

SUPPLEMENTARY INFORMATION: San Joaquin County Department of Public Works has requested a temporary change to the operation of the Bacon Island Road Drawbridge, mile 8.6, over Middle River, between Bacon Island and Lower Jones Tract, CA. The drawbridge navigation span provides approximately 8 feet vertical clearance above Mean High Water in the closed-to-navigation position. In accordance with 33 CFR 117.171(a), the draw opens on signal from May 15 through September 15 from 9 a.m. to 5 p.m. From September 16 through May 14, the draw opens on signal from 9 a.m. to 5 p.m. from Thursday through Monday. At all other times, the draw shall open on signal if at least 12 hours notice is given to the San Joaquin County Department of Public Works at Stockton. Navigation on the waterway is commercial and recreational.

The drawspan will be secured in the closed-to-navigation position from 9 a.m. on September 8, 2014 to 5 p.m. on October 23, 2014, due to structural maintenance work in replacing the approach deck slabs. The work will require loss of power to the bridge electrical systems. This temporary deviation has been coordinated with the waterway users. No objections to the proposed temporary deviation were raised.

Vessels able to pass through the bridge in the closed position may do so at any time. The bridge will not be able to open for emergencies. Old River can be used as an alternate route for vessels unable to pass through the bridge in the closed position. The Coast Guard will inform waterway users of this temporary deviation via our Local and Broadcast Notices to Mariners, to minimize resulting navigational impacts.

In accordance with 33 CFR 117.35(e), the drawbridge must return to its regular operating schedule immediately at the end of the effective period of this temporary deviation. This deviation from the operating regulations is authorized under 33 CFR 117.35.

Dated: September 4, 2014.

D.H. Sulouff,

District Bridge Chief, Eleventh Coast Guard District.

[FR Doc. 2014-22588 Filed 9-22-14; 8:45 am]

BILLING CODE 9110-04-P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 117

[Docket No. USCG-2014-0829]

Drawbridge Operation Regulation; Willamette River, Portland, OR

AGENCY: Coast Guard, DHS.

ACTION: Notice of deviation from drawbridge regulation.

SUMMARY: The Coast Guard has issued a temporary deviation from the operating schedule that governs the Burlington Northern Santa Fe Railway Bridge, also known as the St. Johns RR Bridge, across the Willamette River, mile 6.9, at Portland, OR. The deviation is necessary to facilitate installation of new rail joints. This deviation allows the bridge to remain in the closed position during maintenance activities.

DATES: This deviation is effective from 7 a.m. on September 23, 2014 to 5 p.m. on October 2, 2014, and will be enforced from 7 a.m. to 5 p.m. on September 23, 2014; from 7 a.m. to 5 p.m. on September 25, 2014; from 7 a.m. to 5 p.m. on September 30, 2014; and from 7 a.m. to 5 p.m. on October 2, 2014.

ADDRESSES: The docket for this deviation, [USCG-2014-0829] is available at <http://www.regulations.gov>. Type the docket number in the "SEARCH" box and click "SEARCH." Click on Open Docket Folder on the line associated with this deviation. You may also visit the Docket Management Facility in Room W12-140 on the ground floor of the Department of Transportation West Building, 1200 New Jersey Avenue SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: If you have questions on this temporary deviation, call or email Mr. Steven Fischer, Bridge Administrator, Coast Guard Thirteenth District; telephone 206-220-7282, email steven.m.fischer3@uscg.mil. If you have questions on viewing the docket, call Cheryl Collins, Program Manager, Docket Operations, telephone 202-366-9826.

SUPPLEMENTARY INFORMATION: Burlington Northern Santa Fe (BNSF) Railway requested this deviation to facilitate the installation of new rail joints on the bridge. The bridge, also known as the St. Johns RR Bridge, crosses the Willamette River at mile 6.9 and provides 54 feet of vertical clearance above Columbia

River Datum 0.0 while in the closed position. Under normal operations, this bridge opens on signal as required by 33 CFR 117.5. The deviation period is from 7 a.m. to 5 p.m. on September 23, 2014; from 7 a.m. to 5 p.m. on September 25, 2014; from 7 a.m. to 5 p.m. on September 30, 2014; and from 7 a.m. to 5 p.m. on October 2, 2014. This deviation allows the lift span of the BNSF Railway Bridge across the Willamette River, mile 6.9, to remain in the closed position and need not open for maritime traffic during the periods listed above. The bridge shall operate in accordance to 33 CFR § 117.5 at all other times. BNSF will entertain requests from mariners to change the above listed schedule for emergent vessel arrivals or departures that are dependent on water level, given 72 hours advanced notice. The BNSF contact is Ron Berry, who can be reached at (913) 551-4164. Waterway usage on this stretch of the Willamette River includes vessels ranging from commercial tug and barge to small pleasure craft.

