

Section IV Point Source Control Program

IV.1 PSD Area Classification and

Reclassifications (11/15/83)

A. Class I Area Boundaries (11/15/83)

B. Areas Protected from Visibility Degradation (11/15/83)

C. Reclassification (11/15/83)

1. Limitations on PSD Reclassification (11/15/83)

2. PSD Reclassification Procedures (11/15/83)

IV.2 Compliance Assurance (11/15/83)

IV.3 Testing Procedures (11/15/83)

Section V Ambient Air Monitoring

ADEC Ambient Analysis Procedures (11/15/83)

4. Section 52.96(a) is revised to read as follows:

§ 52.96 Significant deterioration of air quality.

(a) The State of Alaska Department of Environmental Conservation Air Quality Control Regulations as in effect on June 2, 1988 (specifically 18 AAC 50.020, 50.021, 50.300, 50.400, 50.510, 50.520, 50.530, 50.600, 50.620, and 50.900) and the State air quality control plan as in effect on June 2, 1988 (specifically, Section I.B. AIR QUALITY CONTROL REGIONS, Section I.C. ATTAINMENT/NONATTAINMENT DESIGNATIONS, Section I.D. PREVENTION OF SIGNIFICANT DETERIORATION DESIGNATIONS, Section IV.F. FACILITY REVIEW PROCEDURES, Section IV.G APPLICATION REVIEW AND PERMIT DEVELOPMENT, Section IV.H PERMIT ISSUANCE REQUIREMENTS, Appendix IV.1. PSD area Classification and Reclassification, and Appendix V ADEC Ambient Analysis Procedures), are approved as meeting the requirements of part C for preventing significant deterioration of air quality.

[FR Doc. 91-9900 Filed 4-25-91; 8:45 am]

BILLING CODE 6560-50-M

40 CFR Part 52

[FRL-3924-3]

Approval and Promulgation of State Implementation Plans: Oregon

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: EPA today approves a minor revision to the Oregon Carbon Monoxide (CO) State Implementation Plan for the Portland-Vancouver Air Quality Maintenance Area (AQMA). The revision updates the City of Portland, Oregon's, parking policy which originally was adopted in 1975. The

Portland Downtown Parking and Circulation Policy established a maximum parking inventory figure of 40,855 parking lid. A more comprehensive and sophisticated count of the spaces was conducted in 1986 which indicated that the baseline is actually 43,914 spaces. The proposed action would increase the baseline to reflect the more accurate count and establish a process to increase the parking lid by 1,370 spaces to accommodate expected new parking growth in the downtown area. A new Parking Offset Rule will allow the City of Portland to increase the parking lid by 1,370 spaces without any increases in CO emissions. In fact, the change will result in actual reductions in emissions.

The new state rule requires that transportation control measures be implemented to counteract the increase in emissions from new parking spaces. The rule insures that replacement measures will actually provide air quality benefit by requiring emission offsets ranging from 1.2 to 2.0 of the potential emissions increase from new parking. The rule also requires documentation of the permanence and enforceability of the proposed replacement measures as well as a monitoring plan and a contingency plan should the measures not meet projected effectiveness.

DATES: This action will be effective on June 25, 1991 unless notice is received before May 28, 1991 that someone wishes to submit adverse or critical comments. If such notice is received, EPA will open a formal 30-day comment period.

ADDRESSES: Documents which are incorporated by reference are available for public inspection at the Public Information Reference Unit, Environmental Protection Agency, 401 M Street SW., Washington, DC. Copies of material submitted to EPA may be examined during normal business hours at the following locations:

Air Programs Branch, Environmental Protection Agency, Docket #10A-91-1, 1200 Sixth Avenue, AT-082, Seattle, Washington 98101.

State of Oregon, Department of Environmental Quality, 811 SW. Sixth, Portland, Oregon 97205.

Comments should be addressed to: Laurie Kral, Air Programs Branch, AT-082, Environmental Protection Agency, 1200 Sixth Avenue, Seattle, Washington 98101.

FOR FURTHER INFORMATION CONTACT: Michael Lidgard, Air Programs Branch, AT-082, Environmental Protection Agency, 1200 Sixth Avenue, Seattle,

Washington 98101, Telephone: (206) 553-4233, FTS: 399-4233.

SUPPLEMENTARY INFORMATION: On October 7, 1982, the Environmental Protection Agency (EPA) approved the Clean Air Act State Implementation Plan (SIP) for the Portland-Vancouver Interstate Air Quality Maintenance Area (AQMA) for carbon monoxide (CO) (47 FR 44261). The city's parking policy originally was adopted in 1975 and was updated in 1980. The Downtown Parking and Circulation Policy established a maximum parking inventory figure of 40,855 spaces composed of (1) existing spaces, (2) spaces allocated to future development projects, and (3) unallocated spaces categorized as the parking reserve.

