

International Business Reply Service  
Competitive Contract 1 (MC2009–14 and  
CP2009–20)

#### Competitive Product Descriptions

Express Mail [Reserved for Group  
Description]  
Express Mail [Reserved for Product  
Description]  
Outbound International Expedited Services  
[Reserved for Product Description]  
Inbound International Expedited Services  
[Reserved for Product Description]  
Priority [Reserved for Product Description]  
Priority Mail [Reserved for Product  
Description]  
Outbound Priority Mail International  
[Reserved for Product Description]  
Inbound Air Parcel Post [Reserved for  
Product Description]  
Parcel Select [Reserved for Group  
Description]  
Parcel Return Service [Reserved for Group  
Description]  
International [Reserved for Group  
Description]  
International Priority Airlift (IPA)  
[Reserved for Product Description]  
International Surface Airlift (ISAL)  
[Reserved for Product Description]  
International Direct Sacks—M—Bags  
[Reserved for Product Description]  
Global Customized Shipping Services  
[Reserved for Product Description]  
International Money Transfer Service  
[Reserved for Product Description]  
Inbound Surface Parcel Post (at non-UPU  
rates) [Reserved for Product Description]  
International Ancillary Services [Reserved  
for Product Description]  
International Certificate of Mailing  
[Reserved for Product Description]  
International Registered Mail [Reserved for  
Product Description]  
International Return Receipt [Reserved for  
Product Description]  
International Restricted Delivery [Reserved  
for Product Description]  
International Insurance [Reserved for  
Product Description]  
Negotiated Service Agreements [Reserved  
for Group Description]  
Domestic [Reserved for Product  
Description]  
Outbound International [Reserved for  
Group Description]

Part C—Glossary of Terms and Conditions  
[Reserved]

Part D—Country Price Lists for International  
Mail [Reserved]

[FR Doc. E9–19440 Filed 8–14–09; 8:45 am]

BILLING CODE 7710–FW–P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[EPA–R09–OAR–2009–0521; FRL–8946–2]

### Interim Final Determination To Stay and Defer Sanctions, Pinal County, AZ

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

**ACTION:** Interim final rule.

**SUMMARY:** EPA is making an interim final determination to stay and defer imposition of sanctions based on a proposed approval of revisions to the Pinal County portion of the Arizona State Implementation Plan (SIP) published elsewhere in today's **Federal Register**. The revisions concern Pinal County Rules 2–8–320, 4–2–020, 4–2–030, 4–4, 4–5, 4–7, and 4–9.

**DATES:** This interim final determination is effective on August 17, 2009. However, comments will be accepted until September 16, 2009.

**ADDRESSES:** Submit comments, identified by docket number EPA–R09–OAR–2009–0521, by one of the following methods:

1. *Federal eRulemaking Portal:* [www.regulations.gov](http://www.regulations.gov). Follow the on-line instructions.

2. *E-mail:* [steckel.andrew@epa.gov](mailto:steckel.andrew@epa.gov).

3. *Mail or deliver:* Andrew Steckel (Air–4), U.S. Environmental Protection Agency Region IX, 75 Hawthorne Street, San Francisco, CA 94105–3901.

*Instructions:* All comments will be included in the public docket without change and may be made available online at [www.regulations.gov](http://www.regulations.gov), including any personal information provided, unless the comment includes Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Information that you consider CBI or otherwise protected should be clearly identified as such and should not be submitted through [www.regulations.gov](http://www.regulations.gov) or e-mail. [www.regulations.gov](http://www.regulations.gov) is an “anonymous access” system, and EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send e-mail directly to EPA, your e-mail address will be automatically captured and included as part of the public comment. 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.

*Docket:* The index to the docket for this action is available electronically at [www.regulations.gov](http://www.regulations.gov) and in hard copy at EPA Region IX, 75 Hawthorne Street,

San Francisco, California. While all documents in the docket are listed in the index, some information may be publicly available only at the hard copy location (e.g., copyrighted material), and some may not be publicly available in either location (e.g., CBI). To inspect the hard copy materials, please schedule an appointment during normal business hours with the contact listed in the **FOR FURTHER INFORMATION CONTACT** section.

**FOR FURTHER INFORMATION CONTACT:** Andrew Steckel, EPA Region IX, (415) 947–4115, [steckel.andrew@epa.gov](mailto:steckel.andrew@epa.gov).

**SUPPLEMENTARY INFORMATION:** Throughout this document, “we”, “us” and “our” refer to EPA.

### I. Background

On August 1, 2007 (*see* 72 FR 48196), we published a limited approval and limited disapproval of Pinal County Rules 4–2–020, 4–2–030, 4–2–040, and 4–2–050 as adopted locally on June 29, 1993 and submitted by the State on November 27, 1995. We based our limited disapproval action on certain deficiencies in the submittal. This disapproval action started a sanctions clock for imposition of offset sanctions 18 months after August 31, 2007 and highway sanctions 6 months later, pursuant to section 179 of the Clean Air Act (CAA) and our regulations at 40 CFR 52.31.

