

to understand. We invite your comments on whether this rule is easy to understand, including answers to questions such as the following: (1) Are the requirements in this rule clearly stated? (2) Does the rule contain technical language or jargon that interferes with its clarity? (3) Does the format of this rule (grouping and order of sections, use of headings, paragraphing, etc.) aid or reduce its clarity? (4) Would this rule be easier to understand if it were divided into more (but shorter) sections? (5) Is the description of this rule in the

**SUPPLEMENTARY INFORMATION** section of the preamble helpful in understanding this rule? What else could we do to make this rule easier to understand?

Send a copy of any comments that concern how we could make this rule easier to understand to: Office of Regulatory Affairs, Department of the Interior, Room 7229, 1849 C Street NW, Washington, D.C. 20240. You may also e-mail the comments through the Internet addressed to: Exsec@ios.doi.gov.

#### List of Subjects in 36 CFR Part 7

National parks, National Capital Region parks.

In consideration of the foregoing, it is proposed to amend 36 CFR part 7 as follows:

#### PART 7—SPECIAL REGULATIONS, AREAS OF THE NATIONAL PARK SYSTEM

1. The authority citation for Part 7 continues to read as follows:

**Authority:** 16 U.S.C. 1, 3, 9a, 460(9), 462(k); Sec. 7.96 also issued under D.C. Code 8–137 (1981) and D.C. Code 40–721 (1981).

2. Section 7.96 is amended by adding paragraph (n) which reads as follows:

##### § 7.96 National Capital Region.

\* \* \* \* \*

(n) *Regulation of speeding by photo radar.* (1) *What is photo radar?* Photo radar means a device used for speed limit enforcement, utilizing a radiomicrowave or low doppler radar unit and camera that automatically produces a photograph of a vehicle traveling in excess of the legal speed limit, and listing the vehicle's speed, date, time, and location of the violation printed on the photograph.

(2) *How will a photo radar citation for speeding occur?* (i) A citation for speeding will be issued to the vehicle's registered owner and sent by registered mail to the owner's address, as listed by the appropriate department of motor vehicles, within 15 business days of the violation. The citation will include an

explanation describing photo radar, options available to the registered owner, and a blank certificate of innocence.

(ii) If the registered owner was not the driver of the vehicle at the time of the alleged violation, he or she may respond by executing the certificate or submitting an affidavit stating that fact. The certificate or affidavit must be signed by the registered owner, include a copy of the front and back of the registered owner's driver's license, and be mailed back to the office which issued the citation within 30 days from the date the citation was mailed. If the cited registered owner submits a timely certificate or affidavit, the citation will be dismissed.

(iii) A cited registered owner who does not timely respond must appear in court at the time and place designated in the citation.

(3) *How will a photo radar prosecution for speeding occur?* (i) In a prosecution, photo radar photograph(s) will be accepted as prima facie evidence in any court, provided that the police officer or other authorized person testifies as to the camera's placement and that it was properly working under applicable operation and calibration specifications at the time of the violation.

(ii) Proof that the vehicle was operated contrary to law, together with proof that the citation recipient was the registered owner of the vehicle at the time of the violation, will constitute a rebuttable presumption that the cited registered owner was the person who committed the violation.

(iii) This rebuttable presumption will be rebutted if the cited registered owner submits either a certificate, affidavit, or testifies under oath that he or she was not the operator of the vehicle at the time of the violation.

\* \* \* \* \*

Dated: August 2, 2000.

**T. Destry Jarvis,**

*Acting Assistant Secretary, Fish and Wildlife and Parks.*

[FR Doc. 00–22436 Filed 8–31–00; 8:45 am]

**BILLING CODE 4310–70–P**

#### POSTAL SERVICE

##### 39 CFR Part 111

#### Eligibility Standards for Free Matter for the Blind and Other Physically Handicapped Persons

**AGENCY:** Postal Service.

**ACTION:** Proposed rule.

**SUMMARY:** This proposed rule amends the Domestic Mail Manual (DMM) to clarify and simplify the eligibility standards for Free Matter for the Blind and Other Physically Handicapped Persons in conformance, to the extent practicable, with similar standards adopted by the Library of Congress (LOC) for its National Library Service for the Blind and Physically Handicapped (NLS).

