

(Secs. 307(a), 313(a), and 1110, Federal Aviation Act of 1958 (49 U.S.C. 1348(a), 1354(a), and 1510); Executive Order 10854 (24 FR 9565); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.69)

**Note.**—The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Issued in Washington, D.C., on December 10, 1982.

B. Keith Potts,

Manager, Airspace and Air Traffic Rules Division.

[FR Doc. 82-34234 Filed 12-17-82; 8:45 am]

BILLING CODE 4910-13-M

#### 14 CFR Part 71

[Airspace Docket No. 82-ASW-66]

#### Designation of Transition Area; Covington, LA

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Final rule.

**SUMMARY:** This amendment will designate a transition area at Covington, LA. The intended effect of the amendment is to provide controlled airspace for aircraft executing a new instrument approach procedure to the Richard Privette Airport. This amendment is necessary since there is a proposed standard instrument approach procedure (SIAP) to the Richard Privette Airport using the Picayune VORTAC. Coincident with this action, the airport is changed from visual flight rules (VFR) to instrument flight rules (IFR).

**EFFECTIVE DATE:** February 17, 1983.

**FOR FURTHER INFORMATION CONTACT:** Kenneth L. Stephenson, Airspace and Procedures Branch (ASW-535), Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, TX 76101, telephone (817) 624-4911, extension 302.

#### SUPPLEMENTARY INFORMATION:

#### History

On October 18, 1982, a notice of

proposed rulemaking was published in the *Federal Register* (47 FR 46296) stating that the Federal Aviation Administration proposed to designate the Covington, LA, transition area. Interested persons were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the Federal Aviation Administration. Comments were received without objections. Except for editorial changes, this amendment is that proposed in the notice.

#### List of Subjects in 14 CFR Part 71

Control zones, Transition areas, Aviation safety.

#### Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, by the Administrator, Subpart G of Part 71, § 71.181, of the Federal Aviation Regulations (14 CFR Part 71) as republished in Advisory Circular AC 70-3 dated January 29, 1982, is amended, effective 0901 G.m.t., February 17, 1983, as follows:

#### Covington, LA New

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the Richard Privette Airport (latitude 30°26'40" N., longitude 89°59'20" W.) and within 2 miles each side of the 243° radial of the Picayune VORTAC extending from the 5-mile radius area to 7 miles northeast of the airport.

(Sec. 307(a), Federal Aviation Act of 1958, as amended (49 U.S.C. 1348(a)); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.61(c).)

**Note.**—The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Issued in Fort Worth, TX, on December 8, 1982.

F. E. Whitfield,

Acting Director, Southwest Region.

[FR Doc. 82-34236 Filed 12-17-82; 8:45 am]

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#### DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

#### Office of the Secretary

#### 24 CFR Part 10

[Docket No. R-82-1064]

#### Rulemaking: Policy and Procedures

**AGENCY:** Office of the Secretary, HUD.

**ACTION:** Final rule.

**SUMMARY:** This final rule removes from the Code of Federal Regulations references to the Final Report on Improving Government Regulations. This report was instituted pursuant to Executive Order 12044, which has been revoked.

**EFFECTIVE DATE:** Upon expiration of the first period of 30 calendar days of continuous session of Congress after publication, but not before further notice of the effective date is published in the *Federal Register*.

#### FOR FURTHER INFORMATION CONTACT:

Grady J. Norris, Assistant General Counsel for Regulations, Room 10278, Department of Housing and Urban Development, 451 7th Street, SW, Washington, D.C. 20410, telephone (202) 755-7055. (This is not a toll-free number.)

**SUPPLEMENTARY INFORMATION:** Pursuant to Executive Order 12044, March 24, 1978, each Executive Agency was required to publish in the *Federal Register* a Report on Improving Government Regulations. Executive Order 12044 was revoked on February 19, 1981, by Executive Order 12291 "Federal Regulation". The Report sets forth the former procedures for processing regulations which are outdated under the present system. Because the Report on Improving Government Regulations is no longer required, reference to it should be removed from the Code of Federal Regulations.

The subject matter of this rulemaking action relates to departmental procedure and is therefore exempt from the notice and public comment requirements of Section 553 of the Administrative Procedure Act.

This rule does not constitute a "major rule" as that term is defined in Section 1(b) of the Executive Order on Federal Regulation issued by the President on February 17, 1981. The rule does not: (1) Have an annual effect on the economy of \$100 million or more; (2) cause a major increase in costs or prices for consumers, individual industries, Federal, State, or local government agencies, or geographic regions; or (3)



have a significant adverse effect on competition, employment, investment, productivity, innovation, or on the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

An environmental assessment, which is made routinely in accordance with HUD regulations in 24 CFR Part 50, pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, is unnecessary because this rule is clearly unrelated to environmental concerns and is considered to have no potential for significantly affecting the quality of the human environment.

Pursuant to the provisions of 5 U.S.C. 605(b) (the Regulatory Flexibility Act), the Undersigned hereby certifies that this rule does not have a significant economic impact on a substantial number of small entities because it pertains only to administrative Departmental procedure.

This rule is listed at 47 FR 48431 as item S-6-82 in the Department's Semiannual Agenda of Regulations published on October 28, 1982, pursuant to Executive Order 12291 and the Regulatory Flexibility Act.

#### List of Subjects in 24 CFR Part 10

Policy and procedures.

#### PART 10—[AMENDED]

##### § 10.1 [Amended]

Accordingly, 24 CFR Part 10 is amended by removing from § 10.1 the last two sentences which refer to the Final Report on Improving Government Regulations.

(Sec. 7(d), Department of Housing and Urban Development Act, 42 U.S.C. 3535(d))

Dated: December 14, 1982.

Samuel R. Pierce, Jr.,

Secretary, Housing and Urban Development.

(FR Doc. 82-34426 Filed 12-17-82; 8:45 am)

BILLING CODE 4210-01-M

#### ENVIRONMENTAL PROTECTION AGENCY

#### 40 CFR Parts 52 and 81

[EPA Action 941; A-7-FRL 2216-4]

Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes: State of Missouri

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rulemaking.

SUMMARY: Section 107(d) of the Clean Air Act, as amended, provides for the

designation of areas as either attainment, nonattainment, or unclassified with respect to the national ambient air quality standards. In today's action, EPA is redesignating Columbia, Missouri, from nonattainment to attainment with regard to the secondary standard for total suspended particulates (TSP).

**DATE:** This action will be effective February 18, 1983, unless notice is received within 30 days that someone wishes to submit adverse or critical comments.

**ADDRESSES:** Copies of EPA's technical evaluation are available for inspection during normal business hours at the following locations: Air Branch, Environmental Protection Agency, 324 East 11th Street, Kansas City, Missouri 64106; Public Information Reference Unit, Environmental Protection Agency, 401 M Street, SW., Washington, D.C. 20460; Missouri Department of Natural Resources, 1101 Rear Southwest Boulevard, Jefferson City, Missouri 65102.

**FOR FURTHER INFORMATION CONTACT:** Wayne G. Leidwanger at (816) 374-3791 (FTS 758-3791).

**SUPPLEMENTARY INFORMATION:** In response to Section 107(d) of the Clean Air Act, as amended, EPA and the State of Missouri have designated all areas of the state as attaining the national ambient air quality standards, not attaining the standards, or having insufficient data to make a determination. An attainment area is one in which the air quality does not exceed the standards. A nonattainment area is one in which the air quality is worse than the standards. An unclassified area is one for which there are insufficient data to determine whether the area is attainment or nonattainment. At 40 CFR Part 81, Subpart C, the areas of the state which are nonattainment for one or more pollutants are identified.

On March 3, 1978, at 43 FR 8962, Columbia, Missouri, was designated nonattainment with respect to the secondary TSP standard. In order for EPA to redesignate an area from nonattainment to attainment for TSP, there must be at least eight consecutive quarters of valid air quality data showing that the air quality does not exceed the standard. (If there is an emission control strategy which demonstrates that legally enforceable emission reductions have contributed to improved air quality, less than eight consecutive quarters of air quality data may be used for redesignating an area from nonattainment to attainment. However, the state did not agree with

the original designation of Columbia and did not develop a plan to attain the standard. Therefore, this provision does not apply.)

EPA now has ambient air quality data which show that Columbia is in attainment of the secondary TSP standard. There have been no violations of the standard within the past eight consecutive quarters. Therefore, EPA is redesignating Columbia as attainment with respect to total suspended particulates.

In today's action, EPA is also clarifying the applicability of the state's permitting rules to Columbia. On June 22, 1982, at 47 FR 26833, EPA generally approved Missouri's rules involving the prevention of significant deterioration (PSD) and new source review in nonattainment areas. Because the state had not designated Columbia nonattainment, EPA took no action on the state's permitting rules insofar as they pertained to Columbia. With this redesignation, the attainment area (PSD) new source review regulations of the state will be applicable in Columbia.

The public is advised that this action will be effective 60 days from the date of the Federal Register notice. However, if notice is received within 30 days that someone wishes to submit adverse or critical comments, this action will be withdrawn and two subsequent notices will be published before the effective date. One notice will withdraw final action and another will begin a new rulemaking by announcing a proposal of the action and establishing a comment period.

The Office of Management and Budget has exempted this rule from the requirements of Section 3 of Executive Order 12291.

Under section 307(b)(1) of the Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by sixty days from today. This action may not be challenged later in proceedings to enforce its requirements [See sec. 307(b)(2)].

Under 5 U.S.C. 605(b), the Administrator has certified that redesignations do not have a significant economic impact on a substantial number of small entities. (See 46 FR 8709).

List of Subjects in 40 CFR Parts 52 and 81

Air pollution control, Ozone, Sulfur oxides, Nitrogen dioxide, Lead, Particulate matter, Carbon monoxide, Hydrocarbons, National parks, Wilderness areas.

(Sec. 107 of the Clean Air Act, as amended)



Dated: December 1, 1982.

Anne M. Gorsuch,  
Administrator.

## PART 81—DESIGNATION OF AREAS FOR AIR QUALITY PLANNING PURPOSES

1. Title 40, Part 81, Subpart C, of the Code of Federal Regulations is amended as follows:

### § 81.326 [Amended]

In § 81.326 in the table Missouri—TSP under Northern AQCR (137), remove the entire entry for Columbia:

\* \* \* \* \*  
Columbia city limits . . . 'X' . . .  
\* \* \* \* \*

## PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

2. In § 52.1320, paragraph (c)(37) is revised to read as follows:

### § 52.1320 Identification of plan.

\* \* \* \* \*  
(c) \* \* \*  
(37) On April 15, 1982, the State of Missouri submitted a new Rule 10 CSR 10-6.060, Permits Required, and amendments to Rule 10 CSR 10-6.020, Definitions, involving the review and permitting of new sources of air pollution. Included in the plan are provisions relating to the attainment area (PSD) new source review. No action is taken on the rules insofar as they pertain to the New Madrid TSP nonattainment area. Also included in the plan are provisions relating to new source review in the other nonattainment areas in the state.

[FR Doc. 82-34420 Filed 12-17-82; 8:45 a.m.]

BILLING CODE 6560-50-M

## 40 CFR Part 61

[A-3-FRL 2267-3]

## National Emission Standards for Hazardous Air Pollutants; Delegation of Authority to Allegheny County, Pennsylvania

AGENCY: Environmental Protection  
Agency.

ACTION: Final rulemaking.

SUMMARY: The Allegheny County Health Department has requested the delegation of authority to implement and enforce the National Emission Standards for Hazardous Air Pollutants (NESHAP) program for asbestos and mercury only. Section 112(d)(1) of the Clean Air Act requires the Administrator to delegate this authority

to any agency which submits an adequate procedure. Therefore, on September 27, 1982, authority for the NESHAP program for asbestos and mercury in Allegheny County was delegated. This rulemaking provides notice of this action and amends 40 CFR 61.04, Address, to reflect this delegation. This Section is also being amended to reflect a new address for Philadelphia's Air Management Services, which has already been delegated NESHAP authority.

EFFECTIVE DATE: December 20, 1982.

### FOR FURTHER INFORMATION CONTACT:

Gregory Ham, (215) 597-2745, EPA Region III, Curtis Building, 6th and Walnut Streets, Philadelphia, PA 19106.

SUPPLEMENTARY INFORMATION: National Emission Standards for Hazardous Air Pollutants (NESHAP) have been promulgated by the Administrator under 40 CFR Part 61 for four pollutants: Beryllium, Asbestos, Mercury, and Vinyl Chloride. Section 112(d)(1) directs the Administrator to delegate authority to implement and enforce the standards to any agency which submits an adequate procedure. Nevertheless, the Administrator retains concurrent authority to implement and enforce the standards following delegation of authority to a State or local agency.

On September 24, 1982, the Director of the Allegheny County Health Department (ACHD), and the Allegheny County Commissions jointly requested the delegation of authority for the NESHAP program for asbestos and mercury only. ACHD has determined that standards for Beryllium and Vinyl Chloride would not currently apply to any sources in the County, and therefore did not request delegation at this time.

The Director of the Air and Waste Management Division has determined that the ACHD procedure for implementing and enforcing the standards is adequate. Pursuant to authority delegated to him by the Administrator, the Air and Waste Management Division Director notified the Director of the Health Department on September 27, 1982 that authority to implement and enforce the standards for asbestos and mercury was delegated to the Allegheny County Health Department. The letter approved the delegation and outlined the conditions of it. A ten day response period was provided during which the Director of the Health Department or any other representative could present objections to the conditions of the delegation. No responses were received during this period. Therefore, this delegation is final.

Copies of the request for delegation of authority are available for public inspection at the Environmental Protection Agency, Region III, Curtis Building, 6th & Walnut Streets, Philadelphia, Pennsylvania, 19106.

Effective immediately, all reports required pursuant to the emission standards for hazardous air pollutants (asbestos and mercury only) should be submitted to the Allegheny County Health Department, Bureau of Air Pollution Control, 301 Thirty-ninth Street, Pittsburgh, Pa., 15201, with copies to the Director, Air and Waste Management Division, at the EPA address above. The amended § 61.04, Address, which adds the address of the Bureau (to which all reports, requests, applications, submittals, and communications to the Administrator pursuant to this part must be addressed), is set forth below.

In addition, § 61.04 is being amended to reflect a new address for Philadelphia's Air Management Services (AMS). AMS has moved to a new address since delegation of authority for NESHAP occurred.

The Administrator finds good cause for foregoing prior public notice and for making this rulemaking effective immediately because it is an administrative change and not one of substantive content. No additional burdens are imposed on the parties affected. The delegation which is reflected by the Administrative amendment was effective on September 27, 1982, and it serves no purpose to delay this change of address in the Code of Federal Regulations.

(Sec. 112 of the Clean Air Act, as amended, 42 U.S.C. 7412.)

The Office of Management and Budget has exempted this rulemaking from requirements of Executive Order 12291.

### List of Subjects in 40 CFR Part 61

Air pollution control, Asbestos, Beryllium, Hazardous materials, Mercury, Vinyl chloride.

Dated: November 23, 1982.

Stanley L. Laskowski,  
Acting Regional Administrator.

## PART 61—[AMENDED]

Part 61 of Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

1. In § 61.04 paragraph (b) (NN) is revised to read as follows:

### § 61.04 Address

\* \* \* \* \*  
(b) \* \* \*