

support, Continental Shelf, Courts, Crime, Employment taxes, Estate taxes, Excise taxes, Gift taxes, Income taxes, Investigations, Law enforcement, Oil pollution, Penalties, Pensions, Reporting and recordkeeping requirements, Statistics, Taxes.

Adoption of Addition to the Regulations

Accordingly, title 26, part 301 of the Code of Federal Regulations is amended as follows:

PART 301—[AMENDED]

Paragraph 1. The authority citation for part 301 continues to read in part:

Authority: Sec. 7805, I.R.C. 1954; 68A Stat. 917; 26 U.S.C. 7805 * * *

§ 301.7811-1T [Redesignated as § 301.7811-1]

Par. 2. Section 301.7811-1T is redesignated as § 301.7811-1, and the word "(temporary)" is removed from the section heading.

§ 301.7811-1 [Amended]

Par. 3. Newly designated § 301.7811-1 is amended as follows:

1. Paragraph (a)(1) is amended by removing the period from the end of the paragraph and adding the language "including action or inaction on the part of the Internal Revenue Service."

2. Paragraph (a)(3) is amended by adding the words "enrolled agent," after the language "certified public accountant."

3. Paragraph (a)(4)(ii) is revised as set forth below.

4. Paragraph (a)(5) is added as set forth below.

5. Paragraph (c)(1) is amended by removing the word "determination" in the first sentence and adding the word "deciding" in its place.

6. Paragraph (c)(3) is amended by removing the word "may" in the last sentence and substituting the word "will" in its place.

7. Paragraph (e)(2) is amended by removing the word "determination" in the paragraph heading and in the text of the paragraph in each place it occurs, and adding the word "decision" in each place where "determination" was removed in the text of the paragraph and the heading.

8. Paragraph (h) is revised to read as set forth below.

§ 301.7811-1 Taxpayer Assistance Orders

(a) * * *

(4) * * *

(ii) *Term Defined.* The term *significant hardship* means a serious privation caused or about to be caused to the taxpayer as the result of the particular manner in which the revenue

laws are being administered by the Internal Revenue Service. Mere economic or personal inconvenience to the taxpayer does not constitute significant hardship.

(5) *Finding different from relief.* A finding that a taxpayer is suffering or about to suffer a significant hardship as a result of the manner in which the internal revenue laws are being administered by the Internal Revenue Service will not automatically result in relief being granted to a taxpayer under this section. A finding of "significant hardship" is separate and distinct from a determination that the taxpayer will be granted relief. The granting of relief requires an examination of the behavior of the taxpayer and of the action or inaction of the Internal Revenue Service that causes or is about to cause the significant hardship to the taxpayer.

(h) *Effective Date.* These regulations are effective as of March 20, 1992.

Approved: March 10, 1992.

Shirley D. Peterson,

Commissioner of Internal Revenue.

Fred T. Golberg, Jr.,

Assistant Secretary of the Treasury.

[FR Doc. 92-6598 Filed 3-20-92; 8:45 am]

BILLING CODE 4830-01-M

NATIONAL LABOR RELATIONS BOARD

29 CFR Part 102

Procedural Rules; Correction

AGENCY: National Labor Relations Board.

ACTION: Final rules; Correction.

SUMMARY: On February 4, 1992, the National Labor Relations Board published at 57 FR 4157 revisions to its rules which, *inter alia*, modified § 102.111 (a) and (b) to incorporate references to a new appendix A to part 102. By stating in amendatory instruction 2 that "Section 102.111 is revised to read as follows:" we inadvertently deleted paragraph (c) from § 102.111. We now wish to modify amendatory instruction 2 to reflect our intention not to delete paragraph (c) from this section.

EFFECTIVE DATE: February 4, 1992.

FOR FURTHER INFORMATION CONTACT: John C. Truesdale, Executive Secretary, 1717 Pennsylvania Avenue, NW., room 701, Washington, DC 20570; Telephone: (202) 254-9430.

§ 102.111 [Corrected]

Accordingly, in the rule published at 57 FR 4157, February 4, 1992, amendatory instruction 2 is corrected to read as follows:

"2. Section 102.111 is amended by revising paragraphs (a) and (b) to read as follows:"

Dated: Washington, DC, March 18, 1992.

By direction of the Board.

John C. Truesdale,

Executive Secretary, National Labor Relations Board.

[FR Doc. 92-6681 Filed 3-20-92; 8:45 am]

BILLING CODE 7545-01-M

POSTAL SERVICE

39 CFR Part 20

Implementation of Changes in Express Mail International Olympic Service

AGENCY: Postal Service.

ACTION: Temporary rule.

SUMMARY: The Postal Service is changing the qualifying requirements for Express Mail International Olympic Service to make the service available to organizations affiliated with the United States Olympic Committee, such as the national sports governing bodies, and their agents.

EFFECTIVE DATE: 12:01 a.m., March 18, 1992.

FOR FURTHER INFORMATION CONTACT: Rainer Hengst, (202) 268-6095.

SUPPLEMENTARY INFORMATION: Express Mail International Olympic Service (Olympic Service) is a new type of Express Mail International Service (EMS) limited in terms of its availability, scope, and duration. The Postal Service is offering Olympic Service, on a temporary basis, from January 29, 1992, through August 31, 1992. Olympic Service is available only for EMS shipments weighing more than two pounds sent to addresses within France, Switzerland, and Spain. At present, only the United States Olympic Committee, the Postal Service's fellow official Olympic corporate sponsors, and their agents can qualify to use the service.

The Postal Service has decided to change the qualifying requirements for Olympic Service to make the service also available to organizations affiliated with the United States Olympic Committee (affiliated Organizations), such as the national sports governing bodies, and their agents. Extending availability in this manner is consistent with the Postal Service's rationale for implementing the service. Each of the 42

Affiliated Organizations is responsible for organizing this country's Olympic efforts either in an individual sport or on a national basis. As is the case with the United States Olympic Committee and official Olympic corporate sponsors, the Affiliated Organizations can be expected to send Olympic-related mail to France, Switzerland, and Spain while Olympic Service is being offered.

