

**United States
Federal Reserve**

**Monday
May 13, 1996**

Part XXII

**Environmental
Protection Agency**

Semiannual Regulatory Agenda

ENVIRONMENTAL PROTECTION AGENCY (EPA)

ENVIRONMENTAL PROTECTION AGENCY**40 CFR Ch. I**

[FRL-5450-1]

Regulatory Agenda**AGENCY:** Environmental Protection Agency.**ACTION:** Semiannual regulatory agenda.

SUMMARY: The regulatory agenda is a semiannual summary of current and projected rulemakings, reviews of existing regulations, and completed actions of the Environmental Protection Agency (EPA). By providing the public with information about regulatory actions scheduled for issuance within the following year, the Agency hopes to encourage public participation in the regulatory process.

The rules and schedules presented here reflect EPA's plans based on the best current information. However, legislative proposals now under consideration by the Congress, as well as continuing budget uncertainties, may affect the Agency's authority to undertake or capacity to complete any activity listed in this agenda within the schedule presented.

ADDRESSES: To be placed on the agenda mailing list, either write to USEPA/NCEPI at P.O. Box 42419, Cincinnati, Ohio 45242, or fax your request to (513) 489-8695. If you need confirmation that your request was received, you may call (513) 489-8190.

If you have suggestions to improve this publication, comments on rules that substantially impact small entities, or need general information about the agenda, contact Angela Suber, Regulatory Development Branch (2136), EPA, 401 M Street SW., Washington, DC 20460, (202) 260-7205.

FOR FURTHER INFORMATION CONTACT: If you need detailed information about a particular entry, the name, address, and telephone number of the agency contact who is most familiar with the subject matter is listed for each action.

SUPPLEMENTARY INFORMATION:

Regulatory Priorities and Schedules

Government shutdowns and reduced funding for EPA under continuing resolutions have already delayed many of EPA's regulatory actions. While EPA continues to devote its best efforts

toward full protection of human health and the environment, further delays should be expected if the budget reductions continue throughout the year. EPA, however, remains fully committed and places priority on reinventing environmental regulations to provide greater protection at less cost. EPA's reinvention efforts are described more fully in its regulatory plan, 60 FR 59658 (November 28, 1995). EPA will continue efforts to reduce paperwork burden, to develop commonsense regulatory actions, and to delete or modify regulations currently in place. EPA will also give priority to initiatives that offer novel solutions to real environmental problems posed by an industry or locality when generally applicable mandates may prove ineffective or inefficient in a specific application. However, despite the priority EPA places on these initiatives, regulatory actions implementing them may also necessarily be delayed.

How the Agenda Is Organized

Each agenda entry includes the title, legal authority, CFR reference, legal deadline, abstract, and timetable. Each entry also indicates the categories of small entities and levels of government that may be affected by the rulemaking and whether the Agency plans to prepare a Regulatory Flexibility Analysis. In addition, the Agency indicates whether an entry is part of the Reinventing Government effort. Lastly, the agenda includes an agency contact person for each entry.

The agenda is organized by statute and ordered numerically within each statute. Entries within each statute are divided into five categories: (1) Prerule, (2) proposed rule, (3) final rule, (4) long-term actions (i.e., actions under preparation that will not be published until after the 1-year horizon for this agenda), and (5) completed actions (i.e., regulations that EPA is deleting from the agenda because the Agency has completed, withdrawn, or postponed them indefinitely). Detailed information on each of these categories is presented below. A bullet (●) preceding an entry indicates that this is the first time an action is appearing in the agenda.

I. Prerulemakings

Prerulemaking actions are activities intended to determine whether to initiate rulemaking. These activities include anything that influences or leads to rulemaking, such as advance

notices of proposed rulemaking, significant studies or analyses of the possible need for regulatory action, requests for public comment on the need for regulatory action, or important preregulatory policy proposals.

II. Proposed and Final Rules

This section includes all substantial EPA regulations. To focus the public's attention on the most imminent actions, EPA lists regulations in this category of the agenda that are within a year of proposal or promulgation. The listings, however, generally exclude (a) specialized categories of actions (e.g., EPA approvals of State plans and other actions that do not apply nationally) and (b) routine actions (e.g., pesticide tolerances and minor amendments to existing rules).

The Agency has attempted to list all regulations and regulatory reviews except those considered as minor, routine, or repetitive actions. There is no legal significance to the inadvertent omission of an item from the listing. The agenda reflects dates for actions on each item; these dates are estimates that should not be construed as an Agency commitment to act on or by the date shown. The Administrator of EPA will review the items contained in this agenda over the next 6 months. Items in this agenda may be deleted, or new items may be added as a result of that review.

EPA also seeks to enhance public participation in development of proposed rules by potentially affected stakeholders. We therefore invite expressions of interest to be directed to the contact person listed for each rule.

III. Long-Term Actions

This section includes actions with publication dates beyond the next 12 months. Please note that the Agency will continue to work with the public to develop partnerships and information necessary to support these rulemakings with long-term publication dates.

IV. Completed Actions

This section contains actions that appeared in the previous agenda but which EPA is deleting because they are completed or are no longer under consideration for rulemaking. If an action appears in the completed section, it may not appear in future agendas, unless the Agency decides to initiate action again, and then it will appear as a new entry.

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Regulatory Flexibility Act

The Regulatory Flexibility Act (RFA) requires the identification of those regulations which are likely to have a "significant economic impact on a substantial number of small entities" (i.e., small governments, small businesses, and small nonprofit organizations). Under the requirements of the Act, such regulations are subject to a "Regulatory Flexibility Analysis." This analysis must consider the likely economic impacts on small entities, as well as any significant alternatives to the rule which accomplish the objectives of applicable statutes and which minimize significant economic impacts of the rulemaking on small entities.

In April 1992, EPA adopted a policy which exceeds the requirements of the RFA (this policy applies to rulemakings that were initiated on or after April 9, 1992). For rulemakings subject to this policy, EPA will perform a Regulatory Flexibility Analysis if the rule is likely to have any economic impact on any small entity. For rulemakings not subject to this policy (i.e., initiated prior to April 9, 1992), a Regulatory Flexibility Analysis will be conducted

only if the rulemaking will meet the RFA's standard of having a "significant impact on a substantial number of small entities."

Each rulemaking listed in this agenda indicates in the "Analysis" section whether EPA expects to conduct a Regulatory Flexibility Analysis. If EPA believes small entities will be affected by a rulemaking, this is indicated under the "Small Entities Affected" and/or the "Government Levels Affected" section of the summary for each listed rule. EPA invites public comment regarding EPA's assessment of which of the listed rulemakings are appropriate for Regulatory Flexibility Analysis. (See "Small Entities Index to the Environmental Protection Agency Agenda" at the end of this document. It lists the regulatory actions EPA believes may have effects on small businesses, small governmental jurisdictions, or small organizations.)

The RFA requires that existing regulations with significant economic impact on a substantial number of small entities are to be reviewed within 10 years of promulgation of the regulations. As part of that process, as well as under the requirements of the Regulatory

Flexibility Act, EPA invites public comment identifying any existing EPA rules believed to have a significant economic impact on a substantial number of small entities. Comments should be provided in the following format:

- Title
- Authorizing statute and CFR citation
- Description of economic effects on small entities, especially on the commenting person or organization
- Recommendations for changes

Any additional detailed comments or data are welcome.

When EPA completes its review of an existing rule, it will indicate in the agenda whether that rulemaking will be continued without change or will be amended or rescinded consistent with the stated objectives of applicable statutes to minimize any significant economic impact of the regulations upon a substantial number of small entities.

Dated: March 28, 1996.

Rob Wolcott,

Acting Deputy Assistant Administrator, Office of Policy, Planning, and Evaluation.

Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA)—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
3126	Data Consolidation Initiative; Key Identifiers Reporting	2070-AD01

Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA)—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
3127	SAN No. 3154. Pesticide Tolerance Decisions Under the Delaney Clause	2070-AC55
3128	SAN No. 3430. Pesticides: Tolerance Program Revisions	2070-AC74
3129	SAN No. 3735. The 10-Acre Limitation for Pesticide Small-Scale Field Testing	2070-AC99
3130	Pesticides; Self-Certification	2070-AD00
3131	SAN No. 2687. Pesticide Data Requirements for Registration (Revision)	2070-AC12
3132	SAN No. 3222. Pesticides and Groundwater State Management Plan Regulation	2070-AC46
3133	SAN No. 2725. FIFRA Books and Records of Pesticide Production and Distribution (Revision)	2070-AC07
3134	SAN No. 3731. Modifications to Pesticide Worker Protection Standard	2070-AC93
3135	SAN No. 3318. Exemption of Sterilant Pesticide Products From Regulation Under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA)	2070-AC58
3136	SAN No. 3736. Pesticide Export Policy	2070-AD02

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Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA)—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
3137	SAN No. 3734. Pesticides; Revision of Notification Procedure	2070-AC98
3138	SAN No. 3739. Cross-Contamination of Pesticide Products	2070-AD03
3139	SAN No. 2684. Regulation of Plant-Produced Pesticides Under FIFRA and FFDCA	2070-AC02
3140	SAN No. 3135. Pesticide Flammability Labeling Requirements for Total Release Foggers	2070-AC60
3141	SAN No. 2371. Restricted Use Criteria for Pesticides in Groundwater	2070-AB60
3142	SAN No. 2338. Reporting Requirements for Risk/Benefit Information (Revision)	2070-AB50
3143	SAN No. 2720. Policy or Procedures for Notification to the Agency of Stored Pesticides With Cancelled or Suspended Registration	2070-AC08
3144	SAN No. 3733. Scope and Clarification of the WPS Exceptions Process	2070-AC96
3145	SAN No. 3432. Pesticide Management and Disposal	2070-AC81
3146	SAN No. 3320. Regulatory Relief for Low-Risk Pesticides	2070-AC67

Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA)—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
3147	SAN No. 2444. Pesticide Tolerances; Portion of Food Commodities To Be Analyzed for Pesticide Residues	2070-AC45
3148	SAN No. 3113. Endangered Species Protection Program	2070-AC42
3149	SAN No. 2351. Classification of Certain Pesticides for Restricted Use Due to Groundwater Concerns	2070-AC33
3150	SAN No. 1640. Worker Protection Standards; Pesticide Hazard Communication	2070-AC34
3151	SAN No. 3636. Pesticide Labeling Claims	2070-AC85
3152	SAN No. 3732. Exceptions to Pesticide Worker Protection Standard	2070-AC95
3153	SAN No. 2659. Pesticide Management and Disposal: Standards for Pesticide Containers and Containment	2070-AB95
3154	SAN No. 2639. Child-Resistant Packaging Regulations (Revision)	2070-AB96

Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA)—Completed Actions

Sequence Number	Title	Regulation Identifier Number
3155	SAN No. 3199. Interpretation of Raw Agricultural Commodity	2070-AC54

Toxic Substances Control Act (TSCA)—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
3156	SAN No. 3301. TSCA Chemical Use Inventory Project	2070-AC61
3157	SAN No. 3034. Facility Coverage Amendment; Toxic Chemical Release Reporting; Community Right-To-Know ...	2070-AC71
3158	SAN No. 3388. Deletion of Isopropyl Alcohol; Toxic Chemical Release Reporting; Community Right-To-Know	2070-AC77
3159	SAN No. 2425. Responses to Petitions Received To Add to or Delete Chemicals From the List of Toxic Chemicals Subject to Toxic Release Reporting Under EPCRA Section 313	2070-AC00
3160	SAN No. 2847. Mandatory Pollution Prevention Reporting for Toxic Release Inventory (TRI)	2070-AC24
3161	SAN No. 3243. Lead Hazard Standards	2070-AC63
3162	SAN No. 3631. Evaluation of Products for Lead-Based Paint Activities	2070-AC88
3163	SAN No. 3755. CFR Regulatory Review Related Initiatives	2070-AC97
3164	SAN No. 3494. Proposed Decisions on Test Rules	2070-AB07
3165	SAN No. 2563. ATSDR Substances Test Rule	2070-AB79
3166	SAN No. 2865. Multichemical Endpoint(s) Test Rule; Developmental and Reproductive Toxicity, and Neurotoxicity	2070-AC27
3167	SAN No. 2865. Multichemical Endpoint Test Rule; Chemical Fate and Environmental Effects	2070-AC36
3168	SAN No. 3504. Hazardous Air Pollutants Test Rule	2070-AC76
3169	SAN No. 2245. Negotiated Consent Order and Test Rule Procedures	2070-AB30
3170	SAN No. 3047. Amendments to the Asbestos-Containing Materials in Schools Rule	2070-AC62

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Toxic Substances Control Act (TSCA)—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
3171	SAN No. 1923. Significant New Use Rules on National Program Chemicals; Asbestos, Lead, and Refractory Ceramic Fibers	2070-AC37
3172	SAN No. 3559. Notice of TSCA Section 4 Reimbursement Period and TSCA Section 12(b) Export Notification Period Sunset Dates for TSCA Section 4 Substances	2070-AC84

Toxic Substances Control Act (TSCA)—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
3173	SAN No. 3244. Lead-Based Paint Activities Rules; Training, Accreditation, and Certification Rule and Model State Plan Rule	2070-AC64
3174	SAN No. 3242. Lead-Based Paint Disclosure Requirements at Renovation of Target Housing	2070-AC65
3175	SAN No. 2249. Amendments to the Asbestos Worker Protection Rule	2070-AC66
3176	SAN No. 3508. TSCA Requirements for the Disposal of Lead-Based Paint Abatement Waste	2070-AC72
3177	SAN No. 3480. Development of Guidance as Mandated by Executive Order 12873, Section 503 on "Environmentally Preferable Products"	2070-AC78
3178	Selected Rulemakings for Abating Lead Hazards	2070-AD06
3179	SAN No. 3493. Final Decisions on Test Rules	2070-AB94
3180	SAN No. 1923. Follow-Up Rules on Existing Chemicals	2070-AA58
3181	SAN No. 1976. Follow-Up Rules on Non-5(e) New Chemical Substances	2070-AA59
3182	SAN No. 3495. Chemical-Specific Significant New Use Rules (SNURs) To Extend Provisions of Section 5(e) Orders	2070-AB27
3183	SAN No. 2247. Generic Significant New Use Rule (SNUR) for Acrylate Compounds	2070-AB56
3184	SAN No. 2326. Rulemaking Concerning Certain Microbial Products ("Biotechnology") Under the Toxic Substances Control Act (TSCA)	2070-AB61
3185	SAN No. 2150. Polychlorinated Biphenyls (PCBs): Applications for Exemptions From the Ban on Manufacturing, Processing, and Distribution	2070-AB20
3186	SAN No. 2878. Polychlorinated Biphenyls (PCBs) Disposal Amendments	2070-AC01
3187	SAN No. 2779. Use of Acrylamide for Grouting	2070-AC17
3188	SAN No. 3021. Polychlorinated Biphenyls (PCBs) Transformer Reclassification Rule	2070-AC39
3189	SAN No. 3148. Revised Asbestos Model Accreditation Plan	2070-AC51
3190	SAN No. 3860. Polychlorinated Biphenyls (PCBs) Disposal Amendments	2070-AD04
3191	SAN No. 2178. Section 8(a) Preliminary Assessment Information Rules	2070-AB08
3192	SAN No. 1139. Section 8(d) Health and Safety Data Reporting Rules	2070-AB11
3193	SAN No. 3118. TSCA Section 8(e); Notice of Clarification and Solicitation of Public Comment	2070-AC80

Toxic Substances Control Act (TSCA)—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
3194	SAN No. 3007. Chemical List Expansion; Emergency Planning and Community Right-To-Know Act Section 313	2070-AC47
3195	SAN No. 3252. Regulatory Investigation Under the Toxic Substances Control Act (TSCA) To Reduce Lead (Pb) Consumption and Use	2070-AC21
3196	SAN No. 2146. Regulatory Investigation of Formaldehyde	2070-AB14
3197	SAN No. 2560. Procedures and Criteria for Termination of Polychlorinated Biphenyls (PCBs) Disposal Permits ...	2070-AB81
3198	SAN No. 2844. Regulatory Investigation of Dioxin in Pulp and Paper Mill Sludge	2070-AC05
3199	SAN No. 3557. Lead-Based Paint Activities, Training, and Certification: Renovation and Remodeling	2070-AC83

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Toxic Substances Control Act (TSCA)—Completed Actions

Sequence Number	Title	Regulation Identifier Number
3200	SAN No. 3499. Lead-Based Paint Hazard Information Requirements at the Transfer of Target Housing (Section 1018); Joint Rule With the Dept. of HUD	2070-AC75

Clean Water Act (CWA)—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
3201	SAN No. 3662. Water Quality Standards Regulation—Revision	2040-AC56

Clean Water Act (CWA)—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
3202	SAN No. 3504. Establishment of Numeric Criteria for Priority Toxic Pollutants and Toxicity for the State of California	2040-AC44
3203	SAN No. 3618. Guidelines Establishing Whole Effluent Toxicity West Coast Test Procedures for the Analysis of Pollutants Under the Clean Water Act	2040-AC54
3204	SAN No. 3788. Streamlining the State Sewage Sludge Management Regulations	2040-AC87
3205	SAN No. 3497. Amendments to Round I Final Sewage Sludge Use or Disposal Rule - Phase Two	2040-AC53
3206	SAN No. 3861. Streamlining National Pollutant Discharge Elimination System Requirements, Including General Pretreatment Requirements	2040-AC69
3207	SAN No. 3209. Effluent Guidelines and Standards for the Industrial Laundries Category	2040-AB97
3208	SAN No. 3204. Effluent Guidelines and Standards for the Transportation Equipment Cleaning Category	2040-AB98
3209	SAN No. 3489. Effluent Guidelines and Standards for Landfills and Incinerators	2040-AC23
3210	SAN No. 3762. NPDES Streamlining Rule—Round II	2040-AC70
3211	SAN No. 3786. NPDES Streamlining Rule—Round III	2040-AC84
3212	SAN No. 3804. Streamlining 301(h) Waiver Renewal Requirements	2040-AC89
3213	SAN No. 3625. Streamlined Procedures for Developing and Maintaining Approved Publicly-Owned Treatment Works Pretreatment Programs	2040-AC57
3214	SAN No. 3700. Streamlining Revisions to the Water Quality Planning and Management Regulations	2040-AC65
3215	SAN No. 3702. Guidelines Establishing Test Procedures for the Analysis of Trace Metals Under the Clean Water Act	2040-AC75
3216	SAN No. 3701. Guidelines Establishing Test Procedures for the Analysis of Cyanide Under the Clean Water Act	2040-AC76
3217	SAN No. 3767. Reformatting of Effluent Guidelines and Standards in 40 CFR Parts 405 through 471	2040-AC79
3218	SAN No. 3847. 1996 Effluent Guidelines Plan	2040-AC86
3219	SAN No. 3666. Clarification of the Application Requirements for States Wanting to Designate Drinking Water Intake Zones, Thereby Prohibiting the Discharge of Vessel Sewage Within Those Zones	2040-AC61
3220	SAN No. 3234. Revision of NPDES Industrial Permit Application Requirements and Form 2C—Wastewater Discharge Information	2040-AC26
3221	SAN No. 2804. Clean Water Act Section 404 Program Definition of the Waters of the United States—Isolated Waters and Artificial Waters	2040-AB74
3222	SAN No. 2737. Revisions to Ocean Dumping Regulations for Dredged Material	2040-AB62

Clean Water Act (CWA)—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
3223	SAN No. 3497 and SAN No. 3442 (RIN 2040-AC46) Amendments to Round I Final Sewage Sludge Use or Disposal Rule—Phase One (Includes Continuous Emission Monitoring and Other Incinerator Requirements)	2040-AC29
3224	SAN No. 3581. Leather Tanning and Finishing Effluent Guidelines—Pretreatment Standards for Existing and New Sources	2040-AC48
3225	SAN No. 3803. Analytic Methods for Measuring Radionuclides in the Drinking Water Program	2040-AC88
3226	SAN No. 1427. Effluent Guidelines and Standards for the Pharmaceutical Manufacturing Category	2040-AA13

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Clean Water Act (CWA)—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
3227	SAN No. 2712. Effluent Guidelines and Standards for the Pulp, Paper, and Paperboard Category	2040-AB53
3228	SAN No. 2747. Effluent Guidelines and Standards for the Coastal Subcategory of the Oil and Gas Extraction Category	2040-AB72
3229	SAN No. 2805. Effluent Guidelines and Standards for the Centralized Waste Treatment Industry	2040-AB78
3230	SAN No. 2806. Effluent Guidelines and Standards for the Metal Products and Machinery Category, Phase I	2040-AB79
3231	SAN No. 3391. Effluent Guidelines and Standards for Pesticide Formulating, Packaging, and Repackaging	2040-AC21
3232	SAN No. 3661. Water Quality Standards; Establishment of Numeric Criteria for Priority Toxic Pollutants; States' Compliance	2040-AC55
3233	SAN No. 3727. Modification of Secondary Treatment Requirements for Discharges Into Marine Waters; Change to Eligibility for Different Averaging Period	2040-AC72
3234	SAN No. 3722. Amendment to Effluent Guidelines and Standards for Ore Mining and Dressing Point Source Category, New Source Performance Standards	2040-AC74
3235	SAN No. 3617. Guidelines Establishing Oil and Grease Test Procedures for the Analysis of Pollutants Under the Clean Water Act	2040-AC63
3236	SAN No. 3679. Guidelines Establishing Test Procedures for the Analysis of 2,3,7,8-Substituted Dibenzo-P-Dioxins and Dibenzo Furans Under the Clean Water Act	2040-AC64
3237	SAN No. 3224. Comparison of Dredged Material to Reference Sediment	2040-AC14
3238	SAN No. 3783. Ocean Dumping Testing Requirements Clarification	2040-AC81
3239	SAN No. 2820. Shore Protection Act, Section 4103(b) Regulations	2040-AB85

Clean Water Act (CWA)—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
3240	SAN No. 3448. Standards for the Use or Disposal of Sewage Sludge (Round II)	2040-AC25
3241	SAN No. 3496. Effluent Guidelines and Standards for the Metal Products and Machinery Category, Phase II	2040-AC30
3242	SAN No. 3444. Criteria and Standards Reflecting Best Technology Available (BTA) for Cooling Water Intake Structures Under Section 316(b) of the Clean Water Act	2040-AC34
3243	SAN No. 3833. Effluent Guidelines and Standards for Iron and Steel Manufacturing Point Source Category	2040-AC90
3244	SAN No. 3766. Water Quality Standards to Replace Portions of Existing State Water Quality Standards; i.e., State Antidegradation Policy for Pennsylvania	2040-AC78
3245	SAN No. 3663. Streamlining the General Pretreatment Regulations for Existing and New Sources of Pollution	2040-AC58
3246	SAN No. 2501. NPDES Wastewater Permit Application Forms and Regulatory Revisions for Municipal Discharges and Sewage Sludge Use or Disposal	2040-AB39
3247	SAN No. 3785. Comprehensive NPDES Stormwater Phase II Regulations	2040-AC82

Clean Water Act (CWA)—Completed Actions

Sequence Number	Title	Regulation Identifier Number
3248	SAN No. 3768. NPDES Streamlining Rule (Phase III)	2040-AC80
3249	SAN No. 3621. Marine Sanitation Device: Establishment of Drinking Water Intake Zones in Two Portions of the Hudson River, New York State	2040-AC51
3250	SAN No. 3664. Storm Water Permit Application Regulations for Municipal Separate Storm Sewers	2040-AC59

Atomic Energy Act (AEA)—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
3251	SAN No. 1727. Environmental Protection Standards for Low-Level Radioactive Waste	2060-AA04
3252	SAN No. 2073. Environmental Protection Agency Radiation Site Cleanup Regulation	2060-AB31

EPA**Atomic Energy Act (AEA)—Final Rule Stage**

Sequence Number	Title	Regulation Identifier Number
3253	SAN No. 3602. Protective Action Guidance for Drinking Water	2060-AF39
3254	SAN No. 3321 (was 2073). Federal Radiation Protection Guidance for Exposure of the General Public	2060-AE61

Atomic Energy Act (AEA)—Completed Actions

Sequence Number	Title	Regulation Identifier Number
3255	SAN No. 3232. Criteria for the Certification and Re-Certification of the Waste Isolation Pilot Plant's Compliance With 40 CFR 91 Disposal Regulations	2060-AE30

Safe Drinking Water Act (SDWA)—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
3256	SAN No. 3563. Reformatting of Drinking Water Regulations	2040-AC41
3257	SAN No. 3862. Streamlining Revisions to the National Primary Drinking Water Regulations	2040-AC66
3258	SAN No. 3726. Analytical Methods for Regulated Drinking Water Contaminants	2040-AC77
3259	SAN No. 3784. Underground Injection Control Program Streamlining Rule	2040-AC83
3260	SAN No. 3761. Streamlining Drinking Water Monitoring Requirements	2040-AC73

Safe Drinking Water Act (SDWA)—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
3261	SAN No. 3562. Amendments to Requirements for Authorized State Permit Programs Under Section 402 of the Clean Water Act	2040-AC43
3262	SAN No. 3445. Drinking Water Microbial and Disinfection By-Product Monitoring Rule (Formerly Called the "Information Collection Disinfection By-Products Rule")	2040-AC24
3263	SAN No. 2778. Management of Class V Injection Wells Under Part C of the Safe Drinking Water Act	2040-AB83

Safe Drinking Water Act (SDWA)—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
3264	SAN No. 3440. National Primary Drinking Water Regulations for Lead and Copper (Revision)	2040-AC27
3265	SAN No. 2281. National Primary Drinking Water Regulations: Radionuclides	2040-AA94
3266	SAN No. 2340. National Primary Drinking Water Regulations: Groundwater Disinfection	2040-AA97
3267	SAN No. 2807. National Primary Drinking Water Regulations: Arsenic	2040-AB75
3268	SAN No. 2772/2304. National Primary Drinking Water Regulations: 25 Contaminants From Drinking Water Priority List (Phase VIA)—Disinfection By-Products Rule and Enhanced Surface Water Treatment Rule	2040-AB82
3269	SAN No. 3176. National Primary Drinking Water Regulations: Sulfate	2040-AC07
3270	SAN No. 3238. National Primary Drinking Water Standards (NPDWRs) for Aldicarb	2040-AC13
3271	SAN No. 3509. National Primary Drinking Water Regulations: 25 Contaminants From Drinking Water Priority List (Phase VI-B)—Organic and Inorganic Contaminants	2040-AC22

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Safe Drinking Water Act (SDWA)—Completed Actions

Sequence Number	Title	Regulation Identifier Number
3272	SAN No. 3565. Revision of Current Requirements for Triggering Increased Drinking Water Monitoring	2040-AC52

Resource Conservation and Recovery Act (RCRA)—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
3273	SAN No. 2390. Corrective Action for Solid Waste Management Units (SWMUs) at Hazardous Waste Management Facilities	2050-AB80

Resource Conservation and Recovery Act (RCRA)—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
3274	SAN No. 3856. Management of Cement Kiln Dust (CKD)	2050-AE34
3275	SAN No. 2634. Revisions to the Oil Pollution Prevention Regulation	2050-AC62
3276	SAN No. 3668. Hazardous Waste Management System: Identification and Listing of Hazardous Waste; Recycled Used Oil Management Standards	2050-AE28
3277	SAN No. 2872. Modifications to the Definition of Solid Waste and Regulations of Hazardous Waste Recycling: General	2050-AD18
3278	SAN No. 3134. Spent Solvents Listing Determination	2050-AD84
3279	SAN No. 3151. Chlorinated Aliphatics Listing Determination	2050-AD85
3280	SAN No. 2982. Requirements for Management of Hazardous Contaminated Media Commonly Referred to as "Hazardous Waste Identification Rule for Contaminated Media or HWIR—Media"	2050-AE22
3281	SAN No. 2827. RCRA Subtitle C Indian Program Authorization	2050-AD07
3282	SAN No. 3545. Revisions to the Comprehensive Guideline for Procurement of Products Containing Recovered Materials	2050-AE23

Resource Conservation and Recovery Act (RCRA)—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
3283	SAN No. 3428. Standards for the Management and Use of Slag Residues Derived from High Temperature Metals Recovery (HTMR) Treatment of KO61, KO62 and F006 Wastes	2050-AE15
3284	SAN No. 3546. Alternatives for Ground-Water Monitoring for Municipal Solid Waste Landfills Located in Either Dry or Remote Areas	2050-AE24
3285	SAN No. 3328. Identification and Listing of Hazardous Wastes: Hazardous Waste Identification Rule (HWIR); Waste	2050-AE07
3286	SAN No. 3042. Hazardous Waste Management System: Post-Closure Requirements	2050-AD55
3287	SAN No. 3065. Listing Determination for Hazardous Wastes—Organobromines Chemical Industry	2050-AD79
3288	SAN No. 3427. New and Revised Testing Methods Approved for RCRA Subtitle C, in "Test Methods for Evaluating Solid Waste, Physical/Chemical Methods" (SW-846), Third Edition, Update III	2050-AE14
3289	SAN No. 3179. RCRA Subtitle D Corporate Financial Test and Guarantee	2050-AD77
3290	SAN No. 3416. Revisions to Criteria Applicable to Solid Waste Disposal Facilities That May Accept CESQG Hazardous Wastes Excluding Municipal Solid Waste Landfills	2050-AE11
3291	SAN No. 3189. Final Determination of the Applicability of the Toxicity Characteristic Rule to Underground Storage Tanks, Contaminated Media, and Debris	2050-AD69
3292	SAN No. 3066/3068/3069. Listing Determination of Wastes Generated During the Manufacture of Azo, Anthraquinone, and Triarylmethane Dyes and Pigments	2050-AD80
3293	SAN No. 3064. Identification and Listing of Hazardous Waste: Petroleum Refining Process Wastes	2050-AD88
3294	SAN No. 3333. Revised Standards for Hazardous Waste Combustion Facilities	2050-AE01
3295	SAN No. 3366. Land Disposal Restrictions—Phase IV: Treatment Standards for Certain Mineral Processing Wastes; TC Metals; Newly Listed Wastes From Wood Preserving and Dyes and Pigments	2050-AE05
3296	SAN No. 2647. RCRA Subtitle C Financial Test Criteria (Revision)	2050-AC71

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Resource Conservation and Recovery Act (RCRA)—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
3297	SAN No. 3235. Rule Identifying When Military Munitions Become Hazardous Wastes and Management Standards for Such Wastes; Explosives Emergencies; Redefinition of On-site	2050-AD90
3298	SAN No. 2761. Financial Test for Local Governments That Own/Operate Municipal Solid Waste Landfills	2050-AD04
3299	SAN No. 2751. RCRA Subtitle D Solid Waste Facilities; State/Tribal Permit Program—Determination of Adequacy	2050-AD03

Resource Conservation and Recovery Act (RCRA)—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
3300	SAN No. 3805. Paint Manufacturing Wastes Listing: Hazardous Waste Management System: Identification and Listing of Hazardous Waste	2050-AE32
3301	SAN No. 3425. Facility Response Planning for Delegated Offshore Facilities	2050-AE18
3302	SAN No. 3547. New and Revised Testing Methods Approved for RCRA Subtitle C, Hazardous Waste Testing Manual, SW-846, Third Edition, Update IV	2050-AE25
3303	SAN No. 3201. Regulatory Determination on Remaining Wastes From the Combustion of Fossil Fuels	2050-AD91
3304	SAN No. 3237. Hazardous Waste Management System; Modification of the Hazardous Waste Program; Mercury-Containing Lamps	2050-AD93
3305	SAN No. 3147. Hazardous Waste Manifest Regulation	2050-AE21
3306	SAN No. 3433. Underground Storage Tanks Containing Hazardous Substances - Financial Responsibility Requirements	2050-AC15

Resource Conservation and Recovery Act (RCRA)—Completed Actions

Sequence Number	Title	Regulation Identifier Number
3307	SAN No. 3801. Hazardous Waste Management System: Identification and Listing of Hazardous Waste; Amendment to Definition of Solid Waste (Recovered Oil)	2050-AE31
3308	SAN No. 3426. Regulations To Control Imports and Exports of Hazardous and Other Wastes	2050-AE13
3309	SAN No. 2524. No-Migration Variance for Prohibited Hazardous Waste Land Disposal	2050-AC44
3310	SAN No. 2780. Causes for Permit Modifications to Hazardous Waste Management Facilities	2050-AD05
3311	SAN No. 3114. Imports and Exports of Hazardous Waste: Implementation of the OECD Decision for Recyclable Wastes	2050-AD87
3312	SAN No. 3315. RCRA Expanded Public Participation	2050-AD97
3313	SAN No. 3334. Cement Kiln Dust	2050-AE02
3314	SAN No. 3365. Land Disposal Restrictions—Phase III: Decharacterized Wastewaters, Carbamate Wastes, and Spent Aluminum Potliners	2050-AD38
3315	SAN No. 3094. Extension of States' Interim Authorization Option To Carry Out Post-HSWA Regulations	2050-AD57
3316	SAN No. 3150. Field Filtering of Groundwater Samples	2050-AD86
3317	SAN No. 3032. Guideline for Federal Procurement of Paper and Paper Products Containing Recovered Materials	2050-AD41

Clean Air Act (CAA)—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
3318	SAN No. 3553. Development of Ozone, Particulate Matter and Regional Haze Implementation Programs	2060-AF34
3319	SAN No. 3795. Acid Rain Program: Elimination of Direct Sale Program and IPP Written Guarantee; and ANPRM to Modify Allowance Auction	2060-AG41
3320	SAN No. 3795. Acid Rain Program: SO2 Allowance Auction and Electronic Allowance Transfer	2060-AG75
3321	SAN No. 3552. Regional Haze Protection Rule	2060-AF32
3322	SAN No. 3389. Fuels and Fuel Additives Waiver Application Criteria	2060-AE68

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Clean Air Act (CAA)—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
3323	SAN No. 2909. Revisions to the New Source Review Regulations	2060-AD13
3324	SAN No. 2961. Locomotive Emission Standards	2060-AD33
3325	SAN No. 3259. New Source Review (NSR) Reform	2060-AE11
3326	SAN No. 3263. Performance Warranty and Inspection/Maintenance Test Procedures	2060-AE20
3327	SAN No. 3262. Inspection/Maintenance Recall Requirements	2060-AE22
3328	SAN No. 3302. Consolidated Emission Reporting	2060-AE32
3329	SAN No. 3353. NAAQS: Ozone (Review)	2060-AE57
3330	SAN No. 3448. NAAQS: Particulate Matter (Review)	2060-AE66
3331	SAN No. 3407. Method 301: Field Validation of Pollution Measurement Methods for Various Medias	2060-AF00
3332	SAN No. 3549. NESHAP: Petroleum Refineries - FCC Units, Reformers and Sulfur Plants	2060-AF28
3333	SAN No. 3082. NESHAP: Ferroalloy Industry	2060-AF29
3334	SAN No. 3569. Federal Implementation Plan To Control Emissions From Two Power Stations Located on Navajo Nation Lands	2060-AF42
3335	SAN No. 3572. Acid Rain Program: Revisions to Applicability, Exemptions, Allocations, and Small Diesel Refineries	2060-AF45
3336	SAN No. 3573. Acid Rain Program: Deletion of Certain Units	2060-AF46
3337	SAN No. 3574. Acid Rain Program: Revisions to the Permits Regulations Under Title IV of the Clean Air Act To Make Technical Corrections	2060-AF47
3338	SAN No. 3576. Control of Air Pollution From Aircraft and Aircraft Engines; Emission Standards and Test Procedures	2060-AF50
3339	SAN No. 3649. Amendments to Method 24 (Water-Based Coatings)	2060-AF72
3340	SAN No. 3637. Federal Implementation Plan (FIP) To Control Emissions From Sources Located on the Fort Hall Indian Reservation	2060-AF84
3341	SAN No. 3642. NESHAP for Perchloroethylene Dry Cleaning Facilities: Amendments	2060-AF90
3342	SAN No. 3598. Amendment of Enhanced Inspection/Maintenance Performance Standard	2060-AG07
3343	SAN No. 3599. Fourier Transform Infrared Spectroscopy (FTIR) Extractive Test Method - Self-Validating Procedure and CEM Performance Specification	2060-AG08
3344	SAN No. 3740. Transportation Conformity Rule Amendments: Flexibility and Streamlining	2060-AG16
3345	SAN No. 3725. Revision to the Maximum Oxygen Standard for Reformulated Gasoline	2060-AG17
3346	SAN No. 3756. Protection of Stratospheric Ozone: Reconsideration of Ban on Fire Extinguishers Containing HCFCs	2060-AG19
3347	SAN No. 3743. Amendments to Appendix A of Part 60, Appendix B of Part 61, and Appendix A of Part 63	2060-AG21
3348	SAN No. 3745. Revision to Definition of Volatile Organic Compounds - Exclusion of HFC 4310me and HCFC 225ca and cb	2060-AG24
3349	SAN No. 3748. Consolidated Federal Air Rule for the Synthetic Organic Chemical Manufacturing Industry	2060-AG28
3350	SAN No. 3750. Regulation Review/Burden Reduction	2060-AG30
3351	SAN No. 3845. Transitional Lock-In Procedures for Phase II Reformulated Gasoline (RFG) Program	2060-AG43
3352	SAN No. 3793. Regulation of Fuel and Fuel Additives: Controls Applicable to Gasoline Retailers and Wholesale Purchaser-Consumers; 10 Gallon per Minute Fuel Dispensing Limit Requirement	2060-AG45
3353	SAN No. 3808. Acid Rain Program: Continuous Emission Monitoring Rule Revisions for Technical Issues	2060-AG46
3354	SAN No. 3810. Protection of Strat. Ozone: Reconsideration of Petition Criteria/Incorporation of 1995 Protocol Decisions	2060-AG48
3355	SAN No. 3811. Radionuclide Dose Methodology Update	2060-AG49
3356	SAN No. 3832. Revision of PSI (Part 58 Appendix G)	2060-AG62
3357	SAN No. 3838. Revision to Definition of Volatile Organic Compounds (VOC) - Exclusion of Compounds	2060-AG70
3358	SAN No. 3568. Environmental Radiation Protection Standards for Yucca Mountain	2060-AG14
3359	SAN No. 3470. Next Revision of Appendix W to 40 CFR Part 51	2060-AF01
3360	SAN No. 3106. NSPS for Sulfur Dioxide (SO ₂) - Revision	2060-AD04
3361	SAN No. 3753. Revision to NSPS: Nonmetallic Minerals Processing	2060-AG33
3362	SAN No. 3105 (was 2914) for NESHAP and SAN No. 2712 for Effluent Integrated NESHAP and Effluent Guidelines: Pulp and Paper	2060-AD03
3363	SAN No. 3373/2993. Radionuclide Major Source Definition	2060-AD60
3364	SAN No. 3215. NESHAP: Mineral Wool Production Industry	2060-AE08
3365	SAN No. 3229. NESHAP: Oil and Natural Gas Production	2060-AE34
3366	SAN No. 3228. NESHAP for Formaldehyde-Based Resins (Polymers and Resins Group III)	2060-AE36
3367	SAN No. 3303. NESHAP: Phosphoric Acid Manufacturing	2060-AE40
3368	SAN No. 3345. NESHAP: Steel Pickling, HC1 Process	2060-AE41
3369	SAN No. 3304. NESHAP: Phosphate Fertilizers Production	2060-AE44
3370	SAN No. 3341. NESHAP—Cyanide Chemical Manufacturing	2060-AE45

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Clean Air Act (CAA)—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
3371	SAN No. 3340. NESHAP: Primary Copper Smelting	2060-AE46
3372	SAN No. 3479. Amendments to Parts 51, 52, 63, and 70 To Revise the Provisions for Determining Potential To Emit	2060-AE63
3373	SAN No. 3123. NESHAP: Wool Fiberglass Manufacturing Industry	2060-AE75
3374	SAN No. 3072. NESHAP: Primary Aluminum Plants	2060-AE76
3375	SAN No. 3078. NESHAP: Secondary Aluminum Industry	2060-AE77
3376	SAN No. 3079. NESHAP: Portland Cement Manufacturing	2060-AE78
3377	SAN No. 3408. NESHAP: Polyether Polyols Production	2060-AE81
3378	SAN No. 3451. NESHAP: Pharmaceuticals Production	2060-AE83
3379	SAN No. 3450. NESHAP: Pesticide Production (Production of Agricultural Chemicals)	2060-AE84
3380	SAN No. 3449. NESHAP: Chlorine Production	2060-AE85
3381	SAN No. 3338. NESHAP: Flexible Polyurethane Foam Production	2060-AE86
3382	SAN No. 3467. NESHAP: Primary Lead Smelters	2060-AE97
3383	SAN No. 2547. National Emission Standard for Radon Emissions from Phosphogypsum Stacks	2060-AF04
3384	SAN No. 3378. NESHAP: Manufacturers of Acrylic/Modacrylic Fibers	2060-AF06
3385	SAN No. 3465. NESHAP: Polycarbonates Production	2060-AF09
3386	SAN No. 3377. Publicly Owned Treatment Works (POTW) NESHAP	2060-AF26
3387	SAN No. 3550. NESHAP: Baker's Yeast Manufacturing Industry	2060-AF30
3388	SAN No. 3551. Amendments to General Provisions for 40 CFR 63	2060-AF31
3389	SAN No. 3829. Revisions to the Regulation for Approval of State Programs and Delegation of Federal Authorities	2060-AG60
3390	SAN No. 3830. Revision to the Rule for Approval of State Programs and Delegation of Federal Authorities, and New Rule for Partial Delegation of Federal Authorities and Partial Approval of State	2060-AG61
3391	SAN No. 3836. Technical Amendments to Aerospace NESHAP	2060-AG65
3392	SAN No. 3613. New Source Performance Standards (NSPS) and Emission Guidelines for Industrial and Commercial Waste Incinerators	2060-AF91
3393	SAN No. 3610. Transportation Conformity Rule Amendment and Solicitation for Participation in the Transportation Conformity Pilot Program	2060-AG79
3394	SAN No. 3029: Aerospace SAN 3728; Shipbuilding SAN 3729; Wood Control Technology Guidelines (CTG)	2060-AD05
3395	SAN No. 3281. National Volatile Organic Compound Emission Standards for Automobile Refinish Coatings	2060-AE35
3396	SAN No. 3351. VOC Regulation for Architectural Coatings	2060-AE55
3397	SAN No. 3659. Aerosol Spray Paints VOC Rule	2060-AF61
3398	SAN No. 3658 and 3822 National VOC Emission Standards for Consumer Products and Amendment to Add Flexible Compliance Plan	2060-AF62
3399	SAN No. 3838. Reduction of Volatile Organic Compound (VOC) Emissions from Coatings Used in the Aerospace, Wood Furniture, and Shipbuilding Industries Under Clean Air Act Section 183(e)	2060-AG59
3400	SAN No. 2869. Revised Light-Duty Durability Procedures for Model Year 1999 and Later	2060-AE06
3401	SAN No. 3646. National 49-State Low-Emission Vehicles Program	2060-AF75
3402	SAN No. 3645. Control of Nitrogen Oxide and Particulate Emissions From Heavy-Duty Engines	2060-AF76
3403	SAN No. 3139. Amendment Concerning the Location of Selective Enforcement Audits of Foreign Manufactured Vehicles and Engines	2060-AD90
3404	SAN No. 3091. "Substantially Similar" Definition for Diesel Fuels	2060-AD77
3405	SAN No. 3844. Modifications to Standards for Reformulated and Conventional Gasoline	2060-AG76
3406	SAN No. 3842. Amendment Concerning Applicability of On Highway Heavy-Duty Certified Engines for Use in Nonroad Heavy-Duty Vehicles and Equipment	2060-AG78
3407	SAN No. 3361. Nonroad Spark-Ignition Engines At or Below 19 Kilowatts (25 Horsepower)(Phase 2)	2060-AE29
3408	SAN No. 3789. Outer Continental Shelf Air Regulations Delegation Remand	2060-AG39
3409	SAN No. 3790. Outer Continental Shelf Air Regulations Offset Remand	2060-AG40
3410	SAN No. 3352. NSPS: Nitrogen Oxide Emissions From Fossil-Fuel Fired Steam Generating Units—Revision	2060-AE56
3411	SAN No. 3560. Amendment to the Refrigerant Recycling Rule To Include All Refrigerants	2060-AF37
3412	SAN No. 3673. Protection of Stratospheric Ozone: Reconsideration of Section 608 Sales Restriction	2060-AG20
3413	SAN No. 3640. Supplemental Rule To Require Certain Products Made With HCFCs To Bear Warning Label	2060-AF93
3414	SAN No. 3525 (generic). Update of the Acceptability List Under the Significance New Alternatives Policy (SNAP) Program	2060-AG12
3415	SAN No. 3792. Hazardous Waste Treatment, Storage and Disposal Facilities (TSDF) and Hazardous Waste Generators; Organic Air Emission Standards for Tanks, Surface Impoundments, and Containers	2060-AG44

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Clean Air Act (CAA)—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
3416	SAN No. 2942. Compliance Assurance Monitoring Program (Previously Enhanced Monitoring Program)	2060-AD18
3417	SAN No. 3369. Federal Operating Permit Rules	2060-AD68
3418	SAN No. 2939. Regulations Governing Awards Under Section 113(f) of the Clean Air Act	2060-AD81
3419	SAN No. 3264. Inspection/Maintenance Program Requirements—Onboard Diagnostic Checks	2060-AE19
3420	SAN No. 3146. NESHAPS Pertaining to Facilities Other Than Commercial Nuclear Power Reactors Licensed by the Nuclear Regulatory Commission (NRC) or by NRC Agreement States	2060-AE39
3421	SAN No. 3506. Addition of Methods 204, 204A - 204F for Measurement of VOC Emissions From Stationary Sources	2060-AF02
3422	SAN No. 3570. Acid Rain Program: Revisions to the Administrative Appeal Regulations Under Title IV of the Clean Air Act	2060-AF43
3423	SAN No. 3412. Operating Permits: Revisions (Part 70)	2060-AF70
3424	SAN No. 2915. Methods for Measurement of Visible Emissions - The addition of Methods 203A, 203B, and 203C to Appendix M of Part 51	2060-AF83
3425	SAN No. 3638. Revision of EPA's Radiological Emergency Response Plan	2060-AF85
3426	SAN No. 3643. Sales Volume Limit Provisions for Small-Volume Manufacture Certification for Clean Fuel and Conventional Vehicle Conversions and Related Provisions	2060-AF87
3427	SAN No. 3538. Compliance Application Guidance for 40 CFR 194	2060-AG09
3428	SAN No. 3675. Determining Conformity of General Federal Actions to State or Federal Implementation Plans (for Attainment and Unclassifiable Areas)	2060-AG10
3429	SAN No. 3744. Amendment to Standards of Performance for New Stationary Sources; Monitoring Requirements	2060-AG22
3430	SAN No. 3650. Ambient Air Quality Surveillance, Recension of NAMS Ambient Air Quality Monitoring Requirements for Lead	2060-AG23
3431	SAN No. 3674. Amendments to the Final Rules NESHAP for Chromium Electroplating, NESHAP for Commercial Sterilization, NESHAP for Dry Cleaners, and NESHAP for Secondary Lead Smelters	2060-AG36
3432	SAN No. 3835. Amendment to the User Fees for Radon Proficiency Programs Rule	2060-AG64
3433	SAN No. 3831. Revision to Appendix W of 40 CFR Part 51	2060-AG71
3434	SAN No. 3446. Revisions to Part 35, Subpart A Section 105 Air Grant Regulations	2060-AF03
3435	SAN No. 3087. Indian Tribes: Air Quality Planning and Management	2060-AF79
3436	SAN No. 1002 (Primary Standard) and SAN No. 3588 (Implementation) NAAQS: Sulfur Dioxide (Review)	2060-AA61
3437	SAN No. 1004. NAAQS: Nitrogen Dioxide (Review)	2060-AC06
3438	SAN No. 2535. NSPS: Municipal Solid Waste Landfills	2060-AC42
3439	SAN No. 2719. Medical Waste Incinerators (MWI)	2060-AC62
3440	SAN No. 2932. Guidance for the Implementation of Section 112(g)—Modifications	2060-AD06
3441	SAN No. 3077. NESHAP: Printing/Publishing Industry	2060-AD95
3442	SAN No. 3166. NESHAP: Polymers and Resins, Group I	2060-AD96
3443	SAN No. 3159. NESHAP for Off-Site Waste and Recovery Operations	2060-AE05
3444	SAN No. 3187. NESHAP: Polymers and Resins, Group IV	2060-AE37
3445	SAN No. 3469. NESHAP: Manufacture of Tetrahydrobenzaldehyde	2060-AE99
3446	SAN No. 3466. Delisting of Source Categories Under 112(c): Stainless and Non-Stainless Steel Manufacturing and Electric Arc Furnace (EAF) Operation, Wood Treatment, and Chromium Chemicals	2060-AF11
3447	SAN No. 3046. Decision on the Petition To Remove Caprolactam From the List of Hazardous Air Pollutants	2060-AF33
3448	SAN No. 3791. Revision of Initial List of Categories of Sources and Schedule for Standards Under Section 112(c) and (e) of the Clean Air Act Amendments of 1990	2060-AG42
3449	SAN No. 2937. Field Citation Program	2060-AD82
3450	SAN No. 3604. Standards for Reformulated and Conventional Gasoline, Individual Baseline Fuel Adjustments	2060-AG80
3451	SAN No. 3841. Adjustment of Reid Vapor Pressure Lower Limit for Reformulated Gasoline Sold in the State of California	2060-AG82
3452	SAN No. 3827. Integrated Rule for Paper, Film and Foil Coating and Coatings: MACT for NESHAP; and BAC for National VOC Rule	2060-AG58
3453	SAN No. 3660. Open-Market Trading Rule for Ozone Precursors	2060-AF60
3454	SAN No. 3300. Revised Carbon Monoxide (CO) Standard for Class I and II Nonhandheld New Nonroad Phase I Small Spark-Ignited Engines	2060-AG81
3455	SAN No. 3541. On-Board Diagnostics: Revision to Requirements for Storage of Engine Conditions Associated With Extinguishing a Malfunction Indicator Light	2060-AF20
3456	SAN No. 3323. Review of the Federal Test Procedure for Emissions From Motor Vehicles and Motor Vehicle Engines	2060-AE27
3457	SAN No. 2637. Alternative Test Procedure for the Voluntary Aftermarket Part Certification Program	2060-AC50
3458	SAN No. 3597. Regulation of Fuel and Fuel Additives: Certification Requirements for Deposit Control Additives	2060-AG06
3459	SAN No. 3843. Revision to the Covered Areas Provision for Reformulated Gasoline	2060-AG77

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Sequence Number	Title	Regulation Identifier Number
3460	SAN No. 3350. Emission Standards for Gasoline Spark-Ignition and Diesel Compression-Ignition Marine Engines	2060-AE54
3461	SAN No. 2888. Acid Rain Nitrogen Oxides Control Regulation	2060-AD45
3462	SAN No. 3575 (combined with SAN 3571). Acid Rain Phase II Nitrogen Oxides Reduction Program	2060-AF48
3463	SAN No. 3555. Amendment to the MVAC Rule To Include All Refrigerants	2060-AF35
3464	SAN No. 3556. Protection of Stratospheric Ozone: Supplemental Rule Regarding a Recycling Standard Under Section 608	2060-AF36
3465	SAN No. 3809. Technical Amendment to Regulations Promulgated Under Section 608 of the Clean Air Act Amendments	2060-AG47

