

NSPS	40 CFR part 60 subpart
Iron and Steel Plants (Electric Arc Furnaces).....	AA.
NESHAPS	40 CFR part 61 subpart
General Provisions.....	A.
Asbestos.....	B.
Beryllium.....	C.
Beryllium Rocket Motor Firing.....	D.
Mercury.....	E.

Acceptance of this delegation constitutes your agreement to follow all applicable provisions of 40 CFR Parts 60 and 61, including use of EPA's test methods and procedures. The delegation is effective upon the date of this letter unless the USEPA receives written notice from you or the District of any objections within 10 days of receipt of this letter. A notice of this delegated authority will be published in the Federal Register in the near future.

Cordially yours,

Sonia F. Crow,

Regional Administrator.

cc: Merced County Air Pollution Control District.

With respect to Merced County all reports, applications, submittals, and other communications pertaining to the above listed NSPS and NESHAPS source categories should be directed to the MCAPCD at the address shown in the ADDRESS section of this notice.

The Office of Management and Budget has exempted this rule from the requirements of Section 3 of Executive Order 12291.

This Notice is issued under the authority of Section 111 of the Clean Air Act, as amended (42 U.S.C. 1857, et seq.).

Dated: September 7, 1983.

John Wise,

Acting Regional Administrator.

(FR Doc. 83-25380 Filed 9-22-83; 8:45 am)

BILLING CODE 6560-50-M

40 CFR Parts 60 and 61

[A-9-FRL 2436-8]

Delegation of New Source Performance Standards (NSPS) and National Emission Standards for Hazardous Pollutants (NESHAPS) State of California

AGENCY: Environmental Protection Agency (EPA).

ACTION: Rule-related notice.

SUMMARY: The EPA hereby places the public on notice of its delegation of New Source Performance Standards (NSPS) and National Emission Standards for

Hazardous Pollutants (NESHAPS) authority to the California Air Resources Board (CARB) on behalf of the Kern County Air Pollution Control District (KCAPCD). This action is necessary to bring the NSPS and NESHAPS program delegations up to date with recent EPA promulgations and amendments of these categories. This action does not create any new regulatory requirements affecting the public. The effect of the delegation is to shift the primary program responsibility for the affected NSPS and NESHAPS categories from EPA to State and local governments.

EFFECTIVE DATE: July 12, 1983.

ADDRESS: Kern County Air Pollution Control District, 1601 "H" Street, Suite 250, Bakersfield, CA 93301.

FOR FURTHER INFORMATION CONTACT: Julie A. Rose, New Source Section (A-3-1), Air Operations Branch, Air Management Division, EPA, Region 9, 215 Fremont Street, San Francisco, CA 94105, Tel: (415) 974-8236; FTS 454-8236.

SUPPLEMENTARY INFORMATION: The CARB has requested authority for delegation of certain NSPS and NESHAPS categories on behalf of the KCAPCD. Delegation of authority was granted by a letter dated June 27, 1983 and is reproduced in its entirety as follows:

Mr. James D. Boyd,

Executive Officer, California Air Resources Board, 1102 Q Street, P.O. Box 2815, Sacramento, CA 95812

Dear Mr. Boyd: In response to your request of June 6, 1983, I am pleased to inform you that we are delegating to your agency authority to implement and enforce certain categories of New Source Performance Standards (NSPS) on behalf of the Kern County Air Pollution Control District (KCAPCD). We have reviewed your request for delegation and have found the KCAPCD's programs and procedures to be acceptable. This delegation includes authority for the following source categories:

NSPS	40 CFR Part 60 subpart
Surface Coating of Metal Furniture.....	EE.
Lead-Acid Battery Manufacturing Plants.....	KK.
Phosphate Rock Plants.....	NN.
Graphic Arts Industry:	
Publication Rotogravure Printing.....	QQ.
Industrial Surface Coating:	
Large Appliances.....	SS.
Metal Coil Surface Coating.....	TT.
Asphalt Roofing and Asphalt Roofing Manufacture.....	UU.