Vessels able to pass through the bridge in the closed positions may do so at any time. Barring coordination with BNSF, the bridge will not be able to open for emergencies, and there is no immediate alternate route for vessels to pass. The Coast Guard will also inform the users of the waterways through our Local and Broadcast Notices to Mariners of the change in operating schedule for the bridge so that vessels can arrange their transits to minimize any impact caused by the temporary deviation.

In accordance with 33 CFR 117.35(e), the drawbridge must return to its regular operating schedule immediately at the end of the effective period of this temporary deviation. This deviation from the operating regulations is authorized under 33 CFR 117.35.

Dated: September 9, 2014.

Steven M. Fischer,

Bridge Administrator, Thirteenth Coast Guard District.

[FR Doc. 2014-22591 Filed 9-22-14; 8:45 am]

BILLING CODE 9110-04-P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA-R09-OAR-2014-0469; FRL-9912-67-Region 9]

Revisions to the Arizona State Implementation Plan; State Stationary Source Rules

AGENCY: Environmental Protection Agency (EPA).

ACTION: Direct final rule.

SUMMARY: The Environmental Protection Agency (EPA) is taking direct final action to approve revisions to the Arizona State Implementation Plan (SIP). These revisions include two State statutes and certain State rules that govern stationary sources under the jurisdiction of the Arizona Department of Environmental Quality and that establish definitions and other general provisions; ambient air quality standards and area designations; and emissions limitations and other requirements for certain types of stationary sources. Generally, approval of these revisions updates and replaces previously approved provisions in the Arizona SIP, but the EPA is also approving a few rules that are new to the Arizona SIP and a few rescissions that remove certain other rules from the Arizona SIP without replacement. The EPA is approving these revisions because they meet all applicable requirements of the Clean Air Act.

DATES: This rule is effective on November 24, 2014 without further notice, unless EPA receives adverse comments by October 23, 2014. If we receive such comments, we will publish a timely withdrawal in the **Federal Register** to notify the public that this direct final rule will not take effect.

ADDRESSES: Submit comments, identified by docket number EPA-R09-OAR-2014-0469, by one of the following methods:

1. *Federal eRulemaking Portal:* www.regulations.gov. Follow the on-line instructions.

2. *Email:* steckel.andrew@epa.gov.

3. *Mail or Deliver:* Andrew Steckel (Air-4), U.S. Environmental Protection Agency Region IX, 75 Hawthorne Street, San Francisco, CA 94105-3901.

Instructions: All comments will be included in the public docket without change and may be made available online at www.regulations.gov, including any personal information provided, unless the comment includes Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Information that you consider CBI or otherwise protected should be clearly identified as such and should not be submitted through www.regulations.gov or email. www.regulations.gov is an “anonymous access” system, and EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send email directly to EPA, your email address will be automatically captured and included as part of the public comment. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses.

Docket: Generally, documents in the docket for this action are available electronically at www.regulations.gov and in hard copy at EPA Region IX, 75 Hawthorne Street, San Francisco, California 94105-3901. While all documents in the docket are listed at www.regulations.gov, some information may be publicly available only at the hard copy location (e.g., copyrighted material, large maps), and some may not be publicly available in either location (e.g., CBI). To inspect the hard copy materials, please schedule an appointment during normal business hours with the contact listed in the **FOR FURTHER INFORMATION CONTACT** section.

FOR FURTHER INFORMATION CONTACT: Christine Vineyard, EPA Region IX, (415) 947-4125, vineyard.christine@epa.gov.

SUPPLEMENTARY INFORMATION: Throughout this document, “we,” “us,” and “our” refer to the EPA.

