COMAR 10.18.06.04, General Emission Standards, Prohibitions and Restrictions, carbon monoxide in areas III, and IV. The Agency has reviewed this request for revision of the federally-approved SIP for conformance with the provisions of the 1990 amendments enacted on November 15, 1990. The Agency has determined that this action conforms with those requirements irrespective of the fact that the submittal preceded the date of enactment. Nothing in this action should be construed as permitting or allowing or establishing a precedent for any future request for revision to any SIP. Each request for revision to the SIP shall be considered separately in light of specific technical, economic, and environmental factors and in relation to relevant statutory and regulatory requirements.

Under the Regulatory Flexibility Act, 5 U.S.C. 600 *et seq.*, EPA must prepare a regulatory flexibility analysis assessing the impact of any proposed final rule on small entities. 5 U.S.C. 603 and 604. Alternatively, EPA may certify that the rule will not have a significant impact on a substantial number of small entities. Small entities include small businesses, small not-for-profit enterprises, and government entities with jurisdiction over populations of less than 50,000.

SIP approvals under section 110 and subchapter I, part D of the CAA do not create any new requirements but simply approve requirements that the State is already imposing. Therefore, because the federal SIP approval does not impose any new requirements, the Administrator certifies that it does not have a significant impact on any small entities affected. Moreover, due to the nature of the federal-state relationship under the CAA, preparation of a flexibility analysis would constitute federal inquiry into the economic reasonableness of State action. The CAA forbids EPA to base its actions concerning SIPs on such grounds. *Union Electric Co.* v. *U.S. EPA*, 427 U.S. 246, 255–66 (1976); 42 U.S.C. 7410(a)(2).

This action to approve revisions to COMAR 10.18.03.04 and COMAR 10.18.06.04 of the Maryland SIP has been classified as a Table 3 action for signature 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 Table 3 SIP revisions from the requirements of Section 3 of Executive Order 12291 for a period of two years. EPA has submitted a request for a permanent waiver for Table 2 and 3 SIP revisions. OMB has agreed to continue the temporary waiver until such time as it rules on EPA's request.

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 7, 1993. 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, Reporting and recordkeeping requirements.

Dated: March 3, 1993.

William T. Wisniewski,

Acting Regional Administrator, Region III.

Part 52, chapter I, title 40 of the Code of Federal Regulations is amended as follows:

PART 52—[AMENDED]

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

Authority: 42 U.S.C. 7401–7671q.

Subpart V—Maryland

2. Section 52.1070 is amended by adding paragraph (c)(92) to read as follows:

§ 52.1070 Identification of plan.

* * * * *

(c) * * *

(92) Revisions to the State Implementation Plan submitted by the Maryland Department of the Environment on December 15, 1987.

(i) Incorporation by reference. (A) Letter from the Maryland Department of Environment dated December 15, 1987 submitting a revision to the Maryland State Implementation Plan.

(B) Amendments to the Code of Maryland Air Regulations (COMAR) 10.18.03, State Adopted National Ambient Air Quality Standards and Guidelines limited to the amendment of 10.18.03.04, carbon monoxide and COMAR 10.18.06, General Emission Standards, Prohibitions, and Restrictions, limited to the amendment of 10.18.06.04, carbon monoxide in areas III and IV. The amendments to COMAR 10.18.03.04 and 10.18.06.04 were adopted by the Maryland Department of the Environment on November 4, 1987 and made effective on January 5, 1988.

[FR Doc. 93–8017 Filed 4–6–93; 8:45 am]

BILLING CODE 6560–50–M

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40 CFR Part 52

[TN–012–4121; FRL–4505–8]

Approval and Promulgation of Implementation Plans; Tennessee: Revised SO_2 Limits for the New Johnsonville Area

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: On August 2, 1983, the State of Tennessee officially submitted the sulfur dioxide (SO_2) nonattainment State Implementation Plan (SIP) for the New Johnsonville area to EPA. This submittal contained the control strategy demonstration and the SO_2 emission limits for sources located in the nonattainment area. Action on this submittal was delayed when the February 8, 1982, stack height regulation was challenged and portions were remanded on October 11, 1983. Several sources in the New Johnsonville area were affected by this remand. EPA promulgated new stack height regulations on July 8, 1985. Tennessee complied with the new federal regulations by demonstrating that all sources in the State met the new requirements and by developing new generic stack height regulations which became State-effective on November 22, 1987. On January 22, 1988, EPA's stack height regulations were, again, remanded.

Although the latest stack height remand has not been settled, EPA is today approving this nonattainment plan due to enforcement related issues. Also, on January 6, 1988, the State of Tennessee requested that the nonattainment area of New Johnsonville be redesignated to attainment for both the primary and secondary SO_2 standards. All requests for area redesignations from nonattainment to attainment must include a maintenance plan as a revision to the SIP pursuant to section 175A of the Clean Air Act Amendments of 1990 (CAAA). Action on the redesignation request is delayed pending the submittal of an approvable maintenance plan by the State of Tennessee.

EFFECTIVE DATE: This action will be effective May 7, 1993.

