

attached by some additional means (such as with an epoxy glue) in such a manner that removal of the plate would normally cause some scarring of or damage to the surrounding hull area. A hull identification number must not be attached to parts of the boat that are removable.

(f) The characters of each hull identification number must be no less than one-fourth of an inch in height.

8. Section § 181.31 is revised to read as follows:

§ 181.31 Assignment of manufacturer identification code.

(a) To obtain the manufacturer identification code required by § 181.25(a)(2), each manufacturer, other than an importer, required under § 181.23(a) to identify a boat shall submit a written request to the U.S. Coast Guard Recreational Boating Product Assurance Branch, 2100 Second Street SW., Washington, DC 20593-0001. The request must indicate the manufacturer's name and U.S. address along with the general types and lengths of boats that will be manufactured. The request must also include a copy of the manufacturer's State business license or seller's permit.

(b) To obtain the manufacturer identification code required by § 181.25(a)(2), each importer required under § 181.23(a) to identify a boat shall submit a written request for a manufacturer identification code as required by paragraph (a) of this section. The request must indicate the importer's name and U.S. address along with a list of the manufacturers and their addresses, and the general types and lengths, of boats that will be imported. The request must also include a copy of the importer's State business license or seller's permit.

(c) The Coast Guard has assigned manufacturer identification codes to issuing authorities in the States for the assignment of hull identification numbers to persons who are required to identify boats under § 181.23(b).

(d) The Coast Guard may refuse to issue a manufacturer identification code and may revoke a previously issued code.

9. Section 181.35 is revised to read as follows:

§ 181.35 Removal of hull identification number.

No person may remove or alter a hull identification number without the written permission of the Commandant of the Coast Guard.

Dated: February 14, 1997.

N.T. Saunders,

Rear Admiral, U.S. Coast Guard, Assistant Commandant for Operations.

[FR Doc. 97-4360 Filed 2-20-97; 8:45 am]

BILLING CODE 4910-14-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 50

[AD-FRL-5692-2]

RIN 2060-AE66

National Ambient Air Quality Standards for Particulate Matter: Proposed Appendix L Rule

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of Availability of Supplemental Information.

SUMMARY: The purpose of this notice is to inform the public that EPA is considering minor technical changes to the proposed Federal Reference Method (FRM) for PM_{2.5} sampling published on December 13, 1996. The nature of these changes include improvements in the inlet assembly to prevent precipitation inside the inlet and reduce solar heating, and other miscellaneous modifications to provide more reliable sampling capability. There may be unanticipated modifications, which will be described in the docket and elsewhere. A description of these changes will be placed in Docket No. A-95-54 and, when available posted on EPA's Technical Transfer Network/Bulletin Board System (TTN/BBS). If EPA concludes that it is necessary to evaluate additional changes, these will be placed in the docket at a later date.

FOR FURTHER INFORMATION CONTACT: For questions regarding the FRM, contact Neil H. Frank at (919) 541-5560. For general questions regarding the NAAQS contact Patrica Koman at (919) 431-5170.

SUPPLEMENTARY INFORMATION:

Docket. Docket No. A-95-54, containing supporting information used in developing the aforementioned changes in the FRM hardware and/or method is available for public inspection and copying between 8 a.m. and 5:30 p.m. on weekdays, at the U. S. Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460. A reasonable fee may be charged for copying.

Documents Available Electronically. An electronic version of this action as well as the December 13, 1996 Federal

Register proposal notice will be available for download from EPA's TTN/BBS. The service is free, except for the cost of a telephone call. Dial (919) 541-5742 for data transfer of up to 14,400 bits per second. This information is available from both the Clean Air Act Amendments (CAAA) technical area and the Ambient Monitoring Technology Information Center (AMTIC) technical area. The TTN is also available via the Internet, TTN 2000 CAAA Internet Web site at www address (<http://134.67.104.12/html/caaa/caaa.html#CAAM>) and the AMTIC at www address (134.67.104.12/html/amtic/amtic.html#AMOI). For more information on the TTN, contact the systems operator at (919) 541-5384.

Dated: February 14, 1997.

Mary D. Nichols,

Assistant Administrator for Air and Radiation.

[FR Doc. 97-4329 Filed 2-20-97; 8:45 am]

BILLING CODE 6560-50-M

40 CFR Part 63

[AD-FRL-5691-1]

RIN 2060-AD94

National Emission Standards for Hazardous Air Pollutants: Petroleum Refineries

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: This action proposes to expand and clarify definitions in the "National Emission Standards for Hazardous Air Pollutants: Petroleum Refineries", which was issued as a final rule on August 18, 1995. Because the revisions add and clarify definitions, the EPA does not anticipate receiving adverse comments. Consequently the revisions are also being issued as a direct final rule in the final rules section of this Federal Register. If no significant adverse comments are timely received, no further action will be taken with respect to this proposal and the direct final rule will become final on the date provided in that action.

DATES: Comments. Comments must be received on or before March 24, 1997 unless a hearing is required by March 10, 1997. If a hearing is requested, written comments must be received by April 22, 1997. If a hearing is held, it will take place on March 24, 1997 beginning at 10 a.m.

ADDRESSES: Comments. Comments should be submitted (in duplicate, if possible) to: Air and Radiation Docket

and Information Center (6102), Attention Docket Number A-93-48 (see docket section below), U.S. Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460. The EPA requests that a separate copy also be sent to the contact person listed below.

