

### Civil Justice Reform

This proposed rule meets applicable standards in sections 3(a) and 3(b)(2) of Executive Order 12988, Civil Justice Reform, to minimize litigation, eliminate ambiguity, and reduce burden.

### Protection of Children

We have analyzed this proposed rule under Executive Order 13045, Protection of Children from Environmental Health Risks and Safety Risks. This rule is not an economically significant rule and would not create an environmental risk to health or risk to safety that might disproportionately affect children.

### Indian Tribal Governments

This proposed rule does not have tribal implications under Executive Order 13175, Consultation and Coordination with Indian Tribal Governments, because it would not have a substantial direct effect on one or more Indian tribes, on the relationship between the Federal Government and Indian tribes, or on the distribution of power and responsibilities between the Federal Government and Indian tribes.

### Energy Effects

We have analyzed this proposed rule under Executive Order 13211, Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use. We have determined that it is not a "significant energy action" under that order because it is not a "significant regulatory action" under Executive Order 12866 and is not likely to have a significant adverse effect on the supply, distribution, or use of energy. The Administrator of the Office of Information and Regulatory Affairs has not designated it as a significant energy action. Therefore, it does not require a Statement of Energy Effects under Executive Order 13211.

### Technical Standards

The National Technology Transfer and Advancement Act (NTTAA) (15 U.S.C. 272 note) directs agencies to use voluntary consensus standards in their regulatory activities unless the agency provides Congress, through the Office of Management and Budget, with an explanation of why using these standards would be inconsistent with applicable law or otherwise impractical. Voluntary consensus standards are technical standards (e.g., specifications of materials, performance, design, or operation; test methods; sampling procedures; and related management systems practices) that are developed or

adopted by voluntary consensus standards bodies.

This proposed rule does not use technical standards. Therefore, we did not consider the use of voluntary consensus standards.

### Environment

We have analyzed this proposed rule under Department of Homeland Security Management Directive 5100.1 and Commandant Instruction M16475.1D, which guide the Coast Guard in complying with the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4321–4370f), and have made a preliminary determination under the Instruction that this action is not likely to have a significant effect on the human environment. A preliminary "Environmental Analysis Check List" supporting this preliminary determination is available in the docket where indicated under **ADDRESSES**. We seek any comments or information that may lead to the discovery of a significant environmental impact from this proposed rule.

### List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reporting and recordkeeping requirements, Security measures, and Waterways.

For the reasons discussed in the preamble, the Coast Guard amends 33 CFR part 165 as follows:

### PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS

1. The authority citation for part 165 continues to read as follows:

**Authority:** 33 U.S.C. 1226, 1231; 46 U.S.C. Chapter 701, 3306, 3703; 50 U.S.C. 191, 195; 33 CFR 1.05–1, 6.04–1, 6.04–6, and 160.5; Pub. L. 107–295, 116 Stat. 2064; Department of Homeland Security Delegation No. 0170.1.

2. Add § 165.T05–0838 to read as follows:

#### § 165.T05–0838 Safety Zone: Christmas Holiday Boat Parade Fireworks Event, Appomattox River, Hopewell, VA.

(a) *Regulated Area.* The following area is a safety zone: All waters of the Appomattox River, located within 420 feet of position 37°19'34" N, 77°16'00" W (NAD 1983) in the vicinity of Hopewell, VA.

(b) *Definition.* Captain of the Port Representative means any U.S. Coast Guard commissioned, warrant or petty officer who has been authorized by the Captain of the Port Hampton Roads, Virginia to act on his behalf.

(c) *Regulations.* (1) In accordance with the general regulations in § 165.23 of this part, entry into this zone is

prohibited unless authorized by the Captain of the Port Hampton Roads or his designated representatives.

(2) The operator of any vessel in the immediate vicinity of this safety zone shall:

(i) Stop the vessel immediately upon being directed to do so by any commissioned, warrant or petty officer on shore or on board a vessel that is displaying a U.S. Coast Guard Ensign.

