

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 potential effects of this proposed rule elsewhere in this preamble.

#### F. Environment

We have analyzed this proposed rule under Department of Homeland Security Directive 023–01, Rev. 1, associated implementing instructions, and Environmental Planning COMDTINST 5090.1 (series), 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 a safety zone lasting 2.5 hours that would prohibit entry within 200 feet of a fireworks barge. Normally such actions are categorically excluded from further review under paragraph L60(a) of Appendix A, Table 1 of DHS Instruction Manual 023–01–001–01, Rev. 1. A preliminary Record of Environmental Consideration supporting this determination is available in the docket. For instructions on locating the docket, see the **ADDRESSES** section of this preamble. 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 protesters. Protesters are asked to call or email 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.

**Submitting comments.** We encourage you to submit comments through the Federal Decision Making Portal at <https://www.regulations.gov>. To do so, go to <https://www.regulations.gov>, type USCG–2023–0089 in the search box and click “Search.” Next, look for this document in the Search Results column, and click on it. Then click on the Comment option. If you cannot submit your material by using <https://www.regulations.gov>, call or email the person in the **FOR FURTHER INFORMATION CONTACT** section of this proposed rule for alternate instructions.

**Viewing material in docket.** To view documents mentioned in this proposed rule as being available in the docket, find the docket as described in the previous paragraph, and then select “Supporting & Related Material” in the Document Type column. Public comments will also be placed in our online docket and can be viewed by following instructions on the <https://www.regulations.gov> Frequently Asked Questions web page. We review all comments received, but we will only post comments that address the topic of the proposed rule. We may choose not to post off-topic, inappropriate, or duplicate comments that we receive.

**Personal information.** We accept anonymous comments. Comments we post to <https://www.regulations.gov> will include any personal information you have provided. For more about privacy and submissions to the docket in response to this document, see DHS’s eRulemaking System of Records notice (85 FR 14226, March 11, 2020).

#### 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:** 46 U.S.C. 70034, 70051, 70124; 33 CFR 1.05–1, 6.04–1, 6.04–6, and 160.5; Department of Homeland Security Delegation No. 00170.1, Revision No. 01.3.

■ 2. Add § 165.T05–0089 to read as follows:

#### § 165.T05–0089 Safety Zone; Washington Channel, Potomac River, Washington, DC

(a) *Location.* The following area is a safety zone: All navigable waters of the Washington Channel within 200 feet of the fireworks barge in approximate latitude 38°52′44.79″ N, longitude 77°01′40.17″ W located near the Wharf DC in Washington, DC. These coordinates are based on North American Datum of 1983 (NAD 83).

(b) *Definitions.* As used in this section—

*Captain of the Port (COTP)* means the Commander, U.S. Coast Guard Sector Maryland-National Capital Region.

*Designated representative* means any Coast Guard commissioned, warrant, or petty officer who has been authorized by the Captain of the Port Maryland-National Capital Region to assist in the enforcing of the safety zone as described in paragraph (a) of this section.

(c) *Regulations.* (1) Under the general safety zone regulations in subpart C of this part, you may not enter the safety zone described in paragraph (a) of this section unless authorized by the COTP or the COTP’s designated representative.

(2) To seek permission to enter, contact the COTP or the COTP’s representative by telephone at 410–576–2693 or on Marine Band Radio VHF–FM channel 16 (156.8 MHz). The Coast Guard vessels enforcing this section can be contacted on Marine Band Radio VHF–FM channel 16 (156.8 MHz). Those in the safety zone must comply with all lawful orders or directions given to them by the COTP or the COTP’s designated representative.

(d) *Enforcement period.* This section will be enforced from 5:30 p.m. to 8 p.m. on February 18, 2023.

Dated: January 26, 2023.

