

before December 31, 1999, we are publishing this revision as a final rule. In accordance with the requirements of the Administrative Procedure Act (5 U.S.C. 553(B)), we have determined that publishing a proposed rule would be impractical because of the short time period available. We also believe that publishing this rule 30 days before the rule becoming effective would be impractical because of the limited time remaining before December 31, 1999. A 30-day delay in this instance would be unnecessary and contrary to the public interest. Therefore, under the Administrative Procedure Act (5 U.S.C. 553(d)(3)), we have determined that this final rulemaking is excepted from the 30-day delay in the effective date and will therefore become effective on the date published in the **Federal Register**.

#### **Federalism (Executive Order (E.O. 12612))**

In accordance with E.O. 12612, this rule does not have significant Federalism implications.

#### **Takings Implications Assessment (E.O. 12630)**

In accordance with E.O. 12630, the rule does not have takings implications.

#### **Regulatory Planning and Review (E.O. 12866)**

This document is not a significant rule and is not subject to review the Office of Management and Budget (OMB) under E.O. 12866.

(1) This rule will not have an effect of \$100 million or more on the economy. It will not adversely affect in a material way the economy, productivity, competition, jobs, the environment, public health or safety, or State, local, or Tribal governments or communities.

(2) This rule will not create a serious inconsistency or interfere with an action taken or planned by another agency.

(3) This rule does not alter the budgetary effects or entitlements, grants, user fees, or loan programs or the rights or obligations of their recipients.

(4) This rule does not raise novel legal or policy issues.

#### **Civil Justice Reform (E.O. 12988)**

In accordance with E.O. 12988, the Office of the Solicitor has determined that this rule does not unduly burden the judicial system and meets the requirements of §§ 3(a) and 3(b)(2) of the Order.

#### **National Environmental Policy Act (NEPA)**

This rule does not constitute a major Federal action significantly affecting the quality of the human environment.

#### **Paperwork Reduction Act of 1995**

This rule does not contain any collection of information requiring approval under the Paperwork Reduction Act.

#### **Regulatory Flexibility Act**

This rule will not have a significant economic effect on a substantial number of small entities.

#### **Small Business Regulatory Enforcement Fairness Act**

This rule is not a major rule under the Small Business Regulatory Enforcement Fairness Act (5 U.S.C. 804(2)).

#### **Unfunded Mandates Reform Act of 1995**

This rule does not impose an unfunded mandate on State, local, or tribal governments or the private sector of more than \$100 million per year. The rule does not have a significant or unique effect on State, local, or tribal governments or the private sector. A statement containing the information required by the Unfunded Mandates Reform Act (2 U.S.C. 1531 *et seq.*) is not required.

#### **List of Subjects in 36 CFR Part 7**

National parks, monuments and memorials, recreation.

For the reasons given in the preamble, part 7 of title 36 of the Code of Federal Regulations is amended to read as set forth below. This amendment is effective from December 20, 1999 to January 31, 2000.

1. The authority citation for part 7 continues to read as follows:

**Authority:** 16 U.S.C. 1, 3, 9a, 460(q), 462(k); sec. 7.96 also issued under D.C. Code 8-137 (1981) and 40-721 (1981).

2. In § 7.96, in paragraph (g)(3)(ii)(A), the following words are added after the word "ceremony": "and for fireworks for the official America's Millennium celebration".

Dated: December 15, 1999.

**John Leshy,**

*Solicitor, Department of the Interior.*

[FR Doc. 99-32931 Filed 12-17-99; 8:45 am]

**BILLING CODE 4710-70-M**

#### **ENVIRONMENTAL PROTECTION AGENCY**

#### **CFR Parts 51 and 52**

[AD-FRL-6511-8]

#### **New Source Review (NSR) Sector Based Approach**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Announcement of public meeting.

**SUMMARY:** This is an announcement of a public meeting on January 13, 2000 to discuss EPA's thinking on an alternative approach for compliance with new source review (NSR) requirements. Our thinking on such an approach has advanced to the point where we have developed components that could be workable specifically for the utility sector. At the meeting we plan to present this current thinking, and to receive comment from stakeholders on the approach as it would apply to utilities.

**DATES:** The meeting will convene at 10:00 a.m., and end at 3:30 p.m. on January 13, 2000.

**ADDRESSES:** The meeting will be held in the Polaris Room, Ronald Reagan Building and International Trade Center, 1300 Pennsylvania Avenue, NW, Washington, DC, 20004, telephone (202) 312-1300. All written documents submitted at this public meeting will be placed in the Docket # A-99-44 within approximately 2 weeks after the meeting. The Docket is available for public inspection and copying between 8:00 a.m. to 5:00 p.m., weekdays, at the EPA's Air Docket (6102), Room M-1500, 401 M Street, Southwest, Washington, DC 20460. A reasonable fee may be charged for copying.

**FOR FURTHER INFORMATION:** For questions concerning the topics to be discussed, please contact Kathy Kaufman at (919) 541-0102, telefax (919) 541-5509, E-mail: kaufman.kathy@epa.gov or by mail at U.S. EPA, OAQPS, Information Transfer and Program Integration Division (MD-12), Research Triangle Park, North Carolina 27711.

As of the date of this announcement, the Agency intends to proceed with the meeting as announced; however, unforeseen circumstances may result in a postponement. Therefore, members of the public planning to attend this meeting are advised to contact Pam Smith, U.S. EPA, OAQPS, Information Transfer and Program Integration Division (MD-12), Research Triangle Park, North Carolina 27711; telephone (919) 541-0641 or E-mail: smith.pam@epa.gov, to confirm the January 13, 2000 meeting location and dates.

