

remains with in the large passenger vessel's security and safety zone unless it is either ordered by, or given permission by the Captain of the Port Puget Sound, his designated representative or the on-scene official patrol to do otherwise.

(i) *Exemption.* Public vessels as defined in paragraph (a) of this section are exempt from complying with paragraphs (b), (c), (e), (f), (g), and (h), of this section.

(j) *Exception.* 33 CFR part 161 contains Vessel Traffic Service regulations. Measures or directions issued by Vessel Traffic Service Puget Sound pursuant to 33 CFR part 161 will take precedence over the regulations in this section.

(k) *Enforcement.* Any Coast Guard commissioned, warrant or petty officer may enforce the rules in this section. In the navigable waters of the United States to which this section applies, when immediate action is required and representatives of the Coast Guard are not present or not present in sufficient force to provide effective enforcement of this section in the vicinity of a large passenger vessel, any Federal Law Enforcement Officer or Washington Law Enforcement Officer may enforce the rules contained in this section pursuant to 33 CFR 6.04-11. In addition, the Captain of the Port may be assisted by other federal, state or local agencies in enforcing this section.

(l) *Waiver.* The Captain of the Port Puget Sound may waive any of the requirements of this section for any vessel or class of vessels upon finding that a vessel or class of vessels, operational conditions or other circumstances are such that application of this section is unnecessary or impractical for the purpose of port security, safety or environmental safety.

Dated: August 8, 2003.

**Danny Ellis,**

*Captain, U.S. Coast Guard, Captain of the Port, Puget Sound.*

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**BILLING CODE 4910-15-P**

**POSTAL SERVICE**

**39 CFR PART 111**

**Price of Semipostal Stamp**

**AGENCY:** Postal Service.

**ACTION:** Final rule.

**SUMMARY:** This rule amends the *Domestic Mail Manual* (DMM) to reflect the introduction of the *Stop Family Violence* semipostal stamp.

**DATES:** This rule is effective on October 11, 2003.

**ADDRESSES:** Questions about this rule may be addressed to the Manager, Stamp Services, ATTN: *Stop Family Violence* Semipostal Stamp DMM Rules, 475 L'Enfant Plaza SW., Room 5670, Washington, DC 20260-2435.

**FOR FURTHER INFORMATION CONTACT:** Cindy Tackett at (202) 268-6555.

**SUPPLEMENTARY INFORMATION:** The Postal Service is amending Sections P022 and R000 of the DMM to reflect the enactment of the Stamp Out Domestic Violence Act of 2001, Public Law No. 107-67, § 653, 115 Stat. 558 (2001). This notice also adopts DMM standards implementing the decision of the Governors of the United States Postal Service on the price of the *Stop Family Violence* semipostal stamp.

Public Law No. 107-67 directs the Postal Service to issue a semipostal stamp in order to give the public the opportunity to contribute to domestic violence programs. The *Stop Family Violence* semipostal stamp is to be issued on October 11, 2003, and may remain on sale through December 31, 2006. Funds raised in connection with this semipostal stamp are to be transferred to the Department of Health and Human Services.

Under 39 U.S.C. 416, the Governors are authorized to determine the price of semipostal stamps. On March 4, 2003, the Governors voted to set the price of the *Stop Family Violence* semipostal stamp at 45 cents. The price of the *Stop Family Violence* semipostal stamp is effective on October 11, 2003, the date of the stamp's issuance.

Section P022 of the DMM is amended to reflect the introduction of the *Stop Family Violence* semipostal stamp. Section R000 of the DMM is amended to reflect the price and postage value of the *Stop Family Violence* semipostal stamp.

Although exempt from the notice and comment requirements of the Administrative Procedure Act (5 U.S.C. 553(b), (c)) regarding rulemaking by 39 U.S.C. 410(a), the Postal Service hereby amends the following standards of the DMM, incorporated by reference into the *Code of Federal Regulations*. See 39 CFR part 111.

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

Administrative practice and procedure, Postal Service.

■ For the reasons set out in the preamble, 39 CFR part 111 is amended as follows:

**PART 111—[AMENDED]**

■ 1. The authority citation for 39 CFR part 111 is revised to read as follows:

**Authority:** 5 U.S.C. 552(a); 39 U.S.C. 101, 401, 403, 414, 416, 3001-3011, 3201-3219, 3403-3406, 3621, 3626, 5001.

■ 2. Revise the following sections of the DMM as set forth below:

**Domestic Mail Manual (DMM)**

\* \* \* \* \*

**P Postage and Payment Methods**

\* \* \* \* \*

**P000 Basic Information**

\* \* \* \* \*

*P020 Postage Stamps and Stationery*

\* \* \* \* \*

*P022 Postage Stamps*

**1.0 PURCHASE AND USE**

\* \* \* \* \*

**1.6 Semipostal Stamps**

\* \* \* \* \*

b. The following semipostal stamps are available:

\* \* \* \* \*

[Revise the text of 1.6b to add subsection (3) to read as follows:]

(3) The *Stop Family Violence* semipostal stamp. The difference between the purchase price and the First-Class Mail nonautomation single-piece first-ounce letter rate in effect at the time of purchase constitutes a contribution to domestic violence programs and cannot be used to pay postage. Funds (net of the Postal Service's reasonable costs) raised in connection with the *Stop Family Violence* semipostal stamp are transferred to the Department of Health and Human Services.

