

Unfunded Mandates Reform Act of 1995 (Public Law 104-4). This rule also does not have a substantial direct effect on one or more Indian tribes, on the relationship between the Federal Government and Indian tribes, or on the distribution of power and responsibilities between the Federal Government and Indian tribes, as specified by Executive Order 13175 (65 FR 67249, November 9, 2000), nor will it have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government, as specified in Executive Order 13132 (64 FR 43255, August 10, 1999), because it merely approves a state rule implementing a federal standard, and does not alter the relationship or the distribution of power and responsibilities established in the Clean Air Act. This rule also is not subject to Executive Order 13045 (62 FR 19885, April 23, 1997), because it is not economically significant.

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. 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 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 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

Air pollution control, Intergovernmental relations, Nitrogen dioxide, Ozone, Reporting and recordkeeping requirements.

40 CFR Part 62

Administrative practice and Procedures, Air pollution control, Intergovernmental relations, Reporting and recordkeeping requirements, Waste treatment and disposal.

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

Dated: August 15, 2001.

Robert W. Varney,

Regional Administrator, EPA New England.

[FR Doc. 01-21442 Filed 8-23-01; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 140

[FRL-7043-1]

Extension of Comment Period for Proposed Rule To Establish a No Discharge Zone (NDZ) for State Waters Within the Boundaries of the Florida Keys National Marine Sanctuary (FKNMS)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule; extension of comment period.

SUMMARY: EPA is proposing to establish a NDZ for State Waters within the boundaries of the FKNMS pursuant to section 312(f)(4)(A) of the Clean Water Act. This proposed rule was published in the **Federal Register** on July 26, 2001 (66 FR 38967-38969). In response to concerns from the boating community, the comment period for this action will be extended for an additional 60 days, from August 27, 2001, to October 26, 2001.

DATES: Comments must now be submitted to EPA on or before October 26, 2001.

ADDRESSES: Written comments or requests for information may be submitted to Wesley B. Crum, Chief, Coastal Section, EPA Region 4, 61 Forsyth Street, Atlanta, Georgia 30303-8960.

FOR FURTHER INFORMATION CONTACT: Wesley B. Crum at (404) 562-9352.

A. Stanley Meiburg,

Acting Regional Administrator, Region 4.

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Medicare & Medicaid Services

42 CFR Parts 416, 482, and 485

[CMS-3070-CN]

RIN 0938-AK95

Medicare and Medicaid Programs; Hospital Conditions of Participation: Anesthesia Services

AGENCY: Centers for Medicare & Medicaid Services (CMS), HHS.

ACTION: Correction notice.

SUMMARY: This document corrects a technical error that appeared in the proposed rule published in the **Federal Register** on July 5, 2001 entitled, "Medicare and Medicaid Programs; Hospital Conditions of Participation: Anesthesia Services."

DATE: This correction is made on August 24, 2001.

FOR FURTHER INFORMATION CONTACT:

Stephanie Dyson, RN (410) 786-9226;

Jeannie Miller, RN (410) 786-3164.

SUPPLEMENTARY INFORMATION:

Background

In the July 5, 2001 proposed rule entitled, "Hospital Conditions of Participation: Anesthesia Services," there was a technical error in the preamble.

In the first sentence of the **ADDRESSES** section, we listed an incorrect zip code for the mailing address for submission of written comments on the proposed regulation. We are correcting the zip code for the comments from 21207-8013 to 21244-8013. The complete address for written, mailed comments is: Health Care Financing Administration, Department of Health and Human Services, Attention: HCFA-3070-P, P.O. Box 8013, Baltimore, MD 21244-8013.

Correction of Errors

In FR Doc. 01-16964 of July 5, 2001 (66 FR 35395), we are making the following correction:

Corrections to Preamble

In the first sentence of the **ADDRESSES** section (page 35395), we are correcting the zip code for mailed comments from 21207-8013 to 21244-8013.

(Catalog of Federal Domestic Assistance Program No. 93.778, Medical Assistance Program)

(Catalog of Federal Domestic Assistance Program No. 93.733, Medicare—Hospital Insurance; and Program No.