

her behalf. A designated representative may be on an official patrol vessel or may be on shore and will communicate with vessels via VHF-FM radio or loudhailer. In addition, members of the Coast Guard Auxiliary may be present to inform vessel operators of this regulation.

(2) *Official Patrol Vessels.* Official patrol vessels may consist of any Coast Guard, Coast Guard Auxiliary, state, or local law enforcement vessels assigned or approved by the COTP.

(3) *Spectators.* All persons and vessels not registered with the event sponsor as participants or official patrol vessels.

(d) *Regulations.*

(1) The general regulations contained in 33 CFR 165.23, as well as the following regulations, apply.

(2) No spectators will be allowed to enter into, transit through, or anchor in the safety zone without the permission of the COTP or a designated representative.

(3) All spectators given permission to enter or operate in the safety zone shall comply with the instructions of the COTP or a designated representative. Upon being hailed by a U.S. Coast Guard vessel by siren, radio, flashing light, or other means, vessel spectator shall proceed as directed.

(4) Spectators desiring to enter or operate within the safety zone shall contact the COTP or a designated representative via VHF channel 16 or 718-354-4353 (Sector New York command center) to obtain permission to do so.

Dated: June 11, 2014.

**G. Loebel,**

*Captain, U.S. Coast Guard, Captain of the Port New York.*

[FR Doc. 2014-15007 Filed 6-25-14; 8:45 am]

**BILLING CODE 9110-04-P**

**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 52**

[EPA-R04-OAR-2013-0223; FRL-9912-82-Region-4]

**Approval and Promulgation of Implementation Plans for Georgia: State Implementation Plan Miscellaneous Revisions**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Final rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is taking final action to approve the portions of revisions to the Georgia State Implementation Plan

(SIP), submitted by the Georgia Environmental Protection Division (GA EPD), on September 15, 2008, and August 30, 2010, that incorporate changes to the state rules reflecting the 2006 national ambient air quality standards (NAAQS) for particulate matter (PM). EPA approved the remaining portions of Georgia's September 15, 2008, and August 30, 2010, SIP revisions in a previous rulemaking.

**DATES:** This rule will be effective on July 28, 2014.

**ADDRESSES:** EPA has established a docket for this action under Docket Identification No. EPA-R04-OAR-2013-0223. All documents in the docket are listed on the [www.regulations.gov](http://www.regulations.gov) Web site. Although listed in the index, some information is not publicly available, i.e., Confidential Business Information 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 through [www.regulations.gov](http://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:** Nacosta Ward, 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) 562-9140. Ms. Ward can be reached via electronic mail at [ward.nacosta@epa.gov](mailto:ward.nacosta@epa.gov).

**SUPPLEMENTARY INFORMATION:**

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**I. This Action**

EPA is taking final action to approve the portions of Georgia's September 15, 2008, and August 30, 2010, SIP revisions related to the PM<sub>2.5</sub> and PM<sub>10</sub>

(NAAQS (collectively referred to as the "PM NAAQS"). On May 16, 2013, EPA published a direct final rule approving the portions of Georgia's September 15, 2008, August 30, 2010 (two submittals), and December 15, 2011, SIP submissions, that incorporate amendments to Georgia Rules 391-3-1-.02(4)(b), (c), (e), (f), and (g) reflecting the NAAQS for sulfur dioxide (SO<sub>2</sub>), nitrogen dioxide (NO<sub>2</sub>), ozone, lead, and PM in effect at the time of submittal. See 78 FR 28744.

EPA published an accompanying proposed approval to the May 16, 2013, direct final rule in the event that EPA received adverse comment and withdrew the direct final rule. See 78 FR 28776. In the direct final rule, EPA stated that if adverse comments were received by June 17, 2013, the rule would be withdrawn and not take effect, the proposed rule would remain in effect, and an additional public comment period would not be instituted.

