

the number of vessels being accepted for transit by Canal authorities when their length exceeds that permitted by current regulations. The effect will be to recognize the increasing growth in size of commercial vessels by permitting them transit on a regular basis, thereby conforming regulations to the practice that has developed.

EFFECTIVE DATE: April 15, 1988.

FOR FURTHER INFORMATION CONTACT:

Mr. Michael Rhode, Jr., Secretary, Panama Canal Commission, telephone: (202) 634-6441, or Mr. John Haines, Jr., General Counsel, Balboa Heights, Republic of Panama, telephone: 011-507-52-7511.

SUPPLEMENTARY INFORMATION: On February 16, 1988, a notice of proposed rulemaking was published in the *Federal Register* (53 4424) setting forth the proposed amendments to the rules governing provisions for length of vessels. Interested parties were given the opportunity to submit comments on or before March 17, 1988. No comments were received during the period.

Following is a summary of how the rules published today will modify the rules which have been in effect concerning the maximum overall lengths for vessels which transit the Panama Canal.

Present Commission regulations in 35 CFR 103.6(e)(1) restrict regular transits to (1) commercial vessels whose overall maximum length, including bulbous bow, does not exceed 900 feet, and (2) to passenger and container ships whose overall length does not exceed 950 feet. Depending on their characteristics, vessels exceeding these limits have been authorized single transits at the discretion of Canal authorities, subject to special conditions to ensure the safety and continuity of regular Canal operations.

There has been a gradual increase in the number of exceptions granted to vessels that exceed the limitations set forth above and recurring requests for these vessels to transit on a regular basis, without the need for authorization for individual transits. A study of Canal operating procedures indicates that an increase in maximum length by 50 feet, from 900 feet to 950 feet may be acceptable on certain commercial vessels. Similarly, an increase of 15 feet, from 950 feet to 965 feet is considered acceptable for transit of passenger and container ships.

In view of this determination, therefore, the Commission is revising paragraph (e)(1) of § 103.6 to permit the Commission to accept for regular transit commercial vessels whose maximum length overall, including bulbous bow, is

950 feet, except that passenger and container ships may be 965 feet in overall length. To insure a safe passage, vessels greater than 900 feet in length overall, which are transiting for the first time or are newly-modified vessels or newly-constructed vessels are still subject to denial of passage pursuant to section 103.2 and to the requirement of prior review and approval of vessel plans by Canal authorities.

The Commission has determined that this rule does not constitute a major rule within the meaning of Executive Order 12291 dated February 17, 1981 (47 FR 13193). The bases for that determination are, first, that the rule, when implemented, would not have an annual effect on the economy of \$100 million or more per year, and secondly, that the rule would not result in a major increase in costs or prices for consumers, individual industries, local governmental agencies or geographic regions.

Further, the agency has determined that implementation of the rule will have no adverse effect on competition, employment, investment, productivity, innovation or the ability of United States based enterprises to compete with foreign-based enterprises in domestic or export markets.

Finally, the Commission has determined that this rule is not subject to the requirements of sections 603 and 604 of Title 5, United States Code, in that its promulgation will not have a significant impact on a substantial number of small entities, and the Administrator of the Commission so certifies pursuant to 5 U.S.C. 605(b).

List of Subjects in 35 CFR, Part 103

Panama Canal, Vessels, Marine safety, Navigation.

Accordingly, Title 35, Code of Federal Regulations, Part 103, is amended as follows:

PART 103—GENERAL PROVISIONS GOVERNING VESSELS

1. The authority citation for Part 103 is revised to read as follows:

Authority: 22 U.S.C. 3811, E.O. 12215, 45 FR 36043.

2. Section 103.6 is amended by revising paragraph (e)(1), to read as follows:

§ 103.6 Size and draft limitations of vessels.

* * * * *

(e) Maximum length. (1) The maximum length overall, including bulbous bow, for a commercial vessel acceptable for regular transit is 950.0 feet, except passenger and container

ships, which may be 965.0 feet in overall length. In order to insure a safe passage, vessels exceeding 900.0 feet in overall length, which are transiting the Canal for the first time or are newly-modified or newly-constructed vessels, are subject to denial of passage pursuant to § 103.2 and to the requirement of prior Commission review and approval of vessel plans in accordance with Canal regulations.

* * * * *

Dated: April 12, 1988

D.P. McAuliffe,

Administrator, Panama Canal Commission.

[FR Doc. 88-8366 Filed 4-14-88; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 60 and 61

[FRL-3366-1]

Standards of Performance for New Stationary Sources and National Emission Standards for Hazardous Air Pollutants; South Dakota and Colorado; Delegation of Authority

AGENCY: Environmental Protection Agency.

ACTION: Delegation of authority.

SUMMARY: EPA is today providing notice that it granted delegation of authority to South Dakota on March 26, 1987, to implement and enforce (1) the New Source Performance Standards (NSPS) for metallic and nonmetallic mineral processing plants (40 CFR Part 60, Subparts LL and OOO, respectively) and (2) the National Emission Standards for Hazardous Air Pollutants (NESHAPs) for asbestos (40 CFR Part 61, Subpart M). This is a result of requests for delegation from the State of South Dakota on March 27, 1986, for the NESHAP and on April 23, 1986, for the NSPS.

EPA is also today providing notice that it granted delegation of authority to Colorado on September 30, 1987, to implement and enforce the NSPS for industrial-commercial-institutional steam generating units; basic oxygen process steelmaking facilities (secondary emissions); nonmetallic mineral processing plants; natural gas processing plants (equipment leaks of VOC); natural gas processing plants (SO₂ emissions); wool fiberglass insulation manufacturing plants (40 CFR Part 60, Subparts Db, Na, OOO, KKK, LLL and PPP, respectively); pressure sensitive tape and label surface coating operations; metallic mineral processing

plants; synthetic organic chemicals manufacturing industry (equipment leaks of VOC); flexible vinyl and urethane coating and printing; petroleum refineries (equipment leaks of VOC); synthetic fiber production facilities; and petroleum dry cleaners (40 CFR Part 60, Subparts RR, LL, VV, FFF, GGG, HHH and JJJ, respectively).

The first six NSPS are a result of a request for delegation from the State of Colorado on August 19, 1987. The latter seven NSPS were adopted by the State of Colorado on July 11, 1985, but had never been officially delegated to the State of Colorado. EPA is acting on them at this time. EPA is also today updating the State addresses shown in 40 CFR 60.4(b) and 40 CFR 61.04(b).

EFFECTIVE DATE: March 26, 1987, for South Dakota. September 30, 1987, for Colorado.

ADDRESSES: Copies of the revisions are available for public inspection between 8:00 a.m. and 4:00 p.m. Monday through Friday at the following offices:

Environmental Protection Agency,
Region VIII, Air Programs Branch, 999
18th Street, Suite 500, Denver
Colorado 80202-2405.

Environmental Protection Agency,
Public Information Reference Unit,
Waterside Mall, 401 M Street SW.,
Washington, DC 20460.