**David E. O’Connell,**

*Captain, U.S. Coast Guard, Captain of the Port Maryland-National Capital Region.*

[FR Doc. 2023–02061 Filed 1–27–23; 4:15 pm]

**BILLING CODE 9110–04–P**

#### ENVIRONMENTAL PROTECTION AGENCY

#### 40 CFR Part 50

[EPA–HQ–OAR–2015–0072; FRL–8635–05–OAR]

RIN 2060–AV52

#### Public Hearing for the Reconsideration of the National Ambient Air Quality Standards for Particulate Matter

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

**ACTION:** Notification of public hearing.

**SUMMARY:** The Environmental Protection Agency (EPA) is announcing that a virtual public hearing will be held for the proposed action titled, "Reconsideration of the National Ambient Air Quality Standards for Particulate Matter," which was signed on January 5, 2023. The hearing will be held on Tuesday, February 21, 2023, and Wednesday, February 22, 2023. Based on the EPA's reconsideration of the air quality criteria and the national ambient air quality standards (NAAQS) for particulate matter (PM), the EPA proposes to revise the primary annual PM<sub>2.5</sub> standard by lowering the level. The Agency proposes to retain the current primary 24-hour PM<sub>2.5</sub> standard and the primary 24-hour PM<sub>10</sub> standard. The Agency also proposes not to change the secondary 24-hour PM<sub>2.5</sub> standard, secondary annual PM<sub>2.5</sub> standard, and secondary 24-hour PM<sub>10</sub> standard at this time. The EPA also proposes revisions to other key aspects related to the PM NAAQS, including revisions to the Air Quality Index (AQI) and monitoring requirements for the PM NAAQS.

**DATES:** Comments on the proposed action must be received on or before March 28, 2023. *Public Hearing:* The EPA will hold a virtual public hearing on Tuesday, February 21, 2023, and Wednesday, February 22, 2023. If the EPA receives a high volume of registrations for the public hearing, we may continue the public hearing on February 23, 2023. (Please refer to the **SUPPLEMENTARY INFORMATION** section for additional information on the public hearings).

**ADDRESSES:** You may submit comments, identified by Docket ID No. EPA-HQ-OAR-2015-0072, by any of the following means:

- *Federal eRulemaking Portal:* <https://www.regulations.gov/> (our preferred method). Follow the online instructions for submitting comments.
- *Email:* [a-and-r-Docket@epa.gov](mailto:a-and-r-Docket@epa.gov). Include the Docket ID No. EPA-HQ-OAR-2015-0072 in the subject line of the message.
- *Mail:* U.S. Environmental Protection Agency, EPA Docket Center, Air and Radiation Docket, Mail Code 28221T, 1200 Pennsylvania Avenue NW, Washington, DC 20460.
- *Hand Delivery or Courier (by scheduled appointment only):* EPA Docket Center, WJC West Building, Room 3334, 1301 Constitution Avenue NW, Washington, DC 20004. The Docket Center's hours of operations are 8:30 a.m.–4:30 p.m., Monday–Friday (except Federal Holidays).

*Instructions:* All submissions received must include the Docket ID No. for this rulemaking. Comments received may be posted without change to <https://www.regulations.gov>, including any personal information provided. For detailed instructions on sending comments and additional information on the rulemaking process, see the **SUPPLEMENTARY INFORMATION** section of this document.

*Virtual Public Hearing:* The public hearing will be held via virtual platform on February 21, 2023, and February 22, 2023, and will convene at 11 a.m. Eastern Time (ET) and conclude at 7 p.m. ET each day. On each hearing day, the EPA may close a session 15 minutes after the last pre-registered speaker has testified if there are no additional speakers. The EPA will announce further details at <https://www.epa.gov/pm-pollution/national-ambient-air-quality-standards-naaqs-pm>. If the EPA receives a high volume of registrations for the public hearing, we may continue the public hearing on February 23, 2023. Refer to the **SUPPLEMENTARY INFORMATION** section below for additional information.

**FOR FURTHER INFORMATION CONTACT:** For information or questions about the public hearing, please contact the public hearing team at 919-541-0505 or [HEIDpublichearing@epa.gov](mailto:HEIDpublichearing@epa.gov).

For information or questions regarding the reconsideration of the PM NAAQS, please contact Dr. Lars Perlmutter, Health and Environmental Impacts Division, Office of Air Quality Planning and Standards, U.S. Environmental Protection Agency, Mail Code C539-04, Research Triangle Park, NC 27711; telephone: (919) 541-3037; fax: (919) 541-5315; email: [perlmutter.lars@epa.gov](mailto:perlmutter.lars@epa.gov).