The Postal Service is not making any other changes in Olympic Service at this time. Consequently, subject to the amendments set forth below, the existing temporary regulations will continue to apply to the service.

In setting international postage rates, the Postal Service must ensure that such rates (1) do not apportion the costs of the service so as to impair to overall value of the service to the users; (2) apportion the costs of all postal operations to all users on a fair and equitable basis; (3) are fair and reasonable; and (4) are not unduly or unreasonably discriminatory or preferential. The changes in Olympic Service announced herein satisfy these criteria.

The Postal Service adopts the following amendments to the International Mail Manual, which is incorporated by reference in the Code of Federal Regulations. See 39 CFR 20.1.

List of Subjects in 39 CFR Part 20

International postal service, Foreign relations.

PART 20—[AMENDED]

1. The authority citation for 39 CFR part 20 continues to read as follows:

Authority: 5 U.S.C. 552(a); 39 U.S.C. 401, 404, 407, 408.

2. Chapter 2 of the International Mail Manual is amended by amending section 215.1 to read as follows:

CHAPTER 2—CONDITIONS FOR MAILING

210 Express Mail International Service

215 OLYMPIC SERVICE

215.1 Description

215.11 General. Express Mail International Olympic Service is available only for items sent by or on behalf of (1) the United States Olympic Committee (USOC), (2) organizations affiliated with the USOC (Affiliated Organizations), such as the national sports governing bodies, and (3) companies that have been designated as official corporate sponsors of the 1992 Olympic Games by the USOC, for expedited services to all addresses located in France and Switzerland and

to addresses in Spain as shown in the IMM Individual Country Listing for that country. Olympic Service items may be sent from any point in the United States agreed upon by the Postal Service and the mailer. There is no service guarantee for Olympic Service.

3. Chapter 2 of the International Mail Manual is amended by amending section 215.4 to read as follows:

215.4 Application for Olympic Service

215.42 Responsibilities of IAR. The IAR determines eligibility for Olympic Service by verifying (1) that the applicant is the USOC, an Affiliated Organization, an official Olympic sponsor, or an agent mailing on behalf of one of the foregoing; and (2) that the applicant's anticipated mailings meet the requirements for Olympic Service. The IAR is also responsible for transmitting the information provided by the applicant about anticipated mailings to the International & Military Mail Operations Division and for establishing the applicant's Express Mail corporate account.

These changes will be published in the next issue of the International Mail Manual.

Stanley F. Mires,
Assistant General Counsel, Legislative
Division.

[FR Doc. 92-6582 Filed 3-20-92; 8:45 am]

BILLING CODE 7710-12-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 271

[FRL-4116-9]

New York: Final Authorization of State Hazardous Waste Program Revisions

AGENCY: Environmental Protection Agency.

ACTION: Immediate final rule.

SUMMARY: New York has applied for final authorization of revisions to its hazardous waste program under the Resource Conservation and Recovery Act (RCRA). The Environmental Protection Agency (EPA) has reviewed New York's application and has made a decision, subject to public review and comment, that New York's hazardous waste program revisions satisfy all of the requirements necessary to qualify for final authorization. Thus, EPA intends to approve New York's hazardous waste program revisions. New York's application for program

revision is available for public review and comment.

DATES: Final authorization for New York shall be effective May 22, 1992 unless EPA publishes a prior Federal Register action withdrawing this immediate final rule. All comments on New York's program revision application must be received by the close of business April 22, 1992.

ADDRESSES: Copies of New York's program revision application are available during the business hours of 8 a.m. to 4:30 p.m. at the following addresses for inspection and copying: New York State Department of Environmental Conservation, 50 Wolf Road, room 204, Albany, New York 12233-7253, (518) 457-3273; U.S. EPA Library (PM 211A), 401 M Street, SW., Washington, DC 20460, 202/382-5926. U.S. EPA Region II Library, room 402, 26 Federal Plaza, New York, New York 10278, Phone (212) 264-2881. Written comments should be sent to: Mr. Conrad Simon, Director, Air and Waste Management Division, U.S. EPA, Region II, 26 Federal Plaza, New York, New York 10278, (212) 264-2301.

FOR FURTHER INFORMATION CONTACT: Mrs. Elizabeth E. Van Rabenswaay, Environmental Scientist, Hazardous Waste Programs Branch, Air & Waste Management Division, U.S. EPA, Region II, 26 Federal Plaza, New York, New York 10278, (212) 264-0548.

SUPPLEMENTARY INFORMATION:

A. Background

States with final authorization under section 3006(b) of the Resource Conservation and Recovery Act (RCRA or the Act), 42 U.S.C. 6926(b), have a continuing obligation to maintain a hazardous waste program that is equivalent to, consistent with, and no less stringent than the Federal hazardous waste program. In addition, as an interim measure, the Hazardous and Solid Waste Amendments of 1984 (Pub. L. 98-616, November 8, 1984, hereinafter HSWA) allows States to revise their programs to become equivalent to RCRA requirements promulgated under HSWA authority. Revisions to State hazardous waste programs are necessary when Federal and State statutory or regulatory authority is modified or when certain other changes occur. Most commonly, State program revisions are necessitated by changes to EPA's regulations in 40 CFR parts 260-266, 268, 124 and 270.

B. New York

New York initially received final authorization on May 29, 1986. New

York received authorization for revisions to its program on July 3, 1989, and May 7, 1990, and October 29, 1991. On September 25, 1991, New York submitted a program revision application for additional program

approvals. Today, New York is seeking approval of its program revision in accordance with 40 CFR 271.21(b)(3).