\* \* \* \* \*

[Revise the text of 1.6c to read as follows:]

c. The postage value of each semipostal stamp is the First-Class Mail nonautomation single-piece first-ounce letter rate in R100.1.2 that is in effect at the time of purchase. Additional postage must be affixed to pieces weighing in excess of 1 ounce, pieces subject to the nonstandard surcharge, or pieces for which special services have been elected. The postage value of semipostal stamps purchased before any subsequent change in the First-Class Mail nonautomation single-piece first-ounce letter rate is unaffected by any subsequent change in that rate. The purchase price of each semipostal stamp is listed in R000.4.0.

\* \* \* \* \*

**R Rates and Fees**

**R000 Stamps and Stationery**

\* \* \* \* \*

4.0 POSTAGE STAMPS

[Revise the table in 4.0 to add the following at the end of the table:]

| Form per purpose                             | Denomination   |
|--|--|
| * * * * *                                    | * * * * *  |
| Stop Family Violence Panes of up to 20 ..... | Purchase price of \$0.45; postage value equivalent to First-Class Mail nonautomation single-piece rate (\$0.37); remainder is contribution to fund domestic violence programs. |

\* \* \* \* \*  
 We will publish an appropriate amendment to 39 CFR 111.3 to reflect these changes.  
**Stanley F. Mires,**  
*Chief Counsel, Legislative.*  
 [FR Doc. 03-19936 Filed 8-15-03; 8:45 am]  
**BILLING CODE 7710-12-P**

**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 62**

[AZ NV-095-NEGDECa; FRL-7534-8]

**Approval and Promulgation of State Air Quality Plans for Designated Facilities and Pollutants; Control of Emissions From Existing Commercial/Industrial Solid Waste Incinerator Units; Arizona; Nevada**

**AGENCY:** Environmental Protection Agency (EPA).  
**ACTION:** Direct final rule.

**SUMMARY:** EPA is taking direct final action to approve negative declarations submitted by various local air pollution control agencies in Arizona and Nevada. Each negative declaration certifies that commercial/industrial solid waste incinerator units, subject to the requirements of sections 111(d) and 129 of the Clean Air Act, do not exist within the relevant agency's air pollution control jurisdiction.

**DATES:** This rule is effective on October 17, 2003 without further notice, unless EPA receives adverse comments by September 17, 2003. If we receive such comment, we will publish a timely withdrawal in the **Federal Register** to notify the public that this rule will not take effect.

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

**FOR FURTHER INFORMATION CONTACT:** Mae Wang, EPA Region IX, (415) 947-4124.

**SUPPLEMENTARY INFORMATION:**

**I. Background**

Sections 111(d) and 129 of the Clean Air Act (CAA or the Act) require States to submit plans to control certain pollutants (designated pollutants) at existing solid waste combustor facilities (designated facilities) whenever standards of performance have been established under section 111(b) for new sources of the same type, and EPA has established emission guidelines (EG) for such existing sources. A designated pollutant is any pollutant for which no air quality criteria have been issued, and which is not included on a list published under section 108(a) or section 112(b)(1)(A) of the CAA, but emissions of which are subject to a standard of performance for new stationary sources. However, section 129 of the CAA also requires EPA to promulgate EG for commercial/industrial solid waste incinerator (CISWI) units that emit a mixture of air pollutants. These pollutants include organics (dioxins/furans), carbon monoxide, metals (cadmium, lead, mercury), acid gases (hydrogen chloride, sulfur dioxide, and nitrogen oxides) and particulate matter (including opacity).

On December 1, 2000 (65 FR 75338), EPA promulgated CISWI unit new source performance standards and EG, located at 40 CFR part 60, subparts CCCC and DDDD, respectively. The designated facility to which the EG apply is each existing CISWI unit, as defined in subpart DDDD, that commenced construction on or before November 30, 1999.

Subpart B of 40 CFR part 60 establishes procedures to be followed and requirements to be met in the development and submission of State plans for controlling designated pollutants. Also, 40 CFR part 62 provides the procedural framework for the submission of these plans. When designated facilities are located in a State, the State must then develop and submit a plan for the control of the designated pollutant. However, 40 CFR 60.23(b) and 62.06 provide that if there are no existing sources of the designated pollutant in the State, the State may

submit a letter of certification to that effect (*i.e.*, negative declaration) in lieu of a plan. The negative declaration exempts the State from the requirements of subpart B for the submittal of a 111(d)/129 plan.

**II. Final EPA Action**

The following air pollution control agencies have determined that there are no designated facilities subject to the CISWI unit EG requirements in their respective air pollution control jurisdictions: Arizona Department of Environmental Quality (Arizona DEQ), Maricopa County Environmental Services Department (Maricopa County ESD), Pima County Air Quality District (Pima County AQD), Pinal County Air Quality Control District (Pinal County AQCD), Clark County Department of Air Quality Management (Clark County DAQM), Washoe County District Health Department Air Quality Management Division (Washoe County DHD AQMD). Accordingly, each air pollution control agency has submitted to EPA a negative declaration letter certifying this fact. The submittal dates of these letters are listed in the following table:

| Air pollution control agency | Date of negative declaration |
|------------------------------|------------------------------|
| Arizona DEQ .....            | April 25, 2003               |
| Maricopa County ESD.         | February 4, 2003             |
| Pima County AQD ....         | February 5, 2003             |
| Pinal County AQCD ..         | January 24, 2003             |
| Clark County DAQM            | February 27, 2003            |
| Washoe County DHD AQMD.      | January 28, 2003             |

EPA is amending part 62 to reflect the receipt of these negative declaration letters from the noted air pollution control agencies. Amendments are being made to 40 CFR part 62, subpart D (Arizona), and subpart DD (Nevada).

After publication of this **Federal Register** notice, if a CISWI facility is later found within any of these noted jurisdictions, then the overlooked facility will become subject to the requirements of the Federal CISWI 111(d)/129 plan, including the compliance schedule, when