

proposed restrictions or the science and technical information, EPA's February 28, 2018 notice stated that such comments were "moot" in light of EPA's decision not to withdraw the Proposed Determination. 83 FR 8670. Although EPA is now withdrawing the Proposed Determination, such comments remain outside the bounds of EPA's basis for its decision. Indeed, EPA's July 19, 2017 notice indicated that it was "not soliciting comment on the proposed restrictions or science or technical information underlying the Proposed Determination." 82 FR 33124. Moreover, EPA's February 28, 2018 notice made clear that such comments were outside the scope. 83 FR 8898. As in EPA's prior notices, EPA is not basing its decision-making on technical consideration or judgments about whether the mine proposal will ultimately be found to meet the requirements of the 404(b)(1) Guidelines or results in "unacceptable adverse effects" under CWA section 404(c). The technical information is continuing to evolve through the ongoing section 404 and NEPA processes, and determinations under section 404 will be made in conjunction with, and based on, the record when it is fully developed. Rather, EPA is withdrawing its 2014 Proposed Determination based on the considerations described in this notice and is continuing to consider the technical issues through its engagement with the Corps in these procedures. EPA will continue to consider the relevant science and technical information, including the information underlying its 2014 Proposed Determination, as part of the ongoing permitting process. This effort includes consideration of "any other information that is relevant to protection of the world-class fisheries contained in the Bristol Bay watershed in light of the permit application that has now been submitted to the Corps." 83 FR 8670, February 28, 2018.

EPA's February 28, 2018 notice indicated that comments received on the Administrator's review "do not need to be addressed" because the Proposed Determination was not being withdrawn. *See* 83 FR 8670. In general, these comments advocated for or against the Administrator's review. Some commenters asked for additional opportunities for public input. EPA has satisfied all of the procedural requirements for withdrawing a proposed determination provided in 40 CFR 231.5(c). EPA's regulations do not require EPA to propose a withdrawal of a proposed determination and take public comment. EPA took that step to comply with its settlement agreement

obligation. EPA's regulations only require notification to all those that commented on the proposed determination or participated at the hearing and allow an opportunity for such persons to provide timely written recommendations concerning whether the Administrator should review the Regional Administrator's decision. 40 CFR 231.5(c); 44 FR 58081, October 9, 1979. EPA satisfied this requirement through its July 2017 notice. Through this process, the public had a full opportunity to comment on the very basis for EPA's withdrawal of the Proposed Determination and on whether the Administrator should review and reconsider the withdrawal. 82 FR 33124, July 19, 2017. EPA has now completed consideration of the issues raised as described in this notice. The General Counsel, who is the delegated official to act for the Administrator, did not notify the Regional Administrator of his intent to review as described in the regulations, thus ending the regulatory process.

EPA has also determined that it is unnecessary to seek additional public comment as indicated by the February 2018 **Federal Register** notice. Such an additional public comment is not required under EPA's regulations. EPA notes that it provided numerous opportunities for the public to comment on the Bristol Bay Watershed Assessment and Proposed Determination, including on the rationale for EPA's decision to withdraw the Proposed Determination. Furthermore, the Corps has provided an opportunity for the public to comment on the Draft EIS and the public has an opportunity to comment on the final EIS. *See* 40 CFR 1503.1(b). Finally, if EPA initiates the section 404(c) process pursuant to 40 CFR 231.3 in the future and proceeds to publish a new Proposed Determination, such a decision would be subject to notice and comment under EPA's regulations.

VI. Conclusion

This decision provides clarity and certainty that EPA Region 10 will be working through the Corps' permitting process, including as a cooperating agency, and the 404(q) MOA process for engagement on this matter. This notice concludes EPA's withdrawal process that was initiated on July 19, 2017 and suspended on January 26, 2018. As Regional Administrator and after conferring with EPA's General Counsel, I am providing notice of withdrawal of the 2014 Proposed Determination described herein under 40 CFR 231.5(c)(1).

Dated: July 30, 2019.

Chris Hladick,

Regional Administrator, EPA Region 10.

[FR Doc. 2019-18596 Filed 8-29-19; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OAR-2007-0358; FRL-9994-91-OMS]

Information Collection Request Submitted to OMB for Review and Approval; Comment Request; Responsible Appliance Disposal Program (Renewal)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The Environmental Protection Agency (EPA) has submitted an information collection request (ICR), Responsible Appliance Disposal Program (EPA ICR Number 2254.03, OMB Control Number 2060-0703) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act. This is a proposed extension of the ICR, which is currently approved through August 31, 2019. Public comments were previously requested via the **Federal Register** on February 8, 2019 during a 60-day comment period. This notice allows for an additional 30 days for public comments. A fuller description of the ICR is given below, including its estimated burden and cost to the public. An agency may not conduct or sponsor and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number.

DATES: Additional comments may be submitted on or before September 30, 2019.

ADDRESSES: Submit your comments, referencing Docket ID Number EPA-HQ-OAR-2007-0358, to (1) EPA online using www.regulations.gov (our preferred method), by email to a-and-r-docket@epa.gov, or by mail to: EPA Docket Center, Environmental Protection Agency, Mail Code 28221T, 1200 Pennsylvania Ave. NW, Washington, DC 20460, and (2) OMB via email to oir_submission@omb.eop.gov. Address comments to OMB Desk Officer for EPA.

EPA's policy is that all comments received will be included in the public docket without change including any personal information provided, unless the comment includes profanity, threats,

information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.