ADDRESSES: Copies of the material relevant to this action may be examined during normal business hours at the following locations:

Public Information Reference Unit, Library Systems Branch, Environmental Protection Agency, 401 M Street, SW., Washington DC 20460.

Region IV Air Programs Branch, Environmental Protection Agency, 345 Courtland Street, Atlanta, Georgia 30365.

Division of Air Pollution Control, Tennessee Department of Environment and Conservation, Customs House, 4th Floor, 701 Broadway, Nashville, Tennessee 37243–1531.

FOR FURTHER INFORMATION CONTACT: Leslie Cox, of the EPA Region IV Air Programs Branch at 404–347–2864 and at the above address.

SUPPLEMENTARY INFORMATION: In the early 1970's, Tennessee utilized the example region concept in establishing SO_2 emission limits for sources that were causing or contributing to ambient air violations. As a result of this example region concept, all power plants were subject to SO_2 emission limits of 1.2 lbs/mmBTU (pounds per million British Thermal Unit). Tennessee Valley Authority's (TVA) Johnsonville Steam Plant, located in the New Johnsonville SO_2 nonattainment area which includes portions of Benton and Humphreys Counties, was one such facility. During this same time period, TVA took the position that the 1970 Clean Air Act (CAA) did not require constant emission limits as the only mechanism for achieving the National Ambient Air Quality Standard (NAAQS) for SO_2. TVA had proposed to meet the NAAQS through the use of intermittent or supplemental controls. EPA, together with Alabama, Kentucky, and Tennessee, which have TVA facilities, did not agree on TVA's proposal and required the emission limits to be continuously met. TVA took the issue to court, but, on April 19, 1976, the Supreme Court refused to hear the case and the lower court's position siding with EPA and the three States was upheld.

This resulted in TVA immediately being in noncompliance at most of its facilities. As a result, on September 28, 1979, a consent decree was entered into by EPA, the Commonwealth of Kentucky, and various public interest groups (*Tennessee Thoracic Society, et al., and United States* v. *S. David Freemand, et al.*, Civil Action No. 7703286–NA–CV, United States District Court for the Middle District of Tennessee, Nashville Division). The consent decree required that TVA install 600 megawatts of SO_2 scrubber capacity and use a complying coal to meet an SO_2 emission limit of 3.4 lbs/mmBTU. Modeling indicated that this SO_2 emission limit would protect the NAAQS. On December 22, 1980, the Court issued a revised consent decree which no longer required the installation of scrubbers but maintained the 3.4 lbs/mmBTU SO_2 limit.

The State of Tennessee chose not to be a party to the consent decree and left the details of the final settlement to EPA and the other parties. Although the SIP contained an SO_2 emission limit of 1.2 lbs/mmBTU for the Johnsonville area, EPA, et al., agreed through the consent decree that an SO_2 emission limit of 3.4 lbs/mmBTU would continue to protect the NAAQS for SO_2, so this limit became part of the consent decree.

EPA then began negotiations with the Tennessee Air Pollution Control Board (TAPCB) in order to get the approved SIP SO_2 emission limit of 1.2 lbs/mmBTU revised to 3.4 lbs/mmBTU. Since the limits dealt with a nonattainment area, all sources of SO_2 emissions had to be analyzed and factored into the State's attainment demonstration. The major SO_2 sources in the New Johnsonville nonattainment area are TVA's Johnsonville Steam Plant, Consolidated Aluminum Corporation (CONALCO), E.I. De Nemours Du Pont (Du Pont), and Inland Container Corporation. There are numerous smaller SO_2 sources in the nonattainment area which are listed in the Technical Support Document for this SIP revision. Emission limits for all of the sources were developed using the limits contained in the consent decree, a modeling analysis, and current air quality data. The nonattainment plan predicted attainment of the primary and secondary SO_2 NAAQS by December 31, 1982, and December 31, 1987, respectively.

Since the New Johnsonville TVA facility never complied with the State's federally approved SO_2 emission limit of 1.2 lbs/mmBTU, no net increase in actual SO_2 emissions will result from the approval of this new limit. In fact, a net reduction occurred because this facility had emissions in excess of 6.0 lbs/mmBTU of SO_2 before the consent decree was filed.

Control Strategy Demonstration/Modeling

The modeling techniques used in the demonstration supporting this SIP revision are, for the most part, based on the modeling guidance in place at the time that the analysis was performed (EPA's "Guideline on Air Quality Models" (1978)). Since that time, the modeling guidance has been changed by EPA (EPA's "Guideline on Air Quality Models" (Revised), EPA–450/2–78–027R (1986) and Supplement A (1987)). The analysis supporting the control strategy and the Benton and Humphreys Counties SO_2 redesignation was included in a July 9, 1986, letter from Bruce Miller of EPA's Region IV Air Programs Branch to Joe Tikvart of the Source Receptor Analysis Branch and Tom Helms of the Control Programs Operation Branch. This letter outlined the sources and/or areas in Region IV to be grandfathered under the 1978 EPA modeling practice. More recently, revisions to this guidance have been promulgated by EPA (51 FR 32176, September 9, 1986, and 53 FR 392, January 6, 1988). Because the modeling analysis was substantially complete prior to the issuance of the revised guidance, EPA accepts this analysis. If, for some reason, the State must reassess this or any other analysis in the future, then any new modeling analysis must be done in accordance with the modeling guidance in effect at that time.