To correct the deficiencies identified in our August 1, 2007 final rule, Pinal County made the following changes to their regulations: On December 4, 2002, Pinal County amended Rules 4–2–020 and 4–2–030 and codified these changes on January 7, 2009; on January 7, 2009, Pinal County adopted Rule 2–8–320; and, on June 3, 2009, Pinal County adopted Rules 4–4, 4–7, 4–9 and amendments to Rule 4–5. On June 12, 2009, the State submitted these revisions to EPA. In the Proposed Rules section of today's **Federal Register**, we have proposed approval of this submittal because we believe it corrects the deficiencies identified in our August 1, 2007 disapproval action. Based on today's proposed approval, we are taking this final rulemaking action, effective on publication, to stay and defer imposition of sanctions that were triggered by our August 1, 2007 limited disapproval.

EPA is providing the public with an opportunity to comment on this stay and deferral of sanctions. If comments are submitted that change our assessment described in this final determination and the proposed full approval of new and revised Pinal County rules, we intend to take subsequent final action to reimpose

sanctions pursuant to 40 CFR 51.31(d). If no comments are submitted that change our assessment, then all sanctions and sanction clocks will be permanently terminated on the effective date of a final rule approval.

## II. EPA Action

We are making an interim final determination to stay and defer CAA section 179 sanctions associated with our August 1, 2007 limited disapproval based on our concurrent proposal to approve the State's SIP revision as correcting deficiencies that initiated sanctions.

Because EPA has preliminarily determined that the State has corrected the deficiencies identified in EPA's limited disapproval action, relief from sanctions should be provided as quickly as possible. Therefore, EPA is invoking the good cause exception under the Administrative Procedure Act (APA) in not providing an opportunity for comment before this action takes effect (5 U.S.C. 553(b)(3)). However, by this action EPA is providing the public with a chance to comment on EPA's determination after the effective date, and EPA will consider any comments received in determining whether to reverse such action.

EPA believes that notice-and-comment rulemaking before the effective date of this action is impracticable and contrary to the public interest. EPA has reviewed the State's submittal and, through its proposed action, is indicating that it is more likely than not that the State has corrected the deficiencies that started the sanctions clocks. Therefore, it is not in the public interest to initially impose sanctions or to keep applied sanctions in place when the State has most likely done all it can to correct the deficiencies that triggered the sanctions clocks. Moreover, it would be impracticable to go through notice-and-comment rulemaking on a finding that the State has corrected the deficiencies prior to the rulemaking approving the State's submittal. Therefore, EPA believes that it is necessary to use the interim final rulemaking process to stay and defer sanctions while EPA completes its rulemaking process on the approvability of the State's submittal. Moreover, with respect to the effective date of this action, EPA is invoking the good cause exception to the 30-day notice requirement of the APA because the purpose of this notice is to relieve a restriction (5 U.S.C. 553(d)(1)).

## III. Statutory and Executive Order Reviews

This action stays and defers federal sanctions and imposes no additional requirements.

Under Executive Order 12866 (58 FR 51735, October 4, 1993), this action is not a "significant regulatory action" and therefore is not subject to review by the Office of Management and Budget.

This action is not subject to Executive Order 13211, "Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use" (66 FR 28355, May 22, 2001) because it is not a significant regulatory action.

The administrator certifies that this action will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*).

This rule does not contain any unfunded mandate or significantly or uniquely affect small governments, as described in the Unfunded Mandates Reform Act of 1995 (Pub. L. 104-4).

This rule does not have tribal implications because it will 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).

This action does not have Federalism implications because it does not 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).

This rule is not subject to Executive Order 13045, "Protection of Children from Environmental Health Risks and Safety Risks" (62 FR 19885, April 23, 1997), because it is not economically significant.

The requirements of section 12(d) of the National Technology Transfer and Advancement Act of 1995 (15 U.S.C. 272) do not apply to this rule because it imposes no standards.

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.*).

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 to Congress and the Comptroller General. However, section 808 provides that any rule for which the issuing agency for good cause finds that notice and public procedure thereon are impracticable, unnecessary, or contrary to the public interest, shall take effect at such time as the agency promulgating the rule determines. 5 U.S.C. 808(2). EPA has made such a good cause finding, including the reasons therefor, and established an effective date of August 17, 2009. EPA will submit a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of the rule in the **Federal Register**. A major rule cannot take effect until 60 days after it is published in the **Federal Register**. This rule is not a "major rule" as defined by 5 U.S.C. 804(2).

Under section 307(b)(1) of the CAA, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by October 16, 2009. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule for the purpose of judicial review nor does it extend the time within which petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action may not be challenged later in proceedings to enforce its requirements. (*See* section 307(b)(2)).

### List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Intergovernmental regulations, Particulate matter, Reporting and recordkeeping requirements.

Dated: August 4, 2009.

**Laura Yoshii,**

*Acting Regional Administrator, Region IX.*

[FR Doc. E9-19654 Filed 8-14-09; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 300

[EPA-HQ-SFUND-2009-0227; FRL-8945-3]

### National Oil and Hazardous Substance Pollution Contingency Plan; National Priorities List

**AGENCY:** Environmental Protection Agency.

**ACTION:** Direct Final Notice of Deletion of the Island Chemical Corp/Virgin