In 1986, the city initiated a program to collect comprehensive data on downtown parking, including a new count of existing parking spaces. Previous counts conducted by the city were hampered by lack of access to privately owned off-street parking facilities which required city staff to estimate the number of parking spaces and resulted in an underestimate of the actual number of spaces. The 1986 program included a thorough verification process that was not conducted when determining the original baseline. After conducting spot checks and computerizing the data, the new count indicated a baseline of 43,914. Today's action revises the ceiling using this number as the baseline.

From the period of 1975 to 1987, the city downtown employment rose from roughly 65,000 to over 80,000. Much of the additional travel was accommodated through the expansion of transit service; however, there was public pressure to increase the limited parking supply, so the city began to explore alternative control measures which could be used to increase the parking lid while still meeting the air quality goals of the SIP. The city began a project to identify measures to counteract the emissions from increasing the parking supply. Two consultant studies were conducted: one to investigate the feasibility of transportation control measures to serve as replacement measures and another to determine future parking needs and overall transportation circulation in future years. The latter study identified a need for 1,370 spaces to accommodate expected growth in the downtown area by the year 2000 after considering growth in transit ridership.

The rule described in this notice was developed by the City of Portland and the Oregon Department of Environmental Quality. This Parking

Offset Rule will allow the City of Portland to increase the current parking lid of 40,855 spaces to meet new parking growth needs by 1,370 spaces without any increase in CO emissions.

The Parking Offset Rule is based on one of the studies described above, which was conducted in 1987 by Cambridge Systematics for the City of Portland. The study quantified CO emissions from new parking spaces and CO emissions decreases from implementation of a variety of transportation control measures.

The rule insures that replacement measures (fringe parking, alternative work schedules, subsidy of ridesharing, increases in long-term parking space rates, increases in all parking rates, restrictions on off-street parking before 10 a.m., reserve parking for carpools, park and ride remote lots, alternative fuels, enhanced vehicle inspection and maintenance, increased transit capacity, traffic flow improvement, bicycle access, and short-term parking spaces) will provide an air quality benefit by requiring emission reductions ranging from 1.2 to 2.0 of the potential emissions increase from new parking. The rule also requires documentation of the permanence and enforceability of the proposed replacement measures and a monitoring plan to provide at least an annual assessment of whether the new measures are attaining their projected effectiveness. The monitoring plan must include continuous monitoring of traffic volumes at key locations downtown.

Under the rule, before any replacement measures are approved, the City of Portland must guarantee the permanence of the measures by providing a contingency plan adopted by resolution. In the event that monitoring indicates a replacement measure is not providing the projected effectiveness, and the city is unable to correct the deficiency, then the city must invoke contingency measures including removing spaces from the reserve and potentially removing existing parking spaces.

On September 20, 1990, the Environmental Quality Commission conducted a meeting to discuss the proposed state rule and a public hearing was held on October 31, 1990. These rules were adopted by the Environmental Quality Commission on December 14, 1990.

EPA Action

EPA today is approving the Oregon Administrative Rules 340-20-405 through 340-20-430 (Parking Offsets in the Portland Central Business District) as a revision to the Oregon carbon monoxide (CO) State Implementation

Plan for the Portland-Vancouver Air Quality Maintenance Area. The revision would increase the parking lid baseline to 43,914 to reflect a more accurate count of parking spaces in Portland, and also would increase the parking lid by 1,370 spaces to accommodate expected new parking growth. EPA is also approving a Parking Offset Rule which will allow an increase in the parking lid without any increases in CO emissions. The rule requires that transportation control measures be implemented to counteract the increase in emissions from new parking spaces.

Administrative Review

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

Nothing in this action should be construed as permitting or allowing or establishing a precedent for any future request for revision to any state implementation plan. Each request for revision to the state implementation plan shall be considered separately in light of specific technical, economic and environmental factors and in relation to relevant statutory and regulatory requirements.

The Agency has reviewed this request for revision of the federally-approved state implementation plan for conformance with the provisions of the 1990 amendments enacted on November 5, 1990. The Agency has determined that this action conforms with those requirements irrespective of the fact that the submittal preceded the date of enactment.

Under 5 U.S.C. section 605(b), I certify that this SIP revision will not have a significant economic impact on a substantial number of small entities (46 FR 8709).

This action has been classified as a table 3 action by the Regional Administrator under the procedures published in the *Federal Register* on January 19, 1989 (54 FR 2214-2225). On January 6, 1989, the Office of Management and Budget waived table 2 and 3 SIP revisions (54 FR 2222) from the requirements of section 3 of Executive Order 12291 for a period of two years

and subsequently extended until April 6, 1991.

