

NPRM's should contact the FAA's Office of Rulemaking, (202) 267-9677, to request a copy of Advisory Circular No. 11-2A, Notice of Proposed Rulemaking Distribution System, which describes the application procedure.

### The Proposal

The FAA is considering an amendment to 14 CFR part 71 to modify Class E airspace at Chicago, IL, for Aurora Municipal Airport. Controlled airspace extending upward from the surface of the earth is needed to contain aircraft executing instrument approach procedures. The area would be depicted on appropriate aeronautical charts. Class E airspace areas extending upward from the surface of the earth are published in paragraph 6004 of FAA Order 7400.9K dated August 30, 2002, and effective September 16, 2002, which is incorporated by reference in 14 CFR 71.1. The Class E designations listed in this document would be published subsequently in the Order.

The FAA has determined that this proposed regulation only involves an establishment body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. Therefore this, proposed regulation—(1) is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a Regulatory Evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this proposed rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

### List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

### The Proposed Amendment

Accordingly, pursuant to the authority delegated to me, the Federal Aviation Administration proposes to amend 14 CFR part 71 as follows:

### PART 71—DESIGNATION OF CLASS A, CLASS B, CLASS C, CLASS D, AND CLASS E AIRSPACE AREAS; AIRWAYS; ROUTES; AND REPORTING POINTS

1. The authority citation for part 71 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959-1963 Comp., p. 389.

### § 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9K, Airspace Designations and Reporting Points, dated August 30, 2002, and effective September 16, 2002, is amended as follows:

\* \* \* \* \*

*Paragraph 6004 Class E airspace areas designated as an extension to a Class D surface area.*

\* \* \* \* \*

### AGL IL E4 Chicago, Aurora Municipal Airport, IL [Revised]

Chicago, Aurora Municipal Airport, IL (Lat. 41°46'19" N., long. 88°28'32" W.)

DuPage VOR/DME

(Lat. 41°53'25" N., long. 88°21'01" W.)

I-ARR Localizer

(Lat. 41°46'14" N., long. 88°27'32" W.)

That airspace extending upward from the surface within 1.3 miles each side of the DuPage VOR/DME 216° radial extending from the 4.2-mile radius of the Aurora Municipal Airport to 6.6 miles northeast of the airport and within 1.4 miles each side of the I-ARR Localizer west course extending from the 4.2-mile radius of the Aurora Municipal Airport to 6.7 miles west of the airport. This Class E airspace is effective during the specific date and time established in advance by Notice to Airmen. The effective date and time will thereafter be continuously published in the Airport/Facility Directory.

\* \* \* \* \*

Issued in Des Plaines, Illinois on September 3, 2003.

**Nancy B. Shelton,**

*Manager, Air Traffic Division, Great Lakes Region.*

[FR Doc. 03-24601 Filed 9-26-03; 8:45 am]

**BILLING CODE 4910-13-M**

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

### 25 CFR Chapter 1

### Meeting of the No Child Left Behind Negotiated Rulemaking Committee

**AGENCY:** Bureau of Indian Affairs, Interior.

**ACTION:** Announcement of negotiated rulemaking committee meeting.

**SUMMARY:** The Secretary of the Interior has established an advisory Committee to develop recommendations for proposed rules for Indian education under six sections of the No Child Left Behind Act of 2001. As required by the Federal Advisory Committee Act, we are announcing the date and location of the next meeting of the No Child Left

Behind Negotiated Rulemaking committee.

**DATES:** The Committee's next meeting will be held October 14-18, 2003. The meeting will begin at 1:30 pm (PST) on Tuesday, October 14 and end at 5:30 pm (PST) on Saturday, October 18.

**ADDRESSES:** The meeting will be held at the Tempe Mission Palms, 60 East Fifth Street, Tempe, Arizona 85281, telephone (480) 894-1400.

### FOR FURTHER INFORMATION CONTACT:

Barbara James or Shawna Smith, No Child Left Behind Negotiated Rulemaking Project Management Office, P.O. Box 1430, Albuquerque, NM 87103-1430; telephone (505) 248-7241/6569; fax (505) 248-7242; e-mail [bjames@bia.edu](mailto:bjames@bia.edu) or [ssmith@bia.edu](mailto:ssmith@bia.edu). We will post additional information as it becomes available on the Office of Indian Education Programs Web site under "Negotiated Rulemaking" at <http://www.oiep.bia.edu>.

**SUPPLEMENTARY INFORMATION:** For more information on negotiated rulemaking under the No Child Left Behind Act, see the **Federal Register** notices published on December 10, 2002 (67 FR 75828) and May 5, 2003 (68 FR 23631) or the Web site at <http://www.oiep.bia.edu> under "Negotiated Rulemaking."

The items for negotiation include: Student Rights/Geographic Boundaries; Tribally Controlled Schools Act/Grants; Adequate Yearly Progress; and Funding and Distribution of Funds. The committee will meet in work groups and in full session during the week. All meetings are open to the public. There is no requirement for advance registration for members of the public who wish to attend and observe the Committee meetings or the work group meetings. Members of the public may make written comments to the Committee by sending them to the NCLB Negotiated Rulemaking Committee, Project Management Office, P.O. Box 1430, Albuquerque, New Mexico 87103. We will provide copies of the comments to the Committee.

