

criteria, the Secretary of the Interior conditionally approved the Texas program effective February 16, 1980. You can find background information on the Texas program, including the Secretary's findings, the disposition of comments, and the conditions of approval of the Texas program in the February 27, 1980, **Federal Register** (45 FR 12998). You can also find later actions concerning the Texas program and program amendments at 30 CFR 943.10, 943.15, and 943.16.

## II. Description of the Proposed Amendment

By letter dated November 17, 2015 (Administrative Record No. TX-705), Texas sent us an amendment to its program under SMCRA (30 U.S.C. 1201 *et seq.*) at its own initiative. Below is a summary of the changes proposed by Texas. The full text of the program amendment is available for you to read at the locations listed above under **ADDRESSES**.

Texas proposes to revise its regulation at 16 Texas Administrative Code (TAC) section 12.108(b) regarding annual permit fees by:

(1) Removing paragraph (b)(1), regarding fees for each acre of land within the permit area on which coal or lignite was actually removed during the calendar year;

(2) Increasing the amount of the fee, from \$12.00 to \$13.05, for each acre of land within a permit area covered by a reclamation bond on December 31st of the year; and

(3) Increasing the amount of the fee, from \$6,540 to \$6,600, for each permit in effect on December 31st of the year.

Texas fully funds its share of costs to regulate the coal mining industry with fees paid by the coal industry. Texas charges three fees to meet these costs, a permit application fee and two annual fees as mentioned above. The proposed fee revisions are intended to provide adequate funding to pay the State's cost of operating its regulatory program, and provide incentives for industry to accomplish reclamation and achieve bond release as quickly as possible.

## III. Public Comment Procedures

Under the provisions of 30 CFR 732.17(h), we are seeking your comments on whether the amendment satisfies the applicable program approval criteria of 30 CFR 732.15. If we approve the amendment, it will become part of the State program.

### Electronic or Written Comments

If you submit written comments, they should be specific, confined to issues pertinent to the proposed regulations,

and explain the reason for any recommended change(s). We appreciate any and all comments, but those most useful and likely to influence decisions on the final regulations will be those that either involve personal experience or include citations to and analyses of SMCRA, its legislative history, its implementing regulations, case law, other pertinent State or Federal laws or regulations, technical literature, or other relevant publications.

We cannot ensure that comments received after the close of the comment period (see **DATES**) or sent to an address other than those listed (see **ADDRESSES**) will be included in the docket for this rulemaking and considered.

### Public Availability of Comments

Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

### Public Hearing

If you wish to speak at the public hearing, contact the person listed under **FOR FURTHER INFORMATION CONTACT** by 4:00 p.m., c.t. on April 25, 2016. If you are disabled and need reasonable accommodations to attend a public hearing, contact the person listed under **FOR FURTHER INFORMATION CONTACT**. We will arrange the location and time of the hearing with those persons requesting the hearing. If no one requests an opportunity to speak, we will not hold a hearing.

To assist the transcriber and ensure an accurate record, we request, if possible, that each person who speaks at the public hearing provide us with a written copy of his or her comments. The public hearing will continue on the specified date until everyone scheduled to speak has been given an opportunity to be heard. If you are in the audience and have not been scheduled to speak and wish to do so, you will be allowed to speak after those who have been scheduled. We will end the hearing after everyone scheduled to speak and others present in the audience who wish to speak, have been heard.

### Public Meeting

If only one person requests an opportunity to speak, we may hold a public meeting rather than a public hearing. If you wish to meet with us to

discuss the amendment, please request a meeting by contacting the person listed under **FOR FURTHER INFORMATION CONTACT**. All such meetings are open to the public and, if possible, we will post notices of meetings at the locations listed under **ADDRESSES**. We will make a written summary of each meeting a part of the administrative record.

## IV. Procedural Determinations

### Executive Order 12866—Regulatory Planning and Review

This proposed rule is exempted from review by the Office of Management and Budget (OMB) under Executive Order 12866.

### Other Laws and Executive Orders Affecting Rulemaking

When a State submits a program amendment to OSMRE for review, our regulations at 30 CFR 732.17(h) require us to publish a notice in the **Federal Register** indicating receipt of the proposed amendment, its text or a summary of its terms, and an opportunity for public comment. We conclude our review of the proposed amendment after the close of the public comment period and determine whether the amendment should be approved, approved in part, or not approved. At that time, we will also make the determinations and certifications required by the various laws and executive orders governing the rulemaking process and include them in the final rule.