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of appeals for the appropriate circuit by June 25, 1991. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed and shall not postpone the effectiveness of such rule or action. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2)).

List of Subjects in 40 CFR Part 52

Air pollution control, Carbon monoxide, Hydrocarbons, Incorporation by reference, Intergovernmental relations, Lead, Nitrogen dioxide, Ozone, Particulate matter, Reporting and Recordkeeping requirements, Sulfur oxides.

Note: Incorporation by reference of the Implementation Plan for the State of Oregon was approved by the Director of the Office Federal Register on July 1, 1982.

Dated: March 12, 1991.

Dana A. Rasmussen,
Regional Administrator.

PART 52—[AMENDED]

Title 40, chapter I of part 52 of the Code of Federal Regulations is amended as follows:

Subpart MM—Oregon

1. The authority citation for part 52 continues to read as follows:

Authority: 42 U.S.C. 7401-7642

2. Section 52.1970 is amended by adding paragraph (c)(90) to read as follows:

§ 52.1970 Identification of plan.

* * * * *

(c) * * *

(90) On January 14, 1991, the State of Oregon Department of Environmental Quality submitted amendments to the Parking Offsets in the Portland Central business District (OAR-340-20-405 through 340-20-430) in the State of Oregon Air Quality Control Program.

(i) Incorporation by reference.

(A) Letter dated January 4, 1991, from the Director of the Department of Environmental Quality to EPA Region 10 submitting an amendment to the Oregon Implementation Plan.

(B) Oregon Administrative Rules Chapter 340, Division 20 (Air Pollution Control), section 405 through 430

(Parking Offsets in the Portland Central Business district). These rules were adopted by the Environmental Quality Commission on December 14, 1990.

[FR Doc. 91-9783 Filed 4-25-91; 8:45 am]

BILLING CODE 6560-50-M

40 CFR Parts 264, 265, and 270

[FRL-3923-6]

Hazardous Waste Treatment, Storage, and Disposal Facilities—Organic Air Emission Standards for Process Vents and Equipment Leaks; Technical Amendment

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule; technical amendment.

SUMMARY: This document corrects typographical errors in the regulatory text of the final standards that would limit organic air emissions as a class at hazardous waste treatment, storage, and disposal facilities (TSDF) that are subject to regulation under subtitle C of the Resource Conservation and Recovery Act (RCRA). These standards appeared in the Federal Register on June 21, 1990 (55 FR 25454).

EFFECTIVE DATE: December 21, 1990.

FOR FURTHER INFORMATION CONTACT:

Mr. Rick Colyer at (919) 541-5262, Standards Development Branch, Emission Standards Division (MD-13), U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711.

SUPPLEMENTARY INFORMATION: On June 21, 1990 (55 FR 25454), EPA promulgated regulations limiting organic air emissions from process vents and equipment leaks at hazardous waste TSDF. The regulations contained typographical errors which are discussed briefly below and are corrected by this action. The corrections are editorial and do not alter the requirements of the standards.

Dated: April 12, 1991.

Michael Shapiro,

Acting Assistant Administrator for Air and Radiation.

For the reasons set out in the preamble, title 40, chapter I, parts 264, 265, and 270 of the Code of Federal Regulations are amended as set forth below.

PART 264—STANDARDS FOR OWNERS AND OPERATORS OF HAZARDOUS WASTE TREATMENT, STORAGE, AND DISPOSAL FACILITIES

1. The authority citation for part 264 continues to read as follows:

Authority: 42 U.S.C. 6905, 6912(a), 6924, and 6925.

§ 264.1030 [Amended]

2. Section 264.1030(a) is amended by revising "2641" to read "264.1".

3. In § 264.1030, paragraph (b) introductory text is amended by revising "§§ 264.1034(d) and 264.1035(e)" to read "§ 264.1034 (d) and (e)".

§ 264.1033 [Amended]

4. Section 264.1033(f)(3) is amended by revising "paragraphs (1) and (2) of this section" to read "paragraphs (f) (1) and (2) of this section".

§ 264.1035 [Amended]

5. Section 264.1035(b)(4)(ii) is amended by revising "Records including the dates of" to read "Records, including the dates, of".

§ 264.1052 [Amended]

6. Section 264.1052(b)(1) is amended by revising "a instrument reading" to read "an instrument reading".

PART 265—INTERIM STATUS STANDARDS FOR OWNERS AND OPERATORS OF HAZARDOUS WASTE TREATMENT, STORAGE, AND DISPOSAL FACILITIES

7. The authority citation for part 265 continues to read as follows:

Authority: 42 U.S.C. 6905, 6912(a), 6924, 6925, and 6935.

