

have substantial direct effects on tribal governments, 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. Thus, Executive Order 13175 does not apply to this rule.

EPA specifically solicits additional comment on this proposed rule from tribal officials.

*G. Executive Order 13045, Protection of Children From Environmental Health Risks and Safety Risks*

*Protection of Children from Environmental Health Risks and Safety Risks* (62 FR 19885, April 23, 1997), applies to any rule that: (1) Is determined to be "economically significant" as defined under Executive Order 12866, and (2) concerns an environmental health or safety risk that EPA has reason to believe may have a disproportionate effect on children. If the regulatory action meets both criteria, the Agency must evaluate the environmental health or safety effects of the planned rule on children, and explain why the planned regulation is preferable to other potentially effective and reasonably feasible alternatives considered by the Agency.

This rule is not subject to Executive Order 13045 because it does not involve decisions intended to mitigate environmental health or safety risks.

*H. Executive Order 13211, Actions That Significantly Affect Energy Supply, Distribution, or Use*

This rule 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 under Executive Order 12866.

*I. National Technology Transfer and Advancement Act*

Section 12 of the National Technology Transfer and Advancement Act (NTTAA) of 1995 requires Federal agencies to evaluate existing technical standards when developing a new regulation. To comply with NTTAA, EPA must consider and use "voluntary consensus standards" (VCS) if available and applicable when developing programs and policies unless doing so would be inconsistent with applicable law or otherwise impractical.

The EPA believes that VCS are inapplicable to this action. Today's action does not require the public to perform activities conducive to the use of VCS.

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

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

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

**Dated:** September 4, 2003.

**Wayne Nastri,**

*Regional Administrator, Region 9.*

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**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 432**

[FRL-7565-2]

**RIN 2040-AD56**

**Extension of Comment Period on the Notice of Data Availability for the Effluent Limitations Guidelines and New Source Performance Standards for the Meat and Poultry Products Point Source Category**

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

**ACTION:** Extension of comment period.

**SUMMARY:** On August 13, 2003, EPA published a Notice of Data Availability for the proposed effluent limitations guidelines and standards for the meat and poultry products (MPP) point source category (68 FR 48472). The notice presented a summary of new data and described how EPA might use the data to develop final MPP regulations. This action extends the comment period for the Notice of Data Availability to October 14, 2003.

**DATES:** Comments on the Notice of Data Availability will be accepted through October 14, 2003. Comments provided electronically will be considered timely if they are submitted by 11:59 p.m. Eastern Time on October 14, 2003.

**ADDRESSES:** Public comments regarding this document should be mailed to Water Docket, U.S. Environmental Protection Agency, Mailcode 4101T, 1200 Pennsylvania Avenue, NW., Washington, DC 20460, Attention Docket ID No. OW-2002-0014, or submitted electronically at <http://www.epa.gov/edocket>.

**FOR FURTHER INFORMATION CONTACT:** For additional information, contact Ms. Samantha Lewis at (202) 566-1058 or at the following e-mail address: [lewis.samantha@epa.gov](mailto:lewis.samantha@epa.gov) or Ms. Shari Barash at (202) 566-0996 or at the following e-mail address: [barash.shari@epa.gov](mailto:barash.shari@epa.gov).

**SUPPLEMENTARY INFORMATION:** In February 2002, EPA proposed effluent limitations guidelines and standards for wastewater discharges from meat and poultry processing facilities (67 FR 8582, February 25, 2002). The proposed regulation included revised effluent standards for wastewater discharges associated with the operation of new and existing meat processing and independent rendering facilities, and also proposed new effluent limitations for poultry slaughtering and poultry further processing facilities. In the proposal, EPA specifically solicited comment on 20 issues. EPA received comments on these and other issues from various stakeholders, including State and local regulatory authorities, environmental groups, individual industrial facilities and industry groups, and private citizens.

On August 13, 2003, EPA published a Notice of Data Availability for the proposed rule (68 FR 48472). The Notice of Data Availability presented a summary of data received in comments and additional data collected by EPA along with descriptions of how the data may be used by EPA in developing final regulations. The comment period for the Notice of Data Availability was originally scheduled to end on September 29, 2003. This action extends the comment period to October 14, 2003.

To submit comments, or access the official public docket, please follow the detailed instructions as provided in Unit C of the **SUPPLEMENTARY INFORMATION** section of the August 13, 2003 **Federal Register** notice. If you have questions, consult the person listed under the **FOR FURTHER INFORMATION CONTACT** section of this notice.

**Dated:** September 23, 2003.

**G. Tracy Mehan, III,**

*Assistant Administrator, Office of Water.*

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