

comments by using the Federal eRulemaking Portal, as described above.

**Written Submissions:** Submit written comments by mail/hand delivery/courier to: Office of the Secretary, Consumer Product Safety Commission, Room 820, 4330 East West Highway, Bethesda, MD 20814; telephone (301) 504-7923.

**Instructions:** All submissions received must include the agency name and docket number for this notice. All comments received may be posted without change to <http://www.regulations.gov>, including any personal identifiers, contact information, or other personal information provided. Do not submit confidential business information, trade secret information, or other sensitive or protected information that you do not want to be available to the public. If furnished at all, such information should be submitted by mail/hand delivery/courier.

**Docket:** For access to the docket to read background documents or comments received, go to: <http://www.regulations.gov>, insert docket number CPSC-2017-0037 into the "Search" box, and follow the prompts.

**FOR FURTHER INFORMATION CONTACT:**

Rocky Hammond, Office of the Secretary, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, MD 20814; telephone: 301-504-6833; email: [RHammond@cpsc.gov](mailto:RHammond@cpsc.gov).

**SUPPLEMENTARY INFORMATION:** On August 17, 2017, Zen Magnets, LLC (petitioner) submitted a petition requesting that the Commission initiate rulemaking to adopt a safety standard for high-powered magnet sets under Sections 7 and 9 of the CPSA (15 U.S.C. 2056, 2058) to address the hazard associated with these products if ingested, aspirated, or otherwise inserted into the body.

The petitioner describes the product as small rare earth magnets of various shapes, sizes, and flux indices (*i.e.*, magnetic strength) that are commonly sold as sets designed to make sculptures, provide therapeutic benefits, or serve as educational or research tools. The petitioner states that there are magnet sets on the market that are approximately 5 millimeters in diameter and have flux indices greater than 50 kG<sup>2</sup>mm<sup>2</sup>. According to the petitioner, magnet sets are not designed, marketed, manufactured, or intended for use by children under the age of 14 years.

The petitioner asserts that high-powered magnet sets pose a risk of injury if misused in a way that results in ingesting, aspirating, or otherwise inserting more than one magnet into the

body. The petitioner notes that one potential injury that can result from ingesting high-powered magnets is damage to gastrointestinal tissue.

The petitioner requests that CPSC promulgate a mandatory safety standard that includes the following:

- **Performance standards.** Require individual magnets and each magnet in a magnet set that fits entirely within the cylinder described in 16 CFR 1501.4 (small parts cylinder) to have a flux index of 50 kG<sup>2</sup>mm<sup>2</sup> or less if the product is designed, marketed, or manufactured for children under the age of 14 years. Establish standards for magnet set packaging, such as requiring packaging to be difficult for children to open and assist users in determining whether all magnets are returned to the package after use. According to the petitioner, these requirements would limit the magnetic strength of magnets so that they would not attach across internal tissue if ingested and would assist users in limiting children's access to the magnets.

- **Warning requirements.**<sup>1</sup> Require magnet sets to bear warnings that conform to specific form requirements, warn of the ingestion hazard, and indicate the product is not intended for children. Require warnings on product packaging, including in a location that requires a user to see the warning when opening the package.

- **Instructional requirements.** Require magnet sets to include instructions that indicate how to avoid using the magnet set in a way that can lead to ingesting, aspirating, or inserting the magnets into the body and how to return magnets to the packaging.

- **Age restrictions.**<sup>2</sup> Require warnings and instructions for magnet sets to include an age recommendation of 14 years or older.

The Commission seeks comments concerning this petition.

The petition is available at: <http://www.regulations.gov>, under Docket No. CPSC-2017-0037, Supporting and

<sup>1</sup> The petitioner also requests that the Commission require purchasers to acknowledge having read product warnings and assent to the risk of injury when purchasing magnet sets online. Under Section 7 of the CPSA, the Commission may issue only performance requirements and requirements for warnings or instructions. Therefore, the Commission lacks authority to require these additional provisions.

<sup>2</sup> The petitioner also requests the following age restriction requirements for magnet sets that do not conform to the requested physical safety standards: (1) Prohibit the sale of magnet sets to users under 14 years old, and (2) require that only adults be permitted to buy magnet sets. Again, Section 7 of the CPSA authorizes the Commission to issue only performance requirements and warning requirements. Therefore, the Commission lacks authority to adopt these restrictions.

Related Materials. Alternatively, interested parties may obtain a copy of the petition by writing or calling the Office of the Secretary, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, MD 20814; telephone (301) 504-6833.

**Alberta E. Mills,**

*Acting Secretary, Consumer Product Safety Commission.*

[FR Doc. 2017-21534 Filed 10-5-17; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[EPA-R07-OAR-2015-0356; FRL-9968-81-Region 7]

### Approval of Missouri Air Quality Implementation Plans; Infrastructure SIP Requirements for the 2008 Ozone National Ambient Air Quality Standard

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

**ACTION:** Proposed rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is proposing to approve elements of a State Implementation Plan (SIP) revision from the State of Missouri for the 2008 Ozone National Ambient Air Quality Standard (NAAQS). Section 110 of the CAA requires that each state adopt and submit a SIP for the implementation, maintenance, and enforcement of each new or revised NAAQS promulgated by EPA. These SIPs are commonly referred to as "infrastructure" SIPs. The infrastructure requirements are designed to ensure that the structural components of each state's air quality management program are adequate to meet the state's responsibilities under the CAA. In the "Rules and Regulations" section of this **Federal Register**, we are approving the state's SIP revisions as a direct final rule without a prior proposed rule. If we receive no adverse comment, we will not take further action on this proposed rule.