§ 265.13 [Amended]

8. Section 265.13(b)(6) is amended by revising "265.193" to read "265.200".

§ 265.73 [Amended]

9. Section 265.73(b)(3) is amended by revising "265.193" to read "265.200".

§ 265.1030 [Amended]

10. In § 265.1030 paragraph (b) introductory text is amended by revising "§§ 265.1034(d) and 265.1035(d)" to read "§ 265.1034 (d) and (e)".

§ 265.1034 [Amended]

11. Section 265.1034(c)(1)(vi) is amended by revising "E_h, as determined in paragraph (c)(1)(v) of the section" to read "E_h, as determined in paragraph (c)(1)(iv) of this section".

§ 265.1035 [Amended]

12. Section 265.1035(b)(4)(ii) is amended by revising "Records including

the dates of" to read "Records, including the dates, of".

13. Section 265.1035(c)(5) is amended by revising "Paragraph (3)" to read "paragraph (c)(4) of this section."

§ 265.1052 [Amended]

14. Section 265.1052(e)(3) is amended by revising "paragraph (a)(2)" to read "paragraph (e)(2)".

§ 265.1064 [Amended]

15. Section 265.1064(c) introductory text is amended by revising "265.1953" to read "265.1053".

PART 270—EPA ADMINISTERED PERMIT PROGRAMS: THE HAZARDOUS WASTE PERMIT PROGRAM

16. The authority citation for part 270 continues to read as follows:

Authority: 42 U.S.C. 6905, 6912, 6924, 6925, 6927, 6939, and 6974.

17. Section 270.24 is amended by revising paragraph (d)(2) to read as follows:

§ 270.24 Specific part B information requirements for process vents.

(d) * * *

(2) Records, including the dates, of each compliance test required by § 264.1033(k).

* * *

§ 270.25 [Amended]

18. Section 270.25(e)(2) is amended by revising "Records including the dates of" to read "Records, including the dates, of".

[FR Doc. 91-9834 Filed 4-25-91; 8:45 am]

BILLING CODE 6560-50-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Public Health Service

42 CFR Part 57

RIN 0905-AD07

Health Professions Student Loan Program

AGENCY: Public Health Service, HHS.

ACTION: Final regulations.

SUMMARY: This rule revises existing regulations governing the Health Professions Student Loan (HPSL) program to conform those regulations with amendments made to sections 740-747 of the Public Health Service (PHS) Act (the Act) by the Health Professions Reauthorization Act of 1988. This rule

also revises the regulations to conform with amendments made to the Act by the National Health Service Corps Revitalization Amendments of 1990, the Department of the Interior and Related Agencies Appropriations Act for Fiscal Year 1990, the Compact of Free Association Act of 1985, and makes other changes which are technical or clarifying in nature.

EFFECTIVE DATE: These regulations are effective April 26, 1991.

FOR FURTHER INFORMATION CONTACT: Mr. Bruce Baggett, Chief, Student and Institutional Support Branch, Division of Student Assistance, Bureau of Health Professions, Health Resources and Services Administration, Parklawn Building, room 8-34, 5600 Fishers Lane, Rockville, Maryland 20857; telephone number: 301 443-4776.

SUPPLEMENTARY INFORMATION: The HPSL program is governed by sections 740-747 of the PHS Act. Section 740 of the Act authorizes the Secretary to enter into an agreement with any public or private nonprofit school of medicine, osteopathic medicine, dentistry, pharmacy, podiatric medicine, optometry, or veterinary medicine to operate a student loan fund for the purpose of making loans to eligible students. The loan fund consists of at least 1 institutional dollar for every 9 Federal dollars. The institution is responsible for determining eligible recipients, making loans, and collecting loan repayments from borrowers. Regulations governing the HPSL program are codified at 42 CFR part 57, subpart C.

The Health Professions Reauthorization Act of 1988 (title VI of Pub. L. 100-607), enacted on November 4, 1988, made amendments to sections 740-747 of the PHS Act. Other amendments which affect the HPSL program have been made in recent years by the National Health Service Corps Revitalization Amendments of 1990 (Pub. L. 101-597), the Department of the Interior and Related Agencies Act for Fiscal Year 1990 (Pub. L. 101-121), and the Compact of Free Association Act of 1985 (Pub. L. 99-239). The amendments to part 57, subpart C, set out below, implement the amendments made by those Acts literally. In addition, a few technical changes are included that (1) bring the regulations into line with current Department regulatory policies, and (2) provide current Office of Management and Budget approval numbers in those sections which contain information collection requirements.

The amendments are described below according to the sections of the HPSL regulations which they affect.