**SUPPLEMENTARY INFORMATION:** The EPA is reconsidering the PM NAAQS because the available scientific evidence and technical information indicate that the current standards may not be adequate to protect public health and welfare, as required by section 109 (42 U.S.C. 7409) of the Clean Air Act. The proposed action for which the EPA is holding a public hearing was signed on January 5, 2023, and is available at <https://www.epa.gov/naaqs/particulate-matter-pm-standards-federal-registrator-notices-current-review>. The public hearing will provide interested parties the opportunity to present data, views, or arguments concerning the EPA's proposed decisions in the reconsideration of the PM NAAQS. Written statements and supporting information submitted during the comment period will be considered

with the same weight as any oral comments and supporting information presented at the public hearing.

*Written Comments:* Submit your comments, identified by Docket ID No. EPA-HQ-OAR-2015-0072, at <https://www.regulations.gov> (our preferred method), or the other methods identified in the **ADDRESSES** section. Once submitted, comments cannot be edited or removed from the docket. The EPA may publish any comment received to its public docket. Do not submit electronically any information that 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 submission. The written submission is considered the official submission and should include discussion of all points you wish to make. The EPA will generally not consider submissions or submission content located outside of the primary submission (*i.e.*, on the web, cloud or other file sharing system). For additional submission methods, the full EPA public comment policy, information about CBI or multimedia submissions, and general guidance on making effective comments, please visit <https://www.epa.gov/dockets/commenting-epa-dockets>.

*Participating in Virtual Public Hearings:* The public hearing will be held via virtual platform on February 21, 2023, and February 22, 2023, and will convene at 11 a.m. Eastern Time (ET) and conclude at 7 p.m. ET each day. On each hearing day, the EPA may close a session 15 minutes after the last pre-registered speaker has testified if there are no additional speakers. The EPA will announce further details at <https://www.epa.gov/pm-pollution/national-ambient-air-quality-standards-naaqs-pm>. If the EPA receives a high volume of registrations for the public hearing, we may continue the public hearing on February 23, 2023.

The EPA will begin pre-registering speakers for the hearing upon publication of this document in the **Federal Register**. To register to speak at the virtual hearing, please follow the directions at <https://www.epa.gov/pm-pollution/national-ambient-air-quality-standards-naaqs-pm> or contact the public hearing team at 919-541-0505 or by email at [HEIDpublichearing@epa.gov](mailto:HEIDpublichearing@epa.gov). The last day to pre-register to speak at the hearing will be February 16, 2023. Prior to the hearing, the EPA will post a general agenda for the hearing that will list the pre-registered speakers in approximate order at: <https://www.epa.gov/pm-pollution/national-ambient-air-quality-standards-naaqs>

*pm*. The EPA will make every effort to follow the schedule as closely as possible on the day of the hearing; however, please plan for the hearings to run either ahead of schedule or behind schedule. Each commenter will have 5 minutes to provide oral testimony. The EPA encourages commenters to provide the EPA with a copy of their oral testimony by submitting the text of your oral testimony as written comments to the rulemaking docket. The EPA may ask clarifying questions during the oral presentations but will not respond to the presenters at that time. Written statements and supporting information during the comment period will be considered with the same weight as oral comments and supporting information presented at the public hearing. Please note that any updates made to any aspect of the hearing is posted online at <https://www.epa.gov/pm-pollution/national-ambient-air-quality-standards-naaqs-pm>. While the EPA expects the hearing to go forward as set forth above, please monitor our website or contact the public hearing team at 919-541-0505 or [HEIDpublichearing@epa.gov](mailto:HEIDpublichearing@epa.gov) to determine if there are any updates. The EPA does not intend to publish a document in the **Federal Register** announcing updates.

If you require the services of a translator or special accommodations such as audio description, please pre-register for the hearing with the public hearing team and describe your needs by February 7, 2023. The EPA may not be able to arrange accommodations without advance notice.

*How can I get copies of the proposed action and other related information?* The EPA has established a docket under Docket ID No. EPA-HQ-OAR-2015-0072 (available at <https://www.regulations.gov>). The EPA has also made available information related to the proposed action on the following website: <https://www.epa.gov/naaqs/particulate-matter-pm-air-quality-standards>.