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I. The State’s Submittal

A. What statutes and rules did the State submit?

On July 15, 1998, July 28, 2011, and October 29, 2012, the Arizona Department of Environmental Quality (ADEQ) submitted revisions to the Arizona State Implementation Plan (SIP). ADEQ supplemented the 1998 and 2011 submittals on May 16, 2014, and supplemented the 2012 submittal on September 6, 2013.

These revisions include certain statutes and rules regulating stationary sources under ADEQ’s jurisdiction. Under section 110(k)(3) of the Clean Air Act (CAA or “Act”), EPA is obligated to approve, disapprove, or conditionally approve SIPs and SIP revisions. Table 1 lists the statutes and rules that we are approving in today’s action with the corresponding effective dates and submittal dates.

TABLE 1—SUBMITTED ARIZONA STATUTES AND RULES APPROVED IN THIS ACTION

Arizona revised statutes (ARS) Section No.	Title	State effective date	Submitted
49-402	State and county control	Amended through Laws 2002, Ch. 110, § 1.	10/29/12
49-426 (excluding paragraphs D, E.1, F, I, J, and M) ¹ .	Permits; duties of director; exceptions; applications; objections; fees.	Amended through Laws 1997, Ch. 178, § 5.	07/28/11
Arizona Administrative Code (AAC) Rule No.	Title	Effective Date	Submitted
R18-2-101 [excluding definitions (2), (20), (32), (87), (109), and (122)] ² .	Definitions	Various	10/29/12
R18-2-102	Incorporated Materials	08/07/12	10/29/12
R18-2-201	Particulate Matter: PM ₁₀ and PM _{2.5}	08/07/12	10/29/12
R18-2-202	Sulfur Oxides (Sulfur Dioxide)	08/07/12	10/29/12
R18-2-203	Ozone: One-hour Standard and Eight-hour Averaged Standard.	08/07/12	10/29/12
R18-2-204	Carbon monoxide	09/26/90	07/28/11
R18-2-205	Nitrogen Oxides (Nitrogen Dioxide)	08/07/12	10/29/12
R18-2-206	Lead	08/07/12	10/29/12
R18-2-210	Attainment, Nonattainment, and Unclassifiable Area Designations.	08/07/12	10/29/12
R18-2-215	Ambient air quality monitoring methods and procedures	09/26/90	10/29/12
R18-2-216	Interpretation of Ambient Air Quality Standards and Evaluation of Air Quality Data.	03/07/09	10/29/12
R9-3-218 (rescission)	Violations	08/07/12 (repeal)	07/28/11
R18-2-601	General	11/15/93	07/15/98
R18-2-604	Open Areas, Dry Washes, or Riverbeds	11/15/93	07/15/98
R18-2-605	Roadways and Streets	11/15/93	07/15/98
R18-2-606	Material Handling	11/15/93	07/15/98
R18-2-607	Storage piles	11/15/93	07/15/98
R18-2-608	Mineral Tailings	03/07/09	07/28/11
R18-2-614	Evaluation of nonpoint source emissions	08/07/12	07/15/98
R18-2-701	Definitions	08/07/12	10/29/12
R18-2-703	Standards of Performance for Existing Fossil-fuel Fired Steam Generators and General Fuel-burning Equipment.	03/07/09	07/28/11
R18-2-704	Standards of Performance for Incinerators	08/04/07	07/28/11
R18-2-706	Standards of Performance for Existing Nitric Acid Plants	11/15/93	07/15/98
R18-2-707	Standards of Performance for Existing Sulfuric Acid Plants ...	11/15/93	07/15/98
R9-3-509 (rescission)	Standards of Performance for Existing Petroleum Refineries	Not yet repealed but no applicable sources.	07/15/98
R18-2-714	Standards of Performance for Existing Sewage Treatment Plants.	11/15/93	07/15/98
R18-2-715(F), (G) and (H)	Standards of Performance for Existing Primary Copper Smelters: Site-Specific Requirements.	03/07/09	07/28/11
R9-3-518 (rescission)	Standards of Performance for Existing Kraft Pulp Mills	08/04/07 (repeal)	07/28/11
R18-2-719	Standards of Performance for Existing Stationary Rotating Machinery.	03/07/09	07/28/11
R18-2-720	Standards of Performance for Existing Lime Manufacturing Plants.	03/07/09	07/28/11
R18-2-723	Standards of Performance for Existing Concrete Batch Plants	11/15/93	07/15/98
R18-2-724	Standards of Performance for Fossil-fuel Fired Industrial and Commercial Equipment.	03/07/09	07/28/11
R18-2-726	Standards of Performance for Sandblasting Operations	11/15/93	07/15/98
R18-2-728	Standards of Performance for Existing Ammonium Sulfide Manufacturing Plants.	11/15/93	07/15/98
R18-2-729	Standards of Performance for Cotton Gins	08/04/07	07/28/11
R18-2-730	Standards of Performance for Unclassified Sources	03/07/09	07/28/11
R18-2-732	Standards of Performance for Existing Hospital/Medical/Infectious Waste Incinerators.	08/04/07	07/28/11
Appendix 2	Test Methods and Protocols	10/03/05	07/28/11
Appendix 10 (rescission)	Evaluation of Air Quality Data	03/07/09 (repeal)	07/28/11
Appendix 11 (rescission)	Allowable Particulate Emissions Computations	03/07/09 (repeal)	07/28/11
Not applicable	Arizona Testing Manual for Air Pollutant Emissions, Revision F, March 1992, Section 1.	March 1992	07/28/11

