

an economically significant rule and would not create an environmental risk to health or risk to safety that might disproportionately affect children.

Indian Tribal Governments

This rule does not have tribal implications under Executive Order 13175, Consultation and Coordination with Indian Tribal Governments, because it would 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.

Energy Effects

We have analyzed this rule under Executive Order 13211, Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use. We have determined that it is not a "significant energy action" under that order because it is not a "significant regulatory action" under Executive Order 12866 and is not likely to have a significant adverse effect on the supply, distribution, or use of energy. The Administrator of the Office of Information and Regulatory Affairs has not designated it as a significant energy action. Therefore, it does not require a Statement of Energy Effects under Executive Order 13211.

Technical Standards

The National Technology Transfer and Advancement Act (NTTAA) (15 U.S.C. 272 note) directs agencies to use voluntary consensus standards in their regulatory activities unless the agency provides Congress, through the Office of Management and Budget, with an explanation of why using these standards would be inconsistent with applicable law or otherwise impractical. Voluntary consensus standards are technical standards (e.g., specifications of materials, performance, design, or operation; test methods; sampling procedures; and related management systems practices) that are developed or adopted by voluntary consensus standards bodies.

This rule does not use technical standards. Therefore, we did not consider the use of voluntary consensus standards.

Environment

We have analyzed this rule under Department of Homeland Security Management Directive 023-01 and Commandant Instruction M16475.ID, which guide the Coast Guard in complying with the National Environmental Policy Act of 1969

(NEPA) (42 U.S.C. 4321-4370f), and have concluded this action is one of a category of actions which do not individually or cumulatively have a significant effect on the human environment. This rule is categorically excluded, under figure 2-1, paragraph (34)(h), of the Instruction. This rule involves the establishment of a safety zone. An environmental analysis checklist and a categorical exclusion determination are available in the docket where indicated under

ADDRESSES.

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 is amending 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.T14-204 to read as follows:

§ 165.T14-204 Safety Zone; Fixed Mooring Balls, South of Barbers Pt Harbor Channel, Oahu, Hawaii.

(a) *Location.* The following area is a safety zone: All waters contained within a 400-yard radius (366-meter) radius around position 21°18'35.00" N., 158°07'33.00" W. This position is approximately 2,500 yards south of Barbers Point Harbor channel buoy #2, Oahu, Hawaii. This Safety Zone will have six (6), 24-inch white mooring balls with a single blue reflective stripe. The mooring balls will be placed 133 yards (121 meters) in a circular design for preapproved vessel mooring purposes. This safety zone extends from the surface of the water to the ocean floor. These coordinates are based upon the National Oceanic and Atmospheric Administration Coast Survey, Pacific Ocean, Oahu, Hawaii, chart 19357.

(b) *Regulations.* (1) Entry into or remaining in the safety zone described in paragraph (a) of this section is prohibited unless authorized by the Coast Guard Captain of the Port Honolulu zone.

(2) Persons desiring to transit the safety zone may contact the Honolulu Captain of the Port on VHF channel 81A (157.075 MHz), VHF channel 16

(156.800 MHz), or at telephone numbers 1-808-563-9906 or 808-842-2600 to seek permission to transit the area with a designated escort vessel. If permission is granted, all persons and vessels must comply with the instructions of the Captain of the Port or his or her designated representative. All other vessels are requested to pass to the west, or makai side, of the Safety Zone to avoid grounding on the shallow and live coral reef area located between the safety zone and the shoreline.

(c) *Enforcement period.* This rule will be enforced from 6 a.m. on July 1, 2010 until 6 p.m. on July 21, 2010 or unless canceled earlier by the Captain of the Port.

(d) *Regulations.* In accordance with the general regulations in 33 CFR part 165, Subpart C, no person or vessel may enter or remain in the zone except for support vessels/aircraft and support personnel, or other vessels authorized by the Captain of the Port or his designated representatives.

(e) *Penalties.* Vessels or persons violating this rule are subject to the penalties set forth in 33 U.S.C. 1232 and 50 U.S.C. 192.

Dated: June 18, 2010.

B. A. Compagnoni,
Captain, U.S. Coast Guard, Captain of the Port Honolulu.

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DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket No. USCG-2010-0063]

Safety Zones; Annual Firework Displays Within the Captain of the Port, Puget Sound Area of Responsibility

AGENCY: Coast Guard, DHS.

ACTION: Notice of enforcement of regulation.