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Sequence Number	Title	Regulation Identifier Number
3466	SAN No. 3009/3357. Acid Rain Opt-In Regulations	2060-AD43
3467	SAN No. 3380. NSPS: Synthetic Organic Chemicals Manufacturing Industry - Wastewater	2060-AE94
3468	SAN No. 3516. Radiation Waste Management Regulations	2060-AF41
3469	SAN No. 3741. Service Information Availability	2060-AG13
3470	SAN No. 3819. NESHAP for Sewage Sludge Incinerators	2060-AG50
3471	SAN No. 3812. Radiation Protection Standards for Scrap Metal	2060-AG51
3472	SAN No. 3820. NESHAP for Plywood and Particle Board Manufacturing	2060-AG52
3473	SAN No. 3814. Guidance for the Implementation of EPA's Radiation Protection Standards for the Management and Storage of Transuranic Radioactive Waste at the Waste Isolation Pilot Plant (WIPP)	2060-AG74
3474	SAN No. 3656. Internal Combustion Engine NESHAP/NSPS	2060-AG63
3475	SAN No. 3657. Combustion Turbine NESHAP/NSPS	2060-AG67
3476	SAN No. 3343. NESHAP—Iron Foundries and Steel Foundries	2060-AE43
3477	SAN No. 3346. NESHAP: Integrated Iron and Steel	2060-AE48
3478	SAN No. 3326. NESHAP: Reinforced Plastic Composites Production	2060-AE79
3479	SAN No. 3452. NESHAP: Miscellaneous Organic Chemical Production and Processes	2060-AE82
3480	SAN No. 3548. NESHAP: Nylon 6 Production	2060-AF27
3481	SAN No. 3746. National Emission Standard for Hazardous Air Pollutants for Paint Stripper Users	2060-AG26
3482	SAN No. 3747. NESHAP for Boat Manufacturing	2060-AG27
3483	SAN No. 3749. NESHAP for Tire Manufacturing	2060-AG29
3484	SAN No. 3752. NESHAP for Aerosol Can Production	2060-AG32
3485	SAN No. 3754. Petroleum Solvent Dry Cleaners MACT Standard	2060-AG34
3486	SAN No. 3821. NESHAP for Ethylene Processes	2060-AG53
3487	SAN No. 3823. Large Appliance Coatings Integrated Regulation	2060-AG54
3488	SAN No. 3655. Asphalt Roofing and Processing NESHAP	2060-AG66
3489	SAN No. 3652. NESHAP Chromium Refractories	2060-AG68
3490	SAN No. 3837. NESHAP for Industrial, Commercial and Institutional Boilers and Process Heaters	2060-AG69
3491	SAN No. 3651. NESHAP: Lime Manufacturing	2060-AG72
3492	SAN No. 3751. New Source Performance Standards and Emission Guidelines for Other Solid Waste Incinerators	2060-AG31
3493	SAN No. 3824. Metal Furniture Coatings Integrated Regulation	2060-AG55
3494	SAN No. 3825. Surface Coating of Miscellaneous Metal Parts and Products—Integrated	2060-AG56
3495	SAN No. 3826. Plastic Parts Coating Integrated Rule for Volatile Organic Compounds (VOC) and Hazardous Air Pollutants (HAPs)	2060-AG57
3496	SAN No. 2940. Regulations Governing Prior Notice of Citizen Suits Brought Under Section 304 of the Clean Air Act	2060-AD80

Clean Air Act (CAA)—Completed Actions

Sequence Number	Title	Regulation Identifier Number
3497	SAN No. 3111. Prohibition of Leaded Gasoline for Highway Use	2060-AD55
3498	SAN No. 3018. Regulation of Fuels and Fuel Additives: Interim Requirements for Deposit Control Gasoline Additives	2060-AD71

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Clean Air Act (CAA)—Completed Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
3499	SAN No. 3354. State Implementation Plan Completeness Criteria	2060-AE58
3500	SAN No. 3375. Addendum to the General Preamble for Title I of the Clean Air Act Amendments; Serious PM-10 Nonattainment Areas and PM-10 Nonattainment Area Attainment Date Waivers	2060-AE62
3501	SAN No. 3457. On-Board Diagnostics Service Information Available	2060-AE93
3502	SAN No. 3500. Application of Mandatory Sanctions Under Title V of the Clean Air Act	2060-AE96
3503	SAN No. 3468. Establishment of Lesser Quantity Emission Rates for Hazardous Air Pollutants	2060-AE98
3504	SAN No. 3474. Ammonia Test Method, 40 CFR Part 51, Appendix M	2060-AF22
3505	SAN No. 3472. Technical Corrections to Appendix A of 40 CFR Part 60, Appendix B of Part 61, Appendix A of Part 63, and Part 60	2060-AF24
3506	SAN No. 3540. Technical Amendments to Evaporative Emission Procedure	2060-AF49
3507	SAN No. 3419. NSPS Appendix A - Reference Methods; Amendments to Method 24 for the Determination of Volatile Matter Contents, Water Content, Density, Volume and Weight Solids of Surface Coatings	2060-AG00
3508	SAN No. 3306. Revision to the Definition of Volatile Organic Compound - Exclusion of Perchloroethylene	2060-AG25
3509	SAN No. 2916. NSPS: Municipal Waste Combustion—Phase II and Phase III	2060-AD00
3510	SAN No. 2892. NESHAP: Asbestos Processing (Delisting)	2060-AB51
3511	SAN No. 2965. NESHAP for Wood Furniture Manufacturing	2060-AD57
3512	SAN No. 3074. NESHAP: Surface Coating Operations in Shipbuilding and Ship Repair	2060-AD98
3513	SAN No. 3459. Criteria and Procedures for Determining Transportation Conformity in Attainment Areas	2060-AE90
3514	SAN No. 2665. Amendments to Regulations Governing the Importation of Nonconforming Vehicles	2060-AC58
3515	SAN No. 3097. Nonconformance Penalties for 1998 Model Year Emission Standards for Heavy-Duty Engines and Vehicles	2060-AE07
3516	SAN No. 3571. Acid Rain Program: Revised Group 1, Phase II, NO _x Emission Limitations	2060-AF44
3517	SAN No. 3715. Protection of Stratospheric Ozone: Listing of Global Warming Potentials for Ozone-Depleting Substances	2060-AG35
3518	SAN No. 3639. Amendment to the Refrigerant Recycling Rule To Modify the Sales Restrictions of Split Systems	2060-AF81
3519	SAN No. 3673. Protection of Stratospheric Ozone: Direct Final Rule Extending Reclamation Requirements of the Section 608 Refrigerant Recycling Rule	2060-AF97

Superfund (CERCLA)—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
3520	SAN No. 3806. Grants for Technical Assistance Rule Reform - 40 CFR Part 35 Subpart M	2050-AE33
3521	SAN No. 3423. Reportable Quantity Adjustments for Carbamates	2050-AE12
3522	SAN No. 3439. National Priorities List for Uncontrolled Hazardous Waste Sites: Proposed and Final Rules	2050-AD75
3523	SAN No. 3215. Amendments to the Emergency Planning and Community Right-To-Know Act, Sections 302 Through 312	2050-AE17

Superfund (CERCLA)—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
3524	SAN No. 2979. Risk Management Program for Chemical Accidental Release Prevention	2050-AD26
3525	SAN No. 3054. Administrative Reporting Exemptions for Certain Radionuclide Releases	2050-AD46
3526	SAN No. 3036. Amendments to the Extremely Hazardous Substances List Under Section 302 of the Emergency Planning and Community Right-To-Know Act	2050-AD50

Superfund (CERCLA)—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
3527	SAN No. 2394. Reporting Exemptions for Federally-Permitted Releases of Hazardous Substances	2050-AB82

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Superfund (CERCLA)—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
3528	SAN No. 3050. Deletion of Saccharin From the List of Hazardous Wastes Under RCRA and the List of Hazardous Substances Under CERCLA	2050-AD45
3529	SAN No. 3424. Reportable Quantity Adjustment for Radon-222	2050-AE20

Superfund (CERCLA)—Completed Actions

Sequence Number	Title	Regulation Identifier Number
3530	SAN No. 3422. Response Action Contractor Indemnification	2050-AE19

General—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
3531	SAN No. 3671. Final Guidelines for Carcinogen Risk Assessment	2080-AA06
3532	SAN No. 3670. Proposed Guidelines for Ecological Risk Assessment	2080-AA07
3533	SAN No. 3624. Guidelines for Neurotoxicity Risk Assessment	2080-AA08
3534	SAN No. 3765. Comprehensive Environmental Response Compensation and Liability Act (CERCLA) Cost Recovery	2020-AA25
3535	SAN No. 3486. Rules of Practice for Enforcement Actions Not Governed by the Administrative Procedure Act	2020-AA23
3536	SAN No. 3580. Incorporation of Class Deviation into EPAAR	2030-AA37
3537	SAN No. 3629. EPA Mentor-Protege Program	2030-AA40
3538	SAN No. 3816. Agency Implementation of Federal Acquisition Streamlining Act (FASA) Changes to Truth in Negotiations Act (TINA)	2030-AA47
3539	SAN No. 3255. Source Selection Procedures	2030-AA29
3540	SAN No. 2662. Amendments to Part 22 Consolidated Procedural Rules	2020-AA13
3541	SAN No. 3817. Governmentwide Implementation of Federal Acquisition Streamlining Act (FASA) and Changes to OMB Suspension and Debarment Common Rule	2030-AA48
3542	SAN No. 3807. Consolidation of Good Laboratory Practice Standards (GLPS) Regulations Currently Under TSCA and FIFRA Into One Rule	2020-AA26

General—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
3543	Final Guidelines for Reproductive Toxicity Risk Assessment	2080-AA05
3544	SAN No. 2702. Comprehensive Environmental Response Compensation and Liability Act (CERCLA) Cost Recovery	2050-AC98
3545	SAN No. 3578. Revision to Submission of Invoices Clause	2030-AA35
3546	SAN No. 3579. EPA Policies for Information Resources Management	2030-AA36
3547	SAN No. 3587. Merger of 40 CFR Parts 15 and 32 Into a Single Regulation	2030-AA38
3548	SAN No. 3815. Conforming Amendments to the EPAAR From the Federal Acquisition Streamlining Act	2030-AA46
3549	SAN No. 3367. Amend Subpart H Supplemental Rules To Ensure 40 CFR Part 22 Rule Conforms to the New Federal Facility Compliance Act	2020-AA22

General—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
3550	SAN No. 3240. Public Information and Confidentiality Regulations	2020-AA21

EPA

General—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
3551	SAN No. 2512. Administrative Hearing Procedures for Class II Penalties Under CERCLA and Emergency Planning and Community Right-to-Know Act	2050-AC39

General—Completed Actions

Sequence Number	Title	Regulation Identifier Number
3552	SAN No. 3577. Grants and Cooperative Agreements With State, Local, and Indian Tribal Governments	2030-AA34
3553	SAN No. 3436. Uniform Administration Requirements for Grants and Agreements With Institutions of Higher Education, Hospitals, and Other Nonprofit Organizations	2030-AA32
3554	SAN No. 3628. Confidential Business Information Provisions and Clauses	2030-AA41
3555	SAN No. 3098. Implementation of Procurement Integrity	2030-AA25

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Prerule Stage

Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA)

3126. DATA CONSOLIDATION INITIATIVE; KEY IDENTIFIERS REPORTING

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: FIFRA, TSCA, RCRA, CAA, SDWA, PPA, etc.

CFR Citation: Not yet determined

Legal Deadline: None

Abstract: Using the various EPA regulatory authorities, the Environmental Protection Agency (EPA)

EPA is developing a proposed regulation for collecting uniform facility identification information under one regulation. The uniform facility information will be used to link data reported under various Federal environmental laws, and is expected to reduce regulatory burden for facilities. This action will provide more meaningful access to environmental data and is the foundation for moving forward the longer-term vision of full data integration and uniform reporting.

Timetable:

Action	Date	FR Cite
ANPRM	05/00/96	
NPRM	12/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Analysis: Regulatory Flexibility Analysis

Agency Contact: Mary Hanley, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, (7405), Washington, DC 20460
Phone: 202 260-1624

RIN: 2070-AD01

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Proposed Rule Stage

Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA)

3127. PESTICIDE TOLERANCE DECISIONS UNDER THE DELANEY CLAUSE

Priority: Other Significant

Legal Authority: 21 USC 348/FFDCA 409; 21 USC 346/FFDCA 408

CFR Citation: 40 CFR 185; 40 CFR 186; 40 CFR 180

Legal Deadline: Other, Judicial, September 30, 2009. Court-ordered deadlines beginning September 1995.

Abstract: The Agency will make decisions whether to revoke processed food and raw food tolerances for a number of pesticide carcinogens because of the Delaney clause. The Delaney clause prohibits chemicals in processed foods that induce cancer in man or animals. These decisions are required by a settlement agreement between EPA and the Natural Resources Defense Council et al, and will be in compliance with a decision by the Ninth Circuit Court of Appeals which ruled that the Federal Food,

Drug and Cosmetic Act requires a strict interpretation schedule set out in the consent order approved by the Court.

Timetable:

- Appendix I (Group A)**
NPRM 07/01/94 (59 FR 33941)
Final Action 03/15/96
- Appendix I (Group B/D)**
NPRM 01/18/95 (60 FR 3602)
Final Action 07/18/96
- Appendix I (Group C)**
NPRM 09/15/95 (60 FR 49142)
Final Action 03/15/97

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Proposed Rule Stage

Appendix II (Group E)

NPRM 12/31/95

Appendix II (Group F)

NPRM 04/30/96

Appendix II (Group G)

NPRM 04/30/97

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Additional Information:** SAN No. 3154.**Agency Contact:** Jean M. Frane, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 7501C, Washington, DC 20460

Phone: 703 305-5944

RIN: 2070-AC55**3128. PESTICIDES: TOLERANCE PROGRAM REVISIONS****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 21 USC 346 to 346(a); 21 USC 348; 21 USC 371**CFR Citation:** 40 CFR 177; 40 CFR 180; 40 CFR 185; 40 CFR 186**Legal Deadline:** None**Abstract:** EPA is reassessing the pesticide tolerance-setting process with the goal of improving public health protection provided by the tolerance process, increasing public confidence in the safety of the food supply, clarifying and simplifying the process for all affected parties, and utilizing the most cost-efficient methods for implementation and compliance.**Timetable:****Pesticides; Tolerance Program Revisions**
Tolerance Policy Document 06/00/96**Small Entities Affected:** Businesses**Government Levels Affected:** Federal**Additional Information:** SAN No. 3430.**Agency Contact:** Christine Gillis, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 7501C, Washington DC 20460

Phone: 703 305-7102

RIN: 2070-AC74**3129. THE 10-ACRE LIMITATION FOR PESTICIDE SMALL-SCALE FIELD TESTING****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 7 USC 136c**CFR Citation:** 40 CFR 172**Legal Deadline:** None**Abstract:** EPA will propose a modification to its pesticide experimental use permit (EAP) regulations that will permit field testing of new pesticides or existing pesticides for new uses on a greater number of acres without an experimental use permit. Currently such testing is limited to 10 acres cumulative total per pesticide under a presumption that this limited testing poses no adverse effects, and therefore does not warrant the Agency's oversight under the EUP program. This action would reduce burdens on pesticide producers who currently must obtain an experimental use permit for greater than 10 acres testing. Little impact would be expected on small businesses, because they rarely engage in pesticide field testing of new chemicals or new uses.**Timetable:**

Action	Date	FR Cite
NPRM	06/00/96	

Small Entities Affected: None**Government Levels Affected:** State, Tribal**Additional Information:** SAN No. 3735.**Agency Contact:** Jim Tompkins, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M St SW., 7505C, Washington DC 20460

Phone: 703 305-5697

Fax: 703 308-1825

Email:

Tompkins.James@epamail.epa.gov

RIN: 2070-AC99**3130. PESTICIDES; SELF-CERTIFICATION****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in

the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 7 USC 136 to 136y**CFR Citation:** 40 CFR 152**Legal Deadline:** None**Abstract:** The Environmental Protection Agency (EPA) is evaluating self-certification as a possible approach to reinventing the registration process for pesticides. The goal of this effort is to simplify, speed up, and increase the efficiency of the registration process while maintaining protection to human health and the environment.**Timetable:**

Action	Date	FR Cite
Draft PR Notices Self-Certification of Acute Toxicity and Product Chemistry Data	05/00/96	
Final FR Notices Self-Certification of Acute Toxicity and Product Chemistry Data	07/00/96	
Final Notification Rule	01/00/97	

Small Entities Affected: Businesses**Government Levels Affected:** State, Federal**Analysis:** Regulatory Flexibility Analysis**Agency Contact:** Jeff Kemper, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, (7505C), Washington, DC 20460

Phone: 703 305-5448

RIN: 2070-AD00**3131. PESTICIDE DATA REQUIREMENTS FOR REGISTRATION (REVISION)****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 7 USC 136a; 7 USC 136w**CFR Citation:** 40 CFR 158**Legal Deadline:** None**Abstract:** This amendment will update the existing data requirements (40 CFR 158) for evaluating the registrability of

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pesticide products. Reasons for the revisions include recent health and environmental concerns (e.g., groundwater contamination, worker exposure and neurotoxicity) advancements in testing technology, and new ecological risk testing approaches. The revisions will clarify all data requirements to reflect current practice. Procedural and explanatory sections of 40 CFR 158 will be amended to make them consistent with the revised data requirements and new use indexing implemented pursuant to 1988 FIFRA amendments.

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	

Small Entities Affected: Businesses

Government Levels Affected: None

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2687.

Agency Contact: Amy Rispin, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 7501c, Washington, DC 20460

Phone: 703 305-5989

RIN: 2070-AC12

3132. PESTICIDES AND GROUNDWATER STATE MANAGEMENT PLAN REGULATION

Priority: Economically Significant

Legal Authority: 7 USC 136/FIFRA 3

CFR Citation: 40 CFR 152.170

Legal Deadline: None

Abstract: The regulation will designate certain individual pesticides to be subject to EPA approved State Management Plans (SMPs) as a condition of legal sale and use. This regulation would establish SMPs as a new regulatory requirement for those pesticides; absent an EPA-approved state plan specifying risk-reduction measures, use of the chemical would be prohibited. The rule would also specify procedures and deadlines for development, approval and implementation of SMPs.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

Additional Information: SAN No. 3222.

Agency Contact: Arden Calvert, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 7501C, Washington, DC 20460

Phone: 703 305-7099

RIN: 2070-AC46

3133. FIFRA BOOKS AND RECORDS OF PESTICIDE PRODUCTION AND DISTRIBUTION (REVISION)

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 136f/FIFRA 8

CFR Citation: 40 CFR 169

Legal Deadline: None

Abstract: This action would amend the recordkeeping requirements for registrants and applicants for registration under FIFRA Section 8. It will also examine recordkeeping affected by the 1988 amendments to FIFRA and amend 40 CFR 169, as necessary.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
Final Action	12/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: State, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2725.

Agency Contact: Steve Howie, Environmental Protection Agency, Office of Enforcement and Compliance Assurance, 2225A, Washington, DC 20460

Phone: 703 308-8383

RIN: 2070-AC07

3134. MODIFICATIONS TO PESTICIDE WORKER PROTECTION STANDARD

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 136w

CFR Citation: 40 CFR 170

Legal Deadline: None

Abstract: Since the issuance of the 1992 WPS and the January 1, 1995 implementation, farmworker groups have expressed an interest in enhancing specific protection measures, while

grower groups, the National Association of State Departments of Agriculture and others have expressed an interest in addressing practical, operational concerns. The Agency received various requests and comments in the form of letters, petitions, and individual and public meetings to address the concerns with the WPS. As a result, there may be a need to make further changes of a minor nature to the WPS rule. EPA will take such actions as rules, policy statements or other documents as appropriate. Currently planned actions are listed below:

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
Final Action	12/00/96	

Decontamination requirements

NPRM 09/29/95 (60 FR 50686)
Final Action 04/00/96

Glove requirements

NPRM 04/00/96

Language and size requirements for warning signs

NPRM 09/29/95 (60 FR 50682)
Final Action 04/00/96

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: SAN No. 3731.

Agency Contact: Don Eckerman, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M St SW (7506C), Washington DC 20460

Phone: 703 305-7666

Fax: 703 308-2962

RIN: 2070-AC93

3135. EXEMPTION OF STERILANT PESTICIDE PRODUCTS FROM REGULATION UNDER THE FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT (FIFRA)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 7 USC 136/FIFRA 25

CFR Citation: 40 CFR 152.20

Legal Deadline: None

Abstract: EPA will propose to exempt from regulation under FIFRA sterilant products used to control microorganisms on treated

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environmental surfaces. EPA currently regulates sterilant products as pesticides; concurrently FDA regulates chemical germicides used as sterilants for medical devices under the Federal Food, Drug and Cosmetic Act (FFDCA). Under a Memorandum of Understanding signed June 4, 1993 and amended June 20, 1994 EPA and FDA agreed to eliminate this redundant regulatory jurisdiction. By exempting sterilants under FIFRA, sole jurisdiction will reside with FDA.

Timetable:

Action	Date	FR Cite
NPRM	08/00/96	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Additional Information: SAN No. 3318.

Agency Contact: Michele E. Wingfield, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 7505C, Washington DC 20460

Phone: 703 305-6661

RIN: 2070-AC58

3136. PESTICIDE EXPORT POLICY

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 7 USC 136f/FIFRA 25; 7 USC 136o; 7 USC 136w

CFR Citation: 40 CFR 168; 40 CFR 169

Legal Deadline: None

Abstract: EPA is considering revisions to its pesticide export policy. EPA believes that certain modifications are necessary because (1) EPA's current policy has resulted in too many export notices on pesticides of little or no concern to other governments; (2) the increasing numbers of export notices undermines the effectiveness of the international Prior Informed Consent (PIC) procedures, an international information and exchange and chemical management program developed by the Food and Agriculture Organizations and the United National Environment

Programme (UNEP); (3) the costs of implementing the existing program on the U.S. government, other governments, and industry, should be reduced.

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	
Final Action	12/00/97	

Small Entities Affected: Businesses

Government Levels Affected: None

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3736.

Agency Contact: Deborah J. Hartman, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M St SW., 7501C, Washington DC 20460

Phone: 703 305-7100

Fax: 703 305-6244

Email: hartman.deborah@epamail.epa.gov

RIN: 2070-AD02

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Final Rule Stage

Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA)

3137. PESTICIDES; REVISION OF NOTIFICATION PROCEDURE

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 7 USC 136a

CFR Citation: 40 CFR 152.44; 40 CFR 152.46

Legal Deadline: None

Abstract: This rule streamlines and accelerates the review of certain registration amendments by allowing EPA to notify registrants directly of types of registration amendments that may be accomplished through notification and non-notification. EPA believes this streamlining change will speed up the registration process while maintaining protection of the public health and the environment. The rule changes are procedural. The revised rule also clarifies when sale and

distribution of a product changed by notification are permitted.

Timetable:

Action	Date	FR Cite
Final Action	08/00/96	

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Additional Information: SAN No. 3734.

Agency Contact: Jeff Kempter, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, SE., 7505C, Washington DC 20460

Phone: 703 305-5448

Fax: 703 305-6920

Email:

Kempter.Carlton@epamail.epa.gov

RIN: 2070-AC98

3138. CROSS-CONTAMINATION OF PESTICIDE PRODUCTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing

Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 7 USC 136a

CFR Citation: 40 CFR 158.167

Legal Deadline: None

Abstract: EPA is evaluating its current policy on allowable limits on cross-contamination of pesticide products. EPA's current policy is that any amount of a pesticide active ingredient in another pesticide product must be reported to EPA as part of the registration process. This zero tolerance is a problem because cross-contamination is an inevitable outcome in the manufacture of chemicals. EPA is attempting to clarify situation in which the producer will be required to report cross-contamination. The expected output of this exercise will be clear guidance to the regulated community as to the levels of contamination that will be allowed for pesticides in other pesticide products. EPA is using a risk-based approach to determining acceptable levels of cross-

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contamination; the levels the Agency will establish should in most cases, protect users and the environment from adverse effects. The adverse effect that can occur at the lowest levels in most cases is phytotoxicity.

Timetable:

Action	Date	FR Cite
Final Action	05/00/96	

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3739.

Agency Contact: Jim Jones, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 7505W, 401 M St SW., Washington DC 20460
Phone: 703 308-8799
Fax: 703 308-8369

RIN: 2070-AD03

3139. REGULATION OF PLANT-PRODUCED PESTICIDES UNDER FIFRA AND FFDCA

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 7 USC 136 et seq; 21 USC 346a et seq

CFR Citation: 40 CFR 152.20; 40 CFR 180; 40 CFR 174

Legal Deadline: None

Abstract: EPA will make clear that the substances that plants produce to protect themselves against pests and disease are pesticides under FIFRA. The Agency designates these substances along with the genetic material necessary to produce them, as "plant-pesticides." The Agency will clarify that the focus of EPA's regulation will be on these substances rather than on the plants that produce the pesticidal substance. The Agency will define the categories of plant-pesticides that would be regulated and those that would be exempt under FIFRA and FFDCA. For those plant-pesticides that would be subject to Agency requirements, the Agency will outline the process by which these pesticides

will be regulated and the information that would be needed in the Agency's review.

Timetable:

Action	Date	FR Cite
NPRM Final Action	11/23/94 08/00/96	59 FR 60496

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2684.

Agency Contact: Flora Chow, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, (7501W), Washington, DC 20460
Phone: 703 308-8290

RIN: 2070-AC02

3140. PESTICIDE FLAMMABILITY LABELING REQUIREMENTS FOR TOTAL RELEASE FOGGERS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 136/FIFRA 2; 7 USC 137/FIFRA 3

CFR Citation: 40 CFR 156.10

Legal Deadline: None

Abstract: This rule would require that pesticide total release foggers be labeled with additional flammability precautionary statements (including a graphic symbol) and more precise use directions. Total release foggers have been implicated in a number of fires and explosions because of their flammable propellants. The labeling of these products has been determined to be inadequate to mitigate this potential hazard.

Timetable:

Action	Date	FR Cite
NPRM Final Action	04/15/94 06/00/96	59 FR 18058

Small Entities Affected: Businesses

Government Levels Affected: None

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3135.

Agency Contact: Jim Downing, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 7505W, Washington, DC 20460

Phone: 703 308-8641

RIN: 2070-AC60

3141. RESTRICTED USE CRITERIA FOR PESTICIDES IN GROUNDWATER

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 136a /FIFRA 3

CFR Citation: 40 CFR 152.170

Legal Deadline: None

Abstract: This rule amends the existing Restricted Use Classification (RUC) regulations to add criteria pertaining to pesticides' groundwater contamination potential. Restricted pesticides may only be used by trained and certified applicators. Once promulgated, criteria will serve as the basis for subsequent rule-making (RIN 2070-AC33) to actually classify selected pesticides.

Timetable:

Action	Date	FR Cite
NPRM Final Action	05/13/91 06/00/96	56 FR 22076

Small Entities Affected: None

Government Levels Affected: Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2371.

Agency Contact: Christine Gillis, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 7501C, Washington, DC 20460
Phone: 703 305-5131

RIN: 2070-AB60

3142. REPORTING REQUIREMENTS FOR RISK/BENEFIT INFORMATION (REVISION)

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 7 USC 136d/FIFRA6

CFR Citation: 40 CFR 153; 40 CFR 159

Legal Deadline: None

Abstract: Section 6(a)(2) of FIFRA requires pesticide registrants to report to EPA additional factual information regarding unreasonable adverse effects of their products. By statutory

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definition, “unreasonable risk” includes risk and benefit information. In 1992 EPA proposed to revise its 1979 enforcement policy on section 6(a)(2) by expanding upon the types of information which must be reported. This final rule includes modifications to the 1992 proposals made by EPA in response to comments received on the proposed rule.

Timetable:

Action	Date	FR Cite
Final Action Interpretive and Policy Rule	08/23/78	43 FR 37611
Final Action Enforcement Policy	07/12/79	44 FR 40716
Final Action Codified Interpretive Rule	09/20/85	50 FR 38115
NPRM Final Action	09/24/92 05/00/96	57 FR 44290

Small Entities Affected: Businesses
Government Levels Affected: Federal
Analysis: Regulatory Flexibility Analysis
Additional Information: SAN No. 2338.
Agency Contact: James V. Roelofs, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 7501C, Washington, DC 20460
 Phone: 703 305-7102
RIN: 2070-AB50

3143. POLICY OR PROCEDURES FOR NOTIFICATION TO THE AGENCY OF STORED PESTICIDES WITH CANCELLED OR SUSPENDED REGISTRATION

Priority: Other Significant
Legal Authority: 7 USC 136/FIFRA 6
CFR Citation: 40 CFR 168
Legal Deadline: None
Abstract: This policy will clarify the requirements of section 6(g) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). The policy will provide procedures for certain persons who possess cancelled or suspended pesticides to notify the EPA and State and local officials of (1) such possessions; (2) the quantity possessed; and (3) the place the pesticide is stored.

Timetable:

Action	Date	FR Cite
NPRM Final Action	03/28/91 03/00/97	56 FR 13042

Small Entities Affected: Undetermined

Government Levels Affected: State, Federal
Additional Information: SAN No. 2720.
Agency Contact: David Stangel, Environmental Protection Agency, Office of Enforcement and Compliance Assurance, (2225-A), Washington, DC 20460
 Phone: 202 569-4162
RIN: 2070-AC08

3144. SCOPE AND CLARIFICATION OF THE WPS EXCEPTIONS PROCESS

Priority: Substantive, Nonsignificant
Legal Authority: 7 USC 136(w)
CFR Citation: 40 CFR 170
Legal Deadline: None
Abstract: The Scope and Clarification of the WPS Exceptions Process will involve will involve an analysis of the existing scope of the WPS exceptions process, an opportunity for public comment on the analysis, and consideration of whether the scope should be expanded. In addition, guidance will be issued to clarify the types of information needed for each individual exception request in order for the Agency to be able to make a risk/benefit decision.

Timetable:

Worker Protection Standard Exceptions Process	Date	FR Cite
Scope and Clarification Document	01/00/97	

Small Entities Affected: Businesses
Government Levels Affected: None
Additional Information: SAN No. 3733.
Agency Contact: Don Eckerman, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M St SW (7506C)
 Phone: 703 305-7666
 Fax: 703 308-2962
RIN: 2070-AC96

3145. PESTICIDE MANAGEMENT AND DISPOSAL

Priority: Other Significant
Legal Authority: 7 USC 136 et seq
CFR Citation: 40 CFR 165
Legal Deadline: None
Abstract: This action develops procedures for mandatory and voluntary recall actions under section

19(b) of FIFRA and would establish criteria for acceptable storage and disposal plans which registrants may submit to this Agency to become eligible for reimbursement of storage costs. This action establishes procedures for indemnification of owners of suspended and cancelled pesticides for disposal.

Timetable:

Action	Date	FR Cite
NPRM Final Action	05/05/93 12/00/96	58 FR 26856

Small Entities Affected: Businesses
Government Levels Affected: State, Federal
Analysis: Regulatory Flexibility Analysis
Additional Information: SAN No. 3432.
Agency Contact: David Stangel, Environmental Protection Agency, Office of Enforcement and Compliance Assurance, (2225-A), Washington DC 20460
 Phone: 202 564-4162
RIN: 2070-AC81

3146. REGULATORY RELIEF FOR LOW-RISK PESTICIDES

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 7 USC 136/FIFRA 25
CFR Citation: 40 CFR 152
Legal Deadline: None
Abstract: Pesticides which are substances or mixtures intended to control or mitigate pests, are regulated under FIFRA and are required to be registered prior to sale or distribution in the United States. Some pesticides may also be widely used in foods or for other non-pesticidal purposes. These pesticides are considered innocuous or are otherwise some of a character that do not require registration. EPA intends to exempt appropriate pesticides from registration.
Timetable:

List of Other Pesticides and Criteria	Date	FR Cite
NPRM	09/15/94	59 FR 47289
Final Action	04/06/96	

Small Entities Affected: None

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Final Rule Stage

Government Levels Affected: None
Additional Information: SAN No. 3320.

Agency Contact: Robert Brennis,
 Environmental Protection Agency,
 Office of Prevention, Pesticides and

Toxic Substances, 7505C, Washington,
 DC 20460
 Phone: 703 305-7501
RIN: 2070-AC67

ENVIRONMENTAL PROTECTION AGENCY (EPA)
Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA)

Long-Term Actions

**3147. PESTICIDE TOLERANCES;
 PORTION OF FOOD COMMODITIES
 TO BE ANALYZED FOR PESTICIDE
 RESIDUES**

Priority: Substantive, Nonsignificant
CFR Citation: 40 CFR 180

Timetable:

Action	Date	FR Cite
NPRM	09/29/93	58 FR 50888
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jean Frane
 Phone: 703 305-5944

RIN: 2070-AC45

**3148. ENDANGERED SPECIES
 PROTECTION PROGRAM**

Priority: Economically Significant
CFR Citation: Not yet determined

Timetable:

Action	Date	FR Cite
Proposed Notice	07/03/89	54 FR 27984
Final Notice	00/00/00	

Small Entities Affected: Businesses

Government Levels Affected: State,
 Federal

Agency Contact: Larry Turner
 Phone: 703 305-5007

RIN: 2070-AC42

**3149. CLASSIFICATION OF CERTAIN
 PESTICIDES FOR RESTRICTED USE
 DUE TO GROUNDWATER CONCERNS**

Priority: Substantive, Nonsignificant
CFR Citation: 40 CFR 152.170

Timetable:

Action	Date	FR Cite
NPRM	05/31/91	56 FR 22076
Final Action	00/00/00	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Chris Gillis

Phone: 703 305-5131

RIN: 2070-AC33

**3150. WORKER PROTECTION
 STANDARDS; PESTICIDE HAZARD
 COMMUNICATION**

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 170

Timetable:

Action	Date	FR Cite
NPRM	08/21/92	57 FR 38167
Final Action	00/00/00	

Small Entities Affected: Businesses

Government Levels Affected: State,
 Tribal, Federal

Agency Contact: Don Eckerman
 Phone: 703 305-7666

RIN: 2070-AC34

3151. PESTICIDE LABELING CLAIMS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 40 CFR 156.10

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Businesses

Government Levels Affected:
 Undetermined

Agency Contact: Melissa L. Chun
 Phone: 703 308-8318

RIN: 2070-AC85

**3152. EXCEPTIONS TO PESTICIDE
 WORKER PROTECTION STANDARD**

Priority: Routine and Frequent

CFR Citation: 40 CFR 170

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Don Eckerman
 Phone: 703 305-7666
 Fax: 703 308-2962

RIN: 2070-AC95

**3153. PESTICIDE MANAGEMENT AND
 DISPOSAL: STANDARDS FOR
 PESTICIDE CONTAINERS AND
 CONTAINMENT**

Priority: Other Significant

CFR Citation: 40 CFR 165; 40 CFR 156

Timetable:

Action	Date	FR Cite
NPRM (Container Design, Residue Removal, Bulk Containment)	02/11/94	59 FR 6712
Final Action	10/00/97	

Small Entities Affected: Businesses,
 Governmental Jurisdictions

Government Levels Affected: State,
 Local, Federal

Agency Contact: Janice Jensen
 Phone: 703 305-7706

RIN: 2070-AB95

**3154. CHILD-RESISTANT PACKAGING
 REGULATIONS (REVISION)**

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 157

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Rosalind L. Gross
 Phone: 703 308-8354

RIN: 2070-AB96

ENVIRONMENTAL PROTECTION AGENCY (EPA)**Completed Actions****Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA)****3155. INTERPRETATION OF RAW AGRICULTURAL COMMODITY****Priority:** Other**CFR Citation:** 40 CFR 180.1; 40 CFR 180; 40 CFR 185**Completed:**

Reason	Date	FR Cite
Interpretive Rule	01/25/96	61 FR 2386

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Jean Frane
Phone: 703 305-5944**RIN:** 2070-AC54**ENVIRONMENTAL PROTECTION AGENCY (EPA)****Proposed Rule Stage****Toxic Substances Control Act (TSCA)****3156. TSCA CHEMICAL USE INVENTORY PROJECT****Priority:** Other Significant**Legal Authority:** 15 USC 2607(a)**CFR Citation:** 40 CFR 710**Legal Deadline:** None

Abstract: This action would require chemical manufacturers to report to EPA data on exposures and the industrial and consumer end uses of chemicals they produce. Currently, EPA requires chemical manufacturers to report the names of the chemicals they produce, as well as the locations of manufacturing facilities and quantities produced. About 2,400 facilities reported data on about 8,300 unique chemicals during the last reporting cycle under the TSCA Inventory Update Rule (IUR). Data obtained would be used by EPA and others to: better understand the potential for chemical exposures and then screen the chemicals now in commerce and identify those of highest concern; establish priorities and goals for their chemical assessment, risk management and prevention programs and monitor their progress; encourage pollution prevention by identifying potentially safer substitute chemicals for uses of potential concern; and enhance the effectiveness of chemical risk communication efforts. EPA has held meetings with representatives of the chemical industry, environmental groups, environmental justice leaders, labor groups, State governments and other Federal agencies to insure public involvement in the Chemical Use Inventory project. EPA plans to hold additional meetings with stakeholders to further discuss technical issues associated with the development of a chemical use inventory.

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Analysis:** Regulatory Flexibility Analysis**Additional Information:** SAN No. 3301.**Agency Contact:** Ward Penberthy, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW., Washington, DC 20460
Phone: 202 260-1664**RIN:** 2070-AC61**3157. FACILITY COVERAGE AMENDMENT; TOXIC CHEMICAL RELEASE REPORTING; COMMUNITY RIGHT-TO-KNOW****Priority:** Other Significant**Legal Authority:** 42 USC 11013; 42 USC 11023; 42 USC 11048; 42 USC 11076; EPCRA 313**CFR Citation:** 40 CFR 372**Legal Deadline:** None

Abstract: The original Toxics Release Inventory (TRI) required reporting from facilities in Standard Industrial Classification (SIC) codes 20-39. These SIC codes cover manufacturing facilities only. This requirement was imposed under the Emergency Planning and Community Right-To-Know Act (EPCRA) section 313(b)(1)(A). The Environmental Protection Agency (EPA) is considering expanding this original list. EPCRA section 313(b)(1)(B) and (b)(2) provide the Administrator with the authority to add or delete SIC codes and the discretion to add particular facilities based on a broad set of factors. EPA is currently conducting analysis to determine which SIC codes (or portions thereof) should be considered for coverage in TRI. Facilities in a broad set of industries are under consideration, including but not limited to, electric utilities, waste management facilities, mining, oil and gas production, materials recovery and

recycling, and some warehousing activities.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	

Small Entities Affected: Businesses**Government Levels Affected:** State, Federal**Analysis:** Regulatory Flexibility Analysis**Additional Information:** SAN No. 3034.**Agency Contact:** Susan B. Hazen, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7408), Washington, DC 20460
Phone: 202 260-1024**RIN:** 2070-AC71**3158. DELETION OF ISOPROPYL ALCOHOL; TOXIC CHEMICAL RELEASE REPORTING; COMMUNITY RIGHT-TO-KNOW****Priority:** Routine and Frequent**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 40 USC 11013/EPCRA 313**CFR Citation:** 40 CFR 372.65**Legal Deadline:** None

Abstract: Isopropyl alcohol (IPA) itself does not meet the toxicity criteria for listing on the Toxic Release Inventory (TRI). It is the strong acid process itself which is associated with an increased cancer incidence. The proposed action would remove IPA from the list of chemicals for which reporting is required under the Emergency Planning and Community Right-to-Know Act (EPCRA) section 313. Because IPA is not manufactured by the strong-acid process and thus there are no releases

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of IPA reportable under section 313, deletion of IPA from the list would eliminate erroneous IPA reports.

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3388.

Agency Contact: Susan B. Hazen, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7408), Washington, DC 20460
Phone: 202 260-1024

RIN: 2070-AC77

3159. RESPONSES TO PETITIONS RECEIVED TO ADD TO OR DELETE CHEMICALS FROM THE LIST OF TOXIC CHEMICALS SUBJECT TO TOXIC RELEASE REPORTING UNDER EPCRA SECTION 313

Priority: Routine and Frequent

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 11013/SARA (EPCRA) 313

CFR Citation: 40 CFR 372

Legal Deadline: Other, Statutory. Within 180 days of receipt of these petitions, the Agency must either initiate rulemaking or provide an explanation in the Federal Register for the denial.

Abstract: These actions grant or deny petitions received to add or delete chemicals from the list of toxic chemicals under Section 313 of the Emergency Planning and Community Right to Know Act, EPCRA. The actions cover individual chemicals or groups of chemicals for which petitions have been received.

Timetable:

Acetone (delete)		
	NPRM 09/30/94 (59 FR 49888)	
	Final 06/16/95 (60 FR 31643)	
Alloys—Chromium, Nickel, and Copper in Alloys (modify)		
	Response 06/00/96	

Ammonium Sulfate/Ammonia (delete/modify)

NPRM 03/30/90 (55 FR 12144)
Final 06/30/95 (60 FR 34172)

Copper Pigments (delete)

NPRM 06/06/94 (59 FR 29252)
Final 04/11/95 (60 FR 18361)

Di(2-ethylhexyl) Adipate (DEHA) (delete)

Response 08/01/95 (60 FR 39132)

Diethylphthlate (delete)

Response 05/00/96

Ethylene Glycol (delete)

Response 05/00/96

Hydrochloric Acid (modify)

Response 05/00/96

Manganese in Slags (delete)

Response (denial) 08/25/95

Metallic Copper (modify)

Response 05/00/96

Monosodium and disodium arsenate (delete)

Response (denial) 04/20/95 (60 FR 19702)

Phosphates and Phosphorous Acid

NPRM 06/00/96

Polymeric Diphenylmethane Diisocyanate

Response 05/00/96

Sulfuric Acid

NPRM 07/26/91 (56 FR 34156)
Final 06/30/95 (60 FR 34182)

Zinc Oxide (delete)

Response 05/00/96

Small Entities Affected: Businesses

Government Levels Affected:

Undetermined

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2425.

Note regarding the reinventing government effort: The following actions are not part of the reinventing government effort: Manganese in Slags (denial), Monosodium and Disodium Arsenate (denial), Zinc Oxide, Polymeric Diphenylmethane Diisocyanate, and Metallic Copper.

Agency Contact: Susan B. Hazen, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7408), Washington, DC 20460
Phone: 202 260-1024

RIN: 2070-AC00

3160. MANDATORY POLLUTION PREVENTION REPORTING FOR TOXIC RELEASE INVENTORY (TRI)

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC

11013/Pollution Prevention Act of 1990

CFR Citation: 40 CFR 372

Legal Deadline: None

Abstract: This proposed regulation would implement the "Source Reduction and Recycling Report" provision of the Pollution Prevention Act of 1990. Under this current data collection facilities that file EPA Form R must include information on the amounts of the chemical recycled, combusted for energy recovery, treated, and released both on-site and off-site for the reporting year, the prior year and the following two years. Facilities must also indicate changes in production from year to year and what source reduction activities were implemented. This proposed regulation would also redesign form R to make it easier and more logical to complete.

Timetable:

Action	Date	FR Cite
NPRM	09/25/91	56 FR 48475
Supplementary NPRM	09/00/96	
Finalization of Form R	04/00/97	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2847.

Agency Contact: Susan B. Hazen, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7408), Washington, DC 20460
Phone: 202 260-1024

RIN: 2070-AC24

3161. LEAD HAZARD STANDARDS

Priority: Other Significant

Legal Authority: 15 USC 2683

CFR Citation: 40 CFR 745

Legal Deadline: Final, Statutory, April 28, 1994.

Abstract: The Residential Lead-Based Paint Hazard Reduction Act of 1992 requires EPA to promulgate regulations which identify lead-based paint hazards, lead-contaminated soil, and lead-contaminated dust. EPA is to identify the paint conditions and lead levels in dust and soil that would result in adverse human health effects. On July 14, 1994, EPA issued guidance on

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this topic to provide information while a proposal is being developed.

Timetable:

Action	Date	FR Cite
NPRM	11/00/96	
Final Action	09/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: None

Additional Information: SAN No. 3243. Previously listed under RIN 2070-AC53.

Agency Contact: Doreen Cantor, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7404), Washington, DC 20460
Phone: 202 260-1777

RIN: 2070-AC63

3162. EVALUATION OF PRODUCTS FOR LEAD-BASED PAINT ACTIVITIES

Priority: Substantive, Nonsignificant

Legal Authority: PL 102-550, sec 405(f)

CFR Citation: None

Legal Deadline: Final, Statutory, April 28, 1995.

Abstract: The Residential Lead-Based Paint Hazard Reduction Act of 1992 requires the President to establish by rule, criteria, testing protocols, and performance characteristics to ensure that lead-based paint hazard evaluation and reduction products are effective. The statute urges the use of independent testing laboratories in implementing the rule. The statute also allows the President to delegate authority for this rulemaking. While the authority has not yet been delegated, it is likely to be delegated to EPA. The timetable below reflects such a potential delegation.

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	
Final Action	12/00/97	

Small Entities Affected: Businesses, Organizations

Government Levels Affected: Federal

Additional Information: SAN No. 3631.

Agency Contact: Doreen Cantor, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7404), Washington, DC 20460
Phone: 202 260-1777

RIN: 2070-AC88

3163. CFR REGULATORY REVIEW RELATED INITIATIVES

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 40 USC 11013 EPCRA 313

CFR Citation: 40 CFR 150 to 189; 40 CFR 372; 40 CFR 700 to 799

Legal Deadline: None

Abstract: On March 4, 1995, the President directed all Federal agencies and departments to conduct a comprehensive review of the regulations they administer, and by June 1, 1995, to identify those rules that are obsolete or unduly burdensome. The Office of Prevention Pesticides, and Toxic Substances (OPPTS) has reviewed regulations under its purview, that is, those issued under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), the Toxic Substances Control Act (TSCA), and the Emergency Planning and Community Right-to-Know Act (EPCRA). As a result of that review, OPPTS identified a number of regulations that can be eliminated from the CFR; in addition, OPPTS also identified a significant number of potential burden-reduction and streamlining opportunities through modifications to regulations and is further evaluating other regulations to determine if they can be simplified or streamlined. The Agency plans to involve the public as much as possible by soliciting comments and conducting stakeholder meetings and consultations.

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	

Small Entities Affected: Businesses

Government Levels Affected: State, Tribal, Federal

Additional Information: SAN No. 3755.

A number of program activities and regulations are being evaluated for the regulatory reform initiative. As these activities are developed, they will be included in the Regulatory Agenda when appropriate. Current regulatory reform initiatives are identified in the Regulatory Agenda individually.

Agency Contact: Allan Abramson, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, (7101), Washington, DC 20460
Phone: 202 260-2906

RIN: 2070-AC97

3164. PROPOSED DECISIONS ON TEST RULES

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 2603/TSCA 4

CFR Citation: 40 CFR 799

Legal Deadline: Other, Statutory. NPRM must be published within one year of ITC designation.

Abstract: EPA is proposing to require testing, or will obtain testing through negotiated enforceable consent agreements (ECAs) or publish a notice which provides the reasons for not doing so. These chemicals have been designated for priority testing consideration by the ITC, recommended for testing consideration (for which the 12-month statutory requirement does not apply), or they have been identified for testing consideration by other EPA program offices and through EPA review processes.

Timetable:

IRIS II Chemicals (ITC List 28)
NPRM 06/00/96

OSHA Chemicals with Insuf. Skin Absorption Data (ITC List 32)
NPRM or ECA 06/00/96

OSHA Chemicals with No Skin Absorption Data (ITC List 31)
NPRM or ECA 06/00/96

OSHA Chemicals with No Skin Absorption Data (ITC List 35)
NPRM or ECA 06/00/96

Small Entities Affected: Undetermined

Government Levels Affected: None

Additional Information: SAN No. 3494.

Agency Contact: Frank Kover, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7405), Washington, DC 20460
Phone: 202 260-8130

RIN: 2070-AB07

3165. ATSDR SUBSTANCES TEST RULE

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 2603/TSCA 4; 42 USC 9604(i)/CERCLA 104(i)

CFR Citation: 40 CFR 795 to 799

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Legal Deadline: None

Abstract: EPA is using its authority under TSCA section 4 to require health effects testing on 11 chemical substances to fulfill data needs identified by the Agency for Toxic Substances and Disease Registry (ATSDR), the National Toxicology Program (NTP) and EPA pursuant to CERCLA section 104(i). ATSDR is charged with developing "Toxicological Profiles" for hazardous substances most commonly found at Superfund NPL sites and which pose a significant potential threat to health. This involves identifying data gaps and needs, and developing a testing program to meet identified needs. ATSDR's data needs were reviewed by NTP and EPA to avoid duplicative testing. Other Federal agencies were given an opportunity to indicate their interest in testing specific endpoints for chemicals on the list.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: SAN No. 2563.

Agency Contact: Frank Kover, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7405), Washington, DC 20460
Phone: 202 260-8130

RIN: 2070-AB79

3166. MULTICHEMICAL ENDPOINT(S) TEST RULE; DEVELOPMENTAL AND REPRODUCTIVE TOXICITY, AND NEUROTOXICITY

Priority: Other Significant

Legal Authority: 15 USC 2603/TSCA 4

CFR Citation: 40 CFR 799.5050

Legal Deadline: None

Abstract: A multi-chemical endpoint test rule will require the testing of many chemicals for a specific effect or endpoint, e.g., neurotoxicity. This type of rule is an alternative to single chemical rules which require testing of one chemical for many effects. The multi-chemical endpoint rule approach will obtain a significant amount of testing while conserving Agency resources. The multi-chemical rule for developmental and reproductive

toxicity testing will require testing of twelve chemicals for developmental and/or reproductive effects; the multi-chemical rule neurotoxicity testing will obtain base set neurotoxicity testing of certain production solvents. These rules may be amended in the future to require the same testing for other chemicals. Also, future multi-chemical rules will require testing of additional endpoints and chemicals. The testing requirements for each chemical in a multi-chemical rule will be listed in a single table by chemical under section 799.5050. This table will be amended with each publication of a new multi-chemical rule.

Timetable:

Multi-Chemical Rule for Developmental and Reproductive Toxicity

NPRM 03/04/91 (56 FR 9092)
Reproposal 09/00/96

Multi-Chemical Rule for Neurotoxicity

Stay 06/27/94 (59 FR 33184)
ECA (for 7 Substances) 01/23/95 (60 FR 4515)
Final Revocation 01/23/95 (60 FR 4514)

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: SAN No. 2865.

Agency Contact: Frank Kover, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7405), Washington, DC 20460
Phone: 202 260-8130

RIN: 2070-AC27

3167. MULTICHEMICAL ENDPOINT TEST RULE; CHEMICAL FATE AND ENVIRONMENTAL EFFECTS

Priority: Other Significant

Legal Authority: 15 USC 2603/TSCA 4

CFR Citation: 40 CFR 799.5055

Legal Deadline: None

Abstract: Multi-chemical endpoint test rules require the testing of many chemicals for a specific effect or endpoint, e.g., chemical fate and environmental effects (formerly identified in this Agenda as "persistent bioaccumulators"). They are an alternative to single chemical rules which require testing of one chemical for many effects. A multi-chemical endpoint rule for chemical fate and environmental effects will include chemicals that EPA expects will persist and bioaccumulate in the environment.

In the past, chemicals such as dioxins, dichlorodiphenyltrichloroethane, and the polychlorinated biphenyls that persist (do not degrade), bioaccumulate (may enter the human food chain), and may be toxic have created widespread environmental concerns. EPA has evaluated chemicals on the Toxic Substances Control Act (TSCA) inventory for these characteristics and has identified chemicals for chemical fate and environmental effects testing for additional evaluation of their potential risks.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 2865.

Agency Contact: Frank Kover, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7405), Washington, DC 20460
Phone: 202 260-8130

RIN: 2070-AC36

3168. HAZARDOUS AIR POLLUTANTS TEST RULE

Priority: Other Significant

Legal Authority: 15 USC 2603/TSCA 4; 42 USC 7412/CAA 112; 42 USC 7403/CAA 103

CFR Citation: 40 CFR 789 to 795

Legal Deadline: None

Section 112 of the CAA indirectly imposes deadlines on this test rule, inasmuch as the test data is needed to carry out programs and activities that have statutory deadlines.

Abstract: EPA is proposing health effects testing under TSCA section 4 in support of programs and activities required under section 112 of the Clean Air Act (CAA), governing Hazardous Air Pollutants (HAPs). Section 112 of the CAA directs EPA to determine the risk to health and the environment remaining after application of a technology-based standard to major and area sources. Section 112 also sets forth a mechanism for revising and modifying the statutory list of 189 HAPs under section 112(b), and requirements for an accidental release control program. These data will also be important for the right-to-know program given the large release of these

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chemicals to the atmosphere. In order to implement these and other programs and requirements under section 112, EPA must identify the health and environment effects of potential concern from exposure to HAPs, ascertain the minimum data needed to adequately characterize those health and environmental effects, and assess the risks posed by HAPs. In addition, under section 103(d), EPA is required to conduct a research program on the short- and long-term effects of air pollutants on human health, ascertain the minimum data needed to adequately characterize those health and environmental effects, and assess the risks posed by HAPs. In addition, under section 103(d), EPA is required to conduct a research program on the short- and long-term effects of air pollutants on human health.

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3504.

Agency Contact: Gary Timm, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW., Washington, DC 20460
Phone: 202 260-1859

RIN: 2070-AC76

3169. NEGOTIATED CONSENT ORDER AND TEST RULE PROCEDURES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 2603/TSCA 4

CFR Citation: 40 CFR 790

Legal Deadline: None

Abstract: This action will amend the testing consent order and test rule development process to increase efficiency. The consent order process was adopted by the Agency in June 1986. Based on experience to date, the Agency needs to make changes in the process to reduce the resources required for consent order negotiation. This rule would propose appropriate

procedural changes. Obsolete provisions will be eliminated for test rule development activities.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/17/85	50 FR 20652
Interim Final Rule	06/30/86	51 FR 23706
Interim Final Rule (Technical Modification)	09/01/89	54 FR 36311
NPRM	09/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 2245.

Includes SAN No. 2657.

