

- a. By deleting the "or" at the end of subparagraph (d);
- b. By putting a semi-colon in the place of the period at the end of subparagraph (e);
- c. By putting "; or" in the place of the period at the end of subparagraph (f); and
- d. By adding the following new subparagraph at the end: (g) Use of refuse derived fuel generated from municipal solid waste.

§ 52.21 [Amended]

6. Section 52.21(b)(2)(ii) is amended as follows:

- a. By deleting the "or" at the end of subparagraph (d);
- b. By putting "; or" in the place of the period at the end of subparagraph (f); and
- c. By adding the following new subparagraph at the end:

(g) Use of refuse derived fuel generated from municipal solid waste.

[FR Doc. 79-22437 Filed 7-19-79; 8:45 am]

BILLING CODE 6560-01-M

[40 CFR Part 52]

[FRL 1278-1]

Availability of Implementation Plan Revision for State of Alaska

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of Availability and Advance Notice of Proposed Rulemaking.

SUMMARY: EPA announces today that the State of Alaska Implementation Plan revision due for submittal by January 1, 1979 under the Clean Air Act Amendments of 1977 has been received and is available for public inspection. The public is invited to submit written comments to the record which will be held open for the receipt of public comments for a period of thirty (30) days. A Notice of Proposed Rulemaking describing the Plan and the action that EPA intends to take regarding the proposed revisions will be published in the *Federal Register* after the initial thirty (30) day public comment period has closed. A second period for the submittal of written comments will extend for thirty (30) days after the publication of the Notice of Proposed Rulemaking.

DATE: Comments are due by August 20, 1979.

ADDRESSES: The Alaska submittal may be examined during normal business hours at the following locations:

Public Information Reference Unit, Library Systems Branch, Environmental Protection Agency, 401 M Street S.W., Washington, D.C. 20460.

Library, Environmental Protection Agency, Region X, 1200 Sixth Avenue, Seattle, Washington 98101.

State of Alaska, Department of Environmental Conservation, 3220 Hospital Drive, Juneau, AK 99811.

Environmental Protection Agency, Alaska Operations Office, Federal Building, Room E 535, 701 C Street, P.O. Box 19, Anchorage, AK 99513.

COMMENTS SHOULD BE ADDRESSED TO: Clark L. Gaulling, Chief, Air Programs Branch, M/S 629, Environmental Protection Agency, 1200 Sixth Avenue, Seattle, Washington 98101.

FOR FURTHER INFORMATION CONTACT: Richard F. White, Air Programs Branch, M/S 625, Environmental Protection Agency, Telephone No. (206) 442-1226. (FTS 399-1226).

SUPPLEMENTAL INFORMATION: Section 172 of the Clean Air Act, as amended in August 1977, requires that States submit revisions to their implementation plans by January 1, 1979 to provide for the attainment of the national ambient air quality standards (NAAQS) in areas designated non-attainment.

On March 3, 1978 (43 FR 8962) EPA designated certain areas in Alaska as non-attainment. Subsequently, on April 4, 1979 EPA published in the *Federal Register* the General Preamble for Proposed Rulemaking on Approval of Plan Revisions for non-attainment Areas (44 FR 20372). The General Preamble is hereby incorporated into this Advance Notice of Proposed Rulemaking.

The State has responded by preparing implementation plan revisions as required by the Act for the non-attainment designation referred to above. The purpose of this notice is to call the public's attention to the fact that this revision has been formally submitted to EPA and is available for public inspection at the locations noted above. The public is encouraged to submit written comments regarding the proposed revisions and thus participate in this rulemaking activity.

Those interested may wish to first read the General Preamble for proposed rulemaking published by the EPA on April 4, 1979 (44 FR 20372) which identifies the major considerations that will guide EPA's evaluation of SIP revisions. A more detailed description of the Alaska revision will be published in the *Federal Register* at a later date as part of a Notice of Proposed Rulemaking.

(Secs. 110, and 172, Clean Air Act (42 U.S.C. 7410 and 7502))

Dated: July 11, 1979.

Donald P. Dubois,
Regional Administrator.

[FR Doc. 79-22509 Filed 7-19-79; 8:45 am]

BILLING CODE 6560-01-M

[40 CFR Part 81]

[FRL 1276-8]

Air Quality Control Regions, Criteria, and Control Techniques; Section 107—Attainment Status Designations—Colorado

AGENCY: Environmental Protection Agency.

ACTION: Proposed Rule.

