

Proposed Regulations

For the reasons set out in the preamble, the Coast Guard proposes to amend 33 CFR part 117 as follows:

PART 117—DRAWBRIDGE OPERATION REGULATIONS

1. The authority citation for Part 117 continues to read as follows:

Authority: 33 U.S.C. 499; 49 CFR 1.46; 33 CFR 1.05–1(g); section 117.255 also issued under the authority of Pub. L. 102–587, 106 Stat. 5039.

2. Section 117.739 is revised to read as follows:

§ 117.739 Passaic River.

(a) The following requirements apply to all bridges across the Passaic River:

(1) The owners of these bridges shall provide, and keep in good legible condition, clearance gauges with figures not less than twelve (12) inches high designed, installed and maintained according to the provisions of section 118.160 of this chapter.

(2) New Jersey Transit Rail Operations' (NJTRO) roving crews shall consist of two qualified operators, on each shift, each having a vehicle which is equipped with marine and railroad radios, a cellular telephone, and emergency bridge repair and maintenance tools. This crew shall be split with one drawtender stationed at the Upper Hack and the other drawtender at the HX (Jackknife) drawbridge on the Hackensack River. "Adequate security measures" shall be provided to prevent vandalism to the bridge operating controls and mechanisms to insure prompt openings of NJTRO bridges.

(b) The draw of the Routes 1 & 9 (Lincoln Highway) Bridge, mile 1.8, at Newark, shall open on signal if at least four hours notice is given.

(c) The draw of CONRAIL's Point-No-Point Railroad Bridge, mile 2.6, at Newark, shall open on signal if at least four hours notice is given to the CONRAIL Movement Desk. After the signal to open is given, the opening may be delayed no more than ten minutes.

(d) The draw of the Jackson Street Bridge, mile 4.6, at Harrison, shall open on signal; except that notice must be given before 2:30 a.m. for openings between 3 a.m. and 8:30 a.m. and before 2:30 p.m. for openings between 4:30 p.m. and 7 p.m.

(e) The draw of Amtrak's Dock Bridge, mile 5.0, at Harrison, shall open on signal; except that from 7:20 a.m. to 9:20 a.m. and 4:30 p.m. to 6:50 p.m., Monday through Friday except federal holidays, the draw need not be opened. At all other times, an opening may be delayed

no more than ten minutes, unless the drawtender and the vessel operator, communicating by radiotelephone, agree to a longer delay.

(f) The draw of the Bridge Street Bridge, mile 5.6, at Harrison, shall open on signal; except that notice must be given before 2:30 a.m. for openings between 3 a.m. and 8:30 a.m. and before 2:30 p.m. for openings between 4:30 p.m. and 7 p.m.

(g) Phd draw of the NJTRO Newark-Harrison (Morristown Line) Bridge, mile 5.8, at Harrison, New Jersey shall open on signal if at least one hour advance notice is given to the drawtender at Upper Hack bridge mile 6.9, across the Hackensack River at Secaucus, NJ. In the event the HX drawtender is at the Lower Hack bridge, mile 3.4 on the Hackensack River, at Jersey City then up to an additional half hour delay in opening is permitted. After the signal to open is given, the opening may be delayed no more than ten minutes. From 7:15 a.m. to 9 a.m. and from 4:30 p.m. to 6:50 p.m., Monday through Friday except federal holidays, the draw need not open.

(h) The draw of the Route 280 (Stickel Memorial) Bridge, mile 5.8, at Harrison, shall open on signal if at least eight hours notice is given. In an emergency, the draw shall open as soon as possible but not more than two hours after the opening request.

(i) The draw of the Clay Street Bridge, mile 6.0, at Harrison, shall open on signal; except that notice must be given before 2:30 a.m. for openings between 3 a.m. and 8:30 a.m. and before 2:30 p.m. for openings between 4:30 p.m. and 7 p.m.

(j) The draw of the Route 7 (Rutgers Street) Bridge, mile 6.9, at Belleville, shall open on signal if at least four hours notice is given.

(k) The draw of the NJTRO (West Arlington) Bridge, mile 8.0, at Kearney, shall open on signal from 7 a.m. to 11 p.m. if at least eight hours notice is given. After the signal to open is given, the opening may be delayed no more than ten minutes. From 11 p.m. to 7 a.m., the draw need not be opened.

(l) The draw of the Avondale Bridge, mile 10.7, at Lyndhurst, shall open on signal; except that notice must be given before 2:30 a.m. for openings between 3 a.m. and 8:30 a.m. and before 2:30 p.m. for openings between 4:30 p.m. and 7 p.m.