Agency Contact: Frank Kover, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7405), Washington, DC 20460
Phone: 202 260-8130

RIN: 2070-AB30

3170. AMENDMENTS TO THE ASBESTOS-CONTAINING MATERIALS IN SCHOOLS RULE

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 2605/TSCA 4; 15 USC 2607/TSCA 6; 15 USC 2647/TSCA 7

CFR Citation: 40 CFR 763

Legal Deadline: None

Abstract: EPA is proposing to amend the Asbestos-Containing Materials in Schools Rule in order to provide clarifications regarding several definitions, air clearance monitoring techniques, and response actions. For the first time, this rulemaking will be chaired by an EPA Regional office.

Timetable:

Action	Date	FR Cite
NPRM	01/00/97	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local, Tribal, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3047.

Agency Contact: Brion Cook, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7404), Washington, DC 20460
Phone: 202 260-1878

RIN: 2070-AC62

3171. SIGNIFICANT NEW USE RULES ON NATIONAL PROGRAM CHEMICALS; ASBESTOS, LEAD, AND REFRACTORY CERAMIC FIBERS

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 2604/TSCA 5; 15 USC 2607/TSCA 8

CFR Citation: 40 CFR 704; 40 CFR 721

Legal Deadline: None

Abstract: EPA has instituted a program to monitor the commercial development of existing chemicals of concern and/or to gather information to support risk assessments on such chemicals. As these chemicals are identified, EPA will initiate rulemakings under the Toxic Substances Control Act (TSCA) sections 5 and/or 8 to require reporting by the manufacturers, importers and/or processors of these chemicals. Proposed rules may be published on at least the chemicals listed on the timetable below.

Timetable:**Asbestos**

NPRM 12/00/96

Lead

ANPRM 09/28/94 (59 FR 49484)
NPRM 12/00/96

Refractory Ceramic Fiber

NPRM 03/21/94 (59 FR 13294)
Final Action 12/00/96

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: SAN No. 1923.

Agency Contact: Doreen Cantor, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7404), Washington, DC 20460
Phone: 202 260-1777

RIN: 2070-AC37

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3172. NOTICE OF TSCA SECTION 4 REIMBURSEMENT PERIOD AND TSCA SECTION 12(B) EXPORT NOTIFICATION PERIOD SUNSET DATES FOR TSCA SECTION 4 SUBSTANCES**Priority:** Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 15 USC 2603/TSCA 2; 15 USC 2611/TSCA 12**CFR Citation:** 40 CFR 707; 40 CFR 790; 40 CFR 791; 40 CFR 799**Legal Deadline:** None**Abstract:** EPA is developing a list of substances that are or have been subject to TSCA section 4 testing actions which required testing under rules or enforceable Consent Orders. EPA will identify sunset, or termination dates that will identify:

- (1) The end of section 4 reporting requirements (40 CFR 790)
- (2) The end of the reimbursement period under which persons subject to test rules are subject to an obligation to reimburse test sponsors (40 CFR 791)
- (3) The end of the period during which export notification requirements under TSCA section 12(b) are triggered.

Additionally, the notice will solicit comment on the method used by EPA

to calculate the sunset dates for multi-chemical test rules.

Timetable:

Action	Date	FR Cite
Solicitation	06/00/96	
Final Action	01/00/97	

Small Entities Affected: Businesses**Government Levels Affected:** None**Additional Information:** SAN No. 3559.**Agency Contact:** Frank D. Kover, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7405), Washington, DC 20460
Phone: 202 260-8130**RIN:** 2070-AC84**ENVIRONMENTAL PROTECTION AGENCY (EPA)
Toxic Substances Control Act (TSCA)**

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3173. LEAD-BASED PAINT ACTIVITIES RULES; TRAINING, ACCREDITATION, AND CERTIFICATION RULE AND MODEL STATE PLAN RULE**Priority:** Economically Significant**Legal Authority:** PL 102-550, sec 402; PL 102-550, sec 404; Title IV of TSCA**CFR Citation:** 40 CFR 745**Legal Deadline:** Final, Statutory, April 28, 1994.**Abstract:** The Residential Lead-based Paint Hazard Reduction Act of 1992 mandates EPA to promulgate regulations governing lead-based paint activities to ensure that individuals engaged in such activities are properly trained, that training programs are accredited, and that contractors engaged in such activities are certified. In addition, EPA must promulgate a Model State program which may be adopted by any State which seeks to administer and enforce a State Program.**Timetable:**

Action	Date	FR Cite
NPRM	09/02/94	59 FR 45872
Final Action	06/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations**Government Levels Affected:** State, Local, Tribal, Federal**Analysis:** Regulatory Flexibility Analysis**Additional Information:** SAN No. 3244.**Agency Contact:** Brion Cook, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7404), Washington, DC 20460
Phone: 202 260-1878**RIN:** 2070-AC64**3174. LEAD-BASED PAINT DISCLOSURE REQUIREMENTS AT RENOVATION OF TARGET HOUSING****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 102-550, sec 406**CFR Citation:** 40 CFR 745; 24 CFR 35**Legal Deadline:** Final, Statutory, October 28, 1994.**Abstract:** Section 406 of the Residential Lead-based Paint Hazard Reduction Act of 1992 requires EPA to develop two products: (1) a lead hazard information pamphlet, to be developed in consultation with HUD and CDC; and (2) an EPA regulation requiring renovators to provide the information pamphlet to clients before beginning work.**Timetable:**

Action	Date	FR Cite
NPRM	03/02/94	59 FR 11108
Final Action	06/00/96	

Small Entities Affected: Businesses, Organizations**Government Levels Affected:** State, Local, Tribal, Federal**Analysis:** Regulatory Flexibility Analysis**Additional Information:** SAN No. 3242.**Agency Contact:** Doreen Cantor, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7404), Washington, DC 20460
Phone: 202 260-1777**RIN:** 2070-AC65**3175. AMENDMENTS TO THE ASBESTOS WORKER PROTECTION RULE****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 15 USC 2605/TSCA 4; 15 USC 2607/TSCA 6**CFR Citation:** 40 CFR 763**Legal Deadline:** None**Abstract:** EPA is proposing to amend the Asbestos Abatement Projects, Worker Protection Rule (WPR), by incorporating certain revisions to the Occupational Safety and Health Administration (OSHA) asbestos workplace standards issued since EPA's WPR was promulgated in 1987. The

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proposal would generally extend the coverage provided under the OSHA Asbestos Standard for Construction to State and local government employees who are not covered by OSHA or EPA-approved State plans. It would also extend coverage provided under OSHA's Asbestos Standard for general industry for brake and clutch repair to such employees, and would clarify that they include prisoners and students employed by the State and/or local government. EPA also proposes to delegate authority to grant or deny State exclusions under the WPR to EPA Regional Administrators and to add compliance and enforcement requirements for State exclusions. In addition, EPA is proposing to amend the Asbestos-Containing Materials in Schools Rule by relocating certain worker protection provisions in the WPR. EPA plans to further update this rule to make it consistent with the most recent OSHA rule.

Timetable:

Action	Date	FR Cite
NPRM	11/01/94	59 FR 54746
Final Action	06/00/96	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local, Tribal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2249.

Agency Contact: Doreen Cantor, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7404), Washington, DC 20460
Phone: 202 260-1777

RIN: 2070-AC66

3176. TSCA REQUIREMENTS FOR THE DISPOSAL OF LEAD-BASED PAINT ABATEMENT WASTE

Priority: Economically Significant

Legal Authority: 15 USC 2601 to 2671; 42 USC 6901 to 6992

CFR Citation: 40 CFR 745

Legal Deadline: None

Abstract: Currently, waste derived from lead-based paint (LBP) abatements is managed under the Resource Conservation and Recovery Act (RCRA) hazardous waste regulations. Other Federal agencies (Department of

Housing and Urban Development, Department of Health and Human Services) and several States and advocacy groups have expressed concern that the costs associated with the disposal of large volume architectural components (e.g., doors and windows) may interfere with abatement activities. EPA's Office of Prevention, Pesticides and Toxic Substances and the Office of Solid Waste have initiated a joint rulemaking to address the disposal of these architectural components. This rulemaking would develop disposal standards for these components under the Toxic Substances Control Act (TSCA) Title IV, (the definition of abatement under TSCA Title IV, section 401(1)(B), includes disposal). The TSCA regulations would establish appropriate disposal standards for LBP architectural components and identify recycling and incineration activities that would be controlled or prohibited.

Timetable:

Action	Date	FR Cite
Final Action	09/00/96	

Small Entities Affected: Businesses, Organizations

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3508.

Agency Contact: Brion Cook, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7404), Washington, DC 20460
Phone: 202 260-1878

RIN: 2070-AC72

3177. DEVELOPMENT OF GUIDANCE AS MANDATED BY EXECUTIVE ORDER 12873, SECTION 503 ON "ENVIRONMENTALLY PREFERABLE PRODUCTS"

Priority: Other Significant

Legal Authority: EO 12873

CFR Citation: None

Legal Deadline: None

EO requests proposal by April 18, 1994.

Abstract: As mandated by Executive Order 12873, OPPTS is developing guidance to direct Federal agencies in their procurement of "Environmentally Preferable Products."

Timetable:

Action	Date	FR Cite
NPRM	09/29/95	60 FR 50722
Final Action	11/00/96	

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Additional Information: SAN No. 3480.

Agency Contact: Eun-Sook Goidel, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW., Washington, DC 20460
Phone: 202 260-3296

RIN: 2070-AC78

3178. SELECTED RULEMAKINGS FOR ABATING LEAD HAZARDS

Priority: Economically Significant

Legal Authority: 15 USC 2683; PL 102-550

CFR Citation: 40 CFR 745

Legal Deadline: Final, Statutory, April 28, 1994. Other, Statutory, October 28, 1994.

Final Statutory, April 28, 1994 (Sections 403, 402, 404) Final Statutory, October 28, 1994 (Sections 406, 1018)

Abstract: The Residential Lead-Based Hazard Reduction Act of 1992 requires EPA to promulgate regulations that establish standards for determining hazards associated with lead-based paint, lead-contaminated soil, and lead-contaminated dust. EPA is to (a) identify the paint conditions and lead levels in dust and soil that would result in adverse human health effects (on July 14, 1994, EPA issued guidance on section 403 to provide preliminary information while a proposal is being developed); (b) promulgate regulations (section 402) governing lead-based paint activities to ensure that individuals engaged in such activities are properly trained, that training programs are accredited, and that contractors engaged in such activities are certified (in addition, EPA must promulgate a Model State program (section 404) which may be adopted by any State which seeks to administer and enforce a State Program); (c) promulgate regulations (section 406) requiring renovators to provide a lead

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hazard information brochure (developed separately by EPA) to clients before beginning work; (d) promulgate, with HUD, regulations (Section 1018) that require the following before the sale or lease of pre-1978 housing: disclosure of lead-based paint hazards, provisions of a lead-paint information brochure to the prospective buyer or renter, and for buyers, and the opportunity to conduct a lead risk assessment or inspection.

Timetable:

Action	Date	FR Cite
NPRM Section 406	03/02/94	59 FR 11108
NPRM Sections 402 and 404	09/02/94	59 FR 45872
NPRM Section 1018	11/02/94	59 FR 54984
Final Action Section 1018	03/06/96	61 FR 9064
Final Action Section 406	06/00/96	
Final Action Sections 402 and 404	06/00/96	
NPRM Section 403	11/00/96	
Final Action Section 403	09/00/97	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Analysis: Regulatory Flexibility Analysis; Regulatory Impact Analysis

Additional Information: Lead Hazard Standards (Section 403) (RIN 2070-AC63)

Lead-Based Paint Activities Rules: Training, Accreditation and Certification Rule and Model State Plan Rule (Sections 402 and 404) (RIN: 2070-AC64)

Lead-Based Paint Disclosure Requirements at Renovation of Target Housing (Section 406) (RIN: 2070-AC65)

Lead-Based Paint Hazard Information Requirements at the Transfer of Target Housing: Joint with HUD (Section 1018) (RIN: 2070-AC75)

Agency Contact: Doreen Cantor, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7404), Washington, DC 20460
Phone: 202 260-1777

RIN: 2070-AD06

3179. FINAL DECISIONS ON TEST RULES

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 2603/TSCA 4

CFR Citation: 40 CFR 799

Legal Deadline: None

Abstract: EPA is requiring testing via rules, or will obtain testing through enforceable consent agreements (ECAs) or publish a notice which provides the reasons for not doing so for chemicals listed herein. These chemicals have been designated for priority testing consideration by the ITC or recommended for testing consideration (for which the 12-month statutory requirement does not apply). The list also includes chemicals or categories of chemicals which have been identified for testing consideration by other EPA offices and through EPA review processes.

Timetable:**Alkyl (C 12-C 14) Glycidyl Ethers**

ECA 05/00/96

Aryl Phosphates (ITC List 2)

ANPRM 12/29/83 (48 FR 57452)

NPRM 01/17/92 (57 FR 2138)

Final Action (ECA) 07/00/96

Brominated Flame Retardants

NPRM 06/25/91 (56 FR 29140)

Final Action (ECA) 09/00/96

DiBbasic Esters (CPSC)

Final Action (ECA) 06/00/96

Hexamethylene Diisocyanate (ITC List 22)

NPRM 05/17/89 (54 FR 21240)

Final Action 06/00/96

IRIS I Chemicals (ITC List 27)

Final Action 06/00/96

Mesityl Oxide

Withdrawal of Test Rule 05/00/96

Silicon-Based Glycidyl Ethers

Final Action (ECA) 06/00/96

TAME (OAR Request)

Final Action (ECA) 03/21/95 (60 FR 14910)

White Phosphorus (ITC List 34)

Final Action (ECA) 06/00/96

Small Entities Affected: Undetermined

Government Levels Affected: None

Additional Information: SAN No. 3493.

Agency Contact: Frank Kover, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7405), Washington, DC 20460
Phone: 202 260-8130

RIN: 2070-AB94

3180. FOLLOW-UP RULES ON EXISTING CHEMICALS

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 2604/TSCA 5; 15 USC 2607/TSCA 8

CFR Citation: 40 CFR 704; 40 CFR 721

Legal Deadline: None

Abstract: EPA has established a program to monitor the commercial development of existing chemicals of concern and/or to gather information to support planned or ongoing risk assessments on such chemicals. As these chemicals are identified, EPA will initiate rulemakings under the Toxic Substances Control Act (TSCA) sections 5 and/or 8 to require reporting of appropriate needed information by the manufacturers, importers and/or processors of these chemicals. Individual proposed or final rules will be published on at least the chemicals listed below.

Timetable:**Benzidene-based Chemical Substances**

Final 09/00/96 (60 FR 45119)

Chloranil

NPRM 05/12/93 (58 FR 27980)

Final Action 02/00/97

Heavy Metal-Based Pigments in Aerosol Spray Paints

NPRM 06/00/96

2-Ethoxyethanol, 2-Methoxyethanol, & 2-methoxyethanol Acetate

NPRM 04/00/97

2,4-Pentanedione

NPRM 09/27/89 (54 FR 39548)

Final Action 05/00/96

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 1923.

Agency Contact: Frank Kover, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7405), Washington, DC 20460
Phone: 202 260-8130

RIN: 2070-AA58

3181. FOLLOW-UP RULES ON NON-5(E) NEW CHEMICAL SUBSTANCES

Priority: Routine and Frequent

Legal Authority: 15 USC 2604/TSCA 5; 15 USC 2607/TSCA 8

CFR Citation: 40 CFR 704; 40 CFR 721

Legal Deadline: None

Abstract: EPA has instituted a program to regulate the commercial development of new chemicals that

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have completed premanufacture notice (PMN) review, where activities described in the PMN did not present an unreasonable risk but uncontrolled manufacture, import, processing, distribution, use, or disposal outside the activities described in the PMN may present an unreasonable risk. EPA will issue Significant New Use Rules (SNURs) requiring 90-day notification to EPA from any manufacturer, importer, or processor who would engage in activities that are designated as significant new uses. Under the Expedited Follow-up Rule (EFUR) which became effective on October 12, 1989, EPA will identify such new chemicals and publish them in a batch SNUR 3-4 times per year. Chemicals that were subject to a proposed SNUR before the effective date of the EFUR or do not qualify under the EFUR, may be regulated individually by notice and comment rulemaking and are listed below.

Timetable:**Alkyl, Sulfonic Acid, Ammonium Salt (84-1056)**

NPRM 06/11/86 (51 FR 21199)
Final Action 06/00/96

Aluminum Cross-linked Sodium Carboxymethylcellulose

NPRM 06/11/93 (58 FR 32628)
Final Action 06/00/96

Diphenyl-2,4,6-Trimethylbenzyl Phosphine Oxide (87-586)

NPRM 02/02/88 (53 FR 2857)
Final Action 06/00/96

1-Decanimine-N-Decyl-N-Methyl-N-Oxide (86-566)

NPRM 12/08/87 (52 FR 46496)
Final Action 06/00/96

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 1976.

Agency Contact: James Alwood, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7405), Washington, DC 20460
Phone: 202 260-1857

RIN: 2070-AA59

3182. CHEMICAL-SPECIFIC SIGNIFICANT NEW USE RULES (SNURs) TO EXTEND PROVISIONS OF SECTION 5(E) ORDERS

Priority: Routine and Frequent

Legal Authority: 15 USC 2604/TSCA 5

CFR Citation: 40 CFR 721

Legal Deadline: None

Abstract: When the Agency determines that uncontrolled manufacture, import, processing, distribution, use or disposal of a premanufacture notification notice (PMN) substance may present an unreasonable risk, it may issue a section 5(e) consent order to limit these activities. However, such orders apply only to the PMN submitter. Once the new substance is entered on the Toxic Substances Control Act (TSCA) chemical inventory, others can manufacture, import or process the substance without controls. Therefore, EPA extends the controls to apply to others by designating manufacture, import or processing of the substances for uses without the specified controls as significant new uses. Under the Expedited Follow-Up Rule, which became effective on October 10, 1989 (54 FR 31314), EPA routinely publishes batch SNURs containing routine section 5(e) and non-5(e) SNURs. However, certain activities, such as modifications, withdrawals, revocations, and SNURs upon which comments are received in the direct final publication process, are subject to notice and comment rulemaking and are listed below.

Timetable:**Aromatic Amino Ether (P90-1840)**

NPRM 06/06/94 (59 FR 29255)
Final Action 05/00/96

Batch SNUR: 84-660-704, 84-105/-106 & -107, 85-433

NPRM 05/27/93 (58 FR 30744)
Final Action 05/00/96

Polyalkylene Polyamine

NPRM 12/19/94 (59 FR 65248)
Final Action 05/00/96

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3495.

Agency Contact: James Alwood, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7405), Washington, DC 20460
Phone: 202 260-1857

RIN: 2070-AB27

3183. GENERIC SIGNIFICANT NEW USE RULE (SNUR) FOR ACRYLATE COMPOUNDS

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 2694/TSCA 5

CFR Citation: 40 CFR 721

Legal Deadline: None

Abstract: The generic acrylate significant new use rule may require

any person who proposes to manufacture, import, or process an acrylate/methacrylate subject to the category definition contained within the proposed rule to notify EPA at least 90 days in advance of the initiation of manufacture or processing for a significant new use. The significant new use rule will apply to a subset of acrylates added to the inventory after the effective date of the rule. It will no longer be necessary to issue routine 5(e) orders or chemical specific SNURs for those acrylates covered by the rule.

Timetable:

Action	Date	FR Cite
NPRM	11/22/93	58 FR 61649
Final Action	06/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: None

Additional Information: SAN No. 2247.

Agency Contact: James Alwood, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7405), Washington, DC 20460
Phone: 202 260-1857

RIN: 2070-AB56

3184. RULEMAKING CONCERNING CERTAIN MICROBIAL PRODUCTS ("BIOTECHNOLOGY") UNDER THE TOXIC SUBSTANCES CONTROL ACT (TSCA)

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 2604/TSCA 5

CFR Citation: 40 CFR 700; 40 CFR 720; 40 CFR 721

Legal Deadline: None

Abstract: EPA is proposing a regulation under the Toxic Substances Control Act (TSCA) for the oversight of certain microbial products of biotechnology. The proposed rule would be issued under the authority of Section 5 of TSCA, which generally requires that new chemical substances must be reviewed by EPA before they are introduced into commerce.

The proposed rule will contain mechanisms for exemption as well as actual proposed exemptions, guidance

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on how the TSCA Inventory will be used, and EPA's approach to Research and Development with biotechnology microorganisms.

Timetable:

Action	Date	FR Cite
NPRM	09/01/94	59 FR 45526
Final Action	06/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2326. (PMN for Certain Biotech Products)

Agency Contact: Paul Campanella, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M St SW (7405), Washington, DC 20460
Phone: 202 260-3725

RIN: 2070-AB61

3185. POLYCHLORINATED BIPHENYLS (PCBS): APPLICATIONS FOR EXEMPTIONS FROM THE BAN ON MANUFACTURING, PROCESSING, AND DISTRIBUTION

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 2605TSCA 6(e)(3)(B)

CFR Citation: 40 CFR 761

Legal Deadline: None

Abstract: Section 6(e)(3)(B) of the Toxic Substances Control Act (TSCA) provides that the Administrator may grant, by rule, exemptions from the prohibitions on the manufacturing, processing, and distribution in commerce of PCBs upon finding: 1) that granting the exemption will not pose an unreasonable risk of injury to health or the environment; and 2) that good faith efforts have been made to develop a PCB substitute which does not pose an unreasonable risk of injury to health or the environment.

Timetable:

Action	Date	FR Cite
NPRM	12/06/94	59 FR 62875
Final Action	05/00/96	

Small Entities Affected: Businesses

Government Levels Affected: None

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2150.

Agency Contact: Tony Baney, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7404), Washington, DC 20460
Phone: 202 260-3933

RIN: 2070-AB20

3186. POLYCHLORINATED BIPHENYLS (PCBS) DISPOSAL AMENDMENTS

Priority: Economically Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 2605(e)(1)(A)/TSCA 6(e)

CFR Citation: 40 CFR 761

Legal Deadline: None

Abstract: After analyzing the comments received in response to an ANPRM issued in 1991, EPA issued a proposed rule on December 6, 1994 to address alternative disposal methods for newly identified scenarios such as large volume solids; mixed wastes such as PCB/radioactive wastes; and other issues, such as disposal of household wastes, small capacitors, and used paints. The notice also solicited comments on a modification to the disposal regulations which would allow for the recognition of PCB waste management activities under other Federal or State authorities and the transboundary movement of PCB wastes. Roughly 270 sets of comments were received in response to the NPRM, a final rule will be drafted promulgating more than 50 changes, additions and deletions to the current regulations. Finally, the rule incorporated a reproposal of the April 6, 1990 proposed rule (55 FR 12866), which intended to clarify questions on whether the analysis of PCBs is to be conducted "on a dry weight basis."

Timetable:

Action	Date	FR Cite
ANPRM	06/10/91	56 FR 26738
NPRM	12/06/94	59 FR 62788
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2878.

Agency Contact: Tony Baney, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7404), Washington, DC 20460
Phone: 202 260-3933

RIN: 2070-AC01

3187. USE OF ACRYLAMIDE FOR GROUTING

Priority: Other Significant

Legal Authority: 15 USC 2605/TSCA 6

CFR Citation: 40 CFR 764

Legal Deadline: None

Abstract: On October 2, 1991, EPA proposed a regulation of acrylamide and NMA grouts based on the unreasonable risk associated with their usage. EPA's rule would prohibit the manufacture, distribution in commerce, and use of acrylamide grout. In February 1996, EPA reopened the record for 30 days to take additional comments, specifically to seek data on the durability of acrylamide and NMA grouts.

Timetable:

Action	Date	FR Cite
NPRM	10/02/91	56 FR 49863
Final Action	07/00/96	

Small Entities Affected: Businesses

Government Levels Affected: State, Local

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2779.

Agency Contact: Robert C. McNally, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW., Washington, DC 20460
Phone: 202 260-3945

RIN: 2070-AC17

3188. POLYCHLORINATED BIPHENYLS (PCBS) TRANSFORMER RECLASSIFICATION RULE

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

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Legal Authority: 15 USC 2605/TSCA 6(e)

CFR Citation: 40 CFR 761

Legal Deadline: None

Abstract: This rule would relax the regulatory requirements for reclassifying PCB transformers to a lower regulatory status by modifying the current reclassification requirements of 50 degree centigrade temperature and 90-day testing. Results of a preliminary analysis indicate that many transformers never reach the required temperature, but still reduce PCB concentrations and that safety risks to employees and to the general public occur in mandating the continued adherence to the current regulations.

Timetable:

Action	Date	FR Cite
NPRM	11/18/93	58 FR 60970
Final Action	09/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3021.

Agency Contact: Tony Baney, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7404), Washington, DC 20460
Phone: 202 260-3933

RIN: 2070-AC39

3189. REVISED ASBESTOS MODEL ACCREDITATION PLAN

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 2646/TSCA 6

CFR Citation: 40 CFR 763

Legal Deadline: Final, Statutory, November 28, 1992.

Abstract: The Asbestos School Hazard Abatement Reauthorization Act (ASHARA) amended TSCA to require that EPA revise its asbestos model accreditation plan to extend training and accreditation requirements to include persons performing certain asbestos-related work in public and commercial buildings, to increase the minimum number of training hours

required for accreditation purposes and to effect other changes necessary to implement the amendments. This action will increase regulatory costs for the owners and managers of public and commercial building, but will also reduce asbestos exposures in these buildings.

Timetable:

Action	Date	FR Cite
NPRM	05/13/92	57 FR 20438
Interim Final Rule	02/03/94	59 FR 5236
Final Action	09/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: SAN No. 3148.

Agency Contact: Brion Cook, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7404), Washington, DC 20460
Phone: 202 260-1878

RIN: 2070-AC51

3190. POLYCHLORINATED BIPHENYLS (PCBS) DISPOSAL AMENDMENTS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 2605(e)/TSCA 6(e)

CFR Citation: 40 CFR 761

Legal Deadline: None

Abstract: This rulemaking will make over 50 modifications, additions, and deletions to the existing PCB management program under the Toxic Substances Control Act (TSCA). A notice of proposed rulemaking was published on December 6, 1994 and covered the manufacture (including import) processing, distribution in commerce, export use, disposal, and marking of PCBs.

Timetable:

Action	Date	FR Cite
NPRM	12/06/94	59 FR 62788
Final Action	12/00/96	

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3860.

Agency Contact: Tony Baney, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7404), Washington, DC 20460
Phone: 202 260-3933

RIN: 2070-AD04

3191. SECTION 8(A) PRELIMINARY ASSESSMENT INFORMATION RULES

Priority: Routine and Frequent

Legal Authority: 15 USC 2607a/TSCA 8(a)

CFR Citation: 40 CFR 712

Legal Deadline: None

Abstract: These rules add chemicals to the list of chemicals and designated mixtures subject to the requirements of the Toxic Substances Control Act Section 8(a) Preliminary Assessment Information Rule (40 CFR part 712). These chemicals have been identified by the Office of Pollution Prevention and Toxics, other EPA offices, and other Federal agencies, as well as recommended for testing consideration by the Interagency Testing Committee. Manufacturers and importers are required to submit exposure-related data (EPA Form No. 7710-35) on the chemicals. These data will be used to monitor the levels of production, import and/or processing of these substances and the avenues of human and environmental exposure to these substances. These data will also support risk assessment and test rule decisions.

Timetable:

Action	Date	FR Cite
Final Action 35th ITC List	07/05/95	60 FR 34879
Final Action 37th ITC List	05/00/96	
Final Action 38th ITC List	06/00/96	

Small Entities Affected: None

Government Levels Affected: Federal
Additional Information: SAN No. 2178.

Agency Contact: Frank Kover, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7405), Washington, DC 20460
Phone: 202 260-8130

RIN: 2070-AB08

EPA—TSCA

Final Rule Stage

3192. SECTION 8(D) HEALTH AND SAFETY DATA REPORTING RULES**Priority:** Routine and Frequent**Legal Authority:** 15 USC 2607(d)/TSCA 8(d)**CFR Citation:** 40 CFR 716**Legal Deadline:** None

Abstract: These rules require manufacturers, importers and processors to submit unpublished health and safety data on chemicals added to the requirements of the Toxic Substances Control Act Section 8(d) Health and Safety Data Reporting Rule (40 CFR Part 716). These chemicals have been identified by the Office of Pollution Prevention and Toxics, other EPA offices, and other Federal agencies, as well as recommended for testing consideration by the Interagency Testing Committee.

Timetable:

Action	Date	FR Cite
Final Action 35th ITC List	07/05/95	60 FR 34879
Final Action 37th ITC List	05/00/96	
Final Action 38th ITC List	06/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Additional Information:** SAN No. 1139.

Agency Contact: Frank Kover, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 401 M Street SW. (7405), Washington, DC 20460
Phone: 202 260-8130

RIN: 2070-AB11**3193. TSCA SECTION 8(E); NOTICE OF CLARIFICATION AND SOLICITATION OF PUBLIC COMMENT****Priority:** Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 2607(e)/TSCA 8(e)**CFR Citation:** None**Legal Deadline:** None

Abstract: The TSCA section 8(e) "Notice of Clarification and Solicitation of Public Comment" would amend certain aspects of the 1978 TSCA section 8(e) Statement of Interpretation and Enforcement Policy (1978 Policy Statement). The 1978 Policy Statement describes the types of information that EPA considers reportable under section 8(e), the "substantial risk" reporting provision of TSCA, and describes the procedures for reporting such information to EPA. This clarification effort derives from a review of the existing section 8(e) guidance done in the context of questions raised by companies considering participating in the Section 8(e) Compliance Audit Program (CAP). As a result of this review, EPA determined that parts of the 1978 Policy Statement concerning the reportability of information on "widespread and previously unsuspected distribution in environmental media" and "emergency incidents of environmental contamination" needed some refinement. The subject Federal

Register action solicited comment on refined reporting guidance concerning widespread and previously unsuspected distribution in environmental media and provides additional circumstances where information is not reportable because it is considered known to the Administrator; refined reporting guidance on emergency incidents of environmental contamination will be developed, as appropriate, by the Office of Solid Waste and Emergency Response. Finally, the notice solicited comments on changes to the section 8(e) reporting deadline, and reaffirmed the standards for claims of confidentiality for information contained in a notice of substantial risk under section 8(e).

Timetable:

Action	Date	FR Cite
NPRM	07/13/93	58 FR 37735
Final Action	08/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Additional Information:** SAN No. 3118.

Note: This action will not revise CFR text because it is not included in the CFR. It will, however, streamline requirements.

Agency Contact: Richard Hefter, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, (7402), Washington, DC 20460
Phone: 202 260-3470

RIN: 2070-AC80**ENVIRONMENTAL PROTECTION AGENCY (EPA)
Toxic Substances Control Act (TSCA)**

Long-Term Actions

3194. CHEMICAL LIST EXPANSION; EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW ACT SECTION 313**Priority:** Other Significant**CFR Citation:** 40 CFR 372**Timetable:**

Action	Date	FR Cite
NPRM	01/12/94	59 FR 1788
Final Rule	11/30/94	59 FR 61432
Final Action Deferred Chemicals	05/00/97	

Small Entities Affected: Businesses**Government Levels Affected:** State, Federal

Agency Contact: Susan B. Hazen
Phone: 202 260-1024

RIN: 2070-AC47**3195. REGULATORY INVESTIGATION UNDER THE TOXIC SUBSTANCES CONTROL ACT (TSCA) TO REDUCE LEAD (PB) CONSUMPTION AND USE****Priority:** Other Significant**CFR Citation:** 40 CFR 721; 40 CFR 750; 40 CFR 745**Timetable:**

Action	Date	FR Cite
ANPRM	05/13/91	56 FR 22096

Fishing Sinkers

NPRM 03/09/94 (59 FR 11122)
Final Action 12/00/97

EPA—TSCA

Long-Term Actions

Small Entities Affected: Businesses

Government Levels Affected:
Undetermined

Agency Contact: Doreen Cantor
Phone: 202 260-1777

RIN: 2070-AC21

3196. REGULATORY INVESTIGATION OF FORMALDEHYDE

Priority: Other

CFR Citation: 40 CFR 765

Timetable:

Action	Date	FR Cite
ANPRM	05/23/84	49 FR 21870
NPRM	00/00/00	

Termination for Apparel Workers
Section 9(d) Notice 03/19/84 (49 FR 21870)

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Frank Kover
Phone: 202 260-8130

RIN: 2070-AB14

3197. PROCEDURES AND CRITERIA FOR TERMINATION OF POLYCHLORINATED BIPHENYLS (PCBS) DISPOSAL PERMITS

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 761

Timetable:

Action	Date	FR Cite
NPRM	11/02/90	55 FR 46470
Final Action	12/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tony Baney
Phone: 202 260-3933

RIN: 2070-AB81

3198. REGULATORY INVESTIGATION OF DIOXIN IN PULP AND PAPER MILL SLUDGE

Priority: Other Significant

CFR Citation: 40 CFR 744

Timetable:

Action	Date	FR Cite
NPRM	05/10/91	56 FR 21802
Response letter to EDF & NWF	12/14/92	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Robert C. McNally
Phone: 202 260-3945

RIN: 2070-AC05

3199. LEAD-BASED PAINT ACTIVITIES, TRAINING, AND CERTIFICATION: RENOVATION AND REMODELING

Priority: Economically Significant

CFR Citation: 40 CFR 745

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	
Final Action	06/00/98	

Small Entities Affected: Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Doreen Cantor
Phone: 202 260-1777

RIN: 2070-AC83

**ENVIRONMENTAL PROTECTION AGENCY (EPA)
Toxic Substances Control Act (TSCA)**

Completed Actions

3200. LEAD-BASED PAINT HAZARD INFORMATION REQUIREMENTS AT THE TRANSFER OF TARGET HOUSING (SECTION 1018); JOINT RULE WITH THE DEPT. OF HUD

Priority: Other Significant

CFR Citation: 40 CFR 745; 24 CFR 35

Completed:

Reason	Date	FR Cite
Final Action	03/06/95	61 FR 9064

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Doreen Cantor
Phone: 202 260-1777

RIN: 2070-AC75

**ENVIRONMENTAL PROTECTION AGENCY (EPA)
Clean Water Act (CWA)**

Prerule Stage

3201. WATER QUALITY STANDARDS REGULATION—REVISION

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 33 USC 1313/CWA 303(c)

CFR Citation: 40 CFR 131

Legal Deadline: None

Abstract: Water quality standards set by States and Indian Tribes establish the water quality goals for surface waters of the US. They are the foundation for protecting public health and welfare and the ecological integrity of the nation's waters. Water quality standards regulations govern the development, review, and revision of water quality standards under section

303 of the Clean Water Act by States and Indian Tribes and the review and approval of those standards by EPA. The regulations are being revised to reflect the experience gained in the program by EPA, States and Tribes. All major components of the Water Quality Standards Program will be reviewed for potential regulatory and implementation improvements to provide increased State/Tribal flexibility and further strengthen the Standards Program as a key element of

EPA—CWA

Prerule Stage

watershed based programs. This includes the process for establishing and revising use classifications; establishing and revising numeric and narrative criteria, including chemical specific criteria, nutrient criteria, wildlife criteria, and biological criteria; expansion and clarification of the antidegradation policy; more explicit requirements for optional policies such as mixing zones and variances.

Timetable:

Action	Date	FR Cite
ANPRM	09/00/96	
NPRM	03/00/97	
Final Action	03/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3662.

Agency Contact: Rob Wood, Environmental Protection Agency, Water, (4305), Washington, DC 20460
Phone: 202 260-9536

RIN: 2040-AC56

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Proposed Rule Stage

Clean Water Act (CWA)

3202. ESTABLISHMENT OF NUMERIC CRITERIA FOR PRIORITY TOXIC POLLUTANTS AND TOXICITY FOR THE STATE OF CALIFORNIA

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1251/CWA 101; 33 USC 1313/CWA 303

CFR Citation: 40 CFR 131

Legal Deadline: None

Abstract: Several municipal entities and one industry in California sued the California State Water Resources Control Board (SWRCB) in State court over whether the SWRCB's water quality control plans for inland surface waters and enclosed bays and estuaries were adopted in compliance with authorizing State law. The court issued its final decision in March 1994; the Court agreed with the plaintiffs and found that the plans could not remain in effect. The SWRCB has been ordered to rescind its plans. In the absence of approved State criteria, the Clean Water Act requires EPA to promulgate water quality criteria for priority toxic pollutants. EPA Region IX will promulgate water quality criteria for priority toxic pollutants for the State of California.

Timetable:

Action	Date	FR Cite
NPRM	08/00/96	
Final Action	00/00/00	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3504.

Agency Contact: Diane Frankel, Environmental Protection Agency,

Water, EPA - Region IX, 75 Hawthorne Street, San Francisco, CA 95105
Phone: 415 744-2004

RIN: 2040-AC44

3203. GUIDELINES ESTABLISHING WHOLE EFFLUENT TOXICITY WEST COAST TEST PROCEDURES FOR THE ANALYSIS OF POLLUTANTS UNDER THE CLEAN WATER ACT

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1316/CWA 306

CFR Citation: 40 CFR 136

Legal Deadline: None

Abstract: This rule will amend 40 CFR part 136, by adding new West Coast test procedures for the analysis of pollutants under section 304(h) of the Clean Water Act. This list of approved biological test methods would be amended by adding methods for measuring chronic toxicity in estuarine and marine species exposed to pollutants in effluents and receiving waters. State, local and tribal governments and small businesses on the West Coast are already using variations of these methods in NPDES permits. This rule will not have a significant impact on State, local or Tribal governments or small businesses on the West Coast.

Timetable:

Action	Date	FR Cite
NPRM	08/00/96	
Final Action	06/00/97	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local, Tribal, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3618.

Agency Contact: Debra Denton, Environmental Protection Agency, Water, 75 Hawthorne Street (W-5-1), San Francisco, CA 94105-3901
Phone: 415 744-1919

RIN: 2040-AC54

3204. • STREAMLINING THE STATE SEWAGE SLUDGE MANAGEMENT REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1251/CWA 101

CFR Citation: 40 CFR 123; 40 CFR 124; 40 CFR 501

Legal Deadline: None

Abstract: The requirements for States seeking authorization of their sewage sludge programs are located at 40 CFR parts 123 (for National Pollutant Discharge Elimination System (NPDES) programs) and 501 (for non-NPDES programs). Both sets of requirements were modeled on the NPDES requirements for authorization of wastewater effluent discharge programs. Many States manage sewage sludge through their solid waste programs, which are often structured differently than NPDES programs. As a result, States are not always able to meet all the requirements of parts 123 or 501. The Agency wants States with well-run sewage sludge management programs to be eligible for authorization without having to make unnecessary administrative changes to their programs. Proposed changes would streamline the existing regulations to ease the authorization process for States and ensure that decisions are made based on true environmental and public health considerations.

EPA—CWA

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	11/00/96	
Final Action	11/00/97	

Small Entities Affected: None

Government Levels Affected: State, Local, Tribal, Federal

Additional Information: SAN No. 3788.

Agency Contact: Wendy Bell, Environmental Protection Agency, Water, (4203), Washington, DC 20460
Phone: 202 260-9534

RIN: 2040-AC87

3205. AMENDMENTS TO ROUND I FINAL SEWAGE SLUDGE USE OR DISPOSAL RULE - PHASE TWO

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 33 USC 1251/33 USC 1345

CFR Citation: 40 CFR 503

Legal Deadline: None

Abstract: EPA is amending the Round I Final Sewage Sludge Use and Disposal Regulations in two phases (i.e., Phase One and Phase Two). Phase Two will address issues presented by judicial remand of specific requirements in the final rule (part 503) and modify technical and implementation requirements. Some of the issues that may be addressed in this action include: land application pollutant limits for molybdenum and selenium, the total hydrocarbon (THC) operational standard for sewage sludge incinerators, and measuring temperature in lieu of measuring THC for incineration. The proposed changes will impact Federal, State, local and tribal governments as well as small businesses. EPA expects that these changes will increase flexibility and thus reduce the regulatory burden.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	06/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3497.

Agency Contact: Robert M. Southworth, Environmental Protection Agency, Water, (4304), Washington, DC 20460
Phone: 202 260-7157

RIN: 2040-AC53

3206. STREAMLINING NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM REQUIREMENTS, INCLUDING GENERAL PRETREATMENT REQUIREMENTS

Priority: Economically Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 33 USC 1251/CWA 101; 33 USC 1311/CWA 301; 33 USC 1314/CWA 304; 33 USC 1317/CWA 307; 33 USC 1328/CWA 318; 33 USC 1342/CWA 402; 33 USC 1345/CWA 405

CFR Citation: 40 CFR 122; 40 CFR 403

Legal Deadline: None

Abstract: The Environmental Protection Agency (EPA) is revising regulations, guidance documents, and forms to streamline procedures for compliance with the National Pollutant Discharge Elimination System (NPDES) requirements. The rule and form revisions will eliminate redundant regulations, provide clarification, and remove unnecessary procedures which do not provide any environmental benefit. Revising and reducing burdensome procedures will promote efficiency and simplify the operation of the NPDES programs. Where possible, through the reliance on existing data and collection of data in electronic form, the burden on small businesses and other entities will be reduced.

Timetable:

Action	Date	FR Cite
NPRM	03/00/97	
Final Action	03/00/98	

NPDES and Sludge Municipal Permit Application Forms and Rules
NPRM 04/00/96
Final Action 06/00/97

NPDES Industrial Permit Application Form and Regulations

NPRM 09/00/96
Final Action 01/00/98

Procedures for Developing and Maintaining Approved POTW Program

NPRM 04/00/96
Final Action 12/00/96

Round II NPDES Streamlining Rule

NPRM 04/00/96
Final Action 08/00/96

Round III NPDES Streamlining Rule

NPRM 06/00/96
Final Action 12/00/97

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3861.

Agency Contact: Traci Brown, Environmental Protection Agency, Water, (4203), Washington, DC 20460
Phone: 202 260-8487

RIN: 2040-AC69

3207. EFFLUENT GUIDELINES AND STANDARDS FOR THE INDUSTRIAL LAUNDRIES CATEGORY

Priority: Other Significant

Legal Authority: 33 USC 1311/CWA 301; 33 USC 1311/CWA 307; 33 USC 1314/CWA 304; 33 USC 1361/CWA 501; 33 USC 1316/CWA 306

CFR Citation: 40 CFR 441

Legal Deadline: NPRM, Judicial, December 31, 1996. Final, Judicial, December 31, 1998.

Dates contained in Consent Decree (NRDC v. Reilly).

Abstract: EPA is developing effluent limitation guidelines for Industrial Laundries, which supply laundered and dry-cleaned work uniforms, wiping towels, safety equipment (such as gloves and flame-resistant clothing), dust covers and cloths, and similar items to industrial and commercial users. EPA is negotiating an extension of the judicial deadline for this rule.

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	
Final Action	12/00/98	

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Federal

EPA—CWA

Proposed Rule Stage

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3209.

Agency Contact: Martha Jordan, Environmental Protection Agency, Water, (4303), Washington, DC 20460
Phone: 202 260-0817

RIN: 2040-AB97

3208. EFFLUENT GUIDELINES AND STANDARDS FOR THE TRANSPORTATION EQUIPMENT CLEANING CATEGORY

Priority: Economically Significant

Legal Authority: 33 USC 1311/CWA 301; 33 USC 1317/CWA 307; 33 USC 1314/CWA 304; 33 USC 1361/CWA 501; 33 USC 1316/CWA 306

CFR Citation: 40 CFR 442

Legal Deadline: NPRM, Judicial, December 31, 1996. Final, Judicial, December 31, 1998.

Dates contained in Consent Decree (NRDC v. Reilly).

Abstract: EPA will propose effluent limitation guidelines for transportation equipment cleaning facilities, which clean the interiors of tank trucks, rail tank cars, intermodal tank containers, intermediate bulk containers, ocean/sea tankers, and tank barges. EPA is negotiating an extension of the judicial deadline for this rule.

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	
Final Action	12/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 3204.

Agency Contact: Gina Matthews, Environmental Protection Agency, Water, (4303), Washington, DC 20460
Phone: 202 260-6036

RIN: 2040-AB98

3209. EFFLUENT GUIDELINES AND STANDARDS FOR LANDFILLS AND INCINERATORS

Priority: Other Significant

Legal Authority: 33 USC 1311/CWA 301; 33 USC 1314/CWA 304; 33 USC 1316/CWA 306; 33 USC 1317/CWA 307; 33 USC 1361/CWA 501

CFR Citation: 40 CFR 437

Legal Deadline: NPRM, Judicial, March 31, 1997. Final, Judicial, March 31, 1999.

Dates contained in Consent Decree (NRDC v. Reilly)

Abstract: EPA is developing effluent guidelines and standards for: a) industrial incinerators and thermal destruction units; and b) all landfills with leachate collection systems. This rule was formerly titled "Waste Treatment, Phase II." EPA is negotiating an extension to the judicial deadline for this rule.

Timetable:

Action	Date	FR Cite
NPRM	03/00/97	
Final Action	03/00/99	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3489.

John Tinger (Landfills), US Environmental Protection Agency, Office of Water, (4303), Washington, D.C. 20460 202-260-4992

Agency Contact: Samantha Hopkins, (Incinerators), Environmental Protection Agency, Water, (4303), Washington, DC 20460

Phone: 202 260-7149

RIN: 2040-AC23

3210. NPDES STREAMLINING RULE—ROUND II

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 33 USC 1311/CWA 301; 33 USC 1314/CWA 304; 33 USC 1312/CWA 302; 33 USC 1316/CWA 306; 33 USC 1318/CWA 308; 33 USC 1342/CWA 402; 33 USC 1361/CWA 501

CFR Citation: 40 CFR 122; 40 CFR 123; 40 CFR 124; 40 CFR 125

Legal Deadline: None

Abstract: On February 21, 1995, President Clinton issued a directive requesting that Federal agencies review their regulatory programs to eliminate any obsolete, ineffective, or unduly

burdensome regulations. In response to that directive, the Office of Wastewater Management plans to issue a comprehensive rulemaking package revising certain NPDES requirements in parts 122, 123 and 124 to eliminate redundant regulations, provide clarification, and remove or streamline unnecessary procedures which do not provide any environmental benefits. Some of these revisions include: 1) consolidating regulatory definitions; 2) removal of Part 124 Subpart F non-adversary panel hearings; 3) possible removal of storm water group application requirements; 4) streamlining permit termination procedures; and 5) possibly revising Part 124 evidentiary hearing procedures.

This rulemaking is expected to affect entities who operate the NPDES program or who are regulated by it. This includes small businesses and State and local governments. Most of these effects are expected to be deregulatory or streamlining in nature.

Timetable:

Action	Date	FR Cite
NPRM	07/00/96	
Final Action	12/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3762.

Agency Contact: Thomas Charlton, Environmental Protection Agency, Water, (4203)
Phone: 202 260-6960
Fax: 202 260-1460

RIN: 2040-AC70

3211. NPDES STREAMLINING RULE—ROUND III

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 33 USC 1311/CWA 301; 33 USC 1312/CWA 302; 33 USC 1314/CWA 304; 33 USC 1316/CWA

EPA—CWA

Proposed Rule Stage

306; 33 USC 1318/CWA 308; 33 USC 1342/CWA 402; 33 USC 1361/CWA 501

CFR Citation: 40 CFR 122; 40 CFR 123; 40 CFR 124

Legal Deadline: None

Abstract: On February 21, 1995, President Clinton issued a directive requesting that Federal agencies review their regulatory programs to eliminate any obsolete, ineffective, or unduly burdensome regulations. In response to that directive, EPA plans to issue several rulemaking packages to revise NPDES requirements in parts 122, 123, and 124 to eliminate redundant regulations, provide clarification, and remove or streamline unnecessary procedures. Revisions under consideration in this rule include adding additional permit modifications that can be considered minor modifications at 122.63, and changes to requirements concerning EPA's review of State permits. Other revisions may be considered as work on this rule progresses. This rulemaking is expected to affect entities which implement the NPDES program or are regulated by it. This includes small businesses and State and local governments. Most of these effects are expected to be deregulatory or streamlining in nature.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	12/00/97	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local, Tribal, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3786.

Agency Contact: Thomas Charlton, Environmental Protection Agency, Water, (4203), Washington, DC 20460
Phone: 202 260-6960
Fax: 202 260-1460

RIN: 2040-AC84

3212. • STREAMLINING 301(H) WAIVER RENEWAL REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1311/CWA 301

CFR Citation: 40 CFR 125

Legal Deadline: None

Abstract: EPA is proposing an amendment to the regulations contained in 40 CFR Part 125, Subpart G. These regulations implement Section 301(h) of the Clean Water Act, 33 USC Section 1311(h). Section 301(h) provides publicly owned treatment works (POTWs) discharging to marine waters an opportunity to obtain a modification of secondary treatment requirements if they demonstrate to EPA that they comply with a number of criteria aimed at protecting the marine environment. This proposal is designed to streamline the renewal process for POTWs with 301(h) modified permits. The action would eliminate unnecessary paperwork. It specifies that a completed application would not be required for renewals in cases where EPA already has the required information. Additional information would only be required as necessary to determine ongoing compliance with the 301(h) criteria. This regulation should reduce paperwork submissions from municipalities, which should save time and resources.

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	
Final Action	12/00/96	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: Undetermined

Additional Information: SAN No. 3804.

Agency Contact: Deborah Lebow, Environmental Protection Agency, Water, (4504F), Washington, DC 20460
Phone: 202 260-6419
Fax: 202 260-9960

RIN: 2040-AC89

3213. STREAMLINED PROCEDURES FOR DEVELOPING AND MAINTAINING APPROVED PUBLICLY-OWNED TREATMENT WORKS PRETREATMENT PROGRAMS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 33 USC 1314/CWA 304

CFR Citation: 40 CFR 403

Legal Deadline: None

Abstract: Under the current regulations, many changes to approved publicly owned treatment works (POTW) pretreatment program are not effective until formally approved by EPA or the State. The formal approval procedures require two public notices of program changes. The entire approved POTW pretreatment program is also made a part of the National Pollutant Discharge Elimination System (NPDES) permit of the POTW that administers the pretreatment program. This means that the POTW's NPDES permit must be modified when the pretreatment program is revised. There are State and EPA backlogs of pretreatment program changes for approval. The double notice procedure is expensive and normally elicits little public comment.

Under the new regulations, the POTW's NPDES permit will include only certain significant elements of the approved POTW pretreatment program. EPA or the State will need to approve changes to the POTW pretreatment program only where the program is made less restrictive or when EPA or the State requests approval. In many cases, only a single public notice of a change to the POTW pretreatment program will be required.

The new regulations will reduce the administrative burden and cost associated with approving and maintaining approved pretreatment programs without affecting environmental protection. Impacts on State, local and tribal governments and small businesses are expected to be positive. The rule is deregulatory.

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	
Final Action	03/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Tribal, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3625.

Agency Contact: Jeff Smith, Environmental Protection Agency, Water, (4203), Washington, DC 20460
Phone: 202 260-5586

RIN: 2040-AC57

EPA—CWA

Proposed Rule Stage

3214. STREAMLINING REVISIONS TO THE WATER QUALITY PLANNING AND MANAGEMENT REGULATIONS**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 33 USC 1313/CWA 303**CFR Citation:** 40 CFR 130**Legal Deadline:** None

Abstract: Section 303(d) of the Clean Water Act (CWA) requires States to identify waters still requiring total maximum daily loads (TMDLs). The TMDL is a tool for achieving State water quality standards. The TMDL process provides a framework for solving point and nonpoint source pollution problems in an integrated fashion. Current regulations implementing section 303(d) require States to submit their list of waters requiring TMDLs to the Environmental Protection Agency (EPA) every 2 years. This action would revise existing regulations to require States to submit their 303(d) list of waters still requiring TMDLs to EPA every 5 years rather than every 2 years. This revision is part of EPA's goal to comprehensively characterize State waters every five years. Currently, waters are identified on a number of lists as required by the CWA sections 303(d), 305(b), 314(a), and 319 (a). The Federal Register notice proposing the revision will also announce the availability of supplemental TMDL guidance which will clarify the definition of a TMDL.

Timetable:

Action	Date	FR Cite
NPRM	02/00/97	
Final Action	12/00/97	

Small Entities Affected: Undetermined**Government Levels Affected:** State, Tribal, Federal**Analysis:** Regulatory Flexibility Analysis**Additional Information:** SAN No. 3700.**Agency Contact:** Mimi Dannel, Environmental Protection Agency, Water, (4503F), Washington, DC 20460 Phone: 202 260-1897**RIN:** 2040-AC65**3215. GUIDELINES ESTABLISHING TEST PROCEDURES FOR THE ANALYSIS OF TRACE METALS UNDER THE CLEAN WATER ACT****Priority:** Substantive, Nonsignificant**Legal Authority:** 33 USC 1314(h)/CWA 304(h); 33 USC 1361(a)/CWA 501**CFR Citation:** 40 CFR 136; 40 CFR 122.21; 40 CFR 122.41; 40 CFR 122.44; 40 CFR 123.25; 40 CFR 403.7; 40 CFR 403.12**Legal Deadline:** None

Abstract: This regulatory action would propose to amend the "Guidelines Establishing Test Procedures for the Analysis of Pollutants" under 40 CFR Part 136 to approve new EPA methods for the determination of trace metals at EPA's water quality criteria levels. These methods are necessary for the implementation of water quality-based permits under the National Pollutant Discharge Elimination System (NPDES) of the CWA. Water quality-based permits are necessary when technology-based controls do not allow a particular water body to meet the state's designated water quality standard. Since the methods currently approved under 40 CFR Part 136 were designed to meet technology-based permitting needs, and since these technology-based levels are as much as 280 times higher than water quality-based criteria for metals, approval of new EPA test procedures is necessary.

