

ENVIRONMENTAL PROTECTION AGENCY**40 CFR Parts 239 and 258**

[EPA-EPA-R10-RCRA-2010-0953; FRL-9247-5]

Alaska: Adequacy of Alaska's Municipal Solid Waste Landfill Permit Program**AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Proposed rule.

SUMMARY: EPA Region 10 proposes to approve Alaska's modification of its approved Municipal Solid Waste Landfill (MSWLF) permit program. On March 22, 2004, EPA issued final regulations allowing Research, Development, and Demonstration (RD&D) permits to be issued to certain MSWLFs by approved states. On September 7, 2010 Alaska submitted an application to EPA Region 10 seeking Federal approval of its RD&D requirements.

DATES: Comments on this proposed action must be received in writing on or before February 3, 2011.

ADDRESSES: Submit your comments, identified by Docket ID No. EPA-R10-RCRA-2010-0953, by one of the following methods:

- <http://www.regulations.gov>: Follow the on-line instructions for submitting comments.
- *E-mail:* calabro.domenic@epa.gov.
- *Fax:* (206) 553-6640, to the attention of Domenic Calabro
- *Mail:* Send written comments to Domenic Calabro, Office of Air, Waste, and Toxics, U.S. EPA, Region 10, 1200 Sixth Avenue, Suite 900, Mailstop: AWT-122, Seattle, WA 98101.
- *Hand Delivery or Courier:* Deliver your comments to: Domenic Calabro, Office of Air, Waste, and Toxics, U.S. EPA, Region 10, 1200 Sixth Avenue, Suite 900, Mailstop: AWT-122, Seattle, WA 98101. Such deliveries are only accepted during the Office's normal hours of operation.

For detailed instructions on how to submit comments, please see the direct final rule which is located in the Rules section of this **Federal Register**.

FOR FURTHER INFORMATION CONTACT: Domenic Calabro at (206) 553-6640 or by e-mail at calabro.domenic@epa.gov.

SUPPLEMENTARY INFORMATION: In the Rules section of this **Federal Register**, EPA is approving Alaska's Research, Development, and Demonstration (RD&D) permit program through a direct final rule without prior proposal because the Agency views this as a

noncontroversial action and anticipates no adverse comments to this action. Unless we get written adverse comments which oppose this approval during the comment period, the direct final rule will become effective on the date it establishes, and we will not take further action on this proposal. If EPA receives written adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule. EPA will not institute a second comment period on this action. Any parties interested in commenting on this action should do so at this time. For additional information, see the direct final rule which is located in the Rules section of this **Federal Register**.

Dated: December 22, 2010.

Dennis J. McLerran,*Regional Administrator, EPA Region 10.*

[FR Doc. 2010-33195 Filed 1-3-11; 8:45 am]

BILLING CODE 6560-50-P**DEPARTMENT OF TRANSPORTATION****Pipeline and Hazardous Materials Safety Administration****49 CFR Part 195**

[Docket ID PHMSA-2010-0229]

RIN 2137-AE66**Pipeline Safety: Safety of On-Shore Hazardous Liquid Pipelines****AGENCY:** Pipeline and Hazardous Materials Safety Administration (PHMSA), DOT.**ACTION:** Notice of proposed rulemaking; Extension of comment period.

SUMMARY: On October 18, 2010, (75 FR 63774), PHMSA published in the **Federal Register** an Advance Notice of Proposed Rulemaking (ANPRM) titled: "Safety of On-Shore Hazardous Liquid Pipelines" seeking comments on the need for changes to the regulations covering hazardous liquid onshore pipelines. PHMSA has received requests to extend the comment period in order to have more time to evaluate the ANPRM. PHMSA has concurred in part with these requests and has extended the comment period from January 18, 2011, to February 18, 2011.

DATES: The closing date for filing comments is extended from January 18, 2011, until February 18, 2011.

