

released within the time specified in § 142.23, or within the quota period, whichever expires first. \* \* \*

(g) *Split shipments.* Merchandise subject to § 141.57(d)(2) of this chapter, which is purchased and invoiced as a single shipment, but which is shipped by the carrier in separate portions to the same port of arrival due to the carrier's inability to accommodate the merchandise on a single conveyance, may be released incrementally under a special permit.

(h) *Entities shipped unassembled or disassembled on multiple conveyances.* Merchandise subject to § 141.58(d)(2) of this chapter, which is purchased, invoiced, and classified as a single entity under the Harmonized Tariff Schedule of the United States (HTSUS), and which is shipped in separate portions because its size or nature prevents accommodating the entity on a single conveyance, may be released incrementally under a special permit.

(i) *When authorized by Headquarters.* Headquarters may authorize the release of merchandise under the immediate delivery procedure in circumstances other than those described in paragraphs (a), (b), (c), (d), (e), (f), (g), and (h) of this section provided a bond on Customs Form 301 containing the bond conditions set forth in § 113.62 of this chapter is on file.

3. It is proposed to amend § 142.22 by removing the first sentence of paragraph (a) and adding in its place the following two sentences to read as follows:

**§ 142.22 Application for special permit for immediate delivery.**

(a) *Form.* An application for a special permit for immediate delivery will be made on Customs Form 3461, supported by the documentation provided for in § 142.3. A commercial invoice will not be required, except for merchandise released under the provisions of 19 U.S.C. 1484(j). \* \* \*

4. It is proposed to amend § 142.23 by adding a sentence to read as follows:

**§ 142.23 Time limit for filing documentation after release.**

\* \* \* The time for filing entry summary documentation may be extended as set forth in § 141.58(g)(1) and (g)(2) of this chapter, under the authority of § 141.58(b)(4) of this chapter.

Approved: April 1, 2002.

**Robert C. Bonner,**  
Commissioner of Customs.

**Timothy E. Skud,**  
Acting Deputy Assistant Secretary of the Treasury.  
[FR Doc. 02-8218 Filed 4-5-02; 8:45 am]  
BILLING CODE 4820-02-P

**DEPARTMENT OF LABOR**

**Employment Standards  
Administration; Wage and Hour  
Division**

**29 CFR Part 552**

**RIN 1215-AA82**

**Application of the Fair Labor  
Standards Act to Domestic Service**

**AGENCY:** Wage and Hour Division, Employment Standards Administration, Labor.

**ACTION:** Proposed rule; withdrawal.

**SUMMARY:** The Department of Labor is withdrawing an earlier proposed rule, published in the **Federal Register** on January 19, 2001 (66 FR 5481), pertaining to the Fair Labor Standards Act (FLSA) exemption for individuals who provide companionship services. For the reasons discussed below, the Department has decided to terminate this rulemaking proceeding.

**DATES:** This withdrawal is made on April 18, 2002.

**FOR FURTHER INFORMATION CONTACT:** Richard M. Brennan, Deputy Director, Office of Enforcement Policy, Wage and Hour Division, Employment Standards Administration, U.S. Department of Labor, Room S-3510, 200 Constitution Avenue, NW., Washington, D.C. 20210; telephone (202) 693-0745. This is not a toll free number.

**SUPPLEMENTARY INFORMATION:** The Department is withdrawing the proposed rule pertaining to the FLSA exemption for individuals who provide companionship services, and terminating the rulemaking proceeding. The proposed rule, published on January 19, 2001 (66 FR 5481), proposed revisions to the regulations defining and interpreting the minimum wage and overtime exemption under section 13(a)(15) of the FLSA for employees in domestic service employment who provide "companionship services" to individuals unable to care for themselves because of age or infirmity. The Department proposed to amend the regulations to make the companionship exemption inapplicable if the worker was employed by someone other than a

member of the family in whose home he or she worked. The Department also proposed to modify the scope of the permissible duties of a companion. In the proposed rule, the Department had concluded that there would be little economic impact on affected entities if such workers were not exempt from the FLSA's minimum wage and overtime pay requirements. However, numerous commenters on the proposed rule, including multiple government agencies such as the Small Business Administration and the Department of Health and Human Services, seriously called into question the Department's conclusion that there would be little economic impact. Based on its review of the rulemaking record as a whole, the Department has decided to withdraw the proposed rule and terminate the rulemaking action.

**Document Preparation**

This document was prepared under the direction and control of Tammy D. McCutchen, Administrator, Wage and Hour Division, Employment Standards Administration, U.S. Department of Labor.

Signed at Washington, DC, on this 29th day of March, 2002.

**Tammy D. McCutchen,**  
Administrator, Wage and Hour Division.  
[FR Doc. 02-8382 Filed 4-5-02; 8:45 am]  
BILLING CODE 4510-27-M

**DEPARTMENT OF TRANSPORTATION**

**Coast Guard**

**33 CFR Part 165**

**[PAC AREA-02-001]**

**RIN 2115-AG33**

**Protection of Naval Vessels**

**AGENCY:** Coast Guard, DOT.

**ACTION:** Notice of proposed rulemaking; correction.

**SUMMARY:** This document corrects a notice of proposed rulemaking published in the **Federal Register** on March 20, 2002, concerning a proposed final rule for the Pacific Area Naval Vessel Protection Zone. That document contained an inaccurate regulation identifier number (RIN). The correct RIN appears in the heading of this document.