FOR FURTHER INFORMATION CONTACT:

Laurie Ostrand, Environmental
Protection Agency, Air Programs
Branch, 999 18th Street, Suite 500,
Denver, Colorado 80202-2405, (303) 293-
1764, (FTS) 564-1764.

SUPPLEMENTARY INFORMATION: Sections 111(c) and 112(d) of the Clean Air Act permit EPA to delegate to the States the authority to implement and enforce the standards set forth in 40 CFR Part 60, NSPS, and 40 CFR Part 61, NESHAP.

South Dakota

On March 25, 1976 (see 41 FR 17600, April 27, 1976), EPA delegated to the State of South Dakota the authority to implement and enforce the following categories of NSPS: Incinerators; portland cement plants; sulfuric acid plants; asphalt concrete plants; petroleum refineries; storage vessels for petroleum liquids; secondary lead smelters; secondary brass and bronze ingot production plants; iron and steel plants; and sewage treatment plants.

On October 16, 1980, the State of South Dakota submitted a State Implementation Plan (SIP) revision to EPA. This revision, among other things, added several NSPS to the Administrative Rules of South Dakota (ARSD). Additionally, several NSPS that had been included in the ARSD at the

time of the original delegation (March 25, 1976) were omitted. Those NSPS added to ARSD included: Fossil fuel-fired steam generators; fossil fuel-fired electric utility generators; coal preparation plants; grain elevators; lime manufacturing plants; and stationary gas turbines. Those NSPS that were omitted from ARSD included: Petroleum refineries; secondary lead smelters; secondary brass and bronze ingot production plants; iron and steel plants; and sulfuric acid plants. The EPA approved these revisions on November 3, 1981 (46 FR 54541).

On September 17, 1984 (49 FR 36368), EPA published a list of the delegation status of NSPS and NESHAP in Region VIII. The State of South Dakota was shown to have the authority to implement and enforce the following NSPS: General provisions; fossil fuel-fired steam generating units constructed after August 17, 1971; electric utility steam generating units constructed after September 18, 1975; incinerators; portland cement plants; sulfuric acid plants; asphalt concrete plants; petroleum refineries; storage vessels for petroleum liquids constructed after June 11, 1973 and prior to May 19, 1978; sewage treatment plants; coal preparation plants; grain elevators; stationary gas turbines; lime manufacturing plants, and nitric acid plants. Nitric acid plants, however, should not have been shown in the Federal Register notice. Its appearance was an error.

On April 23, 1986, the State of South Dakota requested the authority to implement and enforce the NSPS for metallic mineral processing plants and nonmetallic mineral processing plants. On March 27, 1986, the State of South Dakota requested the authority to implement and enforce the NESHAP for asbestos. Pursuant to these requests, on March 26, 1987, delegation was given with the following letter:

Mr. Joel C. Smith,
Division of Water and Natural Resource
Management, Department of Water and
Natural Resources, Joe Foss Building,
Pierre, SD 57501

Dear Mr. Smith: This is in response to your letters of April 23, 1986, and March 27, 1986, which requested authority to implement and enforce additional categories of the Standards of Performance for New Stationary Sources (NSPS) and one of the National Emission Standards for Hazardous Air Pollutants (NESHAPs) programs, respectively.

Specifically, in your letter of April 23, 1986, you requested that EPA delegate authority for implementation and enforcement of the NSPS categories outlined in 40 CFR § 60.380 to 60.386, inclusive (Part 60, Subpart LL), entitled "Standards of Performance for

Metallic Mineral Processing Plants", and 40 CFR § 60.670 to 60.676, inclusive (Part 60, Subpart OOO), entitled "Standards of Performance for Nonmetallic Mineral Processing Plants". In your letter of March 27, 1986, you requested authority to implement and enforce the provisions of 40 CFR § 61.140 to 61.156, inclusive (Part 61, Subpart M), entitled "Emission Standards for Asbestos Air Pollutants".

We have reviewed the pertinent laws of the State of South Dakota and the rules and regulations thereof, and have determined that they provide an adequate and effective procedure for implementation of the NSPS and NESHAPs by the State of South Dakota. Therefore, we hereby delegate our authority for the implementation and enforcement of NSPS and NESHAPs to the State of South Dakota as follows:

A. Authority for all sources located or to be located in the State of South Dakota subject to the NSPS for Subpart LL and Subpart OOO promulgated in 40 CFR Part 60 as of the date of this letter.

B. Authority for all sources located or to be located in the State of South Dakota subject to the NESHAPs for Subpart M promulgated in 40 CFR Part 61 as of the date of this letter.

Certain authorities of NSPS and NESHAPs cannot be delegated to states under Sections 111 and 112 of the Clean Air Act. Examples include: (1) equivalency determinations; (2) alternative test methods; (3) decisions where federal oversight is needed to ensure national consistency; and (4) decisions that require rulemaking to implement. Therefore, the following is a list of provisions of Part 61, Subpart M where the authority to implement is retained by the Administrator: § 61.151(c)(2), § 61.152(b)(3), § 61.153(c), § 61.154(b)(2), and § 61.156(d).

The delegation is based upon the same conditions as those stated in our letter of March 25, 1976, except that condition 3 of that letter, relating to federal facilities, has been voided by the Clean Air Act Amendments of 1977. A copy of the March 25, 1976, letter was published in the Notices section of the Federal Register of April 27, 1976 (76 FR 12246), along with the associated rulemaking notifying the public that certain reports and applications required from operators of new sources shall be submitted to the State of South Dakota. A notice announcing this delegation will be published in the Federal Register in the near future.

Sincerely,

Alexandra B. Smith,
Acting Regional Administrator.

On November 19, 1987, EPA requested clarification from the State on several NSPS that were delegated to the State in the past but no longer appeared in the ARSD. The State responded on January 8, 1988, stating that, in fact, the NSPS regulations in question had been deleted from ARSD. Therefore, EPA is rescinding the delegation for the following NSPS because the State no longer has regulations to implement and enforce them: Sulfuric acid plants; petroleum refineries; secondary lead

smelters; secondary brass and bronze ingot production plants; iron and steel plants; and nitric acid plants.

In summary, the NSPS and NESHAP that the EPA has delegated to the State of South Dakota to implement and enforce are shown in the tables below.

Colorado

On August 27, 1975 (see 40 FR 50748, October 31, 1975), EPA delegated to the State of Colorado the authority to implement and enforce the following categories of NSPS: Fossil fuel-fired steam generators; incinerators; portland cement plants; nitric acid plants; sulfuric acid plants; asphalt concrete plants; petroleum refineries; secondary lead smelters; secondary brass and bronze ingot production plants; iron and steel plants; and sewage treatment plants.