This action will not have a significant economic impact on state, local, or tribal governments or small businesses. This regulation would approve a test procedure to be used in measuring trace metals under the National Pollution Discharge Elimination System unless the Regional Administrator approves an alternative procedure.

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	
Final Action	04/00/98	

Small Entities Affected: None**Government Levels Affected:** None**Additional Information:** SAN No. 3702.**Agency Contact:** William A. Telliard, Environmental Protection Agency, Water, (4303), Washington, DC 20460 Phone: 202 260-7134**RIN:** 2040-AC75**3216. GUIDELINES ESTABLISHING TEST PROCEDURES FOR THE ANALYSIS OF CYANIDE UNDER THE CLEAN WATER ACT****Priority:** Substantive, Nonsignificant**Legal Authority:** 33 USC 1314(h)/CWA 304(h); 33 USC 1361(a)/CWA 501(a)**CFR Citation:** 40 CFR 136; 40 CFR 122.21; 40 CFR 122.41; 40 CFR 122.44; 40 CFR 123.25**Legal Deadline:** None

Abstract: This regulatory action would amend the "Guidelines Establishing Test Procedures for the Analysis of Pollutants" under 40 CFR Part 136 to approve new procedures for the analysis of cyanide under the Clean Water Act.

Total cyanide is a toxic (priority) pollutant as defined in the Clean Water Act and listed at 40 CFR 423, Appendix A. The term "total cyanide" refers to all forms of cyanide, including those forms that are readily bioavailable such as free and weakly bound cyanide and those forms that are less bioavailable because the cyanide is strongly bound to a metal ion. Method 335.1, Cyanides Amenable to Chlorination (CATC), is currently approved for the measurement of free and weakly complexed forms of cyanides. Methods 335.2 and 335.3 are currently approved for measurement of total cyanides.

Subsequent to approval of Methods 335.1 and 335.3 under 40 CFR Part 136, it has been shown that these methods may not accurately reflect actual cyanide concentrations found in wastewaters. Additionally, the approved analytical methods call for hour-long distillation, chlorination requiring an hour, and two separate aliquots of a given sample distilled and analyzed independently to determine the CATC levels. In order to improve the accuracy and reduce the costs of cyanide measurements, EPA plans to develop and propose new test procedures for the determination of cyanides.

This action will not have a significant economic impact on state, local or tribal governments or small businesses. This regulation approves a test procedure to be used in measuring cyanide under the National Pollution Discharge Elimination System unless the Regional Administrator approves an alternative test procedure.

EPA—CWA

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	
Final Action	04/00/98	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3701.

Agency Contact: William A. Telliard, Environmental Protection Agency, Water, (4303), Washington, DC 20460
Phone: 202 260-7134

RIN: 2040-AC76

3217. REFORMATTING OF EFFLUENT GUIDELINES AND STANDARDS IN 40 CFR PARTS 405 THROUGH 471

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 33 USC 1251/CWA 303; 33 USC 1311/CWA 301; 33 USC 1314/CWA 304; 33 USC 1316/CWA 306; 33 USC 1317/CWA 307

CFR Citation: 40 CFR 405 to 471 as amended

Legal Deadline: None

Abstract: This regulatory action would re-format the existing Effluent Limitation Guidelines and Standards found in 40 CFR Parts 405 through 471 without making any changes to the requirements therein. The purpose of this action is to streamline the CFR and establish a format that is easier for Federal, State, and local regulators and the regulated community to read and understand. This action does not require State, local, or tribal governments or the regulated community to do anything beyond what is currently required. This rule, will, therefore, not impose any economic burden.

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	
Final Action	05/00/97	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3767.

Agency Contact: Jan Goodwin, Environmental Protection Agency, Water, (4303), Washington, DC 20460

Phone: 202 260-7152

Fax: 202 260-7185

RIN: 2040-AC79

3218. • 1996 EFFLUENT GUIDELINES PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1314/CWA 304(m)

CFR Citation: 40 CFR subchapter N

Legal Deadline: Final, Judicial, August 28, 1996.

Consent Decree requires that the final Plan be signed on or before August 28, 1996.

Abstract: The Effluent Guidelines Plan is published biennially. It lists ongoing and planned effluent guidelines and standards, and preliminary industry studies. Public comment is invited on industries that should be studied and/or regulated by effluent guidelines.

Timetable:

Action	Date	FR Cite
Proposed 1996 Plan	05/00/96	
Final 1996 Plan	09/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3847.

Agency Contact: Eric Strassler, Environmental Protection Agency, Water, SE., Washington, DC 20460
Phone: 202 260-7150
Fax: 202 260-7185
Email: strassler.eric@epamail.epa.gov

RIN: 2040-AC86

3219. CLARIFICATION OF THE APPLICATION REQUIREMENTS FOR STATES WANTING TO DESIGNATE DRINKING WATER INTAKE ZONES, THEREBY PROHIBITING THE DISCHARGE OF VESSEL SEWAGE WITHIN THOSE ZONES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 33 USC 1322/CWA 312

CFR Citation: 40 CFR 140

Legal Deadline: None

Abstract: Section 312 of the Clean Water Act entitled "Marine Sanitation Devices" was established in the Federal Water Pollution Control Act of 1972 to regulate discharges of vessel sewage. EPA is developing a technical amendment to clarify the regulations implementing section 312. This proposed regulatory amendment to 40 CFR Part 140.4(b) would clarify the information required in a State application requesting EPA to designate State-specified surface water as a drinking water intake zone, thereby making it unlawful for vessels to discharge sewage within that zone. This amendment would provide guidance to EPA Regions and States on the specific information necessary for the designation of a drinking water intake zone.

This amendment will have no impact on small businesses and would only affect those State's choosing to request designation of no discharge zones. The amendment will not impact local and tribal governments. (The Clean Water Act section 518 does not include Tribes under "Treatment as States" in regards to section 312 of the Clean Water Act). State and local governments and public water supply systems should benefit from improved water quality near their drinking water intakes.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	09/00/97	

Small Entities Affected: None

Government Levels Affected: State, Federal

Additional Information: SAN No. 3666.

Agency Contact: Deb Lebow, Environmental Protection Agency, Water, (4504F), Washington, DC 20460
Phone: 202 260-6419

RIN: 2040-AC61

3220. REVISION OF NPDES INDUSTRIAL PERMIT APPLICATION REQUIREMENTS AND FORM 2C—WASTEWATER DISCHARGE INFORMATION

Priority: Economically Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

EPA—CWA

Proposed Rule Stage

Legal Authority: 33 USC 1342/CWA 402

CFR Citation: 40 CFR 122.21(g)

Legal Deadline: None

Abstract: All existing manufacturing, commercial, mining, and silvicultural operations are required to submit an application in order to obtain a National Pollutant Discharge Elimination System (NPDES) permit. The existing industrial application form has not been revised since 1984 and must be updated to reflect statutory and regulatory changes in the NPDES program, advances in scientific methods and an increased emphasis on toxic control. The purpose of this action is to revise and consolidate existing application forms and requirements for industries, and to streamline the permit application process for these facilities. The Agency seeks to establish a unified process that minimizes the need for additional information from applicants while providing permit writers the necessary information, including toxics data, to ensure that permits adequately address concerns of permittees and environmental protection. The Agency seeks to allow the use of existing data and to avoid unnecessary reporting. The Agency is also considering how to utilize electronic data submission. Although these forms will increase the burden on permittees not already required to provide these data, many other permittees are already required to submit data. The Agency is minimizing the need for information from small entities, including tribal facilities. The burden on States would be minimized and even reduced because of improvements to the application forms.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	01/00/98	

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Tribal, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3234.

Agency Contact: Brian Bell, Environmental Protection Agency, Water, (4203), Washington, DC 20460

Phone: 202 260-6057

RIN: 2040-AC26

3221. CLEAN WATER ACT SECTION 404 PROGRAM DEFINITION OF THE WATERS OF THE UNITED STATES— ISOLATED WATERS AND ARTIFICIAL WATERS

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1344/CWA 404

CFR Citation: 40 CFR 232

Legal Deadline: None

Abstract: This joint action by EPA and Department of Army (Army) would clarify two aspects of the regulatory definition of "waters of the United States" under the Clean Water Act (CWA). First, EPA and Army are proposing to clarify CWA jurisdiction over isolated waters and wetlands by adding to the regulatory definition four examples of isolated waters and wetlands, the "use, degradation, or destruction of which would or could affect interstate commerce." Second, the agencies are proposing to clarify that five specific categories of artificial waters created out of dry land are generally not considered to be waters of the United States and, therefore, not subject to permit requirements. This action is consistent with existing agency guidance interpreting the regulatory definition of "waters of the United States" and, therefore, will not change the agencies' interpretation of the definition as is currently applied to CWA regulatory programs. The purpose of this action is merely to incorporate this existing guidance within EPA's and Army's regulatory definitions.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	09/00/97	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 2804.

Agency Contact: Hazel Groman, Environmental Protection Agency, Water, (4502F), Washington, DC 20460
Phone: 202 260-8798

RIN: 2040-AB74

3222. REVISIONS TO OCEAN DUMPING REGULATIONS FOR DREDGED MATERIAL

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 33 USC 1401 et seq/MPRSA 2 et seq

CFR Citation: 40 CFR 225; 40 CFR 227; 40 CFR 228

Legal Deadline: None

Abstract: This rulemaking would revise the regulations applicable to the ocean dumping of dredged material. Issuance of these regulations is necessary to respond to the decision in National Wildlife Federation v Costle, 629 F. 2d. 118 (DC Cir.1980) and to incorporate program experience gained since 1977. The revisions will make necessary technical changes and will improve the clarity of the regulations, with supporting technical guidance on disposal site selection, site management, and site monitoring. These revisions will clarify issues that have caused delays in the evaluation of permit applications. The regulations will improve environmental assessments of permit applications, and improve the protection of benthic communities in the vicinity of a dump site. The regulations will affect local governments if they are responsible for maintenance of navigable waters by dredging and request a permit for disposal of dredged material in the ocean.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	09/00/97	

Small Entities Affected: None

Government Levels Affected: Federal

Additional Information: SAN No. 2737.

Agency Contact: John Heisler, Environmental Protection Agency, Water, (4504F), Washington, DC 20460
Phone: 202 260-8448

RIN: 2040-AB62

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Final Rule Stage

Clean Water Act (CWA)

3223. AMENDMENTS TO ROUND I FINAL SEWAGE SLUDGE USE OR DISPOSAL RULE—PHASE ONE (INCLUDES CONTINUOUS EMISSION MONITORING AND OTHER INCINERATOR REQUIREMENTS)**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 33 USC 1251/CWA 101; 33 USC 1345/CWA 405**CFR Citation:** 40 CFR 503**Legal Deadline:** None

Abstract: EPA is amending the Round I Final Sewage Sludge Use or Disposal Regulations in two phases (i.e., Phase One and Phase Two). Phase I will respond to minor comments received on the Final Sewage Sludge Use or Disposal Round I Rule (Part 503), correct some publication errors, and include some technical amendments. This action will modify the existing regulations to make the portion governing sewage sludge incinerators self-implementing and allow the regulated community of less than 200 incinerators flexibility in selecting among appropriate requirements. The proposed changes should not have any adverse impact on State, local, or tribal government or small businesses because no additional requirements are being imposed. Phase Two will address litigation issues and will be proposed later.

Timetable:

Action	Date	FR Cite
NPRM	10/25/95	60 FR 54771
Final Action	09/00/96	

Small Entities Affected: Governmental Jurisdictions**Government Levels Affected:** State, Local, Federal**Analysis:** Regulatory Flexibility Analysis**Additional Information:** SAN No. 3497 and SAN No. 3442 (RIN 2040-AC46)**Agency Contact:** Robert M. Southworth, Environmental Protection Agency, Water, (4304), Washington, DC 20460

Phone: 202 260-7157

RIN: 2040-AC29**3224. LEATHER TANNING AND FINISHING EFFLUENT GUIDELINES—PRETREATMENT STANDARDS FOR EXISTING AND NEW SOURCES****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 33 USC 1311/CWA 301; 33 USC 1314/CWA 304; 33 USC 1316/CWA 306; 33 USC 1317/CWA 307; 33 USC 1361/CWA 501**CFR Citation:** 40 CFR 425**Legal Deadline:** None

Abstract: This action is in response to an industry trade association petition for rulemaking. This is a minor technical amendment of previously promulgated pretreatment standards for existing sources (PSES) and for new sources (PSNS) to allow local POTWs to change (or delete) the upper pH limitation for plants in three subcategories.

Timetable:

Action	Date	FR Cite
Direct Final Rule	06/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** State, Local, Federal**Additional Information:** SAN No. 3581.**Agency Contact:** Ed Terry, Environmental Protection Agency, Water, (4303), Washington, DC 20460
Phone: 202 260-7128**RIN:** 2040-AC48**3225. • ANALYTIC METHODS FOR MEASURING RADIONUCLIDES IN THE DRINKING WATER PROGRAM****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 300/SDWA 1412**CFR Citation:** 40 CFR 141; 40 CFR 143**Legal Deadline:** None

Abstract: EPA approves analytical methods for analyzing regulated drinking water contaminants. EPA approved methods include EPA methods, Standard Methods (methods evaluated and recommended for use by the American Public Health Association), ASTM (American Society for Testing and Materials) Methods,

USGS (United States Geological Survey) Methods and others. Periodically, the Agency updates and revises methods to incorporate newer technologies. Standard setting organizations such as APHA, ASTM and USGS also routinely revise and update methods.

In this regulatory effort, EPA proposes to approve new methods or newer versions of existing methods and at the same time withdraw approval of older outdated methods for regulated radionuclides.

The rule would allow the use of low cost, easy to use and technologically advanced methods for monitoring for regulated radionuclides in drinking water. Laboratory acceptance limits and other method performance requirements that were specified under previous rules will not be changed in this rulemaking.

Timetable:

Action	Date	FR Cite
NPRM	07/18/91	56 FR 33050
Final Action	06/00/96	

Small Entities Affected: None**Government Levels Affected:** State, Local, Tribal, Federal**Additional Information:** SAN No. 3803.**Agency Contact:** Dr. Jitendra Saxena, Environmental Protection Agency, Water, (4603), Washington, DC 20460
Phone: 202 260-9579**RIN:** 2040-AC88**3226. EFFLUENT GUIDELINES AND STANDARDS FOR THE PHARMACEUTICAL MANUFACTURING CATEGORY****Priority:** Other Significant**Legal Authority:** 33 USC 1311/CWA 301; 33 USC 1314/CWA 304; 33 USC 1316/CWA 306; 33 USC 1317/CWA 307; 33 USC 1361/CWA 501**CFR Citation:** 40 CFR 439**Legal Deadline:** NPRM, Judicial, February 28, 1995. Final, Judicial, August 31, 1996.

Dates contained in Consent Decree (NRDC v. Reilly).

Abstract: EPA is developing revised effluent limitation guidelines and standards for the pharmaceutical manufacturing industry, including limitations on toxic and non-conventional volatile organic pollutants. EPA is negotiating an

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extension of the judicial deadline for this rule.

Timetable:

Action	Date	FR Cite
NPRM (NSPS)	10/27/83	48 FR 49832
NPRM	05/02/95	60 FR 21592
Final Action	08/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 1427.

Agency Contact: Frank Hund, Environmental Protection Agency, Water, (4303), Washington, DC 20460
Phone: 202 260-7182

RIN: 2040-AA13

3227. EFFLUENT GUIDELINES AND STANDARDS FOR THE PULP, PAPER, AND PAPERBOARD CATEGORY

Priority: Economically Significant

Legal Authority: 33 USC 1311/CWA 301; 33 USC 1314/CWA 304; 33 USC 1316/CWA 306; 33 USC 1317/CWA 307; 33 USC 1361/CWA 501

CFR Citation: 40 CFR 430; 40 CFR 431

Legal Deadline: NPRM, Judicial, October 31, 1993.

Abstract: EPA is revising existing Best Practicable Technology (BPT), Best Conventional Pollutant Control Technology (BCT), Best Available Technology (BAT), New Source Performance Standards (NSPS), Pretreatment Standards for Existing Sources (PSES), and Pretreatment Standards for New sources (PSNS). The Agency is developing these revised effluent limitations in conjunction with development of maximum achievable control technology (MACT) standards, which limit air emissions under the Clean Air Act. (See separate Agenda entry, "NESHAP: Pulp and Paper, in the Clean Air Act section, RIN: 2060-AD03.)

Timetable:

Action	Date	FR Cite
NPRM	12/17/93	58 FR 66078
Final Action	08/00/96	

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2712.

Agency Contact: Donald Anderson, Environmental Protection Agency, Water, (4303), Washington, DC 20460
Phone: 202 260-7189

RIN: 2040-AB53

3228. EFFLUENT GUIDELINES AND STANDARDS FOR THE COASTAL SUBCATEGORY OF THE OIL AND GAS EXTRACTION CATEGORY

Priority: Other Significant

Legal Authority: 33 USC 1314/CWA 304; 33 USC 1316/CWA 306; 33 USC 1317/CWA 307; 33 USC 1361/CWA 501; 33 USC 1311/CWA 301

CFR Citation: 40 CFR 435

Legal Deadline: NPRM, Judicial, January 31, 1995. Final, Judicial, July 31, 1996.

Dates contained in Consent Decree (NRDC v. Reilly).

Abstract: EPA is developing effluent limitation guidelines based on Best Available Technology (BAT), Best Conventional Technology (BCT), and New Source Performance Standards (NSPS) for coastal oil and gas extraction facilities. This regulation will apply to the facilities involved in exploration, development and production operations. EPA is negotiating an extension of the judicial deadline for this rule.

Timetable:

Action	Date	FR Cite
Notice	11/08/89	54 FR 46919
NPRM	02/17/95	60 FR 9428
Final Action	07/00/96	

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2747.

Agency Contact: Charles White, Environmental Protection Agency, Water, (4303), Washington, DC 20460
Phone: 202 260-5411

RIN: 2040-AB72

3229. EFFLUENT GUIDELINES AND STANDARDS FOR THE CENTRALIZED WASTE TREATMENT INDUSTRY

Priority: Other Significant

Legal Authority: 33 USC 1311/CWA 301; 33 USC 1314/CWA 304; 33 USC

1316/CWA 306; 33 USC 1317/CWA 307; 33 USC 1361/CWA 501

CFR Citation: 40 CFR 437

Legal Deadline: NPRM, Judicial, December 15, 1994. Final, Judicial, September 15, 1996.

Dates contained in Consent Decree (NRDC v. Reilly).

Abstract: Centralized Waste Treatment (CWT) facilities receive hazardous and non-hazardous waste from off-site for treatment or recovery (excluding solvent recovery). EPA is developing effluent limitations based on Best Available Technology (BAT), Best Practicable Control Technology (BPT), New Source Performance Standards (NSPS), Pretreatment Standards for Existing Sources (PSES), and Pretreatment Standards for New Sources (PSNS). This rule was formerly titled "Waste Treatment, Phase I." EPA is negotiating an extension of the judicial deadline for this rule.

Timetable:

Action	Date	FR Cite
NPRM	01/27/95	60 FR 5464
Final Action	09/00/96	

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2805.

Agency Contact: Jan Matuszko, Environmental Protection Agency, Water, (4303), Washington, DC 20460
Phone: 202 260-9126

RIN: 2040-AB78

3230. EFFLUENT GUIDELINES AND STANDARDS FOR THE METAL PRODUCTS AND MACHINERY CATEGORY, PHASE I

Priority: Economically Significant

Legal Authority: 33 USC 1311/CWA 301; 33 USC 1314/CWA 304; 33 USC 1316/CWA 306; 33 USC 1317/CWA 307; 33 USC 1361/CWA 501

CFR Citation: 40 CFR 438

Legal Deadline: NPRM, Judicial, March 31, 1995. Final, Judicial, September 30, 1996.

Dates contained in Consent Decree (NRDC v. Reilly)

Abstract: The Environmental Protection Agency (EPA) is developing

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effluent limitation guidelines for facilities that generate wastewater while processing metal parts; metal products; and machinery, including manufacture, assembly, rebuilding, repair, and maintenance. The phase I regulation will cover seven industrial groups: aircraft, aerospace, hardware, ordnance, stationary industrial equipment, mobile industrial equipment, and electronic equipment. This regulation is performance-based and does not specify a method of compliance. EPA is negotiating an extension of the judicial deadline for this rule.

Timetable:

Action	Date	FR Cite
NPRM	05/30/95	60 FR 28210
Final Action	09/00/96	

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2806.

Agency Contact: Steven Geil, Environmental Protection Agency, Water, (4303), Washington, DC 20460
Phone: 202 260-9817

RIN: 2040-AB79

3231. EFFLUENT GUIDELINES AND STANDARDS FOR PESTICIDE FORMULATING, PACKAGING, AND REPACKAGING

Priority: Other Significant

Legal Authority: 33 USC 1311/CWA 301; 33 USC 1314/CWA 304; 33 USC 1316/CWA 306; 33 USC 1317/CWA 307; 33 USC 1361/CWA 501

CFR Citation: 40 CFR 455

Legal Deadline: NPRM, Judicial, March 31, 1994. Final, Judicial, July 31, 1996.

Abstract: EPA is developing effluent guidelines and standards for facilities that formulate, package, or repackage registered pesticide products, excluding the active ingredient sodium hypochlorite (bleach).

Timetable:

Action	Date	FR Cite
NPRM	04/14/94	59 FR 17850
Final Action	07/00/96	

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3391.

Agency Contact: Shari Zuskin, Environmental Protection Agency, Water, (4303), Washington, DC 20460
Phone: 202 260-7130

RIN: 2040-AC21

3232. WATER QUALITY STANDARDS; ESTABLISHMENT OF NUMERIC CRITERIA FOR PRIORITY TOXIC POLLUTANTS; STATES' COMPLIANCE

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 33 USC 1313/CWA 303

CFR Citation: 40 CFR 131

Legal Deadline: None

Abstract: EPA is revising its rule promulgated on December 22, 1992, (National Toxics Rule or NTR) that established water quality criteria for 14 States that had failed to fully comply with section 303(2)(B) of the Clean Water Act. The NTR promulgated total recoverable metals criteria for 11 of these 14 States. In October 1993, the Office of Water issued a policy memorandum recommending a shift to the use of dissolved metals criteria because they more accurately reflect the bioavailable fraction of waterborne metals for aquatic life. This revision will convert the total recoverable metals criteria to dissolved metals criteria and bring the 11 States into alignment with the current policy on the use of dissolved metals.

This action is de-regulatory in nature, but is not expected to impact the health of aquatic life in the water column. EPA expects this rule to result in less stringent permit limits and therefore a potential cost savings in wastewater treatment for dischargers of metals in the 11 covered States.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/04/95	60 FR 22229
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: State

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3661.

Agency Contact: Jackie Romney, Environmental Protection Agency, Water, (4203), Washington, DC 20460
Phone: 202 260-9687

RIN: 2040-AC55

3233. MODIFICATION OF SECONDARY TREATMENT REQUIREMENTS FOR DISCHARGES INTO MARINE WATERS; CHANGE TO ELIGIBILITY FOR DIFFERENT AVERAGING PERIOD

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1251/CWA 303

CFR Citation: 40 CFR 125, subpart G

Legal Deadline: None

Abstract: EPA is proposing to amend the regulations that implement section 301(h) of the Clean Water Act. Section 301(h) provides an opportunity for modifications of secondary treatment requirements for publicly owned treatment works (POTWs) that discharge to marine waters. This proposed rule would amend one specific section of the section 301(h) regulations in order to respond to a petition from Anchorage and other Alaskan municipalities, challenging the August 1994 301(h) regulations.

In response to public comments, the August 1994 regulations allowed applicants to request longer than monthly averaging, to calculate compliance with removal of 30 percent of biochemical oxygen demanding material (BOD). The longer averaging period was not available to plants that met the 30 percent BOD removal requirement on a monthly-average basis for the calendar year prior to the promulgation of the regulations. The lawsuit challenged the restriction on a POTW's eligibility to apply for flexibility regarding the averaging period that can be used for calculating compliance with the 30 percent BOD removal requirement. The proposed rule would delete the restriction and thus broaden a POTW's ability to take advantage of flexibility provisions.

Timetable:

Action	Date	FR Cite
NPRM	02/27/96	61 FR 7403
Interim Final Rule	06/00/96	

EPA—CWA

Final Rule Stage

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3727.

Agency Contact: Virginia Fox-Norse, Environmental Protection Agency, Water, (4505F), Washington, DC 20460
Phone: 202 260-9129

RIN: 2040-AC72

3234. AMENDMENT TO EFFLUENT GUIDELINES AND STANDARDS FOR ORE MINING AND DRESSING POINT SOURCE CATEGORY, NEW SOURCE PERFORMANCE STANDARDS

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1316/CWA 306

CFR Citation: 40 CFR 440

Legal Deadline: None

Abstract: This proposed rule amends the applicability of best practicable control technology (BPT), best available technology economically achievable (BAT), and new source performance standards (NSPS) for Subpart J-Copper, Lead, Zinc, Gold, Silver, and Molybdenum Ores Subcategory of the Ore Mining and Dressing Point Source Category, 40 CFR Part 440 with respect to the site of the A-J Gold Mine Project located near Juneau, Alaska.

This proposal excludes dewatered tailings from coverage for the froth-flotation process alone, or in conjunction with other processes (40 CFR 440.100(2)). Process wastewaters separated from the dewatered tailings and mine drainage wastewater would continue to be covered by the Subpart. This proposed revision of the applicability is being done by revising the definition of process wastewater to exclude dewatered tailing at the A-J Project site which exhibits certain extreme topographical and climatic conditions not considered in the previous rulemaking. The conditions which exist at this project location limit the diversion of natural stream-flow and runoff around the tailings impoundment. The tailings impoundment is a significant part of the technology basis considered in the above rule to contain the process wastewater from the mine and mill process. Because of the topography in

the A-J Project location, a dam to contain the tailings and treat the various wastewater sources must be constructed across the entire valley floor which results in the inability to divert natural stream-flow and runoff without causing potentially unacceptable non-water quality environmental impacts not considered in the previous rulemaking. In addition, because of the inability to divert stream-flow, the entire receiving water body must be contained within the impoundment and any discharge must also meet water quality standards without any mixing zone. This notice of proposed rulemaking also solicits information and data on whether there are any other potential sites with these conditions and what criteria could be used to identify sites for which the revised definition would be applicable.

Timetable:

Action	Date	FR Cite
NPRM	02/12/96	61 FR 5364
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local, Tribal, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3722.

Agency Contact: Ronald G. Kirby, Environmental Protection Agency, Water, (4303), Washington, DC 20460
Phone: 202 260-7168

RIN: 2040-AC74

3235. GUIDELINES ESTABLISHING OIL AND GREASE TEST PROCEDURES FOR THE ANALYSIS OF POLLUTANTS UNDER THE CLEAN WATER ACT

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1316(h)/CWA 304(h); 33 USC 1361(a)/CWA 501(a)

CFR Citation: 40 CFR 136; 40 CFR 122.21; 40 CFR 122.41; 40 CFR 122.44; 40 CFR 123.25; 40 CFR 403.7; 40 CFR 403.12

Legal Deadline: None

Abstract: This proposed regulation amends the Guidelines establishing Test Procedures for the Analysis of Pollutants under section 304(h) of the Clean Water Act to replace existing gravimetric test procedures for the conventional pollutants, Oil and Grease

(40 CFR 401.16) with EPA Method 1664 consistent with the Chlorofluorocarbon (CFC) phaseout requirements of the Clean Air Act Amendments of 1990. Method 1664 uses normal hexane (n-hexane) as the extraction solvent in place of 1,1,2-trichloro-1,2,2-tribluoroethane (CFC-113; Freon-113), which is used in current 40 CFR 136 approved methods for the determination of oil and grease. Presently approved methods are EPA Method 413.1 in "Methods for Chemical Analysis of Water and Wastes" (EPA-600/4-79-020) and Method 5520B in "Standard Methods for the Examination of Water and Wastewater, 18th edition. This proposal would withdraw approval of Methods 413.1 and 5520B in order to avoid unacceptable inconsistency between results produced by these methods and the proposed Method 1664.

Timetable:

Action	Date	FR Cite
NPRM	01/23/96	61 FR 1730
Final Action	10/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 3617.

Agency Contact: William A. Telliard, Environmental Protection Agency, Water, (4304), Washington, DC 20460
Phone: 202 260-7134

RIN: 2040-AC63

3236. GUIDELINES ESTABLISHING TEST PROCEDURES FOR THE ANALYSIS OF 2,3,7,8-SUBSTITUTED DIBENZO-P-DIOXINS AND DIBENZO FURANS UNDER THE CLEAN WATER ACT

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1314(h)/CWA 304(h); 33 USC 1361(a)/CWA 501

CFR Citation: 40 CFR 136; 40 CFR 122; 40 CFR 122.21; 40 CFR 122.41; 40 CFR 122.44; 40 CFR 123.25; 40 CFR 403.7; 40 CFR 403.12

Legal Deadline: None

Abstract: This regulatory action would amend the "Guidelines Establishing Test Procedures for the Analysis of Pollutants" under 40 CFR part 136 to approve EPA Method 1613 for the determination of 2,3,7,8-substituted

EPA—CWA

Final Rule Stage

dibenzo-p-dioxins and dibenzo furans (CDDs/CDFs). Method 1613 is necessary to extend minimum levels of quantitation of CDDs/CDFs into the low part-per-quadrillion (PPQ) range to support the development of effluent limitations guidelines and for compliance monitoring under the Clean Water Act National Pollutant Discharge Elimination System (NPDES) program and pretreatment program. This regulation approves a test procedure to be used in measuring 2,3,7,8 substituted dibenzo-p-dioxins and dibenzo furans under the National Pollutant Discharge Elimination System unless the Regional Administrator approves an alternate test procedure.

Timetable:

Action	Date	FR Cite
NPRM	02/07/91	56 FR 5090
Final Action	10/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 3679.

Agency Contact: William A. Telliard, Environmental Protection Agency, Water, (4303), Washington, DC 20460
Phone: 202 260-7134

RIN: 2040-AC64

3237. COMPARISON OF DREDGED MATERIAL TO REFERENCE SEDIMENT

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1344/CWA 404

CFR Citation: 40 CFR 230

Legal Deadline: None

Abstract: This action would revise the testing provisions of the Clean Water Act section 404(b)(1) Guidelines to provide for comparisons between dredged material proposed for discharge and reference sediment. "Reference sediment" would be defined as sediment that reflects conditions at the disposal site had no dredged material disposal ever occurred there. Because the disposal site itself is currently used as the point of comparison, this action would make a technical improvement in assessing cumulative impacts and make dredged material testing under section 404 consistent with that conducted for ocean disposal which currently

employs a reference sediment approach. This action is not expected to have a significant impact on state, local, or tribal governments or small business, as the action will be limited to Corps projects and permit applications for which dredged material testing is necessary.

Timetable:

Action	Date	FR Cite
NPRM	01/04/95	60 FR 419
Final Action	06/00/96	

Small Entities Affected: None

Government Levels Affected: Federal

Additional Information: SAN No. 3224.

Agency Contact: John Goodin, Environmental Protection Agency, Water, (4502F), Washington, DC 20460
Phone: 202 260-9910

RIN: 2040-AC14

3238. OCEAN DUMPING TESTING REQUIREMENTS CLARIFICATION

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1401 et seq /MPRSA 2 et seq

CFR Citation: 40 CFR 227

Legal Deadline: None

Abstract: This action would amend the testing provisions of the ocean dumping regulations. Those regulations utilize biological testing to evaluate the suitability of material proposed for ocean dumping. The proposed action will clarify the language of the existing regulations and will help reduce potential uncertainties about testing requirements. The activities are being taken for the purpose of improving the clarity of the regulations and will not make substantive changes in the current testing procedures.

Timetable:

Action	Date	FR Cite
NPRM	02/29/96	61 FR 7765
Final Action	05/00/96	

Small Entities Affected: None

Government Levels Affected: Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3783.

Agency Contact: Dave Redford, Environmental Protection Agency, Water, (4504F), Washington, DC 20460
Phone: 202 260-9179

Fax: 202 260-9920

RIN: 2040-AC81

3239. SHORE PROTECTION ACT, SECTION 4103(B) REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 2601/Shore Protection Act of 1988 (PL 100-6-88),4103(b)

CFR Citation: 40 CFR 237

Legal Deadline: None

Abstract: This rule will implement the Shore Protection Act (SPA) and is designed to prevent the deposit of municipal and commercial waste into U.S. Coastal Waters. The regulations may require certain vessels and waste handling facilities to adopt a manual identifying procedures to prevent, report, and clean up deposits of waste into coastal waters. Municipalities and businesses involved with the vessel transportation and shore side handling of these wastes would be affected by this rule.

State governments in the business of transporting municipal or commercial waste by vessel would have to comply with the minimum waste handling standards. Currently no Tribes are known to be involved in waste handling of this type, therefore none would be affected by this rule. In regards to small businesses, EPA has provided guidance on development of operation and maintenance manuals and encourages the use and documentation of existing industry practices that meet or exceed the EPA proposed minimum waste handling standards. All indications are that this regulation as proposed would have a minimal economic impact. This regulation will result in reduction of municipal and commercial wastes deposited in coastal waters.

Timetable:

Action	Date	FR Cite
NPRM	08/30/94	59 FR 44798
Final Action	09/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: Local

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2820.

Agency Contact: Deb Lebow, Environmental Protection Agency, Water, (4504F), Washington, DC 20460

EPA—CWA

Final Rule Stage

Phone: 202 260-6419

RIN: 2040—AB85

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Long-Term Actions

Clean Water Act (CWA)

3240. STANDARDS FOR THE USE OR DISPOSAL OF SEWAGE SLUDGE (ROUND II)**Priority:** Other Significant**CFR Citation:** 40 CFR 503**Timetable:**

Action	Date	FR Cite
NPRM	12/00/99	
Final Action	12/00/01	

Small Entities Affected: Undetermined**Government Levels Affected:** State, Local, Federal**Agency Contact:** Robert M. Southworth
Phone: 202 260-7157

RIN: 2040—AC25

3241. EFFLUENT GUIDELINES AND STANDARDS FOR THE METAL PRODUCTS AND MACHINERY CATEGORY, PHASE II**Priority:** Other Significant**CFR Citation:** 40 CFR 438**Timetable:**

Action	Date	FR Cite
NPRM	12/00/97	
Final Action	12/00/99	

Small Entities Affected: Businesses, Governmental Jurisdictions**Government Levels Affected:** State, Local, Federal**Agency Contact:** Mark Ingle
Phone: 202 260-7191

RIN: 2040—AC30

3242. CRITERIA AND STANDARDS REFLECTING BEST TECHNOLOGY AVAILABLE (BTA) FOR COOLING WATER INTAKE STRUCTURES UNDER SECTION 316(B) OF THE CLEAN WATER ACT**Priority:** Other Significant**CFR Citation:** 40 CFR 125; 40 CFR 401**Timetable:**

Action	Date	FR Cite
NPRM	07/00/99	
Final Action	08/00/01	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Deborah Nagle
Phone: 202 260-2656

RIN: 2040—AC34

3243. • EFFLUENT GUIDELINES AND STANDARDS FOR IRON AND STEEL MANUFACTURING POINT SOURCE CATEGORY**Priority:** Other Significant**Legal Authority:** 33 USC 1311/CWA 301; 33 USC 1314/CWA 304; 33 USC 1316/CWA 306; 33 USC 1317/CWA 307; 33 USC 1362/CWA 502**CFR Citation:** 40 CFR 420**Legal Deadline:** NPRM, Judicial, December 31, 1998. Final, Judicial, December 31, 2000.**Abstract:** EPA will propose amendments to the effluent limitations guidelines for the Iron and Steel Manufacturing Point Source Category to reflect significant industry changes related to consolidation and modernization within the U.S. steelmaking industry as well as advances in manufacturing technologies, in process pollution prevention, water conservation practices, and end-of-pipe wastewater treatment. A preliminary study of the Iron & Steel Industry (EPA 821-R-96-037, September 1995) indicates that revised limitations and standards based on current manufacturing, treatment and control techniques of better performing iron and steel mills would reduce wastewater pollutant loadings to the environment by approximately 1.9 million pounds of toxic equivalents per year.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/98	
Interim Final Rule	12/00/00	

Small Entities Affected: Undetermined**Government Levels Affected:** State, Local, Federal**Additional Information:** SAN No. 3833.**Agency Contact:** George M. Jett, Environmental Protection Agency, Water, (4303), Washington, DC 20460
Phone: 202 260-7151
Fax: 202 260-7185
Email: Jett.George@EPAMAIL.EPA.GOV

RIN: 2040—AC90

3244. WATER QUALITY STANDARDS TO REPLACE PORTIONS OF EXISTING STATE WATER QUALITY STANDARDS; I.E., STATE ANTIDEGRADATION POLICY FOR PENNSYLVANIA**Priority:** Other Significant**CFR Citation:** 40 CFR 131**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations**Government Levels Affected:** State, Local, Federal**Agency Contact:** Evelyn S. MacKnight
Phone: 215 597-4491

Fax: 215 597-3359

RIN: 2040—AC78

3245. STREAMLINING THE GENERAL PRETREATMENT REGULATIONS FOR EXISTING AND NEW SOURCES OF POLLUTION**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 40 CFR 403**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	
Final Action	06/00/98	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined

EPA—CWA

Long-Term Actions

Agency Contact: Louis Eby
Phone: 202 260-6814

RIN: 2040-AC58

3246. NPDES WASTEWATER PERMIT APPLICATION FORMS AND REGULATORY REVISIONS FOR MUNICIPAL DISCHARGES AND SEWAGE SLUDGE USE OR DISPOSAL

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 40 CFR 122.21(j)

Timetable:

Action	Date	FR Cite
NPRM	12/06/95	60 FR 62545
Final Action	08/00/97	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: George Utting
Phone: 202 260-9530

RIN: 2040-AB39

3247. COMPREHENSIVE NPDES STORMWATER PHASE II REGULATIONS

Priority: Other Significant

CFR Citation: 40 CFR 122; 40 CFR 124

Timetable:

Action	Date	FR Cite
NPRM	09/00/97	
Final Action	03/00/99	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Pamela Mazakas
Phone: 202 260-6599

Fax: 202 260-1460

RIN: 2040-AC82

**ENVIRONMENTAL PROTECTION AGENCY (EPA)
Clean Water Act (CWA)**

Completed Actions

3248. NPDES STREAMLINING RULE (PHASE III)

Completed:

Reason	Date	FR Cite
Duplicate of RIN 2040-AC84	04/01/96	

RIN: 2040-AC80

3249. MARINE SANITATION DEVICE: ESTABLISHMENT OF DRINKING WATER INTAKE ZONES IN TWO PORTIONS OF THE HUDSON RIVER, NEW YORK STATE

Priority: Routine and Frequent

CFR Citation: 40 CFR 140.4(b)(1)

Completed:

Reason	Date	FR Cite
Final Action	12/13/95	60 FR 63941

Small Entities Affected: Businesses
Government Levels Affected: State, Federal

Agency Contact: Phil Sweeney
Phone: 212 637-3765

RIN: 2040-AC51

3250. STORM WATER PERMIT APPLICATION REGULATIONS FOR MUNICIPAL SEPARATE STORM SEWERS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing

Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 40 CFR 122.26

Completed:

Reason	Date	FR Cite
Withdrawn	04/01/96	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Bill Swietlik
Phone: 202 260-9529

RIN: 2040-AC59

**ENVIRONMENTAL PROTECTION AGENCY (EPA)
Atomic Energy Act (AEA)**

Proposed Rule Stage

3251. ENVIRONMENTAL PROTECTION STANDARDS FOR LOW-LEVEL RADIOACTIVE WASTE

Priority: Other Significant

Legal Authority: 42 USC 2201/AEA 274; 15 USC 2625

CFR Citation: 40 CFR 193

Legal Deadline: None

Abstract: Under 40 CFR 193, the Agency intends to set generally applicable standards for the

management and disposal of low-level radioactive wastes under the purview of the Atomic Energy Act, as amended.

Timetable:

Action	Date	FR Cite
ANPRM	08/31/83	48 FR 39563
NPRM	12/00/96	
Final Action	12/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: State, Federal

Additional Information: SAN No. 1727.

Agency Contact: Tara Chhay Cameron, Environmental Protection Agency, Air and Radiation, (6602J), Washington, DC 20460

Phone: 202 233-9310

RIN: 2060-AA04

EPA—AEA

Proposed Rule Stage

3252. ENVIRONMENTAL PROTECTION AGENCY RADIATION SITE CLEANUP REGULATION**Priority:** Economically Significant**Legal Authority:** 42 USC 2201/AEA 161; 42 USC 2021/AEA 274; Reorganization Plan No. 3 of 1970; 42 USC 2011-2296**CFR Citation:** 40 CFR 196**Legal Deadline:** None

Abstract: The Agency is developing regulations to set standards limiting the amount of radiation that members of the public may receive from a contaminated site if released from federal control or from a Nuclear Regulatory Commission (NRC) license or an agreement state license. This rule will propose to eliminate the uncertainty associated with determining what level of cleanup is

needed to protect human health and the environment, where cleanup is required under regulatory authorities other than this rule. By eliminating the uncertainties this rule will streamline the cleanup process. The rule is only one part of an overall regulatory approach that EPA, NRC, and the Department of Energy (DOE), are developing to address the risk from radioactively contaminated material. The rule will propose a dose limit that is protective of human health and the environment, and will establish a standard that allows a cleaned up federal or NRC regulated site to be released for public use. This rule will not mandate the cleanup of any sites, nor will it provide criteria for selecting remedies when cleanup is appropriate. The decision whether to clean up a site for release to the public, to manage wastes on site and not release the site

to the public, or to continue operations, will continue to be made on site-specific basis by the same agencies, under the same cleanup programs, that are currently making these decisions.

Timetable:

Action	Date	FR Cite
ANPRM	10/21/93	58 FR 54474
NPRM	06/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** State, Federal**Additional Information:** SAN No. 2073.**Agency Contact:** Stuart Walker, Environmental Protection Agency, Air and Radiation, (6603J), Washington, DC 20460

Phone: 202 233-9234

Fax: 202 233-9650

RIN: 2060-AB31**ENVIRONMENTAL PROTECTION AGENCY (EPA)****Final Rule Stage****Atomic Energy Act (AEA)****3253. PROTECTIVE ACTION GUIDANCE FOR DRINKING WATER****Priority:** Other Significant**Legal Authority:** 42 USC 2021(h)/AEA(h)/Reorganization Plan No. 3 of 1970; PL 96-295, sec 304; EO 12241**CFR Citation:** 41 CFR 351**Legal Deadline:** None

Abstract: This action will result in Federal protective action guidance (PAG) for State and local officials to use in the event of a nuclear accident to protect the general public from the adverse health affects associated with the ingestion of drinking water that is contaminated with radioactive material. As soon as the draft guidance is developed it will be submitted to the PAG Subcommittee of the Federal Radiological Preparedness Coordinating Committee (FRPCC) for review and comment. Members of the PAG subcommittee include representatives from DOE, DOD, FEMA, NRC, HHS, USDA, DOT, and the Conference of Radiation Control Program Directors (CRCPD). When a consensus among the representatives is reached, the guidance is recommended to the full FRPCC for endorsement. After that endorsement is obtained a notice of the availability of

a revised EPA 400-R-92-001, "Manual of Protective Action Guides and Protective Actions for Nuclear Incidents" will be published in the Federal Register.

Timetable:

Action	Date	FR Cite
Submission to FRPCC for endorsement	05/30/96	
Notice of Availability	09/30/96	

Small Entities Affected: None**Government Levels Affected:** None**Additional Information:** SAN No. 3602.**Agency Contact:** Lisa Ratcliff, Office of Radiation and Indoor Air, Environmental Protection Agency, Air and Radiation, 6602J, 401 M Street SW., Washington, DC 20460Phone: 202 233-9448
RIN: 2060-AF39**3254. FEDERAL RADIATION PROTECTION GUIDANCE FOR EXPOSURE OF THE GENERAL PUBLIC****Priority:** Other Significant**Legal Authority:** 42 USC 2021(h)/AEA 274(h)/Reorganization Plan No. 3 of 1970**CFR Citation:** Not applicable**Legal Deadline:** None

Abstract: This action will update and replace existing Presidential guidance for all Federal agencies in the formulation of radiation standards for protection of the public from ionizing radiation that was issued in 1960.

Timetable:

Action	Date	FR Cite
ANPRM	06/18/86	51 FR 22264
NPRM	12/23/94	59 FR 66414
Final Action	04/00/96	

Small Entities Affected: None**Government Levels Affected:** Federal**Additional Information:** SAN No. 3321 (was 2073).**Agency Contact:** Allan Richardson, Environmental Protection Agency, Air and Radiation, (6602J), Washington, DC 20460, 202-233-9213 or Phone: 202 254-3826**RIN:** 2060-AE61

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Completed Actions

Atomic Energy Act (AEA)

3255. CRITERIA FOR THE CERTIFICATION AND RE-CERTIFICATION OF THE WASTE ISOLATION PILOT PLANT'S COMPLIANCE WITH 40 CFR 91 DISPOSAL REGULATIONS

Priority: Other Significant
CFR Citation: 40 CFR 194

Completed:

Reason	Date	FR Cite
Final Action	02/01/96	61 FR 5224

Small Entities Affected: None
Government Levels Affected: Federal
Agency Contact: Radiation Protection Division

Phone: 202 233-9310
Fax: 202 233-9626

RIN: 2060-AE30

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Proposed Rule Stage

Safe Drinking Water Act (SDWA)

3256. REFORMATTING OF DRINKING WATER REGULATIONS

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 300g-1 /SDWA 1412

CFR Citation: 40 CFR 141; 40 CFR 142

Legal Deadline: None

Abstract: This rule reformats the current drinking water regulations to make them easier to understand and follow. This rule is not intended to change any of the regulatory requirements. The rule affects state, local and tribal governments in that it makes the rules easier to implement and thus facilitates their jobs.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	06/00/97	

Small Entities Affected: None

Government Levels Affected: State, Local, Tribal, Federal

Additional Information: SAN No. 3563.

Agency Contact: Carl Kessler, Environmental Protection Agency, Water, (4603), Washington, DC 20460
Phone: 202 260-3995

RIN: 2040-AC41

the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 300/SDWA 1412

CFR Citation: 40 CFR 141

Legal Deadline: None

Abstract: As part of the Environmental Protection Agency's (EPA's) efforts to realign regulatory development priorities for the Drinking Water Program to maximize risk reduction and to focus and improve implementation of the existing regulatory program, EPA is initiating work on several streamlining rules. First, EPA is reorganizing/reformatting Part 141 to make it easier for public water systems to understand and comply with and for States, local, and tribal governments to implement. EPA is also undertaking a comprehensive review of numerous monitoring and reporting requirements to identify opportunities to reduce the monitoring and reporting burden associated with both regulated and unregulated contaminants. Along with the comprehensive review of monitoring requirements, EPA is reexamining existing requirements that trigger increased monitoring of individual pollutants to try to raise the trigger and, thereby, reduce particular increased monitoring requirements. Finally, EPA is reviewing and streamlining existing public notification (PN) requirements which apply to systems which do not comply with drinking water standards. EPA plans to streamline PN requirements to allow States increased flexibility to design programs which will ensure notice to the public in a timely and effective manner.

Timetable:

Action	Date	FR Cite
NPRM Reformatting of Existing Drinking Water Regulations	09/00/96	
NPRM Streamlining Drinking Water Monitoring Requirements	09/00/96	
NPRM Streamlining Drinking Water Public Notification Requirements	12/00/96	
Final Action Requirements for Triggering Increased Drinking Water Monitoring	01/00/97	
Final Action Reformatting of Existing Drinking Water Regulations	06/00/97	
Final Action Streamlining Drinking Water Monitoring Requirements	12/00/97	
Final Action Streamlining Drinking Water Public Notification Requirements	12/00/98	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3862.

Revision of Current Requirements for Triggering Increased Drinking Water Monitoring (SAN 3565)

Reformatting of Existing Drinking Water Regulations (SAN 3563)

Comprehensive Review of Drinking Water Monitoring Requirements (SAN)

Revisions to Drinking Water Public Notification Requirements (SAN)

3257. STREAMLINING REVISIONS TO THE NATIONAL PRIMARY DRINKING WATER REGULATIONS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in

EPA—SDWA

Proposed Rule Stage

Agency Contact: George Hoessel,
Environmental Protection Agency,
Water, (4602), Washington, DC 20460
Phone: 202 260-7097

RIN: 2040-AC66

3258. ANALYTICAL METHODS FOR REGULATED DRINKING WATER CONTAMINANTS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 300f/SDWA 1401; 42 USC 300g-1/SDWA 1412; 42 USC 300j-9/SDWA 1450

CFR Citation: 40 CFR 141; 40 CFR 143

Legal Deadline: None

Abstract: In promulgating National Primary Drinking Water Regulations, EPA includes analytical methods for determination of regulated drinking water contaminants. EPA approved methods include EPA methods, Standard Methods (methods evaluated and recommended for use by the American Public Health Association (APHA)), American Society for Testing and Materials (ASTM) Methods, United States Geological Survey (USGS) Methods and others. Periodically, the Agency updates and revises methods to incorporate newer technologies. Standard setting organizations such as APHA, ASTM, and USGS also routinely revise and update methods.

In this regulatory effort, EPA proposes to approve new methods or newer versions of existing methods and at the same time withdraw approval of older outdated methods. The new additional methods to be proposed for approval will include immunoassays. Immunoassays detect target compounds using an antibody which binds only to that substance. These assays are increasingly applied to environmental analysis because of their selectivity, accuracy, speed, low limit of detection and economy.

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	
Final Action	06/00/97	

Small Entities Affected: None

Government Levels Affected: State, Federal

Additional Information: SAN No. 3726.

Agency Contact: Dr. Jitendra Saxena,
Environmental Protection Agency,
Water, (4603), Washington, DC 20460

Phone: 202 260-9579

RIN: 2040-AC77

3259. UNDERGROUND INJECTION CONTROL PROGRAM STREAMLINING RULE

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 300h /SDWA 1421

CFR Citation: 40 CFR 144; 40 CFR 146

Legal Deadline: None

Abstract: On March 16, 1995 President Clinton issued a directive to reduce existing paperwork burdens by 25%. To help meet this 25% reduction goal, the UIC program will try to reduce approximately 90,000 hours of the paperwork burden on State and injection well operators. The UIC program plans to reduce the frequency of a number of regularly scheduled reports by 50%. The Program will include these reductions in the overall 25% reduction. In order to meet the 25% reduction EPA will consider the following changes: (1) reduction in monitoring and reporting frequency, and (2) reduction in requirements for state reviews of lifetime permits.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	06/00/97	

Small Entities Affected: Businesses

Government Levels Affected: State, Tribal, Federal

Additional Information: SAN No. 3784.

Agency Contact: Denny Cruz,
Environmental Protection Agency,
Water, (4602), Washington, DC 20460
Phone: 202 260-7776
Fax: 202 260-0732

RIN: 2040-AC83

3260. STREAMLINING DRINKING WATER MONITORING REQUIREMENTS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing

Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 300j-4 /SDWA 1445

CFR Citation: 40 CFR 141

Legal Deadline: None

Abstract: The current drinking water monitoring requirements vary by contaminant (e.g., inorganic vs. organic), the source of the supply (i.e., surface water vs. ground water) and by system size. After an initial series of samples, the sampling frequency increases or decreases based on the results of the initial series. Because there are numerous permutations to the possible frequencies at any one sampling point, the requirements are difficult to understand. And because the requirements presume all systems are contaminated, many systems have conducted expensive monitoring without finding any contamination.