The models used for the attainment demonstration were the Air Quality Display Model (AQDM), PTMTP, CRSTER, and the Buoyant Line and Point Source Dispersion model (BLP). Five years (1966–1970) of meteorological data from the Nashville, Tennessee, National Weather Service (NWS) site was used in AQDM, to estimate the SO_2 emissions as an annual arithmetic average. PTMTP was used to determine the 3-hour and 24-hour average concentrations. CRSTER was run using the 1964 Nashville NWS data to calculate concentrations from single point sources, with the exception of CONALCO. The days representing adverse conditions were then modeled by PTMTP using CRSTER output meteorology. The wind directions were modified to combine the most adverse dispersion parameters with source alignments causing maximum additive impacts. BLP, which is designed to handle unique modeling problems associated with aluminum reduction plants, was used to model CONALCO.

The New Johnsonville area modeling analysis included two addenda. The first addendum resulted from a public hearing comment to revise the emissions data for some sources and to support the use of BLP. The second addendum resulted from TVA's petition to establish an SO_2 emission standard for their boilers based on 24-hour average variability, rather than the 3-hour average that was evaluated in the initial modeling. These addenda meet EPA requirements and are acceptable.

In the modeling submittal for each source, analyses were done for three separate emission inventories—the base year (1977) inventory, the interim restriction (1982–1987) inventory, and the final Reasonably Available Control Technology (RACT) emissions inventory. The maximum concentrations for each analysis are listed in Table III of the Technical Support Document. The background concentration was supplied by the State. The 3-hour, 24-hour, and annual background concentrations are 15, 5, and 2 $\mu g/m^3$ (micrograms per cubic meter), respectively. Adding these values to their respective averaging times yields a total 3-hour, 24-hour, and annual concentration of 1003, 235, and 50 $\mu g/m^3$, respectively. The modeling illustrates that the SO_2 NAAQS will not be adversely affected by the SO_2 sources in the New Johnsonville area. Therefore, TVA's emission limit of 3.4 lbs/mmBTU as a source specific emission limit, supported by the previously discussed modeling, is approvable. Emission limits for the SO_2 sources (other than TVA) are based on RACT emission limits and these limits are listed in the State of Tennessee's Rule 1200–3–19–.14, Sulfur Dioxide Emission Regulations for the New Johnsonville Nonattainment Area.

Stack Heights

The New Johnsonville nonattainment plan has been affected by stack height issues since it was submitted to EPA on August 2, 1983. Action was delayed on the plan due to the February 8, 1982, stack height regulations (47 FR 5864) which subsequently were challenged by the Sierra Club Legal Defense Fund, Inc.; Natural Resources Defense Council, Inc.; and the Commonwealth of Pennsylvania.

On October 11, 1983, the U.S. Court of Appeals for the District of Columbia ordered EPA to reconsider portions of the "stack height" regulations for stationary sources (*Sierra Club* v. *EPA*, 719 F.2d 436 (D.C. Cir., 1983)). These regulations, which implemented section 123 of the CAA, were published on February 8, 1982 (47 FR 5864). In its decision, the Court of Appeals struck down the following two provisions of these regulations:

1. The allowance of plume impaction credit; and

2. The setting of a two-stage process for State implementation.

The Court also remanded several other issues to the Agency for reconsideration:

1. The definition of "excessive concentrations;"

2. The definition of "dispersion techniques;"

3. The automatic allowance of credit for stack height increases where the resulting stack height is at, or lower than, the formula height;

4. The allowance of credit for new sources tied into old stacks which are above the GEP height;

5. The failure to set a specific "nearby" limitation for GEP demonstrations; and

6. The requirement that sources claim credit based on the 2.5H formula to demonstrate actual reliance on that formula.

Only the first three aforementioned remanded issues affected the New Johnsonville submittal and all further action was stayed until new regulations could be promulgated.

On July 8, 1985, (50 FR 27892) EPA published stack height regulations that resolved the overturned and remanded issues of 1983. Hence, Tennessee was required to demonstrate that sources in the State could meet the new requirements and to develop regulations that complied with the federal regulations. Tennessee's regulations became State-effective on November 22, 1987. However, before EPA could process the nonattainment plan, the stack height regulations were remanded again. On January 22, 1988, the U.S. Court of Appeals for the District of Columbia issued its decision in *NRDC* v. *Thomas*, 838 F.2d 1244 (D.C. Cir. 1988) on the 1985 stack height regulations. Although the Court upheld most of the provisions of the rules, the following three portions were remanded to EPA for review:

1. Grandfathering pre-October 11, 1983, within-formula stack height increases from demonstration requirements (40 CFR 51.100(kk)(2));

2. Dispersion credit for sources originally designed and constructed with merged or multiflue stacks (40 CFR 51.100(hh)(2)(ii)(A)); and

3. Grandfathering pre-1979 use of the refined H+1.5L formula (40 CFR 51.100(ii)(2)).

The first issue of this remand affected the New Johnsonville area submittal and caused the SIP revision to be placed on hold.

