

properties. On September 1, 1999, we requested comments on Louisiana's amendment (Administrative Record No. LA-364.02), but neither responded to our request.

V. Director's Decision

Based on the above findings, we approve the amendment as sent to us by Louisiana on August 23, 1999. We approve the statutes that Louisiana proposed with the provision that they be published in identical form to the statutes sent to and reviewed by OSM and the public.

To implement this decisions, we are amending the Federal regulations at 30 CFR Part 918, which codify decisions concerning the Louisiana program. We are making this final rule effective immediately to expedite the State program amendment process and to encourage Louisiana to bring its program into conformity with the Federal standards. SMCRA requires consistency of State and Federal standards.

VI. Procedural Determinations

Executive Order 12866

The Office of Management and Budget (OMB) exempts this rule from review under Executive Order 12866 (Regulatory Planning and Review).

Executive Order 12988

The Department of the Interior has conducted the reviews required by section 3 of Executive Order 12988 (Civil Justice Reform) and has determined that, to the extent allowed by law, this rule meets the applicable standards of subsections (a) and (b) of that section. However, these standards are not applicable to the actual language

of State regulatory programs and program amendments since each program is drafted and promulgated by a specific State, not by OSM. Under sections 503 and 505 of SMCRA (30 U.S.C. 1253 and 1255) and 30 CFR 730.11, 732.15, and 732.17(h)(10), decisions on State regulatory programs and program amendments must be based solely on a determination of whether the submittal is consistent with SMCRA and its implementing Federal regulations and whether the other requirements of 30 CFR Parts 730, 731, and 732 have been met.

National Environmental Policy Act

This rule does not require an environmental impact statement since section 702(d) of SMCRA (30 U.S.C. 1292(d)) provides that agency decisions on State regulatory program provisions do not constitute major Federal actions within the meaning of section 102(2)(C) of the National Environmental Policy Act (42 U.S.C. 4332(2)(C)).

Paperwork Reduction Act

This rule does not contain information collection requirements that require approval by OMB under the Paperwork Reduction Act (44 U.S.C. 3507 *et seq.*).

Regulatory Flexibility Act

The Department of the Interior has determined that this rule will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). The State submittal which is the subject of this rule is based upon corresponding Federal regulations for which an economic analysis was prepared and certification made that such regulations would not have a

significant economic effect upon a substantial number of small entities. Therefore, this rule will ensure that existing requirements previously published by OSM will be implemented by the State. In making the determination as to whether this rule would have a significant economic impact, the Department relied upon the data and assumptions for the corresponding Federal regulations.

Unfunded Mandates

OSM has determined and certifies under the Unfunded Mandates Reform Act (2 U.S.C. 1502 *et seq.*) that this rule will not impose a cost of \$100 million or more in any given year on local, state, or tribal governments or private entities.

List of Subjects in 30 CFR Part 918

Intergovernmental relations, Surface mining, Underground mining.

Dated: November 19, 1999.

Charles E. Sandberg,

Acting Regional Director, Mid-Continent Regional Coordinating Center.

For the reasons set out in the preamble, 30 CFR Part 918 is amended as set forth below:

PART 918—LOUISIANA

1. The authority citation for Part 918 continues to read as follows:

Authority: 30 U.S.C. 1201 *et seq.*

2. Section 918.15 is amended in the table by adding a new entry in chronological order by "Date of final publication" to read as follows:

§ 918.15 Approval of Louisiana regulatory program amendments.

* * * * *

Original amendment submission date	Date of final publication	Citation/description
* * *	* * *	* * *
August 23, 1999	December 7, 1999	R.S. 30:907(B)(16) through (20); (C); and 927(2).

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DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 117

[CGD11-99-017]

Drawbridge Operation Regulations; China Basin, Mission Creek, CA

AGENCY: Coast Guard, DOT.

ACTION: Notice of temporary deviation from regulations.

SUMMARY: The Coast Guard has issued a temporary deviation to the regulations governing operation of the City and County of San Francisco 3rd Street (Lefty O'Doul) bascule bridge which spans the China Basin portion of Mission Creek (also known as the Channel Street Waterway) mile 0.0, in San Francisco, San Francisco County, California. The deviation specifies that the bridge need not open for the passage of vessels from December 1, 1999

through January 31, 2000. Normally, the 3rd Street Bridge opens on one-hour advance notice. The deviation is needed to allow the City and County of San Francisco and its contractors to complete bridge seismic retrofit and rehabilitation. That work requires the bridge to remain in the closed to navigation position.