In order to obtain Final Authorization, the State of New York has demonstrated and certified that its authority to

regulate the following is equivalent to the federal RCRA authority, including the requirements promulgated under HSWA authority:

Provision	Federal authority	State authority
Standards for Hazardous Waste Storage and Treatment Tank Systems (51FR25422; 7/14/86).	RCRA Section 1006, 2002, 3001-3007, 3010, 3014, 3017-19, 7004; 40 CFR parts 260, 264, 265 and 270.	ECL Section 27-0907, 0911; 6NYCRR 370.2, 371.1, 372.2, 373-1, 373-2, 373-3.
Revised Manual SW-846 Amended Incorporation by Reference (52FR8072; 3/16/87).	RCRA Sections 2002, 3001; 40 CFR 260.11(a), 270.6(a).	ECL Section 27-0900; 6NYCRR § 370.1(e)(8).
Closure/Post-Closure Care for Interim Status Surface Impoundments (52FR8704; 3/19/87).	RCRA Section 3004, 3005; 40 CFR parts 260, 264, 265 and 270.	ECL Sections 27-0911, 0917, 0918; 6NYCRR part 370, 373-1, 373-3.11(f).
Amendments to Part B Info. Requirements for Land Disposal Facilities (52FR23447; 6/22/87).	RCRA Sections 3004, 3005; 40 CFR 270.14.	ECL Section 27-0907, 0911; 6NYCRR 373-1.5(a)(3)(vii), (viii)(e).
Hazardous Waste Misc. Units (52FR46946; 12/10/87).	RCRA Sections 3004(u), 3005; 40 CFR 141.31(a), parts 260, 264 § 264.90(d), 264.600, 264.603, 260.10, & 270.	ECL Section 27-0911; 6NYCRR Sections 373-2.6, 370.2, 373-2.2, 373-2.5, 373-2.7, 373-2.8, 373-1.5, 373-2.24.
Standards Applicable to Owners and Operators of Hazardous Waste TSD's; Closure/Post-Closure and Financial Responsibility Requirements (53FR7740; 3/10/88).	RCRA Sections 3004, 3005; 40 CFR parts 260, 264, 265, 270.	ECL Sections 27-0911, 0918; 6NYCRR Part 370, 373-1, 373-2, 373-2.7, 373-2.8, 373-3.8, 373-3.7.
Identification & Listing of Haz. Waste; Treatability Studies Sample Exemption (53FR27290; 7/19/88).	RCRA Section 3001; 40 CFR 260.10, 261.4 (e) and (f).	ECL Section 27-0903; 6NYCRR Sections 370.2(b), 371.1(e)(4) (iv) and (v).
Hazardous Waste Management System; Standards for Haz. Waste Storage and Treatment Tank Systems (53FR34079; 9/2/88).	RCRA Sections 1006, 2002, 3001-3007, 3010, 3014, 3017-19, 7004; 40 CFR parts 260, 261, 262, 264, 265 and 270.	ECL Sections 27-0907, 0911; 6NYCRR 370.2, 373-1, 373-2.7, 373-2.10, 373-3.7, 373-3.10.
Identification & Listing of Haz. Waste; and Designation, Reportable Quantities; and Notification (53FR35412; 9/13/88).	RCRA Section 3001; 40 CFR 261.32.	ECL Section 27-0903; 6NYCRR Section 371.4(c).
Permit Modifications for Hazardous Waste Management Facilities. (53FR37912; 9/28/88).	RCRA Sections 2002(a), 3004, 3005 & 3006; 40 CFR parts 124, 264, 265 & 270, 270.42.	ECL Section 27-0707, 0913; 6NYCRR 370, 373-1, 373-2, 373-3, 621.13 & 621.14.
Statistical Methods for Evaluating Groundwater Monitoring Data from Hazardous Waste Facilities (53FR39720; 10/11/88).	RCRA Sections 1006, 2002(a), 3004 & 3005; 40 CFR 264.91, 264.92, 264.97, 264.98 and 264.99.	ECL Sections 27-0703, 0911 6NYCRR Section 373-2.6 (b), (c), (h), (i), and (j).
Permit Modifications for Hazardous Waste Management Facilities (53FR41649; 10/24/88).	RCRA Sections 2002(a), 3004, 3005 & 3006 40 CFR 264.98(g)(4).	ECL Sections 27-0707, 0913; 6NYCRR 373-2.6(i)(8)(iv).