### List of Subjects in 30 CFR Part 943

Intergovernmental relations, Surface mining, Underground mining.

Dated: February 11, 2016.

**Len Meier,**

*Acting Regional Director, Mid-Continent Region.*

[FR Doc. 2016-08168 Filed 4-7-16; 8:45 am]

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## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

### 33 CFR Part 165

[Docket Number USCG-2015-1079]

RIN 1625-AA00

### Safety Zones; Sector Upper Mississippi River Annual and Recurring Safety Zones Update

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** The Coast Guard proposes to amend and update its annual and recurring safety zones that take place in the Coast Guard Sector Upper Mississippi River area of responsibility (AOR). This document informs the public of regularly scheduled events that require additional safety measures through establishing a safety zone. This document also proposes to update the current list of recurring safety zones with revisions, additional events, and removal of events that no longer take place in Sector Upper Mississippi River's AOR. Additionally, this one proposed rulemaking project reduces administrative costs involved in producing separate proposed rules for each individual recurring safety zone and serves to provide notice of the known recurring safety zones throughout the year. We invite your comments on this proposed rulemaking.

**DATES:** Comments and related material must be received by the Coast Guard on or before May 9, 2016.

**ADDRESSES:** You may submit comments identified by docket number USCG-2015-1079 using the Federal eRulemaking Portal at <http://www.regulations.gov>. See the "Public Participation and Request for Comments" portion of the **SUPPLEMENTARY INFORMATION** section for further instructions on submitting comments.

**FOR FURTHER INFORMATION CONTACT:** If you have questions about this proposed rulemaking, call or email LCDR Sean Peterson, Chief of Prevention, U.S. Coast Guard; telephone 314-269-2332, email [Sean.M.Peterson@uscg.mil](mailto:Sean.M.Peterson@uscg.mil).

**SUPPLEMENTARY INFORMATION:**

**I. Table of Abbreviations**

- AOR Area of Responsibility
- CFR Code of Federal Regulations
- DHS Department of Homeland Security
- FR Federal Register
- NPRM Notice of proposed rulemaking
- § Section
- U.S.C. United States Code

**II. Background, Purpose, and Legal Basis**

The Captain of the Port (COTP) Upper Mississippi River is proposing to amend and update its current list of recurring safety zones.

The current list of annual and recurring safety zones occurring in Sector Upper Mississippi River's AOR is published under 33 CFR part 165.801, Table 2. This current list was established through a rulemaking process providing for comment and public participation. No adverse comments were received, resulting in the final rulemaking 80 FR 49911, which was published August 18, 2015. The final rulemaking amended 33 CFR 165.801 to establish the current list of recurring safety zones.

This rulemaking proposes to add to, amend, and update the list of annually recurring safety zones under Table 2 in 33 CFR 165.801 for annual and recurring safety zones in the COTP Upper Mississippi zone.

The Coast Guard is amending and updating the annual and recurring safety zone regulations under 33 CFR part 165 to include the most up to date list of annual and recurring safety zones for events held on or around navigable waters within Sector Upper Mississippi River's AOR. These events include fireworks displays, air shows, festival events, and other recurring marine

related safety needs. The current list under 33 CFR 165.801 requires amending to provide new information on existing safety zones, updating to include new safety zones expected to recur annually, and to remove safety zones that are no longer required. Issuing individual regulations for each new safety zone, amendment, or removal of an existing safety zone creates unnecessary administrative costs and burdens. This single proposed rulemaking will considerably reduce administrative overhead and provide the public with notice through publication in the **Federal Register** of the upcoming annual and recurring safety zones. The Coast Guard proposes this rulemaking under the authority in 33 U.S.C. 1221.

**III. Discussion of Proposed Rule**

33 CFR part 165 contains regulations establishing limited access areas on U.S. navigable waters. Section 165.801 lists the established recurring safety zones taking place in the Eighth Coast Guard District separated into tables for each of the seven sectors within the Eighth District. Table 2 lists the recurring safety zones for Sector Upper Mississippi River. This section, and table, requires amendment from time to time to properly reflect the recurring safety zones in Sector Upper Mississippi River's AOR. This proposed rule amends and updates Section 165.801 replacing the current Table 2 for Sector Upper Mississippi River.