**DATES:** Comments must be received by November 6, 2017.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-R07-OAR-2015-0356, to <https://www.regulations.gov>. Follow the online instructions for submitting comments. Once submitted, comments cannot be edited or removed from *Regulations.gov*. The EPA may publish any comment received to its public docket. Do not submit electronically any information you consider to be Confidential

Business Information (CBI) or other information whose disclosure is restricted by statute. Multimedia submissions (audio, video, etc.) must be accompanied by a written comment. The written comment is considered the official comment and should include discussion of all points you wish to make. The EPA will generally not consider comments or comment contents located outside of the primary submission (*i.e.* on the web, cloud, or other file sharing system). For additional submission methods, the full EPA public comment policy, information about CBI or multimedia submissions, and general guidance on making effective comments, please visit <https://www2.epa.gov/dockets/commenting-epa-dockets>.

**FOR FURTHER INFORMATION CONTACT:** Tracey Casburn, Environmental Protection Agency, Air Planning and Development Branch, 11201 Renner Boulevard, Lenexa, Kansas 66219 at (913) 551-7016, or by email at [casburn.tracey@epa.gov](mailto:casburn.tracey@epa.gov).

**SUPPLEMENTARY INFORMATION:** This document proposes to take action on the State of Missouri Infrastructure SIP revision for the 2008 Ozone NAAQS. We have published a direct final rule approving the State's SIP revision (s) in the "Rules and Regulations" section of this **Federal Register**, because we view this as a noncontroversial action and anticipate no relevant adverse comment. We have explained our reasons for this action in the preamble to the direct final rule. If we receive no adverse comment, we will not take further action on this proposed rule. If we receive adverse comment, we will withdraw the direct final rule and it will not take effect. We would address all public comments in any subsequent final rule based on this proposed rule. We do not intend to institute a second comment period on this action. Any parties interested in commenting must do so at this time. For further information, please see the information provided in the **ADDRESSES** section of this document.

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

Environmental protection, Air pollution control, Incorporation by reference, Intergovernmental relations, Nitrogen dioxide, Volatile organic carbon, Reporting and recordkeeping requirements.

Dated: September 21, 2017.

**Cathy Stepp,**

*Acting Regional Administrator, Region 7.*

[FR Doc. 2017-21525 Filed 10-5-17; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[EPA-R07-OAR-2017-0515; FRL-9968-79-Region 7]

#### Approval of Missouri Air Quality Implementation Plans; Infrastructure SIP Requirements for the 2010 Sulfur Dioxide National Ambient Air Quality Standard

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

**ACTION:** Proposed rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is proposing to approve elements of a State Implementation Plan (SIP) revision from the State of Missouri for the 2010 Sulfur Dioxide (SO<sub>2</sub>) National Ambient Air Quality Standard (NAAQS). Section 110 of the CAA requires that each state adopt and submit a SIP for the implementation, maintenance, and enforcement of each new or revised NAAQS promulgated by EPA. These SIPs are commonly referred to as "infrastructure" SIPs. The infrastructure requirements are designed to ensure that the structural components of each state's air quality management program are adequate to meet the state's responsibilities under the CAA. In the "Rules and Regulations" section of this **Federal Register**, we are approving the state's SIP revisions as a direct final rule without a prior proposed rule. If we receive no adverse comment, we will not take further action on this proposed rule.

**DATES:** Comments must be received by November 6, 2017.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-R07-OAR-2017-0515, to <https://www.regulations.gov>. Follow the online instructions for submitting comments. Once submitted, comments cannot be edited or removed from *Regulations.gov*. The EPA may publish any comment received to its public docket. Do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Multimedia submissions (audio, video, etc.) must be accompanied by a written comment. The written comment is considered the official comment and should include discussion of all points you wish to make. The EPA will generally not consider comments or comment contents located outside of the primary submission (*i.e.* on the web, cloud, or other file sharing system). For additional submission methods, the full

EPA public comment policy, information about CBI or multimedia submissions, and general guidance on making effective comments, please visit <https://www2.epa.gov/dockets/commenting-epa-dockets>.

#### FOR FURTHER INFORMATION CONTACT:

Tracey Casburn, Environmental Protection Agency, Air Planning and Development Branch, 11201 Renner Boulevard, Lenexa, Kansas 66219 at (913) 551-7016, or by email at [casburn.tracey@epa.gov](mailto:casburn.tracey@epa.gov).

**SUPPLEMENTARY INFORMATION:** This document proposes to take action on the State of Missouri Infrastructure SIP revision for the 2010 SO<sub>2</sub> NAAQS. We have published a direct final rule approving the State's SIP revision(s) in the "Rules and Regulations" section of this **Federal Register**, because we view this as a noncontroversial action and anticipate no relevant adverse comment. We have explained our reasons for this action in the preamble to the direct final rule. If we receive no adverse comment, we will not take further action on this proposed rule. If we receive adverse comment, we will withdraw the direct final rule and it will not take effect. We would address all public comments in any subsequent final rule based on this proposed rule. We do not intend to institute a second comment period on this action. Any parties interested in commenting must do so at this time. For further information, please see the information provided in the **ADDRESSES** section of this document.

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

Environmental protection, Air pollution control, Incorporation by reference, Intergovernmental relations, Reporting and recordkeeping requirements, Sulfur dioxide.

Dated: September 21, 2017.

**Cathy Stepp,**

*Acting Regional Administrator, Region 7.*

[FR Doc. 2017-21529 Filed 10-5-17; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[EPA-R02-OAR-2017-0101, FRL-9968-91-Region 2]

#### Approval and Promulgation of Implementation Plans; New Jersey; Motor Vehicle Enhanced Inspection and Maintenance Program

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

**ACTION:** Proposed rule.