

# Proposed Rules

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This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

#### 29 CFR Part 1910

[Docket No. H-016]

RIN 1218-AC11

#### Occupational Exposure to Ionizing Radiation

**AGENCY:** Occupational Safety and Health Administration (OSHA), Department of Labor.

**ACTION:** Request for information; extension of comment period.

**SUMMARY:** The Occupational Safety and Health Administration (OSHA) is extending the deadline for commenting on the Request for Information (RFI) on Ionizing Radiation for 120 days, from August 1 to November 28, 2005. OSHA is extending the comment deadline to give stakeholders adequate time to comment on the Biological Effects of Ionizing Radiation (BEIR) VII report on health risks for exposure to low levels of ionizing radiation, which was not issued until June 29, 2005.

**DATES:** Comments must be submitted by the following dates:

*Hard copy:* Your comments must be submitted (postmarked or sent) by November 28, 2005.

*Facsimile and electronic transmission:* Your comments must be sent by November 28, 2005.

**ADDRESSES:** You may submit comments, identified by OSHA Docket No. H-016, by any of the following methods:

*Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions below for submitting comments.

*Agency Web site:* <http://ecommments.osha.gov>. Follow the instructions on the OSHA Web page for submitting comments.

*Fax:* If your comments, including any attachments, are 10 pages or fewer, you may fax them to the OSHA Docket Office at (202) 693-1648.

*Mail, express delivery, hand delivery and courier service:* You must submit three copies of your comments and attachments to the OSHA Docket Office, Docket H-016, Room N-2625, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210; telephone (202) 693-2350 (OSHA's TTY number is (877) 889-5627). OSHA Docket Office and Department of Labor hours of operations are 8:15 a.m. to 4:45 p.m., e.s.t. Because of security-related problems, there may be a significant delay in the receipt of comments by regular mail. Please contact the OSHA Docket Office at the address above for information about security procedures concerning the delivery of materials by express delivery, hand delivery and courier service.

*Instructions:* All submissions received must include the Agency name and docket number (H-016). All comments received will be posted without change on OSHA's Web page at <http://www.osha.gov>, including any personal information provided. OSHA cautions you about submitting personal information such as social security numbers and birth dates. Contact the OSHA Docket Office for information about materials not available through the OSHA Web page and for assistance in using the Web page to locate docket submissions.

All comments and submissions are available for inspection and copying at the OSHA Docket Office at the above address. Comments and submissions as well as electronic copies of this **Federal Register** notice, news releases and other relevant documents, are also available on OSHA's Web page.

#### FOR FURTHER INFORMATION CONTACT:

*Press inquiries:* Kevin Ropp, OSHA Office of Communications, Room N-3647, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210; telephone: (202) 693-1999.

*General and technical information:* Dorothy Dougherty, Acting Director, OSHA Directorate of Standards and Guidance, Room N-3718, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210; telephone: (202) 693-1950.

**SUPPLEMENTARY INFORMATION:** OSHA published a notice on May 3, 2005, requesting data, information and comments on issues related to the increasing use of ionizing radiation in the workplace and potential worker

exposure to it (70 FR 22828). Specifically, OSHA requested data and information about the sources and uses of ionizing radiation in workplace today, current employee exposure levels, and adverse health effects associated with ionizing radiation exposure. OSHA also requested data and information about practices and programs employers are using to control employee exposure, such as exposure assessment and monitoring methods, control methods, employee training, and medical surveillance. OSHA set a deadline of August 1, 2005, to submit comments.

On June 29, 2005, the National Academies released its report titled "BEIR VII: Health Risks from Exposure to Low Levels of Ionizing Radiation." The BEIR VII report presents the most up-to-date and comprehensive risk estimates for cancer and other health effects from exposure low-level ionizing radiation. It is among the first reports of its kind to include a detailed estimate for cancer incidence in addition to cancer mortality. The BEIR VII committee reviewed epidemiological studies concerning individuals who had been exposed to ionizing radiation because of medical, occupational, or environmental reasons, including studies of the atomic-bomb survivor cohort in Hiroshima and Nagasaki, Japan. A major task of the committee was to develop an approach for estimating cancer risks from exposure to low levels of low energy transfer ionizing radiation.

The work of past BEIR Committees has been significant in the radiation standard-setting process. The Agency believes it is crucial that stakeholders, in preparing their comments, have sufficient time to fully review the information and issues on the health effects of ionizing radiation presented in the BEIR VII report. Accordingly, to facilitate this OSHA is extending the deadline for submitting comments for an additional 120 days until November 28, 2005.

#### Authority and Signature

This document was prepared under the direction of Jonathan L. Snare, Acting Assistant Secretary of Labor for Occupational Safety and Health, U.S. Department of Labor. It is issued pursuant to sections 4, 6, and 8 of the Occupational Safety and Health Act of

1970 (29 U.S.C. 653, 655, 657), 29 CFR part 1911, and Secretary of Labor's Order 5-2002 (67 FR 65008).

Issued at Washington, DC, this 26 day of July 2005.

Jonathan L. Snare,

Acting Assistant Secretary of Labor.

