* \* \* \*

(b) Local requirements.

\* \* \* \* \*

(6) The following requirements are contained in *Santa Barbara County Air Pollution Control District Requirements Applicable to OCS Sources:*

- Rule 102 Definitions (Adopted 7/30/91)  
 Rule 103 Severability (Adopted 10/23/78)  
 Rule 201 Permits Required (Adopted 7/2/79)  
 Rule 202 Exemptions to Rule 201 (Adopted 3/10/92)  
 Rule 203 Transfer (Adopted 10/23/78)  
 Rule 204 Applications (Adopted 10/23/78)  
 Rule 205 Standards for Granting Applications (Adopted 7/30/91)  
 Rule 206 Conditional Approval of Authority to Construct or Permit to Operate (Adopted 10/15/91)  
 Rule 207 Denial of Application (Adopted 10/23/78)  
 Rule 210 Fees (Adopted 5/7/91)  
 Rule 212 Emission Statements (Adopted 10/20/92)  
 Rule 301 Circumvention (Adopted 10/23/78)  
 Rule 302 Visible Emissions (Adopted 10/23/78)  
 Rule 304 Particulate Matter—Northern Zone (Adopted 10/23/78)

- Rule 305 Particulate Matter Concentration—Southern Zone (Adopted 10/23/78)  
 Rule 306 Dust and fumes—Northern Zone (Adopted 10/23/78)  
 Rule 307 Particulate Matter Emission Weight Rate—Southern Zone (Adopted 10/23/78)  
 Rule 308 Incinerator Burning (Adopted 10/23/78)  
 Rule 309 Specific Contaminants (Adopted 10/23/78)  
 Rule 310 Odorous Organic Sulfides (Adopted 10/23/78)  
 Rule 311 Sulfur Content of Fuels (Adopted 10/23/78)  
 Rule 312 Open Fires (Adopted 10/2/90)  
 Rule 316 Storage and Transfer of Gasoline (Adopted 12/14/93)  
 Rule 317 Organic Solvents (Adopted 10/23/78)  
 Rule 318 Vacuum Producing Devices or Systems—Southern Zone (Adopted 10/23/78)  
 Rule 321 Control of Degreasing Operations (Adopted 7/10/90)  
 Rule 322 Metal Surface Coating Thinner and Reducer (Adopted 10/23/78)  
 Rule 323 Architectural Coatings (Adopted 2/20/90)  
 Rule 324 Disposal and Evaporation of Solvents (Adopted 10/23/78)  
 Rule 325 Crude Oil Production and Separation (Adopted 1/25/94)  
 Rule 326 Storage of Reactive Organic Liquid Compounds (Adopted 12/14/93)  
 Rule 327 Organic Liquid Cargo Tank Vessel Loading (Adopted 12/16/85)  
 Rule 328 Continuous Emission Monitoring (Adopted 10/23/78)  
 Rule 330 Surface Coating of Miscellaneous Metal Parts and Products (Adopted 11/13/90)  
 Rule 331 Fugitive Emissions Inspection and Maintenance (Adopted 12/10/91)  
 Rule 332 Petroleum Refinery Vacuum Producing Systems, Wastewater Separators and Process Turnarounds (Adopted 6/11/79)  
 Rule 333 Control of Emissions from Reciprocating Internal Combustion Engines (Adopted 12/10/91)  
 Rule 342 Control of Oxides of Nitrogen (NO<sub>x</sub> from Boilers, Steam Generators and Process Heaters) (Adopted 03/10/92)  
 Rule 359 Flares and Thermal Oxidizers (Adopted 6/28/94)  
 Rule 370 Potential to Emit—Limitations for Part 70 Sources (Adopted 06/15/95)  
 Rule 505 Breakdown Conditions Sections A., B.1., and D. only (Adopted 10/23/78)  
 Rule 603 Emergency Episode Plans (Adopted 6/15/81)  
 Rule 1301 Part 70 Operating Permits—General Information (Adopted 11/09/93)  
 Rule 1302 Part 70 Operating Permits—Permit Application (Adopted 11/09/93)  
 Rule 1303 Part 70 Operating Permits—Permits (Adopted 11/09/93)  
 Rule 1304 Part 70 Operating Permits—Issuance, Renewal, Modification and Reopening (Adopted 11/09/93)  
 Rule 1305 Part 70 Operating Permits—Enforcement (Adopted 11/09/93)

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**40 CFR Part 81**

[CT-22-1-7078b; A-1-FRL-5271-6]

**Clean Air Act Promulgation of Reclassification of PM10 Nonattainment Areas—Connecticut; Approval of 1-Year Extension of Attainment Date for New Haven****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing full approval of Connecticut's request for a 1-year extension of the attainment date for the New Haven PM10 nonattainment area. This action is based on monitored air quality data for the national ambient air quality standard for PM10 during the years 1992-94. This action is being taken under the Clean Air Act. In the Final Rules Section of this **Federal Register**, EPA is approving the Connecticut's extension request as a direct final rule without prior proposal because the Agency views this as a noncontroversial revision and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to that direct final rule, no further activity is contemplated in relation to this proposed rule. If EPA does receive adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. EPA will not institute a second comment period on this proposal. Any parties interested in commenting on this proposal should do so at this time.

