

clarifies existing requirements and makes conforming changes.

*B. Congressional Review Act*

The Congressional Review Act, 5 U.S.C. 801 *et seq.*, as added by the Small Business Regulatory Enforcement Fairness Act of 1996, generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States. EPA will submit a report containing this rule and other information required by the Congressional Review Act (5 U.S.C. 801 *et seq.*, as amended) to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication in the **Federal Register**. A major rule cannot

take effect until 60 days after it is published in the **Federal Register**. This action is not a “major rule” as defined by 5 U.S.C. 804(2). This rule will be effective May 14, 2012.

**List of Subjects**

*40 CFR Part 261*

Environmental protection, Hazardous waste, Recycling, Reporting and recordkeeping requirements.

*40 CFR Part 266*

Environmental protection, Energy, Hazardous waste, Recycling, Reporting and recordkeeping requirements.

Dated: April 4, 2012.

**Mathy Stanislaus,**

*Assistant Administrator, Office of Solid Waste and Emergency Response.*

For the reasons set out in the preamble, title 40, chapter I of the Code

of Federal Regulations is amended as follows:

**PART 261—IDENTIFICATION AND LISTING OF HAZARDOUS WASTE**

■ 1. The authority citation for part 261 continues to read as follows:

**Authority:** 42 U.S.C. 6905, 6912(a), 6921, 6922, 6924(y), and 6938.

■ 2. In § 261.32(a), the table is amended by revising the entry for “K107” to read as follows:

**§ 261.32 Hazardous wastes from specific sources.**

*	*	*	*	*
(a)	*	*	*	

Industry and EPA hazardous waste No.	Hazardous waste	Hazard code
*	*	*
Organic chemicals		
*	*	*
K107 .....	Column bottoms from product separation from the production of 1,1-dimethylhydrazine (UDMH) from carboxylic acid hydrazides.	(C,T)
*	*	*

\* \* \* \* \*

**PART 266—STANDARDS FOR THE MANAGEMENT OF SPECIFIC HAZARDOUS WASTES AND SPECIFIC TYPES OF HAZARDOUS WASTE MANAGEMENT FACILITIES**

■ 3. The authority citation for part 266 continues to read as follows:

**Authority:** 42 U.S.C. 6905, 6912, 6922–6925, 6935–6937, unless otherwise noted.

■ 4. Amend § 266.20 by revising paragraph (b) to read as follows:

**§ 266.20 Applicability.**

\* \* \* \* \*

(b) Products produced for the general public’s use that are used in a manner that constitutes disposal and that contain recyclable materials are not presently subject to regulation if the recyclable materials have undergone a chemical reaction in the course of producing the products so as to become inseparable by physical means and if such products meet the applicable treatment standards in subpart D of part 268 (or applicable prohibition levels in § 268.32 of this chapter or RCRA section 3004(d), where no treatment standards have been established) for each

recyclable material (i.e., hazardous waste) that they contain, and the recycler complies with § 268.7(b)(6) of this chapter.

\* \* \* \* \*

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**DEPARTMENT OF HOMELAND SECURITY**

**Coast Guard**

**46 CFR Parts 2, 24, 30, 70, 90, 91, and 188**

[Docket No. USCG–2011–0363]

**RIN 1625–AB71**

**Seagoing Barges**

**AGENCY:** Coast Guard, DHS.

**ACTION:** Direct final rule; withdrawal of correction.

**SUMMARY:** The Coast Guard is withdrawing its correction published on March 29, 2012, to a direct final rule published on December 14, 2011 and withdrawn on April 6, 2012. The correction was published to correct an

inadvertent transposition in the titles of two tables in our amendatory instructions and to publish vessel inspection tables in their entirety so that the format of the tables would be consistent with current **Federal Register** format requirements. The direct final rule was withdrawn on April 6, 2012, because we received two adverse comments and the direct final rule will not become effective as scheduled. Therefore, we must also withdraw the vessel inspection tables published as part of the correction because they are not consistent with the current regulatory text.

**DATES:** The correction published March 29, 2012, (77 FR 18929), is withdrawn on April 11, 2012.

**ADDRESSES:** The docket for this withdrawn rulemaking is available for inspection or copying at the Docket Management Facility (M–30), U.S. Department of Transportation, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. You may also find this docket on the Internet by going to <http://www.regulations.gov>, inserting

USCG–2011–0363 in the “Keyword” box, and then clicking “Search.”

**FOR FURTHER INFORMATION CONTACT:** If you have questions about this notice, call or email Mr. Ken Smith, U.S. Coast Guard, telephone (202) 372–1413, email *Ken.A.Smith@uscg.mil*. If you have questions on viewing material in the docket, call Renee V. Wright, Program Manager, Docket Operations, telephone (202) 366–9826.

**SUPPLEMENTARY INFORMATION:**

**Background**

On December 14, 2011, we published a direct final rule entitled “Seagoing Barges” in the **Federal Register** (76 FR 77712). That rule would have redefined “seagoing barge” in 46 CFR parts 90 and 91 and would have revised 46 CFR parts 2, 24, 30, 70, 90, 91, and 188 to exempt

specified seagoing barges from inspection and certification to align Coast Guard regulations with the language of the applicable statutes. On March 29, 2012, we published a correction to the direct final rule in the **Federal Register** (77 FR 18929) to correct the inadvertent transposition of the titles of two tables in our amendatory instructions and to publish the vessel inspection tables in their entirety so that the format of the tables would be consistent with the current **Federal Register** format requirements. On April 6, 2012, (77 FR 20727) we published a notice of withdrawal for the original direct final rule because we received two adverse comments. Because the direct final rule will not become effective as scheduled, we must also withdraw the vessel inspection tables republished as part of the

correction because they are not consistent with the current regulatory text.

**Authority**

We issue this notice of withdrawal under the authority of 33 U.S.C. 494, 502, 525, 33 CFR 1.05–55, and Department of Homeland Security Delegation No. 0170.1.

Because the inspection tables republished as part of the correction are not consistent with the current regulatory text, we are withdrawing the correction.

Dated: April 11, 2012.

**Kathryn A. Sinniger,**  
*Chief, Office of Regulations and  
Administrative Law, U.S. Coast Guard.*

[FR Doc. 2012–9047 Filed 4–11–12; 4:15 pm]

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