

Federal requirements	FR notice	Promulgation	State authority
Toxicity characteristic revisions.....	55 FR 11798-11877.....	3/29/90.....	15A NCAC 13A .0006(a) 15A NCAC 13A .0006(c) 15A NCAC 13A .0006(d) 15A NCAC 13A .0006(e) 15A NCAC 13A .0009(o) 15A NCAC 13A .0010(k) 15A NCAC 13A .0010(m) 15A NCAC 13A .0012(e)

North Carolina is not authorized to operate the Federal program on Indian Lands. This authority remains with EPA unless provided otherwise in a future statute or regulation.

C. Decision

I conclude that North Carolina's application for program revisions meets all of the statutory and regulatory requirements established by RCRA. Accordingly, North Carolina is granted final authorization to operate its hazardous waste programs as revised. North Carolina now has responsibility for permitting treatment, storage, and disposal facilities within its borders and carrying out other aspects of the RCRA program described in its revised program application, subject to the limitations of the HSWA. North Carolina also has primary enforcement responsibilities, although EPA retains the right to conduct inspections under section 3007 of RCRA and to take enforcement actions under sections 3008, 3013 and 7003 of RCRA.

Compliance with Executive Order 12291

The Office of Management and Budget has exempted this rule from the requirements of section 3 of Executive Order 12291.

Certification Under the Regulatory Flexibility Act

Pursuant to the provisions of 5 U.S.C. 604(b), I hereby certify that this authorization will not have a significant economic impact on a substantial number of small entities. This authorization effectively suspends the applicability of certain Federal regulations in favor of North Carolina's program, thereby eliminating duplicative requirements for handlers of hazardous waste in the State. It does not impose any new burdens on small entities. This rule, therefore, does not require a regulatory flexibility analysis.

List of Subjects in 40 CFR Part 271

Administrative practice and procedure, Confidential business information, Hazardous materials transportation, Hazardous waste, Indian

lands, Intergovernmental relations, Penalties, Reporting and recordkeeping requirements, Water pollution control, Water supply.

Authority: This notice is issued under the authority of sections 2002(a), 3006 and 7004(b) of the Solid Waste Disposal Act as amended (42 U.S.C. 6912(a), 6926, 6974(b)).

Joe R. Franzmathes,
Acting Regional Administrator.

[FR Doc. 91-17236 Filed 7-18-91; 8:45 am]
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DEPARTMENT OF TRANSPORTATION

Research and Special Programs Administration

49 CFR Parts 190, 192, 193, 195, and 199

[Docket No. PS-114; Amdts. 190-3, 192-66, 193-7, 195-46, and 199-4]

RIN 2137-AB 77

Amendment of an Operator's Plans or Procedures; Correction

AGENCY: Research and Special Programs Administration (RSPA), DOT.

ACTION: Notice of correct agency number.

SUMMARY: This notice corrects the agency number of FR Doc. 91-16068, published in the *Federal Register* on July 9, 1991 (56 FR 31087). The agency number heading (in brackets) on page 31087, is changed to read "Docket No. PS-114; Amendments 190-3, 192-66, 193-7, 195-46, and 199-4."

Issued in Washington, DC on July 16, 1991.
George W. Tenley, Jr.,
Associate Administrator for Pipeline Safety.

[FR Doc. 91-17246 Filed 7-18-91; 8:45 am]
BILLING CODE 4910-60-M

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 611

[Docket No. 80472-1130]

Foreign Fishing

AGENCY: National Marine Fisheries Service (NMFS), NOAA, Commerce.

ACTION: Interpretive rule.

SUMMARY: NOAA issues this rule to interpret the language in 16 U.S.C. 1857(4), to provide guidance regarding fishing gear stowage requirements to foreign vessels transiting the exclusive economic zone (EEZ), and to amend 50 CFR part 611 by adding an appendix that sets forth this interpretation. Foreign fishing vessels must have their gear stowed while in the EEZ except in those specific areas, and during those specific periods of time, when such vessels are authorized to engage in harvesting activities.

EFFECTIVE DATE: July 19, 1991.

FOR FURTHER INFORMATION CONTACT: Alfred J. Bilik, (301) 427-2337.

SUPPLEMENTARY INFORMATION: The Magnuson Fishery Conservation and Management Act (Magnuson Act) was amended by Public Law 100-629 in November 1988 to prohibit any foreign fishing vessel not authorized to fish in the EEZ from transiting the EEZ without having its fishing gear properly stowed 16 U.S.C. 1801, 1857(4). The purpose of that amendment was to prevent illegal harvesting of fish in the EEZ either by: (1) A vessel not authorized to engage in any type of fishing activity in the EEZ; (2) a vessel with permit authorization limited to processing, support and/or scouting (as opposed to catching, taking or harvesting); or (3) a permitted vessel not authorized to harvest fish in the particular area of the EEZ being transited or at the particular time of transit. Section 307(4) provides:

It is unlawful—

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