Enforcement Issues

EPA has decided to act on the New Johnsonville nonattainment area plan due to potential enforcement related issues. EPA is concerned that the federally approved emission limits for this area may be inappropriate. In order to avoid any enforcement complications, Region IV believes that it is in the best interest of EPA, the State of Tennessee, and the SO_2 sources in the New Johnsonville area to process the revised emission limits. However, the State and the sources may need to be evaluated for compliance with any future revisions to the stack height regulations as a result of this litigation.

On August 8, 1990, EPA proposed approval of Tennessee's SO_2 nonattainment plan (55 FR 32268) and no comments were received during the comment period.

Final Action

EPA's review of the Tennessee SIP revision submitted on August 2, 1983, indicates that a revision of the SO_2 emission limit of 1.2 lbs/mmBTU to 3.4 lbs/mmBTU will protect the SO_2 NAAQS in the New Johnsonville area.

The Agency has reviewed this request for revision of the federally-approved State Implementation Plan for conformance with the provisions of the 1990 Clean Air Act Amendments (CAAA) enacted on November 15, 1990. The Agency has determined that this action conforms with those requirements irrespective of the fact that the submittal preceded the date of enactment.

Therefore, EPA is today approving the revised SO_2 SIP, applicable to the New Johnsonville area, with the exception of the request to redesignate areas from nonattainment to attainment for the primary and secondary SO_2 standards submitted to EPA on January 6, 1988. All requests for redesignation have been put on hold until the State submits a maintenance plan pursuant to section 175A of the CAAA.

For further information on EPA's analysis, the reader may consult the Technical Support Document for this submittal, which contains a detailed review of the material submitted. This document is available at the EPA address listed in this notice.

Under section 307(b)(1) of the Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by June 7, 1993. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule for 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 307(b)(2).)

This action has been classified as a Table 2 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 two years. EPA has submitted a request for a permanent waiver for Table 2 and Table 3 SIP revisions. OMB has agreed to continue the temporary waiver until such time as it rules on EPA's request.

Today's action makes final the action proposed at 55 FR 32269, August 8, 1990. As noted elsewhere in this notice, EPA received no adverse public comment on the proposed action. As a direct result, the Regional Administrator has reclassified this action from Table 1 to Table 2 under the processing procedures established at 54 FR 2214, January 19, 1989.

Nothing in this action shall be construed as permitting or allowing or establishing a precedent for any future request for a 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.

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

List of Subjects in 40 CFR Part 52

Air pollution control, Incorporation by reference, Intergovernmental relations, Particulate matter, Reporting and recordkeeping requirements, Sulfur oxides.

Note: Incorporation by reference of the SIP for the State of Tennessee was approved by the Director of the Federal Register on July 1, 1982.

Dated: August 6, 1992.

Patrick M. Tobin,

Acting Regional Administrator.

Part 52 of chapter I, title 40, Code of Federal Regulations, is amended as follows:

PART 52—[AMENDED]

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

Authority: 42.U.S.C. 7401–7671q.

Subpart RR—Tennessee

2. Section 52.2220 is amended by adding paragraph (c)(107) to read as follows:

§ 52.2220 Identification of plan.

* * * * *

(c) * * *

(107) Revisions to the New Johnsonville SO_2 portion of the Tennessee State Implementation Plan submitted on August 2, 1983, by the State of Tennessee through the Tennessee Air Pollution Control Board.

(i) Incorporation by reference.

(A) Revisions to the following Tennessee Air Pollution Control Regulations which became State-effective on December 13, 1982:

1200–3–3–.05—Achievement

(B) Revisions to the following Tennessee Air Pollution Control Regulations which became State-effective on December 17, 1982:

1200–3–19–.14—Sulfur Dioxide Emission Regulation for the New Johnsonville Nonattainment Area

(C) Revisions to the following Tennessee Air Pollution Control Regulations which became State-effective on August 1, 1984:

1200–3–14–.01(2)—General Provisions

1200–3–14–.02(1)(a)—Non-process Emissions Standards

(ii) Other material.

None

[FR Doc. 93–8018 Filed 4–6–93; 8:45 am]

BILLING CODE 6560–50–P

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40 CFR Parts 60, 61, 122, 264, 265, 403, and 707

[FRL–4611–5]

Technical Amendments to OMB Approval Numbers

AGENCY: Environmental Protection Agency.

ACTION: Final rule; technical amendments.

SUMMARY: EPA is publishing technical amendments to various EPA regulations with Office of Management and Budget (OMB) information collection request control numbers. EPA is also providing notice of an ongoing evaluation of the status of its regulations under the Paperwork Reduction Act (PRA).

EFFECTIVE DATE: This final rule is effective on April 7, 1993.

FOR FURTHER INFORMATION CONTACT: Sandy Farmer at (202) 260–2740.