**DATES:** Comments on the proposed standards must be received on or before October 2, 2000.

**ADDRESSES:** Written comments should be delivered to the Manager, Mail Preparation and Standards, United States Postal Service, 475 L'Enfant Plaza SW., Room 6800, Washington, DC 20260–2405. Comments transmitted via facsimile and/or by email cannot be accepted. Copies of all written comments will be available for inspection and photocopying at USPS Headquarters Library, 475 L'Enfant Plaza SW. 11th Floor N, Washington, DC 20260–1450 between 9 a.m. and 4 p.m., Monday through Friday.

**FOR FURTHER INFORMATION CONTACT:** Joel Walker, 202–268–3340.

**SUPPLEMENTARY INFORMATION:** The Free Matter privilege was established by Act of Congress in 1904 to provide reading materials for the blind when sent by public institutions and public libraries as a loan to blind readers and when returned by the blind readers to those institutions. (Ch. 1612, 33 Stat. 313, Pub. L. No. 171.) In 1931, the national-books-for-the-blind program was established under the auspices of the Library of Congress to provide books for use by adult residents of the United States, "including the several States, Territories, insular possessions, and the District of Columbia." (Ch. 400, 46 Stat. 1487, Pub. L. No. 787.) Standards for making arrangements for circulation of books (by way of the Free Matter privilege) to and from the blind users through libraries designated as local or regional centers were prescribed by the Librarian of Congress.

In 1966, Congress extended and expanded the books-for-the-blind program to include other physically handicapped persons. (Pub. L. 89–522, 2 U.S.C. 135a and 135b.) Its purpose was to meet the reading needs of physically handicapped persons who cannot read or use conventional printed books because of impaired eyesight or other physical factors that make them unable physically to manipulate these materials. Certification by competent authority of individuals for eligibility to participate in the program was (and remains today) pursuant to regulations

prescribed by the Librarian of Congress for this service. Henceforth, it became known as the National Library Service for the Blind and Physically Handicapped. See 36 CFR 701.10.

Consistent with the intent of Congress embodied in the Act that created the Library of Congress National Library Service for the Blind and Physically Handicapped, the Postal Reorganization Act (39 U.S.C. 3403(a)(1)) extended the Free Matter privilege to mail matter for the use of the blind or other persons who cannot use or read conventionally printed material because of a physical impairment and who are certified by competent authority in accordance with the regulations established by the Librarian of Congress. Accordingly, the Postal Service seeks now to clarify its eligibility standards for the Free Matter privilege to incorporate, as closely as practicable, the standards devised by the Librarian of Congress for establishing eligibility and certification for participation in the National Library Service for the Blind and Physically Handicapped. See 36 CFR 701.10.

Although exempt from the notice and comment requirements of the Administrative Procedure Act (5 U.S.C. 410 (a)), the Postal Service invites comments on the following proposed revisions to the Domestic Mail Manual, incorporated by reference in the Code of Federal Regulations. See 39 CFR part 111.

For the reasons discussed above, the Postal Service hereby proposes the following amendments to the Domestic Mail Manual, which are incorporated by reference in the Code of Federal Regulations (see 39 CFR part 111).

#### List of Subjects in 39 CFR Part 111

Administrative practice and procedure, Postal Service.

#### PART 111—[AMENDED]

1. The authority citation for 39 CFR part 111 continues to read as follows:

**Authority:** 5 U.S.C. 552(a); 39 U.S.C. 101, 401, 403, 404, 414, 3001–3011, 3201–3219, 3403–3406, 3621, 3626, 5001.

2. Revise the Domestic Mail Manual as follows:

#### E Eligibility

##### *E000 Special Eligibility Standards*

\* \* \* \* \*

[Amend E040 to insert the word “physically” before the word “handicapped” in each instance where it appears.]

#### *E040 Free Matter for the Blind and Other Physically Handicapped Persons*

##### 1.0 BASIC INFORMATION

###### 1.1 General

[Amend 1.1 to read as follows:]

Subject to the standards below, matter may be entered free of postage if mailed by or for the use of blind or other persons who cannot read or use conventionally printed materials due to a physical handicap. The provisions of E040 apply to domestic mail only.

