

reported those signals as entirely non-permitted and have paid the 3.75% rate.

The Office has decided that where a signal is partially permitted/partially non-permitted, the current base rates will apply to those subscribers in communities where the signal would have been permitted on or before June 24, 1981; and the 3.75% rate will apply to those subscribers in communities where the signal would not have been permitted before 1981.

The effect of this decision is that cable systems will no longer be able to elect whether to consider the signal entirely permitted or entirely non-permitted. The amendment of the regulations is prospective only and, in order to allow sufficient time to implement the new procedure, will begin with the first semi-annual accounting period of 1998 (1998/1).

List of Subjects in 37 CFR Part 201

Cable television, Copyright, Jukeboxes, Literary works, Satellites.

Final Regulation

In consideration of the foregoing, part 201 of title 37 of the Code of Federal Regulations, is amended as follows:

PART 201—GENERAL PROVISIONS

1. The authority citation for part 201 continues to read as follows:

Authority: 17 U.S.C. 702.

2. Section 201.17 is amended by adding paragraph (h)(2)(iv) to read as follows:

§ 201.17 Statements of Account covering compulsory licenses for secondary transmissions by cable systems.

* * * * *

(h) * * *

(2) * * *

(iv) Commencing with the semiannual accounting period of January 1, 1998, through June 30, 1998, the 3.75% rate applies to certain DSE's with respect to the communities within the cable system where carriage would not have been permitted under the rules and regulations of the Federal Communications Commission in effect on June 24, 1981, but in all other communities within the cable system, the current base rate shall apply. Such computation shall be made as provided for on Form SA3.

* * * * *

Dated: April 21, 1997.

Marybeth Peters,
Register of Copyrights.

James H. Billington,
The Librarian of Congress.

[FR Doc. 97-11140 Filed 4-29-97; 8:45 am]

BILLING CODE 1410-31-P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 9 and 80

[FRL-5811-6]

OMB Approval Number Under the Paperwork Reduction Act; Regulation of Fuels and Fuel Additives, Gasoline Deposit Control Additive Regulation

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: In compliance with the Paperwork Reduction Act (PRA), this document announces that the Information Collection Requirements (ICR) contained in the Certification Standards for Deposit Control Gasoline Additives Final Rule (Detergent Certification Final Rule) as published in the **Federal Register** on July 5, 1996, (61 FR 35310), which were not previously approved under Office of Management and Budget (OMB) control number 2060-0275, have been approved by OMB. This document also announces the prior approval by OMB under control number 2060-0275 of other ICR contained in the Detergent Certification Final Rule. The ICR in the affected sections of the regulation are effective April 30, 1997. This rule also amends the OMB approval table to list the OMB control number issued under the Paperwork Reduction Act (PRA) for the affected sections.

EFFECTIVE DATE: The ICR requirements in the Detergent Certification Final Rule, which are found in 40 CFR 80.157(f)(5), 80.160(b)(2), 80.164, 80.170, and 80.173, and the amendments to 40 CFR Part 9, are effective April 30, 1997.

FOR FURTHER INFORMATION CONTACT: Mr. Jeffrey A. Herzog, U.S. EPA, Office of Mobile Sources, Fuels and Energy Division, National Vehicle and Fuels Emission Laboratory, 2565 Plymouth Road, Ann Arbor, Michigan, 48105. Telephone: (313) 668-4227, FAX: (313) 741-7869.

SUPPLEMENTARY INFORMATION: EPA is today amending the table of currently approved ICR control numbers issued by OMB. Today's amendment updates the table to accurately display those information requirements not previously approved and those that had been approved but whose approval had not been previously announced, which were promulgated under the Certification Standards for Deposit Control Gasoline Additives Final Rule published in the **Federal Register** on

