submitted information is validated as PCII, the entire submission is given protection as PCII. Additionally, metadata practices are not streamlined so that it is received in a uniform process. This ANPRM seeks comments regarding the marking of PCII as it relates to the Controlled Unclassified Information (CUI) framework, to include comments on portion marking of original PCII, and the marking of PCII metadata.

c. Sharing PCII with Foreign Governments—To date the PCII Program does not share PCII with foreign governments, however it is possible to do so through sharing agreements. This ANPRM seeks comments regarding the sharing of PCII with trusted international partners identified through sharing agreements to support the critical infrastructure protection and resilience efforts of the United States and partner governments.

d. Regulatory Purposes—Comments on whether the current information in 6 CFR part 29 is sufficient to describe the restriction on regulatory access to PCII. See sections 29.2(k) and 29.3 of 6 CFR part 29.

e. Safeguarding—Comments on all aspects of PCII safeguarding, including comments on storage, violations of unauthorized disclosure, dissemination, tracking and use of PCII, and destruction of same.

f. Oversight and Compliance—Currently, oversight and compliance within the PCII Program ensures that all critical infrastructure activities are in accordance with the CII Act of 2002 and 6 CFR part 29. This ANPRM seeks comments relating to broadening the oversight and compliance of the PCII Program to enhance assessment and measure the effectiveness of compliance with PCII Program policies, procedures and practices.

g. Alignment with other information protection programs—Comments regarding how DHS may be able to better align the PCII Program with other existing information protection and sharing programs, such as the Transportation Security Administration’s Sensitive Security Information program, the Department of Homeland Security’s Chemical-Terrorism Vulnerability Information program, and the National Archives and Records Administration Controlled Unclassified Information Program, including comments on any duplication or overlap that may exist between the PCII Program and another information protection programs. When providing comments on this topic, DHS encourages commenters to provide the specific citations to any information protection programs that may duplicate or overlap with the PCII requirements as well as a specific description of the duplicative or overlapping requirement.

h. Administration of PCII Program in States—Comments on streamlining the administration of the PCII Program within State, local, tribal, and territorial entities by including State, local, tribal, and territorial Homeland Security Advisors in the management of the PCII Program so that states are accredited in their entirety and aligned with the requirements of the PCII Program.

In each of the above cases, DHS also requests that the commenter provide, in as much detail as possible, an explanation why the procedures should be modified, streamlined, expanded, or removed, as well as specific suggestions of the ways DHS can better achieve its protective objectives for sharing information about the nation’s critical infrastructure.

In addressing these topics, DHS encourages interested parties to provide specific data that documents the potential costs of modifying the existing regulatory requirements pursuant to the commenter’s suggestions; the potential quantifiable benefits including security and societal benefits of modifying the existing procedures; and the potential impacts on small businesses of modifying the existing regulatory requirements. Commenters might also address how DHS can best obtain and consider accurate, objective information and data about the costs, burdens, and benefits of the PCII Program and whether there are lower cost alternatives that would allow DHS to continue to achieve its goal of protecting sensitive security information on the nation’s critical infrastructure consistent with the CII Act of 2002.

Jeh Charles Johnson,
Secretary.

DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
15 CFR Part 922
RIN 0648–BF99

Intent To Conduct Scoping and Prepare a Draft Environmental Assessment for Changes in Regulations for Greater Farallones and Cordell Bank National Marine Sanctuaries

AGENCY: Office of National Marine Sanctuaries (ONMS), National Ocean Service (NOS), National Oceanic and Atmospheric Administration (NOAA), Department of Commerce (DOC).

ACTION: Notice of intent to conduct scoping, hold public scoping meetings, and prepare an environmental assessment.

SUMMARY: The National Oceanic and Atmospheric Administration (NOAA) expanded the boundaries of Gulf of the Farallones National Marine Sanctuary (now renamed Greater Farallones National Marine Sanctuary or GFNMS) and Cordell Bank National Marine Sanctuary (CBNMS) to an area north and west of their previous boundaries with a final rule published on March 12, 2015. The final rule entered into effect on June 9, 2015. Pursuant to a request from USCG, NOAA is considering developing future rulemaking to allow the following USCG discharges within part or all of GFNMS and CBNMS: 1. Untreated vessel sewage, 2. vessel graywater that does not meet the definition of clean as defined by the Federal Water Pollution Control Act (FWPCA), and 3. ammunition and pyrotechnics (flare) materials used in USCG training exercises for use of force and search and rescue. NOAA will conduct public scoping meetings to gather information and other comments to determine the relevant scope of issues and range of alternatives to be addressed in the environmental process from individuals, organizations, tribes, and government agencies on this topic. The scoping meetings are scheduled as detailed below.

