

February 7, 2019

Via email to John.M.Mulvaney@omb.eop.gov

The Honorable Mick Mulvaney
Director
Office of Management and Budget
725 17th Street NW
Washington, DC 20503

RE: Request for 45-Day Extension of Timeframes to Comment on Certain Notices and Proposed Rules and to Attend Certain Public Hearings Due to the Partial Government Shutdown

Director Mulvaney:

The undersigned organizations request that the Office of Management and Budget and the agencies copied on this letter extend the timeframes for commenting on certain notices and proposed rules and for attending certain public hearings listed in the attached Appendix. The Appendix lists notices and proposed rules related to environmental measures with comment periods that either closed during the shutdown or were noticed during the shutdown. The Appendix also lists public hearings related to environmental issues that were scheduled during the shutdown. Due to the 35-day partial government shutdown that occurred from midnight EST on December 22, 2018 until January 25, 2019, we request extensions of at least 45 days, and ideally 60 days, for comment periods and hearing schedules listed in the Appendix, to begin as of Monday, January 28, 2019.

Under the Administrative Procedure Act (“APA”), each of the copied agencies are required to engage the public in the rulemaking process, and it is essential that sufficient time is provided for public comments.¹ To make the notices, proposed rules and public hearings listed in the Appendix effective, members of the public must be given access and enough time to evaluate all the information, much of which is technical in nature, and to draft constructive comments. Additional input will lead to greater public understanding of certain rules or decisions and will assist the agencies in fully analyzing the potential effects of the proposed rules.

Due to the disruption of the partial government shutdown, the opportunity for meaningful public participation has been limited and, in some instances, prevented. The hindrance of public involvement has occurred for a variety of reasons, including agency staff being unable to

¹ Administrative Procedure Act, 5 U.S.C. § 553(c) (2012) (“After notice required by this section, the agency shall give interested persons an opportunity to participate in the rule making through submission of written data, views, or arguments with or without opportunity for oral presentation.”).

answer questions, provide information, and assist the public during the comment period; public difficulty in accessing information on disabled government websites; public confusion about the impact of the shutdown; government malfunction in receiving and review of comments; and intermittent operation of the website regulations.gov. Due to these encumbrances, the federal government has not effectively engaged the public in the rulemaking process during the partial government shutdown, including for the notices, proposed rules and public hearings listed in the Appendix.

In addition to APA compliance, the Office of the Federal Register set forth procedures to comply with the Antideficiency Act during a government shutdown; these procedures provide that only “documents directly related to the performance of governmental functions necessary to address imminent threats to the safety of human life or protection of property” be published.² Thus, for any notices, proposed rules or public hearings that were not necessary to address imminent threats to safety or protection of property and yet were still noticed during the government shutdown, the comment periods and public hearings should be re-noticed with an extension of the timeframe for public participation.

In conclusion, because of the shutdown, the copied agencies must comply with the APA and the Antideficiency Act. The copied agencies must provide adequate time and access to government resources for the public to review and comment substantively on notices and proposed rules and/or to participate in public hearings. For these reasons, the undersigned organizations request that the Office of Management and Budget and the copied agencies extend the public comment period and hearing schedules listed in the Appendix by at least 45 days, and ideally 60 days, to begin as of the date the government reopened on January 28, 2019.

In no event, however, should the copied agencies fail to meet statutorily- or judicially-imposed deadlines. If providing the full opportunity for public comment discussed in this letter would make it impossible to meet such deadlines, the relevant agency must provide the maximum feasible comment period and engage in additional outreach to ensure that all stakeholders are aware of the opportunity for comment and the deadline for providing input.

Thank you for your consideration of our request. We welcome discussing this matter with you or your staff at any time and we look forward to hearing from you.

Sincerely,

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Animal Welfare Institute
Animal Wellness Action

² Office of the Federal Register, Publication Procedures for Federal Register Documents During a Funding Hiatus, 78 Fed. Reg. 59,974 (Sept. 30, 2013).