ADDRESSES: Comments should reference Docket No. PHMSA-2010-0229 and may be submitted in the following ways:

- *E-Gov Web Site:* <http://www.Regulations.gov>. This site allows

the public to enter comments on any **Federal Register** notice issued by any agency.

- *Fax:* 1-202-493-2251.
- *Mail:* DOT Docket Management System: U.S. DOT, Docket Operations, M-30, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590-0001.

Hand Delivery: DOT Docket Management System; West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590-0001 between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

Instructions: You should identify the Docket No. PHMSA-2010-0229 at the beginning of your comments. If you submit your comments by mail, submit two copies. To receive confirmation that PHMSA received your comments, include a self-addressed stamped postcard. Internet users may submit comments at <http://www.regulations.gov>.

Note: Comments are posted without changes or edits to <http://www.regulations.gov>, including any personal information provided. There is a privacy statement published on <http://www.regulations.gov>.

FOR FURTHER INFORMATION CONTACT: For further information contact Mike Israni at 202-366-4566 or by e-mail at mike.israni@dot.gov.

SUPPLEMENTARY INFORMATION: On October 18, 2010, (75 FR 63774), PHMSA published an ANPRM seeking comments on the need for changes to the regulations covering hazardous liquid onshore pipelines. In particular, PHMSA is interested in knowing whether it should extend regulation to certain pipelines currently exempt from regulation; whether other areas along a pipeline should be identified for extra protection or be included as additional high consequences areas (HCAs) for Integrity Management (IM) protection; whether to establish and/or adopt standards and procedures for minimum leak detection requirements for all pipelines; whether to require the installation of emergency flow restricting devices (EFRDs) in certain areas; whether revised valve spacing requirements are needed on new construction or existing pipelines; whether repair timeframes should be specified for pipeline segments in areas outside the HCAs that are assessed as part of IM; and whether to establish and/or adopt standards and procedures for improving the methods of preventing, detecting, assessing and remediating stress corrosion cracking in

hazardous liquid pipeline systems. On November 15, 2010, the American Petroleum Institute and the Association of Oil Pipe Lines requested PHMSA to extend the ANPRM comment period deadline a minimum of 60 days to give their members sufficient time to respond to this ANPRM. Likewise, on November 29, 2010, Texas Oil and Gas Association requested extension of the comment period a minimum of 60 days. PHMSA has concurred, in part, with these requests and has extended the comment period from January 18, 2011, to February 18, 2011. This extension will provide sufficient time for submission of comments concerning this ANPRM.

Issued in Washington, DC, on December 23, 2010.

Linda Daugherty,

Deputy Associate Administrator for Policy and Programs.

[FR Doc. 2010-33234 Filed 1-3-11; 8:45 am]

BILLING CODE 4910-60-P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 17

[Docket No. FWS-R7-ES-2010-0061; MO 92210-0-0008]

Endangered and Threatened Wildlife and Plants; 90-Day Finding on a Petition To List the Red Knot Subspecies *Calidris canutus roselaari* as Endangered

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of 90-day petition finding.

SUMMARY: We, the U.S. Fish and Wildlife Service (Service), announce a 90-day finding on a petition to list the *roselaari* subspecies of red knot (*Calidris canutus roselaari*) as endangered under the Endangered Species Act of 1973, as amended (Act). Based on our review, we find that the petition does not present substantial information indicating that listing this subspecies may be warranted. Therefore, we are not initiating a status review in response to this petition. However, we ask the public to submit to us any new information that becomes available concerning the status of, or threats to, *C. c. roselaari* or its habitat at any time.

DATES: The finding announced in this document was made on January 4, 2011.

ADDRESSES: This finding is available on the Internet at <http://www.regulations.gov>

at www.regulations.gov at Docket Number FWS-R7-ES-2010-0061. Supporting documentation we used in preparing this finding is available for public inspection, by appointment, during normal business hours at the U.S. Fish and Wildlife Service, Fairbanks Fish and Wildlife Field Office, 101 12th Avenue, Room 110, Fairbanks, AK 99701. Please submit any new information, materials, comments, or questions concerning this finding to the above street address.

