

the dangers associated with air show activities. We seek any comments or information that may lead to the discovery of a significant environmental impact from this proposed rule.

#### List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reporting and recordkeeping requirements, Security measures, Waterways.

For the reasons discussed in the preamble, the Coast Guard proposes to amend 33 CFR part 165 as follows:

#### PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS

1. The authority citation for part 165 continues to read as follows:

**Authority:** 33 U.S.C. 1226, 1231; 46 U.S.C. Chapter 701, 3306, 3703; 50 U.S.C. 191, 195; 33 CFR 1.05–1, 6.04–1, 6.04–6 and 160.5; Pub. L. 107–295, 116 Stat. 2064; Department of Homeland Security Delegation No. 0170.1.

2. Add § 165.T05–XXXX to read as follows:

#### § 165.T05–XXXX Safety Zone; Ocean City Air Show 2010, Atlantic Ocean, Ocean City, MD.

(a) *Regulated Area.* The following area is a safety zone: specified waters of the Atlantic Ocean bound by the following coordinates: 38°–21′–38″ N / 075°–04′–04″ W, 38°–21′–27″ N / 075°–03′–29″ W, 38°–19′–35″ N / 075°–04′–19″ W, 38°–19′–45″ N / 075°–04′–54″ W (NAD 1983), in the vicinity of Ocean City, Maryland. The safety zone forms a box, beginning 500 feet seaward from the shoreline out 2000 feet and extends 6000 feet from Talbot St. to 33rd St. The NE corner, SE corner, NW corner, and SW corner will be marked with buoys IAW USCG District 5.

(b) *Definition.* For the purposes of this part, Captain of the Port Representative means any U.S. Coast Guard commissioned, warrant or petty officer who has been authorized by the Captain of the Port, Hampton Roads, Virginia to act on his behalf.

(c) *Regulations.* (1) In accordance with the general regulations in 165.23 of this part, entry into this zone is prohibited unless authorized by the Captain of the Port, Hampton Roads or his designated representatives.

(2) The operator of any vessel in the immediate vicinity of this safety zone shall:

(i) Stop the vessel immediately upon being directed to do so by any commissioned, warrant or petty officer on shore or on board a vessel that is displaying a U.S. Coast Guard Ensign.

(ii) Proceed as directed by any commissioned, warrant or petty officer

on shore or on board a vessel that is displaying a U.S. Coast Guard Ensign.

(3) The Captain of the Port, Hampton Roads can be reached through the Sector Duty Officer at Sector Hampton Roads in Portsmouth, Virginia at telephone Number (757) 668–5555.

(4) The Coast Guard Representatives enforcing the safety zone can be contacted on VHF–FM marine band radio channel 13 (165.65Mhz) and channel 16 (156.8 Mhz).

(d) *Effective Period.* This regulation will be in effect from 10 a.m. to 4 p.m. on June 4 through June 6, 2010.

Dated: March 17, 2010.

M.S. Ogle,

*Captain, U.S. Coast Guard, Captain of the Port, Hampton Roads.*

[FR Doc. 2010–8374 Filed 4–12–10; 8:45 am]

**BILLING CODE 9110–04–P**

#### ARCHITECTURAL AND TRANSPORTATION BARRIERS COMPLIANCE BOARD

#### 36 CFR Parts 1191, 1193, and 1194

[Docket No. 2010–1]

RIN 3014–AA37

#### Americans With Disabilities Act (ADA) Accessibility Guidelines for Buildings and Facilities; Telecommunications Act Accessibility Guidelines; Electronic and Information Technology Accessibility Standards

**AGENCY:** Architectural and Transportation Barriers Compliance Board.

**ACTION:** Notice of hearing.

**SUMMARY:** The Architectural and Transportation Barriers Compliance Board (Access Board) will hold a public hearing on its refresh of accessibility criteria for information and communication technologies covered by the Rehabilitation Act (section 508) and the Telecommunications Act (section 255). The hearing will focus on a draft of updated standards and guidelines made available for public comment on March 22. As part of this rulemaking, the Board proposes to supplement its Americans with Disabilities Act Accessibility Guidelines to address access to self-service machines such as point-of-sales machines and ticketing kiosks.

**DATES:** The hearing will be on May 12, 2010 from 9 a.m. until 12 p.m.

**ADDRESSES:** The hearing will be held at the Embassy Suites, DC Convention Center, 900 10th Street, NW., Washington, DC 20001.

**FOR FURTHER INFORMATION CONTACT:** Tim Creagan, Office of Technical and Information Services, Architectural and Transportation Barriers Compliance Board, 1331 F Street, NW., suite 1000, Washington, DC 20004–1111. Telephone number: 202–272–0016 (voice); 202–272–0082 (TTY). Electronic mail address: [creagan@access-board.gov](mailto:creagan@access-board.gov).

**SUPPLEMENTARY INFORMATION:** On March 22, 2010, the Access Board published an advance notice of proposed rulemaking in the **Federal Register** to begin the process of updating its standards for electronic and information technology covered by section 508 of the Rehabilitation Act Amendments of 1998 and its guidelines for telecommunications equipment covered by Section 255 of the Telecommunications Act of 1996. As part of this rulemaking, the Board is proposing to revise its Americans with Disabilities Act Accessibility Guidelines to address access to self-service machines used for ticketing, check-in or check-out, seat selection, boarding passes, or ordering food in restaurants and cafeterias. 75 FR 13457 (March 22, 2010). The Board has released for public comment a draft of updated standards and guidelines which is available on the Board's Web site (<http://www.access-board.gov/508.htm>).