Association of Zoos and Aquariums
Bold Alliance
Cetacean Society International
Clean Water Action
Climate Hawks Vote
Coastwalk/California Coastal Trail Association
Defenders of Wildlife
Earth Law Center
Earthworks
Endangered Species Coalition
Environmental Investigation Agency
Environmental Protection Network
Friends of the Earth US
Gotham Whale
Healthy Gulf (aka Gulf Restoration Network)
Inland Ocean Coalition
International Fund for Animal Welfare
International Marine Mammal Project of Earth Island Institute
International Union, UAW
Los Padres ForestWatch
Marine Mammal Alliance Nantucket (MMAN)
Mission Blue / Sylvia Earle Alliance
National Parks Conservation Association
Natural Resources Defense Council
Northeastern Minnesotans for Wilderness
NY4WHALES
Ocean Conservation Research
Physicians for Social Responsibility
Public Citizen
Shark Stewards
SkyTruth
SoEd Benefit Corp
Southern Utah Wilderness Alliance
The Wild Oyster Project
The Wilderness Society
Waterkeeper Alliance
Western Organization of Resource Councils
Whale and Dolphin Conservation

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Appendix
Notices and Proposed Rules Related to Environmental Measures with Comment Periods
That Either Closed During the Shutdown or Were Noticed During the Shutdown
and
Public Hearings Related to Environmental Issues That Were Scheduled During the Shutdown

Nov. 7, 2018
Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Industry-Funded Monitoring NMFS, NOAA 83 FR 55665 Doc. No. 2018-24087 Comments close Dec. 24, 2018
November 14, 2018
Energy Conservation Program: Test Procedures for Consumer Warm Air Furnaces, Notice of Petition for Rulemaking Department of Energy 83 FR 56746 Doc. No. 2018-24697 Comments close Jan. 14, 2019
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Significant New Use Rules on Certain Chemical Substances EPA 83 FR 57634 Doc. No. 2018-24380 Comments close Dec. 31, 2018
Adopting Subpart Ba Requirements in Emission Guidelines for Municipal Solid Waste Landfills; Notice of Public Hearing EPA 83 FR 57387 Doc. No. 2018-24964 Comments close Jan. 3, 2019
November 21, 2018
Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Candy Darter FWS 83 FR 59232 Doc. No. 2018-25315 Comments close Jan. 22, 2019
Notice of Intent to Prepare an Integrated Activity Plan and Environmental Impact Statement for the National Petroleum Reserve in Alaska BLM 83 FR 58785 Doc. No. 2018-25336 Comments close Jan. 7, 2019

November 23, 2018
<p>Air Quality Designation for the 2010 Sulfur Dioxide (SO₂)</p> <p>EPA</p> <p>83 FR 59350</p> <p>Doc. No. 2018-25477</p> <p>Comments close Jan. 24, 2019</p>
<p>Air Plan Approval; Missouri; Emissions Inventory for the Missouri Jackson County and Jefferson County 2010 Sulfur Dioxide National Ambient Air Quality Standard Nonattainment Areas</p> <p>EPA</p> <p>83 FR 59348</p> <p>Doc. No. 2018-25553</p> <p>Comments close Dec. 24, 2018</p>
<p>Rural Development Environmental Regulation for Rural Infrastructure Projects</p> <p>Rural Business-Cooperative Service, Rural Housing Service, Rural Utilities Service, Farm Service Agency, USDA</p> <p>83 FR 59318</p> <p>Doc. No. 2018-25522</p> <p>Comments close Dec. 24, 2018</p>
November 26, 2018
<p>Air Plan Approval; OR: Lane County Outdoor Burning and Enforcement Procedure Rules</p> <p>EPA</p> <p>83 FR 60386</p> <p>Doc. No. 2018-25679</p> <p>Comments close Dec. 26, 2018</p>
November 27, 2018
<p>Hazardous Materials: Harmonization with International Standards</p> <p>Pipeline and Hazardous Material Safety Administration</p> <p>83 FR 60970</p> <p>Doc. No. 2018-24620</p> <p>Comments close Jan. 28, 2019</p>
November 28, 2018
<p>General Provisions; Revised List of Migratory Birds</p> <p>FWS</p> <p>83 FR 61288</p> <p>Doc. No. 2018-25634</p> <p>Comments close Jan. 28, 2019</p>
November 29, 2018
<p>Clean Air Plans; 2008 8-Hour Ozone Nonattainment Area Requirements; San Joaquin Valley, California</p> <p>EPA</p> <p>83 FR 61346</p> <p>Doc. No. 2018-25885</p> <p>Comments close Dec. 31, 2018</p>
<p>Implementation of Amended Section 203(a)(1)(B) of the Federal Power Act</p> <p>FERC</p> <p>83 FR 61338</p> <p>Doc. No. 2018-25369</p> <p>Comments close Dec. 31, 2018</p>

