

• Make sure to submit your comments by the comment period deadline identified.

#### *C. Docket Copying Costs*

You may be charged a reasonable fee for photocopying docket materials, as provided in 40 CFR part 2.

### **VI. Statutory and Executive Order Reviews**

#### *A. Executive Order 12866: Regulatory Planning and Review and Executive Order 13563: Improving Regulation and Regulatory Review*

This action is not a significant regulatory action and was therefore not submitted to the Office of Management and Budget (OMB) for review.

#### *B. Paperwork Reduction Act*

This action does not impose an information collection burden under the PRA. The changes made to the regulations as a result of this action impose no new or different reporting requirements on regulated parties.

#### *C. Regulatory Flexibility Act*

I certify that this action will not have a significant economic impact on a substantial number of small entities under the RFA. In making this determination, the impact of concern is any significant adverse economic impact on small entities. An agency may certify that a rule will not have a significant economic impact on a substantial number of small entities if the rule relieves regulatory burden, has no net burden or otherwise has a positive economic effect on the small entities subject to the rule. This action clarifies the data sources and methodology used by EPA to establish the CWC price, establishes these prices for 2014 and 2015, and reinserts inadvertently overwritten regulatory language. The impacts of the RFS2 program on small entities were already addressed in the RFS2 final rule promulgated on March 26, 2010 (75 FR 14670), and this rule will not impose any additional requirements on small entities beyond those already analyzed. We have therefore concluded that this action will have no net regulatory burden for all directly regulated small entities.

#### *D. Unfunded Mandates Reform Act*

This action does not contain any unfunded mandate as described in UMRA, 2 U.S.C. 1531–1538, and does not significantly or uniquely affect small governments. This action implements mandate(s) specifically and explicitly set forth in Clean Air Act section 211(o)

without the exercise of any policy discretion by the EPA.

#### *E. Executive Order 13132: Federalism*

This action does not have federalism implications. It will not have substantial direct effects on the states, on the relationship between the national government and the states, or on the distribution of power and responsibilities among the various levels of government.

#### *F. Executive Order 13175: Consultation and Coordination With Indian Tribal Governments*

This action does not have tribal implications, as specified in Executive Order 13175. This rule will be implemented at the Federal level and potentially impacts gasoline, diesel, and renewable fuel producers, importers, distributors, and marketers. Tribal governments would be affected only to the extent they purchase and use regulated fuels. Thus, Executive Order 13175 does not apply to this action.

#### *G. Executive Order 13045: Protection of Children From Environmental Health Risks and Safety Risks*

The EPA interprets EO 13045 as applying only to those regulatory actions that concern environmental health or safety risks that the EPA has reason to believe may disproportionately affect children, per the definition of “covered regulatory action” in section 2–202 of the Executive Order. This action is not subject to Executive Order 13045 because it does not establish an environmental standard intended to mitigate health or safety risks and because it implements specific standards established by Congress in statutes (section 211(o) of the Clean Air Act).

#### *H. Executive Order 13211: Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use*

This action is not subject to Executive Order 13211 because it is not a significant regulatory action under Executive Order 12866.

#### *I. National Technology Transfer and Advancement Act*

This rulemaking does not involve technical standards.

#### *J. Executive Order 12898: Federal Actions To Address Environmental Justice in Minority Populations and Low-Income Populations*

This proposed rule is a technical correction and does not concern an

environmental health or safety risk. Therefore, Executive Order 12898 does not apply.

### **VII. Statutory Authority**

Statutory authority for this proposed action comes from section 211 of the Clean Air Act, 42 U.S.C. 7545.

#### **List of Subjects in 40 CFR Part 80**

Environmental protection, Administrative practice and procedure, Air pollution control, Diesel fuel, Fuel additives, Gasoline, Imports, Oil imports, Petroleum, Renewable fuel.

Dated: March 24, 2015.

**Gina McCarthy,**  
Administrator.

[FR Doc. 2015–07478 Filed 4–2–15; 8:45 am]

**BILLING CODE 6560–50–P**

## **ENVIRONMENTAL PROTECTION AGENCY**

### **40 CFR Part 81**

[EPA–R09–OAR–2008–0467; FRL–9925–57–Region 9]

#### **Designation of Areas for Air Quality Planning Purposes; California; San Joaquin Valley, South Coast Air Basin, Coachella Valley, and Sacramento Metro Ozone Nonattainment Areas; Reclassification**

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

**ACTION:** Withdrawal of proposed rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is withdrawing a proposed action to reclassify the Indian country pertaining to the Pechanga Band of Luiseño Mission Indians (Pechanga Reservation) from “Severe-17” to “Extreme” for the 1997 8-hour ozone national ambient air quality standard.

**DATES:** The proposed rule published on August 27, 2009 (74 FR 43654) is withdrawn with respect to the Pechanga Reservation on April 3, 2015.

**FOR FURTHER INFORMATION CONTACT:** Ken Israels, Grants and Program Integration Office (AIR–8), U.S. Environmental Protection Agency, Region IX, (415) 947–4102, [israels.ken@epa.gov](mailto:israels.ken@epa.gov).