\* \* \* \* \*

[Amend titles and text of 1.3 and 1.4 and add new 1.5 and 1.6 to read as follows:]

###### 1.3 Eligibility

The following persons are eligible to send and receive free matter in accordance with 2.2 below:

a. Certified Participants in the Library of Congress National Library Service for the Blind and Physically Handicapped (NLS).

b. Blind persons whose visual acuity, as determined by competent authority, is 20/200 or less in the better eye with correcting lenses, or whose widest diameter of visual field subtends angular distance no greater than 20 degrees.

c. Other physically handicapped persons are eligible as follows:

(1) Persons whose visual disability, with correction and regardless of optical measurement, is certified by competent authority as preventing the reading of standard printed material.

(2) Persons certified by competent authority as unable to read or unable to use standard printed material as a result of physical limitations.

(3) Persons certified by competent authority as having a reading disability resulting from organic dysfunction and of sufficient severity to prevent their reading printed material in a normal manner.

d. Eligible participants must be residents of the United States, including the several states, territories, insular possessions, and the District of Columbia, or eligible American citizens domiciled abroad.

###### 1.4 Certifying Authority

For purposes of this standard:

a. In cases of blindness, visual impairment, or physical limitations, “competent authority” is defined to include doctors of medicine; doctors of osteopathy; ophthalmologists; optometrists; registered nurses; therapists; and professional staff of hospitals, institutions, and public or private welfare agencies (e.g., social

workers, caseworkers, counselors, rehabilitation teachers, and superintendents). In the absence of any of these, certification may be made by professional librarians or by any person whose competence under specific circumstances is acceptable to the Library of Congress. See 36 C.F.R. sec. 701.10(b)(2)(i).

b. In the case of reading disability from organic dysfunction, competent authority is defined as doctors of medicine and doctors of osteopathy who may consult with colleagues in associated disciplines.

###### 1.5 Certification by Organizations

Organizations using the Free Matter privilege to mail matter to persons who claim eligibility must certify that each recipient on its mailing list is eligible to receive free matter. Organizations using the Free Matter privilege to mail matter to eligible persons must maintain records to substantiate their eligibility consistent with those required by the Library of Congress on its applications for Free Library Service.

###### 1.6 Qualifying Individuals

The United States Postal Service reserves the right to require individuals claiming entitlement to the Free Matter for the Blind or Other Physically Handicapped Persons privilege to furnish evidence of eligibility, consistent with the standards in 1.3, 1.4, and 1.5.

#### 2.0 MATTER SENT TO BLIND OR OTHER PHYSICALLY HANDICAPPED PERSONS

##### 2.1 Acceptable Matter

Subject to 2.2, this matter may be mailed free:

[Amend item a by adding “in braille or 14-point or larger sightsaving type” to read as follows:]

a. Reading matter in braille or 14-point or larger sightsaving type and musical scores.

\* \* \* \* \*

##### 2.2 Conditions

The matter listed in 2.1 must meet these conditions:

[Amend item d by adding “as defined in E211” to read as follows:]

d. The matter contains no advertising as defined in E211.

\* \* \* \* \*

#### 3.0 MATTER SENT BY BLIND OR OTHER PHYSICALLY HANDICAPPED PERSONS

[Amend 3.1 to read as follows:]

### 3.1 Acceptable Letters

Only letters in braille or in 14-point or larger sight-saving type or in the form of sound recordings, and containing no advertising, may be mailed free, and only if unsealed and sent by a blind or other physically handicapped person as described in 1.3.

\* \* \* \* \*

An appropriate amendment to 39 CFR part 111 will be published if the proposal is adopted.

Stanley F. Mires,

Chief Counsel, Legislative.

[FR Doc. 00-22215 Filed 8-31-00; 8:45 am]

BILLING CODE 7710-12-P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[TX-122-1-7451b; FRL-6860-4]

#### Approval and Promulgation of Implementation Plans; Texas; Reasonably Available Control Technology for Major Stationary Sources of Nitrogen Oxides for the Houston/Galveston, Beaumont/Port Arthur, and Dallas/Fort Worth Ozone Nonattainment Areas

