

# Rules and Regulations

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## DEPARTMENT OF AGRICULTURE

### Animal and Plant Health Inspection Service

#### 7 CFR Part 301

[Docket No. APHIS–2007–0067]

#### Pine Shoot Beetle; Addition of Cumberland County, NJ, to the List of Quarantined Areas

**AGENCY:** Animal and Plant Health Inspection Service, USDA.

**ACTION:** Affirmation of interim rule as final rule.

**SUMMARY:** We are adopting as a final rule, without change, an interim rule that amended the pine shoot beetle regulations by adding Cumberland County in New Jersey to the list of quarantined areas. We took that action following the detection of pine shoot beetle in the county. The interim rule was necessary to prevent the spread of pine shoot beetle, a pest of pine trees, into noninfested areas of the United States.

**DATES:** Effective on September 13, 2007, we are adopting as a final rule the interim rule that was published at 72 FR 34161–34163 on June 21, 2007.

**FOR FURTHER INFORMATION CONTACT:** Mr. Weyman Fussell, Program Manager, Pest Detection and Management Programs, PPQ, APHIS, 4700 River Road Unit 134, Riverdale, MD 20737–1231; (301) 734–5705.

#### SUPPLEMENTARY INFORMATION:

##### Background

The regulations in 7 CFR 301.50 through 301.50–10 (referred to below as the regulations) restrict the interstate movement of certain regulated articles from quarantined areas in order to prevent the spread of pine shoot beetle into noninfested areas of the United

States. Areas quarantined for pine shoot beetle are listed in § 301.50–3.

In an interim rule<sup>1</sup> effective and published in the *Federal Register* on June 21, 2007 (72 FR 34161–34163, Docket No. APHIS–2007–0067), we amended the regulations in § 301.50–3 by adding Cumberland County in New Jersey to the list of quarantined areas.

Comments on the interim rule were required to be received on or before August 20, 2007. We did not receive any comments. Therefore, for the reasons given in the interim rule, we are adopting the interim rule as a final rule.

This action also affirms the information contained in the interim rule concerning Executive Order 12866 and the Regulatory Flexibility Act, Executive Orders 12372 and 12988, and the Paperwork Reduction Act.

Further, for this action, the Office of Management and Budget has waived its review under Executive Order 12866.

#### List of Subjects in 7 CFR Part 301

Agricultural commodities, Plant diseases and pests, Quarantine, Reporting and recordkeeping requirements, Transportation.

#### PART 301—DOMESTIC QUARANTINE NOTICES

■ Accordingly, we are adopting as a final rule, without change, the interim rule that amended 7 CFR part 301 and that was published at 72 FR 34161–34163 on June 21, 2007.

Done in Washington, DC, this 7th day of September 2007.

**Kevin Shea,**

*Acting Administrator, Animal and Plant Health Inspection Service.*

[FR Doc. E7–18056 Filed 9–12–07; 8:45 am]

**BILLING CODE 3410–34–P**

## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

#### 33 CFR Part 165

[Docket No. USCG–2007–29153]

RIN 1625–AA87

#### Security Zone; Hawaii Superferry Arrival/Departure, Nawiliwili Harbor, Kauai, HI

**AGENCY:** Coast Guard, DHS.

**ACTION:** Temporary final rule; correction.

**SUMMARY:** This document corrects the spelling of a shipping facility and vessel and corrects the point of contact in a temporary final rule entitled “Security Zone; Hawaii Super Ferry Arrival/Departure, Nawiliwili Harbor, Kauai, Hawaii” that was published September 5, 2007, in the *Federal Register*.

**DATES:** These corrections are effective September 13, 2007.

**FOR FURTHER INFORMATION CONTACT:** Lieutenant (Junior Grade) Jasmin Parker, U.S. Coast Guard Sector Honolulu at 808–842–2673.

**SUPPLEMENTARY INFORMATION:** On September 5, 2007, the Coast Guard published a temporary final rule entitled “Security Zone; Hawaii Super Ferry Arrival/Departure, Nawiliwili Harbor, Kauai, Hawaii” in the *Federal Register* (72 FR 50877). In that document the name of a shipping facility is misspelled, the term “superferry” is presented as two words rather than one, and the name of the person to contact about further information on the rule is incorrect. The correct spelling of the shipping facility is “Matson” and the name and phone number of the person to contact for further information is Lieutenant (Junior Grade) Jasmin Parker, 808–842–2673.

#### Correction Instructions

■ In rule FR Doc. 07–4357 published on September 5, 2007, (72 FR 50877) make the following corrections:

■ 1. On page 50877, in the first column, in lines 7, 24, 29 and 30, remove “Super Ferry” and add, in its place, “Superferry”; in lines 60 and 61, remove the name “Laura Springer” and add, in its place, the name “Jasmin Parker”; and in line 62 remove the

<sup>1</sup>To view the interim rule, go to <http://www.regulations.gov/fdmspublic/component/main?main=DocketDetail&d=APHIS-2007-0067>.

number "2600" and add, in its place, the number "2673".

■ 2. On page 50877, in the second column, in lines 7, 19, 48, and 49, remove "Super Ferry" and add, in its place, "Superferry"; in line 61, remove "Madsen" and add, in its place, "Matson".

