proposes to approve the rules and
revisions as explained in Table 1.

Our evaluation of the 2001 repeal
and replace and the September 7, 2004,
February 2, 2007, and December 15, 2010
revisions also demonstrates compliance
with section 110(l) of the CAA, and further
provides basis for proposal of approval of
these rules and revisions. Pursuant to section 110(l)
of the CAA, the 2001 repeal and replace
provides for a broader breadth,
application, and stringency of
requirements related to fees than the
previously approved April 10, 1980 SIP.

Based on EPA’s evaluation of these fee
assessment provisions submitted, EPA
proposes to find the submitted repeal
and replace of, and revisions to, 20.11.2
NMAC establishing fee requirements for
permits is consistent with section
110(a)(2) of the CAA.

III. Proposed Action

EPA is proposing an approval of the
2001 repeal and replace SIP revisions
submitted by New Mexico on May 24,
2011, and SIP revisions submitted on
September 7, 2004, February 2, 2007,
and December 15, 2010 pursuant to
section 110(a)(2) requirements of the
CAA relating to fees. EPA is proposing
these actions in accordance with section
110 of the Act.

IV. Statutory and Executive Order
Reviews

Under the Clean Air Act, the
Administrator is required to approve a
SIP submission that complies with the
provisions of the Act and applicable
federal regulations. 42 U.S.C. 7410(k);
40 CFR 52.02(a). Thus, in reviewing SIP
submissions, EPA’s role is to approve
state choices, provided that they meet
the criteria of the Clean Air Act.

Accordingly, this action merely
proposes to approve state law as
meeting federal requirements and does
not impose additional requirements
beyond those imposed by state law. For
that reason, this action:

• Is not a “significant regulatory
action” subject to review by the Office
of Management and Budget under
Executive Order 12866 (58 FR 51735,
October 4, 1993);
• Does not impose an information
collection burden under the provisions
of the Paperwork Reduction Act (44
U.S.C. 3501 et seq.);
• Is certified as not having a
significant economic impact on a
substantial number of small entities
under the Regulatory Flexibility Act
(5 U.S.C. 601 et seq.);
• 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);
• Does not have federalism
implications as specified in Executive
Order 13132 (64 FR 43255, August 10,
1999);
• Is not an economically significant
regulatory action based on health or
safety risks subject to Executive Order
13045 (62 FR 19885, April 23, 1997);
• Is not a significant regulatory action
subject to Executive Order 13211 (66 FR
28355, May 22, 2001);
• Is not subject to requirements of
section 12(d) of the National
Technology Transfer and Advancement
application of those requirements would
be inconsistent with the Clean Air Act; and
• Does not provide EPA with the
discretionary authority to address, as
appropriate, disproportionate human
health or environmental effects, using
practicable and legally permissible
methods, under Executive Order 12898
(59 FR 7629, February 16, 1994).

In addition, this rule does not have
Tribal implications as specified by
Executive Order 13175 (65 FR 67249,
November 9, 2000), because the SIP is
not approved to apply in Indian country
located in the state, and EPA notes that
it will not impose substantial direct
costs on Tribal governments or preempt
Tribal law.

List of Subjects in 40 CFR Part 52

Environmental protection, Air
pollution control, Carbon monoxide,
Incorporation by reference, Intergovernmental
relations, Lead, Nitrogen dioxide, Ozone, Particulate
matter, Reporting and recordkeeping
requirements, Sulfur oxides, Volatile
organic compounds.

Authority: 42 U.S.C. 7401 et seq.
Dated: October 27, 2011.

Al Armendariz,
Regional Administrator, Region 6.

[FR Doc. 2011–28635 Filed 11–3–11; 8:45 am]
BILLING CODE 6560–50–P
DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 17

94310–1337–0000–D2]

RIN 1018–AX51

Endangered and Threatened Wildlife
and Plants; Termination of the
Southern Sea Otter Translocation
Program; Revised Draft Supplemental
Environmental Impact Statement on
the Translocation of Southern Sea
Otters

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Proposed rule; notice of
availability and reopening of public
comment period.

