

its regulation at 22 CFR 41.107 to comport with the statute.

How Is the Department Amending Its Regulation?

The Department is amending 22 CFR 41.107(e) by adding a new paragraph authorizing consular officers to collect a reduced visa processing fee from certain Mexican citizens under the age of 15. The fee, to be designated by the Secretary of State, shall be in an amount that will recover only the cost of manufacturing the combined B-1/B-2/BCC. The statute specifies that such combined border crossing card and nonimmigrant visa shall be valid for 10 years or until such time as the child reaches the age of 15, whichever occurs first.

Administrative Procedure Act

The Department's implementation of this regulation as a final rule is based upon the "good cause" exceptions found at 5 U.S.C. 553(b)(B) and (d)(3). Since this rule provides for a reduction of fees thus bestowing a benefit on a certain class of aliens, the Department does not feel it necessary to publish a proposed rule nor a need to solicit comments.

Regulatory Flexibility Act

The Department of State, in accordance with the Regulatory Flexibility Act (5 U.S.C. 605(b)), has reviewed this regulation and, by approving it, certified that this rule will not have a significant economic impact on a substantial number of small entities.

Unfunded Mandates Reform Act of 1995

This rule will not result in the expenditure by state, local and tribal governments, in the aggregate, or by the private sector, of \$100 million or more in any year and it will not significantly or uniquely affect small governments. Therefore, no actions were deemed necessary under the provisions of the Unfunded Mandates Reform Act of 1995.

Small Business Regulatory Enforcement Fairness Act of 1996

This rule is not a major rule as defined by section 804 of the Small Business Regulatory Enforcement Act of 1996. This rule will not result in an annual effect on the economy of \$100 million or more; a major increase in costs or prices; or significant adverse effects on competition, employment, investment, productivity, innovation, or on the ability of United States-based companies to compete with foreign-

based companies in domestic and export markets.

Executive Order 12866

The Department of State does not consider this rule to be a "significant regulatory action" under Executive Order 12866, section 3(f), Regulatory Planning and Review, and the Office of Management and Budget has waived its review process under section 6(a)(3)(A).

Executive Order 13132

This regulation will not have substantial direct effects on the states, on the relationship between the national government and the states, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with section 6 of Executive Order 13132, it is determined that this rule does not have sufficient federalism implications to warrant the preparation of a federalism summary impact statement.

Paperwork Reduction Act

This rule does not impose any new reporting or record-keeping requirements.

List of Subjects in 22 CFR Part 41

Aliens, nonimmigrants, passports and visas.

Accordingly, this rule amends 22 CFR part 41 as follows:

PART 41—[AMENDED]

1. The authority citation for Part 41 shall continue to read:

Authority: 8 U.S.C. 1104; Pub. L. 105-277, 112 Stat. 2681 *et seq.*

2. Amend 22 CFR 41.107 by designating paragraph (e) as paragraph (e)(1) and adding a new paragraph (e)(2) to read as follows:

§ 41.107 Visa fees.

* * * * *

(e)(1) * * *

(2) Notwithstanding paragraph (e)(1) of this section, a consular officer shall collect or insure the collection of a processing fee for a machine-readable combined border crossing card and nonimmigrant visa in an amount determined by the Secretary and set forth in 22 CFR 22.1 to be sufficient only to cover the cost for manufacturing the combined card and visa if:

- (i) The alien is a Mexican citizen under the age of 15;
- (ii) The alien is applying in Mexico; and
- (iii) The alien has at least one parent or guardian who has a visa or is applying for a machine-readable combined border crossing card and visa.

Dated: March 16, 2001.

Mary A. Ryan,

*Assistant Secretary for Consular Affairs,
Department of State.*

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DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 117

[CGD11-01-006]

Drawbridge Operation Regulations; Cerritos Channel, Long Beach, CA

AGENCY: Coast Guard, DOT.

ACTION: Notice of temporary deviation from regulations; request for comments.

SUMMARY: The Commander, Eleventh Coast Guard District has issued a temporary deviation from the regulation governing the operation of the Henry Ford Avenue railroad drawbridge, mile 4.8 across the Cerritos Channel at Long Beach, California. This deviation will test a change to the drawbridge operation to determine whether a permanent change is needed. The deviation allows the bridge to be maintained in the closed to navigation position and open fully and completely when requested for the passage of waterway traffic. This deviation is for the purpose of testing the "best fit" operation of the bridge, to reduce wear-and-tear on the operating machinery of the bridge, while continuing to meet the reasonable needs of navigation.

DATES: This deviation is effective from 12:01 a.m. on May 2, 2001, until 11:59 p.m. July 2, 2001. Comments must be received July 17, 2001.

ADDRESSES: Comments and related material may be mailed or hand-delivered to: Commander (oan-2), eleventh Coast Guard District, Bldg. 50-6, Coast Guard Island, Alameda, CA 94501-5100. The Commander (oan-2), Eleventh Coast Guard District, maintains the public docket for this deviation. Comments and material received from the public, as well as documents indicate in this notice as being available in the docket, are part of the docket [CGD11-01-006] and are available for inspection or copying at the same address between 8 a.m. and 4 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Mr. David H. Sulouff, Chief, Bridge Section; Eleventh Coast Guard District, Bldg 50-6 Coast Guard Island, Alameda, CA 94501-5100, telephone (510) 437-3516.

SUPPLEMENTARY INFORMATION:**Request for Comments**

The Coast Guard encourages all interested persons to comment on this test schedule by submitting written data, views, or arguments. Persons submitting comments should identify this deviation, the specific section of the deviation to which each comment applies, and the reason for each comment. All comments and attachments must be submitted in an unbound format, no larger than 8½ x 11 inches, suitable for copying. Persons wanting acknowledgement of receipt of comments should enclose a stamped, self-addressed postcard or envelope. All comments and other materials referenced in this notice will be available for inspection and copying at the Coast Guard location under **ADDRESSES**, between 8 a.m. and 4 p.m., Monday through Friday, except Federal holidays. The Coast Guard will consider all comments and material received during the comment period.