■ 3. On page 50877, in the third column, in lines 14, 26, 40, 49, 63, 65, and 66, remove "Super Ferry" and add, in its place, "Superferry".

■ 4. On page 50878, in the second column, in line 14, remove the name "Laura Springer" and add, in its place, the name "Jasmin Parker"; and in line 16, remove the number "2600" and add, in its place, "2673".

#### § 165.T14-160 [Corrected]

■ 5. On page 50879, in the second column, in § 165.T14-160, in paragraph (b), in the fourth, sixth and seventh lines, and in paragraph (c)(3), in the eleventh line, remove "Super Ferry" and add, in its place, "Superferry".

Dated: September 7, 2007.

**Stefan G. Vencus,**

Chief, Office of Regulations and Administrative Law, United States Coast Guard.

[FR Doc. E7-18024 Filed 9-12-07; 8:45 am]

BILLING CODE 4910-15-P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[EPA-R04-OAR-2006-0650-200705(a); FRL-8464-2]

#### Approval and Promulgation of Implementation Plans, Kentucky Volatile Organic Compound Definition Updates

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

**ACTION:** Direct final rule.

**SUMMARY:** EPA is taking direct final action to approve a revision to the Kentucky State Implementation Plan (SIP) submitted by the Kentucky Environmental and Public Protection Cabinet (Cabinet) on December 14, 2006. The revisions include changes to the definitions section of Kentucky's Air Quality Regulations. The definition of volatile organic compounds (VOCs) was updated to be consistent with the federal definition.

**DATES:** This direct final rule is effective November 13, 2007 without further notice, unless EPA receives adverse comment by October 15, 2007. If EPA receives such comments, it will publish

a timely withdrawal of the direct final rule in the **Federal Register** and inform the public that the rule will not take effect.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-R04-OAR-2006-0650 by one of the following methods:

1. *www.regulations.gov*: Follow the on-line instructions for submitting comments.

2. *E-mail*: [lesane.heidi@epa.gov](mailto:lesane.heidi@epa.gov).

3. *Fax*: 404-562-9019.

4. *Mail*: "EPA-R04-OAR-2006-0650" Regulatory Development Section, Air Planning Branch, Air, Pesticides and Toxics Management Division, U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street, SW., Atlanta, Georgia 30303-8960.

5. *Hand Delivery or Courier*: Heidi LeSane Regulatory Development Section, Air Planning Branch, Air, Pesticides and Toxics Management Division, U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street, SW., Atlanta, Georgia 30303-8960. Such deliveries are only accepted during the Regional Office's normal hours of operation. The Regional Office's official hours of business are Monday through Friday, 8:30 to 4:30, excluding federal holidays.

*Instructions:* Direct your comments to Docket ID No. "EPA-R04-OAR-2006-0650." EPA's policy is that all comments received will be included in the public docket without change and may be made available online at *www.regulations.gov*, including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit through *www.regulations.gov* or e-mail information that you consider to be CBI or otherwise protected. The *www.regulations.gov* Web site is an "anonymous access" system, which means EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an e-mail comment directly to EPA without going through *www.regulations.gov*, your e-mail address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the Internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD-ROM you submit. If EPA cannot read your comment due to technical difficulties and cannot contact

you for clarification, EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses. For additional information about EPA's public docket visit the EPA Docket Center homepage at <http://www.epa.gov/epahome/dockets.htm>.

*Docket:* All documents in the electronic docket are listed in the *www.regulations.gov* index. Although listed in the index, some information is not publicly available, i.e., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, is not placed on the Internet and will be publicly available only in hard copy form. Publicly available docket materials are available either electronically in *www.regulations.gov* or in hard copy at the Regulatory Development Section, Air Planning Branch, Air, Pesticides and Toxics Management Division, U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street, SW., Atlanta, Georgia 30303-8960. EPA requests that if at all possible, you contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section to schedule your inspection. The Regional Office's official hours of business are Monday through Friday, 8:30 to 4:30, excluding federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Heidi LeSane Regulatory Development Section, Air Planning Branch, Air, Pesticides and Toxics Management Division, U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street, SW., Atlanta, Georgia 30303-8960. The telephone number is (404) 562-9074. Ms. LeSane can also be reached via electronic mail at [lesane.heidi@epa.gov](mailto:lesane.heidi@epa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Today's Action

On December 14, 2006, the Commonwealth of Kentucky, through the Cabinet, submitted seven amended air quality regulations for review and approval into the Kentucky SIP. All of the changes are related to the definition of VOCs, which was updated to be consistent with the federal definition found at 40 Code of Federal Regulations (CFR) 51.100(s). The following Air Quality Regulation citations address the definition of VOCs: 401 KAR 50:010, "Definitions for 401 KAR Chapter 50;" 401 KAR 51:001, "Definitions for 401 KAR Chapter 51;" 401 KAR 52:001, "Definitions for 401 KAR Chapter 52;" 401 KAR 59:001, "Definitions for 401 KAR Chapter 59;" 401 KAR 61:001, "Definitions for 401 KAR Chapter 61;"