On September 17, 1984 (49 FR 36368), EPA published a list of the delegation status of NSPS for Region VIII. The State of Colorado was shown to have the authority to implement and enforce the above mentioned NSPS plus the following NSPS: General provisions; electric utility steam generators; storage vessels for petroleum liquids constructed after June 11, 1973 and prior to May 19, 1978; storage vessels for petroleum liquids constructed after May 18, 1978; primary copper smelters; primary zinc smelters; primary lead smelters; primary aluminum reduction plants; phosphate fertilizer industry (wet process phosphoric acid plants—super phosphoric acid plants—diammonium phosphate plants—triple super phosphate plants—granular triple super phosphate storage facilities); coal preparation plants; ferrous alloy production facilities; steel plants (electric arc furnaces); kraft pulp mills; glass manufacturing plants; grain elevators; surface coating of metal furniture; stationary gas turbines; lime manufacturing plants; lead-acid battery manufacturing plants; automobile and light duty surface coating operations; phosphate rock plants; ammonium sulfate manufacturing; graphic arts publication rotogravure printing; industrial surface coating (large appliances); metal coil surface coating; asphalt processing and roofing manufacturing; beverage can coating; and bulk gasoline terminals.

On August 19, 1987, the State of Colorado requested the authority to implement and enforce the following NSPS: Industrial-commercial institutional steam generating units; basic oxygen process steelmaking facilities (secondary emissions); nonmetallic mineral processing plants; natural gas processing plants (equipment leaks of VOC); Natural gas

processing plants (SO₂ emissions); and wool fiberglass insulation manufacturing. EPA also noted, at the time of this submittal, that there were seven additional NSPS which were adopted by the State on July 11, 1985, but for which authority to implement and enforce had not been officially delegated to the State of Colorado. The seven NSPS included: Pressure sensitive tape and label surface coating operations; metallic mineral processing plants; synthetic organic chemical manufacturing industry (equipment leaks of VOC); flexible vinyl and urethane coating and printing; petroleum refineries (equipment leaks of VOC); synthetic fiber production facilities; and petroleum dry cleaners.

Delegation of these thirteen standards was made on September 30, 1987.

Delegation was given with the letter below:

Honorable Roy Romer,
Governor of Colorado, Executive Chambers,
136 State Capitol, Denver, Colorado
80203-1792

Dear Governor: This is in response to your letter dated August 19, 1987, which submitted Colorado's Revised Regulation No. 6, New Source Performance Standards (NSPS). This submittal included the addition of six new NSPS to Colorado's regulations. Subsequent to states adopting NSPS, it is the Environmental Protection Agency's (EPA) policy to delegate the authority for the implementation and enforcement of the NSPS. Following the review of the above mentioned submittal, we noted that there were seven additional NSPS for which authority for implementation and enforcement had not been officially delegated to the State of Colorado. Therefore, at this time we are acting on the delegation of authority for the implementation and enforcement of 13 NSPS.

We have reviewed the pertinent laws of the State of Colorado and the rules and regulations thereof, and have determined that they provide an adequate and effective procedure for implementation and enforcement of the NSPS by the State of Colorado. Therefore, pursuant to Section 111(c) of the Clean Air Act (CAA), as amended, and 40 CFR 60, I hereby delegate our authority for the implementation and enforcement of the NSPS to the State of Colorado as follows:

(A) Responsibility for all sources located, or to be located, in the State of Colorado subject to the standards of performance for new stationary sources promulgated in 40 CFR 60.

These categories of new stationary sources covered by this delegation are as follows: Industrial-Commercial-Institutional Steam Generating Units; Basic Oxygen Process Steelmaking Facilities (secondary emissions); Nonmetallic Mineral Processing Plants; Natural Gas Processing (equipment leaks of VOC); Natural Gas Processing Plants; SO₂ Emissions; Wool Fiberglass Insulation Manufacturing Plants; Pressure Sensitive

Tape and Label Surface Coating Operations; Metallic Mineral Processing Plants; Synthetic Organic Chemical Manufacturing Industry (equipment leaks of VOC); Flexible Vinyl and Urethane Coating and Printing; Petroleum Refineries (equipment leaks of VOC); Synthetic Fiber Production Facilities; and Petroleum Dry Cleaners.

(B) Not all authorities of NSPS can be delegated to states under Section 111 of the CAA. The EPA Administrator retains the authority to implement those sections of NSPS that require: (1) approving equivalency determinations and alternative test methods; (2) decision making to ensure national consistency; (3) rulemaking to implement. Therefore, we cannot delegate to the State of Colorado the authority for the following:

(i) 40 CFR 60.634 (Section L.E. in Colorado Regulation No. 6) pertains to Equipment Leaks of VOC from Natural Gas Processing Plants;

(ii) 40 CFR 60.482-1(c)(2) and 60.484 (Sections XLIV.C.3.b and XLIV.O in Colorado Regulation No. 6) pertains to Equipment Leaks of VOC in the Synthetic Organic Chemical Manufacturing Industry;

(iii) 40 CFR 60.592(c) (Section XLIV.C.3. in Colorado Regulation No. 6) pertains to Equipment Leaks of VOC in Petroleum Refineries; and

(iv) 40 CFR 60.623 (Section XLVIII.D. in Colorado Regulation No. 6) pertains to Petroleum Dry Cleaners.

(C) EPA takes notice that Section II.2., pertaining to the initial compliance demonstration for the opacity standard is differentiated from 40 CFR 60.11(b) in the number of six minute readings that occur in the 3-hour period. However, EPA believes that the changes to the Federal regulations do not change their purpose and intent since 3-hours of observations will be conducted during the initial compliance demonstration.

This delegation is based upon and continues the same conditions as those stated in our letter of August 27, 1975, except that condition 3, relating to Federal facilities, has been voided by the Clean Air Act Amendments of 1977. It is also important to note that EPA retains concurrent enforcement authority as stated in condition 3 of our letter dated August 27, 1975. A copy of the August 27, 1975, letter was published in the Notices section of the Federal Register of October 31, 1975 (40 FR 50748), along with the associated rulemaking notifying the public that certain reports and applications required from operators of new or modified sources shall be submitted to the State of Colorado (40 FR 50718). Copies of these Federal Registers are enclosed for your convenience. In addition, information received by the State of Colorado pursuant to 40 CFR 60.676(b), Section XLIX.G.2. in Colorado Regulation No. 6, pertaining to Nonmetallic Mineral Processing Plants, should be copied to the Director of the Emission Standards and Engineering Division (MD-13), U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711.

Since this delegation is effective immediately, there is no need for the State to notify the EPA of its acceptance. Unless we receive written notice of objections from you

within ten days of the date on which you receive this letter, the State of Colorado will be deemed to have accepted all the terms of this delegation.

Sincerely,

James J. Scherer,

Regional Administrator.

In summary, the NSPS, that the EPA has delegated to the State of Colorado to implement and enforce, are shown in the table below. In the next to the last paragraph in the August 27, 1975, letter above, EPA referenced a condition 3. Condition 3 in this letter is an error; it should be condition 2.

List of Subjects

40 CFR Part 60

Air pollution control, Aluminum, Aluminum reduction, Ammonium sulfate plants, Asphalt, Asphalt concrete plants, Asphalt processing, and roofing manufacture, Basic oxygen process steelmaking, Brass, Bronze, Cement industry, Coal preparation plants, Copper, Copper smelters, Electric power plants, Electric utility steam generating units, Ferralloy, Fossil fuel-fired steam operators, Gasoline, Glass, Glass products, Glass manufacturing, Grains, Grain elevators, Graphic arts, Incinerators, Industrial-commercial-institutional steam generating units, Intergovernmental relations, Iron, Iron and steel plants, Lead, Lead smelters, Lead acid battery, Lime, Lime manufacturing, Metals, Metallic minerals, Motor vehicles, Nitric acid plants, Nonmetallic minerals, Paper and paper products industry, Petroleum, Petroleum refineries, Petroleum liquids storage vessels, Phosphate fertilizer industry, Primary copper smelters, Primary zinc smelters, Primary lead smelters, Primary aluminum reduction, Pulp mills, Phosphate rock, Portland cement, Secondary lead smelters, Secondary brass and bronze ingot production, Sewage disposal, Sewage treatment, Steel, Sulfuric acid plants, Turbines, Waste treatment and disposal, Zinc, Zinc smelters, Tires, Incorporation by reference, Surface coating, Industrial organic chemicals, Organic solvent cleaners, Fiberglass insulation,

Synthetic fibers, Stationary gas turbines, Natural gas processing, Wool fiberglass, Metal furniture surface coaters, Automobile and light duty surface coaters, Publication rotogravure printing surface coaters, Metal coil surface coaters, Beverage can surface coaters, and flexible vinyl and urethane coaters and printers.

40 CFR Part 61

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

Authority: 42 U.S.C. 7411 and 7412.

Dated: March 31, 1988.

James J. Scherer,

Regional Administrator.

Part 60 of Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

PART 60—[AMENDED]

1. The authority citation for Part 60 continues to read as follows:

Authority: 42 U.S.C. 7411 and 7412.

Subpart A—General Provisions

§ 60.4 [Amended]

2. Section 60.4(b)(G) is revised to read as follows:

(b) * * *

(G) State of Colorado, Department of Health, Air Pollution Control Division, 4210 East 11th Avenue, Denver, CO 80220

Editorial Note: For a table listing Region VIII's NSPS delegation status, see paragraph (c) of this section.

* * * * *

3. Section 60.4(b)(BB) is revised to read as follows:

(b) * * *

(BB) State of Montana, Department of Health and Environmental Services, Air Quality Bureau, Cogswell Building, Helena, MT 59601

Editorial Note: For a table listing Region VIII's NSPS delegation status, see paragraph (c) of this section.

* * * * *

4. Section 60.4(b)(JJ) is revised to read as follows:

(b) * * *

(JJ) State of North Dakota, State Department of Health and Consolidated Laboratories, Division of Environmental Engineering, State Capitol, Bismarck, ND 58505

Editorial Note: For a table listing Region VIII's NSPS delegation status, see paragraph (c) of this section.

* * * * *

5. Section 60.4(b)(QQ) is revised to read as follows:

(b) * * *

(QQ) State of South Dakota, Department of Water and Natural Resources, Office of Air Quality and Solid Waste, Joe Foss Building, 523 East Capitol, Pierre, SD 57501-3181

Editorial Note: For a table listing Region VIII's NSPS delegation status, see paragraph (c) of this section.

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6. Section 60.4(b)(TT) is revised to read as follows:

(b) * * *

(TT) State of Utah, Department of Health, Bureau of Air Quality, 288 North 1460 West, P.O. Box 16690, Salt Lake City, UT 84116-0690

Editorial Note: For a table listing Region VIII's NSPS delegation status, see paragraph (c) of this section.

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7. Section 60.4(b)(ZZ) is revised to read as follows:

(b) * * *

(ZZ) State of Wyoming, Department of Environmental Quality, Air Quality Division, Herschler Building, 122 West 25th Street, Cheyenne, WY 82002

Editorial Note: For a table listing Region VIII's NSPS delegation status, see paragraph (c) of this section.

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8. Section 60.4(b) is amended by removing the table that shows the Delegation Status of New Source Performance Standards for Region VIII.

9. Section 60.4 is amended by adding paragraph (c) to read as follows:

(c) The following is a table indicating the delegation status of New Source Performance Standards for Region VIII.

DELEGATION STATUS OF NEW SOURCE PERFORMANCE STANDARDS

[(NSPS) for Region VIII]

Subpart	State					
	Colorado	Montana	North Dakota	South Dakota	Utah	Wyoming
A General provisions.....	(*)	(*)	(*)	(*)	(*)	(*)
D Fossil fuel-fired steam generating units constructed after 8/17/71.	(*)	(*)	(*)	(*)	(*)	(*)
Da Electric utility steam generating units constructed after 9/18/75.	(*)	(*)	(*)	(*)	(*)	(*)
Db Industrial-commercial-institutional steam generating units.	(*)					

DELEGATION STATUS OF NEW SOURCE PERFORMANCE STANDARDS—Continued

[(NSPS) for Region VIII]

Subpart	State					
	Colorado	Montana	North Dakota	South Dakota	Utah	Wyoming
E Incinerators.....	(*)	(*)	(*)	(*)	(*)	(*)
F Portland cement plants.....	(*)	(*)	(*)	(*)	(*)	(*)
G Nitric acid plants.....	(*)	(*)	(*)	(*)	(*)	(*)
H Sulfuric acid plants.....	(*)	(*)	(*)	(*)	(*)	(*)
I Asphalt concrete plants.....	(*)	(*)	(*)	(*)	(*)	(*)
J Petroleum refineries.....	(*)	(*)	(*)	(*)	(*)	(*)
K Storage vessels for petroleum liquids constructed after 6/11/73 prior to 5/19/78.....	(*)	(*)	(*)	(*)	(*)	(*)
Ka Storage vessels for petroleum liquids constructed after 5/18/78.....	(*)	(*)			(*)	(*)
L Secondary lead smelters.....	(*)	(*)			(*)	(*)
M Secondary brass and bronze ingot production.....	(*)	(*)			(*)	(*)
N Iron and steel plants.....	(*)	(*)			(*)	(*)
Na Basic oxygen process steelmaking facilities (secondary emissions).....	(*)					
O Sewage treatment plants.....	(*)	(*)	(*)	(*)	(*)	(*)
P Primary copper smelters.....	(*)	(*)			(*)	(*)
Q Primary zinc smelters.....	(*)	(*)			(*)	(*)
R Primary lead smelters.....	(*)	(*)			(*)	(*)
S Primary aluminum reduction plants.....	(*)	(*)			(*)	(*)
T Phosphate fertilizer industry: Wet process phosphoric acid plants.....	(*)	(*)	(*)		(*)	(*)
U Phosphate fertilizer industry: Super phosphoric acid plants.....	(*)	(*)	(*)		(*)	(*)
V Phosphate fertilizer industry: Diammonium phosphate plants.....	(*)	(*)	(*)		(*)	(*)
W Phosphate fertilizer industry: Triple super phosphate plants.....	(*)	(*)	(*)		(*)	(*)
X Phosphate fertilizer industry: Granular triple super phosphate storage facilities.....	(*)	(*)	(*)		(*)	(*)
Y Coal preparation plants.....	(*)	(*)	(*)	(*)	(*)	(*)
Z Ferrous alloy production facilities.....	(*)				(*)	(*)
AA Steel plants: Electric arc furnaces.....	(*)	(*)			(*)	(*)
BB Kraft pulp mills.....	(*)	(*)			(*)	(*)
CC Glass manufacturing plants.....	(*)	(*)			(*)	(*)
DD Grain elevators.....	(*)	(*)	(*)	(*)	(*)	(*)
EE Surface coating of metal furniture.....	(*)	(*)			(*)	(*)
GG Stationary gas turbines.....	(*)	(*)	(*)	(*)	(*)	(*)
HH Lime manufacturing plants.....	(*)	(*)	(*)	(*)	(*)	(*)
KK Lead-Acid battery manufacturing plants.....	(*)	(*)			(*)	(*)
LL Metallic minerals.....	(*)			(*)	(*)	(*)
MM Automobile & light duty surface coating operations.....	(*)	(*)			(*)	(*)
NN Phosphate rock plants.....	(*)				(*)	(*)
PP Ammonium sulfate manufacturing.....	(*)	(*)			(*)	(*)
QQ Graphic arts: Publication rotogravure printing.....	(*)				(*)	(*)
RR Pressure sensitive tape and label surface coating operations.....	(*)				(*)	(*)
SS Industrial surface coating: Large appliances.....	(*)				(*)	(*)
TT Metal coil surface coating.....	(*)				(*)	(*)
UU Asphalt processing and roofing manufacturing.....	(*)				(*)	(*)
VV Synthetic organic chemical manufacturing: Equipment leaks of VOC.....	(*)				(*)	(*)
WW Beverage can coating.....	(*)				(*)	
XX Bulk gasoline terminals.....	(*)				(*)	
FFF Flexible vinyl and urethane coating and printing.....	(*)				(*)	
GGG Petroleum refineries (equipment leaks of VOC).....	(*)				(*)	
HHH Synthetic fiber production.....	(*)				(*)	
JJJ Petroleum dry cleaners.....	(*)				(*)	
KKK Natural gas processing plants (equipment leaks of VOC).....	(*)				(*)	
LLL Natural gas processing plants: SO ₂ emission.....	(*)				(*)	
OOO Nonmetallic mineral processing.....	(*)			(*)	(*)	
PPP Wool fiberglass insulation manufacturing plants.....	(*)				(*)	

* Indicates delegation.

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

PART 61—[AMENDED]

1. The authority citation for Part 61 continues to read as follows:

Authority: 42 U.S.C. 7412.

Subpart A—General Provisions**§ 61.04 [Amended]**

2. Section 61.04(b)(G) is revised to read as follows:

(b) * * *

(G) State of Colorado, Department of Health, Air Pollution Control Division, 4210 East 11th Avenue, Denver, CO 80220

Editorial Note: For a table listing Region VIII's NESHAPs delegation status, see paragraph (c) of this section.

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3. Section 61.04(b)(BB) is revised to read as follows:

(b) * * *

(BB) State of Montana, Department of Health and Environmental Services, Air Quality Bureau, Cogswell Building, Helena, MT 59601

Editorial Note: For a table listing Region VIII's NESHAPs delegation status, see paragraph (c) of this section.

4. Section 61.04(b)(JJ) is revised to read as follows:

(b) * * *

(JJ) State of North Dakota, State Department of Health and Consolidated Laboratories, Division of Environmental Engineering, State Capitol, Bismarck, ND 58505

Editorial Note: For a table listing Region VIII's NESHAPs delegation status, see paragraph (c) of this section.

5. Section 61.04(b)(QQ) is added to read as follows:

(b) * * *

(QQ) State of South Dakota, Department of Water and Natural Resources, Office of Air Quality and Solid Waste, Joe Foss Building, 523 East Capitol, Pierre, SD 57501-3181

Editorial Note: For a table listing Region VIII's NESHAPs delegation status, see paragraph (c) of this section.

6. Section 61.04(b)(TT) is added to read as follows:

(b) * * *

(TT) State of Utah, Department of Health, Bureau of Air Quality, 288 North 1460 West, P.O. Box 16690, Salt Lake City, UT 84116-0690

Editorial Note: For a table listing Region VIII's NESHAPs delegation status, see paragraph (c) of this section.

7. Section 61.04(b) is amended by removing the table that shows the Delegation Status of National Emission Standards for Hazardous Pollutants (NESHAPs) in Region VIII.

8. Section 61.04 is amended by adding paragraph (c) to read as follows:

(c) The following is a table indicating the delegation status of National Emission Standards for Hazardous Air Pollutants in Region VIII.

DELEGATION STATUS OF NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS (NESHAPS)

Subpart	State					
	Colorado	Montana	North Dakota	South Dakota	Utah	Wyoming
A General provisions.....	(*)		(*)		(*)	
M Asbestos.....	(*)		(*)	(*)	(*)	
C Beryllium.....	(*)		(*)		(*)	
D Beryllium rocket motor firing.....	(*)		(*)		(*)	
E Mercury.....	(*)		(*)		(*)	
F Vinyl chloride.....	(*)		(*)		(*)	

* Indicates delegation.

[FR Doc. 88-8302 Filed 4-14-88; 8:45 am]

BILLING CODE 6560-50-M

40 CFR Parts 704, 707, 710, 712, 716, 717, 720, 721, 723, 750, 761, 763, 790, 796, 797, and 799

[OPTS-00085; FRL-3365-3]

Toxic Substances Control Act Regulations; Technical Amendments

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule; technical amendments.

SUMMARY: EPA is issuing technical amendments to some of the regulations under the Toxic Substances Control Act (TSCA). These amendments revise the mailing address for submitting information to, or requesting information from, the Office of Toxic Substances (OTS), correct obsolete or inaccurate cross-references and typographical errors, and remove obsolete provisions.

DATE: These amendments are effective April 15, 1988.

FOR FURTHER INFORMATION CONTACT: Michael M. Stahl, Acting Director, TSCA Assistance Office (TS-799), Environmental Protection Agency, Rm. E-543, 401 M St., SW., Washington, DC 20460, Telephone: (202) 554-1404.

SUPPLEMENTARY INFORMATION: This document makes technical amendments to the regulations in 40 CFR Subchapter R containing the provisions implementing TSCA (40 CFR Parts 700 to end). The technical amendments update the mailing addresses for submissions of information to, and requests for information from, the Office of Toxic Substances (OTS). The addresses currently listed in the regulations have been changed and should no longer be used. Updating applicable addresses will insure that OTS receives all submissions and information requests in a timely manner. These technical amendments also correct obsolete or incorrect cross-references to sections or paragraphs that have been redesignated, revised, or removed and correct typographical errors.

Because these are non-substantive procedural changes, notice and public comment are not necessary and the changes are effective immediately.

List of Subjects in 40 CFR Parts 704, 707, 710, 712, 716, 717, 720, 721, 723, 750, 761, 763, 790, 796, 797, and 799

Chemicals, Environmental protection, Hazardous substances, Health and safety, Reporting and recordkeeping requirements.

Dated: March 28, 1988.