SUMMARY: This proposed rulemaking changes the attainment status of the Larimer-Weld designated area by redesignating certain portions of this area. The cities of Fort Collins and Greeley are redesignated to attainment of the primary standard for total suspended particulates and non-attainment of the secondary standard. The other areas are redesignated to attainment based on EPA's Rural Fugitive Dust Policy.

DATES: Comments due August 20, 1979.

ADDRESSES: Comments on this redesignation should be directed to: Mr. Robert R. DeSpain, Chief, Air Programs Branch, Region VIII, Environmental Protection Agency, 1860 Lincoln Street, Denver, Colorado 80295.

Copies of the materials submitted by the Colorado Air Pollution Control Commission and comments received on this proposal, may be examined during normal business hours at:

Environmental Protection Agency, Region VIII Library, 1860 Lincoln Street, Denver, Colorado 80295.

Environmental Protection Agency, Public Information Reference Unit, Room 2922, 401 M Street SW., Washington, D.C. 20460.

FOR FURTHER INFORMATION CONTACT: Mr. Robert R. DeSpain, Chief, Air Programs Branch, Region VIII, Environmental Protection Agency, 1860 Lincoln Street, Denver, Colorado 80295. (303) 837-3471, (FTS) 327-3471.

SUPPLEMENTARY INFORMATION: In the March 3, 1978, *Federal Register* (40 CFR 81.306) the Larimer-Weld designated area was designated as not attaining the primary standard for total suspended particulates (TSP). On February 22, March 22, and April 26, 1979, public hearings were held by the Colorado Air Pollution Control Commission to consider the redesignation of certain portions of Larimer and Weld counties to attainment.

On April 30, 1979, Governor Lamm requested Alan Merson, Administrator, Region VIII, to designate the cities of Fort Collins and Greeley as nonattainment of the secondary standard for total suspended particulates, and the remaining areas of Larimer and Weld counties, outside the city limits of Fort Collins and Greeley, to be attainment.

On June 4, 1979, hi volume particulate sample data for 1977 and 1978, and population estimates for 1970 and 1976, were submitted to EPA. based on this additional information, no primary standard violations occurred in Fort Collins and Greeley, while the secondary standard is still violated. It is EPA's policy to redesignate areas when two years of monitoring data show attainment.

A number of monitors in small towns in Larimer and Weld countries have shown violations of the primary and secondary standards. However, these small towns are defined by EPA's Rural Fugitive Dust Policy as being rural. A rural area is defined by the following:

1. The lack of major industrial development or absence of significant industrial particulate emissions.

2. Low urbanized populations (less than 25,000 to 50,000).

The following table shows the Key statistics for the communities where violations have been recorded:

City	County	Industrial emissions tons/year	Population
Loveland	Larimer	109	26,254
Estes Park	Larimer	0	2,399
Johnstown	Weld	29	1,621
LaSalle	Weld	0	1,885
Platteville	Weld	0	1,026
Erie	Weld	0	1,938

As shown in this table, these towns meet EPA's criteria for being rural.

Since particulate matter found in rural areas without the impact of manmade sources is typically native soil which for various reasons becomes airborne, these rural areas are redesignated to attainment of the standards for total suspended particulate matter.

This notice of proposed rulemaking is issued under the authority of Section 107 of the Clean Air Act as amended.

Dated: July 9, 1979.

Roger Williams.

Acting Regional Administrator.

[FR Doc. 79-22575 filed 7-19-79; 8:45 am]

BILLING CODE 6560-01-M

[40 CFR Part 761]

[FRL 1278-4]

Proposed Rulemaking for Polychlorinated Biphenyls (PCB's); Manufacturing Exemptions

AGENCY: Environmental Protection Agency.

ACTION: Proposed Rule; Notice of Receipt of Additional Manufacturing Petitions and Extension of Reply Comment Period.

SUMMARY: As a result of receiving additional petitions for PCB manufacturing exemptions, EPA is extending the period for reply comments by two weeks.

DATE: Reply comments are due on August 1, 1979.

ADDRESS: Send reply comments to Ms. Linda Thomson, TSCA Hearing Clerk, Office of Toxic Substances [TS-794], U.S. Environmental Protection Agency, 401 M Street, SW., Washington, D.C. 20460, Attention: Docket Number OTS/066001 (PCB/ME).

FOR FURTHER INFORMATION CONTACT: John Ritch, Jr., Director, Office of Industry Assistance, Office of Toxic Substances (TS-799), Environmental Protection Agency, 401 M Street, SW., Washington, D.C. 20460. Call the toll free number (800) 424-9065, or in Washington, D.C., call 554-1404.

SUPPLEMENTARY INFORMATION: At the informal hearing on the PCB manufacturing exemption petitions held on July 9-11, 1979, EPA announced that it had received additional petitions for manufacturing exemptions to the PCB regulation (44 FR 31514, May 31, 1979). Those exemption petitions are as follows:

American Cyanamid,¹ Organic Chemicals Division, Bound Brook, N.J. 08805.
 Analabs, Inc.,² 80 Republic Drive, North Haven, Connecticut 06473.
 Apollo Colors, Inc.,¹ 1550 Mound Road, Rockdale, Illinois 60436.
 Galaxie Chemical Corp.,¹ P.O. Box 443, River Street Station, Paterson, New Jersey 07524.
 Olin Corporation,³ 120 Long Ridge Road, Stamford, Connecticut 06904.
 RFR Corporation,² One Main Street, Hope, Rhode Island 02831.
 Stauffer Chemical Company,⁴ Westport, Connecticut 06880.

¹ Requests an exemption to manufacture pigments.

² Requests an exemption to manufacture small quantities of PCBs for research and development.

³ Requests an exemption to manufacture an intermediate chemical subsequent used to produce technical grade Pentachloronitrobenzene (PCNB) fungicide.

⁴ Requests an exemption to manufacture carbon tetrachloride and perchloroethylene.

The Agency is accepting the late filings listed above and is according them equal status with those manufacturing petitions previously received. Accordingly, these late petitioners will be allowed to continue the manufacturing activity for which exemption is sought until EPA has ruled on their individual petitions.

As announced at the hearing on July 9, 1979, EPA is extending the reply comment period by two weeks to August 1, 1979 to give commenters an opportunity to file comments on these newly-accepted petitions and, specifically, to comment on whether the petitions should be granted by EPA. As the Agency stated on May 31, 1979 (44 FR 31564), the decision on whether to accept further petitions will be made on a case-by-case basis. Accordingly, commenters should telephone Ms. Joni Repasch, the TSCA Record Clerk, at 202-755-2973 to determine if additional manufacturing exemption petitions have been accepted. Comments may be filed as to any of the pending manufacturing exemptions petitions, including those previously announced (44 FR 31564, May 31, 1979), during the extended comment period which ends on August 1, 1979.

Dated: July 17, 1979.

Steven D. Jellinek,
 Assistant Administrator for Toxic Substances.

[FR Doc. 79-22568 Filed 7-19-79; 8:45 am]

BILLING CODE 6560-01-M

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of the Secretary

[45 CFR Part 3]

Conduct and Traffic on the National Institutes of Health Reservation, Bethesda, Md.

AGENCY: PHS, National Institutes of Health.

ACTION: Proposed Amendments to Regulations.

SUMMARY: As part of the Department of Health, Education, and Welfare's effort to review and recodify its regulations, the Assistant Secretary for Health is proposing to amend the regulations governing conduct and traffic on the National Institutes of Health Reservation, Bethesda, Maryland. The purpose of the revision is to bring up to date these regulations which were last revised in 1970, to make minor additions, to improve readability, and to extend coverage to the PHS Hospital,

Staten Island, over which the United States has exclusive or concurrent jurisdiction.

FOR FURTHER INFORMATION CONTACT: Mr. Lowell D. Peart, Regulations Officer, National Institutes of Health, Bethesda, MD 20205, (301) 496-4606.

Dated: May 23, 1979.

Julius B. Richmond,

Assistant Secretary for Health.

[FR Doc. 79-22535 Filed 7-19-79; 8:45 am]

BILLING CODE 4110-06-M

COMMISSION OF FINE ARTS

[45 CFR Parts 2101, 2102, and 2103]

Rules and Regulations

AGENCY: The Commission of Fine Arts.

ACTION: Proposed Rule.

SUMMARY: As established by Congress in 1910, the Commission of Fine Arts is a small independent advisory body made up of seven Presidentially appointed "well qualified judges of the arts" whose primary role is architectural review of designs for buildings, parks, monuments and memorials erected by the government in the District of Columbia. In addition to architectural review, the Commission considers and advises on the designs for coins, medals and foreign U.S. memorials. The Commission also advises the District of Columbia Government on private building projects within the Georgetown Historic District, the Rock Creek Park perimeter and the Monumental Core area. As such, the Commission advises the Congress, President and federal agencies on the general subjects of design, historic preservation and on orderly planning on matters within its jurisdiction. These regulations are intended to facilitate and clarify the relationship of the Commission and its staff with those parties subject to the Commission's jurisdiction.

DATES: Comments should be received on or before August 6, 1979.

ADDRESS: Questions and comments on these regulations regarding the operations, procedures and records of the Commission should be addressed to the Secretary, Commission of Fine Arts, 708 Jackson Place, N.W., Washington, D.C. 20006.