SUMMARY: The Coast Guard will enforce the safety zones for annual firework displays in the Captain of the Port, Puget Sound area of responsibility during the dates and times noted below. This action is necessary to prevent injury and to protect life and property of the maritime public from the hazards associated with the firework displays. During the enforcement periods, entry into, transit through, mooring, or anchoring within these zones is prohibited unless authorized by the

Captain of the Port, Puget Sound or Designated Representative.

DATES: The regulations in 33 CFR 165.1332 will be enforced during the dates and times noted below from July 3, 2010 through August 15, 2010.

FOR FURTHER INFORMATION CONTACT: If you have questions on this notice, call

or e-mail LTJG Ashley M. Wanzer, Sector Seattle Waterways Management, Coast Guard; telephone 206-217-6175, SectorSeattleWWM@uscg.mil.

SUPPLEMENTARY INFORMATION: The Coast Guard will enforce 33 CFR 165.1332 for the following safety zones during the

dates and times noted and with the changes mentioned below.

The following safety zones will extended their respective radius in yards from their respective launch site to the radius noted below and be enforced from 5 p.m. on July 3, 2010 through 1 a.m. on July 4, 2010:

Event name	Location	Latitude	Longitude	Radius
Liberty Bay Fireworks	Liberty Bay	47° 43.917' N	122° 39.133' W	300
Langlie's Old Fashioned Independence Celebration.	Indianola	47° 44.817' N	122° 31.533' W	250
Deer Harbor Annual Fireworks Display	Deer Harbor	48° 37.0' N	123° 00.25' W	200

The following safety zones will extended their respective radius in

yards from their respective launch site to the radius noted below and be

enforced from 5 p.m. on July 4, 2010 through 1 a.m. on July 5, 2010:

Event name	Location	Latitude	Longitude	Radius
Port Angeles Chamber of Commerce ...	Port Angeles Harbor	48°07.033' N	123°24.967' W	150
Kirkland Fireworks	Kirkland , Lake Washington	47°40.583' N	122°12.84' W	250
Three Tree Point Community Fireworks	Three Tree Point	47°27.033' N	122°23.15' W	200
City of Renton Fireworks	Renton, Lake Washington	47°29.986' N	122°11.85' W	150
Steilacoom Annual Fireworks	Steilacoom	47°10.4' N	122°36.2' W	450
Tacoma Freedom Fair	Commencement Bay	47°16.817' N	122°27.933' W	300
City of Anacortes Fireworks	Fidalgo Bay	47°17.1' N	122°28.4' W	175
Fireworks Display	Henderson Bay	47°21.8' N	122°38.367' W	250
Des Moines Fireworks	Des Moines	47°24.117' N	122°20.033' W	150
Port Orchard Fireworks	Port Orchard	47°32.883' N	122°37.917' W	350
Bainbridge Island Fireworks	Eagle Harbor	47°37.267' N	122°31.583' W	300
Yarrow Point Community	Yarrow Point	47°38.727' N	122°13.466' W	150
City of Kenmore Fireworks	Lake Forest Park	47°39.0' N	122°13.55' W	150
Sheridan Beach Community	Lake Forest Park	47°44.783' N	122°16.917' W	100
Vashon Island Fireworks	Quartermaster Harbor	47°45.25' N	122°15.75' W	450
Kingston Fireworks	Appletree Cove	47°47.65' N	122°29.917' W	150
Brewster Fire Department Fireworks	Brewster	48°06.367' N	119°47.15' W	250
Port Townsend Sunrise Rotary	Port Townsend	48°08.067' N	122°46.467' W	175
Friday Harbor Independence	Friday Harbor	48°32.6' N	122°00.467' W	250
Roche Harbor Fireworks	Roche Harbor	48°36.7' N	123°09.5' W	150
Orcas Island	Orcas Island	48°41.317' N	122°54.467' W	250
Blast Over Bellingham	Bellingham Bay	48°44.933' N	122°29.667' W	450
City of Mount Vernon Fireworks	Edgewater Park	48°25.178' N	122°20.424' W	150
Chase Family Fourth at Lake Union	Lake Union	47°38.418' N	122°20.111' W	300

The following safety zone will be enforced from 5 p.m. on July 5, 2010 through 1 a.m. on July 6, 2010:

Event name	Location	Latitude	Longitude	Radius
Alderbrook Resort & Spa Fireworks	Hood Canal	47°21.033' N	123°04.1' W	350

The following safety zone will be enforced from 5 p.m. on July 10, 2010 through 1 a.m. on July 11, 2010:

Event name	Location	Latitude	Longitude	Radius
Mercer Island Celebration	Mercer Island	47°35.517' N	122°13.233' W	150

