

Federalism, if it has a substantial direct effect on State or local governments and would either preempt State law or impose a substantial direct cost of compliance on them. We have analyzed this rule under that Order and have determined that it does not have implications for federalism.

Unfunded Mandates Reform Act

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) requires Federal agencies to assess the effects of their discretionary regulatory actions. In particular, the Act addresses actions that may result in the expenditure by a State, local, or tribal government, in the aggregate, or by the private sector of \$100,000,000 or more in any one year. Though this rule will not result in such an expenditure, we do discuss the effects of this rule elsewhere in this preamble.

Taking of Private Property

This rule will not effect a taking of private property or otherwise have taking implications under Executive Order 12630, Governmental Actions and Interference with Constitutionally Protected Property Rights.

Civil Justice Reform

This rule meets applicable standards in sections 3(a) and 3(b)(2) of Executive Order 12988, Civil Justice Reform, to minimize litigation, eliminate ambiguity, and reduce burden.

Protection of Children

We have analyzed this rule under Executive Order 13045, Protection of Children from Environmental Health Risks and Safety Risks. This rule is not an economically significant rule and does not create an environmental risk to health or risk to safety that may disproportionately affect children.

Indian Tribal Governments

This rule does not have tribal implications under Executive Order 13175, Consultation and Coordination with Indian Tribal Governments, because it does not have a substantial direct effect on one or more Indian tribes, on the relationship between the Federal Government and Indian tribes, or on the distribution of power and responsibilities between the Federal Government and Indian tribes.

Energy Effects

We have analyzed this rule under Executive Order 13211, Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use. We have determined that it is not a “significant

energy action” under that order because it is not a “significant regulatory action” under Executive Order 12866 and is not likely to have a significant adverse effect on the supply, distribution, or use of energy. The Administrator of the Office of Information and Regulatory Affairs has not designated it as a significant energy action. Therefore, it does not require a Statement of Energy Effects under Executive Order 13211.

Environment

We have analyzed this rule under Commandant Instruction M16475.ID, which guides the Coast Guard in complying with the National Environmental Policy Act of 1969 (NEPA)(42 U.S.C. 4321–4370f), and have concluded that there are no factors in this case that would limit the use of a categorical exclusion under section 2.B.2 of the Instruction. Therefore, this rule is categorically excluded, under figure 2–1, paragraph (34)(g), of the Instruction, from further environmental documentation because this rule establishes a security zone. A final “Categorical Exclusion Determination” will be available in the docket where indicated under **ADDRESSES**.

List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reporting and recordkeeping requirements, Security measures, Waterways.

■ For the reasons discussed in the preamble, the Coast Guard amends 33 CFR part 165 as follows:

PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS

■ 1. The authority citation for part 165 continues to read as follows:

Authority: 33 U.S.C. 1226, 1231; 46 U.S.C. Chapter 701; 50 U.S.C. 191, 195; 33 CFR 1.05–1(g), 6.04–1, 6.04–6, and 160.5; Pub. L. 107–295, 116 Stat. 2064, Department of Homeland Security Delegation No. 0170.1.

■ 2. Add § 165.T05–103 to read as follows:

§ 165.T05–103 Safety and Security Zone; Cove Point Liquefied Natural Gas Terminal, Chesapeake Bay, Maryland.

(a) *Location.* The following area is a safety and security zone: All waters of the Chesapeake Bay, from surface to bottom, encompassed by lines connecting the following points, beginning at 38°24′27″ N, 076°23′42″ W, thence to 38°24′44″ N, 076°23′11″ W, thence to 38°23′55″ N, 076°22′27″ W, thence to 38°23′37″ N, 076°22′58″ W, thence to beginning at 38°24′27″ N, 076°23′42″ W. These coordinates are based upon North American Datum

(NAD) 1983. This area is 500 yards in all directions from the Cove Point LNG terminal structure.