[FR Doc. 05-15119 Filed 7-29-05; 8:45 am]

BILLING CODE 4910-26-P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[RME Docket Number R08-OAR-2004-CO-0005; FRL-7936-9]

#### Clean Air Act Approval and Promulgation of Air Quality Implementation Plan Revision for Colorado; Long-Term Strategy of State Implementation Plan for Class I Visibility Protection

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to approve a State Implementation Plan (SIP) revision submitted by the Governor of Colorado with a letter dated April 12, 2004. This revision replaces an August 19, 1998, submittal from the Governor and updates the Long-Term Strategy of the Visibility SIP to establish strategies, activities, and plans that constitute reasonable progress toward the National visibility goal. In the "Rules and Regulations" section of this **Federal Register**, EPA is approving the State's SIP revision as a direct final rule without prior proposal because the Agency views this as a controversial SIP revision and anticipates no adverse comments. A detailed rationale for the approval is set forth in the preamble to the direct final rule. If EPA receives no adverse comments, EPA will not take further action on this proposed rule. If EPA receives adverse comments, EPA will withdraw the direct final rule and it will not take effect. EPA will address all public comments in a subsequent final rule based on this proposed rule. EPA will not institute a second comment period on this action. Any parties interested in commenting must do so at this time. Please note that if EPA receives adverse comment on an amendment, paragraph, or section of this rule and if that provision may be severed from the remainder of the rule, EPA may adopt as final those provisions of the rule that are not the subject of an adverse comment.

**DATES:** Written comments must be received on or before August 31, 2005.

**ADDRESSES:** Submit your comments, identified by Docket ID No. R08-OAR-2004-CO-0005, by one of the following methods:

- Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the on-line instructions for submitting comments.

- Agency Web site: <http://docket.epa.gov/rmepub/index.jsp>. Regional Materials in EDOCKET (RME), EPA's electronic docket and comment system for regional actions, is EPA's preferred method for receiving comments. Follow the on-line instructions for submitting comments.

- E-mail: [long.richard@epa.gov](mailto:long.richard@epa.gov) and [platt.amy@epa.gov](mailto:platt.amy@epa.gov).

- Fax: (303) 312-6064 (please alert the individual listed in the **FOR FURTHER INFORMATION CONTACT** if you are faxing comments).

Mail: Richard R. Long, Director, Air and Radiation Program, Environmental Protection Agency (EPA), Region 8, Mailcode 8P-AR; 999 18th Street, Suite 300, Denver, Colorado 80202-2466.

- Hand Delivery; Richard R. Long, Director, Air and Radiation Program, Environmental Protection Agency (EPA), Region 8, Mailcode 8P-AR, 999 18th Street, Suite 300, Denver, Colorado 80202-2466. Such deliveries are only accepted Monday through Friday, 8 a.m. to 4:55 p.m., excluding Federal holidays. Special arrangements should be made for deliveries of boxed information.

Please see the direct final rule which is located in the Rules section of this **Federal Register** for detailed instructions on how to submit comments.

**FOR FURTHER INFORMATION CONTACT:** Amy Platt, Environmental Protection Agency, Region 8, 999 18th St., Suite 300, Denver, Colorado 80202, 303-312-6449, [platt.amy@epa.gov](mailto:platt.amy@epa.gov).

**SUPPLEMENTARY INFORMATION:** See the information provided in the Direct Final action of the same title which is located in the Rules and Regulations section of this **Federal Register**.

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

Dated: June 30, 2005.

**Carol Rushin,**

Acting Regional Administrator, Region 8.

[FR Doc. 05-15053 Filed 7-29-05; 8:45 am]

BILLING CODE 6560-50-M

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[R08-OAR-2005-UT-0002; FRL-7939-9]

#### Approval and Promulgation of Air Quality Implementation Plans; State of Utah; Salt Lake City Revised Carbon Monoxide Maintenance Plan and Approval of Related Revisions

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to take direct final action approving State Implementation Plan (SIP) revisions submitted by the State of Utah. On October 19, 2004, the Governor of Utah submitted revisions to Utah's Rule R307-110-12, "Section IX, Control Measures for Area and Point Sources, Part C, Carbon Monoxide," which incorporates a revised maintenance plan for the Salt Lake City carbon monoxide (CO) maintenance area for the CO National Ambient Air Quality Standard (NAAQS). The revised maintenance plan contains revised transportation conformity budgets for the years 2005 and 2019. In addition, the Governor submitted revisions to Utah's Rule R307-110-33, "Section X, Vehicle Inspection and Maintenance Program, Part C, Salt Lake County," which incorporates a revised vehicle inspection and maintenance program for Salt Lake County. EPA is proposing approval of the Salt Lake City CO revised maintenance plan, the revised transportation conformity budgets, the revised vehicle inspection and maintenance program for Salt Lake County, and the revisions to rules R307-110-12 and R307-110-33. This action is being taken under section 110 of the Clean Air Act.

In the "Rules and Regulations" section of this **Federal Register**, EPA is approving the State's SIP revisions as a direct final rule without prior proposal because the Agency views this as a noncontroversial SIP revision and anticipates no adverse comments. A detailed rationale for the approval is set forth in the preamble to the direct final rule. If EPA receives no adverse comments, EPA will not take further action on this proposed rule. If EPA receives adverse comments, EPA will withdraw the direct final rule and it will not take effect. EPA will address all public comments in a subsequent final rule based on this proposed rule. EPA will not institute a second comment period on this action. Any parties interested in commenting must do so at