Public Hearing. If a public hearing is held, it will be held at the EPA's Office of Administration Auditorium, Research Triangle Park, North Carolina. Persons interested in attending the hearing or wishing to present oral testimony should notify Ms. JoLynn Collins, U.S. Environmental Protection Agency, Research Triangle Park, NC 27711, telephone (919) 541-5671.

Docket. Docket No. A-93-48, containing the supporting information for the original national emission standards for hazardous air pollutants (NESHAP) and this action, are available for public inspection and copying between 8:00 a.m. and 5:30 p.m., Monday through Friday, at the EPA's Air and Radiation Docket and Information Center (6102), 401 M Street SW, Washington DC 20460, or by calling (202) 260-7548. The docket is located at the above address in Room M-1500, Waterside Mall (ground floor). A reasonable fee may be charged for copying.

FOR FURTHER INFORMATION CONTACT: Mr. James Durham, Waste and Chemical Processes Group, Emission Standards Division (MD-13), U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711, telephone number (919) 541-5672.

SUPPLEMENTARY INFORMATION: If no significant, adverse comments are timely received, no further activity is contemplated in relation to this proposed rule, and the direct final rule in the final rules section of this Federal Register will automatically go into effect on the date specified in that rule. If significant adverse comments are received the direct final rule will be withdrawn and all public comment received will be addressed in a subsequent final rule based on this proposed rule. Because the EPA will not institute a second comment period on this proposed rule, any parties interested in commenting should do so during this comment period.

For further supplemental information, the detailed rationale, and the rule provisions, see the information provided in the direct final rule in the final rules section of this Federal Register.

Executive Order 12866 Review

Under Executive Order 12866 [58 FR 51735, (October 4, 1993)], the EPA must

determine whether the regulatory action is "significant" and therefore subject to review by the Office of Management and Budget (OMB) and the requirements of the Executive Order. The Order defines a "significant regulatory action" as one that is likely to result in a rule that may:

1. Have an annual effect on the economy of \$100 million or more or adversely affect in a material way the economy, a sector of the economy, productivity, competition, jobs, the environment, public health or safety, or State, local or tribal governments or communities;
2. Create a serious inconsistency or otherwise interfere with an action taken or planned by another agency;
3. Materially alter the budgetary impact of entitlements, grants, user fees, or land programs or the rights and obligations of recipients thereof; or
4. Raise novel legal or policy issues arising out of legal mandates, the President's priorities, or the principles set forth in the Executive Order.

Because today's action clarifies existing control requirements and does not add any additional control, monitoring, recordkeeping, or reporting requirements, this rule was classified "non-significant" under Executive Order 12866 and, therefore was not reviewed by OMB.

Regulatory Flexibility

The Regulatory Flexibility Act generally requires an agency to conduct a regulatory flexibility analysis of any rule subject to notice and comment rulemaking requirements unless the agency certifies that this rule will not have a significant economic impact on a substantial number of small entities. Small entities include small businesses, small not-for-profit enterprises, and small governmental jurisdictions. This proposed rule would not have a significant impact on a substantial number of small entities because it simply clarifies the applicability of control requirements in the Petroleum Refineries NESHAP, does not alter control, monitoring, recordkeeping, or reporting requirements, and does not include any provisions that create a burden for any of the regulated entities. Therefore, I certify that this action will not have a significant economic impact on a substantial number of small entities.

Unfunded Mandates Reform Act

Under the Unfunded Mandates Reform Act, the EPA must prepare a statement to accompany any rule where the estimated costs to State, local, or tribal governments, or to the private sector, will be \$100 million or more per

year. At the time of promulgation, the EPA determined that the petroleum refineries NESHAP does not include a Federal mandate that may result in estimated costs of \$100 million or more to either State, local, or tribal governments in the aggregate or to the private sector. This determination is not altered by today's action, the purpose of which is to add clarity and flexibility to existing requirements. Consequently, an unfunded mandates statement has not been prepared.

List of Subjects in 40 CFR Part 63

Environmental protection, Air pollution control, Hazardous air pollutants, Petroleum refineries, Reporting and recordkeeping requirements, Storage vessels.

Dated: February 11, 1997.

Mary D. Nichols,

Assistant Administrator for Air and Radiation.

[FR Doc. 97-4325 Filed 2-20-97; 8:45 am]

BILLING CODE 6560-50-P

40 CFR Part 70

[AD-FRL-5689-5]

Clean Air Act Interim Approval of Operating Permits Program; State of Maine

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: The EPA proposes adding a sixth interim approval condition to its interim approval of the Operating Permits Program submitted by Maine for the purpose of complying with Federal requirements for an approvable State program to issue operating permits to all major stationary sources, and to certain other sources. In today's Federal Register, see the final interim approval granting Maine's program, EPA is granting source category-limited interim approval to Maine's Operating Permits Program subject to five conditions listed in that action.

DATES: Comments on this proposed action must be received in writing by March 24, 1997.

ADDRESSES: Comments should be addressed to Donald Dahl, Air Permits, CAP, U.S. Environmental Protection Agency, Region I, JFK Federal Building, Boston, MA 02203-2211. Copies of the State's submittal and other supporting information used in developing the proposed interim approval are available for inspection during normal business hours at the following location: U.S. Environmental Protection Agency,