Identification & Listing of Hazardous Waste; Removal of Iron Dextran from the List of Hazardous Wastes (53FR43878; 10/31/88).	RCRA Section 3001(b); 40 CFR 261.33.	ECL Section 27-0903; 6NYCRR Section 371.4(d).
Identification & Listing of Hazardous Waste; Removal of Strontium Sulfide from the List of Hazardous Wastes (53FR43881; 10/31/88).	RCRA Section 3001(b); 40 CFR 261.33.	ECL Section 27-0903; 6NYCRR Section 371.4(d).
Standards for Generators of Hazardous Waste; Manifest Renewal (53FR45089; 11/8/88).	RCRA Sections 2002, 3002, 3003; 40 CFR 262.20 and 8700-22.	ECL Sections 27-0905, 0907(5); 6NYCRR Section 372.2(b)(1), Appendix 30.
Hazardous Waste Miscellaneous Units; Standards Applicable to Owners and Operators (54FR615; 1/9/89).	RCRA Sections 3004, 3005; 40 CFR 270.14(b) (5) and (13).	ECL Sections 27-0905, 0907, 0911, 0913; 6NYCRR Sections 373-1.5(a)(2) (v) and (xiii).
Amendment to Requirements for Hazardous Waste Incinerator Permits (54FR4286; 1/30/89).	RCRA Section 3005(b); 40 CFR part 270.62(d).	ECL Section 27-0707, 27-0913; 6NYCRR 373-1.9(a)(4).
Changes to Interim Status Facilities for Hazardous Waste Management Permits; Modifications of Hazardous Waste Management Permits Procedures for Post-Closure Permitting (54FR9596; 3/7/89).	RCRA Sections 2002(a), 3004, 3005 & 3006; 40 CFR 270.72, 270.42, 270.1, 270.10 and 270.29.	ECL Sections 27-0707, 0912, 0913; 6NYCRR 373-1.3(g), 373-1.7(c), 373-1.2(e), 373-1.4(b), and 373-1.5(p).
HSWA Date of Enactment Provisions (11/8/84); Direct Action Against Insurers (HSWA 3004(t); 11/8/84).	RCRA Section 3004(t).	ECL Section 27-0917(5), (6) Insurance Law Section 3420.
Dioxin Waste Listing and Management Standards (50FR1978; 1/14/85).	RCRA Sections 3001, 3004; 40 CFR parts 261, 264, 265 & 270.	ECL Sections 27-0903, 0911; 6NYCRR Sections 371.1(c)(5), 371.1(f)(2), 371.4, 372.1(e)(1), 373-2.9(f), 373-2.11, 373-2.12, 373-2.13, 373-2.14, 373-2.15, 373-3.1, 373-1.5, 373-3.15, 373-3.16, appendices 21, 22, 23, and 32.
Fuel Labeling (HSWA 3004(r)(1); 2/7/85).	RCRA Sections 3004(r)(1), 3014; 40 CFR 266.34(d).	ECL Section 270907.
Paint Filter Test (50FR18370; 4/30/85).	RCRA Sections 3004, 3005; 40 CFR parts 264, 265, 270.	ECL Sections 27-0707, 0911; 6NYCRR part 373-2, 373-3.
Prohibitions of Liquids in Landfills (HSWA 3004(c); 5/8/85).	RCRA Section 3004(c); 40 CFR 264.314, 265.314, 270.21(h).	ECL Sections 27-0703(a), 27-0911, 27-0912; 6NYCRR 373-2.14 and 373-3.14.
Expansions During Interim Status—Waste Piles (HSWA 3015(a); 5/8/85).	RCRA Section 3015(a).	ECL Section 27-0913.
Expansions During Interim Status—Landfills and Surface Impoundments (HSWA 3015(b); 5/8/85).	RCRA Section 3015(b).	ECL Section 27-0913.
HSWA Codification Rule (50FR28702; 7/15/85):		
Small Quantity Generators	RCRA Section 3002; 40 CFR 261.5 (b), (f), (g) and (h).	ECL Section 27-0907; 6NYCRR Section 372.1(e)(1).
Household Waste	RCRA Section 3001; 40 CFR 261.4(b)(1).	ECL Sections 27-0900, 27-0903; 6NYCRR 371.1(e)(2)(i).
Waste Minimization	RCRA Section 3002; 40 CFR 262.41, 264.70, 264.73 and 270.	ECL Section 0907, 0908; 6NYCRR 372.2(c)(2), 373-2.5 and 373-1.
Location Standards for Salt Domes, Salt Beds, Underground Mines & Caves.	RCRA Section 3004(b); 40 CFR 264.18(c) and 265.18.	ECL Section 27-0912; 6NYCRR 373-2.2(j)(2), 373-3.2(i).