SUPPLEMENTARY INFORMATION: EPA is examining the status of information collection requests (ICRs) under the PRA. As part of that review, EPA is today publishing technical amendments to update various regulations promulgated under the Clean Air Act, the Clean Water Act, the Resource Conservation and Recovery Act, and the Toxic Substances Control Act. The amended regulations are codified at 40 CFR parts 60, 61, 122, 264, 265, 403, and 707. EPA is publishing the current ICR control numbers issued for these regulations by OMB pursuant to the PRA. Most of the amendments constitute insertions of a control number, generally at the end of one or more specific sections in each regulatory subpart.

This action updates certain regulations with ICRs previously approved by OMB to reflect the control numbers assigned by OMB. The ICRs were previously subject to public notice and comment prior to OMB approval. As a result, EPA finds that there is "good cause" under section 553(b)(B) of the Administrative Procedure Act (5 U.S.C. 553(b)(B)) to issue these amendments without prior notice and comment. Due to the technical nature of these amendments, further notice and public comment would be unnecessary. For the same reasons, EPA also finds that there is good cause under 5 U.S.C. 553(d)(3).

In addition, EPA has learned that OMB approvals for some ICRs may have lapsed or the ICRs may otherwise not be in conformance with the PRA. This may affect EPA's assessment of penalties for certain recordkeeping and reporting requirements. Accordingly, EPA has undertaken a review of applicable regulations for the purpose of determining whether there have been lapses or other problems in ICR approvals. EPA is also examining its pending enforcement cases to determine if any alleged violations might be affected. EPA will identify affected regulations resulting from its review and will take any other appropriate action.

List of Subjects

40 CFR Part 60

Administrative practice and procedure, Air pollution control, Intergovernmental relations, Reporting and recordkeeping requirements.

40 CFR Part 61

Air pollution control, Reporting and recordkeeping requirements.

40 CFR Part 122

Environmental Protection, Hazardous substances, Reporting and recordkeeping requirements, Water pollution control.

40 CFR Part 264

Air pollution control, Hazardous waste, Reporting and recordkeeping requirements.

40 CFR Part 265

Air pollution control, Hazardous waste, Reporting and recordkeeping requirements.

40 CFR Part 403

Reporting and recordkeeping requirements, Waste treatment and disposal, Water pollution control.

40 CFR Part 707

Environmental protection, Hazardous substances, Reporting and recordkeeping requirements.

Dated: April 1, 1993.

Carol M. Browner,

Administrator.

For the reasons set out in the preamble, title 40 of the Code of Federal Regulations is amended as follows:

PART 60—STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES

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

Authority: 42 U.S.C. 7401, 7411, 7414, 7416, and 7601.

2. Subpart D is amended by adding § 60.48 to read as follows:

§ 60.48 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0026.

3. Subpart Da is amended by adding a parenthetical statement to the end of § 60.49a to read as follows:

§ 60.49a Reporting requirements.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0023)

4. Subpart E is amended by adding § 60.55 to read as follows:

§ 60.55 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0040.

5. Subpart Ea is amended by adding a parenthetical statement to the end of § 60.59a to read as follows:

§ 60.59a Reporting and recordkeeping requirements.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0210)

6. Subpart G is amended by adding § 60.75 to read as follows:

§ 60.75 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0019.

7. Subpart I is amended by adding § 60.94 to read as follows:

§ 60.94 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0083.

8. Subpart J is amended by revising the parenthetical statement at the end of § 60.107 to read as follows:

§ 60.107 Reporting and recordkeeping requirements.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0022)

9. Subpart Ka is amended by adding § 60.116a to read as follows:

§ 60.116a OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0121.

10. Subpart Kb is amended by adding a parenthetical statement to the end of § 60.115b to read as follows:

§ 60.115b Recordkeeping and reporting requirements.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0074)

11. Subpart L is amended by adding § 60.124 to read as follows:

§ 60.124 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0080.

12. Subpart M is amended by adding § 60.134 to read as follows:

§ 60.134 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0110.

13. Subpart O is amended by adding a parenthetical statement to the end of § 60.155 to read as follows:

§ 60.155 Reporting.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0035)

14. Subpart T is amended by adding § 60.205 to read as follows:

§ 60.205 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0037.

15. Subpart U is amended by adding § 60.215 to read as follows:

§ 60.215 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0037.

16. Subpart V is amended by adding § 60.225 to read as follows:

§ 60.225 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0037.

17. Subpart W is amended by adding § 60.235 to read as follows:

§ 60.235 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0037.

18. Subpart X is amended by adding § 60.245 to read as follows:

§ 60.245 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0037.

19. Subpart Y is amended by adding § 60.255 to read as follows:

§ 60.255 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0122.

20. Subpart AA is amended by adding a parenthetical statement to the end of § 60.276 to read as follows:

§ 60.276 Recordkeeping and reporting requirements.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0038)

21. Subpart CC is amended by adding § 60.297 to read as follows:

§ 60.297 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0054.

22. Subpart DD is amended by adding § 60.305 to read as follows:

§ 60.305 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0082.