EPA intends to simplify and improve the cost effectiveness of the current requirements by reducing the number of variables upon which the sampling frequencies turn, by providing greater latitude for state discretion in customizing the sampling frequencies to local circumstances (i.e., vulnerability to contamination) and by consolidating subsections wherever possible.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	12/00/97	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3761

(Combining with SAN 3565 and RIN 2040-AC52)

Agency Contact: Mike Muse,
Environmental Protection Agency,
Water, (4604), Washington, DC 20460
Phone: 202 260-3874
Fax: 202 260-4656

RIN: 2040-AC73

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Final Rule Stage

Safe Drinking Water Act (SDWA)

3261. AMENDMENTS TO REQUIREMENTS FOR AUTHORIZED STATE PERMIT PROGRAMS UNDER SECTION 402 OF THE CLEAN WATER ACT

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1251/CWA 101; 33 USC 1341/CWA 402

CFR Citation: 40 CFR 123.25

Legal Deadline: None

Abstract: At present, not all States provide standing to citizens to challenge final State-issued NPDES permits in State courts. This rulemaking would amend EPA's existing regulations governing the approval of State NPDES programs. These regulations are found at 40 CFR Part 123. EPA has proposed to insert an explicit requirement that State law must grant any "interested person" in that State "standing" to bring an action in State Court to challenge NPDES permits issued by the State. The new provision would make it clear that a State must provide standing in State courts to the same extent that standing is granted to citizens in Federal courts when EPA issues an NPDES permit. This approach would ensure that as EPA moves away from permit-by-permit oversight of State programs, there remains direct accountability on a permit-by-permit basis to the public.

Timetable:

Action	Date	FR Cite
NPRM	03/17/95	60 FR 14588
Final Action	05/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3562.

Formerly titled "Clarification of Standing Requirement for State NPDES Programs"

Agency Contact: Bob Klepp, Environmental Protection Agency, Water, (4203), Washington, DC 20460 Phone: 202 260-5805

RIN: 2040-AC43

3262. DRINKING WATER MICROBIAL AND DISINFECTION BY-PRODUCT MONITORING RULE (FORMERLY CALLED THE "INFORMATION COLLECTION DISINFECTION BY-PRODUCTS RULE")

Priority: Other Significant

Legal Authority: 42 USC 300g-1 /SDWA 1412

CFR Citation: 40 CFR 141

Legal Deadline: None

Abstract: EPA has negotiated two rules regulating disinfectants, disinfection byproducts, and microbial contaminants. As part of the negotiation, EPA also committed to promulgating a Microbial and Disinfection By-Product Monitoring Rule to provide more occurrence and technology treatment data. The data will enable EPA to promulgate the Enhanced Surface Water Treatment Rule and will enable the negotiators to meet again to consider long term standards. This action fulfills that commitment. Public surface water systems serving 100,000 or more people and groundwater systems serving 50,000 or more people are required to generate data, with the most extensive data requirements levied on systems serving 100,000 people or more. Governments are not affected by this rule unless they operate a public water system.

Timetable:

Action	Date	FR Cite
NPRM	02/10/94	59 FR 6332
Final Action	05/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3445.

Agency Contact: Tom Grubbs, Environmental Protection Agency, Water, (4603), Washington, DC 20460 Phone: 202 260-7270

RIN: 2040-AC24

3263. MANAGEMENT OF CLASS V INJECTION WELLS UNDER PART C OF THE SAFE DRINKING WATER ACT

Priority: Other Significant

Legal Authority: 42 USC 300h /SDWA 1421 to 1425

CFR Citation: 40 CFR 144; 40 CFR 145; 40 CFR 146

Legal Deadline: NPRM, Judicial, August 15, 1995. Final, Judicial, November 15, 1996.

Abstract: In the Safe Drinking Water Act, Congress required that EPA protect current and future underground sources of drinking water (USDWs) from the environmental and public health threats posed by the subsurface emplacement of fluids through injection wells. A Report to Congress entitled Class V Injection Wells -- Current Inventory; Effects on Ground Water; and Technical Recommendations, September 1987 (EPA Document Number 570/9-87-006) indicated that some types of Class V wells have the potential to contaminate USDWs. Class V injection wells are generally shallow waste disposal wells, storm water and agricultural drainage systems, or other devices that are used to release fluids either directly into USDWs. In some instances, the fluids released by these wells contain elevated concentrations of contaminants that may endanger drinking water supplies. PEPA responded to the threats posed by these wells by developing and implementing a comprehensive strategy for the management of Class V injection wells. The strategy involves a tailored combination of guidance, education, and outreach, and enhancing the use of existing regulatory authorities through some minor changes to existing regulations. The overall goal of the strategy is to speed up the closure of potentially endangering Class V wells using current authorities and to promote the use of Best Management Practices (BMPs) to ensure that other Class V wells do not endanger USDWs.

The proposed regulatory changes are a key component of the comprehensive strategy for managing Class V wells. The minor regulatory changes to 40 CFR parts 144 and 146 would improve the effectiveness of the current Class V regulations by making it easier for the regulated community to understand the existing requirements applicable to shallow disposal wells. The proposed changes include a simplification of the current categories of Class V wells, the clarification of certain key definitions to make it clear to the regulated community which types of shallow disposal systems are Class V wells and which are not, and the reclassification

EPA—SDWA

Final Rule Stage

of deep low-level radioactive wells to Class I.

Timetable:

Action	Date	FR Cite
NPRM	08/28/95	60 FR 44652
Final Action	11/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local, Tribal, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2778.

Agency Contact: Lee Whitehurst, Environmental Protection Agency, Water, (9602), Washington, DC 20460
Phone: 202 260-5532

RIN: 2040-AB83

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Long-Term Actions

Safe Drinking Water Act (SDWA)

3264. NATIONAL PRIMARY DRINKING WATER REGULATIONS FOR LEAD AND COPPER (REVISION)

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 141; 40 CFR 142

Timetable:

Action	Date	FR Cite
NPRM	04/12/96	61 FR 16348
Final Action	06/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Judy Lebowich
Phone: 202 260-7595

RIN: 2040-AC27

3265. NATIONAL PRIMARY DRINKING WATER REGULATIONS: RADIONUCLIDES

Priority: Economically Significant

CFR Citation: 40 CFR 141; 40 CFR 142

Timetable:

Action	Date	FR Cite
ANPRM	09/30/86	51 FR 34836
NPRM	07/18/91	56 FR 33050
Final Action	00/00/00	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Dave Huber
Phone: 202 260-9566

RIN: 2040-AA94

3266. NATIONAL PRIMARY DRINKING WATER REGULATIONS: GROUNDWATER DISINFECTION

Priority: Economically Significant

CFR Citation: 40 CFR 141; 40 CFR 142

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Bruce Macler
Phone: 415 744-1884

RIN: 2040-AA97

3267. NATIONAL PRIMARY DRINKING WATER REGULATIONS: ARSENIC

Priority: Economically Significant

CFR Citation: 40 CFR 141; 40 CFR 142

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Heather Shank-Givens
Phone: 202 260-0063

RIN: 2040-AB75

3268. NATIONAL PRIMARY DRINKING WATER REGULATIONS: 25 CONTAMINANTS FROM DRINKING WATER PRIORITY LIST (PHASE VIA)—DISINFECTION BY-PRODUCTS RULE AND ENHANCED SURFACE WATER TREATMENT RULE

Priority: Other Significant

CFR Citation: 40 CFR 141; 40 CFR 142

Timetable:

Action	Date	FR Cite
NPRM	07/29/94	59 FR 38668
Final Action	00/00/00	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Stig Regli
Phone: 202 260-7379

RIN: 2040-AB82

3269. NATIONAL PRIMARY DRINKING WATER REGULATIONS: SULFATE

Priority: Other Significant

CFR Citation: 40 CFR 141; 40 CFR 142

Timetable:

Action	Date	FR Cite
NPRM	12/20/94	59 FR 65578
Final Action	00/00/00	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Jan Auerbach
Phone: 202 260-7575

RIN: 2040-AC07

3270. NATIONAL PRIMARY DRINKING WATER STANDARDS (NPDWRS) FOR ALDICARB

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 141; 40 CFR 142

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Heather Shank-Givens
Phone: 202 260-0063

RIN: 2040-AC13

EPA—SDWA

Long-Term Actions

3271. NATIONAL PRIMARY DRINKING WATER REGULATIONS: 25 CONTAMINANTS FROM DRINKING WATER PRIORITY LIST (PHASE VI-B)—ORGANIC AND INORGANIC CONTAMINANTS

Priority: Economically Significant

CFR Citation: 40 CFR 141; 40 CFR 142

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: David Huber
Phone: 202 260-9566

RIN: 2040-AC22

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Completed Actions

Safe Drinking Water Act (SDWA)

3272. REVISION OF CURRENT REQUIREMENTS FOR TRIGGERING INCREASED DRINKING WATER MONITORING

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in

the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 40 CFR 141

Completed:

Reason	Date	FR Cite
Merged With RIN 2040-AC73	04/01/96	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Bruce Macler
Phone: 415 744-1884

RIN: 2040-AC52

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Prerule Stage

Resource Conservation and Recovery Act (RCRA)

3273. CORRECTIVE ACTION FOR SOLID WASTE MANAGEMENT UNITS (SWMUS) AT HAZARDOUS WASTE MANAGEMENT FACILITIES

Priority: Economically Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6924/RCRA 3004(u), 3004(v)

CFR Citation: 40 CFR 264; 40 CFR 270

Legal Deadline: None

Abstract: Past and present waste management practices at Resource Conservation and Recovery Act (RCRA) facilities have resulted in releases of hazardous constituents from some waste management units. These releases may cause contamination of soils, groundwater, surface water, and air. This regulation provides a framework for investigating and remediating releases at RCRA facilities

as necessary to protect human health and the environment.

The Agency plans to issue the corrective action regulations in several phases. Phase I was issued in February 1993 (i.e., regulations concerning Corrective Action Management Units (CAMU)). The next task will include issuing an advance notice of proposed rulemaking (ANPRM). The following phase (Phase II) will include finalizing certain provisions of the July 27, 1990, proposal at the same time as issuing a proposal that includes a reproposal of some provisions from the July 1990 notice plus some new provisions. The last phase (Phase III) will involve finalizing the newly proposed provisions.

Timetable:

Action	Date	FR Cite
NPRM	07/27/90	55 FR 30798
Final Rule (Phase I)	02/16/93	58 FR 8658
ANPRM	05/00/96	
NPRM	03/00/97	
Final Action	00/00/00	

(Phase II/Reproposal)

Final Action 03/00/97

(Phase III)

Final Action 03/00/98

Small Entities Affected: None

Government Levels Affected: State, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2390.

The rule was highlighted as one of the top regulatory reform initiatives in the President's March 16, 1995 report, "Reinventing Environmental Regulations." The Subpart S rule is an important component of EPA's regulatory efforts to refocus hazardous waste regulation on high-risk wastes and to expedite cleanups.

Agency Contact: Guy Tomassoni, Environmental Protection Agency, Solid Waste and Emergency Response, (5303W), Washington, DC 20460
Phone: 703 308-8622

RIN: 2050-AB80

ENVIRONMENTAL PROTECTION AGENCY (EPA)
Resource Conservation and Recovery Act (RCRA)

Proposed Rule Stage

3274. • MANAGEMENT OF CEMENT KILN DUST (CKD)
Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6921/RCRA 3001(b)(3)(A)(iii); RCRA 8002(o)

CFR Citation: Not yet determined

Legal Deadline: None

Abstract: CKD is a high volume material by-product of the cement manufacturing process. While it contains potentially hazardous constituents such as lead, cadmium and chromium, it has been exempted since November 1980 from regulation under RCRA Subtitle C as a hazardous waste by the Bevill Amendment, which modified Section 3001 of RCRA to exempt certain "special wastes" until further studies could be completed. In December 1993, EPA submitted a Report to Congress with its findings on the nature of and practices associated with CKD. This was followed in January 1995 by an EPA regulatory determination published in the Federal Register (60 FR 7366, 2/7/95), which concluded that additional control of CKD is warranted. EPA committed in the regulatory determination to develop additional tailored regulations under RCRA Subtitle C and, if necessary, the Clean Air Act. After further study and informal discussions with stakeholders, the Office of Solid Waste within EPA's Office of Solid Waste and Emergency Response has determined to initiate the development of regulations under RCRA Subtitle C for the management of CKD. The proposed regulations will be tailored to protect human health and the environment while imposing minimal burden on the regulated community.

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	
Final Action	12/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: SAN No. 3856.

Agency Contact: Bill Schoeborn, Environmental Protection Agency,

Solid Waste and Emergency Response, (5306W)

Phone: 703 308-8483

RIN: 2050-AE34

3275. REVISIONS TO THE OIL POLLUTION PREVENTION REGULATION
Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 33 USC 1321/CWA 311(j)(1)(C)

CFR Citation: 40 CFR 112

Legal Deadline: None

Abstract: Following a major inland oil spill with substantial environmental impacts (i.e., Ashland Oil in Floreffe, PA, in January 1988), and interagency task force recommended steps to improve EPA's oil spill prevention program (40 CFR part 112). This program requires oil storage facilities to prevent and contain discharges that could reach waters of the United States. On October 22, 1991, the Agency proposed revisions to implement some of the task force recommendations. This action supplements the 1991 proposed revisions, and proposes to reduce burdens associated with the rule by reducing the recordkeeping provisions or exempting some facilities from some or all recordkeeping requirements. In proposing these burden reductions, EPA will consider available data on how factors, such as facility type, size, throughput, and location, may affect the threat of discharging oil to waters of the United States.

Timetable:

Action	Date	FR Cite
NPRM	10/22/91	56 FR 54612
Supplemental NPRM	12/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2634.

Agency Contact: Kevin Mould, Environmental Protection Agency, Solid Waste and Emergency Response, (5202G), Washington, DC 20460

Phone: 703 603-8728

RIN: 2050-AC62

3276. HAZARDOUS WASTE MANAGEMENT SYSTEM: IDENTIFICATION AND LISTING OF HAZARDOUS WASTE; RECYCLED USED OIL MANAGEMENT STANDARDS
Priority: Other Significant

Legal Authority: 42 USC 9601(37); 42 USC 9614(c); 42 USC 6905; 42 USC 6912(a); 42 USC 6921 through 6927, 6930, 6934, and 6974

CFR Citation: 40 CFR 279

Legal Deadline: None

Abstract: This action is being taken in response to a Court remand of mixture provisions contained in the Used Oil Management Standards. The remanded provisions exempt mixtures of used oil and characteristic hazardous waste (e.g., spent mineral spirits) from the Land Disposal Restrictions. An effect of the existing LDR exemption is to encourage mixing of used oil and characteristic hazardous waste and, consequently, to discourage segregation and recycling the used oil and spent solvents as separate waste streams. Mixtures of used oil and spent solvents are virtually always burned. The proposed rule would address the applicability of the LDR to decharacterized mixtures of used oil and characteristic hazardous waste. We expect that any changes resulting from the proposed rule will have minimal impact on state/local/tribal governments and small businesses (e.g., service stations, quick lubes).

Timetable:

Action	Date	FR Cite
NPRM	02/00/97	

Small Entities Affected: Businesses

Government Levels Affected: State

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3668.

Agency Contact: Tracy Bone, Environmental Protection Agency, Solid Waste and Emergency Response, (5304)
Phone: 202 260-3509

RIN: 2050-AE28

EPA—RCRA

Proposed Rule Stage

3277. MODIFICATIONS TO THE DEFINITION OF SOLID WASTE AND REGULATIONS OF HAZARDOUS WASTE RECYCLING: GENERAL**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 6905/RCRA 1004; 42 USC 6921 to 6928/RCRA 3001 to 3008**CFR Citation:** 40 CFR 261; 40 CFR 266**Legal Deadline:** None**Abstract:** The benefits include lessening the burden on the regulated community by clarifying requirements for all hazardous waste recyclers, and reducing those requirements for many recyclers. Costs will be determined as the Agency decides which recycling facilities will be under Resource Conservation and Recovery Act (RCRA) jurisdiction.**Timetable:**

Action	Date	FR Cite
NPRM	10/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** State, Tribal, Federal**Additional Information:** SAN No. 2872.**Agency Contact:** Marilyn Goode, Environmental Protection Agency, Solid Waste and Emergency Response, (5304), Washington, DC 20460
Phone: 202 260-8551**RIN:** 2050-AD18**3278. SPENT SOLVENTS LISTING DETERMINATION****Priority:** Other Significant**Legal Authority:** 42 USC 6921/RCRA 3001; 42 USC 9602/CERCLA 102**CFR Citation:** 40 CFR 261; 40 CFR 264; 40 CFR 265; 40 CFR 271; 40 CFR 302**Legal Deadline:** NPRM, Judicial, April 19, 1996. Final, Judicial, May 31, 1997.**Abstract:** This action addresses the potential human health and environmental risks posed by certain used solvents and waste residues from their recovery, and determines whether these wastes should be listed as hazardous wastes under RCRA. If listed

under RCRA these wastes would also be added to the CERCLA list of hazardous substances. As part of this effort, EPA is also considering opportunities for pollution prevention and recycling. This action will be implemented by States authorized under RCRA. Impacts on local and tribal governments are not expected, and small business impacts are undetermined at this time. The date for the proposed rule is based on current settlement discussions with plaintiffs in EDF v. Browner, Civil Action No. 89-0598 (D.D.C.).

Timetable:

Action	Date	FR Cite
NPRM	07/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** State, Tribal, Federal**Additional Information:** SAN No. 3134.**Agency Contact:** Ron Josephson, Environmental Protection Agency, Solid Waste and Emergency Response, (5304), Washington, DC 20460
Phone: 202 260-4770**RIN:** 2050-AD84**3279. CHLORINATED ALIPHATICS LISTING DETERMINATION****Priority:** Other Significant**Legal Authority:** 42 USC 6921/RCRA 3001; 42 USC 9602/CERCLA 102**CFR Citation:** 40 CFR 261; 40 CFR 264; 40 CFR 265; 40 CFR 271; 40 CFR 302**Legal Deadline:** NPRM, Judicial, April 19, 1996. Final, Judicial, October 31, 1996.**Abstract:** This action addresses the potential risks posed by wastes from the production of 25 chlorinated aliphatics, and determines whether these wastes should be listed as hazardous wastes under RCRA to control these risks. Any new wastes listed as hazardous will also be added to the CERCLA list of hazardous substances. This action will be implemented by EPA and States authorized under RCRA. Impacts on local governments are not expected, and small business impacts are undetermined. This action is currently on hold pending further settlement discussions with litigants. The date for the proposed rule is based on current settlement discussions with plaintiffs in

EDF v. Browner, Civil Action No. 89-0598 (D.D.C.).

Timetable:

Action	Date	FR Cite
NPRM	01/00/97	

Small Entities Affected: Undetermined**Government Levels Affected:** State, Tribal, Federal**Additional Information:** SAN No. 3151.**Agency Contact:** Anthony Carrell, Environmental Protection Agency, Solid Waste and Emergency Response, (5304), Washington, DC 20460
Phone: 202 260-6607**RIN:** 2050-AD85**3280. REQUIREMENTS FOR MANAGEMENT OF HAZARDOUS CONTAMINATED MEDIA COMMONLY REFERRED TO AS "HAZARDOUS WASTE IDENTIFICATION RULE FOR CONTAMINATED MEDIA OR HWIR—MEDIA"****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 6912(a)/RCRA 3001; 42 USC 6905; 42 USC 6921; 42 USC 6922; 42 USC 6926**CFR Citation:** 40 CFR 260; 40 CFR 261; 40 CFR 264; 40 CFR 268; 40 CFR 269; 40 CFR 271**Legal Deadline:** None**Abstract:** The goal of this regulation is to establish a new regulatory framework under the Resource Conservation and Recovery Act (RCRA) for the management of contaminated media that are generated from remediating hazardous waste sites. The new regulation will reform the current standards by creating more flexibility for Agency and State decisionmakers in setting cleanup requirements, and by better aligning the RCRA regulations with the actual risks posed by managing contaminated media. The proposed rule would exempt certain lower risk contaminated media from the traditional RCRA regulations and will set treatment standards for higher risk media that reflect the inherent differences between contaminated media (e.g., soils, groundwater) and

EPA—RCRA

Proposed Rule Stage

newly generated hazardous wastes. The regulations would also simplify and streamline RCRA permit requirements for cleanups that involve managing hazardous materials, and State Authorization requirements for RCRA revisions. Also in this proposal, the Agency will propose an exemption from RCRA Subtitle C for dredged materials managed by the US Army Corps of Engineers under Clean Water Act or Marine Protection, Research and Sanctuaries Act permits. Finally, the Agency will propose to withdraw the regulations for Corrective Action Management Units.

Timetable:

Action	Date	FR Cite
NPRM	05/20/92	57 FR 21450
NPRM Withdrawal	10/30/92	57 FR 49280
Reproposal	05/00/96	
Final Action	06/00/97	

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2982.

Reinventing Government: The rule was highlighted as one of the Agency's top regulatory reform initiatives in the President's March 16, 1995 report, "Reinventing Environmental Regulations." The HWIR Media rule is an important component of EPA's regulatory efforts to make the RCRA hazardous waste program more risk based and to expedite cleanups at RCRA, UST, and CERCLA and State cleanup sites.

Agency Contact: Carolyn Loomis Hoskinson, Environmental Protection Agency, Solid Waste and Emergency Response, (5303W), Washington, DC 20460

Phone: 703 308-8626

RIN: 2050-AE22

3281. RCRA SUBTITLE C INDIAN PROGRAM AUTHORIZATION

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6926(b)/3006(b)

CFR Citation: 40 CFR 271; 40 CFR 270

Legal Deadline: None

Abstract: The RCRA statute is silent on approval of Tribal hazardous waste programs. This regulatory action would clarify that Indian Tribes may become authorized for the RCRA Subtitle C hazardous waste program and will also make available to Tribes RCRA grant funds to assist in implementation of authorized hazardous waste programs. Currently, authorization and grant funding is only available to States. The action would establish criteria which a Tribe must meet for authorization. This rule furthers EPA's recognition of Tribal sovereignty and furthers the Agency's goal of delegating environmental programs to Tribes. This action will impact the amount of grants given to States since the level of funding is likely to remain constant but the number of grantees is anticipated to increase. It will also impact the Tribes by allowing them an increased role in environmental regulation on Indian Country.

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	
Final Action	06/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Tribal

Additional Information: SAN No. 2827.

Agency Contact: Felicia Wright, Environmental Protection Agency, Solid Waste and Emergency Response, (5303W), Washington, DC 20460
Phone: 703 308-8634

RIN: 2050-AD07

3282. REVISIONS TO THE COMPREHENSIVE GUIDELINE FOR PROCUREMENT OF PRODUCTS CONTAINING RECOVERED MATERIALS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6912(a)/RCRA 6002(e)

CFR Citation: 40 CFR 247

Legal Deadline: None

Abstract: RCRA section 6002 requires EPA to issue guidelines for procuring recycled products. EPA is to designate items that are made with recovered materials and to recommend practices for government procurement. Once designated, procuring agencies are required to purchase these items with the highest percentage of recovered materials practicable. On May 1, 1995, under RCRA and Executive Order 12873, "Federal Acquisition, Recycling, and Waste Prevention," EPA designated 19 items in a Comprehensive Procurement Guideline (CPG) (60 FR 21370). EPA also issued purchasing recommendations in a related Recovered Materials Advisory Notice (RMAN) (60 FR 21386). The Order requires EPA to update the CPG and issue RMANs annually. The Agency consolidated EPA's five existing procurement guidelines (for paper and paper products, retread tires, re-refined lubricating oil, building insulation, and cement and concrete containing fly ash) into the CPG and RMAN. This action would propose the first update to the CPG, in which additional items would be designated, and additional recommendations would be discussed in the RMAN.

Timetable:

Action	Date	FR Cite
NPRM	11/00/96	
Final Action	11/00/97	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3545.

Agency Contact: Terry Grist, Environmental Protection Agency, Solid Waste and Emergency Response, 5306W, Washington, DC 20460
Phone: 703 308-7257

RIN: 2050-AE23

ENVIRONMENTAL PROTECTION AGENCY (EPA)
Resource Conservation and Recovery Act (RCRA)

Final Rule Stage

3283. STANDARDS FOR THE MANAGEMENT AND USE OF SLAG RESIDUES DERIVED FROM HIGH TEMPERATURE METALS RECOVERY (HTMR) TREATMENT OF KO61, KO62 AND F006 WASTES

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 6905/RCRA 1006921, 6922, 6924, 6934, and 6938; 42 USC 6912(a)/RCRA 2002(a); 42 USC 6922/RCRA 3002; 42 USC 6924/RCA 3004

CFR Citation: 40 CFR 261; 40 CFR 266

Legal Deadline: NPRM, Judicial, December 13, 1994. Final, Judicial, June 13, 1996.

Abstract: This action addresses the potential human health and environmental impacts from the use of slag residues (slags) resulting from high temperature metals recovery (HTMR) treatment of specified hazardous wastes (i.e., electric arc furnace dust, steel finishing pickle liquor, and electroplating sludges). This action would reclassify these slags as nonhazardous when they meet certain exclusion levels and are managed and used in a certain manner. The date for final action is the subject of further settlement negotiations with the parties involved in a settlement agreement.

Timetable:

Action	Date	FR Cite
NPRM	12/29/94	59 FR 67256
Final Action	06/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3428.

Agency Contact: Narendra K. Chaudhari, Environmental Protection Agency, Solid Waste and Emergency Response, (5304), Washington DC 20460
Phone: 202 260-4787

RIN: 2050-AE15

3284. ALTERNATIVES FOR GROUND-WATER MONITORING FOR MUNICIPAL SOLID WASTE LANDFILLS LOCATED IN EITHER DRY OR REMOTE AREAS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6944/RCRA 4010

CFR Citation: 40 CFR 258

Legal Deadline: None

Abstract: On October 9, 1991 the Agency promulgated final solid waste disposal facility criteria (40 CFR Part 258), setting in place national minimum standards for municipal solid waste landfills (MSWLFs). In that rulemaking, the Agency provided an exemption from ground-water monitoring for small MSWLF units located in dry or remote locations. The Agency provided this relief as it sought to balance the protection of human health and the environment with the practicable capability of these small community landfill owners and operators. In 1993, the U.S. Court of Appeals for the District of Columbia Circuit vacated this ground-water monitoring exemption.

On August 10, 1995, the Agency published a new proposed rule to address ground water monitoring at small MSWLFs located in dry or remote areas. The proposed rule would provide States and Tribes with EPA-approved permit programs under RCRA subtitle D the flexibility to determine alternative ground-water monitoring requirements on a site-specific basis, for small MSWLFs that are located in either dry or remote areas.

The proposed rule also solicited comment on a delay of the general compliance date of the MSWLF criteria for qualifying small MSWLFs located in dry or remote locations. On October 6, 1995, EPA finalized a two-year delay of the compliance date until October 9, 1997.

On March 26, 1996, the President signed into law H.R. 2036 reinserting the groundwater monitoring exemption for qualifying small MSWLFs located in dry and remote areas. The President's action thus obviates the need to issue this final action. The Agency will take final action by codifying the exemption in H.R. 2036. In addition, H.R. 2036 requires that EPA provide flexibility to small MSWLFs regarding requirements for daily cover, final cover, frequency of soil gas monitoring and financial assurance. EPA will begin work in a separate rulemaking to provide this flexibility while still ensuring protection of human health and the environment.

Timetable:

Action	Date	FR Cite
NPRM	08/10/95	60 FR 40799
Final Action on Delay of Compliance Date	10/06/95	60 FR 52337
Final Action to Codify Legislation	12/00/96	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local, Tribal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3546.

Agency Contact: Dana Arnold, Environmental Protection Agency, Solid Waste and Emergency Response, 5306W, Washington, DC 20460
Phone: 703 308-7279

RIN: 2050-AE24

3285. IDENTIFICATION AND LISTING OF HAZARDOUS WASTES: HAZARDOUS WASTE IDENTIFICATION RULE (HWIR); WASTE

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6905/1006; 42 USC 6912(a)/RCRA 2002(a); 42 USC 6921/RCRA 3001; 42 USC 6922/RCRA 3002; 42 USC 6926/RCRA 3006

CFR Citation: 40 CFR 260; 40 CFR 261; 40 CFR 262; 40 CFR 264; 40 CFR 268

Legal Deadline: Final, Judicial, February 13, 1997.

Abstract: Under the current Resource Conservation and Recovery Act (RCRA) "mixture" and "derived from" rules, some low-risk wastes are currently regulated by the Environmental Protection Agency's (EPA's) hazardous waste regulations. To address this problem, this deregulatory action will make modifications to the "mixture" and "derived from" rules, and establish new criteria that would exempt certain low-risk wastes from the hazardous waste regulations. In developing this action, EPA is considering the views of all members of a Federal Advisory Committee Act (FACA) committee. This action will be implemented by EPA and authorized States.

EPA—RCRA

Final Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	05/20/92	57 FR 21450
NPRM Withdrawn	10/30/92	57 FR 49280
NPRM Reproposal	12/21/95	60 FR 66344
Final Action	02/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: State, Federal

Additional Information: SAN No. 3328.

Reinventing Government: The rule was highlighted as one of the top regulatory reform initiatives in the President's March 16, 1995 Report, "Reinventing Environmental Regulations."

Agency Contact: William A. Collins, Jr., Environmental Protection Agency, Solid Waste and Emergency Response, (5304), Washington, DC 20460
Phone: 202 260-4791

RIN: 2050-AE07

3286. HAZARDOUS WASTE MANAGEMENT SYSTEM: POST-CLOSURE REQUIREMENTS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6926/RCRA 3006; 42 USC 6912(a)/RCRA 2002(a); 42 USC 6924/RCRA 3004; 42 USC 6925/RCRA 3005

CFR Citation: 40 CFR 264; 40 CFR 265; 40 CFR 270; 40 CFR 124

Legal Deadline: None

Abstract: Under the current RCRA regulations, a facility that needs post-closure care must obtain a permit. In many cases, the post-closure permit is an appropriate mechanism for the regulatory agency to use to address the environmental needs at the facility. In other cases, however, a permit may not be appropriate. And, in some cases, the facility's post-closure care needs may have already been addressed through other legal mechanisms, such as enforcement actions or Superfund actions. In these cases, subsequent issuance of a post-closure permit would not provide any environmental benefit, although, under the current regulations, it is still required. This rule would remove the requirements to issue a

permit to address post-closure care in all cases. A permit would remain an option, but EPA Regions and authorized States would be able to use other mechanisms as well, depending on the circumstances at the facility. States authorized to implement the RCRA program are currently required to adopt authority to compel corrective action at permitted facilities. They are not required to have similar authority at interim status facilities, though many States do. As a result, the corrective action program is implemented by the State, at some facilities, and by the EPA Regions at other. This rule would require States to adopt, as part of their authorized RCRA programs, authority to address corrective action at interim status facilities. This would result in a more consistent implementation of the corrective action program in the States.

Timetable:

Action	Date	FR Cite
NPRM	11/08/94	59 FR 55778
Final Action	08/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3042.

Agency Contact: Barbara Foster, Environmental Protection Agency, Solid Waste and Emergency Response, (5303W), Washington, DC 20460
Phone: 703 308-7057

RIN: 2050-AD55

3287. LISTING DETERMINATION FOR HAZARDOUS WASTES—ORGANOBROMINES CHEMICAL INDUSTRY

Priority: Other Significant

Legal Authority: 42 USC 6922/RCRA 3001; 42 USC 9602/CERCLA 102; 33 USC 1361/CERCLA 311

CFR Citation: 40 CFR 261; 40 CFR 264; 40 CFR 265; 40 CFR 271; 40 CFR 302

Legal Deadline: NPRM, Judicial, April 30, 1994. Final, Judicial, April 30, 1996.

Abstract: This action proposes to list as a hazardous waste under RCRA one additional waste stream generated during the production of organobromine compound chemicals used as fire retardants. These wastes would then have to be managed in accordance with the RCRA hazardous waste requirements. The date for final

action is based on current settlement negotiations with plaintiffs in EDF v. Browner, Civil Action No. 89-0598 (D.D.C.). landfills.

Timetable:

Action	Date	FR Cite
NPRM	05/11/94	59 FR 24530
Final Action	01/00/97	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3065.

Agency Contact: Anthony Carrell, Environmental Protection Agency, Solid Waste and Emergency Response, (5304), Washington, DC 20460
Phone: 202 260-6607

RIN: 2050-AD79

3288. NEW AND REVISED TESTING METHODS APPROVED FOR RCRA SUBTITLE C, IN "TEST METHODS FOR EVALUATING SOLID WASTE, PHYSICAL/CHEMICAL METHODS" (SW-846), THIRD EDITION, UPDATE III

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 6912/RCRA 2002; 42 USC 6921/RCRA 3001; 42 USC 6924/RCRA 3004; 42 USC 6925/RCRA 3005; 42 USC 6926/RCRA 3006

CFR Citation: 40 CFR 260; 40 CFR 261; 40 CFR 262; 40 CFR 264; 40 CFR 265; 40 CFR 268; 40 CFR 270

Legal Deadline: None

Abstract: This action will revise certain testing methods and add other new testing methods that are approved or required under Subtitle C of RCRA. These new and revised methods will be added to EPA's solid waste testing guidance ("Test Methods for Evaluating Solid Waste, Physical/Chemical Methods", EPA publication SW-846). The revision to the manual is necessary to provide improved and more complete analytical methods for RCRA-relating testing. This action will assist States and Tribal governments in implementing the RCRA program. Impacts on small businesses and local governments are not expected.

Timetable:

Action	Date	FR Cite
NPRM	07/25/95	60 FR 37974
Final Action	03/00/97	

Small Entities Affected: None

Government Levels Affected: State, Tribal, Federal

EPA—RCRA

Final Rule Stage

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3427.

Agency Contact: Kim Kirkland, Environmental Protection Agency, Solid Waste and Emergency Response, (5307), Washington DC 20460
Phone: 202 260-6722

RIN: 2050-AE14

3289. RCRA SUBTITLE D CORPORATE FINANCIAL TEST AND GUARANTEE

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6907/RCRA 1008; 42 USC 6944/RCRA 4004; 42 USC 6949a/RCRA 4010

CFR Citation: 40 CFR 258

Legal Deadline: None

Abstract: On October 9, 1991 the Agency promulgated revised criteria for municipal solid waste landfills (MSWLFs) which included financial assurance requirements to ensure that adequate funds are readily available to cover the costs of closure, post-closure care, and corrective action associated with MSWLFs without incurring government response costs. The proposal would add a corporate financial test to the financial assurance mechanisms currently available to owners and operators of RCRA Subtitle D MSWLFs. EPA estimates that the rule would save owners and operators of MSWLFs approximately \$45 million annually by allowing the use of a financial test rather than more expensive mechanisms such as surety bonds or letters of credit. Finally, the rule would revise the domestic asset requirement of the subtitle C corporate financial test. The rule would have no impacts on local governments but could be implemented by state or tribal governments.

Timetable:

Action	Date	FR Cite
NPRM	10/12/94	59 FR 51523
Final Action	02/00/97	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3179.

Agency Contact: Dale Ruhter, Environmental Protection Agency, Solid Waste and Emergency Response, (5303W), Washington, DC 20460
Phone: 703 308-8192

RIN: 2050-AD77

3290. REVISIONS TO CRITERIA APPLICABLE TO SOLID WASTE DISPOSAL FACILITIES THAT MAY ACCEPT CESQG HAZARDOUS WASTES EXCLUDING MUNICIPAL SOLID WASTE LANDFILLS

Priority: Other Significant

Legal Authority: 42 USC 6907/RCRA 1008; 33 USC 1345/RCRA 4010; 42 USC 6944/RCRA 4004; 42 USC 6912/RCRA 2002

CFR Citation: 40 CFR 257

Legal Deadline: NPRM, Judicial, May 15, 1995. Final, Judicial, July 1, 1996.

Abstract: EPA will revise existing Criteria for facilities that may receive hazardous household wastes (HHW) or Conditionally Exempt Small Quantity Generator (CESQG) hazardous wastes. In October 1991, EPA promulgated the Municipal Solid Waste Landfill Criteria, thereby satisfying part of the statutory mandate. EPA is under a settlement agreement with the Sierra Club to fulfill the remainder of the statutory mandate by promulgating regulations pertaining to the disposal of CESQG hazardous wastes at non-municipal waste disposal facilities. Depending on actual practices at specific facilities, these regulations might be applicable to commercial and private industrial waste facilities and construction and demolition waste facilities managing non-hazardous wastes. States will be responsible for implementing the rule, although a number of States already have comparable requirements and will not have an increased workload.

Timetable:

Action	Date	FR Cite
NPRM	06/12/95	60 FR 30964
Final Action	07/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3416.

Agency Contact: Paul F. Cassidy, Environmental Protection Agency, Solid Waste and Emergency Response, (5304W), Washington DC 20460
Phone: 703 308-7281

RIN: 2050-AE11

3291. FINAL DETERMINATION OF THE APPLICABILITY OF THE TOXICITY CHARACTERISTIC RULE TO UNDERGROUND STORAGE TANKS, CONTAMINATED MEDIA, AND DEBRIS

Priority: Other Significant

Legal Authority: 42 USC 6921/RCRA 3001

CFR Citation: 40 CFR 261

Legal Deadline: None

Abstract: In the final hazardous waste Toxicity Characteristic (TC) rule published in June 1990, EPA decided to temporarily defer application of the TC rule to petroleum-contaminated media and debris, such as soils and groundwater, that result from underground storage tank (UST) corrective actions. This rule would make permanent the current temporary deferral of UST petroleum-contaminated media and debris from the RCRA hazardous waste TC rule. This rule is part of the Agency's commitment to make a "final determination" regarding the UST temporary deferral. Without the deferral, UST cleanup procedures would be adversely affected, resulting in delays in remedial action and increases in remediation costs. EPA believes states are in the best position to continue their oversight of the management of contaminated media and debris from UST cleanups. Since this action is deregulatory, there are no adverse effects on small businesses, or on state, local, or tribal governments.

Timetable:

Action	Date	FR Cite
NPRM	02/12/93	58 FR 8504
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3189.

Agency Contact: John Heffelfinger, Environmental Protection Agency, Solid Waste and Emergency Response, (5401W), Washington, DC 20460
Phone: 703 308-8881

RIN: 2050-AD69

EPA—RCRA

Final Rule Stage

3292. LISTING DETERMINATION OF WASTES GENERATED DURING THE MANUFACTURE OF AZO, ANTHRAQUINONE, AND TRIARYLMETHANE DYES AND PIGMENTS**Priority:** Other Significant**Legal Authority:** 42 USC 6921/RCRA 3001; 42 USC 9602/CERCLA 102**CFR Citation:** 40 CFR 261; 40 CFR 264; 40 CFR 265; 40 CFR 271; 40 CFR 302**Legal Deadline:** NPRM, Judicial, November 30, 1994. Final, Judicial, April 19, 1996.

Two waste streams are subject to later judicial deadlines: Proposed, 3/31/96; Final, 06/30/96.

Abstract: This action addresses the potential human health and environmental risks posed by wastes from the manufacture of dyes and pigments, and determines whether these wastes should be listed as hazardous wastes under RCRA to control any unacceptable risks. If listed under RCRA, these wastes would also be added to the CERCLA list of hazardous substances. As part of this effort, EPA is also considering opportunities for pollution prevention and recycling. This action will be implemented by EPA and States authorized under RCRA. Impacts on local governments are not expected, and small business impacts are undetermined at this time. Two waste streams are subject to later deadlines for proposed and final action. The dates for the proposed rules are based on current settlement discussions with plaintiffs in *EDF v. Browner*, Civil Action No. 89-0598 (D.D.C.)**Timetable:**

Action	Date	FR Cite
NPRM	12/22/94	59 FR 66072
Additional NPRM	01/00/97	
Final Action	01/00/97	

Small Entities Affected: Undetermined**Government Levels Affected:** None**Additional Information:** SAN No. 3066/3068/3069.**Agency Contact:** Wanda Levine, Environmental Protection Agency, Solid Waste and Emergency Response, (5304), Washington, DC 20460
Phone: 202 260-7458**RIN:** 2050-AD80**3293. IDENTIFICATION AND LISTING OF HAZARDOUS WASTE: PETROLEUM REFINING PROCESS WASTES****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 6921/RCRA 3001; 42 USC 9602/CERCLA 102**CFR Citation:** 40 CFR 261; 40 CFR 264; 40 CFR 265; 40 CFR 271; 40 CFR 302**Legal Deadline:** NPRM, Judicial, October 31, 1995. Final, Judicial, October 31, 1996.**Abstract:** This action addresses the potential human health and environmental risks posed by 14 waste streams from petroleum refining processes, and determines whether these wastes should be listed as hazardous wastes under RCRA. If listed under RCRA, these wastes would also be added to the CERCLA list of hazardous substances. As part of this action, the Agency is considering opportunities for source reduction, recycling, reclamation or reuse in other manufacturing processes. This action will be implemented by EPA and authorized States under RCRA. Impacts on local and tribal governments are unknown and small business impacts are not expected. The date for final action is the subject of further settlement negotiations with plaintiffs in *EDF v. Browner*, Civil Action No. 89-0598 (D.D.C.).**Timetable:**

Action	Date	FR Cite
NPRM	11/20/95	60 FR 57747
Final Action	10/00/96	

Small Entities Affected: None**Government Levels Affected:** State, Tribal, Federal**Additional Information:** SAN No. 3064.**Agency Contact:** Maximo (Max) Diaz, Jr., Environmental Protection Agency, Solid Waste and Emergency Response, (5304), Washington, DC 20460
Phone: 202 260-4770**RIN:** 2050-AD88**3294. REVISED STANDARDS FOR HAZARDOUS WASTE COMBUSTION FACILITIES****Priority:** Economically Significant**Legal Authority:** 42 USC 6924/RCRA 3004; 42 USC 6925/RCRA 3005; Clean Air Act Amendments section 112**CFR Citation:** 40 CFR 60; 40 CFR 61; 40 CFR 260; 40 CFR 261; 40 CFR 264; 40 CFR 265; 40 CFR 266; 40 CFR 270**Legal Deadline:**Final, Judicial, December 1996, (Incinerators).
Final, Judicial, December 1999, (Boilers).**Abstract:** The Environmental Protection Agency's (EPA's) strategy for hazardous waste minimization and combustion and a judicial settlement agreement commit EPA to upgrade its standards for burning hazardous waste in incinerators, boilers, and industrial furnaces. These standards would be applicable during the construction and operation of these combustion facilities.**Timetable:**

Action	Date	FR Cite
NPRM - Industrial Furnaces and Incinerators	04/19/96	61 FR 17358
Final Rule	12/00/96	
NPRM - Boilers	09/00/98	
Final Rule	12/00/99	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Additional Information:** SAN No. 3333.**Agency Contact:** Larry Denyer, Environmental Protection Agency, Solid Waste and Emergency Response, 5302W, Washington, DC 20460
Phone: 703 308-8770**RIN:** 2050-AE01**3295. LAND DISPOSAL RESTRICTIONS—PHASE IV: TREATMENT STANDARDS FOR CERTAIN MINERAL PROCESSING WASTES; TC METALS; NEWLY LISTED WASTES FROM WOOD PRESERVING AND DYES AND PIGMENTS****Priority:** Economically Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

EPA—RCRA

Final Rule Stage

Legal Authority: 42 USC 6905/RCRA 1006; 42 USC 6912(a)/RCRA 2002(a); 42 USC 6921/RCRA 3001; 42 USC 6924/RCRA 3004

CFR Citation: 40 CFR 268

Legal Deadline: Final, Judicial, June 1996.

The Agency will likely seek to extend the deadline.

Abstract: The Hazardous and Solid Waste Amendments of 1984 require the Environmental Protection Agency (EPA) to promulgate regulations establishing treatment standards that must be met before hazardous waste may be disposed of on land. The proposed rulemaking establishes treatment standards for certain characteristic mineral processing wastes, wood preserving wastes, and TC metals. It also addresses issues arising from a September 25, 1992 decision of the U.S. Court of Appeals in Chemical Waste Management v. EPA, 976 F. 2d (D.C. Cir. 1992) on the equivalency of treatment in wastewater treatment systems regulated under the Clean Water Act to treatment of wastes under the Resource Conservation and Recovery Act (RCRA). On March 26, 1996, the President signed into law H.R. 2036, the Land Disposal Program Flexibility Act, which moots the equivalency section of the rule.

Timetable:

Action	Date	FR Cite
ANPRM	10/24/91	56 FR 55160
NPRM	08/22/95	60 FR 43654
Final Action	06/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3366.

Reinventing Government: The options that were proposed for addressing cross-media transfers would encourage pollution prevention by allowing facilities to comply by reducing mass loadings of toxics to the environment through source reduction from wastestreams not directly at issue. An exemption from the options was proposed for de minimis levels of waste. Importantly, EPA seeks to preserve its partnership with States and Tribes by embracing their programs that control the cross-media transfer problems at issue. EPA also took the

common-sense approach of crafting its options for cross-media transfers to fulfill its obligations and protect environmental resources without undue disruption to waste treatment systems that are already adequately protective of the environment. Additionally, the rule will focus on environmental risk by isolating for regulation those waste management scenarios that pose risks rather than imposing controls across the board. The Agency built in maximum flexibility so that those complying with the requirements can choose the most cost-effective means of limiting toxic releases or for treating wastes to meet LDR treatment standards. Furthermore, the Agency is mindful of the multi-media context of environmental problems and has designed the proposed rule to defer to existing federal programs to avoid duplication of regulation. Furthermore, this rule will reduce the paperwork burden on the regulated community by revising a number of the LDR program's administrative requirements. Other regulatory changes will eliminate outdated regulations and clarify areas of the regulations that are confusing.

Agency Contact: Sue Slotnick, Environmental Protection Agency, Solid Waste and Emergency Response, 5302W, Washington, DC 20460
Phone: 703 308-8462

RIN: 2050-AE05

3296. RCRA SUBTITLE C FINANCIAL TEST CRITERIA (REVISION)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6905/RCRA 1006; 42 USC 6912(a)/RCRA 2002(a); 42 USC 6924/RCRA 3004; 42 USC 6925/RCRA 3005

CFR Citation: 40 CFR 264; 40 CFR 265; 40 CFR 280; 40 CFR 761

Legal Deadline: None

Abstract: The proposed revised financial responsibility test would be better than the current test at predicting which firms will enter bankruptcy and not be able to cover their financial obligations for liability and closure costs of hazardous waste treatment, storage and disposal facilities. A

bankrupt firm may be unable to afford the proper closure of a facility which would require the government to incur response costs at the facility. The rule would also qualify more owners and operators of RCRA Treatment, Storage, and Disposal Facilities which must currently use more expensive ways, such as surety bonds or letters of credit, of demonstrating financial assurance, to use the less expensive corporate financial responsibility test. The combined savings from screening out riskier firms and making the test more available to viable firms would be approximately \$19 million annually in public and private costs. These regulatory amendments would have no effect on local or tribal governments.

Timetable:

Action	Date	FR Cite
NPRM	07/01/91	56 FR 30201
Final Action (3rd Party Liability; Closure/Post Closures)	09/16/92	57 FR 42832
Final Action	02/00/97	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 2647.

Agency Contact: Dale Ruhter, Environmental Protection Agency, Solid Waste and Emergency Response, (5303W), Washington, DC 20460
Phone: 703 308-8192

RIN: 2050-AC71

3297. RULE IDENTIFYING WHEN MILITARY MUNITIONS BECOME HAZARDOUS WASTES AND MANAGEMENT STANDARDS FOR SUCH WASTES; EXPLOSIVES EMERGENCIES; REDEFINITION OF ON-SITE

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6924(y)/RCRA 3004(y)

CFR Citation: 40 CFR 260; 40 CFR 261; 40 CFR 262; 40 CFR 263; 40 CFR 264; 40 CFR 265; 40 CFR 270

Legal Deadline: NPRM, Statutory, April 6, 1993. NPRM, Judicial, October 31, 1995. Final, Statutory, October 6, 1994. Final, Judicial, December 2, 1996.

EPA—RCRA

Final Rule Stage

Abstract: EPA will issue a rule clarifying when military munitions (including chemical munitions) become hazardous wastes subject to Federal hazardous waste storage, treatment, and disposal rules. The rule will assure transportation and storage of such wastes are safe and protective of human health and the environment. The rule will address munitions in the military stockpile to be demilitarized, burning of excess propellants, emergency responses involving both military and non-military explosives, and unexploded ordnance on firing ranges. State National Guard units as well as Federal DOD, DOE, and DOT (Coast Guard) units will be subject to these rules. The rule will also revise the definition of "on-site." EPA and EPA-authorized States will implement the standards.

Timetable:

Action	Date	FR Cite
NPRM	11/08/95	60 FR 56468
Final Action	12/00/96	

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

Additional Information: SAN No. 3235.

Agency Contact: Ken Shuster, Environmental Protection Agency, Solid Waste and Emergency Response, (5303W), Washington, DC 20460
Phone: 703 308-8759

RIN: 2050-AD90

3298. FINANCIAL TEST FOR LOCAL GOVERNMENTS THAT OWN/OPERATE MUNICIPAL SOLID WASTE LANDFILLS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6907/RCRA 1008; 42 USC 6944/RCRA 4004; 42 USC 6949(a)/RCRA 4010(a)

CFR Citation: 40 CFR 258

Legal Deadline: None

Abstract: The criteria for Municipal Solid Waste Landfills require landfill owners/operators to assure that they can cover the costs of closure and post-closure care of their landfills and the costs of cleaning up any known releases from their landfills. This rule would allow local governments to meet all or part of their financial assurance requirements based on their financial strength. EPA estimates that the local government financial test would save local governments \$138 million annually. Small local governments and Tribal governments that own or operate landfills would share in this savings.

Timetable:

Action	Date	FR Cite
NPRM	12/27/93	58 FR 68353
Final Action	08/00/96	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local

Additional Information: SAN No. 2761.

Agency Contact: George Garland, Environmental Protection Agency, Solid Waste and Emergency Response, (5303W), Washington, DC 20460
Phone: 703 308-7272

RIN: 2050-AD04

3299. RCRA SUBTITLE D SOLID WASTE FACILITIES; STATE/TRIBAL PERMIT PROGRAM—DETERMINATION OF ADEQUACY

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6945/RCRA 4005; 42 USC 6912/RCRA 2002

CFR Citation: 40 CFR 239

Legal Deadline: None

Abstract: This action known as the "State/Tribal Implementation Rule" or "STIR", will delegate to States and Indian Tribes the authority to control the human health and environmental risks associated with municipal solid waste (MSW) landfill management, particularly groundwater contamination. The STIR will do so by establishing criteria and procedures for EPA to use to determine whether State and tribal MSW landfill permit programs are adequate to ensure compliance with the Solid Waste Disposal Facility Criteria. While the Disposal Facility Criteria automatically apply to all MSW landfills, States and tribes with permit programs deemed adequate under the STIR can provide some flexibility on design standards and other requirements to landfill owners and operators who meet the Criteria's performance standards. In providing this flexibility, the STIR offers an opportunity to reduce the regulatory burden on State, tribal and local governments and on landfill owners and operators.

Timetable:

Action	Date	FR Cite
NPRM	01/26/96	61 FR 2584
Final Action	11/00/96	

Small Entities Affected: None

Government Levels Affected: State, Tribal

Additional Information: SAN No. 2751.

Agency Contact: Mia Zmud, Environmental Protection Agency, Solid Waste and Emergency Response, (5306W), Washington, DC 20460
Phone: 703 308-7263

RIN: 2050-AD03

ENVIRONMENTAL PROTECTION AGENCY (EPA)
Resource Conservation and Recovery Act (RCRA)
Long-Term Actions
3300. ● PAINT MANUFACTURING WASTES LISTING: HAZARDOUS WASTE MANAGEMENT SYSTEM: IDENTIFICATION AND LISTING OF HAZARDOUS WASTE

Priority: Other Significant

Legal Authority: 42 USC 6905; 42 USC 6912(a); 42 USC 6921; 42 USC 6922; 42 USC 6926; 42 USC 6938; 42 USC 9602; 42 USC 9603; 42 USC 9604; 33 USC 1321; 33 USC 1361

CFR Citation: 40 CFR 261; 40 CFR 271; 40 CFR 302

Legal Deadline: NPRM, Judicial, December 31, 1996. Final, Judicial, December 31, 1997.

Abstract: This action addresses the potential risks posed by wastes from the production of paints, and determines whether these wastes should be listed as hazardous under RCRA to control these risks. Any new wastes listed as hazardous will also be added to the CERCLA list of hazardous substances. This action will be implemented by EPA and States authorized under RCRA. Impacts on local governments are not expected, and small business impacts are undetermined.

Timetable:

Action	Date	FR Cite
NPRM	09/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: State, Federal

Additional Information: SAN No. 3805.