B. Are there previous versions of the statutes and rules in the Arizona SIP?

Most of the submitted statutes and rules will supersede or replace previously-approved versions in the Arizona SIP. See table 2 below for the

statutes or rules that are superseded by approval of the statutes and rules covered in this action, and the dates on which the previous versions were approved by EPA. Table 2 also lists the existing SIP rules that are being deleted from the SIP without replacement along

with the dates that they were approved by EPA. The following rules are new to the SIP: R18–2–102 (“Incorporated Materials”), R18–2–210 (“Attainment, Nonattainment, and Unclassifiable Area Designations”), and Appendix 2 (“Test Methods and Protocols”).

TABLE 2—SIP STATUTES AND RULES SUPERSEDED OR DELETED FROM ARIZONA SIP IN THIS ACTION

Arizona Revised Statutes (ARS) Section No.	Title	Existing SIP statute that is superseded by this action	Previous approval
49–402	State and county control	49–402	65 FR 36353 (June 8, 2000).
49–426 (excluding paragraphs D, E.1, F, I, J, and M).	Permits; duties of director; exceptions; applications; objections; fees.	36–1707.01	47 FR 26382 (June 18, 1982).
Arizona Administrative Code (AAC) Rule No.	Title	Existing SIP Rule that is superseded (entirely or in part) or deleted by this action	Previous approval
R18–2–101 [excluding definitions (2), (20), (32), (87), (109), and (122)] ³ .	Definitions	R9–3–101; R9–3–102; R18–2–101.	43 FR 33245 (July 31, 1978); 47 FR 17483 (April 23, 1982); 47 FR 42572 (September 28, 1982); 48 FR 19878 (May 3, 1983); 69 FR 51952 (August 24, 2004).
R18–2–201	Particulate Matter: PM ₁₀ and PM _{2.5} .	R3–3–201	49 FR 41026 (October 19, 1984).
R18–2–202	Sulfur Oxides (Sulfur Dioxide)	R3–3–202	49 FR 41026 (October 19, 1984).
R18–2–203	Ozone: One-hour Standard and Eight-hour Averaged Standard.	R3–3–204	49 FR 41026 (October 19, 1984).
R18–2–204	Carbon monoxide	R9–3–205	49 FR 41026 (October 19, 1984).
R18–2–205	Nitrogen Oxides (Nitrogen Dioxide).	R3–3–206	49 FR 41026 (October 19, 1984).
R18–2–206	Lead	R3–3–207	49 FR 41026 (October 19, 1984).
R18–2–215	Ambient air quality monitoring methods and procedures.	R9–3–215	49 FR 41026 (October 19, 1984).
R18–2–216	Interpretation of Ambient Air Quality Standards and Evaluation of Air Quality Data.	R9–3–216 (paragraph A)	47 FR 17483 (April 23, 1982).
R9–3–218 (rescission)	Violations	R9–3–218 (deleted from SIP)	49 FR 41026 (October 19, 1984).
R18–2–601	General	R9–3–401	47 FR 17483 (April 23, 1982).
R18–2–604	Open Areas, Dry Washes, or Riverbeds.	R9–3–404	49 FR 41026 (October 19, 1984).
R18–2–605	Roadways and Streets	R9–3–405	47 FR 17483 (April 23, 1982).
R18–2–606	Material Handling	R9–3–406	47 FR 17483 (April 23, 1982).
R18–2–607	Storage piles	R9–3–407	47 FR 17483 (April 23, 1982).
R18–2–608	Mineral Tailings	R9–3–408	47 FR 17483 (April 23, 1982).
R18–2–614	Evaluation of nonpoint source emissions.	R9–3–410	47 FR 17483 (April 23, 1982).
R18–2–701	Definitions	R9–3–101; R18–2–101	47 FR 17483 (April 23, 1982); 47 FR 42572 (September 28, 1982); 48 FR 19878 (May 3, 1983); 49 FR 41026 (October 19, 1984); 69 FR 51952 (August 24, 2004).
R18–2–703	Standards of Performance for Existing Fossil-fuel Fired Steam Generators and General Fuel-burning Equipment.	R9–3–503	47 FR 17483 (April 23, 1982).
R18–2–704	Standards of Performance for Incinerators.	R9–3–504	47 FR 17483 (April 23, 1982).
R18–2–706	Standards of Performance for Existing Nitric Acid Plants.	R9–3–506	47 FR 17483 (April 23, 1982).
R18–2–707	Standards of Performance for Existing Sulfuric Acid Plants.	R9–3–507	47 FR 17483 (April 23, 1982).