Provision	Federal authority	State authority
Liquids in Landfills	RCRA Sections 3003(c); 40 CFR 264.314, 265.314, 270.21(h).	ECL Sections 27-0703(a), 0911, 0912; 6NYCRR Sections 373-2.14(f) (1), (2), 373-3.14(g) (1) and (2).
Dust Suppression	RCRA Section 3002, 3004; 40 CFR 266.23	ECL Section 374.3(d).
Double Liners	RCRA Section 3015(b); 40 CFR 264.221, 264.301, 265.221, 265.254, 265.301.	ECL Sections 27-0707, 0911; 6NYCRR 373-2.11(b), 373-2.14(c), 373-3.11(i), 373-3.12(h), 373-3.14(j).
Groundwater Monitoring	RCRA Section 3004(p); 264.90, 40 CFR 264.222, 264.252, 264.253, 264.302, 264.226, 264.228, 264.254, 264.303, 264.310.	ECL Section 27-0703(1), 0911; 6NYCRR Sections 373-2.6(a)(2), 373-2.11 (c) (d) (f), 373-2.12 (c), (d) & (e)(2), 373-2.14 (d), (e) & (g).
Cement Kilns	RCRA Section 3004(a); 40 CFR 261.6, 261.33, and 266.31.	ECL Sections 19-0301(1), 19-0303, 0304, 27-0703, 0907, 0909, 0911; 6NYCRR Sections 372.1(e)(2)(ii), 371.4(d), 374.4(b)(2)(i).
Corrective Action	RCRA Section 3004 (a), (c) and (d), 3005; 40 CFR 264.90, 264.101, and 270.60.	ECL Sections 3-0301(1)(6), 27-0703, 0705, 0707, 0911, 71-2791; 6NYCRR Sections 373-1.1(d)(2), (ii) and (iii), 373-2.6(e) (1) & (2), 373-2.6(a)(1).
Pre-construction Ban	RCRA Section 3005(a); 40 CFR 270.10(f) (1) & (3).	373-1.2(c).
Permit Life	RCRA Section 3005(c)(3); 40 CFR 270.41(a)(6), 270.50(d).	ECL Sections 27-0707, 0913(1), 70-0115; 6NYCRR 373-1.8(a)(1).
Omnibus Provision	RCRA Section 3005(c)(3); 40 CFR 270.32(b).	ECL Sections 27-0707, 0913(1); 6NYCRR 373-1.6(c)(2).
Interim Status	40 CFR 270.10, 270.30, 270.70, 270.73	373-1.3, 373-1.4, and 373-1.6.
Hazardous Waste Exports	RCRA Section 3017; 40 CFR parts 261, 262, and 263.	ECL Section 27-0907(6); 6NYCRR 370, 372.1, 392.2, and 372.5.
Exposure Information	RCRA 3019(a); 40 CFR 270.10 (c) and (i).	ECL Section 27-0707, 0913(i); 6NYCRR 371-1.4(b), 373-1.5(d) 10 and (h)(10).
Listing of TDI, TDA, DNT (50FR42936; 10/23/85)	RCRA Section 3003(1); 40 CFR 261.33 and 261.32.	ECL Section 27-0905; 6NYCRR § 371.4 (c) and (d).
Burning of Waste Fuel and Used Oil Fuel in Boilers and Industrial Furnaces (50FR49164; 11/29/85).	RCRA Sections 3001, 3004(a); 40 CFR parts 261, 264, 265 and 266.	ECL Section 27-0907, 0909, 0910, 0922; 6NYCRR 371.1(d), 372.1(e), 373-2.15, 373-3.15, 374.4 and 374.5.
Listing of Spent Solvents (50FR53315; 12/31/85)	RCRA Section 3001(b); 40 CFR 261.31	ECL Section 27-0903; 6NYCRR Section 371.4(b).
Listing of Spent Solvents; Correction (51FR2702; 1/21/86)	RCRA Section 3001(b); 40 CFR 261.31	ECL Section 27-0903; 6NYCRR Section 371.4(b).
Listing of EDB Waste (51FR5327; 2/13/86)	RCRA Section 3001(b); 40 CFR 261.32	ECL Section 27-0903; 6NYCRR Section 371.4(c).
Listing of Four Spent Solvents (51FR6537; 2/25/86)	RCRA Section 3001(b); 40 CFR 261.33, and 261.31.	ECL Section 27-0903; 6NYCRR Section 371.4 (b) and (d).
Generators of 100 to 1000 kg Hazardous Waste (51FR10146; 3/24/86)	RCRA Section 3001(d); 40 CFR parts 260-263.	ECL Section 27-0900, 0907, 0909, 0911; 6NYCRR Section 370.2(b), 371.1(a), 371.4(d), 372.1(e), 372.2 (a) & (b), 372.3(b), 373-1.1(d) & 373-1.3(b).
Codification Rule, Technical Correction (Paint Filter Test) (51FR19176; 5/28/86).	RCRA Sections 3004, 3005; 40 CFR 265.314(d).	ECL Sections 27-0707, 0911; 6NYCRR 373-3.14(g)(3).
Standards for Hazardous Waste Storage and Tank Systems (also in Non-HSWA Cluster III) (51FR25422; 7/14/86).	RCRA Sections 1006, 2002, 3001-3007, 3010, 3014, 3017-19, 7004; 40 CFR parts 260, 261, 262, 264, 265 and 270.	ECL Sections 27-0907, 0911; 6NYCRR 370.2, 371.1, 372.2, 373-1, 373-2 and 373-3.
Biennial Report; Correction (51FR28556; 8/8/86)	RCRA Sections 3002, 3004; 40 CFR 264.75, 265.75.	ECL Section 27-0707, 0907(6), 0911; 6NYCRR Section 373-2.5(e)(8-10) and 373-3.5(e)(8-10).
Exports of Hazardous Waste (51FR28664; 8/8/86)	RCRA Section 3017; 40 CFR parts 261, 262 and 263.	ECL Section 27-0707(6); 6NYCRR parts 370, 372.1, 372.2 and 372.5.
Standards for Generators Waste Minimization Certifications (51FR35190; 10/1/86).	RCRA Sections 3002(a)(6), b.; 40 CFR 262.41, 8700-22.	ECL Sections 27-0907(5) (a) and (b), 0908; 6NYCRR Section 372.2.
Listing of ESDC (51FR37725; 10/24/86)	RCRA Section 3001(b); 40 CFR Sections 261.32.	ECL Section 27-0903; 6NYCRR Section 371.4(c).
Land Disposal Restrictions (51FR40572; 11/7/86)	RCRA Sections 3004(d)-(k) & (m); 40 CFR part 260, 261, 262, 263 264, 265, 268, 270.	ECL Section 27-0912; 6NYCRR 370, 371, 372, 373-1, 373-2, 373-3 and 376.
Burning of Waste Fuel and Used Oil Fuel in Boilers and Industrial Furnaces; Technical Corrections (52FR11819; 4/13/87).	RCRA Sections 3004(g)(2)(A), 3004(r) (2) & (3); 40 CFR 261, 266.	ECL Section 27-0903; 6NYCRR Section 371, 374.4(b), 374.5 (e) and (f).
Land Disposal Restrictions Corrections (52FR21010; 6/4/87)	40 CFR 264, 265, and 268	6NYCRR 373-2, 373-3, and 376.
California List Waste Restrictions (52FR25760; 7/8/87)	RCRA Section 3004(d)-(k) and (m); 40 CFR parts 264, 265, 268 and 270.	ECL Section 27-0912; 6NYCRR 373-1, 373-2, 373-3 and 376.
Exception Reporting for Small Quantity Generators of Hazardous Waste (52FR35894; 9/23/87).	RCRA Sections 3001(d) and 3002(a)(5); 40 CFR 262.42, 262.44.	ECL Sections 27-0905, 0907(5), 0911, 0913; 6NYCRR Section 372.1(e) (i) and (ii), and 372.2(c)(3).
California List Waste Restrictions; Technical Corrections (52FR41295; 10/27/87).	RCRA Section 3004(d)-(k) and (m); 40 CFR parts 264, 265, 268 and 270.	ECL Section 27-0912; 6NYCRR parts 373-1, 373-2, 373-3, and 376.
HSWA Codification Rule 2 (52FR45788; 12/1/87); Permit Application Requirements Regarding Corrective Action	RCRA Section 3004, 3005; 40 CFR 270.14	ECL Section 27-0911, 0913; 6NYCRR 373-1.5(a).
Corrective Action Beyond Facility Boundary	RCRA Section 3004(v); 40 CFR 264.101(c), 264.100(e) 144.1, 144.3.	ECL Sections 27-0707, 0911, 0913; 6NYCRR Sections 373-2.6(k)(5) and 373-2.6(l).
Corrective Action for Injection Wells	40 CFR 265.1 and 270.60	ECL Section 373-3.1(a)(4), 373-1.1(d)(2).