Agency Contact: Dr. Cate Jenkins, Environmental Protection Agency, Solid Waste and Emergency Response, (5304)
Phone: 202 260-4792
Fax: 202 260-0225

RIN: 2050-AE32

3301. FACILITY RESPONSE PLANNING FOR DELEGATED OFFSHORE FACILITIES

Priority: Other Significant

CFR Citation: 40 CFR 112

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Bobbie Lively-Diebold
Phone: 703 356-8774

RIN: 2050-AE18

3302. NEW AND REVISED TESTING METHODS APPROVED FOR RCRA SUBTITLE C, HAZARDOUS WASTE TESTING MANUAL, SW-846, THIRD EDITION, UPDATE IV

Priority: Other

CFR Citation: 40 CFR 260; 40 CFR 261; 40 CFR 262; 40 CFR 264; 40 CFR 265; 40 CFR 268; 40 CFR 270

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: State, Tribal, Federal

Agency Contact: Kim Kirkland
Phone: 202 260-6722

RIN: 2050-AE25

3303. REGULATORY DETERMINATION ON REMAINING WASTES FROM THE COMBUSTION OF FOSSIL FUELS

Priority: Substantive, Nonsignificant

CFR Citation: Not yet determined

Timetable:

Action	Date	FR Cite
Notice of Data Availability	02/12/93	58 FR 8273
Regulatory Determination (Phase I Four Fossil Fuel Wastes)	08/09/93	58 FR 42466
Regulatory Determination (Phase II Remaining Wastes)	04/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Rich Kinch
Phone: 703 308-8424

RIN: 2050-AD91

3304. HAZARDOUS WASTE MANAGEMENT SYSTEM; MODIFICATION OF THE HAZARDOUS WASTE PROGRAM; MERCURY-CONTAINING LAMPS

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 261

Timetable:

Action	Date	FR Cite
NPRM	07/27/94	59 FR 38288
Final Action	00/00/00	

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Kristina Meson
Phone: 202 260-5736

RIN: 2050-AD93

3305. HAZARDOUS WASTE MANIFEST REGULATION

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 40 CFR 260; 40 CFR 261; 40 CFR 262; 40 CFR 263; 40 CFR 264; 40 CFR 265; 40 CFR 270; 40 CFR 271

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: Businesses, Organizations

Government Levels Affected: State, Tribal, Federal

Agency Contact: Ann Codrington
Phone: 202 260-4777

RIN: 2050-AE21

3306. UNDERGROUND STORAGE TANKS CONTAINING HAZARDOUS SUBSTANCES - FINANCIAL RESPONSIBILITY REQUIREMENTS

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 280

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: Local

Agency Contact: Mark Barolo
Phone: 703 308-8874

RIN: 2050-AC15

ENVIRONMENTAL PROTECTION AGENCY (EPA)
Resource Conservation and Recovery Act (RCRA)
Completed Actions
3307. ● HAZARDOUS WASTE MANAGEMENT SYSTEM: IDENTIFICATION AND LISTING OF HAZARDOUS WASTE; AMENDMENT TO DEFINITION OF SOLID WASTE (RECOVERED OIL)

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 6912; 42 USC 6921

CFR Citation: 40 CFR 261

Legal Deadline: None

Abstract: EPA is correcting the text of a regulatory exclusion from the definition of solid waste for recovered oil which is inserted into the petroleum refining process (40 CFR 261.4(a)(12)). The direct final rule would reflect the result EPA initially intended, which was to condition the exclusion of recovered oil on that oil being reinserted into the petroleum refining process at a point where that process removes or will remove at least some contaminants. Concurrent with this direct final rule, EPA will propose this correction for public comment. In the event that adverse comments are received, EPA will withdraw the direct final rule and address the comments received in a subsequent final rule based on the related proposed rule.

Timetable:

Action	Date	FR Cite
NPRM	03/26/96	61 FR 13129
Direct Final Rule	03/26/96	61 FR 13103

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3801.

Agency Contact: Steve Silverman, Environmental Protection Agency, Solid Waste and Emergency Response, Office of General Counsel, (2366) Phone: 202 260-7716

RIN: 2050-AE31

3308. REGULATIONS TO CONTROL IMPORTS AND EXPORTS OF HAZARDOUS AND OTHER WASTES

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 260; 40 CFR 261; 40 CFR 262; 40 CFR 263; 40 CFR 264; 40 CFR 265; 40 CFR 266

Completed:

Reason	Date	FR Cite
Withdrawn - The Agency does not plan any further action.	03/14/96	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Julie Gourley
Phone: 202 260-7944

RIN: 2050-AE13

3309. NO-MIGRATION VARIANCE FOR PROHIBITED HAZARDOUS WASTE LAND DISPOSAL

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 268

Completed:

Reason	Date	FR Cite
Withdrawn - No Rule Planned. Agency Will Issue Guidance.	03/13/96	

Small Entities Affected: None

Government Levels Affected: State, Federal

Agency Contact: Chris Rhyne
Phone: 703 308-8658

RIN: 2050-AC44

3310. CAUSES FOR PERMIT MODIFICATIONS TO HAZARDOUS WASTE MANAGEMENT FACILITIES

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 270.41

Completed:

Reason	Date	FR Cite
Withdrawn - The Agency Does Not Plan Any Further Action.	03/13/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ken Amaditz
Phone: 703 308-7056

RIN: 2050-AD05

3311. IMPORTS AND EXPORTS OF HAZARDOUS WASTE: IMPLEMENTATION OF THE OECD DECISION FOR RECYCLABLE WASTES

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 260; 40 CFR 261; 40 CFR 262; 40 CFR 263; 40 CFR 264; 40 CFR 265; 40 CFR 266

Completed:

Reason	Date	FR Cite
Final Action	04/12/96	61 FR 16290

Small Entities Affected: None

Government Levels Affected: State, Federal

Agency Contact: Julie Gourley
Phone: 202 260-7944

RIN: 2050-AD87

3312. RCRA EXPANDED PUBLIC PARTICIPATION

Priority: Other Significant

CFR Citation: 40 CFR 270.41; 40 CFR 270.42; 40 CFR 270.10

Completed:

Reason	Date	FR Cite
Final Action	12/11/95	60 FR 63417

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: Patricia Buzzell
Phone: 703 308-8632

RIN: 2050-AD97

3313. CEMENT KILN DUST

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: Not yet determined

Completed:

Reason	Date	FR Cite
Final Determination	02/07/95	60 FR 7366

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Bill Schoenborn
Phone: 703 308-8483

RIN: 2050-AE02

3314. LAND DISPOSAL RESTRICTIONS—PHASE III: DECHARACTERIZED WASTEWATERS, CARBAMATE WASTES, AND SPENT ALUMINUM POTLINERS

Priority: Economically Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 40 CFR 268

EPA—RCRA

Completed Actions

Completed:

Reason	Date	FR Cite
Partial Withdrawal and Amendment of Final Rule	04/08/96	61 FR 15566

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Peggy Vyas
Phone: 703 308-8594

RIN: 2050-AD38

3315. EXTENSION OF STATES' INTERIM AUTHORIZATION OPTION TO CARRY OUT POST-HSWA REGULATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 271.24

Completed:

Reason	Date	FR Cite
Withdrawn - The Agency does not plan any further action.	03/13/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Wayne Roepe
Phone: 703 308-8630

RIN: 2050-AD57

3316. FIELD FILTERING OF GROUNDWATER SAMPLES

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 258.51(b)

Completed:

Reason	Date	FR Cite
Withdrawn - No further regulatory action. Guidance being prepared.	03/14/96	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local, Tribal

Agency Contact: Andrew Teplitzky

Phone: 703 308-8300

RIN: 2050-AD86

3317. GUIDELINE FOR FEDERAL PROCUREMENT OF PAPER AND PAPER PRODUCTS CONTAINING RECOVERED MATERIALS

Priority: Other

CFR Citation: 40 CFR 247

Completed:

Reason	Date	FR Cite
Withdrawn - No rule planned. Guidelines being prepared.	03/14/96	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Agency Contact: Dana Arnold
Phone: 703 308-7279

RIN: 2050-AD41

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Prerule Stage

Clean Air Act (CAA)

3318. DEVELOPMENT OF OZONE, PARTICULATE MATTER AND REGIONAL HAZE IMPLEMENTATION PROGRAMS

Priority: Substantive, Nonsignificant

Legal Authority: PL 95-95; PL 101-549

CFR Citation: 40 CFR 51; 40 CFR 81

Legal Deadline: None

Abstract: The action identifies the requirements for preparation, adoption and submittal of ozone and particulate matter State implementation plans under potentially new ozone and particulate matter national ambient air quality standards and a regional haze program.

Timetable:

Action	Date	FR Cite
ANPRM	06/00/96	
- Phase I		
NPRM	06/00/97	
Final Action	06/00/98	
- Phase II		
NPRM	06/00/98	
Final Action	06/00/99	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3553.

Agency Contact: Denise Gerth, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning & Standards, MD-15, Research Triangle Park, NC 27711
Phone: 919 541-5550

RIN: 2060-AF34

3319. ● ACID RAIN PROGRAM: ELIMINATION OF DIRECT SALE PROGRAM AND IPP WRITTEN GUARANTEE; AND ANPRM TO MODIFY ALLOWANCE AUCTION

Priority: Other Significant

Legal Authority: 42 USC 76510

CFR Citation: 40 CFR 73

Legal Deadline: None

Abstract: This rule and ANPRM would make technical modifications to minor features of the Acid Rain Allowance Trading Program. The rule would eliminate a small "direct sale" program for acid rain allowances; this program has never been used and is not needed.

The ANPRM would make technical changes in the related auction program.

Timetable:

Action	Date	FR Cite
ANPRM	05/00/96	
Direct Final and Proposal	05/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3795.

Agency Contact: Eugene Casey, Environmental Protection Agency, Air and Radiation, 6204J, 401 M Street SW., Washington, DC 20460
Phone: 202 233-9194

RIN: 2060-AG41

3320. ● ACID RAIN PROGRAM: SO2 ALLOWANCE AUCTION AND ELECTRONIC ALLOWANCE TRANSFER

Priority: Other Significant

Legal Authority: 42 USC 7651 et seq

CFR Citation: 40 CFR 73

Legal Deadline: None

Abstract: Title IV of the Clean Air Act, as amended (the Act), authorized the

EPA—CAA

Prerule Stage

EPA to establish the Acid Rain Program to reduce the adverse health and ecological effects of acidic deposition. Under the Acid Rain Program, electric utilities must have an allowance for each ton of sulfur dioxide (SO₂) that their generating facilities emit.

Title IV mandates that EPA hold or sponsor yearly auctions and direct sales of allowances for a small portion of the total allowances allocated each year. The United States General Accounting Office has recommended that EPA change the design of the auction so that it is a single-price auction, in which each bidder would pay the market-clearing price. Currently the auction is a "price-discriminating" action, meaning that all bids are ranked beginning with the highest dollar amount and that each winning bidder pays what he or she bids until all allowances are sold. EPA is proposing to change the current design and timing of the acid rain allowance auctions. EPA is also proposing to change the requirement that additional allowances offered in EPA auctions have a set minimum price in whole dollars.

Title IV also provides for the transfer of allowances and states that a transfer will not be effective until EPA receives and records a written certification of the transfer signed by a responsible official of each party. EPA is considering development of a system to allow electronic submittal of allowance transfers. Under one option, the seller alone would submit the transfer without involving the buyer. EPA is proposing to allow such electronic transfers.

Timetable:

Action	Date	FR Cite
ANPRM	05/00/96	
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: Businesses

Government Levels Affected: None

Sectors Affected: 491 Electric Services

Additional Information: SAN No. 3795.

This action resulted from RIN 2060-AG41.

Agency Contact: Linda Critchfield, Environmental Protection Agency, Air and Radiation, 401 M Street SW., 6204J, Washington, DC 20460
Phone: 202 233-9087
Fax: 202 233-9585

RIN: 2060-AG75

3321. REGIONAL HAZE PROTECTION RULE

Priority: Other Significant

Legal Authority: Clean Air Act section 169A and 169B

CFR Citation: 40 CFR 51.300 to 51.306

Legal Deadline: NPRM, Statutory, January 1998.

Abstract: Mandatory Federal Class I areas throughout the United States are being impaired by regional haze. Section 169A of the Clean Air Act requires the Environmental Protection Agency to issue regulations to protect these Class I areas from man-made visibility impairment. These regulations would require States to show reasonable progress toward reducing the effects of regional haze on these sensitive areas. Since 1980, technical knowledge of the causes of visibility impairment (i.e., emissions of sulfur dioxide, nitrogen oxides, certain organic compounds, and particulate matter) has progressed so that innovative programs can be developed to address regional pollution. This rulemaking will require regional (multi-state) planning to address regional visibility in groupings of Class I areas. Control activities will be balanced with review of cost and visibility/environmental benefits analysis.

Timetable:

Action	Date	FR Cite
ANPRM	06/00/96	
NPRM	06/00/97	
Final Action	06/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Tribal, Federal

Sectors Affected: 491 Electric Services

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3552.

Agency Contact: Bruce Polkowsky, Environmental Protection Agency, Air and Radiation, MD-15, Research Triangle Park, NC 27711
Phone: 919 541-5532

RIN: 2060-AF32

3322. FUELS AND FUEL ADDITIVES WAIVER APPLICATION CRITERIA

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7545/CAA 211

CFR Citation: 40 CFR 86

Legal Deadline: None

Abstract: This rulemaking will establish regulatory criteria and procedures for making determinations on fuel and fuel additive waiver applications under section 211(f)(4) of the Clean Air Act.

Timetable:

Action	Date	FR Cite
ANPRM	06/00/96	
NPRM	06/00/97	
Final Action	06/00/98	

Small Entities Affected: Businesses

Government Levels Affected: None

Sectors Affected: 291 Petroleum Refining; 371 Motor Vehicles and Motor Vehicle Equipment

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3389.

Agency Contact: Joseph Sopata, Environmental Protection Agency, Air and Radiation, 6406J, 401 M Street SW., Washington, DC 20460
Phone: 202 233-9034

RIN: 2060-AE68

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Proposed Rule Stage

Clean Air Act (CAA)

3323. REVISIONS TO THE NEW SOURCE REVIEW REGULATIONS**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 4111/Clean Air Act Amendments of 1990, section 110(n)(3)**CFR Citation:** 40 CFR 51.160 to 51.166; 40 CFR 52.24; 40 CFR 52.10**Legal Deadline:** None**Abstract:** EPA plans to amend its new source review rules to comply with the more stringent requirements in the Clean Air Act as amended in 1990 for preconstruction review of new and modified major sources in areas that have been designated by EPA as failing to attain one or more of the national ambient air quality standards.**Timetable:**

Action	Date	FR Cite
NPRM	06/00/96	
Final Action	06/00/97	

Small Entities Affected: None**Government Levels Affected:** State, Local, Federal**Additional Information:** SAN No. 2909.

In order to expedite the completion of the nonattainment new source review (NSR) rulemaking, this action has been split from the broader NSR rulemaking (RIN 2060-AE11).

Agency Contact: Mike Sewell, New Source Review Section, Environmental Protection Agency, Air and Radiation, (MD-12), Research Triangle Park, NC 27711

Phone: 919 541-0873

RIN: 2060-AD13**3324. LOCOMOTIVE EMISSION STANDARDS****Priority:** Economically Significant**Legal Authority:** 42 USC 7547**CFR Citation:** 40 CFR 92**Legal Deadline:** Final, Statutory, November 15, 1995.**Abstract:** The Clean Air Act Amendments of 1990 require EPA to promulgate emission standards for railroad locomotives. It is likely that

railroad locomotives are significant contributors of pollution in some areas of the country for some pollutants. This rulemaking may allow for uniform control of locomotive emissions on the national level.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	10/00/97	

Small Entities Affected: Undetermined**Government Levels Affected:** Federal**Analysis:** Regulatory Flexibility Analysis**Additional Information:** SAN No. 2961.**Agency Contact:** Charles Maulis, Environmental Protection Agency, Air and Radiation, 2565 Plymouth Road, Ann Arbor, MI 48105
Phone: 313 741-7826**RIN:** 2060-AD33**3325. NEW SOURCE REVIEW (NSR) REFORM****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** Clean Air Act as amended in 1990, title I**CFR Citation:** 40 CFR 51.160 to 51.166; 40 CFR 52.21; 40 CFR 52.24**Legal Deadline:** None**Abstract:** The purpose of this action is to revise the Clean Air Act new source review (NSR) regulations, which govern the preconstruction air quality review and permitting programs that are implemented by States and the Federal Government for new and modified major stationary sources of air pollution. This rulemaking seeks to deregulate, that is, exclude from major NSR program requirements those activities of sources that, with respect to air pollution, have little environmental impact. The rulemaking will encourage pollution control and pollution prevention projects at existing sources. Control technology requirements will be clarified with respect to when and how they apply to sources that are covered. The action will more clearly define the roles and requirements of sources, permitting

authorities and Federal land managers in the protection of air-quality-related values in Federal Class I areas (i.e., certain national parks and wilderness areas) under the new source review regulations. State, local, and tribal permitting agencies will be given more flexibility to implement program requirements in a manner that meet their specific air quality management needs. Consequently, the rulemaking decreases the number of activities that are subject to NSR requirements and also expedites the permitting process for those sources that are subject to NSR. This action is designed to reduce the regulatory burden over all industries without respect to commercial size or capacity; therefore, it should have no detrimental impact on small businesses. Finally, this action also addresses several pending petitions for judicial review and administrative action pertaining to new source review applicability requirements and control technology review requirements. Regulations that will be affected are State implementation plan requirements for review of new sources and modifications to existing sources (40 CFR 51.160-166), the Federal prevention of significant deterioration program (40 CFR 52.21), and Federal restriction on new source construction (40 CFR 52.24) to be proposed in another rulemaking action.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
Final Action	04/00/97	

Small Entities Affected: None**Government Levels Affected:** State, Local, Federal**Additional Information:** SAN No. 3259.**Agency Contact:** Dennis Crumpler, New Source Review Section, Environmental Protection Agency, Air and Radiation, MD-12, Research Triangle Park, NC 27711
Phone: 919 541-5433**RIN:** 2060-AE11**3326. PERFORMANCE WARRANTY AND INSPECTION/MAINTENANCE TEST PROCEDURES****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7541; 42 USC 7601**CFR Citation:** 40 CFR 51; 40 CFR 85**Legal Deadline:** None

EPA—CAA

Proposed Rule Stage

Abstract: This action establishes a new short test procedure for use in I/M programs required by the Clean Air Act Amendments of 1990. Vehicles that are tested and failed using this procedure and that meet eligibility requirements established by the act would be eligible for free warranty repair from the manufacturers.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	
Final Action	11/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 3263.

Agency Contact: Eugene J. Tierney, Chief, Inspection/Maintenance Section, Environmental Protection Agency, Air and Radiation, 2565 Plymouth Road, Ann Arbor, MI 48105
Phone: 313 668-4456

RIN: 2060-AE20

3327. INSPECTION/MAINTENANCE RECALL REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7511 (A)(2)(b) and (A)(2)(b)(2)

CFR Citation: 40 CFR 51

Legal Deadline: None

Abstract: This action specifies requirements for enhanced I/M programs to establish a program to ensure compliance with recall notices. This is pursuant to the Clean Air Act Amendments of 1990.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	
Final Action	12/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Additional Information: SAN No. 3262.

Agency Contact: Eugene J. Tierney, Chief, Inspection/Maintenance Section, Environmental Protection Agency, Air and Radiation, 2565 Plymouth Road, Ann Arbor, MI 48105
Phone: 313 668-4456

RIN: 2060-AE22

3328. CONSOLIDATED EMISSION REPORTING

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7511; 42 USC 7410

CFR Citation: 40 CFR 51

Legal Deadline: None

Abstract: Emission statements and periodic inventories are new programs addressed in the 1990 Amendments to the Clean Air Act that call for emissions reporting. In addition, requirements for the annual reporting of emissions from stationary sources are contained in 40 CFR 51.321 - 51.323. Each of these programs requires either sources or states to report emissions and other supporting data. The data reporting intervals, type of pollutant source, pollutant type, and geographic coverage varies for the three programs. This rule will address the streamlining and consolidation of reporting requirements of each of these programs. The emissions data made available by these programs will also provide a mechanism for tracking emissions.

Rule is on hold pending action on the "One-Stop" Data Reporting Rule.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
Final Action	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: State, Federal

Public Compliance Cost: Initial Cost: \$2,000,000; Yearly Recurring Cost: \$12,000,000; Base Year for Dollar Estimates: 1993

Sectors Affected: Multiple

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3302.

Agency Contact: David Misenheimer, Environmental Protection Agency, Air and Radiation, Emission, Modeling and Analysis, MD-14, Research Triangle Park, NC 27711
Phone: 919 541-5473

RIN: 2060-AE32

3329. NAAQS: OZONE (REVIEW)

Priority: Economically Significant

Legal Authority: 42 USC 7408 section 108 Clean Air Act; 42 USC 7409 Section 109 Clean Air Act

CFR Citation: 40 CFR 50.9

Legal Deadline: Final, Statutory, December 31, 1980.
Review at 5-year intervals thereafter.

Abstract: The Environmental Protection Agency (EPA) is reviewing and updating the air quality criteria for ozone to incorporate new scientific and technical information. Based on the revised criteria, the EPA will determine whether revisions to the standards are appropriate.

Timetable:

Action	Date	FR Cite
NPRM	07/00/96	
Final Action	07/00/97	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3353.

Agency Contact: John Haines, Environmental Protection Agency, Air and Radiation, MD-15, Research Triangle Park, NC 27711
Phone: 919 541-5533

RIN: 2060-AE57

3330. NAAQS: PARTICULATE MATTER (REVIEW)

Priority: Economically Significant

Legal Authority: 42 USC 7408 to 7409

CFR Citation: 40 CFR 50.6

Legal Deadline: NPRM, Judicial, November 29, 1996. Final, Judicial, June 28, 1997.

Abstract: The Environmental Protection Agency (EPA) is reviewing and updating the air quality criteria for particulate matter to incorporate new scientific and technical information that has become available since the last review. Based on the revised criteria, EPA will determine whether revisions to the standards are appropriate.

Timetable:

Action	Date	FR Cite
NPRM	11/29/96	
Final Action	06/28/97	

Small Entities Affected: None

Government Levels Affected: None

Sectors Affected: 10 Metal Mining; 12 Coal Mining; 14 Mining and Quarrying

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of Nonmetallic Minerals, Except Fuels; 33 Primary Metal Industries; 491 Electric Services

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3448.

Agency Contact: John Haines, Environmental Protection Agency, Air and Radiation, MD-15, Research Triangle Park, NC 27711
Phone: 919 541-5533

RIN: 2060-AE66

3331. METHOD 301: FIELD VALIDATION OF POLLUTION MEASUREMENT METHODS FOR VARIOUS MEDIAS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7401 et seq, as amended PL 101-549; 42 USC 7410 et seq, as amended by PL 101-549

CFR Citation: 40 CFR 60; 40 CFR 63

Legal Deadline: None

Abstract: After promulgation of Method 301, questions were raised about the statistical calculations and clarifying the procedure for determining the quality of the data.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	09/00/97	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 3407.

Agency Contact: Gary McAlister, Environmental Protection Agency, Air and Radiation, Emission Measurement Branch (MD-19), Research Triangle Park, NC 27302
Phone: 919 541-1062

RIN: 2060-AF00

3332. NESHAP: PETROLEUM REFINERIES - FCC UNITS, REFORMERS AND SULFUR PLANTS

Priority: Other Significant

Legal Authority: 42 USC 7401, et seq, as amended by PL 101-549, 104 Stat. 2399

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1997.

Abstract: Title III of the Clean Air Act amendments of 1990 requires EPA to

develop emission standards for hazardous air pollutants (HAPS). EPA proposed NESHAP rules for petroleum refineries on June 30, 1994 (RIN 2060-AD94) and is under court order to promulgate final rules by June 30, 1995. This action covers three process vents not covered under RIN 2060-AD94. These are the catalyst regeneration vents from fluid catalytic cracking units (FCCU) and catalytic reformers and the tail gas vents from sulfur recovery plants.

Timetable:

Action	Date	FR Cite
NPRM	11/00/96	
Final Action	11/00/97	

Small Entities Affected: None

Government Levels Affected: None

Sectors Affected: 291 Petroleum Refining

Additional Information: SAN No. 3549.

Agency Contact: Bob Lucas, Environmental Protection Agency, Air and Radiation, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-0884

RIN: 2060-AF28

3333. NESHAP: FERROALLOY INDUSTRY

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 1857, et seq; 44 USC 350 et seq; 5 USC 605; EO 12866

CFR Citation: 40 CFR 63

Legal Deadline: NPRM, Statutory, November 15, 1997.

Abstract: The Clean Air Act, as amended November 1990, requires the EPA to develop emission standards for each major source category of hazardous air pollutants. The standards are to be technology-based and are to require the maximum degree of emission reduction determined to be achievable by the Administrator of EPA. The EPA has determined that some plants in the ferroalloy production industry may be major sources for one or more hazardous air pollutants. As a consequence, production facilities are among the HAP-emitting source categories selected for regulation.

Timetable:

Action	Date	FR Cite
NPRM	05/31/96	
Final Action	05/00/97	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 3082.

Agency Contact: Conrad Chin, Environmental Protection Agency, Air and Radiation, Industrial Studies Branch (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-1512

RIN: 2060-AF29

3334. FEDERAL IMPLEMENTATION PLAN TO CONTROL EMISSIONS FROM TWO POWER STATIONS LOCATED ON NAVAJO NATION LANDS

Priority: Other Significant

Legal Authority: 42 USC 1740

CFR Citation: 40 CFR 60

Legal Deadline: None

Abstract: EPA proposes to federalize standards from the Arizona and New Mexico State Implementation Plans (SIPS) applicable to the Navajo generating station and the Four Corners Plant, respectively. Where necessary, EPA's proposed emission standards modify the standards extracted from the States' regulatory programs to ensure comprehensive emission control and Federal consistency.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	

Small Entities Affected: None

Government Levels Affected: Undetermined

Sectors Affected: 491 Electric Services

Additional Information: SAN No. 3569.

Agency Contact: Kenneth Bigos (A-5), Environmental Protection Agency, Air and Radiation, Region 9, 75 Hawthorne Street, San Francisco, CA 94105
Phone: 415 744-1240

RIN: 2060-AF42

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3335. ACID RAIN PROGRAM: REVISIONS TO APPLICABILITY, EXEMPTIONS, ALLOCATIONS, AND SMALL DIESEL REFINERIES**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7651 et seq**CFR Citation:** 40 CFR 72; 40 CFR 73**Legal Deadline:** None

Abstract: This regulatory revision would streamline several portions of the Acid Rain Program rules and make minor revisions to the small diesel allowance program. Based on experience implementing the Acid Rain Program, EPA would make the process for exempting new units and retired units easier. EPA would also allow units to be deleted from the tables of affected units if those units could be demonstrated to be unaffected or if the units will not be constructed. The eligibility provision and allowance calculation equation for small diesel refineries will be corrected.

Timetable:

Action	Date	FR Cite
NPRM	07/00/96	
Final Action	12/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Sectors Affected:** 491 Electric Services; 29 Petroleum Refining and Related Industries**Additional Information:** SAN No. 3572.

Agency Contact: Kathy Barylski, Environmental Protection Agency, Air and Radiation, 6204J, 401 M Street SW., Washington, DC 20460
Phone: 202 233-9074

RIN: 2060-AF45**3336. ACID RAIN PROGRAM: DELETION OF CERTAIN UNITS****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7651, et seq**CFR Citation:** 40 CFR 73.10**Legal Deadline:** None

Abstract: The Acid Rain Program requires affected utility units to hold allowances sufficient to cover emissions of SO₂, have an Acid Rain Permit under part 72, and meet appropriate monitoring requirements under part 75. Many affected units are listed in 40 CFR 73.10 tables 2 and 3. In the process of implementing the

Acid Rain Program, EPA has learned that several units listed in the tables should not be affected by the Acid Rain Program requirements. This action would delete specific named units from the tables.

Timetable:

Action	Date	FR Cite
NPRM	07/00/96	
Interim Final Rule	12/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Sectors Affected:** 491 Electric Services**Additional Information:** SAN No. 3573.

Agency Contact: Kathy Barylski, Environmental Protection Agency, Air and Radiation, 6204J, 401 M Street SW., Washington, DC 20460
Phone: 202 233-9074

RIN: 2060-AF46**3337. ACID RAIN PROGRAM: REVISIONS TO THE PERMITS REGULATIONS UNDER TITLE IV OF THE CLEAN AIR ACT TO MAKE TECHNICAL CORRECTIONS****Priority:** Other Significant**Legal Authority:** 42 USC 7601, 7651g**CFR Citation:** 40 CFR 72**Legal Deadline:** None

Abstract: This action would make technical corrections in order to improve issuance of Phase I acid rain permits and facilitate approval of State or local permitting authorities' Phase II acid rain permitting programs.

Timetable:

Action	Date	FR Cite
NPRM	07/00/96	
Final Action	12/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions**Government Levels Affected:** Local**Sectors Affected:** 491 Electric Services**Additional Information:** SAN No. 3574.

Agency Contact: Dwight C. Alpern, Environmental Protection Agency, Air and Radiation, 6204J, 401 M Street SW., Washington, DC 20460
Phone: 202 233-9151

RIN: 2060-AF47**3338. CONTROL OF AIR POLLUTION FROM AIRCRAFT AND AIRCRAFT ENGINES; EMISSION STANDARDS AND TEST PROCEDURES****Priority:** Substantive, Nonsignificant**Legal Authority:** CAA 231**CFR Citation:** 40 CFR 87**Legal Deadline:** None

Abstract: This action proposes to establish CO and NO_x standards for aircraft gas turbine engines with equal to or greater than 26.7 kilonewtons rated thrust. These standards, which most of the affected engines are already achieving, will be added to current federal aircraft engine standards for HC emission so as to align federal standards with the standards established by the international community.

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	
Final Action	12/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Additional Information:** SAN No. 3576.

Agency Contact: Bryan Manning, Environmental Protection Agency, Air and Radiation, 2565 Plymouth Rd., Ann Arbor, MI 48105
Phone: 313 741-7832

RIN: 2060-AF50**3339. AMENDMENTS TO METHOD 24 (WATER-BASED COATINGS)****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7410**CFR Citation:** 40 CFR 60**Legal Deadline:** None

Abstract: The determination of volatile organic compounds (VOCs) content of a surface coating by reference method 24 involves determination of its water content, and calculation of its VOC content as the difference of the two measurements (volatile content minus water content). Method 24 is inherently less precise for water-based coatings than it is for solvent-based coatings and the imprecision increases as water content increases. This action will amend Method 24 by adding a direct measurement procedure for measuring VOC content of water-based coatings. This amendment will improve the precision of method 24 for water-based coatings.

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Timetable:

Action	Date	FR Cite
NPRM	11/00/96	
Final Action	10/00/97	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3649.

Agency Contact: Candace Sorrell, Environmental Protection Agency, Air and Radiation, (MD-19), Research Triangle Park, NC 27711
Phone: 919 541-1064

RIN: 2060-AF72

3340. FEDERAL IMPLEMENTATION PLAN (FIP) TO CONTROL EMISSIONS FROM SOURCES LOCATED ON THE FORT HALL INDIAN RESERVATION

Priority: Other Significant

Legal Authority: Clean Air Act title I

CFR Citation: None

Legal Deadline: None

Abstract: EPA will propose federal rulemaking for sources located on fee lands to implement the intent of the Clean Air Act (CAA) Title I program to bring about attainment of the PM-10 NAAQS both on and off the Fort Hall Indian Reservation.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	

Small Entities Affected: None

Government Levels Affected: Federal

Additional Information: SAN No. 3637.

Agency Contact: Steve Body (AT-082), Environmental Protection Agency, Air and Radiation, Region 10, 1200 Sixth Avenue, Seattle, WA 98101
Phone: 206 553-0782

RIN: 2060-AF84

3341. NESHAP FOR PERCHLOROETHYLENE DRY CLEANING FACILITIES: AMENDMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7401, 7412, 7414, 7416, 7601

CFR Citation: 40 CFR 63 subpart M

Legal Deadline: Other, Judicial, October 1995.

It is anticipated that a consent decree will be issued by 10/95, requiring

proposal by April 1996 and promulgation by 11/96.

Abstract: The International Fabricare Institute (IFI) litigated on several issues that involved the NESHAP. A settlement agreement was reached and the Agency has agreed to amend the standard. As part of the settlement, the Agency will be "grandfathering" transfer machines installed between proposal and promulgation, as existing sources. The Agency has lodged the settlement agreement with the court.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
Final Action	09/00/96	

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: SAN No. 3642.

Agency Contact: George Smith, Environmental Protection Agency, Air and Radiation, ESD, Combustion Group, MD-13, Research Triangle Park, NC 27711

Phone: 919 541-1549

RIN: 2060-AF90

3342. AMENDMENT OF ENHANCED INSPECTION/MAINTENANCE PERFORMANCE STANDARD

Priority: Substantive, Nonsignificant

Legal Authority: Clean Air Act

CFR Citation: 40 CFR 51, subpart S

Legal Deadline: None

Abstract: This action is a technical amendment to the enhanced inspection/ maintenance (I/M) performance standard included in the November 5, 1992 I/M rule (40 CFR part 51, subpart S). The amendment is in response to a court ruling and will have no net effect on existing requirements for state and local I/M programs.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	
Final Action	09/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3598.

Agency Contact: Eugene J. Tierney, Chief, I/M Section, Environmental Protection Agency, Air and Radiation, 2565 Plymouth Road, Ann Arbor, MI 48105

Phone: 313 668-4456

RIN: 2060-AG07

3343. FOURIER TRANSFORM INFRARED SPECTROSCOPY (FTIR) EXTRACTIVE TEST METHOD - SELF-VALIDATING PROCEDURE AND CEM PERFORMANCE SPECIFICATION

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7410

CFR Citation: 40 CFR 63 app A; 40 CFR 60 app F

Legal Deadline: None

Abstract: A generic test procedure that any industry can follow using FTIR analysis will be developed. This procedure would be self-validating. Generic procedures for using an FTIR as a continuous emission monitor would include several alternatives for sampling which would differ depending on the source.

Timetable:

Action	Date	FR Cite
NPRM	08/00/96	
Final Action	03/00/97	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3599.

Agency Contact: Rima Dishakjian, Environmental Protection Agency, Air and Radiation, Source Characterization Group A (MD-19), Research Triangle Park, NC 27711

Phone: 919 541-0443

RIN: 2060-AG08

3344. TRANSPORTATION CONFORMITY RULE AMENDMENTS: FLEXIBILITY AND STREAMLINING

Priority: Economically Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 7521(a)/CAA 176(c)

CFR Citation: 40 CFR 51; 40 CFR 93

Legal Deadline: None

Abstract: The Clean Air Act Amendments (CAAA) of 1990 recognized that transportation planning and air quality planning must be

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coordinated towards achieving the National Ambient Air Quality Standards (NAAQS). The transportation conformity rule was promulgated in November of 1993, in response to CAAA concerns. Conformity ensures that transportation planning does not (a) produce new air quality violations, (b) worsen existing violations, and (c) delay timely attainment of the NAAQS. This rulemaking is the third in a series of amendments to the original transportation conformity rule. This rulemaking will streamline the original rule to simplify the conformity process in response to conformity stakeholder concerns. Flexibility will be added for rural nonattainment areas. Difficulties associated with the build/no-build test and adding transportation projects to plans will be resolved, and non-Federal projects will have additional flexibility through these amendments.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local, Tribal, Federal

Additional Information: SAN No. 3740.

Agency Contact: Kathryn Sargeant, Environmental Protection Agency, Air and Radiation, 2565 Plymouth Road, Ann Arbor, MI 48104
Phone: 313 668-4441

RIN: 2060-AG16

3345. REVISION TO THE MAXIMUM OXYGEN STANDARD FOR REFORMULATED GASOLINE

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7414; 42 USC 7545; 42 USC 7601(a)

CFR Citation: 40 CFR 80.41(g)

Legal Deadline: None

Abstract: The final rule for reformulated gasoline limits the amount of oxygen allowed under VOC controlled gasoline subject to the simple model to 2.7 percent by weight. States may petition to the Administrator to increase the maximum allowable oxygen content to 3.5 provided that there have been no ozone exceedances during the prior three years within covered areas in that State. Since the complex model for reformulated gasoline does not show a

negative impact on NOx of increased oxygen content (the primary argument for restricting oxygen content), it is reasonable to change this simple model requirement. The EPA is proposed and received comments on several alternatives which would increase the maximum oxygen content of summertime REG.

Timetable:

Action	Date	FR Cite
NPRM	10/05/95	60 FR 52135
NPRM Comment Period End	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3725.

Agency Contact: Christine Brunner, Environmental Protection Agency, Air and Radiation, NVFEL, 2565 Plymouth Rd., Ann Arbor, MI 48105
Phone: 313 668-4287

RIN: 2060-AG17

3346. PROTECTION OF STRATOSPHERIC OZONE: RECONSIDERATION OF BAN ON FIRE EXTINGUISHERS CONTAINING HCFCs

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7401 et seq sec 610(d)

CFR Citation: 40 CFR 82 subpart C

Legal Deadline: None

Abstract: EPA will reconsider the exception for the use of class II substances in portable fire extinguishers under the Nonessential Products Ban. The current regulations provide an exemption until an alternative substance is "commercially available." At the time the regulations were promulgated (December 30, 1993), EPA was aware of several potential substances under development and testing. These substances are continuing to be tested and developed. EPA believes that once these substances are available, they will be able to replace the use of both halon and HCFCs in portable fire extinguishers.

EPA intends to reconsider the expiration of the exemption to provide better guidance to the regulated community. The regulated community is concerned with the use of the term "commercially available" in the regulatory text. Therefore, EPA will propose revising the language by

providing a date-certain exemption. EPA believes it can provide this type of certainty to the regulated community without compromising the goals of protecting public health and the environment.

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	
Final Action	11/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: None

Additional Information: SAN No. 3756.

Agency Contact: Cindy Newberg, Environmental Protection Agency, Air and Radiation, Mailcode 6205J, 401 M Street SW., Washington, DC 20460
Phone: 202 233-9729
TDD: 202 233-9577

RIN: 2060-AG19

3347. AMENDMENTS TO APPENDIX A OF PART 60, APPENDIX B OF PART 61, AND APPENDIX A OF PART 63

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7401; 42 USC 7410-12; 42 USC 7414; 42 USC 7416

CFR Citation: 40 CFR 60; 40 CFR 61; 40 CFR 63

Legal Deadline: None

Abstract: This action will revise the format of emission test methods in Parts 60, 61, and 63 of Title 40 to follow the outline established by the Emission Monitoring Management Council to create uniformity among program test methods. This action also corrects errors and updates procedures in the noted parts.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	12/00/97	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3743.

Agency Contact: Foston Curtis, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-19, Research Triangle Park, NC 27711
Phone: 919 541-1063
Fax: 919 541-1039

RIN: 2060-AG21

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3348. REVISION TO DEFINITION OF VOLATILE ORGANIC COMPOUNDS - EXCLUSION OF HFC 4310ME AND HCFC 225CA AND CB**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7401 to 7671q**CFR Citation:** 49 CFR 51.100(s)**Legal Deadline:** None

Abstract: The definition of volatile organic compound (VOC) at 40 CFR 51.100(s) is being revised to add HFC 43-10me and HCFC 225ca and cb to the list of compounds having negligible photochemical reactivity. This will have the effect of removing these compounds from regulation as VOC.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
Final Action	07/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Additional Information:** SAN No. 3745.

Agency Contact: William Johnson, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-15, Research Triangle Park, NC 27711
Phone: 919 541-5245
Fax: 919 541-0824

RIN: 2060-AG24**3349. CONSOLIDATED FEDERAL AIR RULE FOR THE SYNTHETIC ORGANIC CHEMICAL MANUFACTURING INDUSTRY****Priority:** Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 7401 et seq**CFR Citation:** 40 CFR 60; 40 CFR 61; 40 CFR 63**Legal Deadline:** None

Abstract: On March 16, 1995, President Clinton and Vice President Gore issued a report entitled, "Reinventing Environmental Regulation," that identified 25 initiatives to improve the current regulatory system and to initiate innovative pilot programs designed to move toward a new system of environmental management. One of

these initiatives, consolidated federal air rules, is intended to eliminate duplicative, near duplicative, and overlapping federal air pollution requirements that apply to a source, resulting in a regulation that will be simpler to implement and comply with than the underlying individual rules.

The Chemical Manufacturer's Association, representing the Synthetic Organic Chemical Manufacturing Industry (SOCMI) and the Air Pollution Regulatory Authorities of Louisiana and Texas (where many chemical plants are located) have agreed to work with the Environmental Protection Agency (EPA) on a pilot project to explore solutions to crafting a consolidated rule that would combine and simplify various aspects of existing federal air rules that apply to the chemical industry.

Timetable:

Action	Date	FR Cite
NPRM	07/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** State, Federal**Sectors Affected:** 286 Industrial Organic Chemicals**Additional Information:** SAN No. 3748.

Agency Contact: Rick Colyer, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-5262
Fax: 919 541-3470

RIN: 2060-AG28**3350. REGULATION REVIEW/BURDEN REDUCTION****Priority:** Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: Clean Air Act, section 407**CFR Citation:** Not yet determined**Legal Deadline:** None

Abstract: On March 16, 1995, President Clinton issued a report entitled, "Reinventing Environmental Regulation," that identified 25 initiatives to improve the current regulatory system. This action is part

of the regulatory review process to reduce unnecessary recordkeeping and reporting requirements. Existing rules are being reviewed for excess and/or duplicative requirements. The Agency will publish a list of those regulations that will be revised or amended to reduce unnecessary recordkeeping and reporting requirements.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
Final Action	11/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Additional Information:** SAN No. 3750.

Agency Contact: Dave Markwordt, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-0837
Fax: 919 541-0942

RIN: 2060-AG30**3351. • TRANSITIONAL LOCK-IN PROCEDURES FOR PHASE II REFORMULATED GASOLINE (RFG) PROGRAM****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7545**CFR Citation:** 40 CFR 80.2; 40 CFR 80.70; 40 CFR 80.72**Legal Deadline:** None

Abstract: This action will provide proposed procedures for states to opt-out of the Reformulated Gasoline (RFG) Program before implementation of Phase II RFG. States will be required to announce by July 1997 whether their voluntary opt-in area(s) will remain in the RFG program. If a state decides to keep an opt-in area in the program, the area will be required to remain in the program for a specified period of time (i.e., lock-in to the program) to enable refiners to recover a portion of the capital investments associated with complying with Phase II gasoline requirements. This action provides the states the flexibility to opt-out of the program before implementation of Phase II while providing incentives to industry to supply Phase II RFG which provides environmental and health benefits (e.g., Phase II RFG reduces NOx, a precursor to ozone).

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Timetable:

Action	Date	FR Cite
NPRM	06/00/96	
Final Action	03/00/97	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3845.

Agency Contact: Mark Coryell, Environmental Protection Agency, Air and Radiation, (6406J), Washington, DC 20460

Phone: 202 233-9014

Fax: 202 233-9557

RIN: 2060-AG43

3352. • REGULATION OF FUEL AND FUEL ADDITIVES: CONTROLS APPLICABLE TO GASOLINE RETAILERS AND WHOLESALE PURCHASER-CONSUMERS; 10 GALLON PER MINUTE FUEL DISPENSING LIMIT REQUIREMENT

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7545; 42 USC 7601

CFR Citation: 40 CFR 80

Legal Deadline: None

Abstract: On January 20, 1993, EPA finalized a requirement limiting vehicle service station fuel dispensing rates to 10 gallons per minute maximum, beginning January 1, 1996 for retailers and wholesalers handling over 10,000 gallons per month. The proposal/direct final package described in this notice would amend the January 20 rule by extending the implementation date of the 10-gallon requirement from January 1, 1996, until July 1, 1996. In addition, the package contains clarifications regarding hardware/software for controlling the fuel dispensing rate, and it clarifies that refueling facilities are exempt from the 10-gallon requirement if used exclusively to refuel heavy-duty vehicles, boats or airplanes. If, as expected, there are not comments on the package, no further action will be required. If there are comments on the Direct Final, it will be withdrawn and a final rule will be issued after any comments are considered.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3793.

Agency Contact: Karl J. Simon, Environmental Protection Agency, Air and Radiation, (6405J), Washington, DC 20460

Phone: 202 233-9299

Fax: 202 233-9596

RIN: 2060-AG45

3353. • ACID RAIN PROGRAM: CONTINUOUS EMISSION MONITORING RULE REVISIONS FOR TECHNICAL ISSUES

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7651 et seq

CFR Citation: 40 CFR 75 (Revision)

Legal Deadline: None

Abstract: On January 11, 1993, EPA promulgated the final "core" acid rain rules, including the CEM regulation at 40 CFR Part 75. Since the rule was promulgated, the 263 Phase I and 783 Phase II utility units have already complied with this regulation by installing and completing certification testing by the January 1, 1995 statutory deadline. During implementation of the January 11, 1993 rule and of the technical revisions published May 17, 1995, EPA and industry found a small number of additional issues requiring policy guidance and rule changes. These issues include: using monitoring equipment capable of reading both controlled and uncontrolled emissions (dual range monitors); clarification of span language; a variation of the existing Appendix D method for determining SO₂ emissions; an alternative method of determining flow (Appendix I); and greater flexibility in scheduling quality assurance testing.

These technical revisions will provide greater flexibility to the regulated community and will clarify parts of the rule. This action raises no major issues, but rather simplifies implementation by providing industry with more options and flexibility. This action is necessary because of the experience and additional information both EPA and industry has gained from 1993 to the present. Industry views this action as positive because it provides industry with more implementation flexibility.

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: Federal

Sectors Affected: 491 Electric Services

Additional Information: SAN No. 3808.

Agency Contact: Monika Chandra, Environmental Protection Agency, Air and Radiation, 401 M Street SW., 6204J, Washington, DC 20460

Phone: 202 233-9781

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chandra.monika@epamail.epa.gov

RIN: 2060-AG46

3354. • PROTECTION OF STRAT. OZONE: RECONSIDERATION OF PETITION CRITERIA/INCORPORATION OF 1995 PROTOCOL DECISIONS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7401

CFR Citation: 40 CFR 82

Legal Deadline: None

Abstract: This action would reconsider a certain reporting requirement in the petition process to import previously used ozone-depleting substances in response to a legal stay. In addition, technical changes that reflect international decisions made in Vienna, Austria in 1995 by countries that are signatories of the Montreal Protocol.

Timetable:

Action	Date	FR Cite
Notice of Stay	01/31/96	61 FR 3316
Proposed Extension	01/31/96	61 FR 3361
NPRM	04/00/96	
Direct Final	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3810.

Agency Contact: Tom Land, Environmental Protection Agency, Air and Radiation, Stratospheric Protection Division, 401 M Street SW., 6205J, Washington, DC 20460

Phone: 202 233-9185

Fax: 202 233-9577

Email: land.tom@epamail.epa.gov

RIN: 2060-AG48

3355. • RADIONUCLIDE DOSE METHODOLOGY UPDATE

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 2001 et seq

CFR Citation: Not yet determined

Legal Deadline: None

EPA—CAA

Proposed Rule Stage

Abstract: The primary purpose of this rule is to propose more accurate controls of radioactivity in drinking water through a technical correction in does methodology for beta and photon emitters only.

EPA has decided to use the Federal Guidance Report (FGR)-11 (1988) as the method for dose conversion for beta and photon emitters. Use of this method will provide consistency with other federal agencies. The newly revised concentrations in water using the FGR-11 method will replace the values published earlier in the National Bureau of Standards (NBS) Handbook 69, as amended in August 1963. The current beta and photon emitters MCL, as calculated in NBS 69 (1963), is 4 millirem/year total body or organ dose equivalent dose methodology. EPA is proposing a 4 mrem/year effective dose equivalent (EDE) dose methodology.

Timetable:

Action	Date	FR Cite
NPRM	11/00/96	
Final Action	09/00/97	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Federal

Sectors Affected: 494 Water Supply

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3811.

Agency Contact: John Karhnak, Environmental Protection Agency, Air and Radiation, 401 M Street SW., 6603J, Washington, DC 20460
Phone: 202 233-9761
Fax: 202 233-9650
Email: karhnak.jogn@epamail.epa.gov
RIN: 2060-AG49

3356. • REVISION OF PSI (PART 58 APPENDIX G)

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7403, 7410, 7511a

CFR Citation: 40 CFR 58

Legal Deadline: None

Abstract: Revision of appendix G to part 58 (Pollutant Standards Index or PSI) is needed to reflect changes in the PM and Ozone standards set by the standards review process. The main focus is the revision of the PSI function for both PM and Ozone. The changes

are considered because the reviews for both pollutants have revealed that there is no real threshold for the onset of health effects for these pollutants. This will be reflected in the new PSI function by adding points just above and below the standards with appropriate language classifying the new intervals.

Timetable:

Action	Date	FR Cite
NPRM	08/00/96	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3832.

Agency Contact: Terence Fitz-Simons, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-14, Research Triangle Park, NC 27711
Phone: 919 541-0889
Fax: 919 541-1903
Email: ftz@tethys.rtpnc.epa.gov
RIN: 2060-AG62

3357. • REVISION TO DEFINITION OF VOLATILE ORGANIC COMPOUNDS (VOC) - EXCLUSION OF COMPOUNDS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7401 to 7671 q

CFR Citation: Not yet determined

Legal Deadline: None

Abstract: This action is deregulatory in nature as it removes compounds from control as volatile organic compounds for purposes of preparing State Implementation Plans (SIPs) to attain the national ambient air quality standards for ozone under Title 1 of the Clean Air Act. These compounds are being deregulated because of scientific evidence of their low photochemical reactivity. States will no longer include control provisions for these compounds in their SIPs. Small businesses will not be affected, except that they may more freely use these compounds.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
Final Action	08/00/96	

Small Entities Affected: None

Government Levels Affected: None

Sectors Affected: 367 Electronic Components and Accessories; 372 Aircraft and Parts

Additional Information: SAN No. 3838.

Agency Contact: William L. Johnson, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-15, Research Triangle Park, NC 27711
Phone: 919 541-5245
Fax: 919 541-0824
Email: johnson.williaml@epamail.epa.gov
RIN: 2060-AG70

3358. ENVIRONMENTAL RADIATION PROTECTION STANDARDS FOR YUCCA MOUNTAIN

Priority: Other Significant

Legal Authority: Energy Policy Act, section 801

CFR Citation: 40 CFR 197

Legal Deadline: Final, Statutory, August 1, 1996.

Abstract: The Agency is developing the standards which will set the acceptable levels of radiation exposure in the general environment around the potential repository to be located at Yucca Mountain, Nevada. These standards will protect human health and the environment from exposure to radioactive wastes disposed of in the Yucca Mountain repository.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
Final Action	02/00/97	

Small Entities Affected: None

Government Levels Affected: Federal
Additional Information: SAN No. 3568. Previously listed under RIN 2060-AF38.

Agency Contact: Ray Clark, Environmental Protection Agency, Air and Radiation, 401 M Street SW., Mail Code: 6602J, Washington, DC 20460
Phone: 202 233-9198
Fax: 202 233-9626
Email: CLARK.RAY@EPAMAIL.EPA.GOV
RIN: 2060-AG14

3359. NEXT REVISION OF APPENDIX W TO 40 CFR PART 51

Priority: Substantive, Nonsignificant

Legal Authority: Section 110(a)(2) of the 1990 Clean Air Act amendments;

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Section 165(e) of the 1990 Clean Air Act amendments; Section 172(a) and (c) of the 1990 Clean Air Act amendments; Section 301(a)(1) of the 1990 Clean Air Act amendments; Section 320 of the 1990 Clean Air Act amendments

CFR Citation: 40 CFR 51.112; 40 CFR 51.160; 40 CFR 51.166; 40 CFR 52.21

Legal Deadline: None

Abstract: This action proposes revisions to the regulatory requirements for air quality models. Such models are used to predict ambient concentrations of pollutants for programs ranging from Prevention of Significant Deterioration (PSD) to State Implementation Plans (SIPs) for controlling air pollution sources. The Guideline fulfills a Clean Air Act mandate for EPA to specify models for air management purposes. This proposed rulemaking enhances the Guideline with new and/or improved techniques.

Timetable:

Action	Date	FR Cite
NPRM	03/00/97	
Final Action	03/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3470.

Agency Contact: Joseph A. Tikvart, Environmental Protection Agency, Air and Radiation, Air Quality Modeling Group (MD-14), Research Triangle Park, NC 27711

Phone: 919 541-5562

RIN: 2060-AF01

3360. NSPS FOR SULFUR DIOXIDE (SO₂) - REVISION

Priority: Other Significant

Legal Authority: 42 USC 7411/CAA 111; Clean Air Act Amendments of 1990, sec 403

CFR Citation: 40 CFR 60

Legal Deadline: Final, Statutory, November 1993.

Abstract: Subpart Da of 40 CFR part 60 applies to large electric utility steam generating facilities. EPA is required to revise this NSPS, pursuant to Section 403 of the Clean Act Amendments of 1990. This section requires the SO₂ emission limitations be revised to

reflect changes in Section 111 which repeal the percent reduction requirements. The revised emission limitations are to result in emissions compliance with the existing NSPS. No regulatory schedule has been developed.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3106.