23. Subpart GG is amended by adding § 60.336 to read as follows:

§ 60.336 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0028.

24. Subpart HH is amended by revising the parenthetical statement at the end of § 60.343 to read as follows:

§ 60.343 Monitoring of emissions and operations.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0063)

25. Subpart KK is amended by adding § 60.375 to read as follows:

§ 60.375 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0081.

26. Subpart NN is amended by adding § 60.405 to read as follows:

§ 60.405 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0111.

27. Subpart QQ is amended by adding a parenthetical statement to the end of § 60.434 to read as follows:

§ 60.434 Monitoring of operations and recordkeeping.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0105)

28. Subpart UU is amended by adding § 60.475 to read as follows:

§ 60.475 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0002.

29. Subpart AAA is amended by adding a parenthetical statement to the end of § 60.537 to read as follows:

§ 60.537 Reporting and recordkeeping.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0161)

30. Subpart DDD is amended by adding a parenthetical statement to the end of § 60.565 to read as follows:

§ 60.565 Reporting and recordkeeping requirements.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0145)

31. Subpart GGG is amended by adding § 60.594 to read as follows:

§ 60.594 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0067.

32. Subpart III is amended by adding a parenthetical statement to the end of § 60.615 to read as follows:

§ 60.615 Reporting and recordkeeping requirements.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0197)

33. Subpart III is further amended by removing the parenthetical statement at the end of § 60.616.

34. Subpart NNN is amended by adding a parenthetical statement to the end of § 60.665 to read as follows:

§ 60.665 Reporting and recordkeeping requirements.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0197)

35. Subpart NNN is further amended by removing the parenthetical statement at the end of § 60.666.

36. Subpart PPP is amended by revising the parenthetical statement at the end of § 60.684 to read as follows:

§ 60.684 Recordkeeping and reporting requirements.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0114)

PART 61—NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS

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

Authority: 42 U.S.C. 7401, 7412, 7414, 7416, 7601.

2. Subpart C is amended by adding § 61.35 to read as follows:

§ 61.35 OMB control number.

The information collection requirements in this subpart have been approved by the Office of Management and Budget and assigned OMB control number 2060–0092.

3. Subpart F is amended by adding a parenthetical statement to the end of § 61.70 to read as follows:

§ 61.70 Reporting.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0071)

4. Subpart F is further amended by adding a parenthetical statement to the end of § 61.71 to read as follows:

§ 61.71 Recordkeeping.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0071)

5. Subpart M is amended by adding a parenthetical statement to the end of § 61.145 to read as follows:

§ 61.145 Standard for demolition and renovation.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0101)

6. Subpart M is further amended by removing the parenthetical statement at the end of § 61.146.

7. Subpart M is further amended by revising the parenthetical statement at the end of § 61.153 to read as follows:

§ 61.153 Reporting.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0101)

8. Subpart O is amended by removing the parenthetical statement at the end of §§ 61.176 and 61.177.

9. Subpart P is amended by removing the parenthetical statement at the end of §§ 61.185 and 61.186.

10. Subpart V is amended by revising the parenthetical statement at the end of § 61.247 to read as follows:

§ 61.247 Reporting requirements.

* * * * *

(Approved by the Office of Management and Budget under control number 2060–0068)

PART 122—EPA ADMINISTERED PERMIT PROGRAMS: THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM

1. The authority for part 122 continues to read as follows:

Authority: The Clean Water Act, 33 U.S.C 1251 *et seq.*

§ 122.41 [Amended]

2. Section 122.41 is amended by removing the first parenthetical phrase.

§ 122.41 [Amended]

3. Section 122.41 is amended by adding the following parenthetical at the end of the section to read as follows:

(Information collection requirements are approved by the Office of Management and Budget under control number 2040–0004, 2040–0110 and 2040–0068)

§§ 122.44, 122.48 [Amended]

4. Sections 122.44 and 122.48 are amended by adding the following parenthetical at the end of each section to read as follows:

(Information collection requirements are approved by the Office of Management and Budget under control number 2040–0004)

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.

§264.120 [Amended]

2. Section 264.120 is amended by removing the parenthetical at the end of the section.

§§264.112, 264.113, 264.115, 264.116, 264.118, 264.119, 264.120 [Amended]

3. Sections 264.112, 264.113, 264.115, 264.116, 264.118, 264.119, and 264.120 are amended by adding the following parenthetical at the end of each section to read as follows:

(Information collection requirements are approved by the Office of Management and Budget under control number 2050–0120.)

§§264.142, 264.144, 264.147 [Amended]

4. Sections 264.142, 264.144, and 264.147 are amended by removing the parenthetical at the end of each section.

§§264.142, 264.143, 264.144, 264.145, 264.147, 264.148, 264.149, 264.150 [Amended]

5. Sections 264.142, 264.143, 264.144, 264.145, 264.147, 264.148, 264.149, and 264.150 are amended by adding the following parenthetical at the end of each section to read as follows:

(Information collection requirements are approved by the Office of Management and Budget under control number 2050–0120)

6. Subpart AA is amended by revising the parenthetical statement at the end of § 264.1035 to read as follows:

§264.1035 Recordkeeping requirements.