SUMMARY: We, the U.S. Fish and
Wildlife Service (Service), published a
proposed rule and notice of availability
of a revised draft supplemental
environmental impact statement on the
translocation of southern sea otters
(revised draft SEIS) in the Federal
Register on August 26, 2011. The U.S.
Environmental Protection Agency
concurrently published a notice of
availability of the revised draft SEIS.
The 60-day comment period for our
notice ended on October 24, 2011. This
notice announces a 15-day reopening of
the comment period.

DATES: We will consider comments on
the proposed rule, associated revised
draft SEIS (which includes a revised
draft translocation program evaluation
as Appendix C), and initial regulatory
flexibility analysis (IRFA) that are
received or postmarked on or before
November 21, 2011.

ADDRESSES: Submitting Comments: You
may submit written comments on the
proposed rule, the revised draft SEIS,
and the IRFA by one of the following
methods:

• Electronically: Go to the Federal
eRulemaking Portal: http://
www.regulations.gov. In the Enter
Keyword or ID box, enter FWS–R8–
FHC–2011–0046, which is the docket
number for this rulemaking. Then click
on the Search button. On the resultant
screen, you may submit a comment by
clicking on “Submit a Comment.”

• By hard copy: Submit by U.S. mail
or hand-delivery to: Public Comments
0046; Division of Policy and Directives
Management; U.S. Fish and Wildlife
Service; 4401 N. Fairfax Drive, MS
2042–PDM; Arlington, VA 22203.

We will not accept email or faxes. We
will post all information received on
http://www.regulations.gov. This generally means that we will post any personal information you provide us (see the Public Comments section in our original proposed rule of August 26, 2011, for more details).

Obtaining Copies of Documents: The proposed rule, revised draft SEIS, and IFRA are available at the following places:
• Federal eRulemaking Portal: Go to http://www.regulations.gov. In the Enter Keyword or ID box, enter FWS–R8–FHC–2011–0046, which is the docket number for this rulemaking. Then click on the Search button. On the resultant screen, you may view supporting documents by clicking on the “Open Docket Folder” icon.
• Agency Web site: You can view supporting documents on our Web site at http://www.fws.gov/ventura/.
• Our office: You can make an appointment, during normal business hours, to view the documents, comments, and materials in person at the U.S. Fish and Wildlife Service, Ventura Fish and Wildlife Office, 2493 Portola Road, Suite B, Ventura, CA 93003–7726; by telephone (805) 644–1766; by facsimile (805/644–3958); or by visiting our Web site at http://www.fws.gov/ventura/.

FOR FURTHER INFORMATION CONTACT:
Lilian Carswell, at the above Ventura street address, by telephone (805) 644–1766, by facsimile (805) 644–3958, or by electronic mail (Lilian_Carswell@fws.gov). Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Services (FIRS) at (800) 877–8339.

SUPPLEMENTARY INFORMATION: We are responding to a request by the California Sea Urchin Commission, dated September 15, 2011, for a 45-day extension to the comment period on the proposed rule and revised draft SEIS. Court settlement deadlines prevent us from granting the full 45-day extension; however, we are reopening the comment period for 15 days. All comments must be received or postmarked on or before the date shown in DATES. Comments previously submitted on the proposed rule or revised draft SEIS need not be resubmitted and will be fully considered in preparation of the final rule. Your comments are part of the public record, and we will fully consider them in the preparation of our final determination.

Comments and materials we receive are available for public inspection, by appointment, during normal business hours at the address shown in the ADDRESSES section. Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Dated: October 21, 2011.

Rachel Jacobson,
Acting Assistant Secretary for Fish and Wildlife and Parks.

[FR Doc. 2011–28065 Filed 11–3–11; 8:45 am]