Additionally, this proposed rule adds 3 new, modifies 7, and removes 14 recurring safety zones as listed below.

This proposed rule adds 3 new safety zones to Table 2 in § 165.801 as follows:

| Date                                 | Sponsor/name  | Sector Upper Mississippi River location | Safety zone   |
|--------------------------------------|---|---|---|
| 1 day—Weekend before Thanksgiving .. | Main Street Parkway Association/Parkville Christmas on the River. | Parkville, MO .....                     | Missouri River mile marker 377.5 to 378.0.          |
| 2 days—A weekend in September .....  | St. Louis Drag Boat Association/New Athens Drag Boat Race.        | New Athens, IL .....                    | Kaskaskia River mile marker 119.7 to 120.3.         |
| 1 day—4th of July weekend .....      | City of Marquette/Marquette Independence Day Celebration.         | Marquette, IA .....                     | Upper Mississippi River mile marker 634.2 to 635.7. |

This proposed rule modifies the following 7 safety zones currently listed in Table 2 in § 165.801 as follows:

| Date                                  | Sponsor/name  | Sector Upper Mississippi River location | Safety zone   |
|---------------------------------------|---|---|---|
| 3. 1 day—2nd weekend of June .....    | City of Champlin/Father Hennepin Fireworks Display. | Champlin, MN .....                      | Upper Mississippi River mile marker 870.5 to 872.0. |
| 6. 1 day—1st weekend of September ... | Tan-Tar-A Resort/Tan-Tar-A Labor Day Fireworks.     | Lake of the Ozarks, MO.                 | Lake of the Ozarks mile marker 025.8 to 026.2.      |

| Date  | Sponsor/name   | Sector Upper Mississippi River location | Safety zone   |
|---|--|---|---|
| 12. 1 day—4th of July weekend .....                 | Guttenberg Development and Tourism/ Stars and Stripes River Day. | Guttenberg, IA .....                    | Upper Mississippi River mile marker 615.0 to 615.5. |
| 34. 1 day—Sunday of Father's Day weekend.           | Winona Steamboat Days/Winona Steamboat Days Fireworks.           | Winona, MN .....                        | Upper Mississippi River mile marker 725.4 to 725.7. |
| 35. 3 days—4th of July weekend .....                | Fair of St. Louis/Fair St. Louis .....                           | St. Louis, MO .....                     | Upper Mississippi River mile marker 179.2 to 180.0. |
| 45. 2 days—3rd weekend of September                 | Riverside Chamber of Commerce/ Riverfest.                        | Riverside, MO .....                     | Missouri River mile marker 371.8 to 372.2           |
| 48. 2 days—Weekend that precedes Labor Day Weekend. | Lake of the Ozarks Shootout, Inc./Lake of the Ozarks Shootout.   | Lake of the Ozarks, MO.                 | Lake of the Ozarks mile marker 032.5 to 034.5.      |

This proposed rule removes the following 14 safety zones from the existing Table 2 in § 165.801:

| Date   | Sponsor/name   | Sector Upper Mississippi River location | Safety zone   |
|--|--|---|---|
| 14. 1 day—4th of July weekend .....  | Hannibal Jaycees/National Tom Sawyer Days.                   | Hannibal, MO .....                      | Upper Mississippi River mile marker 308.0 to 309.0. |
| 15. 1 day—4th of July weekend .....  | Fort Madison Partner/ Fort Madison Fourth of July Fireworks. | Fort Madison, WI .....                  | Upper Mississippi River mile marker 383.0 to 384.0. |
| 16. 5 days—Last week in June/1st week in July.   | Taste of Minnesota/ Taste of Minnesota.                      | Minneapolis, MN .....                   | Upper Mississippi River mile marker 839.8 to 840.2. |
| 17. 1 day—4th of July weekend .....  | John E. Curran/John E. Curran Fireworks.                     | Lake of the Ozarks, MO.                 | Lake of the Ozarks mile marker 008.8 to 009.2.      |
| 25. 1 day—4th of July weekend .....  | Chillicothe Police Department/Chillicothe 4th of July.       | Chillicothe, IL .....                   | Illinois River mile marker 179.1 to 180.0.          |
| 26. 2 days—2nd weekend in July .....   | Clinton Riverboat Day/ Clinton Riverboat Days.               | Clinton, IA .....                       | Upper Mississippi River mile marker 518.0 to 519.0. |
| 27. 1 day—4th of July weekend .....  | Harrah's Casino and Hotel/Harrah's Fireworks Extravaganza.   | Omaha, NE .....                         | Missouri River mile marker 615.0 to 615.6.          |
| 36. Friday and Saturday, every weekend from the 2nd weekend of July until the 2nd weekend in August. | Fair of St. Louis/Live on the Levee.                         | St. Louis, MO .....                     | Upper Mississippi River mile marker 179.2 to 180.0. |
| 47. 1 day—3rd week in July .....   | Rivercade Association/ Sioux City Rivercade.                 | North Sioux City, SD ..                 | Missouri River mile marker 732.2 to 732.6.          |
| 49. 1 day—1st weekend of September .....   | Camden on the Lake Labor Day Fireworks/Camden on the Lake.   | Lake of the Ozarks, MO.                 | Lake of the Ozarks mile marker 007.1 to 006.9.      |
| 51. 1 day—1st weekend of August .....  | New Piasa Chautauqua/New Piasa Chautauqua.                   | Elsah, IL .....                         | Upper Mississippi River mile marker 215.6 to 216.   |
| 52. 1 day—last weekend in May .....  | Horny Toad, Inc./ Horny Toad Fireworks Display.              | Lake of the Ozarks .....                | Lake of the Ozarks mile marker 006.8 to 007.2.      |
| 53. 1 day—4th of July weekend .....  | Omaha Royals/Omaha World Herald Fireworks.                   | Omaha, NE .....                         | Missouri River mile marker 612.1 to 613.9.          |
| 54. 1 day—Last weekend in July .....   | Great River Days, Inc./ Great River Days.                    | Muscatine, IA .....                     | Upper Mississippi River mile marker 455.0 to 456.0. |

The effect of this proposed rule will be to restrict general navigation in the safety zone during the event. Vessels will experience limited access on the waterway when the safety zones are in effect. Requests to transit into, through, or within a safety zone will be

considered and will be allowed only when deemed safe by the COTP Upper Mississippi River, or designated representative.

**IV. Regulatory Analyses**

We developed this proposed rule after considering numerous statutes and Executive orders related to rulemaking. Below we summarize our analyses based on a number of these statutes and

Executive Orders and we discuss First Amendment rights of protestors.

#### A. Regulatory Planning and Review

Executive Orders 12866 and 13563 direct agencies to assess the costs and benefits of available regulatory alternatives and, if regulation is necessary, to select regulatory approaches that maximize net benefits. Executive Order 13563 emphasizes the importance of quantifying both costs and benefits, of reducing costs, of harmonizing rules, and of promoting flexibility. This NPRM has not been designated a “significant regulatory action,” under Executive Order 12866. Accordingly, the NPRM has not been reviewed by the Office of Management and Budget.

The Coast Guard expects the economic impact of this proposed rule to be minimal, and therefore a full regulatory evaluation is unnecessary. This proposed rule establishes safety zones limiting access to certain areas under 33 CFR part 165 within Sector Upper Mississippi River’s AOR. The effect of this proposed rulemaking will not be significant because these safety zones are limited in scope and duration. Additionally, the public is given advance notification through local forms of notice, the **Federal Register**, and/or Notices of Enforcement and thus will be able to plan operations around the safety zones in advance. Deviation from the safety zones established through this proposed rulemaking may be requested from the COTP Upper Mississippi River or a designated representative and requests will be considered on a case-by-case basis.

#### B. Impact on Small Entities

The Regulatory Flexibility Act of 1980, 5 U.S.C. 601–612, as amended, requires Federal agencies to consider the potential impact of regulations on small entities during rulemaking. The term “small entities” comprises small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000. The Coast Guard certifies under 5 U.S.C. 605(b) that this proposed rule would not have a significant economic impact on a substantial number of small entities.

While some owners or operators of vessels intending to transit these safety zones may be small entities, for the reasons stated in section IV.A. above, this proposed rule would not have a significant economic impact on any vessel owner or operator.

If you think that your business, organization, or governmental

jurisdiction qualifies as a small entity and that this rule would have a significant economic impact on it, please submit a comment (see **ADDRESSES**) explaining why you think it qualifies and how and to what degree this rule would economically affect it.