(b) *Regulations.* (1) In accordance with the general regulations in § 165.23 and § 165.33 of this part, entry into or movement within this zone is prohibited unless authorized by the Coast Guard Captain of the Port, Baltimore, Maryland or his designated representative. Designated representatives include any Coast Guard commissioned, warrant, or petty officer.

(2) Persons desiring to transit the area of the zone may contact the Captain of the Port at telephone number (410) 576–2693 or via VHF Marine Band Radio channel 16 (156.8 MHz) to seek permission to transit the area. If permission is granted, all persons and vessels must comply with the instructions of the Captain of the Port or his designated representative.

(c) *Enforcement.* The U.S. Coast Guard may be assisted in the patrol and enforcement of the zone by Federal, State, local, and private agencies.

Dated: July 23, 2003.

Curtis A. Springer,

Captain, Coast Guard, Captain of the Port, Baltimore, Maryland.

[FR Doc. 03–19545 Filed 7–31–03; 8:45 am]

BILLING CODE 4910–15–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 71

[CA 098–NOA; FRL–7537–1]

Part 71 Federal Operating Permits Program for California Agricultural Sources, Announcement of a New Deadline for Application Submittal

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule; delay of application deadline.

SUMMARY: In connection with EPA’s implementation of a part 71 program for state-exempt major stationary agricultural sources in California, EPA is announcing a new deadline of November 13, 2003 instead of August 1, 2003 for submittal of part 71 operating permit applications for all state-exempt stationary agricultural sources except those that are major due solely to emissions from diesel-powered engines.

DATES: This action is effective August 1, 2003.

FOR FURTHER INFORMATION CONTACT: If you have any questions on this notice contact Gerardo Rios, EPA Region 9, Air

Division, Permits Office (AIR-3), at (415) 972-3974 or rios.gerardo@epa.gov.

SUPPLEMENTARY INFORMATION:

Throughout this document, “we,” “us” and “our” refer to EPA.

Background: On October 15, 2002 we partially withdrew approval of part 70 Operating Permit Programs in California and announced a part 71 Federal Operating Permits Program for major stationary agricultural sources in California (67 FR 63551). At that time we also announced in the preamble of the final rule the deadlines for submittal of part 71 operating permit applications for these sources, as defined in 40 CFR 71.2. These deadlines were May 14, 2003 for sources that were major due to diesel-powered engine emissions, and August 1, 2003 for any remaining state-exempt major stationary agriculture sources (See 67 FR 63560 in Section IV). Today we are announcing that the second deadline is changed to November 13, 2003.

Description of Today's Action

Pursuant to 40 CFR 71.5(a)(1)(i), major stationary sources that do not have an existing operating permit issued by a State (or local permitting authority) under an approved part 70 program, and that are applying for a part 71 permit for the first time, must submit an application within 12 months after becoming subject to the permit program or on or before such earlier date as the permitting authority may establish. Section 71.5(a)(1)(i) further provides that sources required to submit permit applications earlier than 12 months after becoming subject to part 71 shall be notified of the earlier submittal date at least 6 months in advance of the deadline. EPA previously met this requirement by publishing a Notice in the **Federal Register** on October 15, 2002. 67 FR 63551. That notice established a deadline of May 14, 2003 for state-exempt stationary agricultural sources that are major sources, as defined in 40 CFR 71.2, due to emissions from diesel-powered engines, and a deadline of August 1, 2003 for all remaining state-exempt major stationary agricultural sources. We are today notifying this second category of sources that the deadline to submit part 71 permit applications to the EPA Region IX Permits Office has been changed from August 1, 2003 to November 13, 2003.

Dated: July 21, 2003.

Alexis Strauss,

Acting Regional Administrator, Region IX.
[FR Doc. 03-19282 Filed 7-31-03; 8:45 am]

BILLING CODE 6560-50-P

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

48 CFR Parts 1806, 1807, 1811, 1814, 1815, 1817, 1819, 1825, 1827, 1844, 1852, and 1872

RIN 2700-AC72

Conformance with Federal Acquisition Circular (FAC) 2001-14 and Miscellaneous Administrative and Editorial Changes

AGENCY: National Aeronautics and Space Administration.