November 30, 2018
Approval and Promulgation of Implementation Plans; Arkansas; Approval of Regional Haze State Implementation Plan Revision and Partial Withdrawal of Federal Implementation Plan EPA 83 FR 62204 Doc. No. 2018-26073 Comments close Dec. 31, 2018
Standards of Performance for New Residential Wood Heaters, New Residential Hydronic Heaters and Forced-Air Furnaces EPA 83 FR 61574 Doc. No. 2018-26083 Comments close Jan. 14, 2019
December 3, 2018
Outer Continental Shelf Air Regulations; Consistency Update for Delaware EPA 83 FR 62283 Doc. No. 2018-25886 Comments close Jan. 2, 2019
December 4, 2018
State of North Dakota Underground Injection Control Program; Class I, III, IV, and V Primacy Revisions EPA 83 FR 62536 Doc. No. 2018-25893 Comments close Jan. 8, 2019 Public hearing Jan. 8, 2019
Air Plan Approval; Massachusetts; Air Emissions Inventory, Emissions Statements, Source Registration, and Emergency Episode Planning Provisions EPA 83 FR 62532 Doc. No. 2018-26283 Comments close Jan. 3, 2019
Air Plan Approval; Texas; Emission Statements EPA 83 FR 62532 Doc. No. 2018-26297 Comments close Jan 3, 2019
December 6, 2018
Approval and Promulgation of Implementation Plans: New York Ozone Section 185 EPA 83 FR 62771 Doc. No. 2018-26475 Comments close Jan. 7, 2019

<p>Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Nonattainment New Source Review Requirements for 2008 8-Hour Ozone Standard</p> <p>EPA</p> <p>83 FR 62774</p> <p>Doc. No. 2018-26479</p> <p>Comments close Jan. 7, 2019</p>
<p>Revision of the Agency's Privacy Act Regulations for EPA-63</p> <p>EPA</p> <p>83 FR 62757</p> <p>Doc. No. 2018-26214</p> <p>Comments close Jan. 7, 2019</p>
<p>Greater Sage-Grouse Proposed Resource Management Plan Amendments (six)</p> <p>BLM</p> <p>83 FR 63523, 63524, 63525, 63527, 63528, 63528</p> <p>Doc Nos. 2018-26699, 2018-26701, 266700, 26698, 26709</p> <p>Protests close Jan. 9, 2019</p>
December 7, 2018
<p>National Oil and Hazardous Substances Pollution Contingency Plan; National Priorities List: Deletion of the Tomah Armory Landfill Superfund Site</p> <p>EPA</p> <p>83 FR 63146</p> <p>Doc. No. 2018-26492</p> <p>Comments close Jan. 7, 2019</p>
December 10, 2018
<p>Alabama: Authorization of State Hazardous Waste Management Program Revision</p> <p>EPA</p> <p>83 FR 63461</p> <p>Doc. No. 2018-26357</p> <p>Comments close Jan. 9, 2019</p>
<p>Significant New Use Rules on Certain Chemical Substances; Reopening of Comment Period</p> <p>EPA</p> <p>83 FR 63460</p> <p>Doc. No. 2018-26685</p> <p>Comments close Jan. 9, 2019</p>
<p>Public Comment for the NOAA Research and Development Plan</p> <p>NOAA</p> <p>83 FR 63482</p> <p>Doc. No. 2018-26131</p> <p>Comments close Feb. 8, 2019</p>
December 12, 2018
<p>List of Approved Spent Fuel Storage Casks: Holtec International HI-STORM 100 Multipurpose Canister Cask System, Certificate of Compliance No. 1014, Amendment Nos. 11 and 12</p> <p>Nuclear Regulatory Commission</p> <p>83 FR 63814</p> <p>Doc. No. 2018-26878</p> <p>Comments close Jan. 11, 2019</p>