Section 57.202 Definitions

1. The Department is amending the definitions of "grace period" and "health professions school" by revising the reference to schools of "podiatry" to read "podiatric medicine", in accordance with Public Law 100-607.

2. The Department is amending the definition of "National of the United States" to add the United States Code citation where this term is defined.

3. The definition of "State" is amended by inserting after the "Trust Territory of the Pacific Islands" "(the Republic of Palau), the Republic of the Marshall Islands, and the Federated States of Micronesia", in accordance with the Compact of Free Association Act of 1985.

Section 57.206 Eligibility and selection of Health Professions Student Loan Applicants

The Department is revising the words "medical and osteopathic" before the words "student", "students", or "applicants" in paragraph (b) introductory text and paragraph (c) to read "medical (M.D. and D.O.)", in accordance with Public Law 100-607.

The Department also is deleting the citation in paragraph (b)(1) "and published under 34 CFR 674.13", since it is no longer used by the Department of Education. The need analysis methodologies are now authorized under part F of title IV of the Higher Education Act of 1965, as amended.

The Department also is revising paragraph (a)(1)(i) to include those entities, as reflected in the revised definition of "State", in which an applicant may be determined eligible to apply for a loan, in accordance with Public Law 99-239, the Compact of Free Association Act of 1985.

Section 57.208 Health Professions Student Loan Promissory Note and Disclosure Requirements

In accordance with Public Law 100-607, the Department is amending paragraph (a)(1) of this section by reducing the maximum interest rate charged on health professions student loans from 9 percent to 5 percent.

Section 57.210 Repayment and Collection of Health Professions Student Loans

In accordance with Public Law 100-607, the Department is amending paragraph (a)(2) of this section by expanding the deferment provision to exclude from the 10-year repayment period all periods during which a borrower is pursuing a full-time course

of study at an eligible health professions school.

Section 57.212 Repayment of Cancellation of Loans for Practice in a Health Manpower Shortage Area

In accordance with Public Law 101-597, the National Health Service Corps Revitalization Amendments of 1990, the Department is amending the term "health manpower shortage area" to read "health professional shortage area" in the section heading and in paragraphs (a) introductory text and (a)(3).

Section 57.213 Continuation of Provisions for Cancellation of Loans Made Prior to November 18, 1971

In accordance with Public Law 100-607, the Department is revising the word "osteopathy" to read "osteopathic medicine" in the first sentence of the section text.

Additionally, a room number is being added to the address listed at the end of the section text.

Section 57.216 Nondiscrimination

The Department is revising the heading and format listing of the Code of Federal Regulations (CFR) citations in this section to reflect current standard departmental policy language. The revised heading is entitled, "What Additional Department Regulations Apply to Schools?" Additionally, a new CFR citation is being added to the regulations, in accordance with Public Law 101-121, section 319, the Department of the Interior and Related Agencies Appropriations Act for Fiscal Year 1990, enacted on October 23, 1989, and a notice and interim-final rule, published in the *Federal Register* on February 26, 1990 (55 FR 6736), to bring this grant program into compliance with governmentwide requirements established under 45 CFR part 93 for this Department.

Regulatory Flexibility Act and Executive Order 12291

The Department believes that the resources required to implement the requirements in these regulations are minimal in comparison to the overall resources of health professions schools. Therefore, in accordance with the requirements of the Regulatory Flexibility Act of 1980, the Secretary certifies that these regulations will not have a significant impact on a substantial number of health professions schools.

The Department also has determined that this rule is not a major rule under Executive Order 12291; therefore, a regulatory impact analysis is not

required. In addition, the rule will not exceed the threshold level of \$100 million established in section (b) of Executive Order 12291.

Justification for Omitting Notice of Proposed Rulemaking

Since these amendments are technical and ministerial in nature, the Secretary has determined pursuant to 5 U.S.C. 553 and departmental policy, that it is unnecessary and impractical to follow proposed rulemaking procedures or to delay the effective date of these regulations.

Paperwork Reduction Act

The Health Professions Student Loan regulations contain information collections which have been approved by the Office of Management and Budget under the Paperwork Reduction Act of 1980 and assigned control numbers 0915-0044, 0915-0046, 0915-0047, 0915-0074, and 0915-0094. The title, description, and respondent description of the information collections are shown below with an estimate of the annual reporting and recordkeeping burdens. Included in the estimate is the time for

reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

Title: Health Professions Student Loan (HPSL) Program.

Description: Information sufficient to assure payment and reduce default, and school applications.

Description of Respondents: Individuals and households (students), nonprofit institutions (schools).