**SUPPLEMENTARY INFORMATION:** The EPA's preliminary thinking about seating arrangements is that seating around a discussion table will be reserved for 40-45 people divided equally among representatives from: (1) the industrial sector, (2) the public interest groups, (3) State and local governments or agencies,

and (4) the Federal government. There will be additional seating, theater style, in the meeting room, available on a first come first served basis, for about 100 people. To the extent possible, everyone who wishes to speak will have an opportunity. We will provide an agenda at the meeting. If you plan to attend the meeting, please E-mail or call Pam Smith, at E-mail address smith.pam@epa.gov or telephone number (919) 541-0641, by January 6, 2000.

Dated: December 10, 1999.

**Henry C. Thomas,**

*Acting Director, Office of Air Quality Planning and Standards.*

[FR Doc. 99-32866 Filed 12-17-99; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[NM39-1-7416a; FRL-6504-9]

#### Approval and Promulgation of Implementation Plans; State of New Mexico; Approval of Revised Maintenance Plan for Albuquerque/Bernalillo County; Albuquerque/Bernalillo County, New Mexico; Carbon Monoxide

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Direct final rule.

**SUMMARY:** The EPA is approving, by direct final action, a revision to the Albuquerque/Bernalillo County carbon monoxide (CO) State Implementation Plan (SIP). The Governor of New Mexico requested EPA approval of the revision on February 4, 1999. The Governor requested approval of changes and adjustments to the baseline emission inventory, approval of a new Motor Vehicle Emissions Budget, and revisions to budget projections in the CO maintenance plan.

**DATES:** This rule is effective on February 18, 2000 without further notice, unless EPA receives adverse comment by January 19, 2000. If we receive such comment, we will publish a timely withdrawal in the **Federal Register** informing the public that this rule will not take effect.

**ADDRESSES:** You should address comments on this action to Mr. Thomas Diggs, EPA Region 6, Air Planning Section (6PD-L), 1445 Ross Avenue, Suite 1200, Dallas, Texas 75202.

Copies of all materials considered in this rulemaking, including the technical support document may be examined during normal business hours at the following locations: EPA Region 6 offices, 1445 Ross Avenue, Suite 700, Dallas, Texas 75202, and the Albuquerque Environmental Health Department, Air Pollution Control Division, One Civic Plaza Room 3023, Albuquerque, New Mexico 87102. If you plan to view the documents at either location, please call 48 hours ahead of the time you plan to arrive.

**FOR FURTHER INFORMATION CONTACT:** Mr. Matthew Witosky of the EPA Region 6 Air Planning Section, at (214) 665-7214, or [WITOSKY.MATTHEW@EPA.GOV](mailto:WITOSKY.MATTHEW@EPA.GOV).

#### I. Supplementary Information

##### Overview

The information in this section is organized as follows:

1. What action is the EPA taking today?
2. Why must the EPA approve a change to the maintenance plan?
3. What changes in the Albuquerque maintenance plan are being approved?
  - a. Emissions Budget categories.
    - (1) Point Source
    - (2) Mobile source
      - (a) How can the emissions projections differ so much?
      - (3) Area source
  4. Why are the emissions inventory and budgets being revised?
  5. Under what authority does Albuquerque revise its plan?
  6. How is Albuquerque protecting air quality, if they are increasing the amount of mobile emissions allowed in the region?

#### 1. What action is the EPA taking today?

The EPA is approving a revision to the Albuquerque and Bernalillo County carbon monoxide maintenance plan. Hereafter, Albuquerque and Bernalillo County will be referred to as "Albuquerque." Albuquerque requested a revision to the point, area, and mobile source emissions budget categories, and the overall budget ceiling in the plan. This includes a revision to the on-road mobile source budget, also referred to as the Motor Vehicle Emissions Budget (MVEB). The original maintenance plan budget was adopted with the request to redesignate the area to attainment.

#### 2. Why must the EPA approve a change to the maintenance plan?

The Federal Clean Air Act as Amended in 1990, (the Act) requires States (or in this case, Albuquerque) to seek EPA approval of revisions to maintenance plans, because such plans are part of the federally enforceable SIP. Albuquerque submitted the revised inventory and emissions budget, to address a potential conflict between the on-road mobile source emissions projected by the proposed Metropolitan Transportation Plan, and the CO MVEB for the years 1999 and 2002. Albuquerque indicated that previous on-road mobile emissions projections and point source projections were too low, and the area source projections were too high. Without a revision, the area's on-road mobile emissions might surpass the MVEB in the maintenance plan.

#### 3. What changes in the Albuquerque maintenance plan are being approved?

The EPA is approving Albuquerque's adjustment to the three main categories of emissions in the maintenance plan. The following is a complete table of the previous maintenance plan budget, and the revision to the maintenance plan budget. A more detailed review of the revision follows this table.

#### ALBUQUERQUE MAINTENANCE PLAN—CARBON MONOXIDE EMISSIONS IN TONS PER DAY (TPD): MAINTENANCE PLAN AND REVISION

Category	Version	1996	1999	2002	2005	2006
Highway mobile (MVEB):	Plan	235.50	207.95	197.13	199.12	202.95
	Revised	266.99	229.09	209.01	205.67	205.86
Off road mobile:	Plan	48.12	50.48	52.86	55.22	55.98
	Revised	50.90	52.68	54.46	56.25	56.84
Area:	Plan	116.28	120.98	125.71	130.42	131.98
	Revised	67.19	69.87	72.60	75.25	76.09
Stationary:	Plan	0	0	0	0	0