

⁶ Seattle Traffic may direct a vessel to monitor the other primary VTS frequency 156.250 MHz (Channel 5A or 14) depending on traffic density, weather conditions, or other safety factors, rather than strictly adhering to the designated frequency required for each monitoring area as defined above. This does not require a vessel to monitor both primary frequencies.

PART 161—VESSEL TRAFFIC MANAGEMENT

Authority: 33 U.S.C. 1223, 1231; 49 CFR 1.46.

column and the entry for Puget Sound, Seattle Traffic to read as follows:

3. The authority citation for part 161 continues to read as follows:

4. In § 161.12, in table 161.12(b), revise the heading for the second

§ 161.12 Vessel operating requirements.

TABLE 161.12(B)—VESSEL TRAFFIC SERVICES (VTS) CALL SIGNS, DESIGNATED FREQUENCIES, AND MONITORING AREAS

Vessel traffic services call sign	Designated frequency ¹ (channel designation)	Monitoring area
Puget Sound ⁴ Seattle Traffic ⁵	156.700 MHz (Ch.14)	The navigable waters of Puget Sound, Hood Canal and adjacent waters south of a line connecting Nodule Point (48°01.5'N 122°40.05'W) and Bush Point (48°01.5'N 122°36.23'W) in Admiralty Inlet and south of a line drawn due east from the southernmost tip of Possession Point (47°34'N 122°40'W) on Whidbey Island to the shoreline.
	156.250 MHz (Ch.5A)	The navigable waters of the Strait of Juan de Fuca east of 124°40'W, excluding the waters in the central portion of the Strait of Juan de Fuca north and east of Race Rocks (48°18'N 123°32'W); the navigable waters of the Strait of Georgia east of 122°52'W; the San Juan Island Archipelago, Rosario Strait, Bellingham Bay; Admiralty of Juan de Fuca north and east of Race Rocks (48°18'N 123°32'W); the navigable waters of the Strait of Georgia east of 122°52'W; the San Juan Island Archipelago, Rosario Strait, Bellingham Bay; Admiralty Inlet north of a line connecting Nodule Point (48°01.5'N 122°40.05'W) and Bush Point (48°01.5'N 122°36.23'W) and all waters of Whidbey Island north of a line drawn due east from the southernmost tip of Possession Point (47°34'N 122°40'W) on Whidbey Island to the shoreline.

Notes:

¹ In the event of a communication failure either by the vessel traffic center or the vessel or radio congestion on a designated VTS frequency, communications may be established on an alternate VTS frequency. The bridge-to-bridge navigational frequency, 156.650 MHz (Channel 13), is monitored in each VTS area; and it may be used as an alternate frequency, however, only to the extent that doing so provides a level of safety beyond that provided by other means.

⁴ A Cooperative Vessel Traffic Service was established by the United States and Canada within adjoining waters. The appropriate vessel traffic center administers the rules issued by both nations; however, it will enforce only its own set of rules within its jurisdiction.

⁵ Seattle Traffic may direct a vessel to monitor the other primary VTS frequency, 156.250 MHz (Channel 5A or 14) depending on traffic density, weather conditions, or other safety factors, rather than strictly adhering to the designated frequency required for each monitoring area as defined above. This does not require a vessel to monitor both primary frequencies.

Dated: December 3, 1999.
Joseph J. Angelo,
Acting Assistant Commandant for Marine Safety and Environmental Protection.
 [FR Doc. 99-32097 Filed 12-13-99; 8:45 am]
BILLING CODE 4910-15-U

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 9

[FRL-6505-8]

OMB Approvals Under the Paperwork Reduction Act; Technical Amendment

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: In compliance with the Paperwork Reduction Act (PRA), this technical amendment amends the table

that lists the Office of Management and Budget (OMB) control numbers issued under the Paperwork Reduction Act for Risk Management Program Requirements and Petitions to Modify the List of Regulated Substances under Section 112(r) of the Clean Air Act. The final rule establishing the list of regulated substances and threshold quantities under CAA section 112(r) was published on January 31, 1994 (59 FR 4478, "List Rule"), which also includes provisions and procedures for submitting a petition to add or delete a substance. The requirements for the Risk Management Program was published on June 20, 1996 (61 FR 31668, "RMP Rule"). EPA combined the information collection requirements promulgated under these two rules.

EFFECTIVE DATE: December 14, 1999.

FOR FURTHER INFORMATION CONTACT: Sicy Jacob, 202-260-7249.

SUPPLEMENTARY INFORMATION: EPA is amending the table of currently approved information collection request (ICR) control numbers issued by OMB for various regulations. This amendment updates the table to list those information collection requirements in the List Rule and the RMP Rule. EPA combined the information collection requirements promulgated under these two rules, which was approved by OMB on September 30, 1999 (OMB Control No. 2050-0144). The affected regulations, Chemical Accident Prevention Provisions, are codified at 40 CFR part 68. EPA will continue to present OMB control numbers in a consolidated table format to be codified in 40 CFR part 9 of the Agency's regulations, and in each CFR volume containing EPA regulations. The table

lists CFR citations with reporting, recordkeeping, or other information collection requirements, and the current OMB control numbers. This listing of the OMB control numbers and their subsequent codification in the CFR satisfies the requirements of the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*) and OMB's implementing regulations at 5 CFR part 1320.