December 13, 2018
<p>Taking and Importing Marine Mammals; Taking Marine Mammals Incidental to National Park Service's Research and Monitoring Activities in Southern Alaska National Parks</p> <p>NMFS, NOAA</p> <p>83 FR 64078</p> <p>Doc. No. 2018-26741</p> <p>Comments close Jan. 14, 2019</p>
<p>Air Plan Approval; Michigan; Revisions to Part 1 General Provisions Rules</p> <p>EPA</p> <p>83 FR 64056</p> <p>Doc. No. 2018-26924</p> <p>Comments close Jan. 14, 2019</p>
<p>Pacific Ocean at Naval Base Guam Telecommunication Site, Finegayan Small Arms Range, on the Northwestern Coast of Guam; Danger Zone</p> <p>Engineers Corps</p> <p>83 FR 64053</p> <p>Doc. No. 2018-27028</p> <p>Comments close Jan. 14, 2019</p>
December 17, 2018
<p>Licensing, Financial Responsibility Requirements, and General Duties for Ocean Transportation Intermediaries</p> <p>Federal Maritime Commission</p> <p>83 FR 64502</p> <p>Doc. No. 2018-27062</p> <p>Comments close Jan. 18, 2019</p>
December 18, 2018
<p>List of Approved Spent Fuel Storage Casks: NAC International Multi-Purpose Canister Storage System, Certificate of Compliance No. 1025, Amendment Nos. 7 and 8</p> <p>Nuclear Regulatory Commission</p> <p>83 FR 64750</p> <p>Doc. No. 2018-27286</p> <p>Comments close Jan. 17, 2019</p>
<p>Air Plan Approval; California; Antelope Valley Air Quality Management District; Optional General SIP Category</p> <p>EPA</p> <p>83 FR 64795</p> <p>Doc. No. 2018-27362</p> <p>Comments close Jan. 17, 2019</p>
<p>Approval and Promulgation of Air Quality State Implementation Plans; California; Plumas County; Moderate Area Plan for the 2012 PM2.5</p> <p>EPA</p> <p>83 FR 64774</p> <p>Doc. No. 2018-27257</p> <p>Comments close Jan. 17, 2019</p>
<p>Safety Zone; Oregon Inlet, Dare County, NC</p> <p>Coast Guard</p> <p>83 FR 64771</p> <p>Doc. No. 2018-27385</p> <p>Comments close Jan. 17, 2019</p>

December 19, 2018
Approval of Operating Permits Program; Kansas; Reporting Emission Data, Emission Fees and Process Information EPA 83 FR 65115 Doc. No. 2018-27457 Comments close Jan. 18, 2019
North Dakota: Authorization of State Hazardous Waste Management Program Revisions EPA 83 FR 65116 Doc. No. 2018-27423 Comments close Jan. 18, 2019
Filing of Contracts and Purchase Agreements Associated With the Export of Natural Gas Department of Energy 83 FR 65111 Doc. No. 2018-27450 Comments close Jan. 18, 2019
Endangered and Threatened Wildlife and Plants; 12-Month Findings on Petitions to List 13 Species as Endangered or Threatened Species FWS 83 FR 65127 Doc. No. 2018-27467 Comments close date not listed
North Dakota: Authorization of State Underground Storage Tank Program Revisions EPA 83 FR 65117 Doc. No. 2018-27421 Comments close Jan. 18, 2019
December 20, 2018
Review of Standards of Performance for Greenhouse Gas Emissions From New, Modified, and Reconstructed Stationary Sources: Electric Utility Generating Units EPA 83 FR 65424 Doc. No. 2018-27052 Comments close Jan. 19, 2019
Environmental Protection Agency Acquisition Regulation (EPAAR) Clause Update for Submission of Invoices EPA 83 FR 65328 Doc. No. 2018-27478 Comments close Jan. 19, 2019
December 21, 2018
Anchorage Ground; Sabine Pass, TX Coast Guard 83 FR 65609 Doc. No. 2018-27699 Comments close Jan. 22, 2019

<p>Air Plan Approval; Illinois; NAAQS and VOC Updates EPA 83 FR 65617 Doc. No. 2018-27609 Comments close Jan. 22, 2019</p>
<p>Review of Standards of Performance for Greenhouse Gas Emissions from New, Modified, and Reconstructed Stationary Sources: Electric Utility Generating Units EPA 83 FR 65617 Doc. No. 2018-27668 Public Hearing Jan. 8, 2019</p>
<p>December 26, 2018</p>
<p>Approval of State Plans for Designated Facilities and Pollutants; Kansas; Sewage Sludge Incineration Units EPA 83 FR 66209 Doc. No. 2018-27906 Comments close Jan. 25, 2019</p>
<p>Air Plan Approval; Ohio; Redesignation of the Cleveland Area to Attainment of the 2012 Annual Standard for Fine Particulate Matter EPA 83 FR 66200 Doc. No. 2018-27746 Comments close Jan. 25, 2019</p>
<p>Air Plan Approval; Ohio; Open Burning Rules EPA 83 FR 66197 Doc. No. 2018-27777 Comments close Jan. 25, 2019</p>
<p>Air Plan Approval; Ohio; Removal of Obsolete Gasoline Volatility Regulations EPA 83 FR 66196 Doc. No. 2018-27905 Comments close Jan. 25, 2019</p>
<p>Air Plan Approval; Maine; Infrastructure State Implementation Plan Requirements for the 2010 Sulfur Dioxide NAAQS EPA 83 FR 66184 Doc. No. 2018-27773 Comments close Jan. 25, 2019</p>
<p>December 27, 2018</p>
<p>Fisheries of the Northern United States; Atlantic Bluefish Fishery; 2019 Bluefish Specifications NOAA 83 FR 66234 Doc. No. 2018-27878 Comments close Jan. 10, 2019</p>