Provision	Federal authority	State authority
Permit Modification.....	RCRA Section 3005(c); 40 CFR 270.41(a)(3).	ECL Sections 27-0707, 0913; 6NYCRR Section 621.14 and 373-1.7(b).
Permit as a Shield Provision.....	RCRA Section 3006(g); 40 CFR 270.4(a).....	ECL Section 27-0912; 6NYCRR Section 373-1.2(f).
Permit Conditions to Protect Human Health and the Environment.....	RCRA Section 3005(c); 40 CFR 270.10(k).....	ECL Section 27-0707, 0913; 6NYCRR Section 373-1.4(h).
Post-Closure Permits.....	RCRA Section 3005(c); 40 CFR 270.1(c).....	ECL Section 27-0707, 0913, 0918; 6NYCRR Section 373-1.2(e).
Identification and Listing of Hazardous Waste; Technical Correction (53FR27162; 7/19/88).....	RCRA Section 3001; 40 CFR 261.5 (e) and (f)(2).	ECL Section 27-0903; 6NYCRR Section 372.1(e) (i), (v) and (vi).
Farmer Exemptions; Technical Corrections (53FR27164; 7/19/88).....	RCRA Section 3002, 3004, 3005; 40 CFR 262.10, 264.1(g), 265.1(c), 268.1(c), 270.1.	ECL Section 27-0907, 0911, 0913; 6NYCRR Sections 372.1 (a) and (b), 373-1.1(d)(1), 376.1(a)(4).
Land Disposal Restrictions for First Third Scheduled Wastes (53FR31138; 8/17/88).....	RCRA Section 3004 (d)-(k) and (m); 40 CFR parts 264, 265, 266 and 268.	ECL Section 27-0912; 6NYCRR 373-2, 373-3, 374 and 376.
Hazardous Waste Management System; Standards for Hazardous Waste Storage and Treatment Tank System (also in Non-HSWA Cluster V) (53FR34079; 9/2/88).....	RCRA Sections 1006, 2002, 3001-3007, 3010, 3014, 3017-19, 7004; 40 CFR parts 260, 264, 265 and 270.	ECL Sections 27-0907, 0911; 6NYCRR 370.2, 373-1.2, 373-2, 373-3.
Identification and Listing of Hazardous Waste; Land Disposal Restrictions—Administrative Stay (54FR4021; 1/27/89).....	40 CFR part 261.....	6NYCRR part 371.
Land Disposal Restrictions (54FR8264; 2/27/89).....	40 CFR part 268.....	6NYCRR part 376.
Land Disposal Restriction Amendments to First Third Scheduled Wastes (54FR18836; 5/2/89).....	40 CFR part 268.12 and 268.43.....	6NYCRR part 376.
Land Disposal Restrictions for Second Third Scheduled Wastes (54FR26594; 8/23/89).....	RCRA Section 3004 (d)-(k) and (m); 40 CFR part 268.	ECL Section 27-0912; 6NYCRR 376.
Hazardous Waste Management System; Requirements of Rulemaking Petitions (54FR27114; 6/27/89).....	RCRA Sections 3003, 3012, 3021, 3026; 40 CFR 260.22.	6NYCRR part 370.3(c).
Land Disposal Restrictions; Correction (54FR36967; 9/6/89).....	RCRA Section 3004(d)-(k) and (m); 40 CFR part 268.	ECL Section 27-0912; 6NYCRR part 376.
Land Disposal Restrictions; Correction (55FR23935; 6/13/90).....	RCRA Section 3004(d)-(k) and (m); 40 CFR part 268.	ECL Section 27-0912; 6NYCRR part 376.
Reportable Quality Adjustment Methyl Bromide Production Wastes (54FR41402; 10/6/89).....	40 CFR 261.32.....	6NYCRR 371.4(c).
Reportable Quantity Adjustment (54FR50968; 12/11/89).....	40 CFR 261.31.....	6NYCRR 371.4(b).
Land Disposal Restrictions for Third Third Scheduled Wastes (55FR22520; 6/1/90).....	RCRA Section 3004 (d)-(k) and (m); 40 CFR parts 261, 262, 264, 265 and 268.	ECL Section 27-0912; 6NYCRR parts 371, 372, 373-2, 373-3 and 376.