In addition, we are redelegating the following NSPS and NESHAPS categories since the KCAPCD's revised programs and procedures are acceptable:

NSPS	40 CFR part 60 subpart
General Provisions.....	A.
Fossil-Fuel Fired Steam Generators.....	D.
Electric Utility Steam Generators.....	Da.
Incinerators.....	E.
Portland Cement Plants.....	F.
Nitric Acid Plants.....	G.
Sulfuric Acid Plants.....	H.
Asphalt Concrete Plants.....	I.
Petroleum Refineries.....	J.
Storage Vessels for Petroleum Liquids.....	K.
Petroleum Storage Vessels.....	Ka.
Secondary Lead Smelters.....	L.
Secondary Brass & Bronze Ingot Production Plants.....	M.
Iron and Steel Plants (BOPF).....	N.
Sewage Treatment Plants.....	O.
Primary Copper Smelters.....	P.
Primary Zinc Smelters.....	Q.
Primary Lead Smelters.....	R.
Primary Aluminum Reduction Plants.....	S.
Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants.....	T.
Phosphate Fertilizer Industry: Superphosphoric Acid Plants.....	U.
Phosphate Fertilizer Industry: Diammonium Phosphate Plants.....	V.
Phosphate Fertilizer Industry: Triple Superphosphate Plants.....	W.
Phosphate Fertilizer Industry: Granular Triple Superphosphate.....	X.
Coal Preparation Plants.....	Y.
Ferrociloy Production Facilities.....	Z.
Iron and Steel Plants (Electric Arc Furnaces).....	AA.
Kraft Pulp Mills.....	BB.
Glass Manufacturing Plants.....	CC.
Grain Elevators.....	DD.
Stationary Gas Turbines.....	GG.
Lime Manufacturing Plants.....	HH.
Automobile & Light-Duty Truck Surface Coating Operations.....	MM.
Ammonium Sulfate.....	PP.

NESHAPS	40 CFR part 61 subpart
General Provisions.....	A.
Asbestos.....	B.
Beryllium.....	C.
Beryllium Rocket Motor Firing.....	D.
Mercury.....	E.
Vinyl Chloride.....	F.

Acceptance of this delegation constitutes your agreement to follow all applicable provisions of 40 CFR Parts 60 and 61, including use of EPA's test methods and procedures. The delegation is effective upon the date of this letter unless the USEPA receives written notice from you or the District of any objections within 10 days of receipt of this letter. A notice of this delegated authority will be published in the Federal Register in the near future.

Sincerely yours,

John Wise,

Acting Regional Administrator.

cc: Kern County Air Pollution Control District

With respect to Kern County all reports, applications, submittals, and other communications pertaining to the above listed NSPS and NESHAPS source categories should be directed to the KCAPCD at the address shown in the ADDRESS section of this notice.

The Office of Management and Budget has exempted this rule from the requirements of Section 3 of Executive Order 12291.

This Notice is issued under the authority of Section 111 of the Clean Air Act, as amended (42 U.S.C. 1857, *et seq.*).

Dated: September 7, 1983.

John Wise,

Acting Regional Administrator.

[FR Doc. 83-25563 Filed 9-22-83; 8:45 am]

BILLING CODE 6560-50-M

40 CFR Part 81

[Region II Docket No. 7; A-2-FRL 2383-5]

Designation of Areas for Air Quality Planning Purposes; Revisions to Section 107 Attainment Status Designations for the State of New Jersey

Correction

In FR Doc. 83-22612 beginning on page 37404 in the issue of Thursday, August 18, 1983, make the following correction.

On page 37405, first column, the table for "New Jersey—CO", correct the entries for "The City of Perth Amboy" and "Remainder of AQCR" which both appear under "New Jersey-New York-Connecticut Interstate AQCR:" to read as follows:

NEW JERSEY—CO

Designated area	Does not meet primary standards	Cannot be classified or better than national standards
New Jersey-New York-Connecticut Interstate AQCR:		
The City of Perth Amboy	X	
Remainder of AQCR		X

BILLING CODE 1505-01-M

DEPARTMENT OF THE INTERIOR

Office of the Secretary

41 CFR Part 14-7

Interior Procurement Regulations; Washington State Sales and Use Taxes

AGENCY: Office of the Secretary, Interior.
ACTION: Final rule.

SUMMARY: This rule amends the Interior Procurement Regulations (IPR) to delete the clause at § 14-7.650-5(f), Washington State Sales and Use Taxes. This action is being taken in order to comply with the Supreme Court decision

Washington v. United States, 460 U.S. 103 S. Ct. 1344 (March 29, 1983), which declared the referenced tax to be constitutional.

EFFECTIVE DATE: October 24, 1983.

FOR FURTHER INFORMATION CONTACT: Wiley W. Horsley, Jr., Office of Acquisition and Property Management, Division of Acquisition and Grants, Department of the Interior, Washington, D.C. 20240; (202) 343-3345.