* * * * *

(Approved by the Office of Management and Budget under control number 2050–0050)

7. Subpart AA is further amended by revising the parenthetical statement at the end of § 264.1036 to read as follows:

§264.1036 Reporting requirements.

* * * * *

(Approved by the Office of Management and Budget under control number 2050–0050)

8. Subpart BB is amended by revising the parenthetical statement at the end of § 264.1062 to read as follows:

§264.1062 Alternative standards for valves in gas/vapor service or in light liquid service: skip period leak detection and repair.

* * * * *

(Approved by the Office of Management and Budget under control number 2050–0050)

9. Subpart BB is further amended by revising the parenthetical statement at the end of § 264.1064 to read as follows:

§264.1064 Recordkeeping requirements.

* * * * *

(Approved by the Office of Management and Budget under control number 2050–0050)

10. Subpart BB is further amended by revising the parenthetical statement at the end of § 264.1065 to read as follows:

§264.1065 Reporting requirements.

* * * * *

(Approved by the Office of Management and Budget under control number 2050–0050)

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

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

Authority: 42 U.S.C. 6905, 6912(a), 6924, 6925, 6935, and 6936, unless otherwise noted.

§265.120 [Amended]

2. Section 265.120 is amended by removing the parenthetical at the end of the section.

§§265.112, 265.113, 265.115, 265.116, 265.118, 265.119, 265.120 [Amended]

3. Sections 265.112, 265.113, 265.115, 265.116, 265.118, 265.119, and 265.120 are amended by adding the following parenthetical at the end of each section to read as follows:

(Information collection requirements are approved by the Office of Management and Budget under control number 2050–0120)

§§265.142, 265.144, 265.147 [Amended]

4. Sections 265.142, 265.144, and 265.147 are amended by removing the parenthetical at the end of each section.

§§265.142, 265.143, 265.144, 265.145, 265.147, 265.148, 265.149, 265.150 [Amended]

5. Sections 265.142, 265.143, 265.144, 265.145, 265.147, 265.148, 265.149, and 265.150 are amended by adding the following parenthetical at the end of each section to read as follows:

(Information collection requirements are approved by the Office of Management and Budget under control number 2050–0120)

§265.1035 [Amended]

6. Subpart AA is amended by revising the parenthetical statement at the end of § 265.1035 to read as follows:

§265.1035 Recordkeeping requirements.

* * * * *

(Approved by the Office of Management and Budget under control number 2050–0050)

§265.1064 [Amended]

7. Subpart BB is amended by revising the parenthetical statement at the end of § 265.1064 to read as follows:

§265.1064 Recordkeeping requirements.

* * * * *

(Approved by the Office of Management and Budget under control number 2050–0050)

PART 403—GENERAL PRETREATMENT REGULATIONS FOR EXISTING AND NEW SOURCES OF POLLUTION

1. The authority for part 403 continues to read as follows:

Authority: Sec. 54(c)(2) of the Clean Water Act of 1977, (Pub. L. 95–217) sections 204(b)(1)(C), 208(b)(2)(C)(iii), 301(b)(1)(A)(ii), 301(b)(2)(A)(ii), 301(b)(2)(C), 301(h)(5), 301(i)(2), 304(e), 304(g), 307, 308, 309, 402(b), 405, and 501(a) of the Federal Water Pollution Control Act (Pub. L. 92–500) as amended by the Clean Water Act of 1977 and the Water Quality Act of 1987 (Pub. L. 100–4).

§§403.6, 403.7, 403.8, 403.9, 403.10, 403.12, 403.13, 403.15, 403.17, and 403.18 [Amended]

2. Sections 403.6, 403.7, 403.8, 403.9, 403.10, 403.12, 403.13, 403.15, 403.17, and 403.18 are amended by adding the following parenthetical at the end of each section to read as follows:

(Information collection requirements are approved by the Office of Management and Budget under control number 2040–0009)

PART 707—CHEMICAL IMPORTS AND EXPORTS

1. The authority citation for part 707 continues to read as follows:

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

§§707.65, 707.67, 707.70, 707.72, 707.75 [Amended]

2. Sections 707.65, 707.67, 707.70, 707.72, 707.75 are amended by adding the following parenthetical at the end of each section to read as follows:

(Information collection requirements are approved by the Office of Management and Budget under control number 2070–0030)

[FR Doc. 93–8125 Filed 4–5–93; 11:53 am]

BILLING CODE 6560–50–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

43 CFR Public Land Order 6961

[ID-943-4210-06; IDI-15634-01]

Partial Revocation of Executive Order dated July 2, 1910; Idaho

AGENCY: Bureau of Land Management, Interior.

ACTION: Public land order.

SUMMARY: This order revokes an Executive order insofar as it affects 40 acres of National Forest System land withdrawn for Bureau of Land Management's Powersite Reserve No. 91 within the St. Joe National Forest. The land is no longer needed for this purpose, and the revocation is needed to permit disposal of the land through land exchange under the Arkansas-Idaho Land Exchange Act of 1992 (Pub. L. 102-584). This action will open the land to surface entry. The land has been open to mining under the provisions of the Mining Claims Restoration Act of 1955 and these provisions are no longer required. The land has been and will remain open to mineral leasing.