<p>Air Plan Approval; California; Mojave Desert Air Quality Management District EPA 83 FR 66658 Doc. No. 2018-28117 Comments close Jan. 28, 2019</p>
<p>List of Approved Spent Fuel Storage Casks: TN Americas LLC Standardized Advanced NUHOMS System, Certificate of Compliance No. 1029, Amendment No. 4 Nuclear Regulatory Commission 83 FR 66644 Doc. No. 2018-27950 Comments close Jan. 28, 2019</p>
<p>December 28, 2018</p>
<p>Freedom of Information Act Regulations DOI 83 FR 67175 Doc. No. 2018-27561 Comments close Jan. 28, 2019</p>
<p>Revised Definition of “Waters of the United States” Engineers Corps 83 FR 67174 2018-28296 Public Hearing Jan. 23, 2019 in Kansas City, Kansas</p>
<p>Notice of Availability of the Draft Environmental Impact Statement for the Coastal Plain Oil and Gas Leasing Program and Announcement of Public Subsistence-Related Hearings BLM 83 FR 67337 Doc. No. 2018-28049 Comments close Feb. 11, 2019</p>
<p>December 31, 2018</p>
<p>Incorporation by Reference; North American Standard Out-of-Service Criteria; Hazardous Materials Safety Permits Federal Motor Carrier Safety Administration (FMCSA), DOT. 83 FR 67705 Doc. No. 2018-28169 Comments close Jan. 1, 2019</p>

CHAIRMAN Resource

From: Diedrich, Cecilia <cdiedrich@oceana.org>
Sent: Thursday, February 07, 2019 2:01 PM
To: John.M.Mulvaney@omb.eop.gov
Cc: customer@ferc.gov; mkhour@fmc.gov; hq-publicaffairs@usace.army.mil; constituentsaffairs@oc.usda.gov; TheSec@doc.gov; the.secretary@hq.doe.gov; DHSSecretary@hq.dhs.gov; feedback@ios.doi.gov; dot.comments@dot.gov; press@treasury.gov; press@epa.gov; a-and-r-docket@epa.gov; CHAIRMAN Resource [External_Sender] Extension Request for Certain Notices, Comment Periods and Public Hearings Listed in Appendix (02-07-2019)
Subject:
Attachments: Extension Request for Certain Notices, Comment Periods and Public Hearings Listed in Appendix (02-07-2019).pdf

Director Mulvaney:

In the attachment and in the text below, please find a request that the Office of Management and Budget and the copied agencies extend, by at least 45 days, the timeframes for commenting on certain notices and proposed rules and attending certain public hearings listed in the Appendix.

If you need additional information or would like to discuss the request further, please contact Lara Levison, Senior Director – Federal Policy, at LLevison@oceana.org, Alicia Cate, Senior Counsel, at acate@oceana.org, and/or Cecilia Diedrich, Law Clerk, at cdiedrich@oceana.org.