On May 17, 2013, EPA received comments from a single commenter solely on the portions of the rulemaking related to the PM NAAQS; therefore, EPA withdrew the PM portions of the direct final rule. See 78 FR 41851 (July 12, 2013). The withdrawal of the PM portions did not affect EPA's May 16, 2013, direct final action on Georgia's SIP revisions related to the SO<sub>2</sub>, NO<sub>2</sub>, ozone, and lead NAAQS. EPA is now taking action to approve only the portions of the September 15, 2008, and August 30, 2010, SIP revisions related to the PM NAAQS. EPA has reviewed the changes to GA EPD's rule reflecting the PM NAAQS and determined that these changes are consistent with federal regulations in effect at the time of SIP submission; thus, EPA is approving these revisions to the Georgia SIP.

**II. Background**

EPA approved a Georgia SIP revision on February 9, 2010, that adopted the 1997 24-hour PM<sub>2.5</sub> NAAQS and 1997 annual PM<sub>2.5</sub> NAAQS set at 65 micrograms per cubic meter (µg/m<sup>3</sup>) and 15 µg/m<sup>3</sup>, respectively. See 75 FR 6309. On October 17, 2006, EPA revised the 24-hour PM<sub>2.5</sub> NAAQS to 35 µg/m<sup>3</sup> and retained the annual PM<sub>2.5</sub> NAAQS at 15 µg/m<sup>3</sup>.<sup>1</sup> See 71 FR 61144. Accordingly, Georgia submitted three SIP revisions one dated September 15, 2008,<sup>2</sup> and two

<sup>1</sup> On December 14, 2012, EPA strengthened the primary annual PM<sub>2.5</sub> NAAQS to 12.0 µg/m<sup>3</sup> and retained the 24-hour PM<sub>2.5</sub> NAAQS at 35 µg/m<sup>3</sup>. See 78 FR 3086 (January 15, 2013).

<sup>2</sup> The September 15, 2008 SIP revision includes changes to Georgia Rule 391-3-1-.02(4)(c) that update the 24-hr PM<sub>2.5</sub> NAAQS to 35 µg/m<sup>3</sup>. These changes were state effective on June 25, 2008.

dated August 30, 2010,<sup>3</sup> that, among other things, incorporate changes to Georgia Rule 391–3–1–.02(4)(c)—“Particulate Matter”—that update the rule for consistency with the 2006 PM<sub>2.5</sub> NAAQS.

EPA approved Georgia’s SIP revision on December 14, 1992, that adopted the initial 1987 24-hour PM<sub>10</sub> NAAQS and 1987 annual PM<sub>10</sub> NAAQS set at 150 µg/m<sup>3</sup> and 50 µg/m<sup>3</sup>, respectively. See 57 FR 58989. On October 17, 2006, EPA retained the 24-hour PM<sub>10</sub> NAAQS at 150 µg/m<sup>3</sup> and revoked the annual PM<sub>10</sub> NAAQS. See 71 FR 61144. Accordingly, in the August 30, 2010, SIP revision, GA EPA incorporated changes to state rule 391–3–1–.02(4)(c) that update the rule for consistency with the 2006 PM<sub>10</sub> NAAQS.<sup>4</sup>

### III. Response to Comments

On May 17, 2013, EPA received a comment from one member of the general public. While the comment was generally in support of EPA’s action, EPA withdrew the direct final rule because the comment could be interpreted as adverse. A summary of the comment and EPA’s response is provided below.

*Comment:* The Commenter noted that EPA revised the PM<sub>2.5</sub> NAAQS in 2012, and he recommended that “the particulate matter SIP for Georgia be conditionally approved, the condition being that a revised SIP reflecting the new standard be submitted within a reasonable amount of time as determined by” EPA.