SUPPLEMENTARY INFORMATION: This rulemaking action is designed to eliminate the policy of the Department which requires construction contractors to seek exemptions from the Washington State sales and use tax on materials purchased for Interior construction contracts. This action is necessary to comply with the Supreme Court decision which found the tax to be constitutional.

The policy of the Department of the Interior is, whenever practicable, to afford the public an opportunity to participate in the rulemaking process.

Public comment is not being requested on this rulemaking change since it must become effective immediately and since it is merely the implementation of the referenced Supreme Court decision.

The Department of the Interior has certified that this document will not have a significant economic effect on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) since subsequent contract prices will reflect all costs included in the fixed price bids on any contract awards affected by the rule. This rule does not contain information collection requirements which require approval by the Office of Management and Budget under 44 U.S.C. 3501 *et seq.* Further, the Director of the Office of Management and Budget has exempted agency procurement regulations from the requirements of E. O. 12291.

Primary author: The primary author of this rule is Wiley W. Horsley, Jr., Branch of Policy and Regulations, Division of Acquisition and Grants, Office of Acquisition and Property Management (202) 343-3345.

List of Subjects in 41 CFR Part 14-7

Government procurement, Administrative practices and procedures, Environmental protection, Indian business and finance, Labor surplus area, Minority businesses, and Small businesses.

Dated: September 13, 1983.

Richard R. Hite,

Deputy Assistant Secretary of the Interior.

Accordingly, pursuant to the authority of 5 U.S.C. 301 and 40 U.S.C. 486(c), 41

CFR 14-7.6 is amended by removing and reserving paragraph (f) as follows:

PART 14-7—CONTRACT CLAUSES

Subpart 14-7.6—Fixed Price Construction Contracts

§ 14-7.650 Additional Interior contract clauses.

§ 14-7.650-5 Local taxes.

(f) [Reserved]

[FR Doc. 83-25960 Filed 9-22-83; 8:45 am]

BILLING CODE 4310-10-M

DEPARTMENT OF TRANSPORTATION

Coast Guard

46 CFR Parts 4, 26, 35, 78, 97, 109, 167, 185, 196, and 197

[CGD 82-023]

Casualty Reporting Requirements

AGENCY: Coast Guard, DOT.

ACTION: Final rule.

SUMMARY: This final rule adopts the interim final rule which amended the written reporting requirements for marine casualties, injuries and loss of life. The interim final rule, as adopted, specifically provided for the use of a single new casualty reporting form which replaces Forms CG-2692 and CG-924E. The effect of this rule will be to reduce the paperwork burden on the public and improve the Coast Guard's analysis of accidents and casualties.

EFFECTIVE DATE: September 23, 1983.

FOR FURTHER INFORMATION CONTACT: LCDR Tony E. HART, Office of Merchant Marine Safety (202-426-6251), 7:00 a.m. to 3:30 p.m., Monday through Friday.

SUPPLEMENTARY INFORMATION: The interim final rule which provided for the use of a single new casualty reporting form, among other things, was published on pages 35741-35748 of the *Federal Register* of August 16, 1982. The period for comments regarding that interim final rule extended from August 16, 1982 until January 1, 1983. A total of 4 comments were received; 3 of which were from businesses and 1 from a federal agency.

Three commenters pointed out inaccuracies in the instruction section of the new reporting Form, CG-2692. These editorial errors have been corrected.

Paragraph 2.F. of the instructions for completion of Form CG-2692 has also

been revised to reflect a recent change to 46 CFR 4.05-1 which amended the vessel casualty reporting requirements. That amendment was published on pages 15125-15127 of April 7, 1983 *Federal Register*. It eliminated from casualty reporting requirements the consideration of certain costs associated with the repair of a vessel sustaining damage as the result of a marine casualty.

Another commenter suggested adding the requirement for the person completing Form CG-2692 to indicate whether the casualty involved an "unsafe act" or "hazardous condition." The Coast Guard does not concur with this suggestion. We believe that the Coast Guard investigating officer can develop a more objective determination as to whether either of these factors was present.

Since the new form has been in use since August 16, 1982, and there are no substantive changes from the interim final rule, this rule is effective upon publication. A new revision to Form CG-2692 which incorporates the changes noted above is being printed and distributed to Coast Guard field units. Until this revised form becomes available to the public, Form CG-2692 (Rev. 8-82) may still be used.

List of Subjects in Parts 4.26, 35, 78, 97, 109, 167, 185, 196, and 197

Marine safety, Reporting and recordkeeping requirements.