(m) The draw of the NJTRO Bridge, mile 11.7, at Lyndhurst, shall open on signal from 8 a.m. to 4 p.m. if at least six hours notice is given. After the signal to open is given, the opening may be delayed no more than ten minutes.

From 4 p.m. to 8 a.m., the draw need not be opened.

(n) The draw of the Route 3 Bridge, mile 11.8, at Rutherford, shall open on signal if at least six hours notice is given.

(o) The draw of the Douglas O. Mead (Union Avenue) Bridge, mile 13.2, at Rutherford, shall open on signal; except that:

(1) From 4 p.m. to 8 a.m., the draw shall open if at least eight hours notice is given; and

(2) On Christmas and New Year's Day, the draw shall open if notice is given prior to 4 p.m. today prior.

(p) The draw of the following bridges need not be opened for the passage of vessels:

(1) Gregory Avenue Bridge, mile 14.0, at Wallington.

(2) Second Street Bridge, mile 14.7, at Wallington.

(3) West Eighth Street Bridge, mile 15.3, at Garfield.

Dated: May 28, 1996.

J.L. Linnon,

Rear Admiral, U.S. Coast Guard, Commander, First Coast Guard District.

[FR Doc. 96–15681 Filed 6–20–96; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Chapter I

[AD–FRL–5523–6]

Notice of Intent to Form an Advisory Committee for the Industrial Combustion Coordinated Rulemaking and Request for Nomination of Candidates

AGENCY: U.S. Environmental Protection Agency (EPA).

ACTION: Intent to Form Industrial Combustion Coordinated Rulemaking Advisory Committee and request for nomination of candidates.

SUMMARY: The EPA is planning to establish an Industrial Combustion Coordinating Rulemaking (ICCR) Advisory Committee under the Federal Advisory Committee Act (FACA). The purpose of this Federal Advisory Committee (hereafter referred to as "Coordinating Committee") is to advise and assist the EPA in coordinating the development of regulations to control emissions of air pollutants from industrial, commercial, and institutional combustion of fuels and non-hazardous solid wastes.

The EPA is also requesting nominations for candidates for

membership on both the Coordinating Committee as well as several Work Groups. The Work Groups will work in concert with the Coordinating Committee to develop recommendations and provide advice to the EPA. The membership of both the Coordinating Committee and the Work Groups will include a balanced representation of interested persons with personal and professional qualifications and experience to contribute to the functions of the Coordinating Committee and the Work Groups. The EPA will hold a public meeting to discuss the ICCR and answer any questions on the nomination process.

DATES: A public meeting will be held on July 24, 1996. Submit nominations of candidates no later than August 20, 1996. Any interested person or organization may submit the names and information on the qualifications of persons who are interested in serving on the Coordinating Committee or a Work Group.

ADDRESSES: Inspection of Documents: *Docket.* A document entitled "Industrial Combustion Coordinated Rulemaking: Proposed Organizational Structure and Process" (the ICCR document) which describes the ICCR Project and contains an example nomination form is available for public inspection at EPA Air Docket No. A-96-17 and is also available on the Technology Transfer Network (TTN) (see below). The docket is open for public inspection and copying between 8:00 a.m. and 4:00 p.m., Monday through Friday, except for Federal holidays, at the following address: U.S. Environmental Protection Agency, Air and Radiation Docket and Information Center (6102), 401 M Street SW, Washington, DC 20460; telephone: (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.

Technology Transfer Network. The ICCR document and other relevant materials are available electronically on the TTN. Choose the "ICCR-Industrial Combustion Coordinated Rulemaking Process" selection from the Technical Information Areas menu. The TTN is one of the EPA's electronic bulletin boards and provides information and technology exchange in various areas of air pollution control. The service is free except for the cost of a phone call. Dial (919) 541-5472 for up to a 14,400 bits-per-second (bps) modem. The TTN is also accessible through the Internet at "TELNET ttbnbs.rtpnc.epa.gov." If more information on the TTN is needed, call the help desk at (919) 541-5384. The

help desk is staffed from 11:00 a.m. to 5:00 p.m., Eastern time. The help desk utilizes a voice menu system at other times.