(ii) Proceed as directed by any commissioned, warrant or petty officer on shore or on board a vessel that is displaying a U.S. Coast Guard Ensign.

(3) The Captain of the Port Hampton Roads and the Sector Duty Officer at Sector Hampton Roads in Portsmouth, Virginia can be contacted at telephone number (757) 668–5555 or (757) 484–8192.

(4) The Coast Guard Representatives enforcing the safety zone can be contacted on VHF–FM marine band radio channel 13 (165.65 Mhz) and channel 16 (156.8 Mhz).

(d) *Effective Period.* This regulation will be in effect from 8 p.m. to 9 p.m. on December 6, 2008.

Dated: August 19, 2008.

**Patrick B. Trapp,**

*Captain, U.S. Coast Guard, Captain of the Port Hampton Roads.*

[FR Doc. E8–19988 Filed 8–27–08; 8:45 am]

**BILLING CODE 4910–15–P**

### ENVIRONMENTAL PROTECTION AGENCY

#### 40 CFR Parts 144 and 146

[EPA–HQ–OW–2008–0390; FRL–8709–8]

RIN 2040–AE98

#### Proposed Federal Requirements Under the Underground Injection Control (UIC) Program for Carbon Dioxide (CO<sub>2</sub>) Geologic Sequestration (GS) Wells; Notice of Public Hearings

**AGENCY:** Environmental Protection Agency.

**ACTION:** Announcement of public hearings.

**SUMMARY:** The Environmental Protection Agency (EPA) is holding two public hearings to solicit public comment on the recently proposed regulations for the underground injection of carbon dioxide (CO<sub>2</sub>) for geologic sequestration under the Safe Drinking Water Act (SDWA). The SDWA requires EPA to protect underground sources of drinking water. The Underground Injection Control (UIC) Program works with States, Territories, and Tribes to regulate underground injection activities and

prevent endangerment of drinking water sources. These hearings will provide interested parties with an opportunity to provide oral comments on the proposed rule. The oral comments will become part of the official rule-making record.

**DATES:** The hearings will be held from 9 a.m. to 5 p.m., CDT, September 30, 2008 in Chicago, IL, and 9 a.m. to 5 p.m., MDT, October 2, 2008 in Denver, CO.

**ADDRESSES:** In Chicago, IL the hearing will be held at the Ralph H. Metcalfe Federal Building, 77 W. Jackson Boulevard, Chicago, IL 60604. The Denver, CO hearing will be at the Colorado Convention Center, 700 14th St., Denver, CO 80202. Due to capacity limitations, we encourage you to indicate your intent to participate through pre-registration. To pre-register, for directions, and for site specific information, please visit the following Web site: <http://gshearing.cadmusweb.com/>.

**FOR FURTHER INFORMATION CONTACT:** For general information about these public hearings, please contact Mary Rose (Molly) Bayer by phone (202) 564-1981, by e-mail at [bayer.maryrose@epa.gov](mailto:bayer.maryrose@epa.gov), or by mail at: U.S. Environmental Protection Agency, Mail Code 4606M, 1200 Pennsylvania Ave., NW., Washington, DC 20460.

**SUPPLEMENTARY INFORMATION:** On July 25, 2008 at 73 FR 43491, EPA proposed requirements for underground injection of carbon dioxide for geologic sequestration. The proposal included a request for public comment and also described EPA's intent to convene public hearings on the proposed rule. This notice provides information about the dates and locations for those hearings. The proposed rule applies to owners or operators of wells that will be used to inject CO<sub>2</sub> into the subsurface for the purpose of long-term storage. It proposes a new class of well (Class VI) and technical criteria for the geologic site characterization, area of review (AoR) and corrective action, well construction, operation, mechanical integrity testing, monitoring, well plugging, post-injection site care, and site closure for the purposes of protecting underground sources of drinking water.

