

the **Federal Register**. This rule is not a "major rule" as defined by 5 U.S.C. 804(2).

#### C. Petitions for Judicial Review

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by December 19, 2005. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action.

This action, pertaining to the amendments to the Maryland AIM coatings rule, may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

#### List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Incorporation by reference, Nitrogen dioxide, Ozone, Particulate matter, Reporting and recordkeeping requirements, Volatile organic compounds.

Dated: October 11, 2005.

**Donald S. Welsh,**

*Regional Administrator, Region III.*

■ 40 CFR part 52 is amended as follows:

#### PART 52—[AMENDED]

■ 1. The authority citation for part 52 continues to read as follows:

*Authority:* 42 U.S.C. 7401 *et seq.*

#### Subpart V—Maryland

■ 2. In § 52.1070, the table in paragraph (c) is amended by revising the entry for COMAR 26.11.33 to read as follows:

#### § 52.1070 Identification of plan.

\* \* \* \* \*

(c) \* \* \*

#### EPA-APPROVED REGULATIONS IN THE MARYLAND SIP

Code of Maryland Administrative Regulations (COMAR) citation	Title/subject	State effective date	EPA approval date	Additional explanation/ Citation at 40 CFR 52.1100
*	*	*	*	*
<b>26.11.33—Architectural Coatings</b>				
26.11.33.06	Most Restrictive VOC Limit	2/28/05	10/19/05 [Insert page number where the document begins].	Addition of sections B(15) through B(19).
26.11.33.10	Coatings Not Listed in Regulation .05.	2/28/05	10/19/05 [Insert page number where the document begins].	
26.11.33.12	Container Labeling Requirements	2/28/05	10/19/05 [Insert page number where the document begins].	Deleted section K.
26.11.33.13	Record Keeping Requirements	2/28/05	10/19/05 [Insert page number where the document begins].	
*	*	*	*	*

\* \* \* \* \*

[FR Doc. 05-20817 Filed 10-18-05; 8:45 am]

BILLING CODE 6560-50-P

#### ENVIRONMENTAL PROTECTION AGENCY

#### 40 CFR Part 52

[R04-OAR-2003-KY-0001-200410(w); FRL-7983-3]

#### Approval and Promulgation of Implementation Plans for Kentucky: Regulatory Limit on Potential To Emit; Withdrawal of Direct Final Rule

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

**ACTION:** Withdrawal of direct final rule.

**SUMMARY:** Due to adverse comment, EPA is withdrawing the direct final rule published August 24, 2005, (70 FR 49493) approving a revision to the State Implementation Plan (SIP) of the Commonwealth of Kentucky. This revision incorporates Kentucky rule 401 KAR 52:080 into the Kentucky SIP. This rule allows sources with a potential to emit (PTE) that equals or exceeds a title V major source threshold to be classified as minor sources if they restrict their actual emissions to less than 50 percent of the title V major source thresholds and meet other conditions specified in the rule. EPA stated in the direct final rule that if EPA received adverse

comment by September 23, 2005, the rule would be withdrawn and not take effect. EPA subsequently received adverse comment. EPA will address the comment in a subsequent final action based upon the proposed action also published on August 24, 2005 (70 FR 49525). EPA will not institute a second comment period on this action.

**DATES:** The direct final rule is withdrawn as of October 19, 2005.

**FOR FURTHER INFORMATION CONTACT:** Michele Notarianni, Air Planning Branch, U.S. Environmental Protection Agency Region 4, 61 Forsyth Street, SW., Atlanta, Georgia 30303-8960. (404) 562-9031 (phone) or [notarianni.michele@epa.gov](mailto:notarianni.michele@epa.gov) (e-mail).

**List of Subjects in 40 CFR Part 52**

Environmental protection, Air pollution control, Carbon monoxide, Intergovernmental relations, Lead, Nitrogen dioxide, Ozone, Particulate matter, Reporting and recordkeeping requirements, Sulfur oxides, Volatile organic compounds.

Dated: September 30, 2005.

**A. Stanley Meiburg,**

*Acting Regional Administrator, Region 4.*

■ Accordingly, the amendments to 40 CFR 52.919 and 52.920 (which published in the **Federal Register** on August 24, 2005, at 70 FR 49493) is withdrawn as of October 19, 2005.

[FR Doc. 05–20816 Filed 10–18–05; 8:45 am]

**BILLING CODE 6560–50–P**

**FEDERAL COMMUNICATIONS COMMISSION****47 CFR Part 15**

[ET Docket No. 04–37; ET Docket No. 03–104; FCC 04–245]

**Broadband Power Line Systems**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; stay of effective date.

**SUMMARY:** On September 29, 2005, (70 FR 56856), the Commission announced the effective date of certain rules containing new information collection requirements that were published in the **Federal Register** on January 7, 2005. This document stays the effective date of the information collection requirements, which were approved by the Office of Management and Budget on September 15, 2005.