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

**ACTION:** Proposed rule.

**SUMMARY:** The EPA is proposing to take direct final action on revisions to the Texas State Implementation Plan. The revisions concern Control of Air Pollution from Nitrogen Compounds. Specifically, this rulemaking covers three separate actions: Converting EPA's conditional approval of the revisions to the 30 TAC, Chapter 117, Control of Air Pollution from Nitrogen Compounds for major stationary sources in the Beaumont/Port Arthur (B/PA) and Houston/Galveston (H/GA) ozone nonattainment areas to a full approval, as meeting the Reasonably Available Control Technology (RACT) requirements for controlling Oxides of Nitrogen (NO<sub>x</sub>) emission from major stationary sources in the B/PA and H/GA ozone nonattainment areas; approving Revisions to the 30 TAC, Chapter 117, Control of Air Pollution from Nitrogen Compounds for lean burn, stationary, reciprocating internal combustion engines in the B/PA, and H/GA ozone nonattainment areas; and approving Revisions to the 30 TAC, Chapter 117, Control of Air Pollution from Nitrogen Compounds, for major stationary sources in the Dallas/Fort

Worth (D/FW) ozone nonattainment area, as meeting the RACT requirements for controlling the NO<sub>x</sub> emission from major stationary sources in the D/FW ozone nonattainment area. The EPA is approving these revisions to regulate emissions of Nitrogen dioxide in accordance with the requirements of the Federal Clean Air Act.

In the "Rules and Regulations" section of this **Federal Register**, EPA is approving the State's SIP revision as a direct final rule without prior proposal because the EPA views this as a noncontroversial revision and anticipates no adverse comment. The EPA has explained its reasons for this approval in the preamble to the direct final rule. If EPA receives no relevant adverse comments, the EPA will not take further action on this proposed rule. If EPA receives relevant adverse comment, EPA will withdraw the direct final rule and it will not take effect. The EPA will address all public comments in a subsequent final rule based on this proposed rule. The EPA will not institute a second comment period on this action. Any parties interested in commenting must do so at this time.

**DATES:** Written comments must be received by October 2, 2000.

**ADDRESSES:** Written comments should be addressed to Mr. Thomas H. Diggs, Chief, Air Planning Section (6PD-L), at the EPA Region 6 Office listed below. Copies of documents relevant to this action are available for public inspection during normal business hours at the following locations. Anyone wanting to examine these documents should make an appointment with the appropriate office at least two working days in advance.

Environmental Protection Agency, Region 6, Air Planning Section (6PD-L), 1445 Ross Avenue, Dallas, Texas 75202-2733.

Texas Natural Resource Conservation Commission, Office of Air Quality, 12124 Park 35 Circle, Austin, Texas 78753.

**FOR FURTHER INFORMATION CONTACT:** Mr. Alan Shar, P.E., Air Planning Section (6PD-L), EPA Region 6, 1445 Ross Avenue, Dallas, Texas 75202-2733, telephone (214) 665-6691.

**SUPPLEMENTARY INFORMATION:** This document concerns Control of Air Pollution from Nitrogen Compounds and the RACT requirements in the B/PA, H/GA, and D/FW ozone nonattainment areas. For further information, please see the information provided in the direct final action that is located in the "Rules and Regulations" section of this **Federal Register** publication.

**Authority:** 42 U.S.C. 7401 *et seq.*

Dated: August 11, 2000.

**Myron O. Knudson,**

Acting Regional Administrator, Region 6.

[FR Doc. 00-22057 Filed 8-31-00; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[MD008/052-3052b; FRL-6845-9]

#### Approval and Promulgation of Air Quality Implementation Plans; Maryland; Control of Iron and Steel Production Installations

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA proposes to approve the State Implementation Plan (SIP) revisions submitted by the State of Maryland for the purpose of establishing opacity limits for blast furnaces constructed on or after January 1, 1977. In the Final Rules section of this **Federal Register**, EPA is approving the State's SIP submittal as a direct final rule without prior proposal because the Agency views this as a noncontroversial submittal and anticipates no adverse comments. A more detailed description of the state submittal and EPA's evaluation are included in a Technical Support Document (TSD) prepared in support of this rulemaking action. A copy of the TSD is available, upon request, from the EPA Regional Office listed in the **ADDRESSES** section of this document. If no adverse comments are received in response to this action, no further activity is contemplated. If EPA receives 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. Any parties interested in commenting on this action should do so at this time.

**DATES:** Comments must be received in writing by October 2, 2000.

**ADDRESSES:** Written comments should be addressed to Ms. Makeba A. Morris, Chief, Technical Assessment Branch, Mailcode 3AP22, U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103. Copies of the documents relevant to this action are available for public inspection during normal business hours at the Air Protection Division, U.S. Environmental Protection Agency, Region III, 1650 Arch Street,