ESTIMATED ANNUAL REPORTING AND RECORDKEEPING BURDEN

Section No.	Annual No. of respondents	Frequency of response	Total annual responses	Average burden per response	Annual burden hours	OMB No. (0915-)
57.203:						
(Reporting).....	750	1	750	30 min.....	375 hrs.....	(0044).
57.206(a)(2):						
(Reporting).....	7,500	1	7,500	15 min.....	1,875 hrs.....	(0047).
57.206(b)(2):						
(Recordkeeping).....	300	1	300	70 min.....	350 hrs.....	(0047).
57.208:						
(Recordkeeping).....	300	82	24,600	1 min.....	410 hrs.....	(0074).
(Recordkeeping).....	(¹)	(¹)	(¹)	(¹)	(¹)	(0047).
57.210(a)(1):						
(Reporting).....	9,725	1	9,725	10 min.....	1,620 hrs.....	(0044).
57.210(b)(1)(i):						
(Reporting).....	310	75	23,250	10 min.....	3,875 hrs.....	(0094).
(Recordkeeping).....	310	75	23,250	1 min.....	388 hrs.....	(0094).
57.210(b)(1)(ii):						
(Reporting).....	310	19	5,890	29 min.....	2,847 hrs.....	(0094).
(Recordkeeping).....	310	19	5,890	1 min.....	98 hrs.....	(0094).
57.210(b)(1)(iii):						
(Reporting).....	310	33	10,230	10 min.....	1,705 hrs.....	(0094).
57.210(b)(1)(iv):						
(Reporting).....	310	35	10,850	5 min.....	904 hrs.....	(0094).
57.210(b)(1)(vi):						
(Reporting).....	310	31	9,610	10 min.....	1,601 hrs.....	(0094).
57.211(a):						
(Reporting).....	40	1	40	30 min.....	20 hrs.....	(0047).
57.211(b):						
(Recordkeeping).....	94	1	94	1 min.....	1.5 hrs.....	(0047).
57.212(a)(3):						
(Reporting).....	(²)	(²)	(²)	(²)	(²)	(0047).
57.213(a):						
(Reporting).....	5	1	5	5 min.....	.4 hr.....	(0044).
57.215(a):						
(Reporting).....						
6 months.....	1,420	1	1,420	3 hrs.....	4,260 hrs.....	(0046).
3 months.....	870	1	870	1 hr.....	870 hrs.....	(Est. Cleared).
57.215(a)(1):						
(Reporting and Recordkeeping).....	1,200	1	1,200	5 hrs.....	6,000 hrs.....	(0044).
(Reporting and Recordkeeping).....	(³)	(³)	(³)	(³)	(³)	(0047).
57.216(a)(d):						
(Reporting).....	6	1	6	3 hrs.....	18 hrs.....	(0047).

¹ Regulation clearance only.

² Inactive provision—no current burden.

³ Regulation clearance only.

This final rule (technical amendments) does not impose additional information collection and does not require OMB review.

List of Subjects in 42 CFR Part 57

Dental health, Education of disadvantaged, Educational facilities, Educational study programs, Emergency medical services, Grant programs-

education, Grant programs-health, Health facilities, Health professions, Loan programs-health, Medical and dental schools, Scholarships and fellowships, Student aid.

(Catalog of Federal Domestic Assistance, No. 13.342, Health Professions Student Loan Program)

Dated: March 5, 1991.

James O. Mason,
Assistant Secretary for Health.

Approved: April 5, 1991.

Louis W. Sullivan,
Secretary.

Accordingly, subpart C of 42 CFR part 57 is amended to read as follows:

**PART 57—GRANTS FOR
CONSTRUCTION OF TEACHING
FACILITIES, EDUCATIONAL
IMPROVEMENTS, SCHOLARSHIPS
AND STUDENT LOANS**

**Subpart C—Health Professions
Student Loans**

1. The authority for subpart C is revised to read as follows:

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216); secs. 740–747, Public Health Service Act, 77 Stat. 170–173, 90 Stat. 2266–2268, 91 Stat. 390–391, 95 Stat. 920, 99 Stat. 532–536, and as amended by 102 Stat. 3125 (42 U.S.C. 294m–q).

2. Section 57.202 is amended by revising the definitions of "grace period", "health professions school", "National of the United States", and "State" to read as follows:

§ 57.202 Definitions.

Health professions school or school. For purposes of this subpart, means a public or private nonprofit school of medicine, school of dentistry, school of osteopathic medicine, school of podiatric medicine, school of optometry, or school of veterinary medicine as defined in section 701(4) of the Act, or a school of pharmacy as defined in section 747 of the Act.

National of the United States means: (1) A citizen of the United States, or (2) a person who, though not a citizen of the United States, owes permanent allegiance to the United States, as defined in the Immigration and Nationality Act, at 8 U.S.C. § 1101(a)(22).

State means a State, the Commonwealth of Puerto Rico, the District of Columbia, Guam, American Samoa, the Virgin Islands, the Commonwealth of the Northern Mariana Islands, the Trust Territory of the Pacific Islands (the Republic of Palau), the Republic of the Marshall Islands, and the Federated States of Micronesia.

3. Section 57.203 is amended by revising the word "federal" to read "Federal" in paragraph (c); by revising the first sentence in paragraph (a); by adding a room number to the address in footnote ¹ for paragraph (a) to read "room 8–34"; and by adding a parenthetical phrase at the end of the section text to read as follows:

§ 57.203 Application by school.

(a) Each school seeking a Federal capital contribution must submit an application at the time and in the form

and manner that the Secretary may require. * * *

(Approved by the Office of Management and Budget under control number 0915–0044)

§ 57.204 Amended.

4. Section 57.204 is amended by revising the words "federal capital contributions" to read "Federal capital contributions" in paragraph (a) introductory text and in paragraph (b).

5. Section 57.206 is amended by removing the phrase "and published under 34 CFR 674.13" in paragraph (b)(1); by revising paragraphs (a)(1)(i), (b) introductory text, and (c); and by adding a parenthetical phrase at the end of the section text to read as follows:

§ 57.206 Eligibility and selection of health professions student loan applicants.

(a) * * *

(1) * * *

(i) Citizens, nationals, or lawful permanent residents of the United States, permanent residents of the Trust Territory of the Pacific Islands (the Republic of Palau), the Republic of the Marshall Islands, the Federated States of Micronesia, the Commonwealth of the Northern Mariana Islands, or American Samoa, or lawful permanent residents of the Commonwealth of Puerto Rico, the Virgin Islands or Guam;

(b) *Selection of applicants.* The school will select qualified applicants, including medical (M.D. and D.O.) applicants, and determine the amount of student loans by considering:

(c) *Selection of medical (M.D. and D.O.) student applicants.* In addition to the factors in § 57.206(b), the school must select medical (M.D. and D.O.) students graduating after June 30, 1979, based on the order of greatest need, taking into consideration the other resources available to the student through the school. For purposes of establishing priority for selecting medical (M.D. and D.O.) student applicants to receive health professions student loans, summer earnings, educational loans, veterans (G.I.) benefits, and earnings during the school year will be considered as financial resources.

(Approved by the Office of Management and Budget under control number 0915–0047)

6. Section 57.208 is amended by revising paragraphs (a)(1) and (c)(1)(ii), and the parenthetical phrase at the end of the section text to read as follows:

§ 57.208 Health professions student loan promissory note and disclosure requirements.

(a) * * *

(1) Each promissory note must state that the loan will bear interest on the unpaid balance computed only for periods during which repayment of the loan is required, at the rate of 5 percent per year.

(c) * * *

(1) * * *

(ii) The terms under which repayment of the loan will begin:

(Approved by the Office of Management and Budget under control numbers 0915–0047 and 0915–0074)

7. Section 57.210 is amended by redesignating paragraphs (a)(2)(iv) and (v) as paragraphs (a)(2)(v) and (vi); by adding a new paragraph (a)(2)(iv); and by revising paragraph (a)(2)(iii) and the parenthetical phrase at the end of the section text to read as follows:

§ 57.210 Repayment and collection of health professions student loans.

(a) * * *

(2) * * *

(iii) All periods of advanced professional training including internships and residencies, except as specified in paragraph (a)(2)(vi) of this section;

(iv) All periods during which the borrower is pursuing a full-time course of study at an eligible health professions school;

(Approved by the Office of Management and Budget under control numbers 0915–0044 and 0915–0094)

8. Section 57.211 is amended by adding a parenthetical phrase at the end of the section text to read as follows:

§ 57.211 Cancellation of health professions student loans for disability or death.

(Approved by the Office of Management and Budget under control number 0915–0047)

9. Section 57.212 is amended by revising the term "health manpower shortage area" to read "health professional shortage area" in the section heading and in paragraphs (a) introductory text and (a)(3); and by adding a parenthetical phrase at the end of the section text to read as follows:

§ 57.212 Repayment or cancellation of loans for practice in a health professional shortage area.

(Approved by the Office of Management and Budget under control number 0915-0047)

§ 57.213 [Amended]

10. Section 57.213 is amended by revising the word "osteopathy" to read "osteopathic medicine" in the first sentence of the section text; and by adding "Room 8-34" before the words "Parklawn Building" in the address listed in the last sentence of the section text.

11. Section 57.213a is amended by adding a parenthetical phrase at the end of the section text to read as follows:

§ 57.213a Loan cancellation reimbursement.