DATES: The deviation is effective from 8 a.m., December 1, 1999 through 5 p.m., January 31, 2000.

FOR FURTHER INFORMATION CONTACT: Mr. Jerry Olmes, Bridge Management Specialist, Eleventh Coast Guard

District, Building 50-6 Coast Guard Island, Alameda, CA 94501-5100, telephone (510) 437-3515.

SUPPLEMENTARY INFORMATION: The Coast Guard anticipates that economic consequences of this deviation will be minimal. The bridge provides only 1 foot vertical clearance over Mean High Water in the closed position. The City and County of San Francisco held an Open House on June 24, 1999 to advise concerned parties of the proposed work, and has scheduled the work to minimize impacts on navigation.. A cruise vessel which berths immediately upstream of the bridge has been able to secure alternative moorings during the work. The work is scheduled when recreational boating is minimal, and the City and County have provided alternative moorings to one mariner who normally berths at the Mission Creek Harbor Association moorings upstream of the bridge, but who desired to moor downstream of the bridge during the closed period. The closure will preclude the use of the San Francisco fire boat or other emergency watercraft upstream of the bridge, however, all moorings can be accessed via city streets by land based emergency equipment.

This deviation from the normal operating regulations in 33 CFR 117.149 is authorized in accordance with the provisions of 33 CFR 117.35.

Dated: November 24, 1999.

C.D. Wurster,

Captain, U.S. Coast Guard, Acting Commander, Eleventh Coast Guard District.
[FR Doc. 99-31645 Filed 12-6-99; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[Region VII Tracking No. 088-1088; FRL-6501-4]

Approval and Promulgation of Air Quality Implementation Plans; State of Iowa; Correction

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule; correcting amendment.

SUMMARY: This document corrects an error in the amendatory instruction in a direct final rule pertaining to the Cedar Rapids, Iowa, attainment and maintenance of the sulfur dioxide National Ambient Air Quality Standard regulation.

EFFECTIVE DATE: December 7, 1999.

FOR FURTHER INFORMATION CONTACT: Edward West at (913) 551-7330.

SUPPLEMENTARY INFORMATION: EPA published a document on March 11, 1999 (64 FR 12087), inadvertently omitting a revision to the nonregulatory tables in paragraph (e). This document adds that revision.

Administrative Requirements

Under Executive Order (E.O.) 12866 (58 FR 51735, October 4, 1993), this action is not a "significant regulatory action" and is therefore not subject to review by the Office of Management and Budget. In addition, this action does not impose any enforceable duty or contain any unfunded mandate as described in the Unfunded Mandates Reform Act of 1995 (Public Law 104-4), or require prior consultation with state officials as specified by E.O. 12875 (58 FR 58093, October 28, 1993), or involve special consideration of environmental justice related issues as required by E.O. 12898 (59 FR 7629, February 16, 1994).

Because this corrective rulemaking action is not subject to notice-and-

comment requirements under the Administrative Procedure Act or any other statute, it is not subject to the provisions of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*).

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 rule and other required information to the United States Senate, the United States House of Representatives, and the Comptroller General of the United States prior to publication of the rule in the **Federal Register**. This amendment to the rule for the Cedar Rapids, Iowa, attainment and maintenance of the sulfur dioxide National Ambient Air Quality Standard regulation is not a "major rule" as defined by 5 U.S.C. 804(2).

Dated: November 9, 1999.

Dennis Grams, P.E.,

Regional Administrator, Region VII.

Part 52 of chapter I, title 40, *Code of Federal Regulations*, is amended as follows:

PART 52—[AMENDED]

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

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

Subpart Q—Indiana

2. Section 52.820 is amended by adding an entry to the table in paragraph (e) to read as follows:

§ 52.820 Identification of plan.

* * * * *

(e) The EPA approved nonregulatory provisions and quasi-regulatory measures.

EPA—APPROVED IOWA NONREGULATORY PROVISIONS

Name of nonregulatory SIP provision	Applicable geographic or non-attainment area	State submittal date	EPA approval date	Explanation
*	*	*	*	*
SO ₂ Control Plan	Cedar Rapids, Iowa	9/11/98	3/11/99, 64 FR 12090.	

[FR Doc. 99-31538 Filed 12-6-99; 8:45 am]

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