For more information on Geologic Sequestration and the Underground Injection Control Program, please visit <http://www.epa.gov/safewater/uic/index.html>. To submit written comments, the docket can be viewed at <http://www.regulations.gov> (Docket Id: EPA-HQ-OW-2008-0390). Comments on the proposed rule must be received by November 24, 2008.

### Special Accommodations

For information on access or services for individuals with disabilities, please contact Mary Rose (Molly) Bayer at (202) 564-1981 or [bayer.maryrose@epa.gov](mailto:bayer.maryrose@epa.gov). To request accommodation of a disability, please contact Mary Rose Bayer, preferably at least 10 days prior to the meeting, to give EPA as much time as possible to process your request.

Dated: August 21, 2008.

**Nanci Gelb,**

*Deputy Director, Office of Ground Water and Drinking Water.*

[FR Doc. E8-19998 Filed 8-27-08; 8:45 am]

**BILLING CODE 6560-50-P**

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Chapter I

[WC Docket No. 08-171; FCC 08-195]

### Implementation of the New and Emerging Technologies 911 Improvement Act of 2008

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** The Federal Communications Commission (Commission) adopted a Notice of Proposed Rulemaking seeking comment on rules that must be adopted pursuant to the New and Emerging Technologies 911 Improvement Act of 2008 (NET 911 Act). This action is necessary because the NET 911 Act commands us to issue certain regulations within 90 days of the NET 911 Act's enactment. The intended effect of this action is to generate comment to guide the Commission when issuing those particular regulations.

**DATES:** Comments are due on or before September 9, 2008, and reply comments are due on or before September 17, 2008.

**ADDRESSES:** You may submit comments, identified by WC Docket No. 08-171, by any of the following methods:

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

- *Federal Communications Commission's Web Site:* <http://www.fcc.gov/cgb/ecfs/>. Follow the instructions for submitting comments.

- *E-mail:* [ecfs@fcc.gov](mailto:ecfs@fcc.gov), and include the following words in the body of the message, "get form." A sample form and directions will be sent in response. Include the docket number(s) in the subject line of the message.

- *Mail:* Secretary, Federal Communications Commission, 445 12th Street, SW., Washington DC 20554.

- *Hand Delivery/Courier:* 236 Massachusetts Avenue, NE., Suite 110, Washington, DC 20002.

- *People with Disabilities:* Contact the FCC to request reasonable accommodations (accessible format documents, sign language interpreters, CART, etc.) by e-mail: [FCC504@fcc.gov](mailto:FCC504@fcc.gov) or phone: 202-418-0530 or TTY: 202-418-0432.

All submissions received must include the agency name and docket number for this rulemaking, WC Docket No. 08-171. All comments received will be posted without change to <http://www.fcc.gov/cgb/ecfs>. For detailed instructions for submitting comments and additional information on the rulemaking process, see the **SUPPLEMENTARY INFORMATION** section of this document.

**FOR FURTHER INFORMATION CONTACT:** Matt Warner, Wireline Competition Bureau, (202) 418-1580.

**SUPPLEMENTARY INFORMATION:** Pursuant to sections 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: (1) The Commission's Electronic Comment Filing System (ECFS), (2) the Federal Government's e-Rulemaking Portal, or (3) by filing paper copies. *See Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998).

- *Electronic Filers:* Comments may be filed electronically using the Internet by accessing the ECFS: <http://www.fcc.gov/cgb/ecfs/> or the Federal e-Rulemaking Portal: <http://www.regulations.gov>. Filers should follow the instructions provided on the Web site for submitting comments.

- For ECFS filers, if multiple docket or rulemaking numbers appear in the caption of this proceeding, filers must transmit one electronic copy of the comments for each docket or rulemaking number referenced in the caption. In completing the transmittal screen, filers should include their full name, U.S. Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions, filers should send an e-mail to [ecfs@fcc.gov](mailto:ecfs@fcc.gov), and include the following words in the body of the message, "get form." A sample form and directions will be sent in response.

- *Paper Filers:* Parties who choose to file by paper must file an original and