(Approved by the Office of Management and Budget under control number 0915-0044)

12. Section 57.215 is amended by revising the parenthetical phrase at the end of the section text to read as follows:

§ 57.215 Records, reports, inspection, and audit.

(Approved by the Office of Management and Budget under control numbers 0915-0044, 0915-0046, and 0915-0047)

13. The heading of § 57.216 and paragraph (a) are revised to read as follows:

§ 57.216 What additional Department regulations apply to schools?

(a) Participating schools are advised that in addition to complying with the terms and conditions of these regulations, several other regulations apply under this subpart. These include, but are not limited to:

45 CFR part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of title VI of the Civil Rights Act of 1964

45 CFR part 83—Regulation for the administration and enforcement of sections 799A and 845 of the Public Health Service Act²

45 CFR part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

45 CFR part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance

45 CFR part 91—Nondiscrimination on the basis of age in Health and Human Services programs or activities receiving Federal financial assistance

² Section 799A of the Public Health Service Act was redesignated as section 704 by Pub. L. 94-484; section 845 of the Public Health Service Act was redesignated as section 855 by Pub. L. 94-63.

45 CFR part 93—New Restrictions on Lobbying

14. Section 57.216a is amended by revising the parenthetical phrase at the end of the section text to read as follows:

§ 57.216a Performance standard.

(Approved by the Office of Management and Budget under control number 0915-0047)

[FR Doc. 91-9751 Filed 4-25-91; 8:45 am]

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FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 64

[Docket No. FEMA 7512]

Suspension of Community Eligibility

AGENCY: Federal Emergency Management Agency, FEMA.

ACTION: Final rule.

SUMMARY: This rule identifies communities, where the sale of flood insurance has been authorized under the National Flood Insurance Program (NFIP), that are suspended on the effective dates listed within this rule because of noncompliance with the floodplain management requirements of the program. If FEMA receives documentation that the community has adopted the required floodplain management measures prior to the effective suspension date given in this rule, the suspension will be withdrawn by publication in the *Federal Register*.

EFFECTIVE DATES: The third date ("Susp.") listed in the third column.

FOR FURTHER INFORMATION CONTACT: Frank H. Thomas, Assistant Administrator, Office of Loss Reduction, Federal Insurance Administration, (202) 646-2717, Federal Center Plaza, 500 C Street, Southwest, Room 417, Washington, DC 20472.

SUPPLEMENTARY INFORMATION: The National Flood Insurance Program (NFIP), enables property owners to purchase flood insurance which is generally not otherwise available. In return, communities agree to adopt and administer local floodplain management aimed at protecting lives and new construction from future flooding. Section 1315 of the National Flood Insurance Act of 1968, as amended (42 U.S.C. 4022), prohibits flood insurance coverage as authorized under the National Flood Insurance Program (42 U.S.C. 4001-4128) unless an appropriate public body adopts adequate floodplain

management measures with effective enforcement measures. The communities listed in this notice no longer meet that statutory requirement for compliance with program regulations (44 CFR part 59 et. seq.). Accordingly, the communities will be suspended on the effective date in the third column. As of that date, flood insurance will no longer be available in the community. However, some of these communities may adopt and submit the required documentation of legally enforceable floodplain management measures after this rule is published but prior to the actual suspension date. These communities will not be suspended and will continue their eligibility for the sale of insurance. A notice withdrawing the suspension of the communities will be published in the *Federal Register*. In the interim, if you wish to determine if a particular community was suspended on the suspension date, contact the appropriate FEMA Regional Office or the NFIP servicing contractor.

In addition, the Federal Emergency Management Agency has identified the special flood hazard areas in these communities by publishing a Flood Insurance Rate (FIRM). The date of the FIRM if one has been published, is indicated in the fourth column of the table. No direct Federal financial assistance (except assistance pursuant to the Disaster Relief Act of 1974 not in connection with a flood) may legally be provided for construction or acquisition of buildings in the identified special flood hazard area of communities not participating in the NFIP and identified for more than a year, on the Federal Emergency Management Agency's initial flood insurance map of the community as having flood-prone areas. (Section 202(a) of the Flood Disaster Protection Act of 1973 (Pub. L. 93-234), as amended.) This prohibition against certain types of Federal assistance becomes effective for the communities listed on the date shown in the last column.

The Administrator finds that notice and public comment under 5 U.S.C. 553(b) are impracticable and unnecessary because communities listed in this final rule have been adequately notified.

Each community receives a 6-month, 90-day, and 30-day notification addressed to the Chief Executive Officer that the community will be suspended unless the required floodplain management measures are met prior to the effective suspension date. Since these notifications have been made, this final rule may take effect within less than 30 days.