The Board is responsible for developing and keeping up to date standards for electronic and information technology covered by section 508 of the Rehabilitation Act. Section 508 requires access to electronic and information technology developed, procured, maintained, or used by Federal agencies and departments to the extent that it does not impose an undue burden. The Board's section 508 standards, which were originally published in 2000 and are part of the Federal government's procurement regulations, provide technical and functional performance criteria for technologies covered by the law. Section 508 requires the Board to periodically review and amend the standards to reflect technological advances or changes in electronic and information technology.

The Board is updating its Telecommunications Act Accessibility Guidelines jointly with its refresh of the section 508 standards to harmonize both documents and to facilitate compliance. Section 255 of the Telecommunications Act requires telecommunications equipment and customer premises equipment to be accessible to and usable by individuals with disabilities when it is readily achievable to do so.

The Board is responsible for developing and periodically updating accessibility guidelines for telecommunications equipment and customer premises equipment covered by section 255 in conjunction with the Federal Communications Commission. The Board first issued its guidelines under section 255 in 1998.

The Board is also proposing to amend the Americans with Disabilities Act Accessibility Guidelines (ADAAG) to address access to self-service machines used for ticketing, check-in or check-out, seat selection, boarding passes, or ordering food in restaurants and cafeterias.

The draft standards and guidelines are available for public comment until June 21, 2010. The Board will hold a hearing in Washington, DC that will provide the public an opportunity to comment on the draft rule. This hearing will take place during the Access Board's regularly scheduled Board meeting on May 12, 2010 from 9 a.m. until 12 p.m. at the Embassy Suites, DC Convention Center, 900 10th Street, NW., Washington, DC 20001. The Board previously held a hearing on the draft rule in San Diego, CA on March 25, 2010 in conjunction with the 25th Annual International Technology and Persons with Disabilities Conference.

The hearing location is accessible to individuals with disabilities. Sign language interpreters and real-time captioning will be provided. For the comfort of other participants, persons attending the hearing are requested to refrain from using perfume, cologne, and other fragrances. To pre-register to testify, please contact Kathy Johnson at (202) 272-0041, (202) 272-0082 (TTY), or [johnson@access-board.gov](mailto:johnson@access-board.gov).

**David M. Capozzi,**  
*Executive Director.*

[FR Doc. 2010-8309 Filed 4-12-10; 8:45 am]

**BILLING CODE 8150-01-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[EPA-R05-OAR-2009-0118; FRL-9125-1]

#### Approval and Promulgation of Air Quality Implementation Plans; Indiana; Alternate Monitoring Requirements for Indianapolis Power and Light—Harding Street Station

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to approve a revision to Indiana's State Implementation Plan alternative monitoring requirements for Indianapolis Power and Light Company (IPL) at its Harding Street Generating Station. On December 31, 2008, Indiana requested approval of alternative monitoring requirements that allow the use of a particulate matter continuous emissions monitoring system in place of a continuous opacity monitor.

**DATES:** Comments must be received on or before May 13, 2010.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-R05-OAR-2009-0118, by one of the following methods:

- <http://www.regulations.gov>: Follow the on-line instructions for submitting comments.

- *E-mail:* [damico.genevieve@epa.gov](mailto:damico.genevieve@epa.gov).

- *Fax:* (312) 385-5501.

- *Mail:* Genevieve Damico, Acting Chief, Criteria Pollutant Section, Air Programs Branch (AR-18J), U.S. Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, Illinois 60604.

- *Hand Delivery:* Genevieve Damico, Acting Chief, Criteria Pollutant Section, Air Programs Branch (AR-18J), U.S. Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, Illinois 60604. Such deliveries are only accepted during the Regional Office normal hours of operation, and special arrangements should be made for deliveries of boxed information. The Regional Office official hours of business are Monday through Friday, 8:30 a.m. to 4:30 p.m., excluding Federal holidays.

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

**FOR FURTHER INFORMATION CONTACT:** Matt Rau, Environmental Engineer, Criteria Pollutant Section, Air Programs Branch (AR-18J), Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 886-6524, [rau.matthew@epa.gov](mailto:rau.matthew@epa.gov).

**SUPPLEMENTARY INFORMATION:** In the Final Rules section of this **Federal Register**, EPA is approving the State's SIP submittal as a direct final rule without prior proposal because the Agency views this as a noncontroversial submittal and anticipates no adverse

comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to this rule, no further activity is contemplated. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. EPA will not institute a second comment period. Any parties interested in commenting on this action should do so at this time. Please note that if EPA receives adverse comment on an amendment, paragraph, or section of this rule and if that provision may be severed from the remainder of the rule, EPA may adopt as final those provisions of the rule that are not the subject of an adverse comment. For additional information, see the direct final rule which is located in the Rules section of this **Federal Register**.

Dated: February 25, 2010.

**Walter W. Kovalick Jr.,**

*Acting Regional Administrator, Region 5.*

[FR Doc. 2010-8294 Filed 4-12-10; 8:45 am]

**BILLING CODE 6560-50-P**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### 50 CFR Part 17

[Docket No. FWS-R8-ES-2010-0016]

#### Endangered and Threatened Wildlife and Plants; 90-Day Finding on a Petition To List Thorne's Hairstreak Butterfly as Endangered

##### *Correction*

In **Federal Register** document 2010-7547 beginning on page 17062 in the issue of April 5, 2010, make the following correction:

On page 17062, proposed rule document 2010-7547 was inadvertently published in the Rules section of the issue of April 5, 2010, beginning on page 17062. It should have appeared in the Proposed Rules section.

[FR Doc. C1-2010-7547-Filed 4-12-10; 8:45 am]

**BILLING CODE 1505-01-D**