¹ The EPA will be taking action on ARS section 49–426(F) in a separate rulemaking action that will relate to Arizona’s amended New Source Review program. ADEQ does not intend the other

paragraphs that are listed (i.e., D, E.1, I, J, and M) to be part of the Arizona SIP.

² The EPA will be taking action on the following six definitions in R18–2–101 in a separate rulemaking action that will relate to Arizona’s

amended New Source Review program: “actual emissions,” “begin actual construction,” “construction,” “net emissions increase,” “potential to emit,” and “regulated NSR pollutant.”

Arizona Administrative Code (AAC) Rule No.	Title	Existing SIP Rule that is superseded (entirely or in part) or deleted by this action	Previous approval
R9-3-509 (rescission)	Standards of Performance for Existing Petroleum Refineries.	R9-3-509 (deleted from SIP)	47 FR 17483 (April 23, 1982).
R18-2-714	Standards of Performance for Existing Sewage Treatment Plants.	R9-3-514	47 FR 17483 (April 23, 1982).
R18-2-715(F), (G), (H)	Standards of Performance for Existing Primary Copper Smelters: Site-Specific Requirements.	R18-2-715(F), (G), (H)	69 FR 63321 (November 1, 2004).
R9-3-518 (rescission)	Standards of Performance for Existing Kraft Pulp Mills.	R9-3-518 (deleted from SIP)	47 FR 42572 (September 28, 1982); 47 FR 17483 (April 23, 1982).
R18-2-719	Standards of Performance for Existing Stationary Rotating Machinery.	R9-3-519	47 FR 17483 (April 23, 1982).
R18-2-720	Standards of Performance for Existing Lime Manufacturing Plants.	R9-3-520	47 FR 42572 (September 28, 1982); 47 FR 17483 (April 23, 1982).
R18-2-723	Standards of Performance for Existing Concrete Batch Plants.	R9-3-523	47 FR 17483 (April 23, 1982).
R18-2-724	Standards of Performance for Fossil-fuel Fired Industrial and Commercial Equipment.	R9-3-524	47 FR 17483 (April 23, 1982).
R18-2-726	Standards of Performance for Sandblasting Operations.	R9-3-526	47 FR 17483 (April 23, 1982).
R18-2-728	Standards of Performance for Existing Ammonium Sulfide Manufacturing Plants.	R9-3-528	47 FR 17483 (April 23, 1982).
R18-2-729	Standards of Performance for Cotton Gins.	R9-3-529	49 FR 41026 (October 19, 1984).
R18-2-730	Standards of Performance for Unclassified Sources.	R9-3-502	49 FR 41026 (October 19, 1984).
R18-2-732	Standards of Performance for Existing Hospital/Medical/Infectious Waste Incinerators.	R9-3-504	47 FR 17483 (April 23, 1982).
Appendix 10 (rescission)	Evaluation of Air Quality Data	Appendix 10 (deleted from SIP) ...	47 FR 17483 (April 23, 1982).
Appendix 11 (rescission)	Allowable Particulate Emissions Computations.	Appendix 11 (deleted from SIP) ...	49 FR 41026 (October 19, 1984); corrected at 69 FR 2509 (January 16, 2004).
Not applicable	Arizona Testing Manual for Air Pollutant Emissions, Revision F, March 1992, Section 1.	Arizona Testing Manual for Air Pollutant Emissions, Section 1.	47 FR 17483 (April 23, 1982).

