

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 300

[EPA-HQ-SFUND-1986-0005 [FRL-9742-9]]

#### National Oil and Hazardous Substances Pollution Contingency Plan; National Priorities List: Partial Deletion of the Torch Lake Superfund Site

**AGENCY:** Environmental Protection Agency.

**ACTION:** Proposed rule: notice of intent.

**SUMMARY:** The Environmental Protection Agency Region 5 is issuing a Notice of Intent for Partial Deletion of the Isle Royale Stamp Tailings and Michigan Smelter Tailings parcels of OU3 and the Mason Sands parcel of OU1 of the Torch Lake Superfund Site (Site) located in Houghton County, Michigan, and from the National Priorities List (NPL) and requests public comments on this proposed action. The NPL, promulgated pursuant to Section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) of 1980, as amended, is an appendix of the National Oil and Hazardous Substances Pollution Contingency Plan (NCP). EPA and the State of Michigan, through the Michigan Department of Environmental Quality (MDEQ), have determined that all appropriate response actions under CERCLA have been completed. However, this deletion does not preclude future actions under Superfund.

This partial deletion pertains to the surface tailings, drums and slag piles of Isle Royale and Michigan Smelter tailings parcels of OU3 and the Mason Sands parcel of OU1. The following parcels will remain on the NPL and are not being considered for deletion as part of this action: Dollar Bay, Point Mills, Calumet Lake Tailing, Boston Pond Tailings, North Entry and Quincy Smelter.

**DATES:** Comments must be received by November 23, 2012.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-HQ-SFUND-1986-0005, by one of the following methods:

- <http://www.regulations.gov>: Follow online instructions for submitting comments.
- *Email:* Nefertiti DiCosmo, Remedial Project Manager, at [dicosmo.nefertiti@epa.gov](mailto:dicosmo.nefertiti@epa.gov) or David Novak, Community Involvement Coordinator, at [novak.david@epa.gov](mailto:novak.david@epa.gov).

- *Fax:* Gladys Beard, NPL Deletion Process Manager, at (312) 697-2077.
- *Mail:* Nefertiti DiCosmo, Remedial Project Manager, U.S. Environmental Protection Agency (SR-6J), 77 West Jackson Boulevard, Chicago, IL 60604, (312) 886-6148; or Dave Novak, Community Involvement Coordinator, U.S. Environmental Protection Agency (SI-7J), 77 West Jackson Boulevard, Chicago, IL 60604, (312) 886-7478 or (800) 621-8431.

• *Hand deliver:* Dave Novak, Community Involvement Coordinator, U.S. Environmental Protection Agency (SI-7J), 77 West Jackson Boulevard, Chicago, IL 60604. Such deliveries are only accepted during the docket's normal hours of operation, and special arrangements should be made for deliveries of boxed information. The normal business hours are Monday through Friday, 8:30 a.m. to 4:30 p.m., excluding federal holidays.

*Instructions:* Direct your comments to Docket ID No. EPA-HQ-SFUND-1986-0005. EPA's policy is that all comments received will be included in the public docket without change and may be made available online at <http://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 information that you consider to be CBI or otherwise protected through <http://www.regulations.gov> or email. The <http://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 email comment directly to EPA without going through <http://www.regulations.gov>, your email 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.

*Docket:* All documents in the docket are listed in the <http://www.regulations.gov> index. Although listed in the index, some information

may not be publicly available, e.g., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in the hard copy. Publicly available docket materials are available either electronically at <http://www.regulations.gov> or in hard copy at:

- U.S. Environmental Protection Agency—Region 5, 77 West Jackson Boulevard, Chicago, IL 60604, Phone: (312) 353-1063, Hours: Monday, through Friday, 8:30 a.m. to 4:30 p.m., excluding federal holidays.
- Lake Linden/Hubbell Public Library, 601 Calumet Street, Lake Linden, MI 49945, Phone: (906) 482-0698, Hours: Monday, Wednesday and Friday, 8:00 a.m. to 4:00 p.m., Tuesday and Thursday 6:00 p.m. to 8:00 p.m.

**FOR FURTHER INFORMATION CONTACT:** Nefertiti DiCosmo, Remedial Project Manager, U.S. Environmental Protection Agency (SR-6J), 77 West Jackson Boulevard, Chicago, IL 60604, (312) 886-6148, or [dicosmo.nefertiti@epa.gov](mailto:dicosmo.nefertiti@epa.gov).

**SUPPLEMENTARY INFORMATION:** In the "Rules and Regulations" section of today's **Federal Register**, we are publishing a direct final Notice of Partial Deletion of the Isle Royale Tailings and Michigan Smelter Tailings parcels of OU3 and Mason Sand parcel of OU1 of the Torch Lake Superfund Site without prior Notice of Intent for Partial Deletion because we view this as a noncontroversial revision and anticipate no adverse comment. We have explained our reasons for this deletion in the preamble to the direct final Notice for Partial Deletion, and those reasons are incorporated herein. If we receive no adverse comment(s) on this deletion action, we will not take further action on this Notice of Intent for Partial Deletion. If we receive adverse comment(s), we will withdraw the direct final Notice for Partial Deletion, and it will not take effect. We will, as appropriate, address all public comments in a subsequent final Notice of Partial Deletion based on this Notice of Intent for Partial Deletion. We will not institute a second comment period on this Notice of Intent for Partial Deletion. Any parties interested in commenting must do so at this time.

For additional information, see the direct final Notice of Partial Deletion which is located in the "Rules and Regulations" section of this **Federal Register**.

#### List of Subjects in 40 CFR Part 300

Environmental protection, Air pollution control, Chemicals, Hazardous waste, Hazardous substances,

Intergovernmental relations, Penalties, Reporting and recordkeeping requirements, Superfund, Water pollution control, and Water supply.