FOR FURTHER INFORMATION CONTACT: Ted Swem, Branch Chief, Endangered Species Program of the Fairbanks Fish and Wildlife Field Office (see **ADDRESSES**); by telephone (907-456-0441); or by facsimile to (907-456-0208). If you use a telecommunications device for the deaf (TDD), please call the Federal Information Relay Service (FIRS) at 800-877-8339.

SUPPLEMENTARY INFORMATION:

Background

Section 4(b)(3)(A) of the Act (16 U.S.C. 1531 *et seq.*) requires that we make a finding on whether a petition to list, delist, or reclassify a species presents “substantial scientific or commercial information” indicating that the petitioned action may be warranted. We base this finding on information provided in the petition, supporting information submitted with the petition, and information otherwise available in our files. To the maximum extent practicable, we make this finding within 90 days of our receipt of the petition, and publish our notice of the finding promptly in the **Federal Register**.

Our standard for “substantial scientific or commercial information” is the “amount of information that would lead a reasonable person to believe that the measure proposed in the petition may be warranted” (50 CFR 424.14(b)). If we find that “substantial scientific or commercial information” was presented, we are required to promptly conduct a species status review, which we summarize in a subsequent finding due within 12 months.

Petition History and Previous Federal Action

On February 27, 2008, we received a petition, dated February 27, 2008, from Defenders of Wildlife, American Littoral Society, American Bird Conservancy, Delaware Audubon, Delaware Nature Society, Delaware Riverkeeper Network, National Audubon Society, New Jersey Audubon Society, and Citizens Campaign for the Environment, requesting that the Department of the Interior (Department) use its emergency

authorities under section 4(b)(7) of the Act to list the red knot *C. c. rufa* subspecies as an endangered species. The petitioners also seek to have the Department list as endangered “a broader taxon comprising both the *rufa* subspecies and the *roselaari* subspecies.” The petition further calls for a “national listing based on similarity of appearance” under section 4(e) of the Act. The petition contains the requisite identification information for the petitioners, as required at 50 CFR 424.14(a).

We previously made a “warranted but precluded” determination (in response to one petition received on August 9, 2004, and two others received on August 5, 2005), on September 12, 2006, for the *C. c. rufa* subspecies and added this subspecies to our list of candidate species with a listing priority number of 6 (71 FR 53758-53759). “Warranted but precluded” means we have sufficient information on biological vulnerability and threats to support a proposal to list as endangered or threatened, but that preparation and publication of a listing proposal is precluded by higher priority listing actions. In a May 1, 2008, letter responding to the current petition, we stated that while we had previously made a determination that listing *C. c. rufa* was “warranted but precluded” and added the subspecies to our candidate list, we were re-evaluating—as part of our annual candidate review process—whether listing remained “warranted but precluded” and whether to utilize the emergency listing provisions of the Act. We also stated in our May 1, 2008, letter that, due to court orders and judicially approved settlement agreements for other listing and critical habitat determinations under the Act that required nearly all of our listing and critical habitat funding for fiscal year 2008, we would not be able to further address the petition’s request to list *C. c. roselaari* at that time but would complete the action when workload and funding allowed. Subsequently, in the 2008 Candidate Notice of Review for *C. c. rufa*, the Service took into consideration the information supplied by the petitioners and changed the listing priority number from 6 to 3 for this subspecies because threats were determined to be imminent (73 FR 75178-75179, December 10, 2008). Because we determined that it was not necessary, the Service did not emergency list *C. c. rufa*, as set forth in the October 29, 2009, Species Assessment and Listing Priority Assignment Form for *Calidris canutus rufa* (Service 2009). In the 2009 Candidate Notice of Review for *C. c.*