*Response:* Although EPA recently updated the annual PM<sub>2.5</sub> NAAQS, the State submitted the SIP revisions prior to the December 14, 2012, promulgation of the new standard, published on January 15, 2013 (see 78 FR 3086). As mentioned above, GA EPD submitted its SIP revisions to update the PM NAAQS on September 15, 2008, and August 30, 2010, in response to EPA’s promulgation of the 2006 PM NAAQS. EPA believes that it is appropriate to approve Georgia’s September 15, 2008, and August 30 2010, SIP revisions as they relate to the PM NAAQS because they reflect the PM NAAQS in effect at that time, these NAAQS remain in effect, and the 2012 PM<sub>2.5</sub> NAAQS was not promulgated at that time. EPA notes that today’s action does not relieve

Georgia of any current or future requirements regarding the 2012 PM<sub>2.5</sub> NAAQS and that EPA is committed to working with Georgia to update its SIP to reflect the 2012 PM<sub>2.5</sub> NAAQS.

### IV. Final Action

EPA is approving the portions of Georgia’s September 15, 2008, and August 30, 2010, SIP revisions that relate to the PM NAAQS because they are consistent with the PM NAAQS in effect at the time of submittal.

### V. Statutory and Executive Order Reviews

Under the Clean Air Act (CAA or Act), the Administrator is required to approve a SIP submission that complies with the provisions of the Act and applicable federal regulations. 42 U.S.C. 7410(k); 40 CFR 52.02(a). Thus, in reviewing SIP submissions, EPA’s role is to approve state choices, provided that they meet the criteria of the CAA. Accordingly, this action merely approves state law as meeting federal requirements and does not impose additional requirements beyond those imposed by State law. For that reason, this action:

- Is not a “significant regulatory action” subject to review by the Office of Management and Budget under Executive Order 12866 (58 FR 51735, October 4, 1993);
- does not impose an information collection burden under the provisions of the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*);
- is certified as not having a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*);
- 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);
- does not have Federalism implications as specified in Executive Order 13132 (64 FR 43255, August 10, 1999);
- is not an economically significant regulatory action based on health or safety risks subject to Executive Order 13045 (62 FR 19885, April 23, 1997);
- is not a significant regulatory action subject to Executive Order 13211 (66 FR 28355, May 22, 2001);
- is not subject to requirements of Section 12(d) of the National Technology Transfer and Advancement Act of 1995 (15 U.S.C. 272 note) because application of those requirements would be inconsistent with the CAA; and
- does not provide EPA with the discretionary authority to address, as

appropriate, disproportionate human health or environmental effects, using practicable and legally permissible methods, under Executive Order 12898 (59 FR 7629, February 16, 1994).

In addition, this rule does not have tribal implications as specified by Executive Order 13175 (65 FR 67249, November 9, 2000), because the SIP is not approved to apply in Indian country, and EPA notes that it will not impose substantial direct costs on tribal governments or preempt tribal law.

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 action 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 action 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 August 25, 2014. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this action for the purposes of judicial review nor does it extend the time within which a 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, Incorporation by reference, Intergovernmental relations, Particulate matter, Reporting and recordkeeping requirements, Volatile organic compounds.

Dated: June 16, 2014.

**Heather McTeer Toney,**

*Regional Administrator, Region 4.*

40 CFR part 52 is amended as follows:

### PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

- 1. The authority citation for part 52 continues to read as follows:

<sup>3</sup> The August 20, 2010 SIP revision related to PM<sub>2.5</sub> includes changes to Georgia Rule 391–3–1–.02(4)(c) that align the significant digits for the annual PM<sub>2.5</sub> NAAQS with the federal standard. These changes were state effective on December 20, 2009.

<sup>4</sup> The August 20, 2010 SIP revision related to PM<sub>10</sub> includes changes to Georgia Rule 391–3–1–.02(4)(c) that repeal the annual PM<sub>10</sub> NAAQS. These changes were state effective on July 20, 2009.