C. What is the purpose of the submitted statutes and rules?

ADEQ submitted the statutes and rules to update the Arizona SIP and to delete rules that have been repealed or are otherwise unnecessary to retain in the SIP because the sources to which the requirements had applied no longer exist. The requirements set forth in the submitted statutes and rules include the types of requirements that are needed to comply with CAA section 110(a). EPA's technical support document (TSD) has more information about these statutes and rules.

³ The EPA will be taking action on the following six definitions in R18-2-101 in a separate rulemaking action that will relate to Arizona's amended New Source Review program: "actual emissions," "begin actual construction," "construction," "net emissions increase," "potential to emit," and "regulated NSR pollutant."

II. EPA's Evaluation and Action

A. How is EPA evaluating the submitted provisions?

Generally, SIP requirements must be enforceable (see section 110(a) of the Act) and must not modify the SIP inconsistent with sections 110(l) and 193.

B. Do the submitted provisions meet all applicable requirements?

The statutes and rule revisions approved herein generally renumber and otherwise update statutes and rules that we approved previously in the Arizona SIP. The updated statutes and rules approved herein do not relax any existing emissions limits or standards and meet all applicable requirements. Our approval of them is consistent with the relevant policy and guidance regarding enforceability and SIP relaxations. The TSD has more information on our evaluation.

C. Public Comment and Final Action

As authorized in section 110(k)(3) of the Act, the EPA is approving the submitted statutes and rule revisions listed in table 1 because we believe they meet all relevant CAA requirements. We do not think anyone will object to this approval, so we are finalizing it without proposing it in advance. However, in the Proposed Rules section of this **Federal Register**, we are simultaneously proposing approval of the same submitted revisions. If we receive adverse comments by October 23, 2014, we will publish a timely withdrawal in the **Federal Register** to notify the public that the direct final approval will not take effect and we will address the comments in a subsequent final action based on the proposal. If we do not receive timely adverse comments, the direct final approval will be effective without further notice on November 24, 2014. This will incorporate these statutes and rule revisions into the federally enforceable SIP.

III. 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 approves State statutes and rule revisions 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 Act of 1995 (15 U.S.C. 272 note) because application of those requirements would be inconsistent with the Clean Air Act; and
- Does not provide EPA with the discretionary authority to address disproportionate human health or environmental effects with practical, appropriate, 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.

The Congressional Review Act, 5 U.S.C. 801 *et seq.*, as added by the Small Business Regulatory Enforcement Fairness Act of 1996, generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States. EPA will submit a report containing this action and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of the rule in the **Federal Register**. A major rule cannot take effect until 60 days after it is published in the **Federal Register**. This action is not a "major rule" as defined by 5 U.S.C. 804(2).

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by November 24, 2014. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this action for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. Parties with objections to this direct final rule are encouraged to file a comment in response to the parallel notice of proposed rulemaking for this action published in the Proposed Rules section of today's **Federal Register**, rather than file an immediate petition for judicial review of this direct final rule, so that EPA can withdraw this direct final rule and address the comment in the proposed rulemaking. This action may not be challenged later in proceedings to enforce its requirements (see section 307(b)(2)).

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Incorporation by reference, Intergovernmental relations, Particulate matter, Reporting and recordkeeping requirements.

Dated: May 30, 2014.

Jared Blumenfeld,
Regional Administrator, Region IX.

Editorial Note: This document was received for publication by the Office of Federal Register on September 17, 2014.

Part 52, Chapter I, title 40 of the Code of Federal Regulations is amended as follows:

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

■ 1. The authority citation for part 52 continues to read as follows:

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

Subpart D—Arizona

- 2. Section 52.120 is amended by:
 - a. Adding paragraphs (c)(27)(i)(C), (c)(43)(i)(C), (c)(45)(i)(D), (c)(50)(i)(C), (c)(54)(i)(G), and (c)(56)(i)(C);
 - b. Revising paragraph (c)(110) introductory text; and
 - c. Adding paragraphs (c)(110)(i)(A)(3), (c)(161), and (c)(162) to read as follows:

§ 52.120 Identification of plan.