EFFECTIVE DATE: May 7, 1993.

FOR FURTHER INFORMATION CONTACT: Larry R. Lievsay, BLM Idaho State Office, 3380 Americana Terrace, Boise, Idaho 83706, 208-384-3166.

By virtue of the authority vested in the Secretary of the Interior by section 204 of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714 (1988), it is ordered as follows:

1. The Executive Order dated July 2, 1910, which withdrew National Forest System land for Powersite Reserve No. 91, is hereby revoked insofar as it as affects the following described land:

Boise Meridian

T. 45 N., R. 3 E.,
Sec. 3, SW¼SW¼.

The area described contains 40 acres in Shoshone County.

2. At 9 a.m. on May 7, 1993, the land shall be opened to such forms of disposition as may by law be made of National Forest System land, subject to valid existing rights, the provisions of existing withdrawals, other segregations of record, and the requirements of applicable law.

Dated: March 29, 1993.

Bruce Babbitt,

Secretary of the Interior.

[FR Doc. 93-8010 Filed 4-6-93; 8:45 am]

BILLING CODE 4310-GG-M

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

49 CFR Part 1

[OST Docket No. 1; Amdt. 1-260]

Organization and Delegation of Powers and Duties; Delegation of Authority to the Director, Office of Commercial Space Transportation

AGENCY: Office of the Secretary, DOT.

ACTION: Final rule.

SUMMARY: The Secretary of Transportation has delegated to the Director, Office of Commercial Space Transportation (OCST), certain authority vested in the Secretary by the National Aeronautics and Space Administration Authorization Act, Fiscal Year 1993 (Pub. L. 102-588). The purpose of this rulemaking is to amend 49 CFR part 1 to reflect the delegated authority.

EFFECTIVE DATE: April 7, 1993.

FOR FURTHER INFORMATION CONTACT: Elaine Orfanos David, Office of the Assistant General Counsel for Regulation and Enforcement, C-50, U.S. Department of Transportation, room 10424, 400 Seventh Street SW., Washington, DC 20590; (202) 366-9305.

SUPPLEMENTARY INFORMATION: The National Aeronautic and Space Administration Authorization Act, Fiscal Year 1993 (Pub. L. 102-588) (NASA FY 93 Authorization Act) authorizes, among other things, appropriations for various programs of NASA. In addition, the NASA FY 93 Authorization Act further amends the Commercial Space Launch Act of 1984, as amended (49 U.S.C. App. 2601 *et seq.*) (the Act), by, among other things, authorizing FY 93 appropriations for carrying out the Secretary's responsibilities under the Act and assigning to the Secretary other responsibilities in furtherance of U.S. commercial space transportation.

Specifically, section 505 of the NASA FY 93 Authorization Act authorizes, subject to appropriation of funds to the Secretary, the establishment of a grant program for U.S. commercial space transportation infrastructure development, and directs the Secretary to consult with the Department of Defense, NASA, and other appropriate Federal agencies concerning the selection of projects for grants. Section 506 of the NASA FY 93 Authorization Act directs the NASA Administrator and Secretary of Defense, as appropriate, in coordination with the Secretary, to conduct an inventory and identify all U.S. Government-owned launch support facilities, and identify those that could be made available to non-Federal entities on a reimbursable basis.

The functions assigned to the Secretary under Executive Order 12465 (February 24, 1984) relating to commercial expendable launch vehicle activities, and those vested in the Secretary by the Act are already delegated to the Director, Office of Commercial Space Transportation (OCST), as set forth in 49 CFR 1.68. This rulemaking is necessary to delegate to the Director, OCST, the additional responsibilities assigned to the Secretary under the NASA FY 93 Authorization Act.

Because this rulemaking relates to departmental management, organization, procedure, and practice, notice and comment on it are unnecessary and it may be made effective fewer than 30 days after publication in the **Federal Register**. Therefore, this final rule is effective on the date of publication.

List of Subjects in 49 CFR Part 1

Authority delegations (Government agencies), Organization and functions (Government agencies).

For the reasons set forth herein, part 1 of title 49, Code of Federal Regulations is amended as follows:

PART 1—ORGANIZATION AND DELEGATION OF POWERS AND DUTIES

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

Authority: 49 U.S.C. 322.

2. Section 1.68 is amended by adding a new paragraph (c) to read as follows:

§ 1.68 Delegations to Director of Commercial Space Transportation.

* * * * *

(c) Carry out the functions vested in the Secretary by the National Aeronautics and Space Administration Authorization Act, Fiscal Year 1993 (Pub. L. 102-588; November 4, 1992).

Issued in Washington, DC, this 26 day of March, 1993.

Federico Peña,

Secretary of Transportation.

[FR Doc. 93-8082 Filed 4-6-93; 8:45 am]

BILLING CODE 4910-62-M