

Dated: November 10, 2005.

M.R. DeVries,

Captain, U.S. Coast Guard, Captain of the Port, Western Alaska.

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ARCHITECTURAL AND TRANSPORTATION BARRIERS COMPLIANCE BOARD

36 CFR Parts 1190 and 1191

[Docket No. 02-1]

RIN 3014-AA26

Americans With Disabilities Act (ADA) Accessibility Guidelines for Buildings and Facilities; Architectural Barriers Act (ABA) Accessibility Guidelines; Public Rights-of-Way

AGENCY: Architectural and
Transportation Barriers Compliance
Board.

ACTION: Notice of availability of draft
guidelines.

SUMMARY: The Architectural and
Transportation Barriers Compliance
Board (Access Board) has placed in the
docket and on its Web site for public
review draft guidelines which address
accessibility in the public right-of-way.
The draft guidelines are under
consideration by the Board. The
purpose of placing the draft guidelines
in the docket is to facilitate gathering of
additional information for the regulatory
assessment and the preparation of
technical assistance materials to
accompany a future rule. The Board is
not seeking comments on the draft
guidelines. The Board will issue a
notice of proposed rulemaking at a
future date and will solicit comments at
that time, prior to issuing a final rule.

FOR FURTHER INFORMATION CONTACT:
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Information Services, Architectural and
Transportation Barriers Compliance
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SUPPLEMENTARY INFORMATION: In 1999,
the Architectural and Transportation
Barriers Compliance Board (Access
Board) established the Public Rights-of-
Way Access Advisory Committee
(Committee) to make recommendations
on accessibility guidelines for newly
constructed and altered public rights-of-
way covered by the Americans with
Disabilities Act of 1990 and the
Architectural Barriers Act of 1968. The

Committee was comprised of
representatives from disability
organizations, public works
departments, transportation and traffic
engineering groups, design professionals
and civil engineers, pedestrian and
bicycle organizations, Federal agencies,
and standard-setting bodies. The
Committee met on five occasions
between December 1999 and January
2001. On January 10, 2001, the
Committee presented its
recommendations on accessible public
rights-of-way in a report entitled
"Building a True Community." The
Committee's report provided
recommendations on access to
sidewalks, street crossings, and other
related pedestrian facilities and
addressed various issues and design
constraints specific to public rights-of-
way. The report is available on the
Access Board's Web site at [http://
www.access-board.gov/prowac/
commrept/index.htm](http://www.access-board.gov/prowac/commrept/index.htm) or can be ordered
by calling the Access Board at (202)
272-0080. Persons using a TTY should
call (202) 272-0082. The report is
available in alternate formats upon
request. Persons who want a copy in an
alternate format should specify the type
of format (cassette tape, braille, large
print, or ASCII disk).

The Access Board convened an ad hoc
committee of Board members to review
the Committee's recommendations.
After reviewing the report in detail, the
Board's ad hoc committee prepared
recommendations for guidelines
addressing accessibility in the public
right-of-way. On June 17, 2002, the
Board made the recommendations of the
ad hoc committee available for public
comment and review by notice in the
Federal Register (67 FR 41206).

Over 1,400 comments were received
from the public in response to the
publication of the draft. Of this total,
almost 900 comments were from
persons with disabilities and groups
representing them; the great
preponderance of comments in this
category came from people who
indicated that they were blind or had
low vision. Respondents from the
transportation industry, including
design engineers and consultants,
submitted slightly over 200 comments.
Another 100 were received from State
and local government administrative
agencies. Comments are posted on the
Board's Web site at [http://www.access-
board.gov/prowac/comments/
index.htm](http://www.access-board.gov/prowac/comments/index.htm). Further discussion of the
comments received is available in the
supplementary information
accompanying the draft guidelines.

The members of the Board's ad hoc
committee subsequently reviewed and

considered the comments received in
response to the 2002 **Federal Register**
notice. The draft guidelines made
available today on the Board's Web site
are the result of those deliberations. The
Access Board is making the draft
guidelines available in order to facilitate
the gathering of additional information
for a regulatory assessment prior to
publishing a notice of proposed
rulemaking and to assist in the
development of technical assistance
materials. The Board is not soliciting
comments on the draft guidelines. The
Board will solicit comments when a
proposed rule is issued in conjunction
with the regulatory assessment. The
draft guidelines along with
supplementary information have been
placed in the rulemaking docket (Docket
No. 02-1) for public review. The draft
guidelines and supplementary
information are also available on the
Access Board's Web site at [http://
www.access-board.gov/prowac/
draft.htm](http://www.access-board.gov/prowac/draft.htm). You may also obtain a copy
of the draft guidelines and
supplementary information by
contacting the Access Board at (202)
272-0080. Persons using a TTY should
call (202) 272-0082. The documents are
available in alternate formats upon
request. Persons who want a copy in an
alternate format should specify the type
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print, or ASCII disk).

Lawrence W. Roffee,

Executive Director.

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[R09-OAR-2005-CA-0006; FRL-7998-4]

Revisions to the California State Implementation Plan, Imperial and Santa Barbara County Air Pollution Control Districts

AGENCY: Environmental Protection
Agency (EPA).

ACTION: Direct final rule.

SUMMARY: EPA is taking direct final
action to approve revisions to the
Imperial County Air Pollution Control
District (ICAPCD) and Santa Barbara
County Air Pollution Control District
(SBCAPCD) portions of the California
State Implementation Plan (SIP). Under
authority of the Clean Air Act as
amended in 1990 (CAA or the Act), we
are approving local rules that are