Sincerely,
Cecilia Diedrich

Cecilia Diedrich | Law Clerk



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February 7, 2019

Via email to John.M.Mulvaney@omb.eop.gov

The Honorable Mick Mulvaney
Director
Office of Management and Budget
725 17th Street NW
Washington, DC 20503

RE: Request for 45-Day Extension of Timeframes to Comment on Certain Notices and Proposed Rules and to Attend Certain Public Hearings Due to the Partial Government Shutdown

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NY4WHALES
Ocean Conservation Research
Physicians for Social Responsibility
Public Citizen
Shark Stewards
SkyTruth
SolEd Benefit Corp
Southern Utah Wilderness Alliance
The Wild Oyster Project
The Wilderness Society
Waterkeeper Alliance
Western Organization of Resource Councils
Whale and Dolphin Conservation

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November 21, 2018
<p>Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Candy Darter FWS 83 FR 59232 Doc. No. 2018-25315 Comments close Jan. 22, 2019</p>
<p>Notice of Intent to Prepare an Integrated Activity Plan and Environmental Impact Statement for the National Petroleum Reserve in Alaska BLM 83 FR 58785 Doc. No. 2018-25336 Comments close Jan. 7, 2019</p>
November 23, 2018
<p>Air Quality Designation for the 2010 Sulfur Dioxide (SO₂) EPA 83 FR 59350 Doc. No. 2018-25477 Comments close Jan. 24, 2019</p>
<p>Air Plan Approval; Missouri; Emissions Inventory for the Missouri Jackson County and Jefferson County 2010 Sulfur Dioxide National Ambient Air Quality Standard Nonattainment Areas EPA 83 FR 59348 Doc. No. 2018-25553 Comments close Dec. 24, 2018</p>
<p>Rural Development Environmental Regulation for Rural Infrastructure Projects Rural Business-Cooperative Service, Rural Housing Service, Rural Utilities Service, Farm Service Agency, USDA 83 FR 59318 Doc. No. 2018-25522 Comments close Dec. 24, 2018</p>
November 26, 2018
<p>Air Plan Approval; OR: Lane County Outdoor Burning and Enforcement Procedure Rules</p>

EPA 83 FR 60386 Doc. No. 2018-25679 Comments close Dec. 26, 2018
November 27, 2018
Hazardous Materials: Harmonization with International Standards Pipeline and Hazardous Material Safety Administration 83 FR 60970 Doc. No. 2018-24620 Comments close Jan. 28, 2019
November 28, 2018
General Provisions; Revised List of Migratory Birds FWS 83 FR 61288 Doc. No. 2018-25634 Comments close Jan. 28, 2019
November 29, 2018
Clean Air Plans; 2008 8-Hour Ozone Nonattainment Area Requirements; San Joaquin Valley, California EPA 83 FR 61346 Doc. No. 2018-25885 Comments close Dec. 31, 2018
Implementation of Amended Section 203(a)(1)(B) of the Federal Power Act FERC 83 FR 61338 Doc. No. 2018-25369 Comments close Dec. 31, 2018
November 30, 2018
Approval and Promulgation of Implementation Plans; Arkansas; Approval of Regional Haze State Implementation Plan Revision and Partial Withdrawal of Federal Implementation Plan EPA 83 FR 62204 Doc. No. 2018-26073 Comments close Dec. 31, 2018
Standards of Performance for New Residential Wood Heaters, New Residential Hydronic Heaters and Forced-Air Furnaces EPA 83 FR 61574 Doc. No. 2018-26083 Comments close Jan. 14, 2019
December 3, 2018
Outer Continental Shelf Air Regulations; Consistency Update for Delaware EPA 83 FR 62283 Doc. No. 2018-25886 Comments close Jan. 2, 2019
December 4, 2018
State of North Dakota Underground Injection Control Program; Class I, III, IV, and V Primacy Revisions

EPA 83 FR 62536 Doc. No. 2018-25893 Comments close Jan. 8, 2019 Public hearing Jan. 8, 2019
Air Plan Approval; Massachusetts; Air Emissions Inventory, Emissions Statements, Source Registration, and Emergency Episode Planning Provisions EPA 83 FR 62532 Doc. No. 2018-26283 Comments close Jan. 3, 2019
Air Plan Approval; Texas; Emission Statements EPA 83 FR 62532 Doc. No. 2018-26297 Comments close Jan 3, 2019
December 6, 2018
Approval and Promulgation of Implementation Plans: New York Ozone Section 185 EPA 83 FR 62771 Doc. No. 2018-26475 Comments close Jan. 7, 2019
Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Nonattainment New Source Review Requirements for 2008 8-Hour Ozone Standard EPA 83 FR 62774 Doc. No. 2018-26479 Comments close Jan. 7, 2019
Revision of the Agency's Privacy Act Regulations for EPA-63 EPA 83 FR 62757 Doc. No. 2018-26214 Comments close Jan. 7, 2019
Greater Sage-Grouse Proposed Resource Management Plan Amendments (six) BLM 83 FR 63523, 63524, 63525, 63527, 63528, 63528 Doc Nos. 2018-26699, 2018-26701, 266700, 26698, 26709 Protests close Jan. 9, 2019
December 7, 2018
National Oil and Hazardous Substances Pollution Contingency Plan; National Priorities List: Deletion of the Tomah Armory Landfill Superfund Site EPA 83 FR 63146 Doc. No. 2018-26492 Comments close Jan. 7, 2019
December 10, 2018
Alabama: Authorization of State Hazardous Waste Management Program Revision EPA 83 FR 63461 Doc. No. 2018-26357