July 5, 1996 (61 FR 35309).¹ The affected regulations are codified at 40 CFR Part 80, Subpart G. EPA will continue to present OMB control numbers in a consolidated table format to be codified in 40 CFR Part 9 of the Agency's regulations, and in each CFR volume containing EPA regulations. The table lists the section numbers with reporting and recordkeeping requirements, and the current OMB control numbers. This display of the OMB control number and its subsequent codification in the Code of Federal Regulations satisfies the requirements of the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*) and OMB's implementing regulations at 5 CFR 1320. The information collection requirements which are made effective by this notice under OMB control number 2060-0275 were contained in Information Collection Request number 1655-03 and are found in 40 CFR 80.157(f)(5), 80.160(b)(2), 80.164, 80.170, and 80.173. The information collection requirements which had previously become effective under OMB control number 2060-0275, but whose implementation had been delayed until compliance with the Detergent Certification Program becomes mandatory,² were contained in Information Collection Request number 1655-01 and are found in 40 CFR 80.161, 80.162, 80.163(d)(3), 80.165, 80.166, 80.167(d), and 80.171. All of these information collection requirements can be found in the amendments to 40 CFR Part 9.

These ICR were previously subject to public notice and comment prior to OMB approval. As a result, EPA finds that there is "good cause" under section 553(b)(B) of the Administrative Procedure Act (5 U.S.C. 553(b)(B)) to amend this table without prior notice and comment. Due to the technical nature of the table, further notice and comment is unnecessary.

Under Executive Order 12866 (58 FR 51735, October 4, 1993), this action is

¹ The approval by OMB of the information collection requirements found in 40 CFR 80.157(f)(5), and 80.160(b)(2) announced in this notice did not in itself necessitate an amendment to the OMB approval table in 40 CFR Part 9, since this table already appropriately reflected that the ICR found in 80.157 and 80.160 have been approved by OMB under OMB control number 2060-0275. The OMB approval table in 40 CFR Part 9 had previously been amended (60 FR 20232, April 25, 1995) to show that the ICR contained in the Interim Requirements for Gasoline Deposit Control Additives Final Rule found in 80.157 and 80.160 had been approved by OMB.

² Compliance with the requirements of the detergent certification program becomes mandatory July 1, 1997 for detergent blenders and other parties upstream in the gasoline and detergent distribution system. Compliance for gasoline retailers becomes mandatory on August 1, 1997 (40 CFR 80.161(a)).

not a "significant regulatory action" and, is therefore not subject to review by the Office of Management and Budget. In addition, this action does not impose any enforceable duty or contain any unfunded mandate as described in the Unfunded Mandates Reform Act of 1995 (Pub. L. 104-4). Because this action is not subject to notice-and-comment requirements under the Administrative Procedure Act or any other statute, it is not subject to the provisions of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*).

Under 5 U.S.C. 801(a)(1)(A) as added by the Small Business Regulatory Enforcement Fairness Act of 1996, EPA submitted a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives and the Comptroller General of the General Accounting Office prior to publication of this rule in today's **Federal Register**. This rule is not a "major rule" as defined by 5 U.S.C. 804(2).

List of Subjects

40 CFR Part 9

Environmental protection, Reporting and recordkeeping requirements.

40 CFR Part 80

Environmental protection, Fuel additives, Gasoline, Imports, Labeling, Motor vehicle pollution, Penalties, Reporting and recordkeeping requirements.

Dated: April 7, 1997.

Mary D. Nichols,

Assistant Administrator, Office of Air and Radiation.

For the reasons set forth in the preamble, 40 CFR Chapter I is amended as follows:

PART 9—[AMENDED]

1. The authority citation for part 9 continues to read as follows:

Authority: 7 U.S.C. 135 *et seq.*, 136-136y; 15 U.S.C. 2001, 2003, 2005, 2006, 2601-2671; 21 U.S.C. 331j, 346a, 348; 31 U.S.C. 9701; 33 U.S.C. 1251 *et seq.*, 1311, 1313d, 1314, 1318, 1321, 1326, 1330, 1342, 1344, 1345 (d) and (e), 1361; E.O. 11735, 38 FR 21243, 3 CFR, 1971-1975 Comp., p. 973; 42 U.S.C. 241, 242b, 243, 246, 300f, 300g, 300g-1, 300g-2, 300g-3, 300g-4, 300g-5, 300g-6, 300j-1, 300j-2, 300j-3, 300j-4, 300j-9, 1857 *et seq.*, 6901-6992k, 7401-7671q, 7542, 9601-9657, 11023, 11048.