EPA has reviewed New York's application, and has made an immediate final decision that New York's hazardous waste program revision satisfies all of the requirements necessary to qualify for final authorization. Consequently, EPA intends to grant final authorization for the additional program modifications to New York. The public may submit written comments on EPA's immediate

final decision up until April 22, 1992. Copies of New York's application for program revision are available for inspection and copying at the locations indicated in the "Addresses" section of this Notice.

Approval of New York's program revision shall become effective 60 days after the date of publication of this Notice unless an adverse comment pertaining to the State's revision

discussed in this Notice is received by the end of the comment period. If an adverse comment is received, EPA will publish either (1) a withdrawal of the immediate final decision or (2) a notice containing a response to comments which either affirms that the immediate final decision takes effect or reverses the decision. New York is applying for final authorization of the following Federal hazardous waste requirements:

RCRA Checklist	HSWA or FR reference	Promulgation or HSWA date
Non-HSWA Cluster III (7/1/86-6/30/87):		
Standards for Hazardous Waste Storage and Treatment Tank Systems.....	51FR25422.....	7/14/86
Revised Manual SW-846; Amended Incorporation by Reference.....	52FR8072.....	3/16/87
Closure/Post-Closure Care for Interim Status Surface Impoundments.....	52FR8704.....	3/19/87
Amendments to Part B Info. Requirements for Land Disposal Facilities.....	52FR23447.....	6/22/87
Non-HSWA Cluster IV (7/1/87-6/30/88):		
Hazardous Waste Miscellaneous Units.....	52FR46946.....	12/10/87
Standards Applicable to Owners and Operators of Hazardous Waste TSDF's; Closure/Post-Closure and Financial Responsibility Requirements.....	53FR7740.....	3/10/88
Non-HSWA Cluster V (7/1/88-6/30/89):		
Identification & Listing of Haz. Waste; Treatability Studies Sample Exemption.....	53FR27290.....	7/19/88
Hazardous Waste Management System; Standards for Hazardous Waste Storage and Treatment Tank systems.....	53FR34079.....	9/2/88
Identification & Listing of Haz. Waste; and Designation, Reportable Quantities; and Notification.....	53FR35412.....	9/13/88
Permit Modifications for Hazardous Waste Management Facilities.....	53FR37912.....	9/28/88
Statistical Methods for Evaluating Groundwater Monitoring Data from Hazardous Waste Facilities.....	53FR39720.....	10/11/88
Permit Modifications for Hazardous Waste Management Facilities.....	53FR41649.....	10/24/88
Identification & Listing of Hazardous Waste; Removal of Iron Dextran from the List of Hazardous Wastes.....	53FR43878.....	10/31/88
Identification & Listing of Hazardous Waste; Removal of Strontium Sulfide from the List of Hazardous Wastes.....	53FR43881.....	10/31/88
Standards for Generators of Hazardous Waste; Manifest Renewal.....	53FR45089.....	11/8/88
Hazardous Waste Miscellaneous Units; Standards Applicable to Owners and Operators.....	54FR615.....	1/9/89
Amendment to Requirements for Hazardous Waste Incinerator Permits.....	54FR4286.....	1/30/89
Changes to Interim Status Facilities for Hazardous Waste Management Permits; Modifications of Hazardous Waste Management Permits; Procedures for Post-Closure Permitting.....	54FR9596.....	3/7/89

RCRA Checklist	HSWA or FR reference	Promulgation or HSWA date
HSWA Cluster I (11/1/64-6/30/87):		
HSWA Date of Enactment Provisions.....	Numerous.....	11/8/64
Direct Action Against Insurers.....	HSWA 3004(t).....	11/8/84
Dioxin Waste Listing and Management Standards.....	50FR1978.....	1/14/85
Fuel Labeling.....	HSWA 3004(r)(1).....	2/7/85
Paint Filter Test.....	50FR18370.....	4/30/85
Prohibitions of Liquids in Landfills.....	HSWA 3004(c).....	5/8/85
Expansions During Interim Status—Waste Piles.....	HSWA 3015(a).....	5/8/85
Expansions During Interim Status—Landfills and Surface Impoundments.....	HSWA 3015(b).....	5/8/85
HSWA Codification Rule.....	50FR28702.....	7/15/85
Small Quantity Generators		
Household Waste		
Waste Minimization		
Location Standards for Salt Domes, Salt Beds, Underground Mines and Caves		
Liquids in Landfills		
Dust Suppression		
Double Liners		
Groundwater Monitoring		
Cement Kilns		
Fuel Labeling		
Corrective Action		
Pre-construction Ban		
Permit Life		
Omnibus Provision		
Interim Status		
Hazardous Waste Exports		
Exposure Information		
Listing of TDI, TDA, DNT.....	50FR42936.....	10/23/85
Burning of Waste Fuel and Used Oil Fuel in Boilers and Industrial Furnaces.....	50FR49164.....	11/29/85
Listing of Spent Solvents.....	50FR53315.....	12/31/85
Listing of Spent Solvents; Correction.....	51FR2702.....	1/21/86
Listing of EDB Waste.....	51FR5327.....	2/13/86
Listing of Four Spent Solvents.....	51FR6537.....	2/25/86
Generators of 100 to 1000 kg Hazardous Waste.....	51FR10146.....	3/24/86
Codification Rule, Technical Correction (Paint Filter Test).....	51FR19176.....	5/28/86
Standards for Hazardous Waste Storage and Tank Systems.....	51FR25422.....	7/14/86
Biennial Report; Correction.....	51FR28556.....	8/8/86
Exports of Hazardous Waste.....	51FR28664.....	8/8/86
Hazardous Waste Storage and Tank Systems; Corrections.....	51FR29430.....	8/15/86
Standards for Generators—Waste Minimization Certifications.....	51FR35190.....	10/1/86
Listing of EDBC.....	51FR37725.....	10/24/86
Land Disposal Restrictions.....	51FR40572.....	11/7/86
Burning of Waste Fuel and Used Oil Fuel in Boilers and Industrial Furnaces; Technical Corrections.....	52FR11819.....	4/13/87
Land Disposal Restrictions; Corrections.....	52FR21010.....	6/4/87
HSWA Cluster II (7/1/87-6/30/90)		
California List Waste Restrictions.....	52FR25760.....	7/8/87
Exception Reporting for Small Quantity Generators of Hazardous Waste.....	52FR35894.....	9/23/87
California List Waste Restrictions; Technical Corrections.....	52FR41295.....	10/27/87
HSWA Codification Rule 2.....	52FR45788.....	12/1/87
Permit Application Requirements Regarding Corrective Action		
Corrective Action Beyond Facility Boundary		
Corrective Action for Injection Wells		
Permit Modification		
Permit as a Shield Provision		
Permit Conditions to Protect Human Health and the Environment		
Post-Closure Permits		
Identification and Listing of Hazardous Waste; Technical Correction.....	53FR27162.....	7/19/88
Farmer Exemptions; Technical Corrections.....	53FR27164.....	7/19/88
Land Disposal Restrictions for First Third Scheduled Wastes.....	53FR31138.....	8/17/88
Hazardous Waste Management System; Standards for Hazardous Waste Storage and Treatment Tank System (also in Non-HSWA Cluster V).....	53FR34079.....	9/2/88
Identification and Listing of Hazardous Waste; Land Disposal Restrictions—Administrative Stay.....	54FR4021.....	1/27/89
Land Disposal Restrictions.....	54FR8264.....	2/27/89
Land Disposal Restriction Amendments to First Third Scheduled Wastes.....	54FR18836.....	5/2/89
Land Disposal Restrictions for Second Third Scheduled Wastes.....	54FR26594.....	6/23/89
Hazardous Waste Management System; Requirements of Rulemaking Petitions.....	54FR27114.....	6/27/89
Land Disposal Restrictions; Correction.....	54FR36967.....	9/6/89
Land Disposal Restrictions; Correction.....	55FR23935.....	6/13/90
Land Disposal Restrictions for Third Third Scheduled Wastes.....	55FR22520.....	6/1/90

New York has only applied for authorization for the above listed requirements. This list does not include some federal requirements, including, but not limited to, rules such as the Toxicity Characteristic Rule and the rules establishing organic air emission

standards. New York is not authorized, nor is it seeking to be authorized, to operate the Federal Program on Indian lands. This authorization shall remain with the EPA.