This ICR was previously subject to public notice and comment prior to OMB approval. Due to the technical nature of the table, EPA finds that further notice and comment is unnecessary. As a result, EPA finds that there is "good cause" under section 553(b)(B) of the Administrative Procedure Act, 5 U.S.C. 553(b)(B), to amend this table without prior notice and comment.

I. Administrative Requirements

Under Executive Order 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, contain any unfunded mandate, or impose any significant or unique impact on small governments as described in the Unfunded Mandates Reform Act of 1995 (Public Law 104-4). This rule also does not require prior consultation with State, local, and tribal government officials as specified by Executive Order 12875 (58 FR 58093, October 28, 1993) or Executive Order 13084 (63 FR 27655 (May 10, 1998), or involve special consideration of environmental justice related issues as required by Executive Order 12898 (59 FR 7629, February 16, 1994). Because this action is not subject to notice-and-comment requirements under the Administrative Procedure Act or any other statute, it is not subject to the regulatory flexibility provisions of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). This rule also is not subject to Executive Order 13045 (62 FR 19885, April 23, 1997) because EPA interprets Executive Order 13045 as applying only to those regulatory actions that are based on health or safety risks, such that the analysis required under section 5-501 of the Order has the potential to influence the regulation. This rule is not subject to Executive Order 13045 because it does not establish an environmental standard intended to mitigate health or safety risks.

Congressional Review Act

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. Section 808 allows the issuing agency to make a good cause finding that notice and public procedure is impracticable, unnecessary or contrary to the public interest. This determination must be supported by a brief statement. 5 U.S.C. 808(2). As stated previously, EPA has made such a good cause finding, including the reasons therefor, and established an effective date of December 14, 1999. The List Rule was promulgated prior to the effective date of the Congressional Review Act. The RMP Rule which was promulgated in June 1996, was submitted 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**. This action is not a "major rule" as defined by 5 U.S.C. 804(2).

List of Subjects in 40 CFR Part 9

Environmental protection, Reporting and recordkeeping requirements.

Dated: December 2, 1999.

Oscar Morales,

Director, Collection Strategies Division, Office of Information Collection.

For the reasons set out in the preamble, 40 CFR part 9 is amended as follows:

PART 9—[AMENDED]

1. The authority citation for part 9 continues to read as follows:

Authority: 7 U.S.C. 135 *et seq.*, 136-136y; 15 U.S.C. 2001, 2003, 2005, 2006, 2601-2671; 21 U.S.C. 331j, 346a, 348; 31 U.S.C. 9701; 33 U.S.C. 1251 *et seq.*, 1311, 1313d, 1314, 1318, 1321, 1326, 1330, 1342, 1344, 1345 (d) and (e), 1361; E.O. 11735, 38 FR 21243, 3 CFR, 1971-1975 Comp. p. 973; 42 U.S.C. 241, 242b, 243, 246, 300f, 300g, 300g-1, 300g-2, 300g-3, 300g-4, 300g-5, 300g-6, 300j-1, 300j-2, 300j-3, 300j-4, 300j-9, 1857 *et seq.*, 6901-6992k, 7401-7671q, 7542, 9601-9657, 11023, 11048.

2. In § 9.1 the table is amended by revising the entry for "68.120(a), (e), and (g)" and adding new entries in numerical order under the indicated heading to read as follows:

§ 9.1 OMB approvals under the Paperwork Reduction Act.

* * * * *

40 CFR citation	OMB control No.
* * * * *	
Chemical Accident Prevention Provisions	
68.12	2050-0144
68.15	2050-0144
68.39	2050-0144
68.42	2050-0144
68.48	2050-0144
68.50	2050-0144
68.52	2050-0144
68.56	2050-0144
68.58	2050-0144
68.60	2050-0144
68.65	2050-0144
68.67	2050-0144
68.69	2050-0144
68.71	2050-0144
68.73	2050-0144
68.75	2050-0144
68.79	2050-0144
68.81	2050-0144
68.83	2050-0144
68.85	2050-0144
68.95	2050-0144
68.120(a), (e), and (g)	2050-0144
68.150	2050-0144
68.155	2050-0144
68.160	2050-0144
68.165	2050-0144
68.168	2050-0144
68.170	2050-0144
68.175	2050-0144
68.180	2050-0144
68.185	2050-0144
68.190	2050-0144
68.200	2050-0144
68.215	2050-0144
68.220	2050-0144

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 [FR Doc. 99-32379 Filed 12-13-99; 8:45 am]
BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 63

[AD-FRL-6508-7]

RIN 2060-A158

Title V Operating Permit Deferrals for Area Sources: National Emission Standards for Hazardous Air Pollutants (NESHAP) for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks; Ethylene Oxide Commercial Sterilization and Fumigation Operations; Perchloroethylene Dry Cleaning Facilities; Halogenated Solvent Cleaning Machines; and Secondary Lead Smelting

AGENCY: Environmental Protection Agency (EPA).