**Authority:** 33 U.S.C. 1321(c)(2); 42 U.S.C. 9601–9657; E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp., p. 351; E.O. 12580, 52 FR 2923; 3 CFR, 1987 Comp., p. 193.

Dated: September 19, 2012.

**Susan Hedman,**

*Regional Administrator, Region 5.*

[FR Doc. 2012–25965 Filed 10–22–12; 8:45 am]

**BILLING CODE 6560–50–P**

## GENERAL SERVICES ADMINISTRATION

### 41 CFR Parts 301–11, 301–74, Appendix E to Chapter 301, 304–3, and 304–5

[FTR Case 2012–301; Docket 2012–0011,  
Sequence 1]

RIN 3090–AJ27

### Federal Travel Regulation; Removal of Conference Lodging Allowance Provisions

**AGENCY:** Office of Governmentwide Policy, General Services Administration (GSA).

**ACTION:** Proposed rule.

**SUMMARY:** GSA is proposing to amend the Federal Travel Regulation (FTR) by removing the conference lodging allowance reimbursement option for employees on temporary duty (TDY) travel.

**DATES:** Interested parties should submit written comments to the Regulatory Secretariat at one of the addresses shown below on or before December 24, 2012 to be considered in the formation of the final rule.

**ADDRESSES:** Submit comments identified by FTR Case 2012–301 by any of the following methods:

- *Federal eRulemaking Portals:*

<http://www.regulations.gov>. Submit comments via the Federal eRulemaking portal by searching for “FTR Case 2012–301”. Select the link “Submit a Comment” that corresponds with “FTR Case 2012–301.” Follow the instructions provided at the “Submit a Comment” screen. Please include your name, company name (if any), and “FTR Case 2012–301” on your attached document.

- *Fax:* 202–208–1398.
- *Mail:* General Services

Administration, Regulatory Secretariat (MVCB), 1275 First Street NE., 7th Floor, Attn: Hada Flowers, Washington, DC 20417.

*Instructions:* Please submit comments only and cite FTR case 2012–301 in all

correspondence related to this case. All comments received will be posted without change to <http://www.regulations.gov>, including any personal information provided.

**FOR FURTHER INFORMATION CONTACT:** For clarification of content, contact Mr. Cy Greenidge, Program Analyst, Office of Governmentwide Policy, at 202–219–2349. Please cite FTR case 2012–301. The Regulatory Secretariat (MVCB), 1275 First Street NE., 7th Floor, Attn: Hada Flowers, Washington, DC 20417, 202–501–4755, for information pertaining to status or publication schedules.

## SUPPLEMENTARY INFORMATION:

### A. Background

The conference lodging allowance allows travelers to exceed the maximum lodging per diem rate by up to 25 percent when attending conferences sponsored by a Federal agency. Unlike the actual expense provision which mandates that an agency official must approve these requests, there is no such mandate for allowing the use of the conference lodging allowance. To allow agencies to get a firmer grasp on how their travel dollars are used, GSA is proposing to remove the conference lodging allowance provision from the FTR.

### B. Executive Order 12866 and Executive Order 13563

Executive Orders (E.O.s) 12866 and 13563 direct agencies to assess all costs and benefits of available regulatory alternatives, and if regulation is necessary, to select regulatory approaches that maximize net benefits (including potential economic, environmental, public health and safety effects, distributive impacts, and equity). E.O. 13563 emphasizes the importance of quantifying both costs and benefits, of reducing costs, of harmonizing rules, and of promoting flexibility. This is not a significant regulatory action and, therefore, was not subject to review under Section 6(b) of Executive Order 12866, Regulatory Planning and Review, dated September 30, 1993. This proposed rule is not a major rule under 5 U.S.C. 804.

### C. Regulatory Flexibility Act

This proposed rule will not have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.*, because the revisions are not considered substantive. This proposed rule is also exempt from the Administrative Procedure Act per 5 U.S.C. 553(a)(2)

because it applies to agency management or personnel. However, this proposed rule is being published to provide transparency in the promulgation of Federal policies.

### D. Paperwork Reduction Act

The Paperwork Reduction Act does not apply because the changes to the FTR do not impose recordkeeping or information collection requirements, or the collection of information from offerors, contractors, or members of the public that require the approval of the Office of Management and Budget (OMB) under 44 U.S.C. 3501, *et seq.*

### E. Small Business Regulatory Enforcement Fairness Act

This proposed rule is also exempt from Congressional review prescribed under 5 U.S.C. 801 since it relates solely to agency management and personnel.

### List of Subjects in 41 CFR Parts 301–11, 301–74, Appendix E to Chapter 301, 304–3, and 304–5

Administrative practices and procedures, Government employees, Travel and per diem expenses, Acceptance of travel and related expenses from non-Federal sources.

Dated: June 22, 2012.

**Dan Tangherlini,**

*Acting Administrator of General Services.*

For the reasons set forth in the preamble, pursuant to 5 U.S.C. 5701–5709 and 31 U.S.C. 1353, GSA proposes to amend 41 CFR parts 301–11, 301–74, Appendix E to Chapter 301, 304–3, and 304–5 as set forth below:

## PART 301–11—PER DIEM EXPENSES

1. The authority citation for 41 CFR part 301–11 continues to read as follows:

**Authority:** 5 U.S.C. 5707.

### § 301–11.5 [Amended]

2. Amend § 301–11.5 by—
- Adding the word “or” at the end of paragraph (b);
  - Removing paragraph (c); and
  - Redesignating paragraph (d) as paragraph (c).

## PART 301–74—CONFERENCE PLANNING

3. The authority citation for 41 CFR part 301–74 continues to read as follows:

**Authority:** 5 U.S.C. 5707.

4. Revise § 301–74.6 to read as follows: