

approves a state rule implementing a Federal standard.

In reviewing SIP submissions, EPA's role is to approve state choices, provided that they meet the criteria of the Clean Air Act. In this context, in the absence of a prior existing requirement for the State to use voluntary consensus standards (VCS), EPA has no authority to disapprove a SIP submission for failure to use VCS. It would thus be inconsistent with applicable law for EPA, when it reviews a SIP submission, to use VCS in place of a SIP submission that otherwise satisfies the provisions of the Clean Air Act. Redesignation is an action that affects the status of a geographical area and does not impose any new requirements on sources. Thus, the requirements of section 12(d) of the National Technology Transfer and Advancement Act of 1995 (15 U.S.C. 272 note) do not apply. As required by section 3 of Executive Order 12988 (61 FR 4729, February 7, 1996), in issuing this proposed rule, EPA has taken the necessary steps to eliminate drafting errors and ambiguity, minimize potential litigation, and provide a clear legal standard for affected conduct. EPA has complied with Executive Order 12630 (53 FR 8859, March 15, 1988) by examining the takings implications of the rule in accordance with the "Attorney General's Supplemental Guidelines for the Evaluation of Risk and Avoidance of Unanticipated Takings" issued under the executive order.

This rule, proposing to approve the redesignation of the Hampton Roads Area to attainment for the 8-hour ozone NAAQS, the associated maintenance plan, the 2002 base-year inventory, and the MVEBS identified in the maintenance plan, does not impose an information collection burden under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

List of Subjects

40 CFR Part 52

Environmental protection, Air pollution control, Nitrogen dioxide, Ozone, Reporting and recordkeeping requirements, Volatile organic compounds.

40 CFR Part 81

Air pollution control, National parks, Wilderness areas.

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

Dated: April 5, 2007.

Judith Katz,

Acting Regional Administrator, Region III.

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DEPARTMENT OF TRANSPORTATION

49 CFR Part 39

[Docket OST 2007-26829]

RIN 2105-AB87

Transportation for Individuals With Disabilities: Passenger Vessels

AGENCY: Department of Transportation, Office of the Secretary.

ACTION: Proposed rule; extension of comment period.

SUMMARY: The Department is extending through June 22, 2007, the period for interested persons to submit comments to its proposed rule to amend its Americans with Disabilities Act regulations concerning passenger vessels.

COMMENT CLOSING DATE: Comments should be submitted by June 22, 2007. Late-filed comments will be considered to the extent practicable.

ADDRESSES: You may submit comments identified by the docket number OST 2007-26829 by any of the following methods:

- **Web site:** <http://dms.dot.gov>. Follow the instructions for submitting comments on the DOT electronic docket site.
- **Federal e-Rulemaking Portal:** <http://www.regulations.gov>. Follow the instructions for submitting comments.
- **Fax:** (202) 493-2251.
- **Mail:** Docket Management System; U.S. Department of Transportation, 400 Seventh Street, SW., Nassif Building, Room PL-401, Washington, DC 20590-0001.
- **Hand Delivery:** To the Docket Management System; Room PL-401 on the plaza level of the Nassif Building, 400 Seventh Street, SW., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

Instructions: You must include the agency name and docket number OST-2007-26829 or the Regulatory Identification Number (RIN) for this rulemaking at the beginning of your comment. Note that all comments received will be posted without change to <http://dms.dot.gov>, including any personal information provided.

Docket: You may view the public docket through the Internet at <http://dms.dot.gov> or in person at the Docket Management System office at the above address.

The Department of Transportation is in the process of moving to a new building. It is anticipated that the Docket Office will move to its new location before the end of the extended comment period. We do not yet have the

complete address for the Docket Office in the Department's new building. The Department will publish a **Federal Register** notice when this information becomes available. The address change will not affect electronic submissions, and mail submissions will be forwarded to the new address.

FOR FURTHER INFORMATION CONTACT:

Robert C. Ashby, Deputy Assistant General Counsel for Regulation and Enforcement, Department of Transportation, 400 7th Street, SW., Room 10424, Washington, DC 20590-0001. (202) 366-9306 (voice); (202) 755-7687 (TDD); bob.ashby@dot.gov (e-mail).

SUPPLEMENTARY INFORMATION:

On January 23, 2007, the Department of Transportation issued a notice of proposed rulemaking (NPRM) (72 FR 2833) to amend its Americans with Disabilities Act (ADA) rules to add requirements concerning passenger vessels. The comment period for this NPRM was scheduled to end on April 23, 2007. A 90-day comment period is commonly provided for significant proposed rules.

On January 31, 2007, the Cruise Lines International Association (CLIA) requested a 120-day extension of the comment period. CLIA cited as reasons for its request the need for potential commenters to consider the questions the Department asked in the preamble to the NPRM and the relationship between the NPRM and ongoing work of the Access Board concerning accessibility guidelines for passenger vessels.

The Department believes that some extension of the comment period can be justified and that the Department can extend the comment period for a reasonable time without unduly delaying work toward a final rule. However, we do not believe that a 120-day extension, which would more than double the length of the original comment period, is necessary to allow interested persons to provide informed comments to the Department, and we are concerned that such a lengthy extension could create unnecessary delay.

Consequently, the Department will extend the comment period for 60 days, through June 22, 2007. The Department does not anticipate the need for any further extensions. Given the additional time provided for comments, we urge interested persons to make every effort to provide detailed information concerning the issues they raise.

Issued this 4th day of April, 2007, at Washington, DC.

Rosalind A. Knapp,
Acting General Counsel.

[FR Doc. E7-6941 Filed 4-12-07; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

49 CFR Parts 385, 386, 390, 392, 393, 396, and Appendix G to Subchapter B of Chapter III

[Docket No. FMCSA-2005-23315]

RIN 2126-AA86

Requirements for Intermodal Equipment Providers and Motor Carriers and Drivers Operating Intermodal Equipment; Reopening of Comment Period

AGENCY: Federal Motor Carrier Safety Administration (FMCSA), DOT.

ACTION: Notice of public listening sessions; reopening of comment period.

SUMMARY: The Federal Motor Carrier Safety Administration (FMCSA) is reopening until May 21, 2007, the comment period on its December 21, 2006 notice of proposed rulemaking (NPRM) concerning inspection, repair and maintenance responsibilities for intermodal equipment providers and motor carriers operating container chassis. The FMCSA is also announcing a series of public listening sessions to obtain additional feedback on the Agency's NPRM from motor carriers, representatives of the intermodal transportation industry, and interested parties. The listening sessions are intended to provide all interested parties an opportunity to respond to the issues associated with this rulemaking. All oral comments will be transcribed and placed in the public docket identified at the beginning of this notice.

DATES: Your comments must be submitted to the docket on or before May 21, 2007.

Dates for the public listening sessions: April 27, 2007, from 10 a.m. to 4:30 p.m., in Norfolk, VA; May 3, 2007, from 9:30 a.m. to 4:30 p.m., in Port Newark, NJ; and May 18, 2007, from 9:30 a.m. to 4:30 p.m., in Long Beach, CA.

ADDRESSES: The April 27, 2007 meeting will be held at the *Kirn Memorial Library, 301 East City Hall Avenue, Norfolk, Virginia*. The May 3, 2007 meeting will be held at *The Seamen's Church Institute, SCI's Seafarers'*

Center, 118 Export Street, Port Newark, New Jersey. The May 18, 2007 meeting will be held at the *Holiday Inn Long Beach Airport, 2640 Lakewood Boulevard, Long Beach, California*.

FOR FURTHER INFORMATION CONTACT: Ms Deborah M. Freund, Senior Transportation Specialist, Vehicle and Roadside Operations Division, FMCSA, 400 Seventh Street, SW., Washington, DC 20590. Telephone (202) 366-4009 or e-mail deborah.freund@dot.gov. Office hours are from 8 a.m. to 4:30 p.m., e.t., Monday through Friday, except Federal holidays.

If you wish to make a formal presentation, please contact Ms. Deborah Freund no later than 5 p.m., e.t., 2 business days before the date of the session you will attend. *Information on Services for Individuals with Disabilities:* For information on facilities or services for individuals with disabilities or to request special assistance at the meeting, please e-mail or telephone Deborah Freund. To request special assistance for one or more of the Listening Sessions, contact Ms. Freund no later than 5 business days before the date of the session.

You may also submit comments to the DOT Docket Management System (DMS), referencing Docket Number FMCSA-2005-23315, using any of the following methods:

- *Web Site:* <http://dms.dot.gov>. Follow the instructions for submitting comments on the DOT electronic docket site.
- *Fax:* 1-202-493-2251. Mail: Docket Management Facility; U.S. Department of Transportation, 400 Seventh Street, SW., Nassif Building, Room PL-401, Washington, DC 20590-0001.
- *Hand Delivery:* Room PL-401 on the plaza level of the Nassif Building, 400 Seventh Street, SW., Washington, DC, between 9 a.m. and 5 p.m., e.t., Monday through Friday, except Federal holidays.
- *Federal eRulemaking Portal:* Go to <http://www.regulations.gov>. Follow the online instructions for submitting comments.

Instructions: All submissions must include the Agency name and docket number or Regulatory Identification Number (RIN 2126-AA86) for this rulemaking. Note that all comments received will be posted without change to <http://dms.dot.gov> including any personal information provided. For additional information on submitting comments, see the Supplemental Information section of this document.

Docket: For access to the docket to read background documents or comments received, go to [http://](http://dms.dot.gov)

dms.dot.gov at any time or to Room PL-401 on the plaza level of the Nassif Building, 400 Seventh Street, SW., Washington, DC, between 9 a.m. and 5 p.m., e.t., Monday through Friday, except Federal holidays.

Privacy Act: Anyone is able to search the electronic form of all comments received into any of our dockets by the name of the individual submitting the comment (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (Volume 65, Number 70; Pages 19477-78) or you may visit <http://dms.dot.gov>.

SUPPLEMENTARY INFORMATION:

Background

On December 21, 2006 (71 FR 76796), FMCSA published an NPRM to amend the Federal Motor Carrier Safety Regulations (FMCSRs) to address the safety of intermodal equipment (IME) used by motor carriers for transportation of intermodal containers in interstate commerce. As mandated by section 4118 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU), this rulemaking would require intermodal equipment providers (IEPs) to register and file with FMCSA an Intermodal Equipment Provider Identification Report (Form MCS 150C); display the USDOT Number, or other unique identifier, on each intermodal container chassis offered for transportation in interstate commerce; establish a systematic inspection, repair, and maintenance program to ensure the safe operating condition of each intermodal container chassis; maintain documentation of the program; and provide a means to effectively respond to driver and motor carrier reports about intermodal container chassis mechanical defects and deficiencies.

The proposed regulations would for the first time make IEPs subject to the Federal Motor Carrier Safety Regulations (FMCSRs). The agency is also proposing additional inspection requirements for motor carriers and drivers operating intermodal equipment. The intent of this rulemaking is to ensure that intermodal equipment used to transport intermodal containers is safe and systematically maintained. Improved maintenance is expected to result in fewer out-of-service orders and highway breakdowns involving intermodal chassis and improved efficiency of the Nation's intermodal transportation system. To whatever extent inadequately maintained intermodal chassis are responsible for,