<p>Comments close Jan. 9, 2019</p> <p>Significant New Use Rules on Certain Chemical Substances; Reopening of Comment Period EPA 83 FR 63460 Doc. No. 2018-26685 Comments close Jan. 9, 2019</p>
<p>Public Comment for the NOAA Research and Development Plan NOAA 83 FR 63482 Doc. No. 2018-26131 Comments close Feb. 8, 2019</p>
<p>December 12, 2018</p>
<p>List of Approved Spent Fuel Storage Casks: Holtec International HI-STORM 100 Multipurpose Canister Cask System, Certificate of Compliance No. 1014, Amendment Nos. 11 and 12 Nuclear Regulatory Commission 83 FR 63814 Doc. No. 2018-26878 Comments close Jan. 11, 2019</p>
<p>December 13, 2018</p>
<p>Taking and Importing Marine Mammals; Taking Marine Mammals Incidental to National Park Service's Research and Monitoring Activities in Southern Alaska National Parks NMFS, NOAA 83 FR 64078 Doc. No. 2018-26741 Comments close Jan. 14, 2019</p>
<p>Air Plan Approval; Michigan; Revisions to Part 1 General Provisions Rules EPA 83 FR 64056 Doc. No. 2018-26924 Comments close Jan. 14, 2019</p>
<p>Pacific Ocean at Naval Base Guam Telecommunication Site, Finegayan Small Arms Range, on the Northwestern Coast of Guam; Danger Zone Engineers Corps 83 FR 64053 Doc. No. 2018-27028 Comments close Jan. 14, 2019</p>
<p>December 17, 2018</p>
<p>Licensing, Financial Responsibility Requirements, and General Duties for Ocean Transportation Intermediaries Federal Maritime Commission 83 FR 64502 Doc. No. 2018-27062 Comments close Jan. 18, 2019</p>
<p>December 18, 2018</p>
<p>List of Approved Spent Fuel Storage Casks: NAC International Multi-Purpose Canister Storage System, Certificate of Compliance No. 1025, Amendment Nos. 7 and 8 Nuclear Regulatory Commission 83 FR 64750 Doc. No. 2018-27286 Comments close Jan. 17, 2019</p>

<p>Air Plan Approval; California; Antelope Valley Air Quality Management District; Optional General SIP Category EPA 83 FR 64795 Doc. No. 2018-27362 Comments close Jan. 17, 2019</p>
<p>Approval and Promulgation of Air Quality State Implementation Plans; California; Plumas County; Moderate Area Plan for the 2012 PM2.5 EPA 83 FR 64774 Doc. No. 2018-27257 Comments close Jan. 17, 2019</p>
<p>Safety Zone; Oregon Inlet, Dare County, NC Coast Guard 83 FR 64771 Doc. No. 2018-27385 Comments close Jan. 17, 2019</p>
<p>December 19, 2018</p>
<p>Approval of Operating Permits Program; Kansas; Reporting Emission Data, Emission Fees and Process Information EPA 83 FR 65115 Doc. No. 2018-27457 Comments close Jan. 18, 2019</p>
<p>North Dakota: Authorization of State Hazardous Waste Management Program Revisions EPA 83 FR 65116 Doc. No. 2018-27423 Comments close Jan. 18, 2019</p>
<p>Filing of Contracts and Purchase Agreements Associated With the Export of Natural Gas Department of Energy 83 FR 65111 Doc. No. 2018-27450 Comments close Jan. 18, 2019</p>
<p>Endangered and Threatened Wildlife and Plants; 12-Month Findings on Petitions to List 13 Species as Endangered or Threatened Species FWS 83 FR 65127 Doc. No. 2018-27467 Comments close date not listed</p>
<p>North Dakota: Authorization of State Underground Storage Tank Program Revisions EPA 83 FR 65117 Doc. No. 2018-27421 Comments close Jan. 18, 2019</p>
<p>December 20, 2018</p>
<p>Review of Standards of Performance for Greenhouse Gas Emissions From New, Modified, and Reconstructed Stationary Sources: Electric Utility Generating Units EPA 83 FR 65424</p>

