

# Proposed Rules

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This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

### 24 CFR Part 1000

[Docket No. FR-4676-N-09]

#### Native American Housing Assistance and Self-Determination Negotiated Rulemaking Committee; Meeting

**AGENCY:** Office of the Assistant Secretary for Public and Indian Housing, HUD.

**ACTION:** Notice of Negotiated Rulemaking Committee meeting.

**SUMMARY:** This document announces a meeting of the Native American Housing Assistance and Self-Determination Negotiated Rulemaking Committee. The purpose of the Committee is to discuss and negotiate a proposed rule that would change the regulations for the Indian Housing Block Grant (IHBG) program allocation formula, and other regulatory issues that arise out of the allocation or reallocation of IHBG funds.

**DATES:** The committee meeting will be held on Monday, July 14, 2003, Tuesday, July 15, 2003, Wednesday, July 16, 2003, and Thursday, July 17, 2003. The committee meeting will begin at approximately 9 a.m. on Monday, July 14, 2003, and is scheduled to adjourn at 3 p.m. on Thursday, July 17, 2003.

**ADDRESSES:** The meeting will take place at the Westin Hotel, 1672 Lawrence Street, Denver, Colorado 80202; telephone (303) 572-9100 (this is not a toll-free number).

**FOR FURTHER INFORMATION CONTACT:** Rodger J. Boyd, Deputy Assistant Secretary for Native American Programs, Room 4126, Office of Public and Indian Housing, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410, telephone, (202) 401-7914 (this is not a toll-free number). Hearing or speech-impaired individuals may access this number via TTY by calling the toll-

free Federal Information Relay Service at 1-800-877-8339.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

HUD has established the Native American Housing Assistance and Self-Determination Negotiated Rulemaking Committee for the purposes of discussing and negotiating a proposed rule that would change the regulations for the Indian Housing Block Grant (IHBG) program allocation formula, and other IHBG program regulations that arise out of the allocation or reallocation of IHBG funds.

The IHBG program was established under the Native American Housing Assistance and Self-Determination Act of 1996 (25 U.S.C. 4101 *et seq.*) (NAHASDA). NAHASDA reorganized housing assistance to native Americans by eliminating and consolidating a number of HUD assistance programs in a single block grant program. In addition, NAHASDA provides federal assistance for Indian Tribes in a manner that recognizes the right of Indian self-determination and tribal self-government. Following the procedures of the Negotiated Rulemaking Act of 1990 (5 U.S.C. 561-570), HUD and its tribal partners negotiated the March 12, 1998 (63 FR 12349), final rule, which created a new 24 CFR part 1000 containing the IHBG program regulations.

##### II. Negotiated Rulemaking Committee Meeting

This document announces a meeting of the Native American Housing Assistance and Self-Determination Negotiated Rulemaking Committee. The committee meeting will take place as described in the **DATES** and **ADDRESSES** section of the document. The agenda planned for the meeting includes work group sessions and the discussion of work group progress reports by the full committee. The meeting will be open to the public without advance registration. Public attendance may be limited to the space available. Members of the public may be allowed to make statements during the meeting, to the extent time permits, and file written statements with the committee for its consideration. Written statements should be submitted to the address listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.

Dated: June 12, 2003.

**Rodger J. Boyd,**

*Deputy Assistant Secretary for Native American Programs.*

[FR Doc. 03-15444 Filed 6-18-03; 8:45 am]

**BILLING CODE 4210-33-M**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[TX-122-1-7612; FRL-7515-2]

#### Determination of Nonattainment as of November 15, 1996, and November 15, 1999, and Reclassification of the Beaumont/Port Arthur Ozone Nonattainment Area; State of Texas; Supplemental Proposed Rule

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

**ACTION:** Supplemental proposed rule.

**SUMMARY:** On December 11, 2002, the U.S. Court of Appeals for the Fifth Circuit (the Court) reversed EPA's extension of the attainment date for the Beaumont/Port Arthur moderate 1-hour ozone nonattainment area (BPA). The Court concluded that the Federal Clean Air Act (the Act or CAA) precludes such an extension as a matter of law. The Court remanded our final action approving the ozone attainment demonstration State Implementation Plan (SIP) and the motor vehicle emissions budgets (MVEB) and our finding that the BPA area is implementing all reasonably available control measures (RACM), for proceedings consistent with the Court's opinion and for EPA to demonstrate an examination of all relevant data and provide a plausible explanation for the rejection of proposed RACMs.

In response to the Court's reversal, EPA is withdrawing its final action that extended the attainment date to November 15, 2007, and approved the transport demonstration. The EPA is proposing to issue a finding that BPA has failed to attain the 1-hour ozone national ambient air quality standard (NAAQS or standard) by November 15, 1996, the attainment date for moderate nonattainment areas set forth in the Act.

If EPA takes final action on this finding, the BPA area would be reclassified as a serious 1-hour ozone nonattainment area. If EPA issues a final