The following safety zone will be enforced from 5 p.m. on July 24, 2010 through 1 a.m. on July 25, 2010:

Event name	Location	Latitude	Longitude	Radius
Whaling Days	Dyes Inlet	47°38.65' N	122°41.35' W	300

The following safety zone will be enforced from 5 p.m. on August 14, 2010 through 1 a.m. on August 15, 2010:

Event name	Location	Latitude	Longitude	Radius
Medina Days	Medina Park	47° 36.867' N	122° 14.5' W	150

The special requirements listed in 33 CFR 165.1332, published on June 15, 2010 in the **Federal Register** (75 FR 33700), apply to the activation and enforcement of these safety zones.

All vessel operators who desire to enter the safety zone must obtain permission from the Captain of the Port or Designated Representative by contacting either the on-scene patrol craft on VHF Ch 13 or Ch 16 or the Coast Guard Sector Seattle Joint Harbor Operations Center (JHOC) via telephone at 206-217-6002.

The Coast Guard may be assisted by other Federal, State, or local law enforcement agencies in enforcing this regulation.

This notice is issued under authority of 33 CFR 165.1332 and 33 CFR 165 and 5 U.S.C. 552(a). In addition to this notice, the Coast Guard will provide the maritime community with extensive advanced notification of the safety zones via the Local Notice to Mariners and marine information broadcasts on the day of the events. If the COTP or Designated Representative determines that the regulated area need not be enforced for the full duration stated in this notice, a Broadcast Notice to Mariners will be issued to grant general permission to enter the regulated area.

Dated: June 18, 2010.

L.R. Tumbarello,

Commander, U.S. Coast Guard, Captain of the Port, Puget Sound, Acting.

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA-R09-OAR-2009-0470; FRL-9112-8]

Approval and Promulgation of Air Quality Implementation Plans; California; Motor Vehicle Inspection and Maintenance Program

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: EPA is approving state implementation plan (SIP) revisions submitted by the State of California on June 5, 2009 and October 28, 2009 relating to the State's basic and enhanced vehicle inspection and maintenance (I/M) program. The effect of this action is to make the revisions federally enforceable as part of the California SIP.

DATES: This final rule is effective August 2, 2010.

ADDRESSES: EPA has established a docket for this action under EPA-R09-OAR-2009-0470. The index to the docket for this action is available electronically at <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 available in either location [(e.g., confidential business information (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. Although listed in the index, some information is not publicly available, i.e., CBI or other information the disclosure of which 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.

FOR FURTHER INFORMATION CONTACT: Jeffrey Buss, EPA Region IX, (415) 947-4152, buss.jeffrey@epa.gov.

SUPPLEMENTARY INFORMATION: Throughout this document, the terms "we", "us", and "our" refer to EPA.

I. Summary of the Proposed Actions

On August 19, 2009 (74 FR 41818), EPA proposed to approve a SIP revision submitted by the California Air Resources Board (CARB) on June 5, 2009 relating to the State's basic and

enhanced vehicle I/M program ("2009 I/M Revision") contingent upon the State's submittal of revisions to the enhanced program performance standard evaluations to address: (1) A different attainment year for the Western Mojave Desert 8-hour ozone nonattainment area, and (2) California's base-year program performance for the six areas subject to the enhanced I/M program.

More specifically and with the exception of the enhanced program performance standard evaluations, we concluded that the 2009 I/M Revision met the procedural requirements for adoption and submittal of SIP revisions, and the substantive requirements for I/M programs under the Clean Air Act (CAA or "Act") and our regulations. In addition, we concluded that the 2009 I/M Revision would not interfere with any applicable requirement concerning attainment of the national ambient air quality standards (NAAQSs) or any other applicable requirement of the Act. In so doing, we took into consideration changes in EPA's I/M regulations since our previous approval of the California I/M program, changes in the California I/M programs since our previous approval, initial area designations for the 1997 8-hour ozone standards, and the requirements of the implementation rules for the 1997 8-hour ozone standard. For more background on California's I/M program, a more detailed description of the changes in EPA's I/M regulations since our previous approval of the program and of the 2009 I/M Revision itself, and a more detailed explanation of our evaluation of the 2009 I/M Revision and of our rationale for our proposed action, please see the August 19, 2009 proposed rule and related Technical Support Document.

In our August 19, 2009 proposed rule, we indicated that our proposed approval of the 2009 I/M Revision was contingent upon the State's submittal of revisions to the enhanced program performance standard evaluations to address certain issues as described