**DATES:** Effective October 19, 2005, the amendments to §§ 15.615 (a) through (e) published at 70 FR 1360, January 7, 2005, are stayed until November 19, 2005.

**FOR FURTHER INFORMATION CONTACT:** Nancy J. Brooks, Office of Engineering and Technology, Policy and Rules Division, (202) 418–2454.

**List of Subjects in 47 CFR Part 15**

Communications equipment, Computer technology, Labeling, Radio, Reporting and recordkeeping requirements, Security measures, Telephone, Wiretapping and electronic surveillance.

Federal Communications Commission.

**Bulah P. Wheeler,**

*Agenda and Publication Analyst.*

[FR Doc. 05–20993 Filed 10–18–05; 8:45 am]

**BILLING CODE 6712–01–U**

**FEDERAL COMMUNICATIONS COMMISSION****47 CFR Part 73**

[DA 05–2635; MB Docket No. 05–116; RM–11188]

**Radio Broadcasting Services; Fisher and Thief River Falls, MN**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** In response to a *Notice of Proposed Rule Making*, 70 FR 17049 (April 4, 2005), this *Report and Order* reallocates Channel 262C1, Station KSNR(FM) (“KSNR”) from Thief River Falls, Minnesota, to Fisher, Minnesota, and modifies Station KSNR’s license accordingly. The coordinates for Channel 262C1 at Fisher, Minnesota, are 47–58–38 NL and 96–36–42 WL, with a site restriction of 24.2 kilometers (15.1 miles) northeast of Fisher.

**DATES:** Effective November 17, 2005.

**FOR FURTHER INFORMATION CONTACT:** R. Barthen Gorman, Media Bureau, (202) 418–2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission’s *Report and Order*, MB Docket No. 05–116, adopted September 29, 2005, and released October 3, 2005. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC’s Reference Information Center at Portals II, 445 12th Street, SW., Room CY–A257, Washington, DC, 20554. The document may also be purchased from the Commission’s duplicating contractor, Best Copy and Printing, Inc., Portals II, 445 12th Street, SW., Room CY–B402, Washington, DC 20554, telephone 1–800–378–3160 or <http://www.BCPIWEB.com>. The Commission will send a copy of this *Report and Order* in a report to be sent to Congress and the Government Accountability Office pursuant to the Congressional Review Act, *see* 5 U.S.C. 801(a)(1)(A).

**List of Subjects in 47 CFR Part 73**

Radio, Radio broadcasting.

■ Part 73 of Title 47 of the Code of Federal Regulations is amended as follows:

**PART 73—RADIO BROADCAST SERVICES**

■ 1. The authority citation for Part 73 reads as follows:

**Authority:** 47 U.S.C. 154, 303, 334, 336.

**§ 73.202 [Amended]**

■ 2. Section 73.202(b), the Table of FM Allotments under Minnesota, is amended by adding Fisher, Channel 262C1, and by removing Channel 262C1 at Thief River Falls.

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Media Bureau.*

[FR Doc. 05–20608 Filed 10–18–05; 8:45 am]

**BILLING CODE 6712–01–P**

**DEPARTMENT OF COMMERCE****National Oceanic and Atmospheric Administration****50 CFR Part 679**

[Docket No. 041126333–5040–02; I.D. 101405B]

**Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 610 of the Gulf of Alaska**

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

**ACTION:** Temporary rule; closure.

**SUMMARY:** NMFS is prohibiting directed fishing for pollock in Statistical Area 610 of the Gulf of Alaska (GOA). This action is necessary to prevent exceeding the 2005 total allowable catch (TAC) of pollock for Statistical Area 610 of the GOA.

**DATES:** Effective 1200 hrs, Alaska local time (A.l.t.), October 14, 2005, through 2400 hrs, A.l.t., December 31, 2005.

**FOR FURTHER INFORMATION CONTACT:** Josh Keaton, 907–586–7228.

**SUPPLEMENTARY INFORMATION:** NMFS manages the groundfish fishery in the GOA exclusive economic zone according to the Fishery Management Plan for Groundfish of the Gulf of Alaska (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson-Stevens Fishery Conservation and Management Act. Regulations governing fishing by U.S. vessels in accordance with the FMP appear at subpart H of 50 CFR part 600 and 50 CFR part 679.

The 2005 TAC of pollock in Statistical Area 610 of the GOA is 30,380 metric tons (mt) as established by the 2005 and 2006 harvest specifications for groundfish of the GOA (70 FR 8958, February 24, 2005).

In accordance with § 679.20(d)(1)(i), the Regional Administrator has determined that the 2005 TAC of