C. Decision

The EPA concludes that New York's application for program revision meets all of the statutory and regulatory requirements established by RCRA. Accordingly, New York is granted final authorization to operate its hazardous

waste program as revised. New York now has expanded responsibility for permitting, treatment, storage and disposal facilities within its borders and carrying out other aspects of the RCRA program, subject to the limitation of its revised program application and previously approved authorities. New York also has primary enforcement responsibilities for the program revision, although EPA retains the right to conduct inspections under section 3007 of RCRA and to take enforcement actions under sections 3008, 3013 and 7003 of RCRA.

The version of the regulations being authorized by EPA at this time are the regulations which are in effect as of February 1st, 1992. The regulations so authorized are available at the repositories noted above and will appear in the revised version of Title 6 of the Official Compilation of Codes, Rules and Regulations that the New York Secretary of State will be publishing later in 1992.

Compliance With Executive Order 12291

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

Certification Under the Regulatory Flexibility Act

Pursuant to the provisions of 5 U.S.C. 605(b), I hereby certify that this authorization will not have a significant economic impact on a substantial number of small entities. This authorization effectively suspends the applicability of certain Federal regulations in favor of New York's program, thereby eliminating duplicative requirements for handlers of hazardous waste in the State. It does not impose any new burdens on small entities. This rule, therefore, does not require a regulatory flexibility analysis.

Authority: This Notice is issued under the authority of sections 2002(a), 3006 and 7004(b) of the Solid Waste Disposal Act, as amended, 42 U.S.C. 6912(a), 6926, 6974(b).

Dated: March 12, 1992.

Constantine Sidamon-Eristoff,

Regional Administrator.

[FR Doc. 92-6670 Filed 3-20-92; 8:45 am]

BILLING CODE 6560-50-M

40 CFR Part 721

[OPPTS-50580B; FRL-4002-2]

Carboxy Alkyl Silyl Salt and Formaldehyde, Polymer with Bisphenol A and Substituted Phenol; Proposed Revocation of Significant New Use Rules

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: EPA is revoking the significant new use rules (SNURs) at 40 CFR 721.1060 and 721.1890 that were promulgated under section 5(a)(2) of the Toxic Substances Control Act (TSCA) for the above two chemical substances based on receipt of new data. The data indicate that for purposes of TSCA section 5, further regulation under section 5 of TSCA is not warranted at this time.

EFFECTIVE DATE: The effective date of this rule is April 22, 1992.

FOR FURTHER INFORMATION CONTACT: David Kling, Acting Director, TSCA Assistance Office (TS-799), Office of Pollution Prevention and Toxics, Environmental Protection Agency, rm. EB-44, 401 M St., SW., Washington, DC 20460. Telephone: (202) 554-1404, TDD: (202) 554-0551.

SUPPLEMENTARY INFORMATION: In the Federal Register of June 26, 1990 (55 FR 26092), EPA issued SNURs establishing significant new uses for carboxy alkyl silyl salt (P-89-292) and formaldehyde, polymer with bisphenol A and substituted phenol (P-89-279). Because of additional data EPA has received for these substances, EPA proposed to revoke these SNURs in the Federal Register of August 29, 1991 (56 FR 42714).

I. Rulemaking record

The record for the rules which EPA is revoking was established in docket number OPPTS-50580 (P-89-279 and P-89-292). This record includes information considered by the Agency in developing this rule and includes the test data to which the Agency has responded with this revocation.

II. Background

The Agency proposed the revocation of the SNUR for these substances in the Federal Register of August 29, 1991 (56 FR 42714). The background and reasons for the revocation of the SNUR are set forth in the preamble to the proposed revocation. The Agency received no public comment concerning the proposed revocation. As a result EPA is revoking these SNURs.

III. Objectives and Rationale of Revocation of the Rules

During review of the PMNs submitted for the chemical substances that are the subject of this revocation, EPA concluded that regulation was warranted under section 5(e) of TSCA pending the development of information sufficient to make a reasoned evaluation of the environmental effects of the substances, and EPA identified the tests considered necessary to evaluate the risks of the substances. The basis for such findings is referenced in Unit II of this preamble. Based on these findings, section 5(e) consent orders were negotiated with the PMN submitters and SNURs were promulgated. EPA reviewed the testing conducted by the PMN submitters for the substances and determined that the information available was sufficient to make a reasoned evaluation of the environmental effects or releases of the substances. With respect to P-89-292, EPA concluded that, for the purposes of TSCA section 5, the substance will not present an unreasonable risk. With respect to P-89-279, EPA concluded that, for the purposes of TSCA section 5, the substance will not be released in substantial quantities. Accordingly, EPA subsequently revoked the section 5(e) consent orders. The revocation of SNUR provisions for these substances designated herein is consistent with the revocation of the section 5(e) orders. In light of the above EPA is revoking SNUR provisions for these chemical substances. EPA will no longer require notice of any company's intent to manufacture, import, or process these substances.

List of Subjects in 40 CFR Part 721

Chemicals, Environmental protection, Hazardous materials, Recordkeeping and reporting requirements, Significant new uses.

Dated: February 6, 1992.

Victor J. Kimm,

Acting Assistant Administrator for Prevention, Pesticides and Toxic Substances.

Therefore, 40 CFR part 721 is amended as follows:

PART 721—[AMENDED]

1. The authority citation for part 721 will continue to read as follows:

Authority: 15 U.S.C. 2604, 2607, and 2625(c).

§ 721.1060 [Removed]

2. By removing § 721.1060.