Authority: 42.U.S.C. 7401 *et seq.*

**Subpart L—Georgia**

■ 2. Section 52.570 is amended by revising the entry for “391–3–1–.02(4),”

under Emission Standards, in the table titled “EPA APPROVED GEORGIA REGULATIONS” in paragraph (c), to read as follows:

**§ 52.570 Identification of plan.**  
 \* \* \* \* \*  
 (c) \* \* \*

**EPA APPROVED GEORGIA REGULATIONS**

State citation	Title/subject	State effective date	EPA approval date	Explanation
* * *	* * *	* * *	* * *	* * *
<b>Emission Standards</b>				
391–3–1–.02(4) .....	Ambient Air Standards .....	9/13/2011	6/26/2014 [Insert <b>Federal Register</b> citation].	
* * *	* * *	* * *	* * *	* * *

\* \* \* \* \*  
 [FR Doc. 2014–14876 Filed 6–25–14; 8:45 am]  
**BILLING CODE 6560–50–P**

**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 52**

[EPA–R05–OAR–2014–0274; FRL–9912–57–Region 5]

**Approval and Promulgation of Air Quality Implementation Plans; Illinois; Revision to the Chicago 8-Hour Ozone Maintenance Plan**

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

**ACTION:** Withdrawal of direct final rule.

**SUMMARY:** Due to the receipt of an adverse comment, EPA is withdrawing the May 22, 2014, direct final rule approving a revision to the Illinois State Implementation Plan (SIP). EPA will address the comment in a subsequent final action based upon the proposed rulemaking action, also published on May 22, 2014. EPA will not institute a second comment period on this action.

**DATES:** The direct final rule published at 79 FR 29324 on May 22, 2014, is withdrawn effective June 26, 2014.

**FOR FURTHER INFORMATION CONTACT:** Michael Leslie, Environmental Engineer, Control Strategies Section, Air Programs Branch (AR–18J), Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 353–6680, [leslie.michael@epa.gov](mailto:leslie.michael@epa.gov).

**SUPPLEMENTARY INFORMATION:** EPA is withdrawing the May 22, 2014 (79 FR 29324), direct final rule approving a

revision to the 1997 8-hour ozone maintenance plan for the Illinois portion of the Chicago-Gary-Lake County, Illinois-Indiana area. In the direct final rule, EPA stated that if adverse comments were received by June 23, 2014, the rule would be withdrawn and not take effect. On May 26, 2014, EPA received a comment, which it interprets as adverse and, therefore, EPA is withdrawing the direct final rule. EPA will address the comment in a subsequent final action based upon the proposed rulemaking action, also published on May 22, 2014 (79 FR 29395). EPA will not institute a second comment period on this action.

**List of Subjects in 40 CFR Part 52**

Environmental protection, Air pollution control, Incorporation by reference, Oxides of nitrogen, Ozone, Volatile organic compounds.

**Authority:** 42 U.S.C. 7401 *et seq.*

Dated: June 10, 2014.

**Susan Hedman,**  
*Regional Administrator, Region 5.*

**PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS**

■ Accordingly, the amendment to 40 CFR 52.726 published in the **Federal Register** on May 22, 2014 (79 FR 29324) on page 29327 is withdrawn effective June 26, 2014.

[FR Doc. 2014–14868 Filed 6–25–14; 8:45 am]

**BILLING CODE 6560–50–P**

**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Parts 260 and 261**

[EPA–HQ–RCRA–2011–1014; FRL–9911–84–OSWER]

RIN 2050–AG68

**Revisions to the Export Provisions of the Cathode Ray Tube (CRT) Rule**

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

**ACTION:** Final rule.

**SUMMARY:** The Environmental Protection Agency (EPA or the Agency) is revising certain export provisions of the cathode ray tube (CRT) final rule published on July 28, 2006. The revisions will allow the Agency to better track exports of CRTs for reuse and recycling in order to ensure safe management of these materials.

**DATES:** This final rule is effective on December 26, 2014.

**ADDRESSES:** EPA has established a docket for this action under Docket ID No. EPA–HQ–RCRA–2011–1014. All documents in the docket are listed on the [www.regulations.gov](http://www.regulations.gov) Web site. Although listed in the index, some information may not be publicly available, such as Confidential Business Information (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 through [www.regulations.gov](http://www.regulations.gov) or in hard copy at the RCRA Docket, EPA/DC, William