

information about materials in the RFI docket that are not available through OSHA's Web page and for assistance in using the Web page to locate docket submissions.

Electronic copies of this **Federal Register** notice are available at <http://www.regulations.gov>. This document, as well as news releases and other relevant information, also are available at OSHA's Web page at <http://www.osha.gov>.

#### Authority

This notice was prepared under the direction of Edwin G. Foulke, Jr., Assistant Secretary for Occupational Safety and Health. It is issued under Sections 4 and 8 of the Occupational Safety and Health Act of 1970 (29 U.S.C. 653, 657), and Secretary of Labor's Order No. 5-2002 (67 FR 65008).

Signed at Washington, DC on this 27th day of February, 2007.

**Edwin G. Foulke, Jr.,**

*Assistant Secretary of Labor.*

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 63

[EPA-HQ-OAR-2004-0094; FRL-8283-3]

RIN 2060-AM 75

### National Emission Standards for Hazardous Air Pollutants: General Provisions

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

**ACTION:** Proposed rule; extension of public comment period.

**SUMMARY:** EPA is announcing that the comment period on the proposed amendments to the General Provisions of the National Emission Standards for Hazardous Air Pollutants published on January 3, 2007, is being extended until May 4, 2007.

**DATES:** *Comments.* The comment period has been extended from March 5, 2007. Comments must now be received on or before May 4, 2007.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-HQ-OAR-2004-0094, by one of the following methods:

- <http://www.regulations.gov>. Follow the on-line instructions for submitting comments.
- *E-mail:* [a-and-r-docket@epa.gov](mailto:a-and-r-docket@epa.gov), Attention Docket ID No. EPA-HQ-OAR-2004-0094.

- *Facsimile:* (202) 566-1741, Attention Docket ID No. EPA-HQ-OAR-2004-0094.

- *Mail:* U.S. Environmental Protection Agency, EPA West (Air Docket), 1200 Pennsylvania Ave., NW., Room: 3334, Mail Code: 6102T, Washington, DC, 20460, Attention E-Docket ID No. EPA-HQ-OAR-2004-0094.

- *Hand Delivery:* Air and Radiation Docket and Information Center, U.S. Environmental Protection Agency, 1301 Constitution Ave., NW, Room: 3334, Mail Code: 6102T, Washington, DC, 20460, Attention Docket ID No. EPA-HQ-OAR-2004-0094. Such deliveries are only accepted during the Docket's normal hours of operation, and special arrangements should be made for deliveries of boxed information.

*Instructions:* Direct your comments to Docket ID No. EPA-HQ-OAR-2004-0094. The EPA's policy is that all comments received will be included in the public docket without change and may be made available online at <http://www.regulations.gov>, including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through, or e-mail. Send or deliver information identified as CBI only to the following address: Mr. Roberto Morales, OAQPS Document Control Officer, U.S. EPA (C404-02), Attention Docket ID No. EPA-HQ-OAR-2004-0094, Research Triangle Park, NC 27711. Clearly mark the part or all of the information that you claim to be CBI. The Web site is an "anonymous access" system, which means EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an e-mail comment directly to EPA without going through , your e-mail address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the Internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD-ROM you submit. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses.

*Docket:* All documents in the docket are listed in the index. Although listed in the index, some information is not publicly available, (i.e., CBI or other information whose disclosure is restricted by statute). Certain other material, such as copyrighted material will be publicly available only in hard copy. Publicly available docket materials are available either electronically at <http://www.regulations.gov> or in hard copy at the Air and Radiation Docket, EPA/DC, EPA West, Room 3334, 1301 Constitution Ave., NW, Washington, DC. The Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566-1744, and the telephone number for the Air and Radiation Docket is (202) 566-1742.

**Note:** The EPA Docket Center suffered damage due to flooding during the last week of June 2006. The Docket Center is continuing to operate. However, during the cleanup, there will be temporary changes to Docket Center telephone numbers, addresses, and hours of operation for people who wish to make hand deliveries or visit the Public Reading Room to view documents. Consult EPA's **Federal Register** notice at 71 FR 38147 (July 5, 2006) or the EPA Web site at <http://www.epa.gov/epahome/dockets.htm> for current information on docket operations, locations and telephone numbers. The Docket Center's mailing address for U.S. mail and the procedure for submitting comments to are not affected by the flooding and will remain the same.

**FOR FURTHER INFORMATION CONTACT:** Rick Colyer, Program Design Group (D205-02), Sector Policies and Programs Division, Office of Air Quality Planning and Standards, U.S. EPA, Research Triangle Park, NC 27711, telephone number (919) 541-5262, electronic mail (e-mail) address, [colyer.rick@epa.gov](mailto:colyer.rick@epa.gov).

#### SUPPLEMENTARY INFORMATION:

*Regulated Entities.* Categories and entities potentially regulated by this action include all major sources regulated under section 112 of the CAA.

*World Wide Web (WWW).* In addition to being available in the docket, an electronic copy of today's notice will be available on the WWW through the Technology Transfer Network (TTN). Following the Assistant Administrator's signature a copy of this notice will be posted on EPA's Technology Transfer Network (TTN) policy and guidance page for newly proposed or promulgated rules at <http://www.epa.gov/ttn/oarpg>. The TTN provides information and technology exchange in various areas of air pollution control.

*Comment Period:* We received 2 requests to extend the public comment

period on the proposed amendments to the NESHAP General Provisions (72 FR 69, January 3, 2007). We agreed to these requests and are extending the comment period to May 4, 2007. Public comments must be received on or before that date.

We expect to add to the docket by the end of March some additional information and analyses relevant to the proposal. Commenters will then have approximately 30 days to review the additional information and provide any comments by May 4, 2007. Anyone interested in reviewing the additional information should check the docket beginning in April.

#### How Can I Get Copies of the Proposed Amendments and Other Related Information?

EPA has established the official public docket for the proposed rulemaking under docket ID No. EPA-HQ-OAR-2004-0094. Information on how to access the docket is presented above in the **ADDRESSES** section. In addition, information may be obtained from the Web page for the proposed rulemaking at: <http://www.epa.gov/ttn/atw/gp/gppg.html>.

Dated: February 28, 2007.

**Elizabeth Craig,**

*Acting Assistant Administrator for Air and Radiation.*

[FR Doc. E7-3758 Filed 3-2-07; 8:45 am]

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 50 CFR Part 648

[Docket No. 070215035-7035-01; I.D. 020907E]

RIN 0648-AT62

#### Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Atlantic Surfclam and Ocean Quahog Fishery; Framework Adjustment 1

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Proposed rule; request for comments.

**SUMMARY:** NMFS proposes regulations to implement Framework Adjustment 1 (FW 1) to the Atlantic Surfclam and Ocean Quahog Fishery Management Plan (FMP). FW 1 management measures were developed by the Mid-

Atlantic Fishery Management Council (Council) and propose to implement a vessel monitoring system (VMS) requirement for vessels participating in the surfclam and ocean quahog fisheries. The VMS requirement would replace the current telephone-based notification requirement necessary prior to departure on a surfclam or ocean quahog fishing trip. The intent of this action is to propose management measures that would improve the management and enforcement of regulations governing the Atlantic surfclam and ocean quahog fishery in the U.S. Exclusive Economic Zone.

**DATES:** Comments must be received no later than 5 p.m., eastern standard time, on April 4, 2007.

**ADDRESSES:** You may submit comments by any of the following methods:

- **Mail:** Patricia A. Kurkul, Regional Administrator, Northeast Region, NMFS, One Blackburn Drive, Gloucester, MA 01930-2298. Mark on the outside of the envelope, "Comments on Framework 1 VMS Proposed Rule."
- **Fax:** (978) 281-9135.
- **E-mail:** 0648AT62@noaa.gov.

Include in the subject line of the email the following document identifier: "Comments on Framework 1."

- **Federal e-Rulemaking Portal:** <http://www.regulations.gov>.

Copies of supporting documents, including the Regulatory Impact Review (RIR) and Initial Regulatory Flexibility Analysis (IRFA) are available from Daniel Furlong, Executive Director, Mid-Atlantic Fishery Management Council, Room 2115, Federal Building, 300 South New Street, Dover, DE 19904-6790. A copy of the RIR/IRFA is accessible via the Internet at <http://www.nero.noaa.gov/>.

Written comments regarding the burden-hour estimates or other aspects of the collection-of-information requirements contained in this proposed rule should be submitted to the Regional Administrator at the address above and to David Rostker, Office of Management and Budget (OMB), by e-mail at [David\\_Rostker@omb.eop.gov](mailto:David_Rostker@omb.eop.gov), or fax to (202) 395-7285.

**FOR FURTHER INFORMATION CONTACT:** Brian R. Hooker, Fishery Policy Analyst, 978-281-9220.

#### SUPPLEMENTARY INFORMATION:

##### Background

The Council voted on December 13, 2006, to recommend to NMFS that a VMS requirement for Atlantic surfclam and ocean quahog fishing vessels, including Maine mahogany quahog vessels, be implemented for their respective fisheries. This action was

originally approved by the Council as part of Amendment 13 to the FMP in 2003. However, the Council recommended that the Regional Administrator implement a VMS requirement for the fisheries when an economically viable system became available to the industry. Three vendors have been approved by NMFS for use in the Northeast Region. The costs of the VMS units have decreased since 2003 so that purchase and installation costs now range from approximately \$3,150 to \$4,200, and recurring monthly costs range from \$25 to \$100. As a result of the lower costs, the Council voted in June 2005 to begin the development of a framework adjustment to require the mandatory use of VMS for surfclams and ocean quahogs. The Council held two public meetings, on October 11, 2006, and December 13, 2006, to discuss the management measures contained in FW1 and, on December 13, 2006, the Council selected and approved the VMS management measures to submit to NMFS for approval and implementation.

#### Proposed Measures

A VMS requirement is being proposed for the surfclam and ocean quahog fishery in order to: (1) eliminate the requirement to notify NMFS Office of Law Enforcement via telephone prior to beginning a fishing trip; (2) facilitate the monitoring of areas closed to fishing due to environmental degradation (e.g., harmful algal blooms and former dump sites); and (3) facilitate the monitoring of borders between state and Federal regulatory jurisdictions. The VMS requirement would include a fishing trip declaration prior to starting a fishing trip and automatic hourly polling of the vessel position. Proof of an installed and operational VMS unit would be a condition for the issuance of the applicable vessel permits, with some exceptions granted to the limited access Maine mahogany quahog permit. There are three commercial fishing vessel permit categories for these fisheries: An open access Atlantic surfclam permit (SF 1); an open access ocean quahog permit (OQ 6); and a limited access Maine mahogany quahog permit (OQ 7). FW 1 management measures would implement a requirement for vessels participating in the fisheries to use a VMS to facilitate better monitoring and reporting in the Atlantic surfclam and ocean quahog fisheries. The VMS requirement would replace the current management measure that requires vessels fishing outside the Maine mahogany quahog fishery to call their local NOAA law enforcement office prior to departure on an Atlantic