Under section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104–121), we want to assist small entities in understanding this proposed rule. If the rule would affect your small business, organization, or governmental jurisdiction and you have questions concerning its provisions or options for compliance, please contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section. The Coast Guard will not retaliate against small entities that question or complain about this proposed rule or any policy or action of the Coast Guard.

#### C. Collection of Information

This proposed rule would not call for a new collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520).

#### D. Federalism and Indian Tribal Governments

A rule has implications for federalism under Executive Order 13132, Federalism, if it has a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. We have analyzed this proposed rule under that Order and have determined that it is consistent with the fundamental federalism principles and preemption requirements described in Executive Order 13132.

Also, this proposed 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. If you believe this proposed rule has implications for federalism or Indian tribes, please contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section.

#### E. Unfunded Mandates Reform Act

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) requires Federal agencies to assess the effects of their discretionary regulatory actions. In particular, the Act addresses actions

that may result in the expenditure by a State, local, or tribal government, in the aggregate, or by the private sector of \$100,000,000 (adjusted for inflation) or more in any one year. Though this proposed rule would not result in such an expenditure, we do discuss the effects of this rule elsewhere in this preamble.

#### F. Environment

We have analyzed this proposed 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 (42 U.S.C. 4321–4370f), and have made a preliminary determination that this action is one of a category of actions that do not individually or cumulatively have a significant effect on the human environment. This proposed rule involves rules establishes safety zones limiting access to certain areas under 33 CFR 165 within Sector Upper Mississippi River’s AOR. Normally such actions are categorically excluded from further review under paragraph 34(h) of Figure 2–1 of Commandant Instruction M16475.ID. A preliminary environmental analysis checklist and Categorical Exclusion Determination are available in the docket where indicated under **ADDRESSES**. We seek any comments or information that may lead to the discovery of a significant environmental impact from this proposed rule.

#### G. Protest Activities

The Coast Guard respects the First Amendment rights of protestors. Protesters are asked to contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section to coordinate protest activities so that your message can be received without jeopardizing the safety or security of people, places, or vessels.

#### V. Public Participation and Request for Comments

We view public participation as essential to effective rulemaking, and will consider all comments and material received during the comment period. Your comment can help shape the outcome of this rulemaking. If you submit a comment, please include the docket number for this rulemaking, indicate the specific section of this document to which each comment applies, and provide a reason for each suggestion or recommendation.

We encourage you to submit comments through the Federal eRulemaking Portal at <http://www.regulations.gov>

www.regulations.gov. If your material cannot be submitted using <http://www.regulations.gov>, contact the person in the **FOR FURTHER INFORMATION CONTACT** section of this document for alternate instructions.

We accept anonymous comments. All comments received will be posted without change to <http://www.regulations.gov> and will include any personal information you have provided. For more about privacy and the docket, you may review a Privacy Act notice regarding the Federal Docket Management System in the March 24, 2005, issue of the **Federal Register** (70 FR 15086).

Documents mentioned in this NPRM as being available in the docket, and all

public comments, will be in our online docket at <http://www.regulations.gov> and can be viewed by following that Web site's instructions. Additionally, if you go to the online docket and sign up for email alerts, you will be notified when comments are posted or a final rule is published.

**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 proposes to amend 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. 1231; 50 U.S.C. 191; 33 CFR 1.05–1, 6.04–1, 6.04–6, and 160.5; Department of Homeland Security Delegation No. 0170.1.

■ 2. Amend § 165.801(d) by revising Table 2 to read as follows:

**§ 165.801 Annual fireworks displays and other events in the Eighth Coast Guard District requiring safety zones.**

\* \* \* \* \*

TABLE 2 OF § 165.801—SECTOR UPPER MISSISSIPPI RIVER ANNUAL AND RECURRING SAFETY ZONES

| Date  | Sponsor/name   | Sector Upper Mississippi River location | Safety zone   |
|---|--|---|---|
| 1. 1 day—4th weekend of July .....                    | Marketing Minneapolis LLC/Target Aquatennial Fireworks.                            | Minneapolis, MN .....                   | Upper Mississippi River mile marker 853.2 to 854.2.             |
| 2. 1 day—4th of July weekend .....                    | Radio Dubuque/Radio Dubuque Fireworks and Air show.                                | Dubuque, IA .....                       | Upper Mississippi River mile marker 581.0 to 583.0.             |
| 3. 1 day—2nd weekend of June .....                    | City of Champlin/Father Hennepin Fireworks Display.                                | Champlin, MN .....                      | Upper Mississippi River mile marker 870.5 to 872.0.             |
| 4. 1 day—4th of July weekend .....                    | Downtown Main Street/Mississippi Alumination.                                      | Red Wing, MN .....                      | Upper Mississippi River mile marker 790.8 to 791.2.             |
| 5. 1 day—4th of July weekend .....                    | Tan-Tar-A Resort/Tan-Tar-A 4th of July Fireworks.                                  | Lake of the Ozarks, MO.                 | Lake of the Ozarks mile marker 025.8 to 026.2.                  |
| 6. 1 day—1st weekend of September .....               | Tan-Tar-A Resort/Tan-Tar-A Labor Day Fireworks.                                    | Lake of the Ozarks, MO.                 | Lake of the Ozarks mile marker 025.8 to 026.2.                  |
| 7. 1 day—Last Sunday in May .....                     | Tan-Tar-A Resort/Tan-Tar-A Memorial Day fireworks.                                 | Lake of the Ozarks, MO.                 | Lake of the Ozarks mile marker 025.8 to 026.2.                  |
| 8. 1 day—4th of July weekend .....                    | Lake City Chamber of Commerce/Lake City 4th of July Fireworks.                     | Lake City, MN .....                     | Upper Mississippi River mile marker 772.4 to 772.8.             |
| 9. 1 day—4th of July weekend .....                    | Greater Muscatine Chamber of Commerce/Muscatine 4th of July.                       | Muscatine, IA .....                     | Upper Mississippi River mile marker 455.0 to 456.0.             |
| 10. 1 day—Last weekend in June/First weekend in July. | Friends of the River Kansas City/KC Riverfest.                                     | Kansas City, KS .....                   | Missouri River mile marker 364.8 to 365.2.                      |
| 11. 1 day—4th of July weekend .....                   | Louisiana Chamber of Commerce/Louisiana July 4th Fireworks.                        | Louisiana, MO .....                     | Upper Mississippi River mile marker 282.0 to 283.0.             |
| 12. 1 day—4th of July weekend .....                   | Guttenberg Development and Tourism/Stars and Stripes River Day.                    | Guttenberg, IA .....                    | Upper Mississippi River mile marker 615.0 to 615.5.             |
| 13. 4 days—1st or 2nd week of July .....              | Riverfest, Inc./La Crosse Riverfest.   | La Crosse, WI .....                     | Upper Mississippi River mile marker 697.5 to 698.5 (Wisconsin). |
| 14. 1 day—2nd weekend in July .....                   | Prairie du Chien Area Chamber of Commerce/Prairie du Chien Area Chamber Fireworks. | Prairie du Chien, WI ...                | Upper Mississippi River mile marker 633.8 to 634.2.             |

TABLE 2 OF § 165.801—SECTOR UPPER MISSISSIPPI RIVER ANNUAL AND RECURRING SAFETY ZONES—Continued

| Date  | Sponsor/name  | Sector Upper Mississippi River location | Safety zone  |
|---|---|---|--|
| 15. 1 day—4th of July weekend .....                   | JMP Radio/Red White and Boom Peoria.  | Peoria, IL .....                        | Illinois River mile marker 162.5 to 162.1.                     |
| 16. 1 day—Last weekend in June/First weekend in July. | Hudson Boosters/Hudson Booster Days.  | Hudson, WI .....                        | St. Croix River mile marker 016.8 to 017.2.                    |
| 17. 2 days—4th of July weekend .....                  | City of St. Charles/St. Charles Riverfest.                                  | St. Charles, MO .....                   | Missouri River mile marker 028.2 to 028.8.                     |
| 18. 1 day—4th of July weekend .....                   | Minneapolis Park and Recreation Board/Red, White, and Boom Minneapolis.     | Minneapolis, MN .....                   | Upper Mississippi River mile marker 853.5 to 854.5.            |
| 19. 1 day—4th of July weekend .....                   | Davenport One Chamber/Red White and Boom.                                   | Davenport, IA .....                     | Upper Mississippi River mile marker 482.0 to 482.7.            |
| 20. 2 days—3rd weekend of July .....                  | Amelia Earhart Festival Committee/Amelia Earhart Festival.                  | Kansas City, KS .....                   | Missouri River mile marker 422.0 to 424.5.                     |
| 21. 1 day—4th of July weekend .....                   | Alton Exposition Commission/Mississippi Fireworks Festival.                 | Alton, IL .....                         | Upper Mississippi River mile marker 202.5 to 203.0.            |
| 22. 1 day—3rd Sunday in June .....                    | Burlington Steamboat Days/Burlington Steamboat Days.                        | Burlington, IA .....                    | Upper Mississippi River mile marker 403.5 to 404.5.            |
| 23. 1 day—Last Sunday in May .....                    | Lodge of the Four Seasons/Lodge of the Four Seasons Memorial Day Fireworks. | Lake of the Ozarks, MO.                 | Lake of the Ozarks mile marker 013.8 to 014.2.                 |
| 24. 1 day—First weekend of September .....            | Lodge of the Four Seasons/Labor Day Fireworks.                              | Lake of the Ozarks, MO.                 | Lake of the Ozarks mile marker 013.8 to 014.2.                 |
| 25. 1 day—4th of July weekend .....                   | Lodge of the Four Seasons/Lodge of the Four Seasons 4th of July.            | Lake of the Ozarks, MO.                 | Lake of the Ozarks mile marker 013.8 to 014.2.                 |
| 26. 2 days—3rd weekend in July .....                  | Hasting Riverboat Days/Rivertown Days.                                      | Hasting, MN .....                       | Upper Mississippi River mile marker 813.7 to 815.2.            |
| 27. 1 day—Sunday of Father's Day weekend              | Winona Steamboat Days/Winona Steamboat Days Fireworks.                      | Winona, MN .....                        | Upper Mississippi River mile marker 725.4 to 725.7.            |
| 28. 3 days—4th of July weekend .....                  | Fair of St. Louis/Fair St. Louis.   | St. Louis, MO .....                     | Upper Mississippi River mile marker 179.2 to 180.0.            |
| 29. 1 day—Last weekend in June/First weekend in July. | Bellevue Heritage Days/Bellevue Heritage Days.                              | Bellevue, IA .....                      | Upper Mississippi River mile marker 556.0 to 556.5.            |
| 30. 1 day—4th of July weekend .....                   | Main Street Parkway Association/Parkville 4th of July Fireworks.            | Parkville, MO .....                     | Missouri River mile marker 378.0 to 377.5.                     |
| 31. 1 day—4th of July weekend .....                   | Hermann Chamber of Commerce/Hermann 4th of July.                            | Hermann, MO .....                       | Missouri River mile marker 099.0 to 098.0 (Missouri).          |
| 32. 1 day—4th of July weekend .....                   | Grafton Chamber of Commerce/Grafton Chamber 4th of July Fireworks.          | Grafton, IL .....                       | Illinois River mile marker 001.5 to 000.5 (Illinois).          |
| 33. 1 day—4th of July weekend .....                   | Salute to America Foundation, Inc./Salute to America.                       | Jefferson City, MO .....                | Missouri River mile marker 143.5 to 143.0 (Missouri).          |
| 34. 1 day—4th of July weekend .....                   | McGregor/Marquette Chamber Commerce/Independence Day Celebration.           | McGregor, IA .....                      | Upper Mississippi River mile marker 635.7 to 634.2.            |
| 35. 2 days—2nd weekend in August .....                | Tug Committee/Great River Tug.  | Port Byron, IL .....                    | Upper Mississippi River mile marker 497.2 to 497.6 (Illinois). |