**Panagiotis Tsirigotis,**

*Director, Office of Air Quality Planning and Standards.*

[FR Doc. 2023-01924 Filed 1-30-23; 8:45 am]

**BILLING CODE 6560-50-P**

**DEPARTMENT OF THE INTERIOR**

**Bureau of Land Management**

**43 CFR Part 8360**

[212L1109AF LLUTY00000  
L12200000.MA0000]

**Proposed Supplementary Rule for the Mineral and Hell Roaring Canyons Area of Public Lands and Requirement To Obtain an Individual Special Recreation Permit to Rock Climb Within the Moab Canyons Special Wildlife Area (Mineral and Hell Roaring Canyons) Managed by the Moab Field Office in Grand County, Utah**

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Proposed supplementary rule; request for public comments.

**SUMMARY:** The BLM proposes to establish a supplementary rule prohibiting non-permitted roped and aerial activities, and the construction or installation of temporary structures in and along the walls and rims of Mineral and Hell Roaring canyons, as well as on the canyon walls and rims along the Green River corridor connecting these two canyons. The rule would also prohibit climbing in this area without a permit. The permit system for climbing in the special area and the proposed supplementary rule would protect vital wildlife habitat from increasing encroachment of recreational uses.

**DATES:** Comments on the proposed supplementary rule must be received or postmarked by April 3, 2023.

**ADDRESSES:** Comments may be submitted by mail, hand delivery, or email to the BLM Moab Field Office, Attention: Mineral and Hell Roaring, 82 East Dogwood Avenue, Moab, Utah 84532, or [kstevens@blm.gov](mailto:kstevens@blm.gov). The proposed supplementary rule and accompanying environmental documents are available for inspection at the BLM Moab Field Office, 82 East Dogwood Avenue, Moab, Utah, and on the ePlanning website: <https://eplanning.blm.gov/eplanning-ui/project/1504945/510>.

**FOR FURTHER INFORMATION CONTACT:**

Jennifer Jones, Moab Field Office Assistant Manager, 82 East Dogwood Avenue, Moab, Utah 84532, (435) 259-2100, or [blm\\_ut\\_mb\\_mail@blm.gov](mailto:blm_ut_mb_mail@blm.gov). Individuals in the United States who are deaf, deafblind, hard of hearing, or have a speech disability may dial 711 (TTY, TDD, or TeleBraille) to access telecommunications relay services. Individuals outside the United States should use the relay services offered

within their country to make international calls to the point-of-contact in the United States.

**SUPPLEMENTARY INFORMATION:**

- I. Public Comment Procedures
- II. Background
- III. Discussion
- IV. Procedural Matters
- V. Proposed Supplementary Rules for the BLM Moab Field Office

**I. Public Comment Procedures**

Written comments on the proposed supplementary rule must be sent in accordance with the information outlined in the **DATES** and **ADDRESSES** sections of this notification. The BLM is not obligated to consider comments that are received after the close of the comment period (see **DATES**) unless these comments are postmarked or electronically dated before the deadline. The BLM is not obligated to consider comments that are delivered to an address other than that listed above in **ADDRESSES** section. Comments should be specific, confined to issues pertinent to the proposed supplementary rule, and should explain the reason for any recommended change. Where possible, comments should reference the specific section or paragraph of the proposed rule that the comment is addressing. Your address, telephone number, email address, and other personal identifying information in your comment may be made publicly available at any time. While you can ask in your comment to withhold personal identifying information from public review, we cannot guarantee that we will be able to do so. Comments, including names, addresses, and other contact information of respondents, will be available for public review at the BLM Moab Field Office, 82 East Dogwood Avenue, Moab, Utah 84532, during regular business hours (7:45 a.m.–4:30 p.m., Monday through Friday, except Federal holidays).

**II. Background**

The BLM Moab Field Office has jurisdiction from the Grand County, Utah, line to the north, the Utah-Colorado State line to the east, Harts Draw and Lisbon Valley to the south, and the Green River to the west. The public lands managed by the BLM Moab Field Office are an increasing domestic and international tourist destination that host three million visitors per year. Mineral and Hell Roaring canyons provide important habitat for the Mexican spotted owl (a federally threatened species), golden eagles and other raptors, Utah's only endemic herd of desert bighorn sheep, and other wildlife. In recent years, roped and