FOR FURTHER INFORMATION CONTACT: Mr. Charles H. Atherton, (202) 566-1066.

Accordingly, it is proposed to establish a new Chapter XXI, Commission of Fine Arts, Rules and Regulations, in 45 Code of Federal Regulations consisting at this time of Parts 2101, 2102 and 2103 as set forth below.

PART 2101—FUNCTIONS AND ORGANIZATION

Subpart A—Functions and Responsibilities of the Commission

Sec.

2101.1 Statutory and Executive order authority.

2101.2 Relationships of Commission's functions to responsibilities of other government units.

Subpart B—General Organization

2101.10 The Commission.

2101.11 Secretary to the Commission.

2101.12 Georgetown Board of Review.

Subpart A—Functions and Responsibilities of the Commission

§ 2101.1 Statutory and Executive Order Authority.

The Commission of Fine Arts (referred to as the "Commission") functions pursuant to statutes of the United States and Executive Orders of Presidents, as follows:

(a) *United States government buildings, other structures, and parklands.* (1) For public buildings to be erected in the District of Columbia by executive departments of the federal government and for other structures to be so erected which are important to the appearance of the city, the Commission comments and advises on the plans and on the merits of the designs before final approval or action;

(2) For statues, fountains and monuments to be erected in the District of Columbia under authority of the federal government, the Commission advises upon their location in public squares, streets, and parks, upon the selection of models and upon the merits of the designs;

(3) For monuments to be erected at any location pursuant to the American Battle Monuments Act, the Commission approves the designs and materials before they are accepted by the Monuments Commission;

(4) For parks within the District of Columbia, when plans of importance are under consideration, the Commission advises upon the merits of the designs; and

(5) For the selection by the National Capital Planning Commission of lands suitable for development of the National Capital park, parkway, and playground system in the District of Columbia, Maryland, and Virginia, the Commission provides advice.

(36 Stat. 371 (40 U.S.C. 104) as amended by 74 Stat. 128 (40 U.S.C. 106); Executive Order [E.O.] 1259 of October 25, 1910; E.O. 1862 of November 28, 1913; and E.O. 3524 of July 28, 1921; 60 Stat. 317 (36 U.S.C. 124); and 66 Stat. 781 (40 U.S.C. 72)).

(b) *Private buildings bordering certain public areas in Washington, D.C.* For

buildings to be erected or altered¹ in locations which border the Capitol, the White House, the intermediate portion of Pennsylvania Avenue, the Mall, Lafayette Park, the Zoological Park, Rock Creek Park or Parkway, or Potomac Park or Parkway, the Commission reviews the plans as they relate to height and appearance and to color and texture of the exteriors, and makes recommendations to the government of the District of Columbia, including ones for changes as in the judgement of the Commission are necessary to prevent reasonably avoidable impairment of the public values represented by the areas along which the buildings border.

(The Shipstead-Luce Act, 46 Stat. 366 as amended (40 U.S.C. 121; D.C. Code 5-410)).

(c) *Georgetown buildings.* For buildings to be constructed, altered, reconstructed, or razed within the area of the District of Columbia known as "Old Georgetown." The Commission reviews and reports to the District of Columbia Government on proposed exterior architectural features, height, appearance, color, and texture of exterior materials as would be seen from public view; and the Commission makes recommendations to such government as to the effect of the plans on the preservation and protection of places and areas that have historic interest or that manifest exemplary features and types of architecture, including recommendations for any changes in plans necessary in the judgement of the Commission to preserve the historic value of Old Georgetown, and takes any such actions as in the judgement of the Commission are right or proper in the circumstances.

(Old Georgetown Act, 64 Stat. 903 (D.C. Code 5-801)).

(d) *United States medals, insignia, and coins.* On medals, insignia, and coins to be produced by an executive department of the United States, the Commission advises as to the merits of their designs; and if requested to do so, the Commission advises the Heraldic Branch, Quartermaster Corps, Department of the Army, on merits of designs it proposes for medals, insignia, seals, and the like.

(E.O. 3254 of July 28, 1921 and 71 Stat. 589 (10 U.S.C. 4954)).

¹ Alteration does not include razing of a building (*Commissioner of the District of Columbia v. Bennenson*, D.C. Ct. of App., 1974, 329 A.2d 437). Partial demolition, however, is viewed as an alteration (*The Committee to Preserve Rhodes Tavern and the National Processional Route v. Oliver T. Carr Company, et al.*, U.S. Ct. of App. for D.C. Cir., 1979, 79-1457, Dept. Justice Brief for Fed. Appellee).