FOR FURTHER INFORMATION CONTACT:

Sally Hamlin, Stratospheric protection Division, Office of Atmospheric Programs (mail code 6205T), Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460; telephone number: (202) 343-9711; fax number: (202) 343-2362; email address: Hamlin.sally@epa.gov.

SUPPLEMENTARY INFORMATION:

Supporting documents, which explain in detail the information that the EPA will be collecting, are available in the public docket for this ICR. The docket can be viewed online at www.regulations.gov or in person at the EPA Docket Center, WJC West, Room 3334, 1301 Constitution Ave. NW, Washington, DC. The telephone number for the Docket Center is 202-566-1744. For additional information about EPA's public docket, visit <https://www.epa.gov/dockets>.

Abstract: The Responsible Appliance Disposal Program (RAD) is a voluntary partnership program sponsored by the Environmental Protection Agency (EPA) that reduces emissions of ozone depleting substances (ODS) that can be attributed to improper disposal of appliances. Appliances can contain ozone depleting refrigerants and foams as well as universal wastes such as mercury, used oil, and polychlorinated biphenyls (PCB). Federal law requires refrigerant recovery and proper management of universal waste but does not require the recovery of appliance foam. In addition to being ODS, foam blowing agents and refrigerants in appliances may also have high global warming potentials (GWPs). The RAD program works with utilities, retailers, manufacturers, state agencies, affiliates, and others to dispose of appliances using best environmental practices.

Form Numbers: 5900-32.

Respondents/affected entities: The following is a list of North American Industry Classification System (NAICS) codes for organizations potentially affected by the information requirements covered under this ICR are Utilities (2211), Manufacturers (3352), Retailers (443141), Universities (611310), and States/Municipalities (999300).

Respondent's obligation to respond: Voluntary.

Estimated number of respondents: 48 (over three years).

Frequency of response: Annual, and when desired.

Total estimated burden: 292 hours (per year). Burden is defined at 5 CFR 1320.03(b).

Total estimated cost: \$36,753 (per year), includes \$0 annualized capital or operation & maintenance costs.

Changes in Estimates: There is a decrease of 33 hours in the total estimated respondent burden compared with the 325 hours for the ICR currently approved by OMB. This decrease is due to a decrease in the number of respondents due to recycling industry changes, as well as a reduction in the number of partners participating in the program each year.

Courtney Kerwin,

Director, Regulatory Support Division.

[FR Doc. 2019-18731 Filed 8-29-19; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OECA-2012-0701; FRL-9998-33-OMS]

Information Collection Request Submitted to OMB for Review and Approval; Comment Request; NESHAP for Miscellaneous Coating Manufacturing (Renewal)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The Environmental Protection Agency (EPA) has submitted an information collection request (ICR), NESHAP for Miscellaneous Coating Manufacturing (EPA ICR Number 2115.07, OMB Control Number 2060-0535), to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act. This is a proposed extension of the ICR, which is currently approved through November 30, 2019. Public comments were previously requested, via the **Federal Register**, on May 6, 2019 during a 60-day comment period. This notice allows for an additional 30 days for public comments. A fuller description of the ICR is given below, including its estimated burden and cost to the public. An Agency may neither conduct nor sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

DATES: Additional comments may be submitted on or before September 30, 2019.

ADDRESSES: Submit your comments, referencing Docket ID Number EPA-HQ-OECA-2012-0701, to: (1) EPA

online using www.regulations.gov (our preferred method), or by email to docket.oeca@epa.gov, or by mail to: EPA Docket Center, Environmental Protection Agency, Mail Code 28221T, 1200 Pennsylvania Ave. NW, Washington, DC 20460; and (2) OMB via email to oira_submission@omb.eop.gov. Address comments to OMB Desk Officer for EPA.

EPA's policy is that all comments received will be included in the public docket without change, including any personal information provided, unless the comment includes profanity, threats, information claimed to be Confidential Business Information (CBI), or other information whose disclosure is restricted by statute.

FOR FURTHER INFORMATION CONTACT:

Patrick Yellin, Monitoring, Assistance, and Media Programs Division, Office of Compliance, Mail Code 2227A, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460; telephone number: (202) 564-2970; fax number: (202) 564-0050; email address: yellin.patrick@epa.gov.

SUPPLEMENTARY INFORMATION:

Supporting documents, which explain in detail the information that the EPA will be collecting, are available in the public docket for this ICR. The docket can be viewed online at www.regulations.gov, or in person at the EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave. NW, Washington, DC. The telephone number for the Docket Center is 202-566-1744. For additional information about EPA's public docket, visit: <http://www.epa.gov/dockets>.

Abstract: The National Emission Standards for Hazardous Air Pollutants (NESHAP) for Miscellaneous Coating Manufacturing (40 CFR part 63, subpart HHHHH) apply to new and existing facilities that: (1) Manufacture a miscellaneous coating (including inks, paints, or adhesives described by either Standard Industrial Classification (SIC) codes 285 or 289, or North American Industry Classification System (NAICS) codes 3255 or 3259); (2) are either located at, or are part of, major sources of hazardous air pollutant (HAP) emissions; (3) process, use, or produce HAP; and (4) are not part of an affected source under another subpart of 40 CFR part 63. New facilities include those that commenced either construction or reconstruction after April 4, 2002.

In general, all NESHAP standards require initial notifications, performance tests, and periodic reports by the owners/operators of the affected facilities. They are also required to