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DEPARTMENT OF HOMELAND SECURITY**Coast Guard****33 CFR Part 110**

[CGD08-05-045]

RIN 1625-AA01

Anchorage Regulations; Mississippi River Below Baton Rouge, LA, Including South and Southwest Passes

AGENCY: Coast Guard, DHS.

ACTION: Notice of meeting.

SUMMARY: The United States Coast Guard will meet to discuss the comments received relating to the Notice of Proposed Rulemaking (NPRM) for Kenner Bend Anchorage as published in the **Federal Register** on Wednesday April 27, 2005.

DATES: The meeting will be held on Tuesday, September 13, 2005, from 9 a.m. to 12 p.m. This meeting may adjourn early if all business is finished.

ADDRESSES: The meeting will be held in the Basement Conference Room at the Hale Boggs Federal Building, 500 Poydras Street, New Orleans, Louisiana. This notice is available on the Internet at <http://dms.dot.gov>.

FOR FURTHER INFORMATION CONTACT: Lieutenant Junior Grade (LTJG) Melissa Owens, Waterways Management Division, telephone (504) 589-6196 extension 396, fax (504) 589-4216.

Background

Runway 1-19 at the Louis Armstrong New Orleans International Airport is positioned in a north-south line running parallel to the Airport Access Road. Aircraft approaching the runway from the south or departing the runway from the north pass over the Lower Kenner Bend Anchorage. Due to the close proximity of Runway 1-19 to Kenner Bend, aircraft occasionally descend and ascend directly over vessels anchored in the Lower Kenner Bend Anchorage, creating a potentially dangerous situation that is of particular concern during periods of reduced visibility. Aircraft approaching the runway from the south follow a descending glide slope path with a minimum height of 311 feet above mean sea level over the Kenner Bend Anchorage. Certain vessels with cargo handling equipment such as cranes and boom are capable of extending equipment to a height upwards of 300 feet above the waterline.

This amendment to the anchorage regulations for the Mississippi River below Baton Rouge, LA, including South and Southwest Passes is proposed to prohibit vessels that are anchored in the Lower Kenner Bend Anchorage from engaging in cargo transfer operations or exercising any shipboard equipment such as cranes and booms while at anchor. This proposed revision is needed to increase safety at Kenner Bend by reducing the potential for collision between aircraft and vessels anchored in the Lower Kenner Bend Anchorage.

Discussion of Issues

The Coast Guard received three negative comments to the NPRM for Kenner Bend Anchorage from the Maritime Navigation Safety Association (MNSA), the Steamship Association of Louisiana (SALA), and the New Orleans and Baton Rouge Port (NOBRA) Pilots. All three organizations contend that the complete prohibition against using cargo-handling equipment is excessive, and argue that some operations should be allowed while at anchor. To better express their concerns, all parties requested a public meeting be held. This meeting is open to the public. 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 meetings, contact Lieutenant Junior Grade (LTJG) Melissa Owens at the above phone numbers as soon as possible.

Dated: July 26, 2005.

R. F. Duncan,*Rear Admiral, U.S. Coast Guard, Commander, Eighth Coast Guard District.*

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ENVIRONMENTAL PROTECTION AGENCY**40 CFR Part 52**

[RME Docket Number R08-OAR-2005-ND-0001; FRL-7942-3]

Clean Air Act Approval and Promulgation of Air Quality Implementation Plan Revision for North Dakota; Revisions to the Air Pollution Control Rules

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: EPA is proposing to take direct final action approving certain revisions to the State Implementation Plan (SIP) as submitted by the Governor of North Dakota with a letter dated April 11, 2003. The revisions affect certain portions of air pollution control rules regarding permitting and prevention of significant deterioration. In the "Rules and Regulations" section of this **Federal Register**, EPA is approving the State's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial SIP revision and anticipates no adverse comments. A detailed rationale for the approval is set forth in the preamble to the direct final rule. If EPA receives no adverse comments, EPA will not take further action on this proposed rule. If EPA receives adverse comments, EPA will withdraw the direct final rule and it will not take effect. EPA will address all public comments in a subsequent final rule based on this proposed rule. EPA will not institute a second comment period on this action. Any parties interested in commenting must do so at this time. Please note that if EPA receives adverse comment on an amendment, paragraph, or section of this rule and if that provision may be severed from the remainder of the rule, EPA may adopt as final those provisions of the rule that are not the subject of an adverse comment.

DATES: Written comments must be received on or before September 7, 2005.

ADDRESSES: Submit your comments, identified by Docket ID No. R08-OAR-2005-ND-0001, by one of the following methods:

- Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the on-line instructions for submitting comments.

- Agency Web site: <http://docket.epa.gov/rmepub/index.jsp>. Regional Materials in EDOCKET (RME), EPA's electronic public docket and comment system for regional actions, is EPA's preferred method for receiving comments. Follow the on-line instructions for submitting comments.

E-mail: long.richard@epa.gov and platt.amy@epa.gov.

Fax: (303) 312-6064 (please alert the individual listed in the **FOR FURTHER INFORMATION CONTACT** if you are faxing comments).