DATES: Written comments should be received on or before May 31, 2016. Scoping meetings will be held on:
1. May 10, 2016, 6 p.m.
2. May 11, 2016, 6 p.m.
3. May 12, 2016, 6 p.m.

ADDRESSES: You may submit comments on this document, identified by NOAA–NOS–2016–0043, by any of the following methods:
The USCG, part of the U.S. Department of Homeland Security, is a military service and a branch of the armed forces (14 U.S.C. 1), charged with carrying out eleven maritime safety, security and stewardship missions.

One key mission of the USCG is to enforce or assist in the enforcement of all applicable Federal laws on, under, and over the high seas and waters subject to the jurisdiction of the United States. As part of this mission, the USCG supports resource protection efforts within GFNMS and CBNS by providing surveillance of activities within the sanctuaries and enforcement of the National Marine Sanctuaries Act (NMSA) and other laws. The USCG has authority to enforce the NMSA under 14 U.S.C. 2 and 14 U.S.C. 89. Law enforcement activities for the two sanctuaries are also conducted by other agencies, primarily NOAA’s Office of Law Enforcement and the California Department of Fish and Wildlife. In GFNMS the National Park Service and several local agencies also conduct law enforcement activities.

The USCG also leads incident planning and response activities for oil spills and other incidents in U.S. coastal and ocean waters. These activities are necessary components of GFNMS and CBNS management. Other USCG missions that support national marine sanctuary management include ports, waterways and coastal security; aids to navigation; search and rescue; living marine resources; marine safety; and marine environmental protection. The USCG may concurrently conduct activities to support more than one of its missions when operating vessels within or aircraft above GFNMS and CBNS.

In the course of the rulemaking to expand GFNMS and CBNS, NOAA received a letter dated February 4, 2013, from the USCG stating that the sewage and graywater discharge prohibitions proposed for the GFNMS and CBNS expansion areas had the potential to impair the ability of USCG vessels to conduct operational missions in the proposed enlarged sanctuaries and to stay “mission ready”. In 2014, USCG and NOAA re-initiated discussions to try to address all types of discharges from the training activities and the sewage and graywater discharges from other missions and routine patrols in both GFNMS and CBNS.

Subsequently, NOAA and the USCG entered into interagency consultations in January 2015 to address both agencies’ concerns. NOAA published the final rule for the expansion of GFNMS and CBNS on March 12, 2015 (80 FR 13078), in the Federal Register and the rule became effective on June 9, 2015 (80 FR 34047). All issue are the discharge regulations in both sanctuaries and USCG.
compliance with these regulations during routine vessel operations and during training exercises designed to make USCG personnel ready for search and rescue missions and use of force missions using live fire exercises. NOAA is concerned with protecting sanctuary resources and habitats, resolving any conflicts that could occur among sanctuary user groups (e.g., fishing and USCG live fire training), and ensuring continued USCG enforcement of sanctuary regulations.

To ensure the rule did not impair USCG operations necessary to fulfill its multi-purpose missions while the agencies were in consultation, the document postponed for six months the effective date for the discharge requirements in the expansion areas for both sanctuaries with regard to USCG activities. NOAA committed to considering exempting certain USCG discharge activities from the GFNMS and CBNMS regulations. An additional six month postponement of the effectiveness of the discharge requirements was published in the Federal Register December 1, 2015, to provide adequate time for completion of an environmental assessment and to determine NOAA’s action. Without further NOAA action, the discharge regulations would become effective with regard to USCG activities on June 9, 2016.