TABLE 2 OF § 165.801—SECTOR UPPER MISSISSIPPI RIVER ANNUAL AND RECURRING SAFETY ZONES—Continued

| Date  | Sponsor/name  | Sector Upper Mississippi River location | Safety zone   |
|---|---|---|---|
| 36. 1 day—4th of July weekend .....                 | City of Stillwater/St. Croix Events/Stillwater 4th of July.       | Stillwater, MN .....                    | St. Croix River mile marker 022.9 to 023.5 (Minnesota). |
| 37. 2 days—3rd weekend of September .....           | Riverside Chamber of Commerce/Riverfest.                          | Riverside, MO .....                     | Missouri River mile marker 371.8 to 372.2.              |
| 38. 4 days—3rd week of July .....                   | St. Croix Events/Lumberjack Days.                                 | Stillwater, MN .....                    | St. Croix River mile marker 022.9 to 023.5 (Minnesota). |
| 39. 2 days—Weekend that precedes Labor Day Weekend. | Lake of the Ozarks Shootout, Inc./Lake of the Ozarks Shootout.    | Lake of the Ozarks, MO.                 | Lake of the Ozarks mile marker 032.5 to 034.5.          |
| 40. 2 days—1st weekend of September .....           | City of Keithsburg/Keithsburg Fireworks Display.                  | Keithsburg, IL .....                    | Upper Mississippi River mile marker 427.5 to 427.3.     |
| 41. 1 day—4th of July weekend .....                 | City of East Moline/City of East Moline Fireworks.                | East Moline, IA .....                   | Upper Mississippi River mile marker 490.2 to 489.8.     |
| 42. 2nd Weekend in August .....                     | Lansing Lion's Club/Lansing Fish Days Fireworks.                  | Lansing, IA .....                       | Upper Mississippi River mile marker 662.8–663.9.        |
| 43. 3rd Weekend in August .....                     | River Action/Floatzilla   | Rock Island, Illinois ....              | Upper Mississippi River mile marker 479.0–486.0.        |
| 44. 1 day—Weekend before Thanksgiving .....         | Main Street Parkway Association/Parkville Christmas on the River. | Parkville, MO .....                     | Missouri River mile marker 377.5 to 378.0.              |
| 45. 2 days—A weekend in September .....             | St. Louis Drag Boat Association/New Athens Drag Boat Race.        | New Athens, IL .....                    | Kaskaskia River mile marker 119.7 to 120.3.             |
| 46. 1 day—4th of July weekend .....                 | City of Marquette/Marquette Independence Day Celebration.         | Marquette, IA .....                     | Upper Mississippi River mile marker 634.2 to 635.7.     |

\* \* \* \* \*

Dated: April 4, 2016.  
**M. L. Malloy,**  
*Captain, U.S. Coast Guard, Captain of the Port Upper Mississippi River.*  
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**BILLING CODE 9110-04-P**

**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 52**

[EPA-R03-OAR-2016-0005; FRL-9944-72-Region 3]

**Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Measurement and Reporting of Condensable Particulate Matter Emissions**

**AGENCY:** Environmental Protection Agency (EPA).  
**ACTION:** Proposed rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is proposing to approve a state implementation plan (SIP) revision submitted by the Commonwealth of

Pennsylvania. This SIP revision amends two regulations to clarify testing and sampling methods for stationary sources of particulate matter (PM) and add the requirement to measure and report filterable and condensable PM. This action is being taken under the Clean Air Act (CAA).

**DATES:** Written comments must be received on or before May 9, 2016.

**ADDRESSES:** Submit your comments, identified by Docket ID Number EPA-R03-OAR-2016-0005 at <http://www.regulations.gov>, or via email to [fernandez.cristina@epa.gov](mailto:fernandez.cristina@epa.gov). For comments submitted at Regulations.gov, follow the online instructions for submitting comments. Once submitted, comments cannot be edited or removed from Regulations.gov. For either manner of submission, EPA may publish any comment received to its public docket. Do not submit electronically any information you consider to be confidential business information (CBI) or other information whose disclosure is restricted by statute. Multimedia submissions (audio, video, etc.) must be accompanied by a written comment.

The written comment is considered the official comment and should include discussion of all points you wish to make. EPA will generally not consider comments or comment contents located outside of the primary submission (*i.e.* on the web, cloud, or other file sharing system). For additional submission methods, please contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section. For the full EPA public comment policy, information about CBI or multimedia submissions, and general guidance on making effective comments, please visit <http://www2.epa.gov/dockets/commenting-epa-dockets>.

**FOR FURTHER INFORMATION CONTACT:** Maria A. Pino, (215) 814-2181, or by email at [pino.maria@epa.gov](mailto:pino.maria@epa.gov).

**SUPPLEMENTARY INFORMATION:**

**I. Background**

PM, also known as particle pollution, is a complex mixture of extremely small particles and liquid droplets. Particle pollution is made up of a number of components, including acids (such as nitrates and sulfates), organic chemicals, metals, and soil or dust particles. The