AGENCY: Panama Canal Commission.

ACTION: Final rule.

SUMMARY: The Panama Canal Commission (Commission) is establishing new toll rates for certain small vessels using the waterway. These new tolls are based on the overall length of the vessel.

The Commission considers this increase necessary to recover a portion of the resources expended in the transit of small vessels and to provide a more efficient use of Canal capacity and resources. This toll increase complies with the statutory requirement which requires the Commission to produce revenues sufficient to offset some of the costs and logistical problems which are not offset by the tolls they currently pay.

The Panama Canal Commission certifies these toll changes meet the applicable standards set out in sections 2(a) and 2(b)(2) of Executive Order 12778, as amended. Even if the Order were applicable, the provisions do not apply to this rule. The implementation of the rule will have no adverse effect on competition, employment, investment, productivity, innovation, or on the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

Finally, the Secretary of the Panama Canal Commission certifies that these changes meet the applicable standards set out in sections 2(a) and 2(b)(2) of Executive Order 12778.

List of Subjects
35 CFR Part 133
Navigation, Panama Canal, Vessels.
35 CFR Part 135
Measurement, Panama Canal, Vessels.

For the reasons stated in the preamble, the Panama Canal Commission is amending 35 CFR parts 133 and 135 as follows:
PART 133—TOLLS FOR USE OF CANAL

1. The authority citation for part 133 continues to read as follows:


2. Section 133.1 is revised to read as follows:

§ 133.1 Rates of Toll.

The following rates of toll shall be paid by vessels using the Panama Canal:

<table>
<thead>
<tr>
<th>Length (in feet)</th>
<th>Rate (in PC/UMS Net Tons)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Up to 15.24</td>
<td>$500, i.e., approximately 194 PC/UMS Net Tons at the current laden rate.</td>
</tr>
<tr>
<td>More than 15.24</td>
<td>$750, i.e., approximately 291 PC/UMS Net Tons at the current laden rate.</td>
</tr>
<tr>
<td>More than 24.38</td>
<td>$1,000, i.e., approximately 389 PC/UMS Net Tons at the current laden rate.</td>
</tr>
<tr>
<td>More than 30.48</td>
<td>$1,500, i.e., approximately 583 PC/UMS Net Tons at the current laden rate.</td>
</tr>
</tbody>
</table>

PART 135—RULES FOR MEASUREMENT OF VESSELS

1. The authority citation for part 135 continues to read as follows:


2. Section 135.1 is amended by adding at the end thereof two new sentences to read as follows:

§ 135.1 Scope.

**Vessels measuring not more than 30.48 meters (100 feet) in length overall are not required to be measured. If the Panama Canal Commission determines the toll provided in § 133.1 (d) will apply, the vessel need not be assigned a PC/UMS Net Tonnage.**


John A. Mills,
Secretary.

[FR Doc. 98–11269 Filed 4–27–98; 8:45 am]

BILLING CODE 3640–04–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 272

[FRL–5988–2]

New Mexico: Final Authorization and Incorporation by Reference of State Hazardous Waste Management Program

AGENCY: Environmental Protection Agency (EPA).

ACTION: Immediate final rule.

SUMMARY: New Mexico has revised its hazardous waste program under the Resource Conservation and Recovery Act (RCRA). The EPA has reviewed New Mexico's changes to its program and has made a decision, subject to public review and comment, that New Mexico's hazardous waste program revisions satisfy all of the requirements necessary to qualify for final authorization. Unless adverse written comments are received during the review and comment period provided for public participation in this process, EPA's decision to approve New Mexico's hazardous waste program revisions will take effect as provided below. New Mexico's program revisions are available for public review and comment.

The EPA uses part 272 of Title 40 Code of Federal Regulations (CFR) to provide notice of the authorization status of State programs, and to incorporate by reference EPA's approval of those provisions of the State statutes and regulations that EPA will enforce under RCRA sections 3008, 3013 and 7003. Thus, EPA intends to incorporate the New Mexico Authorized State Program by reference in 40 CFR part 272. The purpose of this action is to incorporate by reference EPA's approval of recent revisions to New Mexico's program.

DATES: Final authorization for New Mexico's program revisions shall be effective July 13, 1998 unless EPA publishes a prior FR action withdrawing this immediate final rule. All comments on New Mexico's program revisions must be received by the close of business May 28, 1998. The incorporation of certain publications listed in the regulations is approved by the Director of the Federal Register as of July 13, 1998.

ADDRESSES: Copies of New Mexico's program revisions and materials EPA used in evaluating the revisions are available for copying from 8:30 a.m. to 4 p.m. Monday through Friday, at the following addresses: New Mexico Environment Department, 1190 St Francis Drive, Santa Fe, New Mexico 87502, Phone number: (505) 827–1558; EPA Region 6 Library, 12th Floor, 1445 Ross Avenue, Dallas, Texas 75202–2733, Phone number: (214) 665–6444. Written comments referring to Docket Number NM98–1 should be sent to Alima Patterson, Region 6 Authorization Coordinator, Grants and Authorization Section (6PD–G), Multimedia Planning and Permitting Division, EPA Region 6, 1445 Ross Avenue, Dallas, Texas 75202–2733, Phone number: (214) 665–8553.

FOR FURTHER INFORMATION CONTACT: Alima Patterson, Region 6 Authorization Coordinator, Grants and Authorization Section (6PD–G), Multimedia Planning and Permitting Division, EPA Region 6, 1445 Ross Avenue, Dallas, Texas 75202–2733, Phone number: (214) 665–8553.