2. The table in § 9.1 is amended by adding the new entries in numerical order under the indicated heading to read as follows:

§ 9.1 OMB approvals under the Paperwork Reduction Act.

* * * * *				
40 CFR citation				OMB control No.
*	*	*	*	*
Regulation of Fuels and Fuel Additives				
*	*	*	*	*
80.161				2060-0275
80.162				2060-0275
80.163(d)(3)				2060-0275
80.164				2060-0275
80.165				2060-0275
80.166				2060-0275
80.167(d)				2060-0275
80.170				2060-0275
80.171				2060-0275
80.173				2060-0275
*	*	*	*	*

[FR Doc. 97-10108 Filed 4-29-97; 8:45 am]
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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[WA60-7135a; WA61-7136a; and WA63-7138a; FRL -5812-7]

Approval and Promulgation of Implementation Plans: State of Washington

AGENCY: Environmental Protection Agency.

ACTION: Direct final rule.

SUMMARY: The Environmental Protection Agency (EPA) approves three revisions to the Washington State Implementation Plan (SIP). EPA is approving the December 3, 1996, revision consisting of an amendment of the State of Washington Department of Ecology (Washington) regulations addressing the use of oxygenated fuel in the Central Puget Sound carbon monoxide (CO) maintenance area in the Motor Fuel Specifications for Oxygenated Gasoline, Chapter 173-492 WAC (Docket # WA60-7135). EPA is also approving in this action that portion of a November 26, 1996, revision to the Washington State Implementation Plan consisting of an amendment of local air pollution control regulations submitted by Washington from the Puget Sound Air Pollution Control Agency (PSAPCA) which addresses motor fuel specifications for oxygenated gasoline in the Central Puget Sound CO maintenance area, PSAPCA Regulation II, Section 2.09 (Docket # WA61-7136).

EPA is further approving in this action that portion of a December 11, 1996, revision to the Washington State Implementation Plan consisting of an amendment of local air pollution control regulations submitted by Washington from the Southwest Air Pollution Control Authority (SWAPCA) which addresses motor fuel specifications for oxygenated gasoline in the Vancouver, Washington CO maintenance area, SWAPCA 492 (Docket #WA63-7138).

DATES: This action is effective on June 30, 1997 unless adverse or critical comments are received by May 30, 1997. If the effective date is delayed, timely notice will be published in the **Federal Register**.

ADDRESSES: Written comments should be addressed to: Montel Livingston, SIP Manager, Office of Air Quality (OAQ-107), EPA, 1200 Sixth Avenue, Seattle, Washington 98101.

Documents which are incorporated by reference are available for public inspection at the Air and Radiation Docket and Information Center, Environmental Protection Agency, 401 M Street, SW, Washington, D.C. 20460. Copies of material submitted to EPA may be examined during normal business hours at the following locations: EPA, Region 10, Office of Air Quality, 1200 Sixth Avenue (OAQ-107), Seattle, Washington 98101; and Washington Department of Ecology, 300 Desmond Drive, Lacey, Washington 98504-8711.

FOR FURTHER INFORMATION CONTACT: William M. Hedgebeth, Office of Air Quality (OAQ-107), EPA, Seattle, Washington 98101, (206) 553-7369.

SUPPLEMENTARY INFORMATION:

I. Background

On October 21, 1996, EPA formally redesignated the Vancouver, Washington CO nonattainment area to attainment, and approved a maintenance plan which will ensure that the Vancouver area remains in attainment for CO. On October 11, 1996, EPA formally redesignated the Central Puget Sound CO nonattainment area to attainment, and approved a maintenance plan which will ensure that the Central Puget Sound area remains in attainment for CO. Each of the approved maintenance plans for the Vancouver and Central Puget Sound CO maintenance areas removes the requirement for oxygenated fuel during the CO season but incorporates the requirement for the use of oxygenated fuel as a contingency measure in the event of a violation of the CO national ambient air quality standard. The Clean