ADDRESSES: The public meeting will be held at the Sheraton City Center, Washington, D.C. Submit nominations for candidates to: U.S. Environmental Protection Agency, Air and Radiation Docket and Information Center (6102), Attention: Docket Number A-96-17, Room M-1500, 401 M Street SW, Washington, DC 20460, and to Ms. Amanda Agnew, Combustion Group (MD-13), U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711. Nominations may also be submitted to Ms. Agnew electronically through the TTN.

FOR FURTHER INFORMATION CONTACT: Mr. Fred Porter, Combustion Group (MD-13), U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711, phone number (919) 541-5251; Mr. Sims Roy, phone number (919) 541-5263; Ms. Agnew, phone number (919) 541-5268; or Mr. Jim Eddinger, phone number (919) 541-5426, all at the same address.

SUPPLEMENTARY INFORMATION:

Scope of ICCR Project

Seven categories of Industrial-Commercial-Institutional (ICI) combustion sources (industrial boilers, commercial-institutional boilers, process heaters, industrial-commercial solid waste incinerators, other solid waste incinerators, stationary gas turbines, and stationary internal combustion [IC] engines) are listed for regulatory development under section 112 (national emission standards for hazardous air pollutants [NESHAP]) or section 129 (solid waste combustion) of the Clean Air Act (the Act). The Act requires the EPA to develop these regulations by the year 2000. Furthermore, existing section 111 (new source performance standards [NSPS]) regulations affecting some of these source categories are periodically reviewed and may be developed or revised as part of this project. These seven combustion source categories encompass thousands of combustion units at a wide range of industries, institutions, and businesses.

An Industrial Combustion Coordinated Rulemaking that addresses the seven combustion source categories at the same time will result in more consistent regulations with greater environmental benefits at a lower cost than regulating each source category individually. It will avoid the potential for conflicting or duplicative regulations for the various combustion sources.

Furthermore, by involving knowledgeable stakeholders in the regulatory development process, the scientific basis for the regulations will be improved. The major advantages of the ICCR are that stakeholders will have substantial input in a very direct way into the final regulations, and that they will be allowed to leverage resources by working in concert with other groups in gathering information, analyzing alternatives, and recommending actions. The goal of the ICCR is to develop a unified set of Federal air emissions regulations that will result in maximum gains to the environment at reasonable cost to ICI sources and, ultimately, to the public.

Organization Structure

In order to realize the potential of the ICCR, all interested stakeholders must play a key role in all phases of regulatory development. The proposed organizational structure consists of Source Work Groups working in concert with a Coordinating Committee to make recommendations directly to the EPA decision makers. Members must be chosen for the Coordinating Committee and the various Source Work Groups.

It is expected that there will be five Source Work Groups to represent all seven source categories, and two Work Groups to address issues that cut across all source categories; however, this proposed structure may be refined by the Coordinating Committee. The Source Work Groups are the focus of regulatory development activities for each source category. The five Source Work Groups are for boilers, process heaters, stationary gas turbines, stationary IC engines, and waste incineration. The boilers Work Group combines two of the source categories (industrial boilers with commercial/institutional boilers) and the Waste Incinerators Work Group combines two of the source categories (industrial/commercial incinerators with other solid waste incinerators) into one Work Group. The function of the Source Work Groups is to carry out information collection and analyses, identify regulatory alternatives, assess the impacts of the regulatory alternatives, and make preliminary recommendations for their source category. The Testing and Monitoring Protocol Work Group and the Economic Analysis Work Group are responsible for dealing with the named issues as they relate to all source categories. These Work Groups will provide support and assistance to all of the Source Work Groups. The EPA will select recommended members from nominations and place these recommendations before the

Coordinating Committee, who will choose the members of the Work Groups.

The Coordinating Committee will be chartered under the FACA and will serve the role of planning and coordinating the regulatory development process. The committee will communicate with the Source Work Groups to ensure general consistency and thoroughness of data analyses and preliminary regulatory recommendations. The Coordinating Committee will consider and discuss the regulatory recommendations made by the Source Work Groups and present final recommendations to the EPA management. The Source Work Groups and Coordinating Committee will strive for consensus, but if consensus is not reached, the Coordinating Committee will present majority and minority recommendations to the EPA management. The FACA requires that the Coordinating Committee members be chosen by the EPA Administrator.

Criteria for Work Group and Coordinating Committee Membership

Source Work Group members should meet the following criteria: represent an affected party and, preferably, be able to represent the interests of other affected parties; commit to spending a significant amount of their time (perhaps 20 to 25 percent) over a multiple year period; and possess insight, understanding, and technical knowledge of the source category. It is preferable that Source Work Group members also have regulatory process experience. Source Work Groups should include representatives of sources affected by the rule, State/local regulatory agencies, environmental groups, and the EPA. Criteria for membership in the testing and monitoring protocol and economic analyses work groups are similar, but also require expertise in the named technical areas.