Regulatory analysis

The Coast Guard has evaluated this amendment under Executive Order 12291 and the Department of Transportation's "Policies and Procedures for Simplification, Analysis, and Review of Regulations" (DOT Order 2100.5 dated May 22, 1980), and has determined that it is neither a major nor a significant rulemaking. This final rule continues the interim rule issued on August 16, 1982. The evaluation of that rule indicated an expected annual reduction in reports by approximately 1000, and an annual savings of \$20,000. Since a report is required only when an accident occurs, the impact on individual entities is negligible. Therefore it is certified as having no significant economic impact on a substantial number of small entities. Accordingly, a full regulatory evaluation has not been prepared. In accordance with the Paperwork Reduction Act of 1980 (Pub. L. 96-511), the reporting or recordkeeping provisions of this regulation have been submitted to the Office of Management and Budget (OMB). OMB Control Number 2115-0003 has been assigned.

Environmental impact

The Coast Guard has considered the impact of this revision upon the environment and concluded that the action represents changes in administrative matters only and has no impact upon the environment. Consequently, no environmental impact statement is required.

(Sec. 10, 18 Stat. 128 [33 U.S.C. 361]; R.S. 4450, as amended (46 U.S.C. 239); R.S. 4405 (46 U.S.C. 375); 80 Stat. 938 [49 U.S.C. 1655(b)(1); 49 CFR 1.46 (b)])

Dated: June 9, 1983.

L. N. Hein,

Captain, U.S. Coast Guard, Acting Chief,
Office of Merchant Marine Safety.

[FR Doc. 83-25886 Filed 9-22-83; 8:45 am]

BILLING CODE 4910-14-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 1

[Gen. Docket No. 81-768; FCC 83-422]

Selection From Among Certain Competing Applications Using Random Selection or Lotteries Instead of Comparative Hearings

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document revises three sections of the final regulations implementing the lottery provision of the Communications Amendments Act of 1982, which were published June 13, 1983 (48 FR 27182). The revisions are necessary to establish the Managing Director as the Commission official with general responsibility for the lottery selection process. This ensures complete objectivity and prevents even the appearance of partiality in the conduct of the random selection drawings.

EFFECTIVE DATE: October 19, 1983.

FOR FURTHER INFORMATION CONTACT: Randy W. Thomas, Office of General Counsel, Federal Communications Commission, Washington, D.C. 20554, Tel. (202) 632-6990.

List of Subjects in 47 CFR Part 1

Administrative practice and procedure.

Third Order

In the matter of selection from among certain competing applications using random selection or lotteries instead of comparative hearings; Gen. Docket No. 81-768.

Adopted: September 15, 1983.

Released: September 19, 1983.

By the Commission:

1. In March 1983, the Commission adopted a *Second Report and Order* in this docket that established rules for a random selection system to select initial licensees in certain services when there is more than one applicant for a communications facility. 48 FR 27182 (June 13, 1983).

2. The *Second Report and Order, inter alia*, established rules specifying that lotteries would be conducted under the direction of the Chiefs of the relevant licensing Bureaus. See Rule § 1.822(b), 1.972(c) and 1.1603(a). To ensure complete objectivity and to prevent even the appearance of partiality, we believe that the conduct of the random selection drawings should be under the direction of the Commission's Managing Director. Thus, this document amends the cited rule sections to delete the reference to licensing Bureau Chiefs as the officials responsible for conducting lotteries. Pursuant to 47 CFR 0.11, the Managing Director will be the Commission official with overall responsibility for the conduct of all random selections.

3. We find that prior notice and comment procedures are unnecessary to implement the rule amendments in the attached Appendix because the amendments involve general rules of agency practice or procedure. See 5 U.S.C. 553(b)(3)(A). The rule amendments we are adopting merely establish the Managing Director, in lieu of licensing Bureau Chiefs, as the Commission official with overall responsibility for the random selection system. Therefore, we believe that this action is noncontroversial and unlikely to originate any significant public comment.

4. In view of the foregoing and pursuant to Sections 1, 4 (i) and (j) and 309(i) of the Communications Act of 1934, as amended, it is hereby ordered That Part 1 of the Commission's Rules is amended as set forth in the attached Appendix, effective October 19, 1983.

5. For further information contact Randy W. Thomas, Office of General Counsel. (202) 632-6990.

Federal Communications Commission.
William J. Tricarico,
Secretary.

Appendix

PART 1—[AMENDED]

§ 1.822 [Amended]

1. In § 1.822, paragraph (b) is revised by removing the second sentence that reads as follows: "Each such random selection shall be conducted under the