The agenda for the October 14-18, 2003, meeting is as follows:

Agenda for No Child Left Behind Negotiated Rulemaking Committee Meeting, October 14-18, 2003, Tempe, Arizona.

Meetings end at 5:30 pm each day.

### October 14

1:30 pm

Opening Remarks.  
Introductions, Logistics, and Housekeeping.

Approval of summary from Nashville meeting.

Review agenda.  
Committee considers consensus on proposed rule language and plain language.

Rewrites, as necessary:

- Geographic Boundaries
- Section 1130
- Adequate Yearly Progress
- Preambles—Tribally Controlled

School Act and Adequate Yearly Progress

3:30 pm

Work Group meetings.

#### October 15

8:30 am

Roll Call and set agenda for day.

Work Group meetings, if necessary.

Committee considers consensus on proposed rule language and plain language.

Rewrites, as necessary:

- Funding
- Preambles

#### October 16

8:30 am

Roll Call and set agenda for day.

Public comment (30 minutes).

Committee considers consensus on proposed rule language and plain language.

Rewrites, as necessary.

#### October 17

8:30 am

Roll Call and set agenda for day.

Public comment (30 minutes).

Committee considers consensus on proposed rule language and plain language.

#### October 18

8:30 am

Roll Call and set agenda for day.

Committee considers consensus on proposed rule language and plain language.

Rewrites, as necessary.

Clarification of next steps.

Evaluations.

Closing remarks.

Brief celebration.

5:30 pm

Adjourn.

Dated: September 24, 2003.

**Woodrow W. Hopper, Jr.,**

*Acting Principal Deputy Assistant Secretary—Indian Affairs.*

[FR Doc. 03-24569 Filed 9-24-03; 3:13 pm]

**BILLING CODE 4310-6W-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[CA255-0413; FRL-7564-7]

### Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control District

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to disapprove revisions to the San Joaquin Valley Unified Air Pollution Control District's (SJVUAPCD) portion of the California State Implementation Plan (SIP). These revisions concern visible emissions (VE) from many different sources of air pollution. We are proposing to disapprove SJVUAPCD Rule 4101, a local rule regulating VE, under the Clean Air Act as amended in 1990 (CAA or the Act). We are taking comments on this proposal and plan to follow with a final action. Previously, EPA proposed to approve Rule 4101.

**DATES:** Any comments must arrive by October 29, 2003.

**ADDRESSES:** Mail comments to Andy Steckel, Rulemaking Office Chief (AIR-4), U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105-3901 or e-mail to [steckel.andrew@epa.gov](mailto:steckel.andrew@epa.gov).

You can inspect copies of the submitted SIP revisions and the

administrative record for EPA's previous proposal at our Region IX office during normal business hours. You may also see copies of the submitted SIP revisions at the following locations:

California Air Resources Board, Stationary Source Division, Rule Evaluation Section, 1001 "I" Street, Sacramento, CA 95814; and, San Joaquin Valley Unified Air Pollution Control District, 1990 East Gettysburg Street, Fresno, CA 93726.

A copy of the rule may also be available via the Internet at <http://www.arb.ca.gov/drdb/drdbtxt.htm>. Please be advised that this is not an EPA website and may not contain the same version of the rule that was submitted to EPA.

#### FOR FURTHER INFORMATION CONTACT:

Jerald S. Wamsley, Rulemaking Office (AIR-4), U.S. Environmental Protection Agency, Region IX, (415) 744-1226, or via e-mail at [wamsley.jerry@epa.gov](mailto:wamsley.jerry@epa.gov).

#### SUPPLEMENTARY INFORMATION:

Throughout this document, "we," "us" and "our" refer to EPA.

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#### I. The State's Submittal

##### A. What Rule Did the State Submit?

Table 1 lists the rule addressed by this proposal with the dates that it was adopted by the SJVUAPCD and submitted by the California Air Resources Board (CARB).

TABLE 1.—SUBMITTED RULES

Local agency	Rule No.	Rule title	Adopted	Submitted
SJVUAPCD .....	4101	Visible Emissions .....	11/15/01	12/06/01

On January 22, 2002, EPA found this rule submittal met the completeness criteria in 40 CFR part 51 appendix V.

#### B. Are There Other Versions of the Rule?

Prior to the SJVUAPCD's formation, eight county-wide air pollution control

districts (APCDs) in San Joaquin, Stanislaus, Merced, Madera, Fresno, Kings, Tulare, and Kern counties regulated air pollution in California's San Joaquin Valley. In almost all cases, EPA approved and incorporated into the Federal SIP versions of these individual

county rules: Rule 401—Visible Emission, Rule 402—Exemptions, and Rule 403—Wet Plumes. Please see the Technical Support Document (TSD) for our previous rulemaking proposal on Rule 4101 for a table of these local rule adoptions and SIP approval dates. On