**SUPPLEMENTARY INFORMATION:** On August 27, 2009 (74 FR 43654), the EPA published a proposed rule to grant requests by the State of California to reclassify four nonattainment areas for the 1997 8-hour ozone national ambient air quality standard (“standard”) and to reclassify Indian country in keeping with the classifications of nonattainment areas within which they

are located. On May 5, 2010 (75 FR 24409), the EPA finalized the action as proposed except that EPA deferred reclassification of Indian country pertaining to the Morongo Band of Mission Indians (Morongo Reservation) and the Pechanga Band of Luiseño Mission Indians (Pechanga Reservation) in keeping with the state's request for the South Coast Air Basin. On January 6, 2015 (80 FR 436), the EPA proposed to revise the boundaries of South Coast and San Diego ozone planning areas to designate the Pechanga Reservation as a separate air quality planning area for the 1997 8-hour ozone standard. In the January 6, 2015 proposed rule, the EPA indicated that, if the Agency finalizes the January 6, 2015 proposed rule, as proposed, the EPA would withdraw the August 27, 2009 proposed rule to the extent that the 2009 proposed rule relates to the Pechanga Reservation. See 80 FR 436, at 438 (January 6, 2015). In the Rules and Regulations section of this **Federal Register**, the EPA is finalizing its January 6, 2015 proposed rule, as proposed. In light of final Agency action on the January 6, 2015 proposal, the EPA is withdrawing the August 27, 2009 proposed reclassification of the Pechanga Reservation for the 1997 8-hour ozone standard.

#### List of Subjects in 40 CFR Part 81

Environmental protection, Air pollution control, Intergovernmental relations, National parks, Ozone, Wilderness areas.

Dated: March 20, 2015.

Jared Blumenfeld,

Regional Administrator, Region IX.

[FR Doc. 2015-07535 Filed 4-2-15; 8:45 am]

BILLING CODE 6560-50-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Chapter I

[GN Docket No. 12-268; FCC 15-38]

#### Comment Sought on Defining Commencement of Operations in the 600 MHz Band

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** In this document, the Federal Communications Commission (Commission) seeks comment on defining the term “commence operations” for 600 MHz Band wireless licensees in the context of the transition rules adopted in the *Incentive Auction Report and Order*.

**DATES:** Comments are due on or before May 1, 2015; reply comments are due on or before May 18, 2015.

**ADDRESSES:** You may submit comments, identified by the docket number in this proceeding, GN Docket No. 12-268, by any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

- *Federal Communications Commission's Electronic Comment Filing System (ECFS):* <http://fcc.gov/ecfs/>. Follow the instructions for submitting comments.

- *Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail):* Federal Communications Commission, 9300 East Hampton Dr., Capitol Heights, MD 20743.

- *U.S. Postal Service (First-class, Express, and Priority):* Federal Communications Commission, 445 12th St. SW., Washington, DC 20554.

- *Hand-delivered/Courier:* Federal Communications Commission, 445 12th St. SW., Room TW-A325, Washington, DC 20554. The filing hours are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes and boxes must be disposed of before entering the building.

- *Instructions:* All submissions received must include the agency name and docket number or Regulatory Information Number (RIN) for this document. All comments received will be posted without change to ECFS at <http://fcc.gov/ecfs/>, including any personal information provided.

- *Docket:* This document is in GN Docket No. 12-268. For access to the docket to read background documents or comments received, go to ECFS at <http://fcc.gov/ecfs/>.

For detailed instructions on submitting comments and additional information on the rulemaking process, see the “Public Participation” heading of the **SUPPLEMENTARY INFORMATION** section of this document.

#### FOR FURTHER INFORMATION CONTACT:

Simon Banyai of the Wireless Telecommunications Bureau, Broadband Division, at (202) 418-1443 or email to [simon.banyai@fcc.gov](mailto:simon.banyai@fcc.gov).

**SUPPLEMENTARY INFORMATION:** This document was adopted on March 26, 2015 and released on March 26, 2015, and is available electronically at [https://apps.fcc.gov/edocs\\_public/attachmatch/FCC-15-38A1.pdf](https://apps.fcc.gov/edocs_public/attachmatch/FCC-15-38A1.pdf). The complete text of this document as well as any comments, reply comments, and *ex parte* submissions will also be available for public inspection during

regular business hours in the FCC Reference Center (CY-A257) at the Federal Communications Commission, 445 12th Street SW., Washington, DC, 20554. These documents will be available electronically in ASCII, Microsoft Word, and/or Adobe Acrobat.

#### Public Participation

Pursuant to §§ 1.415 and 1.419 of the Commission's rules, 47 CFR 1.415, 1.419, interested parties may file comments and reply comments on or before the dates indicated on the first page of this document. Comments may be filed using the Commission's ECFS. See *Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998).

- *Paper Filers:* Parties who choose to file by paper must file an original and one copy of each filing. If more than one active docket or rulemaking number appears in the caption of this proceeding, filers must submit two additional copies for each additional docket or rulemaking number. Filings can be sent by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

- *People with Disabilities:* To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an email to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer & Governmental Affairs Bureau at 202-418-0530 (voice), or 202-418-0432 (tty).

#### I. Summary

1. In the *Incentive Auction Report and Order*, the Commission adopted rules to implement the incentive auction through which certain broadcast television spectrum will be repurposed for wireless flexible use to create the 600 MHz Band (See Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions, GN Docket No. 12-268, Report and Order, published at 79 FR 48442 (2014) (*Incentive Auction Report and Order*)). These rules include procedures governing the transition of broadcast television services and other operations out of the 600 MHz Band. As described below, the procedures the Commission adopted permit certain operations to continue in the 600 MHz spectrum until a 600 MHz Band wireless licensee “commences operations” in its licensed spectrum. The Commission did not define the term “commence operations,” but indicated that it would do so in the pre-auction process. By this document, the