Mail: Richard R. Long, Director, Air and Radiation Program, Environmental Protection Agency (EPA), Region 8, Mailcode 8P-AR, 999 18th Street, Suite 300, Denver, Colorado 80202-2466.

Hand Delivery: Richard R. Long, Director, Air and Radiation Program, Environmental Protection Agency

(EPA), Region 8, Mailcode 8P-AR, 999 18th Street, Suite 300, Denver, Colorado 80202-2466. Such deliveries are only accepted Monday through Friday, 8 a.m. to 4:55 p.m., excluding Federal holidays. Special arrangements should be made for deliveries of boxed information.

Please see the direct final rule which is located in the Rules Section of this **Federal Register** for detailed instructions on how to submit comments.

FOR FURTHER INFORMATION CONTACT: Amy Platt, Environmental Protection Agency, Region 8, 999 18th Street, Suite 300, Denver, CO 80202-2466, (303) 312-6449, *platt.amy@epa.gov*.

SUPPLEMENTARY INFORMATION: See the information provided in the Direct Final action of the same title which is located in the Rules and Regulations section of this **Federal Register**.

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

Dated: July 14, 2005.

Max H. Dodson,

Acting Regional Administrator, Region 8.
[FR Doc. 05-15608 Filed 8-5-05; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 60 and 63

OAR-2003-0074

[FRL-7947-5]

RIN 2060-AG21

Performance Specification 16 for Predictive Emission Monitoring Systems and Amendments to Testing and Monitoring Provisions

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: The Environmental Protection Agency is proposing performance specifications (PS) that evaluate the acceptability of predictive emission monitoring systems (PEMS) when used on stationary sources. This PS is needed to provide sources and regulatory agencies with performance criteria for evaluating this new technology. The intended effect of this action is to establish standardized performance requirements that will be used to evaluate candidate PEMS uniformly. The affected industries and their Standard Industrial Classification codes are listed under **SUPPLEMENTARY INFORMATION**. In addition, we are proposing to make minor amendments to various testing provisions in the New Source Performance Standards (NSPS) and National Emission Standards for Hazardous Air Pollutants for Source Categories (MACT) to correct inadvertent errors, make needed updates, and add flexibility.

DATES: *Comments:* Submit comments on or before October 7, 2005.

Public Hearing: If anyone contacts us requesting to speak at a public hearing by August 23, 2005, we will hold a public hearing on September 7, 2005.

ADDRESSES: *Comments.* Comments may be submitted electronically, by mail, by facsimile, or through hand delivery/courier. Follow the detailed instructions as provided in Unit IB of the **SUPPLEMENTARY INFORMATION** section.

Public Hearing. If a public hearing is held, it will be held at 10 a.m. in the EPA Auditorium, Research Triangle Park, North Carolina, or at an alternate site nearby.

Docket. Docket No. OAR-2003-0074, contains information relevant to this rule. You can read and copy it between 8:30 a.m. and 5:30 p.m., Monday

through Friday, (except for Federal holidays), at the U.S. Environmental Protection Agency, EPA Docket Center, EPA West, Room 108, 1301 Constitution Ave., Washington, DC 20004; telephone (202) 566-1742. The docket office may charge a reasonable fee for copying.

FOR FURTHER INFORMATION CONTACT: Foston Curtis, Emission Measurement Center, Mail Code D205-02, Emissions, Monitoring, and Analysis Division, U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711; telephone (919) 541-1063; facsimile number (919) 541-0516; electronic mail address *curtis.foston@epa.gov*.

SUPPLEMENTARY INFORMATION:

General Information

A. Affected Entities

Predictive emission monitoring systems are not currently required in any Federal rule. However, they may be used under the NSPS to predict nitrogen oxides emissions from small industrial, commercial, and institutional steam generating units. In some cases, PEMS have been approved as alternatives to CEMS for the initial 30-day compliance test at these facilities. Various State and Local regulations are incorporating PEMS as an emission monitoring tool. The major entities that are potentially affected by Proposed Performance Specification 16 and amendments to the subparts are included in the following tables.

TABLE 1.—MAJOR ENTITIES POTENTIALLY AFFECTED BY THIS ACTION FOR PROPOSED PERFORMANCE SPECIFICATION 16 AND FOR PETROLEUM REFINERY NSPS, KRAFT PULP MILLS NSPS, MUNICIPAL SOLID WASTE LANDFILL NSPS

Examples of regulated entities	SIC codes	NAICS codes
Industrial, Commercial, Institutional Steam Generating Units	3569	332410
Stationary Gas Turbines	3511	333611
Petroleum Refineries	2911	324110
Kraft Pulp Mills	2621	322110
Municipal Solid Waste Landfills	4953	562213
Surface Coatings	3479	336111, 336112
Coke Ovens	3312	33111111

TABLE 2.—MAJOR ENTITIES POTENTIALLY AFFECTED BY THIS ACTION FOR AMENDMENTS TO PERFORMANCE SPECIFICATION 11 AND PROCEDURE 2, APPENDIX F, PART 60

Examples of regulated entities	SIC codes	NAICS codes
Portland Cement Manufacturing	3559	333298