* * * * *

- (c) * * *
- (27) * * *
- (i) * * *

(C) Previously approved on April 23, 1982, in paragraph (c)(27)(i)(B) of this section and now deleted without replacement: R9-3-518 (Paragraphs B and C) and Appendix 10 (Sections A10.1.3.3, A10.1.4 and A10.2.2 to A10.3.4).

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- (43) * * *
- (i) * * *

(C) Previously approved on April 23, 1982, in paragraph (c)(43)(i)(B) of this section and now deleted without replacement: R9-3-518 (Paragraph A.1 to A.5).

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- (45) * * *
- (i) * * *

(D) Previously approved on April 23, 1982, in paragraph (c)(45)(i)(B) of this section and now deleted without replacement: R9-3-509 and Appendix 10 (Sections A10.2 and A10.2.1).

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- (50) * * *
- (i) * * *

(C) Previously approved on April 23, 1982, in paragraph (c)(50)(i)(A) of this section and now deleted without replacement: Appendix 10 (Sections A10.1-A10.1.3.2).

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- (54) * * *
- (i) * * *

(G) Previously approved on September 28, 1982, in paragraph (c)(54)(i)(C) of this section and now deleted without replacement: R9-3-518 (paragraphs A to A.1 and A.2).

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- (56) * * *
- (i) * * *

(C) Previously approved on October 19, 1984, in paragraph (c)(56)(i)(A) of

this section and now deleted without replacement: R9-3-218 and Appendix 11.

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(110) New and amended regulations were submitted on July 15, 1998, and supplemented on May 16, 2014, by the Governor's designee.

(i) * * *

(A) * * *

(3) Arizona Administrative Code, title 18 ("Environmental Quality"), chapter 2 ("Department of Environmental Quality—Air Pollution Control"), supp. 12-2, June 30, 2012: R18-2-601 ("General"); R18-2-604 ("Open Areas, Dry Washes, or Riverbeds"); R18-2-605 ("Roadways and Streets"); R18-2-606 ("Material Handling"); R18-2-607 ("Storage Piles"); and R18-2-614 ("Evaluation of Nonpoint Source Emissions"); R18-2-706 ("Standards of Performance for Existing Nitric Acid Plants"); R18-2-707 ("Standards of Performance for Existing Sulfuric Acid Plants"); R18-2-714 ("Standards of Performance for Existing Sewage Treatment Plants"); R18-2-723 ("Standards of Performance for Existing Concrete Batch Plants"); R18-2-726 ("Standards of Performance for Sandblasting Operations"); and R18-2-728 ("Standards of Performance for Existing Ammonium Sulfide Manufacturing Plants").

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(161) The following plan revision was submitted on July 28, 2011, and supplemented on May 16, 2014, by the Governor's designee.

(i) Incorporation by reference.

(A) Arizona Department of Environmental Quality.

(1) West's Arizona Revised Statutes, 2012-2013 Compact Edition; title 49 ("Environment"), chapter 3 ("Air Quality"), article 2 ("State Air Pollution Control") section 49-426 ("Permits; duties of director; exceptions; applications; objections; fees"), excluding paragraphs (D), (E)(1), (F), (I), (J), and (M).

(2) Arizona Administrative Code, title 18 ("Environmental Quality"), chapter 2 ("Department of Environmental Quality—Air Pollution Control"), supp. 09-1, March 31, 2009: R18-2-608 ("Mineral Tailings"); R18-2-703 ("Standards of Performance for Fossil-fuel Fired Steam Generators and General Fuel-burning Equipment"); R18-2-704 ("Standards of Performance for Incinerators"); R18-2-715 ("Standards of Performance for Existing Primary Copper Smelters; Site-Specific Requirements"), excluding paragraphs (A) through (E); R18-2-720 ("Standards of Performance for Existing Lime

Manufacturing Plants"); R18-2-724 ("Standards of Performance for Fossil-fuel Fired Industrial and Commercial Equipment"); R18-2-729 ("Standards of Performance for Cotton Gins"); and R18-2-730 ("Standards of Performance for Unclassified Sources").