Potential Options

NOAA is exploring a variety of options on how to best protect sanctuary resources while ensuring the operational capacity for USCG to conduct mission-essential activities. NOAA has identified two options for this: 1. Changing the regulations to allow USCG discharges; and 2. issuing a national marine sanctuary general permit, if the activity is eligible for a permit and is conducted in accordance with the terms and conditions in the permit (see http://sanctuaries.noaa.gov/management/permits/). In either case, discharges could be allowed in all waters of the sanctuaries; only in Federal waters (further than 3 nautical miles from shore); in certain zones delineated based on biological factors (such as oceanographic features or density of significant species) and other factors (such as high use for recreation, shipping, or other human activities); in the expanded waters of CBNMS and GFNMS based on the March 12, 2015 rulemaking; or not at all. NOAA is interested in receiving public comment on the best way to address the need for continued USCG operations in CBNMS and GFNMS while fulfilling its primary objective of resource protection in national marine sanctuaries.

Request for Information

NOAA anticipates that these changes, whether regulatory or non-regulatory will require preparation of an environmental assessment under the National Environmental Policy Act (NEPA). Therefore, NOAA is also interested in receiving public comment that could contribute to the environmental analysis that will be prepared for this action; specifically, information related to the potential impacts of Coast Guard operational vessel discharges of sewage and graywater and training discharges within GFNMS and CBNMS on biological, physical and oceanographic features of the sanctuaries as well as on human activities taking place in the sanctuaries.

Timeline

The process for this action is composed of four major stages: 1. Information collection and characterization (scoping); 2. preparation and release of a draft environmental assessment under NEPA, and any proposed amendments to the regulations if appropriate; 3. public review and comment; 4. preparation and release of a final environmental assessment, and any final amendments to the regulations if appropriate. This document also advises the public that NOAA will coordinate any consultation responsibilities under section 7 of the Endangered Species Act (ESA), Essential Fish Habitat (EFH) under the Magnuson Stevens Fishery Conservation and Management Act (MSA), section 106 of the National Historic Preservation Act (NHPA, 16 U.S.C. 470), and Federal Consistency review under the Coastal Zone Management Act (CZMA), along with its ongoing NEPA process including the use of NEPA documents and public and stakeholder meetings to also meet the requirements of other federal laws.

In fulfilling its responsibility under the NHPA and NEPA, NOAA intends to identify consulting parties; identify historic properties and assess the effects of the undertaking on such properties; initiate formal consultation with the State Historic Preservation Officer, the Advisory Council of Historic Preservation, and other consulting parties as appropriate; involve the public in accordance with NOAA’s NEPA procedures, and develop in consultation with identified consulting parties alternatives and proposed measures that might avoid, minimize or mitigate any adverse effects on historic properties as appropriate and describe them in any environmental assessment or draft environmental impact statement.

Authority: 16 U.S.C. 1431 et seq.

Dated: April 15, 2016.

John Armor,
Acting Director for the Office of National Marine Sanctuaries.

[FR Doc. 2016–09248 Filed 4–20–16; 8:45 am]

BILLING CODE 3510–NK–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52


Approval and Promulgation of Implementation Plans; State of Louisiana; Revisions to the State Implementation Plan; Fee Regulations

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: The Environmental Protection Agency (EPA) is proposing to approve revisions to the Louisiana State Implementation Plan (SIP) related to the Fee Regulations section of the Louisiana SIP that were submitted by the State of Louisiana on February 23, 2016. The EPA has evaluated the SIP submittal from Louisiana and preliminarily determined these revisions are consistent with the requirements of the Clean Air Act (Act or CAAA). The EPA is proposing this action under section 110 of the Act.

DATES: Written comments should be received on or before May 23, 2016.

ADDRESSES: Submit your comments, identified by Docket No. EPA–R06–OAR–2016–0132, at http://www.regulations.gov or via email to donaldson.tracie@epa.gov. For additional information on how to submit comments see the detailed instructions in the ADDRESSES section of the direct final rule located in the rules section of this Federal Register.

FOR FURTHER INFORMATION CONTACT: Tracie Donaldson, 214–665–6633, donaldson.tracie@epa.gov. To inspect the hard copy materials, please schedule an appointment with Tracie Donaldson or Bill Deese at 214–665–7253.

SUPPLEMENTARY INFORMATION: In the final rules section of this Federal Register the EPA is approving the State’s SIP submittal as a direct rule without prior proposal because the Agency views this as a noncontroversial