**FOR FURTHER INFORMATION CONTACT:** LT P. Springer, PACAREA (pm), Coast Guard Island, Alameda (510) 437-2951.

**SUPPLEMENTARY INFORMATION:**

**PART 165—[CORRECTED]****Correction**

The heading of the notice of proposed rulemaking (NPRM) published March 20, 2002, on page 12940 of the **Federal Register**, contained an incorrect regulation identifier number, 2115–AG23. The correct RIN is 2115–AG33. To advise the public of this error, we are publishing this notice of correction.

**Correction of Publication**

Accordingly, the Protection of Naval Vessels NPRM published March 20, 2002, FR Doc. 02–6766, [docket number PAC AREA–02–001], is corrected as follows: On page 12940, in the heading, “RIN 2115–AG23” is corrected to read “RIN 2115–AG33”.

Dated: April 3, 2002.

**S.G. Venkus,**

*Chief, Office of Regulations and Administrative Law, United States Coast Guard.*

[FR Doc. 02–8439 Filed 4–5–02; 8:45 am]

**BILLING CODE 4910–15–P**

**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 52**

[CA 251—0326b; FRL–7160–9]

**Revisions to the California State Implementation Plan, Monterey Bay Unified Air Pollution Control District**

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to approve a revision to the Monterey Bay Unified Air Pollution Control District (MBUAPCD) portion of the California State Implementation Plan (SIP). This revision concerns oxides of nitrogen (NO<sub>x</sub>) emissions from electric power boilers. We are proposing to approve the local rule to regulate these emission sources under the Clean Air Act as amended in 1990.

**DATES:** Any comments on this proposal must arrive by May 8, 2002.

**ADDRESSES:** Mail comments to Andy Steckel, Rulemaking Office Chief (AIR–4), U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105–3901.

You can inspect copies of the submitted SIP revisions and EPA's technical support document (TSD) at our Region IX office during normal business hours. You may also see copies of the submitted SIP revisions at the following locations:

California Air Resources Board, Stationary Source Division, Rule Evaluation Section, 1001 “I” Street, Sacramento, CA 95812.

Monterey Bay Unified Air Pollution Control District, 24580 Silver Cloud Court, Monterey, CA 93940.

**FOR FURTHER INFORMATION CONTACT:** Charnjit Bhullar, Rulemaking Office (AIR–4), U.S. Environmental Protection Agency, Region IX, (415) 972–3960.

**SUPPLEMENTARY INFORMATION:** This proposal addresses local rule, MBUAPCD 431. In the Rules and Regulations section of this **Federal Register**, we are approving this local rule in a direct final action without prior proposal because we believe this SIP revision is not controversial. If we receive adverse comments, however, we will publish a timely withdrawal of the direct final rule and address the comments in subsequent action based on this proposed rule. Anyone interested in commenting should do so at this time, we do not plan to open a second comment period. If we do not receive adverse comments, no further activity is planned. For further information, please see the direct final action.

Dated: March 1, 2002.

**Keith Takata,**

*Acting Regional Administrator, Region IX.*

[FR Doc. 02–8294 Filed 4–5–02; 8:45 am]

**BILLING CODE 6560–50–P**

**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 52**

[CA 210–0306b; FRL–7165–3]

**Revisions to the California State Implementation Plan, South Coast Air Quality Management District**

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to approve revisions to the South Coast Air Quality Management District (SCAQMD) portion of the California State Implementation Plan (SIP). These revisions concern nitrogen oxide (NO<sub>x</sub>) emissions from fuel burning equipment and from boilers, steam generators, process heaters, and from water heaters. We are proposing to approve local rules under the Clean Air Act as amended in 1990 (CAA or the Act).

**DATES:** Any comments on this proposal must arrive by May 8, 2002.

**ADDRESSES:** Mail comments to Andy Steckel, Rulemaking Office Chief (AIR–

4), U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105.

You can inspect copies of the submitted rule revisions and EPA's technical support documents (TSDs) at our Region IX office during normal business hours. You may also see copies of the submitted rule revisions and TSDs at the following locations:

Environmental Protection Agency, Air Docket (6102), Ariel Rios Building, 1200 Pennsylvania Avenue, NW., Washington DC 20460.

California Air Resources Board, Stationary Source Division, Rule Evaluation Section, 1001 “I” Street, Sacramento, CA 95814.

South Coast Air Quality Management District, 21865 East Copley Drive, Diamond Bar, CA 91765.

**FOR FURTHER INFORMATION CONTACT:** Al Petersen, Rulemaking Office (AIR–4), U.S. Environmental Protection Agency, Region IX; (415) 947–4118.

**SUPPLEMENTARY INFORMATION:** This proposal addresses the approval of local SCAQMD Rules 1146 and 1146.2. In the Rules and Regulations section of this **Federal Register**, we are approving these local rules in a direct final action without prior proposal because we believe this SIP revision is not controversial. If we receive adverse comments, however, we will publish a timely withdrawal of the direct final rule and address the comments in subsequent action based on this proposed rule. We do not plan to open a second comment period, so anyone interested in commenting should do so at this time. If we do not receive adverse comments, no further activity is planned. For further information, please see the direct final action.

Dated: March 8, 2002.

**Keith Takata,**

*Acting Regional Administrator, Region IX.*

[FR Doc. 02–8292 Filed 4–5–02; 8:45 am]

**BILLING CODE 6560–50–P**

**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 52**

[CA 259–0332b; FRL–7158–8]

**Revisions to the California State Implementation Plan, South Coast Air Quality Management District**

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to approve a revision to the South Coast Air Quality