(3) Arizona Administrative Code, title 18 ("Environmental Quality"), chapter 2 ("Department of Environmental Quality—Air Pollution Control"), supp. 09-2, June 30, 2009: R18-2-732 ("Standards of Performance for Existing Hospital/Medical/Infectious Waste Incinerators").

(4) Arizona Administrative Code, title 18 ("Environmental Quality"), chapter 2 ("Department of Environmental Quality—Air Pollution Control"), supp. 12-2, June 30, 2012: R18-2-204 ("Carbon Monoxide"); R18-2-719 ("Standards of Performance for Existing Stationary Rotating Machinery"); and Appendix 2 ("Test Methods and Protocols").

(5) Arizona Testing Manual for Air Pollutant Emissions, Revision F, March 1992, excluding sections 2 through 7.

(162) The following plan revision was submitted on October 29, 2012, and supplemented on September 6, 2013, by the Governor's designee.

(i) Incorporation by reference.

(A) Arizona Department of Environmental Quality

(1) West's Arizona Revised Statutes, 2012-2013 Compact Edition; title 49 ("Environment"), chapter 3 ("Air Quality"), section 49-402 ("State and county control").

(2) Arizona Administrative Code, title 18 ("Environmental Quality"), chapter 2 ("Department of Environmental Quality—Air Pollution Control"), supp. 12-2, June 30, 2012: R18-2-101 ("Definitions"), excluding definitions (2), (20), (32), (87), (109), and (122); R18-2-102 ("Incorporated Materials"); R18-2-201 ("Particulate matter: PM₁₀ and PM_{2.5}"); R18-2-202 ("Sulfur Oxides (Sulfur Dioxide)"); R18-2-203 ("Ozone: One-hour Standard and Eight-hour Averaged Standard") R18-2-205 ("Nitrogen Oxides (Nitrogen Dioxide)"); R18-2-206 ("Lead"); R18-2-210 ("Attainment, Nonattainment, and Unclassifiable Area Designations"); R18-2-215 ("Ambient air quality monitoring methods and procedures"); R18-2-216 ("Interpretation of Ambient Air Quality Standards and Evaluation of Air Quality Data"); and R18-2-701 ("Definitions").

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DEPARTMENT OF HOMELAND SECURITY

48 CFR Parts 3002, 3007, 3009, 3016, 3034, 3035, and 3052

[Docket No. DHS-2009-0006]

RIN 1601-AA49

Homeland Security Acquisition Regulation; Lead System Integrators [HSAR Case 2009-003]

AGENCY: Office of the Chief Procurement Officer, DHS

ACTION: Final rule.

SUMMARY: This final rule implements statutory restrictions on contractors acting as lead system integrators in the acquisition of DHS major systems, if they have direct financial interests in the development or construction of the system.

DATES: *Effective Date:* This rule is effective September 23, 2014.

FOR FURTHER INFORMATION CONTACT: Nancy Harvey, Senior Procurement Analyst, at (202) 447-0956 for clarification of content. Please cite HSAR Case 2009-003.

SUPPLEMENTARY INFORMATION:

- I. Background
- II. Discussion of Comments
- III. Discussion of Final Rule
- IV. Regulatory Analyses
 - A. Executive Order 12866 Assessment
 - B. Regulatory Flexibility Act
 - C. Paperwork Reduction Act
 - D. National Environmental Policy Act

I. Background

DHS published an interim rule at 75 FR 41097 on July 15, 2010 to implement section 6405 of the U.S. Troop Readiness, Veterans' Care, Katrina Recovery, and Iraq Accountability Appropriations Act, 2007, Public Law 110-28, 121 Stat. 112, 176 (2007) (codified as 6 U.S.C. 396; hereinafter "Section 396"). Section 396 places limits on firms that can serve as lead system integrators on DHS acquisitions of major systems. Such contractors may have no direct financial interest in the development or construction of any individual system or element of any system of systems they would integrate, unless one of the exceptions stated in the rule has been satisfied.

This final rule adopts the interim rule with minor changes to the authorities to conform to Public Law 111-350, the recodification of title 41 of the United States Code, and to remove references to DHS's internal delegation of authorities that do not directly affect the HSAR.