ACTION: Final rule.

SUMMARY: This final rule revises the NASA FAR Supplement (NFS) to conform to changes made to the Federal Acquisition Regulation (FAR) by Federal Acquisition Circular 2001-14 and to make administrative and editorial changes needed to update the designated agency competition advocate, update and remove outdated references, add URL citations, and clarify the term “NASA workforce” as used in the instruction for drafting an announcement of opportunity.

EFFECTIVE DATE: August 1, 2003.

FOR FURTHER INFORMATION CONTACT: Celeste Dalton, NASA, Office of Procurement, Contract Management Division (Code HK); (202) 358-1645; e-mail: Celeste.M.Dalton@nasa.gov.

SUPPLEMENTARY INFORMATION:

A. Background

Federal Acquisition Circular 2001-14 clarified the use of the term “United States,” and made changes to the cost principles at FAR 31.205-10, Cost of Money. A change is required in NFS 1815.404-471-5, Facilities capital cost of money, to update the cross-reference to the revised FAR 31.205-10. NFS section 1825.7001 is amended to remove the phrase “its possessions, and Puerto Rico” since it is no longer necessary based on the definition of “United States” contained in FAR Part 25. Administrative changes are made to the agency designated competition advocate and the individual the competition advocate will report to. Additionally, editorial changes are made to update and remove outdated references, clarify what is meant by the NASA workforce when used in the instructions for drafting an announcement of opportunity, and add URL citations.

B. Regulatory Flexibility Act

This final rule does not constitute a significant revision within the meaning of FAR 1.501 and Public Law 98-577, and publication for public comment is

not required. However, NASA will consider comments from small entities concerning the affected NFS Parts 1806, 1807, 1811, 1814, 1815, 1817, 1819, 1825, 1827, 1844, 1852, and 1872 in accordance with 5 U.S.C. 610.

C. Paperwork Reduction Act

The Paperwork Reduction Act does not apply because the changes do not impose recordkeeping or information collection requirements which require the approval of the Office of Management and Budget under 44 U.S.C. 3501, *et seq.*

List of Subjects in 48 CFR Parts 1806, 1807, 1811, 1814, 1815, 1817, 1819, 1825, 1827, 1844, 1852, and 1872

Government procurement.

Charles W. Duff II,

Acting Assistant Administrator for Procurement.

■ Accordingly, 48 CFR parts 1806, 1807, 1811, 1814, 1815, 1817, 1819, 1825, 1827, 1844, 1852, and 1872 are amended as follows:

■ 1. The authority citation for 48 CFR Parts 1806, 1807, 1811, 1814, 1815, 1817, 1819, 1825, 1827, 1844, 1852, and 1872 continues to read as follows:

Authority : 42 U.S.C. 2473(c)(1).

PART 1806—COMPETITION REQUIREMENTS

■ 2. In section 1806.501, revise paragraph (1) to read as follows:

1806.501 Requirement.

(1) The Director, Program Operations Division, Code HS, is the agency competition advocate, reporting to the Assistant Administrator for Procurement on issues related to competition of NASA acquisitions.

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PART 1807—ACQUISITION PLANNING

1807.7000 [Amended]

■ 3. In the last sentence of section 1807.7000, remove the URL “(<http://procurement.nasa.gov/cgi-bin/CCI/first.cgi>)” and add “(<http://prod.nais.nasa.gov/cgi-bin/cci/first.cgi>)” in its place.

PART 1811—DESCRIBING AGENCY NEEDS

■ 4. Section 1811.600 is added to read as follows:

1811.600 Scope of subpart.

The Defense Priorities and Allocations System (15 CFR part 700) may be viewed at <http://www.doc-bxa.bmpcoe.org/dpas-docs/dpasreg.pdf>.