Agency Contact: Jim Eddinger, Environmental Protection Agency, Air and Radiation, (MD-13), Research Triangle Park, NC 27711

Phone: 919 541-5426

RIN: 2060-AD04

3361. REVISION TO NSPS: NONMETALLIC MINERALS PROCESSING

Priority: Routine and Frequent

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 7411

CFR Citation: 40 CFR 60

Legal Deadline: None

Abstract: Section 111(b)(1)(B) requires EPA to "at least every 8 years, review and, if appropriate, revise" NSPS. Comments and suggested revisions have been received from the National Stone Association (NSA) on this NSPS. The main concerns of NSA are some emission testing requirements and notification requirements. This revision will address NSA's concerns as well as other comments on this NSPS.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
Final Action	12/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Federal

Sectors Affected: 144 Sand and Gravel; 142 Crushed and Broken Stone, Including Riprap; 145 Clay, Ceramic, and Refractory Minerals; 149 Miscellaneous Nonmetallic Minerals, Except Fuels

Additional Information: SAN No. 3753.

Agency Contact: Bill Neuffer, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-13, Research Triangle Park, NC 27711

Phone: 919 541-5435

Fax: 919 541-5600

3362. INTEGRATED NESHAP AND EFFLUENT GUIDELINES: PULP AND PAPER

Priority: Economically Significant

Legal Authority: 42 USC 7412; 42 USC 7414; 42 USC 7601; Clean Air Act Amendments of 1990 section 112, 114, and 301; 33 USC 1311, 1314, 1316, 1317, 1318, and 1361; Clean Water Act section 301, 304, 306, 307, 308, and 501

CFR Citation: 40 CFR 63; 40 CFR 430

Legal Deadline: Final, Statutory, November 15, 1997.

Abstract: The Clean Air Act (CAA) Amendments of 1990 direct the Environmental Protection Agency (EPA) to set National Emission Standards for Hazardous Air Pollutants (NESHAP) for new and existing sources under section 112 and to base these standards on maximum achievable control technology (MACT). The Clean Water Act (CWA) directs EPA to develop effluent guidelines for certain categories and classes of point sources. These guidelines are used for setting discharge limits for specific facilities that discharge to surface waters or municipal sewage treatment systems. For the pulp and paper industry, EPA is developing an integrated regulation that includes both effluent guidelines and air emission standards to control the release of pollutants to both the water and the air. The regulations are being developed jointly to provide greater protection to human health and the environment, to promote the concept of pollution prevention, and to enable the industry to more effectively plan compliance via a multimedia approach.

Timetable:

For NESHAP Sources

Final Action 11/30/97

NESHAP for Combustion Sources - Phase II

NPRM 08/30/96

Final 11/30/97

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NESHAP for Nonchemical and Other Pulp and Paper Mills - Phase III

NPRM 03/08/96

NESHAP for Noncombustion and Effluent Guidelines - Phase I

Final 08/30/96

NESHAP for Noncombustion Sources and Effluent Guidelines -Phase 1

NPRM 12/17/93 (58 FR 66078)

Small Entities Affected: Businesses**Government Levels Affected:** State, Local, Federal**Additional Information:** SAN No. 3105 (was 2914) for NESHAP and SAN No. 2712 for Effluent Guidelines**ADDITIONAL AGENCY CONTACT:** Jeff Telander (Combustion Sources)**ADDITIONAL AGENCY CONTACT:** Elaine Manning (Nonchemical and other Pulp and Paper Mills)**ADDITIONAL AGENCY CONTACT:** Debra Nicoll (Effluent Guidelines) Office of Water, 4303, Washington, DC 20460, 202-260-5386

See also RIN 2040-AB53.

Agency Contact: Penny Lassiter (Noncombustion Sources, etc.), Environmental Protection Agency, Air and Radiation, (MD-13), Research Triangle Park, NC 27711, Lassiter 919/541-5396 & Telander Phone: 919 541-5427**RIN:** 2060-AD03**3363. RADIONUCLIDE MAJOR SOURCE DEFINITION****Priority:** Other Significant**Legal Authority:** 42 USC 7607/CAA 112**CFR Citation:** 40 CFR 63**Legal Deadline:** None**Abstract:** Section 112(a) of the CAA Amendments of 1990 defines major source as any source that emits 10 tons or more per year of any hazardous air pollutant (HAP) or 25 tons or more per year of any combination of HAP. The ton quantities are inappropriate for radionuclides, as very small emissions of radiation may be extremely hazardous. The statute authorizes different criteria to be established for radionuclides. This rulemaking will establish these criteria.**Timetable:**

Action	Date	FR Cite
NPRM	11/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Additional Information:** SAN No. 3373/2993.**Agency Contact:** Gale Bonanno, Attorney Advisor, Environmental Protection Agency, Air and Radiation, 401 M Street, SW., ORIA - 6602J, Washington, DC 20460
Phone: 202 233-9219**RIN:** 2060-AD60**3364. NESHAP: MINERAL WOOL PRODUCTION INDUSTRY****Priority:** Other Significant**Legal Authority:** 42 USC 1857 et seq; 44 USC 350 et seq; 4 USC 605; EO 12866**CFR Citation:** 40 CFR 63**Legal Deadline:** Final, Statutory, November 15, 1997.**Abstract:** The Clean Air Act, as amended in 1990, requires the EPA to (1) publish an initial list of all categories of major and area sources of the hazardous air pollutants (HAPs) listed in Section 112(b) of the CAA, (2) promulgate a schedule establishing a date for the promulgation of emissions standards for each of the listed categories of HAPs emission sources, and (3) develop emission standards for each source of HAPs. These standards are to be technology-based and are to require the maximum degree of emission reduction determined to be achievable by the Administrator. The Agency has determined that the mineral wool production industry may reasonably be anticipated to emit several of the 189 HAPs listed in Section 112(b) of the CAA. As a consequence, a regulatory development program is being pursued for the mineral wool production industry to promulgate emission standards within 7 years of enactment of the Clean Air Act Amendments.**Timetable:**

Action	Date	FR Cite
NPRM	08/00/96	
Final Action	10/00/97	

Small Entities Affected: Businesses**Government Levels Affected:** State, Local, Federal**Additional Information:** SAN No. 3215.**Agency Contact:** Mary K. Johnson, Environmental Protection Agency, Air and Radiation, Office of Air QualityPlanning and Standards, (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-5025**RIN:** 2060-AE08**3365. NESHAP: OIL AND NATURAL GAS PRODUCTION****Priority:** Other Significant**Legal Authority:** Clean Air Act Amendments of 1990, sec 112**CFR Citation:** 40 CFR 63**Legal Deadline:** Final, Statutory, November 15, 1997.

This standard must be promulgated within seven years of enactment of the Clean Air Act.

Abstract: Hazardous air pollutants (HAPs) known to be emitted from oil and gas production, storage, and transmission facilities include benzene, toluene, ethyl benzene, and xylene isomers (collectively referred to as BTEX), along with 2,2,4-trimethylpentane and n-hexane. Potential HAP emission sources are glycol dehydrator reboilers (stand-alone and co-located); condensate storage vessels; and equipment leaks at natural gas processing plants and off-shore production platforms.**Timetable:**

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	09/00/97	

Small Entities Affected: Businesses**Government Levels Affected:** Undetermined**Additional Information:** SAN No. 3229.**Agency Contact:** Martha Smith, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-2421**RIN:** 2060-AE34**3366. NESHAP FOR FORMALDEHYDE-BASED RESINS (POLYMERS AND RESINS GROUP III)****Priority:** Substantive, Nonsignificant**Legal Authority:** Clean Air Act Amendments of 1990, sec 112**CFR Citation:** 40 CFR 63**Legal Deadline:** Final, Statutory, November 15, 1997.**Abstract:** Title III of the amended Clean Air Act requires development of

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emission standards for all major sources, and selected area sources, emitting any of the 189 hazardous air pollutants identified in Section 112(b) of the Act. Amino, acetal, and phenolic resins productions have been listed as categories of major sources based on documented emissions of phenol and/or formaldehyde. The purpose of the Formaldehyde-based Resin (Polymers and Resins Group III) project is to initiate the regulatory process for sources engaged in the production of amino, acetal, and phenolic resins, and to ultimately develop a NESHAP based on candidate Maximum Achievable Control Technology. This standard is a 7-year standard, required to be promulgated by November 1997.

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	
Final Action	11/00/97	

Small Entities Affected: None

Government Levels Affected: None

Sectors Affected: 282 Plastics Materials and Synthetic Resins, Synthetic Rubber, Cellulosic and Other Manmade Fibers, Except Glass

Additional Information: SAN No. 3228.

Agency Contact: Peter J. Hofmann, Environmental Engineer, Environmental Protection Agency, Air and Radiation, Research Triangle Park, NC 27711, MD-13

Phone: 919 541-3713

RIN: 2060-AE36

3367. NESHAP: PHOSPHORIC ACID MANUFACTURING

Priority: Substantive, Nonsignificant

Legal Authority: Clean Air Act Amendments of 1990, sec 112

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 2000.

Clean Air Act Amendments of 1990

Abstract: The CAAA required EPA to publish an initial list of all categories of major and area sources of the hazardous air pollutants (HAPs) listed in Section 112(b) of the CAAA and, to establish dates for the promulgation of emission standards for each of the listed categories of HAP emission sources and develop emission standards for each source of HAPs such that the schedule is met. The standards

are to be technology-based and are to require the maximum degree of emission reduction determined to be achievable by the Administrator. The Agency has determined that the phosphoric acid manufacturing industry may reasonably be anticipated to emit several of the 189 HAPs listed in Section 112(b) of the CAAA. As a consequence, the source category is included on the initial list of HAP-emitting categories scheduled for standards promulgation within 10 years of enactment of the CAAA. The purpose of this action is to pursue a regulatory development program such that emission standards may be proposed and promulgated according to the mandated schedule.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	09/00/97	

Small Entities Affected: None

Government Levels Affected: State, Federal

Additional Information: SAN No. 3303.

Agency Contact: David F. Painter, Environmental Engineer, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, (MD-13), Research Triangle Park, NC 27711

Phone: 919 541-5515

RIN: 2060-AE40

3368. NESHAP: STEEL PICKLING, HC1 PROCESS

Priority: Substantive, Nonsignificant

Legal Authority: Clean Air Act, sec 112 as amended, November 1990

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1997.

EPA is required to promulgate national emission standards for 50% of the source categories listed in Sec. 112(e) by Nov. 15, 1997. EPA plans to promulgate this standard by November 30, 1996.

Abstract: Hydrochloric acid (HC1) and chlorine are among the pollutants listed as hazardous air pollutants in Section 112 of the Clean Air Act, as amended in November of 1990. Steel pickling processes that use HC1 solution and HC1 regeneration processes have been identified by the EPA as potentially significant sources of HC1 and chlorine

air emissions and, as such, a source category for which national emission standards may be warranted.

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	
Final Action	06/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 3345.

Agency Contact: James H. Maysilles, Environmental Engineer, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, ESD/ISB (mail code MD-13), Research Triangle Park, NC 27711

Phone: 919 541-3265

RIN: 2060-AE41

3369. NESHAP: PHOSPHATE FERTILIZERS PRODUCTION

Priority: Substantive, Nonsignificant

Legal Authority: Clean Air Act Amendments of 1990, sec 112

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 2000.

Clean Air Act Amendments of 1990

Abstract: EPA is required to publish an initial list of all categories of major and area sources of the hazardous air pollutants (HAPs) listed in Section 112(b) of the CAAA and, to establish dates for the promulgation of emission standards for each of the listed categories of HAP emission sources and develop emission standards for each source of HAPs such that the schedule is met. The standards are to be technology-based and are to require the maximum degree of emission reduction determined to be achievable by the Administrator. The Agency has determined that the phosphate fertilizer production industry may reasonable be anticipated to emit several of the 189 HAPs listed in Section 112(b) of the CAAA. As a consequence, the source category is included on the initial list of HAP-emitting categories scheduled for standards promulgation within 10 years of enactment of the CAAA. The purpose of this action is to pursue a regulatory development program such that emission standards may be proposed and promulgated according to the mandated schedule.

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Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	09/00/97	

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

Additional Information: SAN No. 3304.

Agency Contact: David F. Painter, Environmental Engineer, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-5515

RIN: 2060-AE44

3370. NESHAP—CYANIDE CHEMICAL MANUFACTURING

Priority: Other Significant

Legal Authority: Clean Air Act, sec 112 as amended November 1990

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1997.

Abstract: Cyanide compounds are among the pollutants listed as hazardous air pollutants in Section 112 of the Clean Air Act Amendments of 1990. As a consequence, the EPA has determined that sources that manufacture cyanide compounds may reasonable be anticipated to emit cyanide compounds in quantities sufficient to qualify them as major sources. Three source categories that either produce hydrogen cyanide or use it in the production of other chemicals, specifically cyanuric chloride and sodium cyanide, are on the initial list of HAP emitting source categories selected for regulation. The results of an initial assessment of the three source categories conducted by the Agency indicated that the facilities comprising each of the three source categories qualify as SOCOMI sources. An interim final notice will be prepared proposing the addition of the cyanide chemical manufacturing source categories to the list of SOCOMI processes to be regulated under the Hazardous Organic NESHAP.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
Final Action	06/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 3341.

Agency Contact: Philip B. Mulrine, Environmental Engineer, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, ESD/ISB, Research Triangle Park, NC 27711
Phone: 919 541-5289

RIN: 2060-AE45

3371. NESHAP: PRIMARY COPPER SMELTING

Priority: Substantive, Nonsignificant

Legal Authority: Clean Air Act, sec 112 as amended November 1990

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1997.

EPA is required to promulgate 50% of the source categories listed in Section 112(e) by 11/15/97. Primary copper smelter is one of the source categories included in the 50%.

Abstract: The primary copper smelting industry is known to emit a number of the hazardous air pollutants listed in Section 112 of the Clean Air Act, as amended November 1990. Most smelters have extensive control systems for oxides of sulfur and HAPs. However, fugitive emissions may cause several smelters to exceed major source levels.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	09/00/97	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 3340.

Agency Contact: Eugene P. Crumpler, Environmental Engineer, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, Research Triangle Park, NC 27711
Phone: 919 541-0881

RIN: 2060-AE46

3372. AMENDMENTS TO PARTS 51, 52, 63, AND 70 TO REVISE THE PROVISIONS FOR DETERMINING POTENTIAL TO EMIT

Priority: Other Significant

Legal Authority: 42 USC 7401 et seq

CFR Citation: 40 CFR 63

Legal Deadline: None

Abstract:

This action proposes to amend regulations already established to implement the new Federal air toxics program under section 112, including the General Provisions, the Federal operating permit program under title V, and the major source preconstruction programs under Parts C and D of Title I.

The proposed rule will address issues related to the determination of a stationary source's potential to emit in response to two court decisions.

This action resulted from splitting of RINs 2060-AC98 and 2060-2918.

Timetable:

Action	Date	FR Cite
NPRM	07/00/96	
Final Action	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: SAN No. 3479.

Agency Contact: Tim Smith, Environmental Protection Agency, Air and Radiation, MD-12, Research Triangle Park, NC 2771
Phone: 919 541-4718

RIN: 2060-AE63

3373. NESHAP: WOOL FIBERGLASS MANUFACTURING INDUSTRY

Priority: Other Significant

Legal Authority: 42 USC 1857 et seq; 44 USC 350 et seq; 4 USC 605; EO 12866

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1997.

Abstract: The Clean Air Act (CAA), as amended in 1990, requires the EPA to (1) publish an initial list of all categories of major and area sources of the hazardous air pollutants (HAPs) listed in Section 112(b) of the CAA, (2) promulgate a schedule establishing a date for the promulgation of emissions

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standards for each of the listed categories of HAPs emission sources, and (3) develop emission standards for each source of HAPs. These standards are to be technology-based and are to require the maximum degree of emission reduction determined to be achievable by the Administrator. The Agency has determined that the wool fiberglass manufacturing industry may reasonably be anticipated to emit several of the 189 HAPs listed in Section 112(b) of the CAA. As a consequence, a regulatory development program is being pursued for the wool fiberglass manufacturing industry to promulgate emission standards within 7 years of enactment of the CAA amendments.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Sectors Affected: 327 Concrete, Gypsum, and Plaster Products

Additional Information: SAN No. 3123.

Agency Contact: William J. Neuffer, Environmental Engineer, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-5435

RIN: 2060-AE75

3374. NESHAP: PRIMARY ALUMINUM PLANTS

Priority: Other Significant

Legal Authority: 42 USC 1857 et seq

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1997.

Abstract: Title III of the Clean Air Act Amendments of 1990 requires the EPA to develop emission standards for each major source category of hazardous air pollutants. The standards are to be technology-based and are to require the maximum degree of emission reduction determined to be achievable by the Administrator of EPA. The EPA has determined that plants in the Primary Aluminum industry may be major sources for one or more hazardous air pollutants. As a consequence, a regulatory development program is

being conducted such that emission standards will be proposed and promulgated by November 15, 1997.

Timetable:

Action	Date	FR Cite
NPRM	07/00/96	
Final Action	11/00/97	

Small Entities Affected: None

Government Levels Affected: State, Local, Tribal, Federal

Sectors Affected: 333 Primary Smelting and Refining of Nonferrous Metals

Additional Information: SAN No. 3072.

Agency Contact: Steve Fruh, Environmental Protection Agency, Air and Radiation, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-2837

RIN: 2060-AE76

3375. NESHAP: SECONDARY ALUMINUM INDUSTRY

Priority: Other Significant

Legal Authority: 42 USC 1857 et seq; 44 USC 350 et seq; 5 USC 605; EO 12866

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1997.

Abstract: The Act requires EPA to publish an initial list of all categories of major and area sources of the hazardous air pollutants (HAPs) listed in Section 112(b) of the Act, to promulgate a schedule establishing a date for the promulgation of emission standards for each of the listed categories of HAP emission sources, and develop emission standards for each source of HAPs such that the schedule is met. The standards are to be technology based and are to require the maximum degree of emission reduction determined to be achievable by the Administrator. The Agency has determined that the secondary aluminum industry may reasonably be anticipated to emit several of the 189 HAPs listed in Section 112(b) of the Act. As a consequence, the source category is included on the initial list of HAP emitting categories and is on the list of categories scheduled for standards promulgation within seven years of enactment of the Act. The purpose of this action is to pursue a regulatory development program such

that emission standards may be proposed and promulgated according to the mandated schedule.

Timetable:

Action	Date	FR Cite
NPRM	10/30/96	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Sectors Affected: 334 Secondary Smelting and Refining of Nonferrous Metals

Additional Information: SAN No. 3078.

Agency Contact: Juan E. Santiago, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, ESD/MICG (MD-13), Research Triangle Park, NC 27711

Phone: 919 541-1084

RIN: 2060-AE77

3376. NESHAP: PORTLAND CEMENT MANUFACTURING

Priority: Other Significant

Legal Authority: 42 USC 1857 et seq; 44 USC 350 et seq; 5 USC 605; EO 12866

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1997.

Abstract: Title III of the Clean Air Act Amendments of 1990 requires the EPA to develop emission standards for each major source category of hazardous air pollutants. The standards are to be technology-based and are to require the maximum degree of emission reduction determined to be achievable by the Administrator of EPA. The EPA has determined that some plants in the Portland cement manufacturing industry may be major sources for one or more hazardous air pollutants. As a consequence, a regulation (emission standards) is being developed for the Portland cement manufacturing industry, to be promulgated by November 15, 1997. Cement kilns which burn RCRA hazardous waste would be subject to a separate rule being developed by the EPA Office of Solid Waste.

Timetable:

Action	Date	FR Cite
NPRM	11/00/96	
Final Action	11/00/97	

EPA—CAA

Proposed Rule Stage

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Federal

Sectors Affected: 324 Cement, Hydraulic

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3079.

Agency Contact: Joseph P. Wood, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-5446

RIN: 2060-AE78

3377. NESHAP: POLYETHER POLYOLS PRODUCTION

Priority: Substantive, Nonsignificant

Legal Authority: Clean Air Act Amendments of 1990, section 112

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1997.

Abstract: Title III of the CAA requires development of emission standards for all major sources emitting any of the 189 hazardous air pollutants (HAPs) identified in Section 112(b) of the CAA. "Polyether Polyol Production" has been listed as a category of major sources based on documented emissions of propylene oxide and ethylene oxide. This action will explore alternatives for controlling the release of HAPs from the following process areas located at polyether polyol manufacturing facilities: process vents (e.g. reactors), storage, equipment leaks and other fugitive sources, and wastewater operations. There are no anticipated impacts on small businesses.

Timetable:

Action	Date	FR Cite
NPRM	02/00/97	
Final Action	04/00/98	

Small Entities Affected: None

Government Levels Affected: None

Sectors Affected: 286 Industrial Organic Chemicals

Additional Information: SAN No. 3408.

Agency Contact: David Svendsgaard, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, ESD (MD-13), Research Triangle Park, NC 27711

Phone: 919 541-2380

Fax: 919 541-3470

RIN: 2060-AE81

3378. NESHAP: PHARMACEUTICALS PRODUCTION

Priority: Other Significant

Legal Authority: Clean Air Act as Amended in 1990, section 112

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1997.

Abstract: This regulation would control emissions of hazardous air pollutants from production of pharmaceuticals. Pharmaceuticals production was included on the initial list of categories of sources that was published by EPA in July 1992. Emissions from process vents, equipment leaks, storage tanks, and wastewater systems will be addressed by this regulation for both new and existing facilities.

Timetable:

Action	Date	FR Cite
NPRM	11/00/96	
Final Action	01/00/98	

Small Entities Affected: None

Government Levels Affected: None

Sectors Affected: 283 Drugs

Additional Information: SAN No. 3451.

Agency Contact: Randy McDonald, Environmental Protection Agency, Air and Radiation, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-5402

RIN: 2060-AE83

3379. NESHAP: PESTICIDE PRODUCTION (PRODUCTION OF AGRICULTURAL CHEMICALS)

Priority: Other Significant

Legal Authority: Clean Air Act of 1990 section 112

CFR Citation: Not yet determined

Legal Deadline: Final, Statutory, November 15, 1997.

Abstract: The following ten source categories (which are all pesticides) are listed under the Production of Agricultural Chemicals (PAC) industry group: 1) 2,4-D Salts and Esters Production; 2) 4-Chloro-2-Methylphenoxyacetic Acid Production; 3) 4, 6-Dinitro-o-Cresol Production; 4)

Captafol Production; 5) Captan Production; 6) Chloroneb Production; 7) Chlorothalonil Production; 8) Dacthal (tm) Production; 9) Sodium Pentachlorophenate Production; 10) Tordon (tm) Acid Production.

The EPA will propose to develop standards for all pesticide producers including the 10 categories listed above. Any other pesticide production plant which produces or uses any of the 189 listed hazardous air pollutants will also be included. A variety of HAPs are emitted including, toluene, formaldehyde, methanol, chlorinated compounds, etc.

Timetable:

Action	Date	FR Cite
NPRM	01/00/97	
Final Action	03/15/98	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3450.

Agency Contact: Lalit Banker, Environmental Protection Agency, Air and Radiation, ESD/MD-13, Research Triangle Park, NC 27711
Phone: 919 541-5420

RIN: 2060-AE84

3380. NESHAP: CHLORINE PRODUCTION

Priority: Substantive, Nonsignificant

Legal Authority: Clean Air Act as amended, section 112

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1997.

Abstract: Section 112 of the Clean Air Act (CAA), as amended November 1990, requires the EPA to regulate categories of major and area sources of hazardous air pollutants (HAPs) listed in Section 112(b). The EPA has determined that sources that manufacture chlorine may reasonably be anticipated to emit several of the 189 HAP's listed (including chlorine, carbon tetrachloride and mercury) in quantities sufficient to designate them as a major source. As a consequence, chlorine production is among the HAP-emitting source categories selected for regulation and is in the group of categories for which final rules are scheduled to be promulgated by November 15, 1997 (58 FR 63941, December 3, 1993).

EPA—CAA

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	01/00/97	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 3449.

Agency Contact: Iliam D. Rosario, Environmental Protection Agency, Air and Radiation, ESD/MG/MD-13, Research Triangle Park, NC 27711
Phone: 919 541-5308

RIN: 2060-AE85

3381. NESHAP: FLEXIBLE POLYURETHANE FOAM PRODUCTION

Priority: Substantive, Nonsignificant

Legal Authority: Clean Air Act Amendments of 1990, section 112

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1997.

Abstract: Title III of the amended Clean Air Act (CAA) requires development of emission standards for all major sources, and selected area sources, emitting any of the 189 hazardous air pollutants (HAP) identified in Section 112(b) of the CAA. "Flexible Polyurethane Foam Production" has been listed as a category of major sources based on documented emissions of methylene chloride and 2,4-toluene diisocyanate. This action will explore alternatives for controlling the release of HAP from the following emission sources located at both slabstock and molded polyurethane foam production facilities: process vents, storage, equipment leaks and other fugitive sources, and transfer operations. This action, however, will not cover emissions from foam fabrication. The Agency plans to add a separate source category to address HAP from fabrication operations.

Ultimately, a NESHAP for foam production will be developed based on candidate Maximum Achievable Control Technology. This is a 7-year standard, required to be promulgated by November 1997.

Timetable:

Action	Date	FR Cite
NPRM	08/00/96	
Final Action	08/00/97	

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Federal

Sectors Affected: 306 Fabricated Rubber Products, Not Elsewhere Classified; 308 Miscellaneous Plastics Products

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3338.

Agency Contact: David Svendsgaard, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, ESD (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-2380
Fax: 919 541-3470

RIN: 2060-AE86

3382. NESHAP: PRIMARY LEAD SMELTERS

Priority: Substantive, Nonsignificant

Legal Authority: CAA section 112

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1997.

Abstract: Primary lead smelters are a major source category of hazardous air pollutants. Potential emissions include compounds of lead, and other metallic HAPs as well as organic HAPs. Emission standards would establish maximum achievable control technology requirements for affected process units and fugitive dust sources. This industry is comprised of two companies which operate three smelters in two states.

Timetable:

Action	Date	FR Cite
NPRM	11/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Sectors Affected: 333 Primary Smelting and Refining of Nonferrous Metals

Additional Information: SAN No. 3467.

Agency Contact: Kevin Cavender, Environmental Protection Agency, Air and Radiation, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-2364

RIN: 2060-AE97

3383. NATIONAL EMISSION STANDARD FOR RADON EMISSIONS FROM PHOSPHOGYPSUM STACKS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7401/CAA 112

CFR Citation: 40 CFR 61

Legal Deadline: None

Abstract: EPA has granted a petition for reconsideration for the portion of the rule which regulates phosphogypsum for research and development uses. This regulatory proceeding would result in a proposed rule which may increase the limit and reduce the certification requirements for that use.

Timetable:

Action	Date	FR Cite
Final	12/00/96	
- Notice of Reconsideration	NPRM 05/00/96	

Small Entities Affected: None

Government Levels Affected: Undetermined

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2547.

Agency Contact: Jacolyn Dziuban, Environmental Protection Agency, Air and Radiation, (6602J), Washington, DC 20460
Phone: 202 233-9474

RIN: 2060-AF04

3384. NESHAP: MANUFACTURERS OF ACRYLIC/MODACRYLIC FIBERS

Priority: Substantive, Nonsignificant

Legal Authority: Clean Air Act Amendments of 1990 section 112

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1997.

Abstract: This NESHAP will control hazardous air pollutant emissions from facilities that manufacture acrylic or modacrylic fibers. Principal pollutants identified are vinyl acetate and acrylonitrile. The majority of emissions occur during the polymerization reaction. There are only two major sources in the United States that will be affected by this regulation.

EPA—CAA

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	
Final Action	11/00/97	

Small Entities Affected: None

Government Levels Affected: None

Sectors Affected: 282 Plastics Materials and Synthetic Resins, Synthetic Rubber, Cellulosic and Other Manmade Fibers, Except Glass

Additional Information: SAN No. 3378.

Agency Contact: Lynn Hutchinson, Environmental Protection Agency, Air and Radiation, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-5624

RIN: 2060-AF06

3385. NESHAP: POLYCARBONATES PRODUCTION

Priority: Other Significant

Legal Authority: 42 USC 7401/CAA 112

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1997.

Abstract: This NESHAP will control hazardous air pollutant (HAP) emissions from the production of polycarbonate resins.

Timetable:

Action	Date	FR Cite
NPRM	10/30/96	
Final Action	12/00/97	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3465.

Agency Contact: Mark Morris, Environmental Protection Agency, Air and Radiation, (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-5416

RIN: 2060-AF09

3386. PUBLICLY OWNED TREATMENT WORKS (POTW) NESHAP

Priority: Other Significant

Legal Authority: Clean Air Act, sec 112(e)(5) and 112(n)(3)

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1995.

Abstract: This rule will specify maximum achievable control

technology for publicly owned treatment works (POTW)- also known as sewage/wastewater treatment plants, or water reclamation facilities. Hazardous air pollutant emissions from the headworks, primary and secondary treatment, solids handling, and other operations will be considered in developing the rule.

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	
Final Action	05/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Local

Additional Information: SAN No. 3377.

Agency Contact: Bob Lucas, Environmental Protection Agency, Air and Radiation, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-0884

RIN: 2060-AF26

3387. NESHAP: BAKER'S YEAST MANUFACTURING INDUSTRY

Priority: Substantive, Nonsignificant

Legal Authority: Clean Air Act section 112

CFR Citation: 40 CFR 63

Legal Deadline: NPRM, Statutory, November 15, 2000.

Abstract: Section 112 of the Act requires major sources of hazardous air pollutants to achieve a maximum degree of emission reduction based on the maximum achievable control technology (MACT). This regulatory action will establish this level of control for both new and existing sources in the baker's yeast manufacturing industry. This industry is currently comprised of 11 sources of 5 different manufacturers located in 8 different states. The only known HAP emission from this source is acetaldehyde. It is produced as a by-product during the fermentation process. It is likely that regulatory options will be based on improved process control to reduce formation of this by-product.

Timetable:

Action	Date	FR Cite
NPRM	11/00/96	
Final Action	11/00/97	

Small Entities Affected: None

Government Levels Affected: None

Sectors Affected: 209 Miscellaneous Food Preparations and Kindred Products

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3550.

Agency Contact: Lynn E. Hutchinson, Environmental Protection Agency, Air and Radiation, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-5624

RIN: 2060-AF30

3388. AMENDMENTS TO GENERAL PROVISIONS FOR 40 CFR 63

Priority: Substantive, Nonsignificant

Legal Authority: PL 101-549; Section 112, Clean Air Act

CFR Citation: 40 CFR 63.1

Legal Deadline: Other, Judicial. Court schedule being developed.

Abstract: The General Provisions were promulgated on March 16, 1994 (59 FR 12408). The General Provisions create the technical and administrative framework and establish general procedures and criteria for implementing MACT standards. On May 16, 1994, six litigants filed petitions for EPA to review certain provisions of the General Provisions. As a result of the litigation, it is anticipated that a number of technical and administrative amendments to the General Provisions will be proposed.

Timetable:

Action	Date	FR Cite
NPRM	07/00/96	
Final Action	07/00/97	

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Federal

Sectors Affected: Multiple

Additional Information: SAN No. 3551.

Agency Contact: James Szykman, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, ESD-PPSG (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-0164

RIN: 2060-AF31

EPA—CAA

Proposed Rule Stage

3389. • REVISIONS TO THE REGULATION FOR APPROVAL OF STATE PROGRAMS AND DELEGATION OF FEDERAL AUTHORITIES**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** Clean Air Act section 112(l)**CFR Citation:** 40 CFR 63**Legal Deadline:** None

Abstract: Guidance in the form of rulemaking is being developed in accordance with the requirements of section 112(l) of the Clean Air Act Amendments of 1990 for the approval of State air toxic programs and the delegation of federal authorities to the States for the implementation and enforcement of section 112 emission standards and other requirements. This regulatory document will provide more flexibility to States in the following areas: minimum requirements for EPA approval of State air toxics regulations that are equivalent to or more stringent than the federal standards; and minimum requirements for EPA approval of State air toxics programs that are equivalent to or more stringent than the federal program. Specific issues that will be addressed include: alternative work practice standards; alternative monitoring, recordkeeping and reporting; alternative test method approval process; equivalency by Part 70 permits; and mechanisms and requirements for approval of State air toxics programs.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	10/00/97	

Small Entities Affected: Businesses, Governmental Jurisdictions**Government Levels Affected:** State, Local, Tribal, Federal**Sectors Affected:** Multiple**Additional Information:** SAN No. 3829.**Agency Contact:** Vickie Booth, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-12, Research Triangle Park, NC 27711

Phone: 919 541-5795

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RIN: 2060-AG60

3390. • REVISION TO THE RULE FOR APPROVAL OF STATE PROGRAMS AND DELEGATION OF FEDERAL AUTHROITIES, AND NEW RULE FOR PARTIAL DELEGATION OF FEDERAL AUTHORITIES AND PARTIAL APPROVAL OF STATE**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 7412/CAA 112**CFR Citation:** 40 CFR 63 subpart E**Legal Deadline:** None

Abstract: This direct final rulemaking is being developed in accordance with the requirements of section 112(l) of the Clean Air Act Amendments of 1990 for the approval of State air toxic programs and the delegation of federal authorities to the States for the implementation and enforcement of section 112 emission standards and other requirements. This regulatory document will make appropriate corrections, delete duplicative reporting requirements, establish a process for straight delegation of future MACT standards and add provisions to approve State rules and programs that limit Potential to Emit. At the same time EPA will propose a mechanism to allow for partial approval of delegation of authorities and partial approval of State air toxics regulations.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	
Direct Final	04/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions**Government Levels Affected:** State, Local, Tribal, Federal**Sectors Affected:** Multiple**Additional Information:** SAN No. 3830.**Agency Contact:** Sheila Milliken, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-12, Research Triangle Park, NC 27711

Phone: 919 541-5391

Fax: 919 541-5509

RIN: 2060-AG61

3391. • TECHNICAL AMENDMENTS TO AEROSPACE NESHAP**Priority:** Substantive, Nonsignificant**Legal Authority:** Clean Air Act section 112**CFR Citation:** 40 CFR 63**Legal Deadline:** None

Abstract: The NESHAP for Aerospace Manufacturing and Rework Facilities was promulgated in August of 1995. Afterwards, we discovered a few problems with the rule and still need to publish the CTG for this industry. This action would correct these problems and announce the CTG.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	
Final Action	07/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions**Government Levels Affected:** None**Sectors Affected:** 372 Aircraft and Parts**Additional Information:** SAN No. 3836.**Agency Contact:** Jim Szykman, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-2452
Fax: 919 541-0942

RIN: 2060-AG65

3392. NEW SOURCE PERFORMANCE STANDARDS (NSPS) AND EMISSION GUIDELINES FOR INDUSTRIAL AND COMMERCIAL WASTE INCINERATORS**Priority:** Other Significant**Legal Authority:** Clean Air Act section 129**CFR Citation:** 40 CFR 60**Legal Deadline:** NPRM, Judicial, May 1, 1996. Final, Statutory, November 15, 1994. Other, Judicial, December 20, 1994.
:ANPRM**Abstract:** Section 129 of the Clean Air Act Amendments requires the Agency to finalize New Source Performance

EPA—CAA

Proposed Rule Stage

Standards (NSPS) and Emission Guidelines (EG) for Industrial and Commercial Waste Incinerators (ICWIs). The Agency is under court order to propose NSPS and EG by May 1, 1996. The Agency has little information on what ICWI sources may be or where they are located. The Agency is attempting to get a longer extension to the court order.

Timetable:

Action	Date	FR Cite
ANPRM Comment Period End	12/28/94	59 FR 66850
NPRM	05/01/96	
Final Action	03/01/97	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3613.

Agency Contact: George Smith, Environmental Protection Agency, Air and Radiation, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-1549

RIN: 2060-AF91

3393. ● TRANSPORTATION CONFORMITY RULE AMENDMENT AND SOLICITATION FOR PARTICIPATION IN THE TRANSPORTATION CONFORMITY PILOT PROGRAM

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 7401 to 7671/CAA 176

CFR Citation: 40 CFR 51; 40 CFR 93

Legal Deadline: None

Abstract: The Transportation Conformity rule promulgated in November 1993 ensures that transportation and air quality planning are consistent with Clean Air Act air quality standards. This action is part of an Agency effort to streamline the existing conformity regulation and offer flexibility in the conformity process. This action would amend the conformity regulation to allow EPA to create and implement a conformity pilot program.

The rule amendment would allow EPA to exempt up to six areas from certain

requirements of the conformity rule. The main objective of the pilot program is to offer State and local air and transportation agencies the flexibility to identify the conformity procedures that work best for their area. This action will enable EPA to test out innovative methods of streamlining the conformity regulation's requirements while ensuring that Clean Air Act objectives are met. In addition to the rule amendment, this action also includes the pilot program's proposed eligibility and application requirements, selection criteria, and implementation procedures.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	
Final Action	06/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3610.

Agency Contact: Elizabeth Cummings, Environmental Protection Agency, Air and Radiation, 2565 Plymouth Road, Ann Arbor, MI 48105
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RIN: 2060-AG79

3394. CONTROL TECHNOLOGY GUIDELINES (CTG)

Priority: Substantive, Nonsignificant

Legal Authority: Clean Air Act, sec 183(a)

CFR Citation: Not applicable

Legal Deadline: Final, Statutory, November 1993.

Abstract: The Clean Air Act required EPA to issue control technology guidelines (CTG's) for 13, including two specifically named, source categories by November 15, 1993. The CTG's address volatile organic compounds (VOC) that are precursors to ozone formation. A CTG covering two of the source categories - chemical plant distillation and reactor process vents - was published by that date. Meanwhile, the States were required to develop rules for the CTG source categories by November 15, 1994. The

EPA decided to issue Alternative Control Techniques (ACT) documents for the remaining source categories to help the States. ACT's differ from CTG's in that they are information documents only; they do not contain recommended control levels. ACT's were issued for volatile organic liquid storage, batch operations, wastewater operations, cleanup solvents, lithographic printing, coating of plastic parts, shipbuilding and repair coating operations, wood furniture coatings, and autobody refinishing. In addition, hazardous air pollutant rules are being developed for three of the CTG source categories under Section 112 of the Clean Air Act. These three source categories are aerospace manufacture, wood furniture manufacture, and shipbuilding and repair. CTG-related requirements are being addressed in concert with these hazardous air pollutant rulemakings. EPA also plans to write a national rule to limit the amount of VOC contained in coatings sold to autobody refinishing shops.

Timetable:

Action	Date	FR Cite
Notice of Draft Document (Aerospace)	04/00/96	
Final Notice and Document (Wood Furniture)	05/00/96	
Final Notice and Document (Shipbuilding)	06/00/96	
Final Notice and Document (Aerospace)	07/31/96	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 3029; Aerospace SAN 3728; Shipbuilding SAN 3729; Wood Furniture SAN 3730

Agency Contacts:

Susan Wyatt (general questions) 919-541-5674

Mohamed Serageldin (shipbuilding) 919-541-5674

Jim Szykman (aerospace) 919-541-2452

Paul Almodovar (wood furniture) 919-541-0283

Agency Contact: Susan Wyatt, Environmental Protection Agency, Air and Radiation, (MD-13), Research Triangle Park, NC 27711

EPA—CAA

Proposed Rule Stage

Phone: 919 541-5674

RIN: 2060-AD05

3395. NATIONAL VOLATILE ORGANIC COMPOUND EMISSION STANDARDS FOR AUTOMOBILE REFINISH COATINGS**Priority:** Other Significant**Legal Authority:** Clean Air Act Amendments of 1990, sec 183(e)**CFR Citation:** 40 CFR 59**Legal Deadline:** Final, Statutory, March 1997.

Abstract: Section 183(e) requires EPA to study the emissions of volatile organic compounds (VOC) from consumer and commercial products, list those categories of products that account for at least 80 percent of the total VOC emissions from consumer and commercial products in areas classified as nonattainment for ozone, divide the list into four groups, and regulate one group every 2 years using best available controls (BAC). Based on the criteria described in the consumer and commercial product study (March 1995), and category listing (March 1995), EPA has determined that VOC emissions from automobile refinish coatings should be regulated by March 1997. Automobile refinish coatings can be generally classified as primers and topcoats, each consisting of several different types. The proposed rule divides automobile refinish coatings into 6 categories, and contains VOC content limits for each category. Automobile refinish coatings are used by body shops and by "do-it yourselfers." However, the proposed rule does not directly affect these small businesses. Rather, the rule would apply to coating manufacturers and importers, and would limit the VOC content of coatings that are produced for sale in the United States.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
Final Action	12/00/96	

Small Entities Affected: Businesses**Government Levels Affected:** State, Federal**Analysis:** Regulatory Flexibility Analysis**Additional Information:** SAN No. 3281.**Agency Contact:** Mark Morris, Environmental Protection Agency, Airand Radiation, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-5416

RIN: 2060-AE35

3396. VOC REGULATION FOR ARCHITECTURAL COATINGS**Priority:** Other Significant**Legal Authority:** 42 USC 7511/CAA 183**CFR Citation:** 40 CFR 59**Legal Deadline:** Final, Statutory, March 15, 1997.

Abstract: This regulation will control volatile organic compound (VOC) emissions from architectural coatings. These coatings are applied to stationary structures and their appurtenances, to portable buildings, to pavements, or to curbs. Traditional VOC limitations, market-based approaches, and phased-in approaches are all being considered.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
Final Action	10/00/96	

Small Entities Affected: Businesses**Government Levels Affected:** State, Local**Additional Information:** SAN No. 3351.

Docket Number A-92-18

Agency Contact: Ellen Ducey, Environmental Protection Agency, Air and Radiation, Research Triangle Park, NC 27711

Phone: 919 541-5408

RIN: 2060-AE55

3397. AEROSOL SPRAY PAINTS VOC RULE**Priority:** Other Significant**Legal Authority:** Clean Air Act, section 183(e)**CFR Citation:** 40 CFR 59**Legal Deadline:** NPRM, Statutory, March 1996. Final, Statutory, March 1997.

Abstract: Section 183(e) of the Clean Air Act of 1990 (the Act) required that the EPA study volatile organic compound (VOC) emissions from consumer and commercial products. The objectives of this study were to determine the potential of consumer and commercial products to contribute

to ozone levels which violate the national ambient air quality standards (NAAQS) for ozone; and to establish criteria for regulating consumer and commercial products under section 183(e). Upon completion of the study, the EPA submitted a report to Congress that documents the results of the study.

The EPA has determined that aerosol spray paints is one of the source categories to be regulated under section 183(e) of the Act. For spray paints, VOC volatilize during air-drying or bake-film forming, and include solvents and propellants, as well as other volatiles used to dissolve resins and additives. Options for VOC reductions from aerosol spray paints include reformulation and limits on the VOC content. Regulatory action for this source category is being reconsidered, since acetone has been exempted from the list of VOC. Acetone is a major component in the formulation of aerosol spray paints. Therefore, the potential for VOC emission reductions from this source category has diminished.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	05/00/97	

Small Entities Affected: Businesses**Government Levels Affected:** State, Local, Federal**Analysis:** Regulatory Flexibility Analysis**Additional Information:** SAN No. 3659.**Agency Contact:** Paul Almodovar, Environmental Protection Agency, Air and Radiation, (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-0283

RIN: 2060-AF61

3398. NATIONAL VOC EMISSION STANDARDS FOR CONSUMER PRODUCTS AND AMENDMENT TO ADD FLEXIBLE COMPLIANCE PLAN**Priority:** Other Significant**Legal Authority:** Clean Air Act, section 183(e); 42 USC 7511b**CFR Citation:** 40 CFR 59**Legal Deadline:** Final, Statutory, March 1997.

The compliance date for the consumer products rule is anticipated to be Sept. 1996. It is important to promulgate this

EPA—CAA

Proposed Rule Stage

amendment close to this date so that manufacturers can take advantage of it

Abstract: Section 183(e) of the Clean Air Act requires that EPA list those categories of consumer and commercial products (CCPs) that account for at least 80 percent of volatile organic compounds (VOC) from all CCPs in ozone nonattainment areas. The list is to be divided into 4 groups by priority. The EPA is to regulate one group of categories every 2 years until all 4 groups are regulated. The first group must be regulated no later than 2 years after the EPA publishes the list and regulatory schedule.

The EPA has listed for regulation a group of 24 products which are currently regulated by California and several other States. The rule would set VOC content limits for the 24 categories of products. These limitations are currently being met by product manufacturers marketing products in California and other States. A Federal rule would provide consistency and would assist other States in achieving VOC reductions toward their 15-percent rate-of-progress requirements. This rule is supported by both the States and by the consumer products industry.

An Amendment to Add a Flexible Compliance Plan to the National VOC Emission Standards for Consumer Products is also being developed. This rulemaking would add a flexible compliance plan to the consumer products rule. The plan would be a mechanism by which manufacturers could produce consumer products that have more VOC than the levels in the rule, provided that the increased VOC emissions are balanced by decreased emissions from products that are below the required levels. Participation in the flexible compliance plan would be optional. The flexibility added by the plan would help to achieve the emission reductions at a lower cost. During plan development, the EPA is examining how to make the plan amenable for use by small and one-product businesses, as well as large multi-product ones.

Timetable:**Amendment to Add Flexible Compliance Plan (SAN 3822)**

NPRM 07/00/96
Final 01/00/97

National VOC for Consumer Products (SAN 3658)

NPRM 04/02/96 (61 FR 14531)
Final 09/00/96

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Tribal

Sectors Affected: 284 Soaps, Detergents, and Cleaning Preparations, Perfumes, Cosmetics, and Other Toilet Preparations; 287 Agricultural Chemicals; 289 Miscellaneous Chemical Products

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3658 and 3822

Agency Contact for Amendment is Gail Lacy, 919-541-5261.

Agency Contact: Bruce Moore, Environmental Protection Agency, Air and Radiation, (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-5460

RIN: 2060-AF62

3399. • REDUCTION OF VOLATILE ORGANIC COMPOUND (VOC) EMISSIONS FROM COATINGS USED IN THE AEROSPACE, WOOD FURNITURE, AND SHIPBUILDING INDUSTRIES UNDER CLEAN AIR ACT SECTION 183(E)

Priority: Substantive, Nonsignificant

Legal Authority: PL 101-549, sec 183

CFR Citation: 40 CFR 59

Legal Deadline: Final, Statutory, March 1997.

Abstract: This action would result in the reduction of volatile organic compound (VOC) emissions from the coatings used by the Aerospace, Wood Furniture and Shipbuilding industries. The Agency will study the various VOC pollutants contained in these coatings and will evaluate pollution prevention and control techniques which can reduce these emissions; Control Techniques Guidelines can be issued in lieu of regulations if they are significantly as effective in reducing VOC emissions from the use of these coatings in ozone nonattainment areas. This rulemaking will be conducted in accordance with statutory requirements for VOC emission reduction under Section 183(e) of the Clean Air Act. The development of these VOC rules will use data recently gathered for the development of National Emission Standards for Hazardous Air Pollutants (NESHAP) for these industries. This will maximize resources and avoid

duplication of data gathering efforts. There are small businesses in these industries, but at this time it is not known how many will be affected by these rules or guidelines.

Timetable:

Action	Date	FR Cite
NPRM	07/00/96	
Final Action	07/00/97	

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

Sectors Affected: 37 Transportation Equipment; 45 Transportation by Air; 243 Millwork, Veneer, Plywood, and Structural Wood Members; 25 Furniture and Fixtures; 57 Home Furniture, Furnishings, and Equipment Stores; 373 Ship and Boat Building and Repairing

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3838.

Agency Contact: Daniel Brown, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-5305
Fax: 919 541-5689
Email: brown.dan@epamail.epa.gov

RIN: 2060-AG59

3400. REVISED LIGHT-DUTY DURABILITY PROCEDURES FOR MODEL YEAR 1999 AND LATER

Priority: Other Significant

Legal Authority: 42 USC 7521/CAA 202

CFR Citation: 40 CFR 86

Legal Deadline: None

Abstract: This action will establish procedures under which vehicle manufacturers will demonstrate durability of their emission control systems during certification of passenger cars and light-duty trucks beginning with the 1999 model year. Under separate actions, EPA has promulgated revised light-duty durability procedures for certification of model years 1994 through 1998, procedures that are necessary to implement revised useful life levels mandated by the Clean Air Act Amendments of 1990. The long term durability program will translate into ongoing efforts by the EPA and vehicle manufacturers to develop durability

EPA—CAA

Proposed Rule Stage

procedures that will more accurately predict the emissions deterioration of vehicles in actual use.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: Federal

Additional Information: SAN No. 2869.

Agency Contact: Eldert Boutekoe, Environmental Protection Agency, Air and Radiation, 2565 Plymouth Road, Ann Arbor, Michigan 48105
Phone: 313 668-4442

RIN: 2060-AE06

3401. NATIONAL 49-STATE LOW-EMISSION VEHICLES PROGRAM

Priority: Economically Significant

Legal Authority: Clean Air Act secs 202 and 301(a)

CFR Citation: None

Legal Deadline: None

Abstract: This rulemaking is a voluntary emissions standards program applicable to manufacturers of light-duty vehicles and trucks beginning in model year 1997. This program would apply only to those manufacturers that chose to opt into the program. This program is designed to be an alternative national program that provides emissions reductions equivalent to the Northeast Ozone Transport Commission's (OTC's) low-emission vehicle (LEV) program.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	
Final Action	01/00/97	

Small Entities Affected: None

Government Levels Affected: State, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3646.

Agency Contact: Mike Shields, Environmental Protection Agency, Air and Radiation, (6401), Washington, DC 20460

Phone: 202 260-7757

Fax: 202 260-6011

RIN: 2060-AF75

3402. CONTROL OF NITROGEN OXIDE AND PARTICULATE EMISSIONS FROM HEAVY-DUTY ENGINES

Priority: Economically Significant

Legal Authority: Clean Air Act secs 202(a), 211(c), 213(a), 301(a)

CFR Citation: None

Legal Deadline: None

Abstract: The primary focus of this action will be on the potential for reduced nitrogen oxide non-methane hydrocarbon, (NMHC) diesel and gasoline fuels heavy-duty on highway engines. Nitrogen oxides are a significant contributor to urban ozone pollution (smog), acid rain, and particulate pollution. Particulates, including those emitted directly and "secondary" particulates formed in the atmosphere, have been associated with increased death and illness rates as well as impaired visibility. Non-Methane hydrocarbons also contribute to ozone pollution. The advance notice of proposed rulemaking notified the public of the Agency's intent to investigate the feasibility of reducing emissions of ozone and secondary particulate precursors from heavy-duty on highway engines. It is also solicited involvement and input from a broad cross-section of the public, including potentially affected industries, States, regional air management organizations, public health and environmental protection interest groups, and the general public.

Timetable:

Action	Date	FR Cite
ANPRM	08/30/95	60 FR 45580
NPRM	06/00/96	
Final Action	01/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3645.

Agency Contact: Tad Wysor, Environmental Protection Agency, Air and Radiation, 2565 Plymouth Road, Ann Arbor, MI 48105
Phone: 313 668-4332

RIN: 2060-AF76

3403. AMENDMENT CONCERNING THE LOCATION OF SELECTIVE ENFORCEMENT AUDITS OF FOREIGN MANUFACTURED VEHICLES AND ENGINES

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7525/CAA 206(b)

CFR Citation: 40 CFR 86 subpart G (Revision); 40 CFR 86 subpart K (Revision)

Legal Deadline: None

Abstract: This action would consider an amendment to the existing regulations to include ports of entry as a location for EPA selection of foreign produced vehicles and engines for SEA emissions testing at laboratories in the U.S. While the regulations do not specify EPA authority to conduct such port selections, the increased flexibility provided by port selections warrants amending the regulations. Presently, EPA must travel overseas to conduct SEA audits of foreign manufactured vehicles and engines, even though most manufacturers now have access to laboratory facilities in the U.S. The benefits include a reduction in Agency cost since fewer overseas trips would be necessary. Also, EPA would be able to conduct more audits of foreign manufactured vehicles and engines.

Separate from the provisions proposed in this NPRM for amendments to allow port selection for SEAs, EPA is also proposing to make two other amendments to 40 CFR Part 86. The first would amend current Selective Enforcement Auditing regulations to change the minimum annual limit of Selective Enforcement Audits per manufacturer to two (2) per year. Currently, the minimum annual limit is one audit per manufacturer. Under the proposed amendments EPA would be able to perform a second audit on those manufacturers that might otherwise be limited to one audit.

The second additional proposed amendment to Part 86 would delete from Subparts A and E references to the Agency representation in certain types of administrative hearings. The two provisions state that the Office of General Counsel will represent the Agency in administrative procedures governing hearings on certification for light-duty vehicles, light-duty trucks, heavy-duty engines and motorcycles. The Agency is proposing to delete these two provisions in order to be consistent

EPA—CAA

Proposed Rule Stage

with other hearing procedures in Part 86.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3139.

