

number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). Because this rule proposes to approve pre-existing requirements under state law and does not impose any additional enforceable duty beyond that required by state law, it does not contain any unfunded mandate or significantly or uniquely affect small governments, as described in the Unfunded Mandates Reform Act of 1995 (Pub. L. 104-4). This proposed rule also 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, as specified by Executive Order 13175 (65 FR 67249, November 9, 2000), nor will it 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, as specified in Executive Order 13132 (64 FR 43255, August 10, 1999), because it merely proposes to approve a state rule implementing a Federal standard, and does not alter the relationship or the distribution of power and responsibilities established in the Clean Air Act. This proposed rule also is not subject to Executive Order 13045 (62 FR 19885, April 23, 1997), because it is not economically significant.

In reviewing SIP submissions, EPA's role is to approve state choices, provided that they meet the criteria of the Clean Air Act. In this context, in the absence of a prior existing requirement for the State to use voluntary consensus standards (VCS), EPA has no authority to disapprove a SIP submission for failure to use VCS. It would thus be inconsistent with applicable law for EPA, when it reviews a SIP submission, to use VCS in place of a SIP submission that otherwise satisfies the provisions of the Clean Air Act. Thus, the requirements of section 12(d) of the National Technology Transfer and Advancement Act of 1995 (15 U.S.C. 272 note) do not apply. As required by section 3 of Executive Order 12988 (61 FR 4729, February 7, 1996), in issuing this proposed rule, EPA has taken the necessary steps to eliminate drafting errors and ambiguity, minimize potential litigation, and provide a clear legal standard for affected conduct. EPA has complied with Executive Order 12630 (53 FR 8859, March 15, 1988) by examining the takings implications of the rule in accordance with the "Attorney General's Supplemental

Guidelines for the Evaluation of Risk and Avoidance of Unanticipated Takings" issued under the executive order.

This proposed rule pertaining to Pennsylvania's AIM rule, does not impose an information collection burden under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

#### List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Intergovernmental relations, Ozone, Reporting and recordkeeping requirements, Volatile organic compounds.

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

Dated: March 2, 2004.

**Thomas C. Voltaggio,**

*Acting Regional Administrator, Region III.*

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## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

#### 46 CFR Part 67

[USCG-2003-14472]

RIN 1625-AA63

## DEPARTMENT OF TRANSPORTATION

### Maritime Administration

#### 46 CFR Part 221

[Docket No. MARAD-2003-15171]

RIN 2133-AB51

#### Vessel Documentation: Lease Financing for Vessels Engaged in the Coastwise Trade; Second Rulemaking

**AGENCIES:** Coast Guard, DHS, and Maritime Administration, DOT.

**ACTION:** Proposed rule; notice of public meeting.

**SUMMARY:** The Coast Guard and the Maritime Administration will hold a public meeting on their joint notice of proposed rulemaking published in the **Federal Register** on February 4, 2004 (69 FR 5403). In that document, the Coast Guard proposes to amend its regulations on documentation, under the lease-financing provisions, of vessels engaged in the coastwise trade. The Maritime Administration (MARAD) proposes to amend its regulations to require MARAD's approval of all transfers of the use of a lease-financed vessel engaged in the coastwise trade

back to the vessel's foreign owner, the parent of the owner, a subsidiary or affiliate of the parent, or an officer, director, or shareholder of one of them.

**DATES:** The public meeting will be held on April 2, 2004, from 9 a.m. to 3 p.m. The meeting may close early if all business is finished.

**ADDRESSES:** The public meeting will be held at the Department of Transportation, Nassif Building, room 2230, 400 Seventh Street SW., Washington, DC 20590. In order to enter the Nassif Building, provide the names of persons planning to attend the meeting and the company or organizations they represent to Robert S. Spears at the address under **FOR FURTHER INFORMATION CONTACT** at least two days before the meeting.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on the public meeting, call Robert S. Spears, Office of Standards Evaluation and Development (G-MSR), U.S. Coast Guard Headquarters, telephone 202-267-1099 or e-mail [rspears@comdt.uscg.mil](mailto:rspears@comdt.uscg.mil).

**SUPPLEMENTARY INFORMATION:** The Coast Guard and the Maritime Administration will hold a public meeting on their joint notice of proposed rulemaking published in the **Federal Register** on February 4, 2004 (69 FR 5403).

#### Procedural

The meeting is open to the public. Non-Federal Government visitors must enter the Nassif Building (DOT Headquarters) through the southwest security entrance near the corner of Seventh and E Streets. Security staff will compare the visitor's photo identification card with the names on the list of meeting attendees. Visitors will be escorted to and from the meeting rooms. There is limited commercial parking in the area (at Sixth and School Streets Southwest and at Sixth and D Streets Southwest) and a Metrorail stop (L'Enfant Plaza) in the building. Attendees may make oral presentations during the meeting. Please note that the meeting may close early if all business is finished.

#### Information on Services for Individuals With Disabilities

For information on facilities or services for individuals with disabilities or to request special assistance at the meeting, contact Robert S. Spears at the address under **FOR FURTHER INFORMATION CONTACT** as soon as possible.

Dated: March 5, 2004.

By Order of the Maritime Administrator:

**Murray A. Bloom,**

*Acting Secretary, Maritime Administration.*

**Joseph J. Angelo,**

*Director of Standards, Marine Safety,  
Security, and Environmental Protection,  
Coast Guard.*

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