Public Hearing

The Coast Guard plans no public hearing. Interested persons may request a public hearing by writing to the Coast Guard at the address under **ADDRESSES**. The request should include the reasons why a hearing should be beneficial. If it determines that the opportunity for oral presentations will be beneficial, the Coast Guard will hold a public hearing at a time and place to be announced by a later notice in the **Federal Register**.

Discussion of Deviation

The Henry Ford bridge, mile 4.8 across the Cerritos Channel, Long Beach, California, provides 7.3 feet above mean high water when closed. Vessels that can pass under the bridge without an opening may do so at all times. This deviation has been coordinated in advance with, the U.S. Coast Guard Marine Safety Office Los Angeles/Long Beach, U.S. Army Corps of Engineers Los Angeles District, fire departments for the cities of Los Angeles and Long Beach, the ports of Los Angeles and Long Beach, Alameda Corridor, commercial operators and marinas on the waterway.

The existing drawbridge regulation requires the drawspan to be maintained in the open-to-navigation position and lowered only for passage of land traffic. This deviation from the existing regulation will allow the bridge to be maintained in the closed-to-navigation position and operated in compliance with the General Drawbridge Operation Regulations under 33 CFR 117, subpart A. During the 60-day test period, the

bridge will open fully and completely when requested for the passage of waterway traffic. This deviation is for the purpose of testing the "best fit" operation of the bridge, to reduce wear-and-tear on the operating machinery of the bridge, while continuing to meet the reasonable needs of navigation. At the conclusion of the 60-day test period, the drawspan will resume operation in compliance with 33 CFR, 117.147(b).

Dated: March 21, 2001.

E.R. Riutta,

U.S. Coast Guard, Commander, Eleventh Coast Guard District.

[FR Doc. 01-8015 Filed 3-30-01; 8:45 am]

BILLING CODE 4910-15-U

ENVIRONMENTAL PROTECTION AGENCY**40 CFR Part 70**

[FRL-6952-3]

Clean Air Act Full Approval of Operating Permits Program in Washington

AGENCY: Environmental Protection Agency (EPA).

ACTION: Direct final rule; Removal of amendment and reinstatement of regulatory text.

SUMMARY: On January 2, 2001, the EPA published a direct final rule (66 FR 16) approving, and an accompanying proposed rule (66 FR 84) proposing to approve, the operating permits program submitted by the State of Washington. Washington's operating permits program was submitted in response to the directive in the Clean Air Act that permitting authorities develop, and submit to EPA, programs for issuing operating permits to all major stationary sources and to certain other sources within the permitting authority's jurisdiction.

EPA is removing the amendment made by that final rule due to the adverse public comments received and reinstating the previous regulatory text. In a subsequent final rule, EPA will summarize and respond to the comments received and take final rulemaking action on the operating permits program submitted by the State of Washington.

EFFECTIVE DATE: April 2, 2001.

ADDRESSES: Copies of the documents relevant to this action are available for public inspection during normal business hours at the following location: U.S. Environmental Protection Agency, Region 10, 1200 Sixth Avenue, Seattle, Washington, 98101. Interested persons

wanting to examine these documents should make an appointment with the appropriate office at least 24 hours before the visiting day.

FOR FURTHER INFORMATION CONTACT: Denise Baker, Office of Air Quality (OAQ-107), EPA, 1200 6th Avenue, Seattle, WA 98101, (206) 553-8087.

List of Subjects in 40 CFR Part 70

Environmental protection, Administrative practice and procedure, Air pollution control, Intergovernmental relations, Operating permits, Reporting and recordkeeping requirements.

Dated: February 28, 2001.

Charles E. Findley,

Acting Regional Administrator, Region 10.

40 CFR part 70, chapter I, title 40 of the Code of Federal Regulations is amended as follows:

PART 70—[AMENDED]

1. The authority citation for part 70 continues to read as follows:

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

2. In appendix A to part 70, the entry for Washington is amended by revising paragraphs (a), (b), (c), (d), (e), (f), (g), (h), and (i) to read as follows:

Appendix A to part 70—Approval Status of State and Local Operating Permits Programs

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Washington

(a) Department of Ecology (Ecology): submitted on November 1, 1993; effective on December 9, 1994; interim approval expires December 9, 1996.

(b) Energy Facility Site Evaluation Council (EFSEC): submitted on November 1, 1993; effective on December 9, 1994; interim approval expires December 9, 1996.

(c) Benton County Clean Air Authority (BCCAA): submitted on November 1, 1993 and amended on September 29, 1994 and April 12, 1995; effective on December 9, 1994; interim approval expires December 9, 1996.

(d) Northwest Air Pollution Authority (NWAPA): submitted on November 1, 1993; effective on December 9, 1994; interim approval expires December 9, 1996.

(e) Olympic Air Pollution Control Authority (OAPCA): submitted on November 1, 1993; effective on December 9, 1994; interim approval expires December 9, 1996.

(f) Puget Sound Air Pollution Control Agency (PSAPCA): submitted on November 1, 1993; effective on December 9, 1994; interim approval expires December 9, 1996.

(g) Southwest Air Pollution Control Authority (SWAPCA): submitted on November 1, 1993; effective on December 9, 1994; interim approval expires December 9, 1996.

(h) Spokane County Air Pollution Control Authority (SCAPCA): submitted on November 1, 1993; effective on December 9,