<p>Doc. No. 2018-27052 Comments close Jan. 19, 2019</p>
<p>Environmental Protection Agency Acquisition Regulation (EPAAR) Clause Update for Submission of Invoices EPA 83 FR 65328 Doc. No. 2018-27478 Comments close Jan. 19, 2019</p>
<p>December 21, 2018</p>
<p>Anchorage Ground; Sabine Pass, TX Coast Guard 83 FR 65609 Doc. No. 2018-27699 Comments close Jan. 22, 2019</p>
<p>Air Plan Approval; Illinois; NAAQS and VOC Updates EPA 83 FR 65617 Doc. No. 2018-27609 Comments close Jan. 22, 2019</p>
<p>Review of Standards of Performance for Greenhouse Gas Emissions from New, Modified, and Reconstructed Stationary Sources: Electric Utility Generating Units EPA 83 FR 65617 Doc. No. 2018-27668 Public Hearing Jan. 8, 2019</p>
<p>December 26, 2018</p>
<p>Approval of State Plans for Designated Facilities and Pollutants; Kansas; Sewage Sludge Incineration Units EPA 83 FR 66209 Doc. No. 2018-27906 Comments close Jan. 25, 2019</p>
<p>Air Plan Approval; Ohio; Redesignation of the Cleveland Area to Attainment of the 2012 Annual Standard for Fine Particulate Matter EPA 83 FR 66200 Doc. No. 2018-27746 Comments close Jan. 25, 2019</p>
<p>Air Plan Approval; Ohio; Open Burning Rules EPA 83 FR 66197 Doc. No. 2018-27777 Comments close Jan. 25, 2019</p>
<p>Air Plan Approval; Ohio; Removal of Obsolete Gasoline Volatility Regulations EPA 83 FR 66196 Doc. No. 2018-27905 Comments close Jan. 25, 2019</p>
<p>Air Plan Approval; Maine; Infrastructure State Implementation Plan Requirements for the 2010 Sulfur Dioxide NAAQS</p>

EPA 83 FR 66184 Doc. No. 2018-27773 Comments close Jan. 25, 2019
December 27, 2018
Fisheries of the Northern United States; Atlantic Bluefish Fishery; 2019 Bluefish Specifications NOAA 83 FR 66234 Doc. No. 2018-27878 Comments close Jan. 10, 2019
Air Plan Approval; California; Mojave Desert Air Quality Management District EPA 83 FR 66658 Doc. No. 2018-28117 Comments close Jan. 28, 2019
List of Approved Spent Fuel Storage Casks: TN Americas LLC Standardized Advanced NUHOMS System, Certificate of Compliance No. 1029, Amendment No. 4 Nuclear Regulatory Commission 83 FR 66644 Doc. No. 2018-27950 Comments close Jan. 28, 2019
December 28, 2018
Freedom of Information Act Regulations DOI 83 FR 67175 Doc. No. 2018-27561 Comments close Jan. 28, 2019
Revised Definition of “Waters of the United States” Engineers Corps 83 FR 67174 2018-28296 Public Hearing Jan. 23, 2019 in Kansas City, Kansas
Notice of Availability of the Draft Environmental Impact Statement for the Coastal Plain Oil and Gas Leasing Program and Announcement of Public Subsistence-Related Hearings BLM 83 FR 67337 Doc. No. 2018-28049 Comments close Feb. 11, 2019
December 31, 2018
Incorporation by Reference; North American Standard Out-of-Service Criteria; Hazardous Materials Safety Permits Federal Motor Carrier Safety Administration (FMCSA), DOT. 83 FR 67705 Doc. No. 2018-28169 Comments close Jan. 1, 2019

^[1] Administrative Procedure Act, 5 U.S.C. § 553(c) (2012) (“After notice required by this section, the agency shall give interested persons an opportunity to participate in the rule making through submission of written data, views, or arguments with or without opportunity for oral presentation.”).

^[2] Office of the Federal Register, Publication Procedures for Federal Register Documents During a Funding Hiatus, 78 Fed. Reg. 59,974 (Sept. 30, 2013).