**DATES:** Comments must be received on or before October 11, 1995.**ADDRESSES:** Comments may be mailed to Susan Studlien, Acting Director, Air, Pesticides and Toxics Management Division, EPA-New England, JFK Federal Bldg (AAA), Boston, MA 02203-2211. Copies of Connecticut's submittal and EPA's technical support document are available for public inspection by appointment during normal business hours at the Air, Pesticides and Toxics Management Division, EPA-New England, One Congress Street, 10th floor, Boston, MA and the Bureau of Air Management, Department of Environmental Protection, State Office Building, 79 Elm Street, Hartford, CT 06106-1630.**FOR FURTHER INFORMATION CONTACT:** Matthew B. Cairns, (617) 565-4982.**SUPPLEMENTARY INFORMATION:** For additional information, see the directfinal rule which is located in the Rules Section of this **Federal Register**.**Authority:** 42 USC 7401-7671q.

Dated: July 10, 1995.

**John P. DeVillars,***Regional Administrator, EPA-New England.*

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**DEPARTMENT OF COMMERCE****National Oceanic and Atmospheric Administration****50 CFR Part 677**

[Docket No. 950822211-5211-01; I.D. 080395A]

**RIN 0648-AD80****North Pacific Fisheries Research Plan****AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.**ACTION:** Proposed rule; public hearing by teleconference.

**SUMMARY:** NMFS issues a proposed rule to implement Amendment 1 to the North Pacific Fisheries Research Plan (Research Plan). Regulations implementing this amendment would delay full implementation of the Research Plan until 1997 and establish 1996 observer coverage requirements for the Research Plan fisheries. This delay is necessary to provide the North Pacific Fishery Management Council (Council) additional time to address certain issues presented by implementation of the Research Plan. To remain consistent with the Council's intent, observer coverage requirements in regulations that implement Amendment 35 to the Fishery Management Plan (FMP) for the Groundfish Fishery of the Bering Sea and Aleutian Islands Area are proposed to be extended through 1996.

**DATES:** Comments on this proposed rule must be received by November 6, 1995. A public hearing on the proposed rule will be held by teleconference on Monday, September 18, 1995, at 1 p.m., Alaska local time.**ADDRESSES:** Comments on this proposed rule may be sent to Ronald J. Berg, Chief, Fisheries Management Division, Alaska Region, NMFS, 709 West 9th Street, Juneau, AK 99801, or P.O. Box 21668, Juneau, AK 99802-1668, Attn: Lori J. Gravel. Copies of the Observer Plan may also be obtained from this address.

Copies of the Research Plan as revised by proposed Amendment 1, the

environmental assessment/regulatory impact review prepared for the Research Plan, and the final report "Establishing the Fee Percentage and Standard Exvessel Prices for 1995" may be obtained from the North Pacific Fishery Management Council, P.O. Box 103136, Anchorage, AK 99510.

Locations where interested persons may participate in the September 18, 1995, public hearing by teleconference are as follows:

1. Anchorage—North Pacific Fishery Management Council, 600 West 4th Avenue, Anchorage, AK (907-271-2809);

2. Juneau—National Marine Fisheries Service, Alaska Region, 706 West 9th Street, Juneau, AK (907-271-7228);

3. Seattle—Alaska Fisheries Science Center, 7600 Sand Point Way Northeast, Building 4, Room 7600, Seattle, WA (206-526-4197);

4. Newport—Oregon Department of Fish and Wildlife, 2040 Southeast Marine Science Drive, Newport, OR (503-867-0300).

**FOR FURTHER INFORMATION CONTACT:** Susan Salvesson, 907-586-7228.**SUPPLEMENTARY INFORMATION:****Background**

Regulations implementing the Research Plan became effective October 6, 1994 (59 FR 46126, September 6, 1994). A regulatory amendment was published in the **Federal Register** on January 9, 1995 (60 FR 2344), that clarified 1995 observer coverage requirements and revised the definition of certain terms set out under § 677.2. Two additional rules have been published in the **Federal Register** that make other minor substantive changes to the regulations implementing the Research Plan. A final rule published on July 5, 1995 (60 FR 34904), and required vessels and shoreside processors to facilitate transmission of observer data. Finally, a proposed rule published on August 16, 1995 (60 FR 42470) revised 1995 observer coverage requirements for crab catcher vessels and exempted certain crab catcher vessels required to obtain observer coverage from paying 1995 Research Plan fees.

The Research Plan adopted by the Council at its December 1993 meeting established a two-phase implementation strategy for the Research Plan. The first phase is occurring in 1995 and serves to collect start-up funding for full implementation of the Research Plan. During 1995, NMFS is assessing and collecting Research Plan fees. Participants in the Research Plan fisheries are continuing independently to obtain required observer coverage