Charles L. Elkins,
Director, Office of Toxic Substances.

Therefore, 40 CFR Chapter I, Subchapter R is amended as follows:

PART 704—[AMENDED]

1. In Part 704:

a. The authority citation for Part 704 continues to read as follows:

Authority: 15 U.S.C. 2607(a).

§ 704.9 [Amended]

b. In § 704.9 by adding "Rm. L-100, after "(TS-790)."

PART 707—[AMENDED]

2. In Part 707:

a. The authority citation for Part 707 continues to read as follows:

Authority: 15 U.S.C. 2611(b) and 2612.

b. In § 707.65 by revising paragraph (c) to read as follows:

§ 707.65 Submission to agency.

(c) Notices shall be marked "Section 12(b) Notice" and sent to the TSCA Document Processing Center (TS-790), Rm. L-100, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460.

PART 710—[AMENDED]

3. In Part 710:

a. The authority citation for Part 710 continues to read as follows:

Authority: 15 U.S.C. 2607(a).

§ 710.39 [Amended]

b. In § 710.39, paragraph (b) by adding "Rm. L-100," after "(TS-790)."

PART 712—[AMENDED]

4. In Part 712:

a. The authority citation for Part 712 continues to read as follows:

Authority: 15 U.S.C. 2607(a).

§ 712.28 [Amended]

b. In § 712.28, paragraph (c), by adding "Rm. L-100," after "(TS-790)."

c. In § 712.30 by revising the last sentence in paragraph (c) to read as follows:

§ 712.30 Chemical lists and reporting periods.

(c) * * * Any information submitted must be addressed to: TSCA Document Processing Center (TS-790), Rm. L-100, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, ATTN: 8(a) Auto-ITC.

PART 716—[AMENDED]

5. In Part 716:

a. The authority citation for Part 716 continues to read as follows:

Authority: 15 U.S.C. 2607(d).

§ 716.30 [Amended]

b. In § 716.30, paragraph (c), by adding "Rm. L-100," after "(TS-790)."

§ 716.35 [Amended]

c. In § 716.35, paragraph (c), by adding "Rm. L-100," after "(TS-790)."

6. In Part 717:

PART 717—[AMENDED]

a. The authority citation for Part 717 continues to read as follows:

Authority: 15 U.S.C. 2607(c).

§ 717.17 [Amended]

b. In § 717.17, paragraph (c), by adding "Rm. L-100," after "(TS-790)."

PART 720—[AMENDED]

7. In Part 720:

a. The authority citation for Part 720 continues to read as follows:

Authority: 15 U.S.C. 2604, 2607, and 2613.

b. In § 720.75 by revising the first sentence in the introductory text of

paragraph (b)(2) and the second sentence in paragraph (e)(1) to read as follows:

§ 720.75 Notice review period.

(b) * * *

(2) A request for suspension may be made in writing to the TSCA Document Processing Center (TS-790), Rm. L-100, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. * * *

(e) * * *

(1) * * * A statement of withdrawal must be made in writing to the TSCA Document Processing Center (TS-790), Rm. L-100, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. * * *

c. In § 720.95 by revising the last sentence to read as follows:

§ 720.95 Public file.

* * * Any of the nonconfidential material described in this Subpart will be available for public inspection in the TSCA Public Docket Office, Rm. NE-G004, 401 M St., SW., Washington, DC, between the hours of 8 a.m. and 4 p.m. weekdays, excluding legal holidays.

d. In § 720.102 by revising paragraph (d) to read as follows:

§ 720.102 Notice of commencement of manufacture or import.

(d) *Where to submit.* Notices of commencement of manufacture or import should be submitted to: TSCA Document Processing Center (TS-790), Rm. L-100, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460.

PART 721—[AMENDED]

8. In Part 721:

a. The authority citation for Part 721 continues to read as follows:

Authority: 15 U.S.C. 2604 and 2607.

b. In § 721.6 by revising the introductory text of paragraph (b) to read as follows:

§ 721.6 Applicability determination when the specific chemical identity is confidential.

(b) To establish a *bona fide* intent to manufacture, import, or process a chemical substance, the person who intends to manufacture, import, or process the chemical substance must submit the following in writing to the TSCA Document Processing Center (TS-

790), Rm. L-100, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460:

PART 723—[AMENDED]

9. In Part 723:

a. The authority citation for Part 723 continues to read as follows:

Authority: 15 U.S.C. 2604.

b. In § 723.50 by revising paragraph (n) to read as follows:

§ 723.50 Chemical substances manufactured in quantities of 1,000 kilograms or less per year.

(n) *Submission of information.*

Information submitted to EPA under this section must be sent in writing to: TSCA Document Processing Center (TS-790), Rm. L-100, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460.

c. In § 723.175 by revising paragraph (i)(3) to read as follows:

§ 723.175 Chemical substances used in or for the manufacture or processing of instant photographic and peel-apart film articles.

(i) * * *

(3) *Address.* The exemption notice must be addressed to: TSCA Document Processing Center (TS-790), Rm. L-100, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460.

d. In § 723.250 by revising the second sentence of paragraph (m)(1), and paragraph (s) to read as follows:

§ 723.250 Polymers.

(m) * * *

(1) * * * A statement of withdrawal must be made in writing to the TSCA Document Processing Center (TS-790), Rm. L-100, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. * * *

(s) *Submission of information.*

Information submitted to EPA under this section must be sent in writing to: TSCA Document Processing Center (TS-790), Rm. L-100, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460.

PART 750—[AMENDED]

10. In Part 750:

a. The authority citation for Part 750 continues to read as follows:

Authority: 15 U.S.C. 2605.

b. In § 750.11 by revising paragraph (c) to read as follows:

§ 750.11 Filing of petitions for exemption.

(c) *Where to file.* All petitions shall be submitted to the following location: TSCA Document Processing Center (TS-790), Rm. L-100, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460.

c. In § 750.31 by revising paragraph (c) to read as follows:

§ 750.31 Filing of petition for exemption.

(c) *Where to file.* All petitions must be submitted to the following location: TSCA Document Processing Center (TS-790), Rm. L-100, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460.

PART 761—[AMENDED]

11. In Part 761:

a. The authority citation for Part 761 continues to read as follows:

Authority: 15 U.S.C. 2605, 2607, and 2611; Subpart G is also issued under 15 U.S.C. 2614 and 2616.

b. In § 761.19 by revising the last sentence of the introductory text of paragraph (b), to read as follows:

§ 761.19 References.

(b) * * * Copies of the incorporated material may be obtained from the TSCA Public Docket Office (TS-793), Rm. NE-G004, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, or from the American Society for Testing and Materials (ASTM), 1916 Race Street, Philadelphia, PA 19103.

c. In § 761.20 by revising the second sentence of the introductory text of paragraph (c)(3) and the first sentence of paragraph (c)(3)(vii) to read as follows:

§ 761.20 Prohibitions.

(c) * * *
(3) * * * Export notices must be submitted to the TSCA Document Processing Center (TS-790), Rm. L-100, Office of Toxic Substances,

Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. * * *

(vii) No less than 30 days after the end of each calendar quarter (March 31, June 30, September 30, and December 31) during which PCBs were exported for disposal, each person exporting the PCBs must submit a report to the TSCA Document Processing Center (TS-790), Rm. L-100, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. * * *

§ 761.20 [Amended]

d. In § 761.20 by removing the phrase "Document Control Officer (TS-793)", from the third sentence in paragraphs (c)(3)(vii) and from paragraph (c)(3)(viii), and by substituting in place thereof the phrase "TSCA Document Processing Center (TS-790)".

§ 761.30 [Amended]

e. In § 761.30, paragraph (a)(2)(v), by removing the words "Assistant Administrator" and inserting in their place the words "Director, Exposure Evaluation Division".

f. In § 761.30, paragraph (h)(2)(iv) is amended by removing the parentheses.

§ 761.40 [Amended]

g. In § 761.40 introductory text, by revising the reference in paragraph (a) to "§ 761.44(a)", to read "§ 761.45(a)".

§ 761.60 [Amended]

h. In § 761.60, paragraphs (a)(1), and the introductory texts of (b)(5)(i) and (c)(1), by revising the "50 ppm" to read "500 ppm".

i. In § 761.60(a)(2)(iii)(C) by revising the reference to "paragraph (b)(2)(iii)(B)(3)" to read "paragraph (a)(2)(iii)(b)(3)".

j. In § 761.60(a)(2)(iv) by revising the reference to "(b)(2)(iii)" to read "paragraph (a)(2)(iii)".

k. In § 761.60(a)(5)(ii), by revising the reference to "§ 761.65" to read "§ 761.75".

l. In § 761.60, paragraphs (e) and (i)(1), by removing the words "Assistant Administrator for Pesticides and Toxic Substances", and inserting in their place the words "Director, Exposure Evaluation Division".

§ 761.70 [Amended]

m. In § 761.70, the formula in paragraph (a)(2) is amended by revising " $C_{CO_2}/C_{CO_2} + C_{CO} \times 100$ " to read " $[C_{CO_2}/(C_{CO_2} + C_{CO})]100$ ".

§§ 761.65, 761.70, 761.75 [Amended]

n. In § 761.65(c)(9) and § 761.70(c), the introductory text of § 761.75(b)(6)(iii),

and paragraph (b)(8)(iv) of § 761.75, by revising all references to "§ 761.80" to read "§ 761.180".

§ 761.70 [Amended]

o. In § 761.70, the introductory text of paragraph (a), paragraph (a) (7), (8) introductory text, and (9), the introductory text of paragraph (b), the introductory text of paragraph (d), paragraph (d)(2) (i), (ii) introductory text, (iii), (4) (i), (ii), (5) and (7), by removing the words "Assistant Administrator for Pesticides and Toxic Substances" and inserting in their place the words "Director, Exposure Evaluation Division".

p. In § 761.70, the introductory text of paragraph (d)(1), by removing the words "Assistant Administrator", and adding in place thereof the words "Director, Exposure Evaluation Division".

§ 761.80 [Amended]

q. In § 761.80 by removing and reserving paragraphs (a) through (e), and (h) through (l) and by removing paragraphs (p) through (r).

§ 761.180 [Amended]

r. In § 761.180(f)(3) by revising the reference to "§ 761.41(c)" to read "§ 761.75(c)".

s. In § 761.185 by revising paragraph (f) to read as follows:

§ 761.185 Certification program and retention of records by importers and persons generating PCBs in excluded manufacturing processes.

(f) This report must be submitted to the TSCA Document Processing Center (TS-790), Rm. L-100, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, ATTN: PCB Notification. This report must be submitted by October 1, 1984 or within 90 days of starting up processes or commencing importation of PCBs.

t. In § 761.187 by revising paragraph (d) to read as follows:

§ 761.187 Reporting by importers and by persons generating PCBs in excluded manufacturing processes.

(d) These reports must be submitted to the TSCA Document Processing Center (TS-790), Rm. L-100, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, ATTN: PCB Notification.

PART 763—[AMENDED]

12. In Part 763:

a. The authority citation for Part 763 continues to read as follows:

Authority: 15 U.S.C. 2605 and 2607(c); Subpart E also issued under 15 U.S.C. 2641, 2643, and 2647.

§ 763.90 [Amended]

b. Section 763.90 is amended as follows:

i. The third sentence of paragraph (i)(5) is amended by revising the words "The method is available at the Office of the Federal Register Information Center, 11th and L St., NW., Room 8401 * * *" to read "The method is available for public inspection at the Office of the Federal Register, 11th and L St., NW., Room 8401 * * *".

ii. The third sentence in paragraphs (i)(6) and (7) is amended by revising the words "The method is available at the Office of the Federal Register, 11th and L St., NW., Room 8301 * * *" to read "The method is available for public inspection at the Office of the Federal Register, 11th and L St., NW., Room 8401 * * *".

c. Section 763.119 is revised to read as follows:

§ 763.119 References.

(a) *General.* The following reference contains detailed information on sampling and analysis of friable materials and provides a background on which this Part is based. Microfiche copies may be obtained from the TSCA Public Docket Office (TS-793), Rm. NE-G004, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460.

(1) USEPA. 1979. "Asbestos-Containing Materials in School Buildings: A Guidance Document" Part 1 (EPA No. C00090), OPTS Docket 61004.

(2) [Reserved]

(b) [Reserved]

PART 790—[AMENDED]

13. In Part 790:

a. The authority citation for Part 790 continues to read as follows:

Authority: 15 U.S.C. 2603.

b. In § 790.5 by revising paragraph (b) to read as set forth below and by removing paragraph (c).

§ 790.5 Submission of information.

(b) Submissions containing both confidential business information or non-confidential business information must be addressed to: TSCA Document Processing Center (TS-790), Rm. L-100, Office of Toxic Substances, Environmental Protection Agency, 401 M

St., SW., Washington, DC 20460.
Attention: TSCA Section 4.

PART 796—[AMENDED]

14. In Part 796:

a. The authority citation for Part 796 continues to read as follows:

Authority: 15 U.S.C. 2603.

b. In § 796.1550 by revising the last sentence in paragraph (b)(1)(iii) to read as follows:

§ 796.1550 Partition coefficient (n-Octanol/water).

(b) * * *

(1) * * *

(ii) * * * Copies of the incorporated material may be obtained from the TSCA Public Docket Office (TS-793), Rm. NE-G004, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, and from the American Society for Testing and Materials (ASTM), 1916 Race Street, Philadelphia, PA 19103.

d. In § 796.1570 by revising the last sentence in paragraph (b)(1)(ii) to read as follows:

§ 796.1570 Partition coefficient (n-Octanol/water)— Estimation by liquid chromatography.

(b) * * *

(1) * * *

(ii) * * * Copies of the incorporated material may be obtained from the TSCA Public Docket Office (TS-793), Rm. NE-G004, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, and from the American Society for Testing and Materials (ASTM), 1916 Race Street, Philadelphia PA 19103.

e. In § 796.1720 by revising the last sentence in paragraph (b)(1)(ii) and the last sentence in paragraph (b)(2)(i) to read as follows:

§ 796.1720 Octanol/water partition coefficient, generator column method.

(b) * * *

(1) * * *

(ii) * * * Copies of the incorporated material may be obtained from the TSCA Public Docket Office (TS-793), Rm. NE-G004, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, or from the American Society for Testing and Materials (ASTM), 1916 Race Street, Philadelphia, PA 19103.

(2) * * *

(i) * * * Copies of the incorporated material may be obtained from the TSCA Public Docket Office (TS-793), Rm. NE-G004, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, or from the American Society for Testing and Materials (ASTM), 1916 Race Street, Philadelphia, Pa 19103.

f. In § 796.1840 by revising the last sentence in paragraph (b)(1)(ii) to read as follows:

§ 796.1840 Water solubility.

(b) * * *

(1) * * *

(ii) * * * Copies of the incorporated material may be obtained from the TSCA Public Docket Office (TS-793), Rm. NE-G004, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, or from the American Society for Testing and Materials (ASTM), 1916 Race Street, Philadelphia, PA 19103.

g. In § 796.1860 by revising the last sentence in paragraph (b) (1) (ii) to read as follows:

§ 796.1860 Water solubility (generator column method).

(b) * * *

(1) * * *

(ii) * * * Copies of the incorporated material may be obtained from the TSCA Public Docket Office (TS-793), Rm. NE-G004, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, or from the American Society for Testing and Materials (ASTM), 1916 Race Street, Philadelphia, PA 19103.

h. In § 796.1950 by revising the fifth sentence of paragraph (b)(2)(i) to read as follows:

§ 796.1950 Vapor pressure.

(b) * * *

(2) * * *

(i) * * * Copies of the incorporated material may be obtained from the TSCA Public Docket Office (TS-793), Rm. NE-G004, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, or from the American Society for Testing and Materials (ASTM), 1916 Race Street, Philadelphia, PA 19103.

§ 796.3260 [Amended]

i. In § 796.3260, paragraph (b)(2)(i)(B)(2) introductory text by revising the word "megohms.cm" to read "megaohms.cm".

j. In § 796.3500 by revising the last sentence in paragraph (b)(1)(ii) to read as follows:

§ 796.3500 Hydrolysis as a function of pH at 25°C.

(b) * * *

(1) * * *

(ii) * * * Copies of the incorporated material may be obtained from the TSCA Public Docket Office (TS-793), Rm. NE-G004, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, or from the American Society for Testing and Materials (ASTM), 1916 Race Street, Philadelphia, PA 19103.

k. In § 796.3700 by revising the last sentence in paragraph (b)(2)(i)(B) to read as follows:

§ 796.3700 Photolysis in aqueous solution in sunlight.

(b) * * *

(2) * * *

(i) * * *

(B) * * * Copies of the incorporated material may be obtained from the TSCA Public Docket Office (TS-793), Rm. NE-G004, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, or from the American Society for Testing and Materials (ASTM), 1916 Race Street, Philadelphia, PA 19103.

§ 796.3780 [Amended]

i. In § 796.3780 as follows:

i. In paragraph (b)(2)(i)(B)(1) by revising the reference "paragraph (b)(i)(vi)" to read "paragraph (b)(1)(vi)".

ii. In paragraph (b)(1)(vi)(A) by revising the last sentence to read as follows:

§ 796.3780 Laboratory determination of the direct photolysis reaction quantum yield in aqueous solution and sunlight photolysis.

(b) * * *

(1) * * *

(iv) * * *

(A) * * * Copies of the incorporated material may be obtained from the TSCA Public Docket Office (TS-793), Rm. NE-G004, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, or from the American Society for

Testing and Materials (ASTM), 1916 Race Street, Philadelphia, PA 19103.

PART 797—[AMENDED]

15. In Part 797:

a. The authority citation for Part 797 continues to read as follows:

Authority: 15 U.S.C. 2603.

§ 797.1060 [Amended]

b. In § 797.1060 by redesignating paragraphs (c)(1) (A) and (B) as paragraphs (c)(1) (i) and (ii), respectively.

§ 797.1075 [Amended]

c. In § 797.1075 by redesignating paragraphs (c)(1) (A) and (B) as paragraphs (c)(1) (i) and (ii), respectively.

§ 797.2050 [Amended]

d. In § 797.2050, paragraph (c)(3), by revising the reference "(d)(4)(iii)" to read "(c)(4)(iii)".

PART 799—[AMENDED]

17. In Part 799:

a. The authority citation for Part 799 continues to read as follows:

Authority: 15 U.S.C. 2603, 2611, 2625.

b. Section 799.5 is revised to read as follows:

§ 799.5 Submission of information.

Information (letters, study plans, reports) submitted to EPA under this Part must bear the Code of Federal Regulations (CFR) a section number of the subject chemical test rule (e.g. § 799.4400 for 1,1,1-trichloroethane) and must be addressed to: TSCA Document Processing Center (TS-790), Rm. L-100, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460.

c. In § 799.500 by revising the last sentence in paragraph (c)(4)(i) and paragraph (d)(2)(i)(C) to read as follows:

§ 799.500 Anthraquinone.

(c) * * *

(4) * * *

(i) * * * Copies of the incorporated material may be obtained from the TSCA Public Docket Office (TS-793), Rm. NE-G004, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, or from the American Society for Testing and Materials (ASTM), 1916 Race Street, Philadelphia, PA 19103.

(d) * * *

(2) * * *

(C) * * * Copies of the incorporated material may be obtained from the TSCA Public Docket Office (TS-793), Rm. NE-G004, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, or from the Society for Industrial Microbiology, P.O. Box 12534, Arlington, VA 22209-8534.

d. In § 799.4400 by revising the last sentence in paragraph (d)(1)(ii) to read as follows:

§ 799.4400 1,1,1-Trichloroethane.

(d) * * *

(1) * * *

(ii) * * * Copies of the incorporated material may be obtained from the TSCA Public Docket Office (TS-793), Rm. NE-G004, Office of Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460.

[FR Doc. 88-8040 Filed 4-14-88; 8:45 am]

BILLING CODE 6560-50-M

FEDERAL COMMUNICATIONS COMMISSION**47 CFR Parts 43 and 63**

[CC Docket No. 86-494; FCC 88-71]

Common Carrier Services; in the Matter of Regulatory Policies and International Telecommunications

AGENCY: Federal Communications Commission.

ACTION: Report & Order (R&O) Final rule.

SUMMARY: The Commission has established annual procurement requirements for interexchange carriers with more than \$100 million in common carrier operations revenue and Tier I local exchange carriers, their holding companies and affiliates, for core equipment purchases during the preceding year. The Commission has also established quarterly reporting requirements of traffic and revenue from foreign-owned carriers offering interstate common carrier services within the United States. Additionally, carriers commencing U.S. domestic long distance service after July 1, 1988 must notify the Commission in writing within 30 days after they begin providing such services. (See also Supplemental Notice of Inquiry adopted in conjunction with the R&O and published elsewhere in the issue of the Federal Register.)