Criteria for membership on the Coordinating Committee includes the ability to: represent an affected party; be able to represent the interests of other affected parties; communicate with other affected parties; commit a significant amount of their time (perhaps 20 to 25 percent) over a multi-year period; and have substantive experience with the EPA air programs regulatory process (particularly NSPS or NESHAP regulatory development). The Coordinating Committee should be made up of representatives of the following: environmental, public health, and environmental justice groups; State/local regulatory agencies; affected sources; manufacturers of combustion,

emission control, and emission monitoring/testing equipment; fuel producers and suppliers; labor; and the EPA.

Nomination Process

Nominations are being solicited for members of the Coordinating Committee as well as members of the Work Groups. The nominations must indicate whether the nomination is for one of the Work Groups or for the Coordinating Committee. Each nomination must discuss and explain how the nominee meets or satisfies the membership criteria discussed above. A brief resume and several current references should be included. The ICCR document includes an example nomination form. It is recommended that this form be used in order to assure that the nomination includes all of the necessary information.

Before submitting a nomination, individuals or organizations should obtain and thoroughly read the ICCR document. This document is available on the TTN or may be obtained by calling or writing the Air and Radiation Docket and Information Center. See Inspection of Documents section for more details.

Public Information

The EPA plans to accomplish several tasks at a public meeting to be held in July. The ICCR project will be discussed in general, and information will be provided on how to follow the progress of this rulemaking. The EPA also plans to describe the roles and membership criteria for the various Work Groups and the Coordinating Committee, along with an explanation of the nomination process. The EPA will try to answer any questions raised by the public on any of these processes.

There will also be a satellite video presentation to discuss the ICCR at 190 sites across the United States. This video presentation will serve to educate the public on the same topics to be covered at the public meeting. Viewers of the satellite presentation will also have the opportunity to have their questions answered by the EPA. This video presentation will be shown at the public meeting.

Dated: June 14, 1996.

Mary D. Nichols,

Assistant Administrator For Air and Radiation.

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40 CFR Part 52

[Region II Docket No. 150, PR4-1, FRL-5523-9]

Approval and Promulgation of Implementation Plans; Commonwealth of Puerto Rico

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: EPA is proposing approval of revisions to the Puerto Rico Regulations for the Control of Atmospheric Pollution, submitted to EPA by the Puerto Rico Environmental Quality Board (EQB) on September 29, 1995. This action proposes approval of revisions to Rules 102, 105, 106, 107, 109, 110, 111, 112, 114, 117, 121, 201, 203, 204, 205, 206, 209, 211, 301, 401, 402, 403, 404, 405, 406, 408, 409, 410, 412, 413, 414, 417, and 501. EPA is not incorporating new Rule 422 into the federally approved Puerto Rico State Implementation Plan (SIP). EPA is also announcing the withdrawal of Rules 411, 418, 419, 420 and 421 from the Puerto Rico SIP at the request of the EQB. However, although requested by the EQB, EPA is not withdrawing Rule 404 from the SIP. A revision to Rule 423 was also submitted by the EQB on September 29, 1995, however, EPA determined the revision to Rule 423 to be administratively incomplete and returned it to EQB and it, therefore, is not included in this rulemaking.

DATES: Comments must be received on or before July 22, 1996.

ADDRESSES: All comments should be addressed to: William S. Baker, Chief, Air Programs Branch, Environmental Protection Agency, Region II Office, 290 Broadway, New York, New York 10007-1866.

Copies of the Commonwealth's submittal(s) are available at the following addresses for inspection during normal business hours:

Environmental Protection Agency,
Region II Office, Air Programs Branch,
290 Broadway, 20th Floor, New York,
New York 10007-1866

Environmental Protection Agency,
Region II Caribbean Field Office,
Centro Europa Building, Suite 417,
1492 Ponce de Leon Avenue, Stop 22,
Santurce, Puerto Rico 00909
Commonwealth of Puerto Rico,
Environmental Quality Board, Banco
National Plaza, 8th Floor, 431 Ponce
De Leon Avenue, Hato Rey, Puerto
Rico, 00917.

FOR FURTHER INFORMATION CONTACT: Kirk J. Wieber, Air Programs Branch, Environmental Protection Agency, 290