Agency Contact: Richard Gezelle, Environmental Protection Agency, Air and Radiation, (6403-J), Washington, DC 20460

Phone: 202 233-9267

RIN: 2060-AD90

3404. "SUBSTANTIALLY SIMILAR" DEFINITION FOR DIESEL FUELS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7545/CAAA 211(f)

CFR Citation: 40 CFR 80

Legal Deadline: None

Abstract: Section 211(f)(1)(A) of the Clean Air Act prohibits for use in light-duty vehicles, fuels and fuel additives which are not "substantially similar" to fuels or additives used to certify vehicles to emissions standards. Section 211(f)(1)(B) expands these prohibitions to all motor vehicles. Since the term "substantially similar" is not defined in the Act, the intent of this rulemaking is to interpret the term "substantially similar" in regard to diesel fuel and diesel fuel additives and thus make more explicit which products are prohibited by section 211(f)(1)(B). The definition of "substantially similar" enables manufacturers to determine whether their fuels or fuel additives are covered by, or excluded from, the section 211(f)(1)(B) prohibitions.

Timetable:

Action	Date	FR Cite
ANPRM	05/30/91	56 FR 24362
NPRM	12/00/96	
Final Action	12/00/97	

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: SAN No. 3091.

Agency Contact: James W. Caldwell, Environmental Protection Agency, Air and Radiation, 401 M Street SW., Mail Code 6406J, Washington, DC 20460
Phone: 202 233-9303

RIN: 2060-AD77

3405. • MODIFICATIONS TO STANDARDS FOR REFORMULATED AND CONVENTIONAL GASOLINE

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 7545/CAA 211

CFR Citation: 40 CFR 80

Legal Deadline: None

Abstract: Under authority of the Clean Air Act, as amended in 1990, EPA promulgated regulations to require a cleaner burning "reformulated gasoline" (RFG) in nine mandated areas of the country with the worst ozone air pollution problems. These areas are designated as "covered areas," (e.g., areas in which non-RFG ("conventional gasoline") is prohibited from being sold or dispensed to the ultimate consumers of the gasoline. Other ozone nonattainment areas may "opt-in" to the RFG program upon petition by the Governor of the state in which the area is located.

Since the RFG program became effective in January 1995, many enforcement related issues have been raised concerning the implementation of the program. Some of these issues have required the exercise of enforcement discretion through the use of informal question and answer guidance documents. This action will codify those guidances which are appropriate for incorporation into the RFG regulations. This action will also "streamline," the regulations where appropriate, and include certain typographical and other minor corrections.

Timetable:

Action	Date	FR Cite
NPRM	08/00/96	
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3844.

Agency Contact: Marilyn Bennett, Environmental Protection Agency, Air and Radiation, (6406J), Washington, DC 20460

Phone: 202 233-9006

Fax: 202 233-9557

RIN: 2060-AG76

3406. • AMENDMENT CONCERNING APPLICABILITY OF ON HIGHWAY HEAVY-DUTY CERTIFIED ENGINES FOR USE IN NONROAD HEAVY-DUTY VEHICLES AND EQUIPMENT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 7521 to 7525; 42 USC 7541 to 7543; 42 USC 7547

CFR Citation: 40 CFR 9; 40 CFR 89

Legal Deadline: None

Abstract: This action would consider an amendment to the existing regulations to allow the use of on-highway heavy-duty certified engines in nonroad heavy-duty vehicles and equipment. This will eliminate hardships caused by the imposition of nonroad heavy-duty rules of specialty vehicles and equipment that have historically elected to use cleaner on-highway heavy-duty engines.

Timetable:

Action	Date	FR Cite
NPRM	11/00/96	
Final Action	06/00/97	

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: SAN No. 3842.

Agency Contact: John Guy, Environmental Protection Agency, Air and Radiation, (6403J), Washington, DC 20460

Phone: 202 233-9276

Fax: 202 233-9596

RIN: 2060-AG78

3407. NONROAD SPARK-IGNITION ENGINES AT OR BELOW 19 KILOWATTS (25 HORSEPOWER)(PHASE 2)

Priority: Other Significant

Legal Authority: 42 USC 7547/CAA 213

CFR Citation: 40 CFR 90

Legal Deadline: NPRM, Judicial, April 30, 1996. Final, Statutory, November 15, 1992. Final, Judicial, April 30, 1997.

EPA—CAA

Proposed Rule Stage

Abstract: This action will establish the second phase of emissions standards for new nonroad spark-ignition engines at or below 19 kilowatts (25 horsepower), as required by section 213(a)(3) of the Clean Air Act as Amended. The Environmental Protection Agency (EPA) had been developing the second phase of small-engine regulations through a negotiated rulemaking, with representation by engine manufacturers, equipment manufacturers, emissions control manufacturers, equipment dealers, environment and public health interests, and State air programs. The negotiations came to an end on February 16, 1996 with no consensus reached. EPA will now develop the rulemaking through other means.

The affected engines are used in lawn, garden, and utility equipment, such as lawnmowers, string trimmers, chain saws, and small pumps and generators. The first phase was established July 3, 1995 (60 FR 34582), effective for the 1997 model year, and was very similar to the tier 1 small-engine regulations developed by California for the same engines. Regulated pollutants are hydrocarbons, carbon monoxide, and oxides of nitrogen.

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	
Final Action	12/00/97	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3361.

Agency Contact: Betsy McCabe, Environmental Protection Agency, Air and Radiation, National Vehicle and Fuel Emissions Lab, 2565 Plymouth Road, Ann Arbor, MI 48105
Phone: 313 668-4344

RIN: 2060—AE29

3408. • OUTER CONTINENTAL SHELF AIR REGULATIONS DELEGATION REMAND

Priority: Substantive, Nonsignificant

Legal Authority: CAA 328

CFR Citation: 40 CFR 55

Legal Deadline: None

Abstract: The EPA promulgated the Outer Continental Shelf (OCS) Air

Regulations on September 4, 1992. The regulations allowed States to request delegation of the authority to implement and enforce the regulations for sources located within 25 miles of the State's seaward boundary, but prohibited such delegation of the authority for sources locating beyond that limit. Since section 328(a)(3) of the Clean Air Act requires EPA to allow delegation for both types of sources, EPA requested and received a remand on this issue. The notice proposes revision to the OCS Air Regulations to allow delegation of the implementation and enforcement authority to State and local air pollution control agencies for sources locating beyond 25 mile of the States' seaward boundaries.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 3789.

Agency Contact: David H. Stonefield, Environmental Protection Agency, Air and Radiation, (MD-15), Research Triangle Park, NC 27711
Phone: 919 541-5350

RIN: 2060—AG39

3409. • OUTER CONTINENTAL SHELF AIR REGULATIONS OFFSET REMAND

Priority: Substantive, Nonsignificant

Legal Authority: CAA 328

CFR Citation: 40 CFR 55

Legal Deadline: None

Abstract: The EPA promulgated the Outer Continental Shelf (OCS) Air Regulations on September 4, 1992. As a result of a challenge, the court vacated the special offset provision which EPA had included in the OCS regulations and remanded that issue to EPA for reconsideration. This interim final rule revises the OCS regulations to require that new or modified OCS sources meet the same offset requirements as imposed in the corresponding onshore area. As a result some OCS sources may be required to obtain additional offset credits.

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	

Action	Date	FR Cite
Interim Final Rule	06/00/96	
Final Action	06/00/97	

Small Entities Affected: None

Government Levels Affected: State, Local, Tribal, Federal

Additional Information: SAN No. 3790.

Agency Contact: David H. Stonefield, Environmental Protection Agency, Air and Radiation, (MD-15), Research Triangle Park, NC 27711
Phone: 919 541-5350

RIN: 2060—AG40

3410. NSPS: NITROGEN OXIDE EMISSIONS FROM FOSSIL-FUEL FIRED STEAM GENERATING UNITS—REVISION

Priority: Economically Significant

Legal Authority: Clean Air Act Amendments of 1990, sec 407(c)

CFR Citation: 40 CFR 60.40

Legal Deadline: NPRM, Statutory, January 1, 1993. NPRM, Judicial, September 1, 1996. Final, Statutory, January 1, 1994. Final, Judicial, November 3, 1997.

Abstract: The current NSPS for electric utility and nonutility steam generating units were promulgated in 1979 and 1986, respectively. A major feature of the NSPS is NO_x control through the use of low NO_x burners or overfired air. Section 407 of the Clean Air Act requires the EPA to revise existing NSPS for NO_x emissions from fossil-fuel fired steam generating units, including both electric utility and nonutility units. These revised standards are to reflect improvements in methods for the reduction of NO_x emissions.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	11/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: None

Sectors Affected: 491 Electric Services; 20 Food and Kindred Products

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3352.

Agency Contact: James A. Eddinger, Environmental Engineer, Environmental Protection Agency, Air and Radiation,

EPA—CAA

Proposed Rule Stage

Office of Air Quality Planning and Standards, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-5426
Fax: 919 541-0072

RIN: 2060—AE56

3411. AMENDMENT TO THE REFRIGERANT RECYCLING RULE TO INCLUDE ALL REFRIGERANTS

Priority: Substantive, Nonsignificant

Legal Authority: PL 101-54, section 608 of the Clean Air Act Amendments of 1990; 42 USC 7401 et seq Section 608 CAA

CFR Citation: 40 CFR 82, subpart F

Legal Deadline: Final, Statutory, November 15, 1994.

The venting prohibition is extended to all refrigerants as of 11/15/95; rules are necessary to inform the regulated community of the means by which to prevent venting, recovery/recycling.

Abstract: This action would facilitate fulfillment of the statutory mandate to apply the venting prohibition to substitute refrigerants. The action would provide regulations covering recovery/recycling equipment, recovery/recycling practices, and applicable certifications that would be required to accomplish compliance with the no-venting prohibition. Requirements would parallel those of the current section 608 regulations, expanding applicability, where appropriate, to all refrigerants.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
Final Action	11/00/96	

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

Sectors Affected: All

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3560.

Agency Contact: Debbie Ottinger, Environmental Protection Agency, Air and Radiation, 401 M Street SW., 6205J, Washington, DC 20460
Phone: 202 233-9149

RIN: 2060—AF37

3412. PROTECTION OF STRATOSPHERIC OZONE: RECONSIDERATION OF SECTION 608 SALES RESTRICTION

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7401 et seq; Clean Air Act section 608

CFR Citation: 40 CFR 82 subpart F

Legal Deadline: None

Abstract: The rule will include the reconsideration of the sales restriction as it relates to split systems. The Agency was petitioned to reconsider the part of the sales restriction that included the sale of pre-charged split systems. It restricted such sales to certified technicians. Since then, EPA stayed that portion of the sales restriction in response to the petition. This rule will include the determination of the Agency related to the reconsideration. It addresses environmental problems of ozone depletion resulting from emissions of CFCs, HCFCs, and other ozone-depleting substances. Through restricting sales of certain pre-charged items to persons certified as technicians, emissions to the atmosphere are decreased. The impact on small businesses and governments would be negligible, since persons can become certified if the EPA determination is a full restriction. Most businesses and governments will have at least one certified technician on board.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
Final Action	10/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: None

Sectors Affected: 358 Refrigeration and Service Industry Machinery; 52 Building Materials, Hardware, Garden Supply, and Mobile Home Dealers

Additional Information: SAN No. 3673.

Agency Contact: Mavis Sanders, Environmental Protection Agency, Air and Radiation, 401 M Street SW., Mail 6205J, Washington, DC 20460
Phone: 202 233-9737
Fax: 202 233-9577

RIN: 2060—AG20

3413. SUPPLEMENTAL RULE TO REQUIRE CERTAIN PRODUCTS MADE WITH HCFCs TO BEAR WARNING LABEL

Priority: Other Significant

Legal Authority: 42 USC 7401 et seq, section 611

CFR Citation: 40 CFR 82 subpart F

Legal Deadline: None

Abstract: EPA has been petitioned by Friends of the Earth to expand our labeling requirements to include products containing or manufactured with HCFCs. We are bound by statute to respond by 180 days (mid-May). If EPA grants the petition, the proposed rulemaking will be the response.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	05/00/97	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Additional Information: SAN No. 3640.
Deadline is based on the statutory 180-day response time to petitions.

Agency Contact: Mavis Sanders, Environmental Protection Agency, Air and Radiation, 6205J, 401 M Street SW., Washington, DC 20460
Phone: 202 233-9737

RIN: 2060—AF93

3414. UPDATE OF THE ACCEPTABILITY LIST UNDER THE SIGNIFICANCE NEW ALTERNATIVES POLICY (SNAP) PROGRAM

Priority: Other Significant

Legal Authority: 42 USC 7414, 7601, 7671 / Clean Air Act section 612

CFR Citation: 40 CFR 9 and 82

Legal Deadline: None

Abstract: Section 612 of the Clean Air Act requires EPA to identify alternatives to Class I and II ozone depleting substances and to publish lists of acceptable and unacceptable substitutes. Producers of substitutes must notify EPA at least 90 days before alternatives are introduced into interstate commerce. Unlike acceptable alternatives (see Notices), substitutes which are deemed by EPA to be unacceptable or acceptable subject to use restrictions must go through notice and comment rulemaking. Substitute

EPA—CAA

Proposed Rule Stage

lists are updated intermittently depending on the volume of notifications.

Timetable:

Action	Date	FR Cite
ANPRM	01/16/92	57 FR 1984
NPRM	05/12/93	58 FR 28094
Final Rule	03/18/94	59 FR 13044
Notice - 1	08/26/94	59 FR 44240
NPRM - 1	09/26/94	59 FR 49108
Notice - 2	01/13/95	60 FR 3318
Final Rule - 1	06/13/95	60 FR 31092
Notice - 3	07/28/95	60 FR 38729
NPRM - 2	10/02/95	60 FR 51383
Notice - 4	02/08/96	61 FR 4736
Final Rule - 2	05/00/96	
NPRM - 3	05/00/96	
NPRM - 4	05/00/96	

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

Additional Information: SAN No. 3525 (generic).

Agency Contact: Sally Rand, Environmental Protection Agency, Air and Radiation, 6205J, 401 M Street SW., Washington, DC 20460
Phone: 202 233-9739

RIN: 2060-AG12

3415. • HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES (TSDF) AND HAZARDOUS WASTE GENERATORS; ORGANIC AIR EMISSION STANDARDS FOR TANKS, SURFACE IMPOUNDMENTS, AND CONTAINERS

Priority: Substantive, Nonsignificant

Legal Authority: RCRA 3002 and RCRA 3004

CFR Citation: 40 CFR 264; 40 CFR 265

Legal Deadline: None

Abstract: These standards were promulgated on December 6, 1994 and will be effective on June 6, 1996. The final standards control organic air emissions from hazardous waste TSDF and generator sites. These emissions have been shown to contribute greatly to ground-level ozone formation and to cancer incidence among exposed populations.

Following promulgation, several affected sources contacted the EPA for clarification on certain requirements of the final standards and to dispute the necessity of certain technical requirements. The EPA has reviewed the final provision to determine whether the intended requirements are correctly conveyed in the final rule language.

The EPA has identified certain provisions for which the published language suggests a requirement that is more stringent than our intent, and in which the intended emission

reductions can be achieved with less burdensome standards. The EPA intends to amend the final rule to include several revised provisions, including the following: certain fixed-roof tanks may be equipped with pressure relief devices that vent to the atmosphere; containers may be vented during loading and emptying operations; a facility may comply with the final rule using an implementation schedule in several different circumstances; and the frequency of monitoring for certain equipment shall be semi-annual rather than annual. These amendments will be published in two Federal Register notices; one for clarifying amendments and one for revisions. Any amendments published by the action will be deregulatory and will result in less extensive requirements than the published rule.

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3792.

Agency Contact: Michele Aston, Environmental Protection Agency, Air and Radiation, (MD-13), OAQPS/ESD/WCPG, Research Triangle Park, NC 27711
Phone: 919 541-2363

RIN: 2060-AG44

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Final Rule Stage

Clean Air Act (CAA)

3416. COMPLIANCE ASSURANCE MONITORING PROGRAM (PREVIOUSLY ENHANCED MONITORING PROGRAM)

Priority: Economically Significant

Legal Authority: Clean Air Act Amendments of 1990, sections 114(a)(3), 503(b),; 504(b)

CFR Citation: 40 CFR 64; 40 CFR 70

Legal Deadline: NPRM, Judicial, September 30, 1993. Final, Statutory, November 1992. Final, Judicial, July 1, 1996.

Abstract: This action is required by the 1990 Clean Air Act (the Act) Amendments to assure better compliance with existing rules. This rule will require major stationary

sources who must obtain permits under title V of the Act to conduct monitoring that provides reasonable assurance of ongoing compliance of the significant emission units with applicable requirements. Affected sources will use the monitoring data in conjunction with other compliance-related data to certify compliance with emission standards and other permit conditions.

Timetable:

Action	Date	FR Cite
NPRM	10/22/93	58 FR 54648
Supplemental Proposal	12/28/94	59 FR 66844
Final Action	07/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 2942.

Agency Contact: Peter R. Westlin, Environmental Protection Agency, Air and Radiation, OAQPS - MD19, Research Triangle Park, NC 27711
Phone: 919 541-1058

RIN: 2060-AD18

3417. FEDERAL OPERATING PERMIT RULES

Priority: Economically Significant

Legal Authority: Clean Air Act Amendments of 1990, title V

CFR Citation: 40 CFR 71

Legal Deadline: Final, Statutory, November 15, 1995.

EPA—CAA

Final Rule Stage

Abstract: Title V of the Clean Air Act Amendments of 1990 requires EPA to promulgate regulations setting forth requirements for States to develop and implement operating permits programs for major stationary sources of air pollutants regulated under the Clean Air Act. These regulations were promulgated on July 21, 1992 (57 FR 32250). Title V also requires EPA to establish a federal permit program where States fail to submit an appropriate State program, fail to adequately implement an approved program, or fail to issue good Title V permits to individual sources. These regulations also address issuance of permits to outer continental shelf sources, acid rain sources and sources located on Tribal lands. This program is established by regulation promulgated in this notice. EPA will approve applications and issue Federal operating permits, as well as enforce the program.

Timetable:

Action	Date	FR Cite
NPRM	04/27/95	60 FR 20804
Final Action	05/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Tribal, Federal

Additional Information: SAN No. 3369.

Agency Contact: Candace Carraway, Environmental Protection Agency, Air and Radiation, (MD-12), Research Triangle Park, NC 27711
Phone: 919 541-3189

RIN: 2060-AD68

3418. REGULATIONS GOVERNING AWARDS UNDER SECTION 113(F) OF THE CLEAN AIR ACT

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7413(f)

CFR Citation: 40 CFR 65

Legal Deadline: None

Abstract: Section 113(f) of the Clean Air Act granted to the Administrator authority to pay an award to any person who furnishes information or services which lead to a criminal conviction or a civil penalty for any violation of Title I, III, IV, V, or VI of the Act enforced under section 113. Section 113(f) authorizes the Administrator to prescribe, by regulation, additional criteria for eligibility for such an award. EPA

intends that the rule set forth such additional criteria. The rule also describes criteria for assessing the value of information and services when considering paying an award, and what is needed to adequately petition the Administrator for consideration of payment. The rule will also address confidentiality matters; some citizens provide information or services on a confidential basis. Furthermore, to implement the goal of the program, the rule will provide direction for providing information or services to the Agency.

Timetable:

Action	Date	FR Cite
NPRM	05/03/94	59 FR 22795
Final Action	12/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2939.

Agency Contact: Cary Secrest, Environmental Protection Agency, Office of Enforcement and Compliance Assurance, (2242-A), Washington, DC 20460

Phone: 202 564-8661

RIN: 2060-AD81

3419. INSPECTION/MAINTENANCE PROGRAM REQUIREMENTS—ONBOARD DIAGNOSTIC CHECKS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7401, Clean Air Act Amendments of 1990

CFR Citation: 40 CFR 51; 40 CFR 85

Legal Deadline: None

Abstract: This action establishes requirements for checking onboard diagnostic systems as part of the Inspection/Maintenance program pursuant to Clean Air Act Amendments of 1990. This action will establish test procedures and State Implementation Plan requirements.

Timetable:

Action	Date	FR Cite
NPRM	08/18/95	60 FR 43092
Final Action	11/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Additional Information: SAN No. 3264.

Agency Contact: Eugene J. Tierney, Chief, Inspection Maintenance Section, Environmental Protection Agency, Air and Radiation, 2565 Plymouth Road, Ann Arbor, MI 48105
Phone: 313 668-4456

RIN: 2060-AE19

3420. NESHAPS PERTAINING TO FACILITIES OTHER THAN COMMERCIAL NUCLEAR POWER REACTORS LICENSED BY THE NUCLEAR REGULATORY COMMISSION (NRC) OR BY NRC AGREEMENT STATES

Priority: Other Significant

Legal Authority: 42 USC 7607(d)(7)(B)

CFR Citation: 40 CFR 61 subpart I

Legal Deadline: None

Abstract: In accordance with section 112(d)(9) of the Clean Air Act Amendments of 1990 (CAAA), EPA is considering whether or not to issue a final rule to rescind Subpart I of 40 CFR Part 61, as it applies to facilities licensed by the Nuclear Regulatory Commission (NRC) or NRC Agreement States which are not engaged in the generation of nuclear power (57 FR 56877, December 1, 1992). Section 112(d)(9) gives EPA the authority to decline to regulate NRC-licensees after the Administrator makes a determination, by rule, and in consultation with the Nuclear Regulatory Commission (NRC), that the regulatory program established by the NRC pursuant to the Atomic Energy Act provides an ample margin of safety to protect the public health.

Timetable:

Action	Date	FR Cite
NPRM	12/01/92	57 FR 56877
Notice	09/28/95	60 FR 50161
Final Action	11/00/96	

Small Entities Affected: None

Government Levels Affected: State, Federal

Additional Information: SAN No. 3146.

Agency Contact: Gale Bonanno, Attorney Advisor, Environmental Protection Agency, Air and Radiation, 401 M Street SW., ORIA - 6602J, Washington, DC 20460
Phone: 292 233-9219

RIN: 2060-AE39

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3421. ADDITION OF METHODS 204, 204A - 204F FOR MEASUREMENT OF VOC EMISSIONS FROM STATIONARY SOURCES**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7410**CFR Citation:** 40 CFR 51**Legal Deadline:** None

Abstract: The Reasonably Available Control Technology (RACT) fix up rule requires States to adopt enforceable VOC rules. An accurate technique for determining capture efficiency (CE) had not been available in the past. This action would add seven methods to determine VOC emissions from stationary sources. These methods can be used to determine CE when used in various combinations.

Timetable:

Action	Date	FR Cite
NPRM	08/02/95	60 FR 39297
Final Action	06/00/96	

Small Entities Affected: None**Government Levels Affected:** State, Local, Federal**Additional Information:** SAN No. 3506.

Agency Contact: Candace Sorrell, Environmental Protection Agency, Air and Radiation, Source Characterization Group A (MD-19), Research Triangle Park, NC 27711
Phone: 919 541-1064

RIN: 2060-AF02**3422. ACID RAIN PROGRAM: REVISIONS TO THE ADMINISTRATIVE APPEAL REGULATIONS UNDER TITLE IV OF THE CLEAN AIR ACT****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7601**CFR Citation:** 40 CFR 78.1**Legal Deadline:** None

Abstract: Revisions to clarify whether administrative appeals are prerequisite for judicial review of final actions by the administrator under the Acid Rain Program.

Timetable:

Action	Date	FR Cite
Final Action	07/00/96	
NPRM	12/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions**Government Levels Affected:** Local**Sectors Affected:** 491 Electric Services**Additional Information:** SAN No. 3570.

Agency Contact: Dwight C. Alpern, Environmental Protection Agency, Air and Radiation, 6204J, 401 M Street SW., Washington, DC 20460
Phone: 202 233-9151

RIN: 2060-AF43**3423. OPERATING PERMITS: REVISIONS (PART 70)****Priority:** Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 7661 et seq**CFR Citation:** 40 CFR 70; 40 CFR 71; 40 CFR 51**Legal Deadline:** None

Abstract: In response to litigation on the part 70 regulations, to several problems identified through implementation of part 70, and to comments provided in response to notices of proposed rulemaking, parts 51, 70, and 71 are being revised. The changes include the following: streamlined procedures for revising stationary-source operating permits issued by State and local permitting authorities or the Environmental Protection Agency (EPA) under title V of the Clean Air Act; changes to the certification of compliance that is required to be submitted as part of the permit documentation; clarification of the title I and title V permitting requirements for certain smaller research and development facilities; and changes in procedural requirements in order to clarify the flexibility States possess in processing minor new source review actions under title I of the Act.

Timetable:

Action	Date	FR Cite
NPRM	08/29/94	59 FR 44460
NPRM Supplemental Proposal	04/27/95	60 FR 20804
FINAL	09/00/96	

Small Entities Affected: Governmental Jurisdictions**Government Levels Affected:** State, Local, Tribal, Federal**Analysis:** Regulatory Flexibility Analysis**Additional Information:** SAN No. 3412.

Agency Contact: Ray Vogel, Environmental Protection Agency, Air and Radiation, Information Transfer and Program Integration, Division, OAQPS, MD-12, Research Triangle Park, NC 27711
Phone: 919 541-3153
Fax: 919 541-5509

RIN: 2060-AF70**3424. METHODS FOR MEASUREMENT OF VISIBLE EMISSIONS - THE ADDITION OF METHODS 203A, 203B, AND 203C TO APPENDIX M OF PART 51****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7401(b)(1); 42 USC 7410; 42 USC 7470 to 7479; 42 USC 7501 to 7508; 42 USC 7601(a)**CFR Citation:** 40 CFR 51**Legal Deadline:** None

Abstract: This rulemaking adds Test Methods 203A, 203B, and 203C to 40 CFR Part 51, Appendix M (entitled "Example Test Methods for State Implementation Plans"). These methods describe procedures for estimating the opacity of visible emissions. States have requested that EPA promulgate these methods so that they can use them in State Implementation Plans in enforcing visible emissions regulations from Stationary Sources.

Timetable:

Action	Date	FR Cite
NPRM	11/22/93	51 FR 61639
Final Action	06/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Additional Information:** SAN No. 2915.

Agency Contact: Roy Huntley, Environmental Protection Agency, Air and Radiation, (MD-14), Research Triangle Park, NC 27711
Phone: 919 541-1060

RIN: 2060-AF83**3425. REVISION OF EPA'S RADIOLOGICAL EMERGENCY RESPONSE PLAN****Priority:** Other Significant**Legal Authority:** PL 96-295, sec304; EO 12777**CFR Citation:** None**Legal Deadline:** None

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Abstract: The U.S. Environmental Protection Agency (EPA) Radiological Emergency Response Plan (RERP) establishes a framework for timely, coordinated EPA action to protect public health and safety and the environment in response to a peacetime radiological incident. The original EPA RERP was approved in 1986. This new revision updates authorities, responsibilities, capabilities, and procedures for implementing effective radiological emergency response actions by EPA Offices. The RERP presents the EPA organizational structure and concept of operations for responding to radiological incidents as a participant in a Federal multi-agency response using the Federal Radiological Emergency Response Plan (FRERP) and the Federal Response Plan (FRP), and independently using the National Oil and Hazardous Substances Pollution Contingency Plan (NCP). This revision incorporates recent changes to the FRERP and NCP, and many other policy updates. In short, this revision ensures that EPA maintains a comprehensive strategy to provide organized, effective assistance to State and local governments in the event of a radiological emergency.

Timetable:

Action	Date	FR Cite
Revise Radiological Emergency Response Plan	06/00/96	
Notice of Availability	09/30/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3638.

Agency Contact: Jonathan D. Edwards, Environmental Protection Agency, Air and Radiation, 401 M St SW Mailcode 6602J, Washington, DC 20460
Phone: 202 233-9366

RIN: 2060-AF85

3426. SALES VOLUME LIMIT PROVISIONS FOR SMALL-VOLUME MANUFACTURE CERTIFICATION FOR CLEAN FUEL AND CONVENTIONAL VEHICLE CONVERSIONS AND RELATED PROVISIONS

Priority: Substantive, Nonsignificant

Legal Authority: CAA section 202,203,247, 301(a)

CFR Citation: 40 CFR 85; 40 CFR 86; 40 CFR 88

Legal Deadline: None

Abstract: This action will temporarily raise the 10,000 vehicle sales volume limit for vehicle converters seeking certification under the small volume manufacturers provisions. In addition this action will adopt provisions to provide flexibility in assigned deterioration factors for alternative fuel vehicles. fuel vehicles.

Timetable:

Action	Date	FR Cite
NPRM	01/03/96	61 FR 140
Final Action	06/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3643.

Agency Contact: Cliff Tyree, Environmental Protection Agency, Air and Radiation, National Fuel & Emissions Vehicle Laboratory, 2565 Plymouth Road, Ann Arbor, MI 48105
Phone: 313 668-4310

RIN: 2060-AF87

3427. COMPLIANCE APPLICATION GUIDANCE FOR 40 CFR 194

Priority: Substantive, Nonsignificant

Legal Authority: PL 102-579; Land Withdrawal Act

CFR Citation: 40 CFR 191; 40 CFR 194

Legal Deadline: None

Abstract: The Compliance Application Guidance (previously titled Format and Content Guide) will be a guidance document for 40 CFR 194 compliance criteria. These criteria are being developed pursuant to the Waste Isolation Pilot Plant (WIPP) Land Withdrawal Act and EPA's radioactive waste disposal standards (40 CFR 191). The compliance criteria are proceeding separately in the regulatory process. These criteria include a number of requirements that will be used by EPA to determine if the Department of Energy's (DOE) application to open the WIPP complies with 40 CFR 191. The Format and Content Guide for 40 CFR 194 will 1) provide more detailed information on the completeness requirements discussed in the criteria, and it will 2) be used by EPA to judge if DOE has submitted in its application the information required by 40 CFR 194. There may be overlap in this Format and Content Guide and RCRA information needs.

Timetable:

Action	Date	FR Cite
Notice of Availability of Draft Guidance	10/18/95	60 FR 53921
Notice of Availability of Final Guidance	05/00/96	
Final Action	05/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3538.

Agency Contact: Tom Peake, Environmental Protection Agency, Air and Radiation, 401 M Street SW., 6602J, Washington, DC 20460
Phone: 202 233-9765

RIN: 2060-AG09

3428. DETERMINING CONFORMITY OF GENERAL FEDERAL ACTIONS TO STATE OR FEDERAL IMPLEMENTATION PLANS (FOR ATTAINMENT AND UNCLASSIFIABLE AREAS)

Priority: Economically Significant

Legal Authority: 42 USC 7401/et seq

CFR Citation: 40 CFR 51; 40 CFR 93

Legal Deadline: NPRM, Judicial, December 7, 1995. Final, Judicial, April 14, 1996.

EPA plans to withdraw this notice and have order vacated.

Abstract: EPA plans to withdraw this notice. However, since this rule was court ordered, proper procedures must be followed to have the order vacated. Until the order is vacated, EPA cannot legally remove this notice from the Federal Register.

The purpose of this rule is to supplement a previous regulation published on November 30, 1993, which applies to determining conformity of general Federal actions to State or Federal implementation plans ("general conformity"). The previous regulation applies to geographic areas of the country designated (for air quality purposes) as nonattainment or maintenance areas. A nonattainment area is one which is not attaining one or more National Ambient Air Quality Standards (NAAQS). A maintenance area is one which now attains the NAAQS and was redesignated as a maintenance area after the 1990 Clean Air Act Amendments (CAAA). States must follow a maintenance plan for such areas which ensure that the area

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will continue to attain the NAAQS for a specified period of time.

The purpose of conformity regulations is to ensure that actions taken by Federal entities do not cause or contribute to a violation of the NAAQS and thereby undermine the State Implementation Plan (SIP) for that area.

The rule EPA is now proposing would apply the concept of conformity to geographic areas of the country which are designated as attainment or unclassifiable areas (i.e., those areas of the country not currently covered by the existing general conformity regulations).

This proposed rule will establish the criteria and procedures governing the determination of conformity for all Federal actions occurring in attainment or unclassifiable areas, except Federal highway and transit actions ("transportation conformity").

Transportation conformity requirements are being established in a separate rulemaking action.

Timetable:

Action	Date	FR Cite
Final Action	04/14/96	

Small Entities Affected: None

Government Levels Affected: Federal

Additional Information: SAN No. 3675.

Agency Contact: Gary Blais, Environmental Protection Agency, Air and Radiation, 401 M Street SW., MC 6301, Washington, DC 20460
Phone: 202 260-4491

RIN: 2060-AG10

3429. AMENDMENT TO STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES; MONITORING REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: Clean Air Act, section 407

CFR Citation: 40 CFR 60

Legal Deadline: None

Abstract: This action proposes to clarify and update requirements for source owners and operators who must install and use continuous stack or duct opacity monitoring equipment. This action also proposes amendments regarding design and performance validation requirements for continuous opacity monitoring system (COMS) equipment in appendix B, PS-1. These

amendments to subpart A and PS-1 will not change the affected facilities' applicable emission standards or requirement to monitor. The amendments will: (1) clarify owner and operator and monitor vender obligations, (2) reaffirm and update COMS design and performance requirements, and (3) provide EPA and affected facilities with equipment assurances for carrying out effective monitoring. The specifications shall apply to all COMS's installed or replaced after the date of promulgation. Following promulgation, a source owner, operator, or manufacturer will be subject to these performance specifications if installing a new COMS, relocating a COMS, replacing a COMS, recertifying a COMS that has undergone substantial refurbishing, or has been specifically required to recertify the COMS with these revisions.

Timetable:

Action	Date	FR Cite
NPRM	11/24/94	59 FR 60585
Final Action	07/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3744.

Agency Contact: Solomon Ricks, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-19, Research Triangle Park, NC 27711
Phone: 919 541-5242
Fax: 919 541-1039

RIN: 2060-AG22

3430. AMBIENT AIR QUALITY SURVEILLANCE, RECENSION OF NAMS AMBIENT AIR QUALITY MONITORING REQUIREMENTS FOR LEAD

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7409; 42 USC 7601(a); 42 USC 7410; 42 USC 7613; 42 USC 7619

CFR Citation: 40 CFR 50; 40 CFR 53; 40 CFR 58

Legal Deadline: None

Abstract: Because of the success in the reduction of ambient lead levels due to the elimination of lead in gasoline and the shift towards focusing on point sources, the Office of Air Quality Planning and Standards (OAQPS) is revising the Part 58 Air Monitoring

Regulations for Lead which would allow lead national ambient monitoring stations (NAMS) monitors to be discontinued. At the same time monitoring around point sources will be encouraged, for sources with emissions greater than 5 tons/year. This action is at the direct request of numerous State and local agencies whose NAMS lead monitors are recording values at the minimum detectable (MDL) of the methodology. Since small point sources are so variable in their emissions/impacts, that to prevent over-estimating ambient lead levels, complete sampling coverage is recommended. Complete sampling is defined as continuous or daily sampling. To provide complete everyday sampling at lead point sources at the same relative cost as the current procedure (one sample every 6 days followed by individual filter analysis), the regulation will be modified to allow: (1) use 2 or 3 high-volume samplers at each location; (2) sample for 48 instead of 24 hours; (3) use a convenient continuous sampling schedule, i.e., noon-to-noon or 9a.m.-9a.m., etc.; (4) follow the AREAL approved procedure for compositing up to 8 filters in a single analysis; and (5) report monthly averages which will be averaged together to produce the quarterly concentration to compare with the standard. This rule serves as both a regulation and as a guideline for State and local agencies in establishing and maintaining their ambient air monitoring networks. Much of the language within this rule has not changed since it was originally written in 1979, with a few exception. Because this rule provides guidance as well as regulatory requirements, there are several sections of text that should be updated to reflect current ambient air monitoring information and references.

Timetable:

Action	Date	FR Cite
Final Action	11/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 3650.

Agency Contact: Neil Berg, Jr., Environmental Protection Agency, Air and Radiation, Monitoring and Quality Assurance Group, MD-14, Research Triangle Park, NC 27711
Phone: 919 541-5520

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Fax: 919 541-1903

RIN: 2060-AG23

3431. AMENDMENTS TO THE FINAL RULES NESHAP FOR CHROMIUM ELECTROPLATING, NESHAP FOR COMMERCIAL STERILIZATION, NESHAP FOR DRY CLEANERS, AND NESHAP FOR SECONDARY LEAD SMELTERS**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 7401 et seq**CFR Citation:** 40 CFR 63**Legal Deadline:** None**Abstract:** This action proposed an amendment to the final rules for chromium electroplating, commercial sterilization, drycleaners, and clarified the rule for secondary lead smelters. The proposal would allow States to defer nonmajor sources in these source categories from the Title V permit requirements for five years (December 1999), except for secondary lead smelters where the rule was clarified to specifically require a Title V permit for all sources (major and nonmajor). Also, this action included an exemption from the Title V permit requirements for a segment of the chromium electroplating source category.**Timetable:**

Action	Date	FR Cite
NPRM	12/13/95	60 FR 64002
Final Action	05/00/96	

Small Entities Affected: Businesses**Government Levels Affected:** State, Federal**Sectors Affected:** Multiple**Additional Information:** SAN No. 3674.**Agency Contact:** Lalit Banker, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-5420

RIN: 2060-AG36

3432. • AMENDMENT TO THE USER FEES FOR RADON PROFICIENCY PROGRAMS RULE**Priority:** Other Significant**Legal Authority:** 15 USC 2661-2665**CFR Citation:** 40 CFR 195 and 700 (revision)**Legal Deadline:** None**Abstract:** The User Fees for Radon Proficiency Programs Final Rule established fees in 1994 that EPA will collect annually to support its voluntary Radon Proficiency Programs. The rule requires individuals and organizations applying to or participating in the Radon Proficiency Program (RPP) to pay annual fees. The final rule states that EPA shall adjust the fees over the next three years to a level that will ultimately be sufficient to recover the full annual costs of the program. Through this technical amendment, EPA will revise its fee schedule to collect a larger percentage of its annual (FY 95) operating costs. The annual fees will also reflect changes in the proficiency programs, participation, inflation, etc. In the calculation of the annual fees, the Agency will take into consideration the impact of the second year of fee collection on the radon industry.**Timetable:**

Action	Date	FR Cite
Final Action	06/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations**Government Levels Affected:** State, Local, Tribal**Sectors Affected:** 152 General Building Contractors-Residential Buildings; 171 Plumbing, Heating and Air-Conditioning; 382 Laboratory Apparatus and Analytical, Optical, Measuring, and Controlling Instruments; 873 Research, Development, and Testing Services**Additional Information:** SAN No. 3835.**Agency Contact:** James W. Long, Environmental Protection Agency, Air and Radiation, 401 M Street SW., 6604J, Washington, DC 20460
Phone: 202 233-9433
Fax: 202 233-9652
Email: long.james@epamail.epa.gov

RIN: 2060-AG64

3433. • REVISION TO APPENDIX W OF 40 CFR PART 51**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7410(a)(2), 7475(e), 7502(a) and (b), 7503; 42 USC 7601(a)(1), 7620; 7401-7671q**CFR Citation:** 40 CFR 51.112; 40 CFR 51.160; 40 CFR 52.166; 40 CFR 52.21**Legal Deadline:** None**Abstract:** This action is intended to be of a maintenance nature for the test of Appendix W to 40 CFR Part 51. The main task is to sequentially number Appendix W paragraphs to conform with a format imposed by the Office of the Federal Register (OFR). As a practical matter, such a format should streamline the process by which future revisions of Appendix W are made. In addition, there are a few typos made by OFR when it first published the appendix in 1993, and there are places where page numbers are incorrect (conforming with the earlier edition of the Guideline on Air Quality Models, when it was incorporated by reference and maintained as a separate EPA document). These need to be corrected. Another major element of this action involves models that are listed in Appendix B of Appendix W which are available for use on a case-by-case basis. Of 30-odd models listed, 10 or so have been identified for removal because they have seen little or no use in recent years and have been superseded by other modeling techniques. Finally, two models, HOTMAC/RAPTAD and PANACHE, will be added to Appendix B. These models were presented by their developers at the 6th Conference on Air Quality Modeling, August 10, 1995 in Washington, DC. No adverse public comments were received in the docket established for this conference.**Timetable:**

Action	Date	FR Cite
Interim/Direct Final	06/00/96	

Small Entities Affected: None**Government Levels Affected:** State, Local**Additional Information:** SAN No. 3831.**Agency Contact:** Tom Coulter, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-14, Research Triangle Park, NC 27711
Phone: 919 541-0832
Fax: 919 541-0044

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Email: coulter.tom@epamail.epa.gov

RIN: 2060-AG71

3434. REVISIONS TO PART 35, SUBPART A SECTION 105 AIR GRANT REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: Clean Air Act section 105

CFR Citation: 40 CFR 35, subpart A

Legal Deadline: None

In order to assure that state, local, and tribal agencies are still eligible to receive a section 105 air grant in FY 1995, the interim final rule must be in place before October 1, 1994.

Abstract: The purpose of this action is to revise the current air grant regulations contained in 40 CFR 35, subpart A, so that they are consistent to the changes made to section 105 as a result of enactment of the 1990 Clean Air Act. The Act also directed EPA to reexamine and revise, as necessary, certain aspects of the air grant cost-sharing relationship that must now be revised to reflect the impact of: (1) the Title V permit fee provisions contained in 40 CFR 20 and (2) a recent OGC opinion prohibiting the use of Title V fees to help meet the nonfederal contribution requirements of the section 105 air grant program. This revision includes the introduction of a provision to allow recipients to receive (upon demonstration to, and approval by, the Administrator) a waiver from certain cost-sharing requirements for a limited time.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Tribal

Additional Information: SAN No. 3446.

Agency Contact: William Houck, Environmental Protection Agency, Air and Radiation, (6101), Washington, DC 20460

Phone: 202 260-1754

RIN: 2060-AF03

3435. INDIAN TRIBES: AIR QUALITY PLANNING AND MANAGEMENT

Priority: Other Significant

Legal Authority: 42 USC 7405/CAA 105

CFR Citation: 40 CFR 35

Legal Deadline: Final, Statutory, April 15, 1992.

Abstract: The Clean Air Act of 1990 requires EPA to promulgate regulations identifying those provisions of the CAA for which it is appropriate to treat tribes in the same manner as States. For the provisions specified, a Tribe may develop and implement one or more of its own air quality programs. In addition to specifying the CAA provisions for which it is appropriate to treat Tribes in the same manner as States, the rule also establishes the requirements that Indian Tribes must meet if they choose to seek such treatment, and provides for awards of Federal financial assistance to the Tribes.

Timetable:

Action	Date	FR Cite
NPRM	08/25/94	59 FR 43956
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: Tribal

Additional Information: SAN No. 3087.

Agency Contact: David R. LaRoche, Environmental Protection Agency, Air and Radiation, Mail Code 6102, Washington, DC 20460
Phone: 202 260-7652

RIN: 2060-AF79

3436. NAAQS: SULFUR DIOXIDE (REVIEW)

Priority: Economically Significant

Legal Authority: 42 USC 7409/CAA 109

CFR Citation: 40 CFR 50.4; 40 CFR 50.5

Legal Deadline: NPRM, Judicial, November 1, 1994. Final, Judicial, April 15, 1996.

Abstract: On November 15, 1994, the Environmental Protection Agency (EPA) published a notice announcing a proposed decision not to revise the existing 24-hour and annual primary standards. In that notice EPA sought public comment on the possible need to adopt additional regulatory measures to address short-term peak sulfur dioxide exposure and thereby further reduce the health risk to asthmatic individuals.

On March 7, 1995, EPA published the proposed requirements for

implementation plans and ambient air quality surveillance for sulfur dioxide. The action proposes implementation strategies for reducing short-term high concentrations of sulfur dioxide emissions in the ambient air.

Timetable:

Action	Date	FR Cite
NPRM	11/15/94	59 FR 58958
NPRM NAAQS SO2 Implementation Plans (Part 51)	03/07/95	60 FR 12492
Final Action	05/00/96	
Final NAAQS SO2 Implementation Plans (Part 51)	00/00/00	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 1002 (Primary Standard) and SAN No. 3588 (Implementation)

Docket No. A-84-25.

Agency Contact: John Haines, Environmental Protection Agency, Air and Radiation, (MD-15), Research Triangle Park, NC 27711
Phone: 919 541-5533

RIN: 2060-AA61

3437. NAAQS: NITROGEN DIOXIDE (REVIEW)

Priority: Other Significant

Legal Authority: 42 USC 7408/CAA 108; 42 USC 7409/CAA 109

CFR Citation: 40 CFR 50.11

Legal Deadline: NPRM, Judicial, October 2, 1995. Final, Judicial, October 1, 1996.

Abstract: Based on the revised air quality criteria, EPA will determine whether revisions to the standards are appropriate.

Timetable:

Action	Date	FR Cite
NPRM	10/02/95	60 FR 52874
Final Action	10/01/96	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 1004.

Agency Contact: John Haines, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, AQSSD/HESG, MD-15, Research Triangle Park, NC 27711

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Phone: 919 541-5533

RIN: 2060-AC06

3438. NSPS: MUNICIPAL SOLID WASTE LANDFILLS**Priority:** Economically Significant**Legal Authority:** 42 USC 7411/CAA 111**CFR Citation:** 40 CFR 60**Legal Deadline:** None

Abstract: The purpose of this action is to develop standards for regulating non-methane organic compounds (NMOC) emissions from new and modified municipal solid waste (MSW) landfills under Section 111(b). Section 111(d) requires States to develop emission standards for existing landfills based on EPA guidelines. The intended effect of the standards and guidelines is to require certain municipal solid waste landfills to control emissions to the level achievable by the best demonstrated system of continuous emission reduction, considering costs, nonair quality health, and environmental and energy impacts.

EPA has worked with landfill owners and operators, including local governments and private owners, to produce a regulation based on common-sense techniques, providing maximum flexibility for owners and operators, and achieving the desired emissions reductions in the most cost-effective way. The rule focuses on only the largest sources of emissions, thereby avoiding regulation of small landfills where controls would be inefficient and onerous. The rule also provides complete flexibility to design a control system based on the particular, site-specific conditions at each landfill.

Timetable:

Action	Date	FR Cite
NPRM	05/30/91	56 FR 24468
Notice of Availability	06/21/93	58 FR 33790
Final Action	05/00/96	

Small Entities Affected: None**Government Levels Affected:** State, Local, Federal**Additional Information:** SAN No. 2535.

Agency Contact: Martha Smith, Environmental Protection Agency, Air and Radiation, (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-2421

RIN: 2060-AC42

3439. MEDICAL WASTE INCINERATORS (MWI)**Priority:** Economically Significant**Legal Authority:** Clean Air Act of 1990, section 129**CFR Citation:** 40 CFR 60

Legal Deadline: NPRM, Judicial, February 1995. Final, Statutory, November 1992. Final, Judicial, April 1996.

Abstract: The Environmental Protection Agency (EPA) is developing new source performance standards (NSPS) for new MWIs and emission guidelines (EG) for existing MWIs under sections 111 and 129 of the Clean Air Act. The NSPS are to reflect the maximum degree of reduction in emissions that is achievable for new units. The EG may be less stringent than the standards for new units. States must submit plans for implementing and enforcing the guidelines. Section 129 requires that emission limits be established for particulate matter, sulfur dioxide, hydrogen chloride, oxides of nitrogen, carbon monoxide, lead, cadmium, mercury, dioxins, and dibenzofurans. These standards are being developed under EPA's integrated combustion strategy, whereby EPA will regulate various forms of combustion under a coordinated plan. Two other elements of this strategy, the emission standards for municipal waste combustion and hazardous waste combustion, are summarized elsewhere in this Regulatory Plan.

EPA is working intensively with MWI owners and operators, as well as with other stakeholders, to assure that this rule is based on the best understanding of the industry, and that it affords the flexibility to achieve the necessary emission reductions in the most sensible, cost-effective ways, including the transfer of wastes to larger, more efficient regional facilities.

Timetable:

Action	Date	FR Cite
NPRM	02/27/95	60 FR 10654
Final Action	05/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions**Government Levels Affected:** State, Local, Tribal, Federal**Additional Information:** SAN No. 2719.

Agency Contact: Rick Copland, Environmental Protection Agency, Air

and Radiation, (MD-13), Research Triangle Park, NC 27711

Phone: 919 541-5265

RIN: 2060-AC62

3440. GUIDANCE FOR THE IMPLEMENTATION OF SECTION 112(G)—MODIFICATIONS**Priority:** Other Significant**Legal Authority:** Clean Air Act Amendments of 1990, sec 112(g)**CFR Citation:** 40 CFR 63**Legal Deadline:** Final, Statutory, May 1992.

Abstract: Guidance in the form of a rulemaking is being developed in accordance with the requirements of section 112(g) of the Clean Air Act Amendments of 1990 for modified, constructed and reconstructed major sources of hazardous air pollutants (HAPs). This regulatory document will include guidance for case-by-case MACT determinations that apply to constructed and reconstructed major sources.

Timetable:

Action	Date	FR Cite
NPRM	04/01/94	59 FR 15504
Final Action	08/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions**Government Levels Affected:** State, Local, Federal**Additional Information:** SAN No. 2932.

Agency Contact: Kathy Kaufman, Environmental Protection Agency, Air and Radiation, (MD-12), Research Triangle Park, NC 27711
Phone: 919 541-0102

RIN: 2060-AD06

3441. NESHAP: PRINTING/PUBLISHING INDUSTRY**Priority:** Other Significant**Legal Authority:** Clean Air Act Amendments of 1990, sec 112**CFR Citation:** 40 CFR 63

Legal Deadline: NPRM, Judicial, March 1, 1995. Final, Statutory, November 15, 1994. Final, Judicial, May 15, 1996.

Abstract: This regulation will control hazardous air pollutant emissions from publication rotogravure, package/product rotogravure, and wide-web flexographic printing facilities.

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Timetable:

Action	Date	FR Cite
NPRM	03/14/95	60 FR 13664
Correction Notice	04/03/95	60 FR 16920
Final Action	05/00/96	

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 3077.

Agency Contact: David Salman, Environmental Protection Agency, Air and Radiation, (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-0859

RIN: 2060-AD95

3442. NESHAP: POLYMERS AND RESINS, GROUP I

Priority: Other Significant

Legal Authority: Clean Air Act Amendments of 1990, sec 112

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1994. Final, Judicial, July 15, 1996.

Abstract: The regulation under development would control emissions of hazardous air pollutants (HAPs) from the manufacture of butyl rubber, epichlorohydrin elastomer, ethylene propylene rubber, Hypalon (TM), neoprene, nitrite butadiene rubber, polybutadiene rubber, polysulfide rubber and styrene butadiene rubber and latex. Emissions from process vents, equipment leaks, wastewater and storage will be addressed by this regulation for both new and existing sources.

Timetable:

Action	Date	FR Cite
NPRM	06/12/95	60 FR 30801
Final Action	07/00/96	

Small Entities Affected: None

Government Levels Affected: State, Federal

Additional Information: SAN No. 3166.

Agency Contact: Leslie Evans, Environmental Protection Agency, Air and Radiation, (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-5410

RIN: 2060-AD96

3443. NESHAP FOR OFF-SITE WASTE AND RECOVERY OPERATIONS

Priority: Other Significant

Legal Authority: Clean Air Act, sec 112

CFR Citation: 40 CFR 63

Legal Deadline: Final, Judicial, November 15, 1995.

Abstract: This rule (formerly titled "Solid Waste Treatment, Storage, and Disposal Facilities") will specify maximum achievable control technology (MACT) for facilities that treat, store, dispose of, recycle, recover and/or refine waste and recoverable materials received from off-site. These facilities include commercial waste treatment facilities, used oil refining, solvent recovery plants, and waste transfer stations.

Timetable:

Action	Date	FR Cite
ANPRM	12/20/93	58 FR 66336
NPRM	10/13/94	59 FR 51913
Final Action	05/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: SAN No. 3159.

Agency Contact: Michele Aston, Environmental Protection Agency, Air and Radiation, (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-5032

RIN: 2060-AE05

3444. NESHAP: POLYMERS AND RESINS, GROUP IV

Priority: Other Significant

Legal Authority: Clean Air Act Amendments of 1990, sec 112

CFR Citation: 40 CFR 63

Legal Deadline: NPRM, Judicial, March 15, 1995. Final, Judicial, March 15, 1996.

EPA requested the judicial deadline be moved to May 15, 1996.

Abstract: This action will control emissions of hazardous air pollutants (HAPs) from the manufacturer of Acrylonitrile Butadiene Styrene (ABS) Resin, Styrene Acrylonitrile (SAN) Resin, Methyl Methacrylate Acrylonitrile Butadiene Styrene (MABS) Resin, Methyl Methacrylate Butadiene Styrene (MBS) Resin, Polystyrene, Poly (ethylene terephthalate) (PET) Resin, and Nitrile

Resin Production. Emissions from process vents, equipment leaks, wastewater and storage will be addressed by this regulation for both new and existing sources.

Timetable:

Action	Date	FR Cite
NPRM	03/29/95	60 FR 16090
Final Action	05/15/96	

Small Entities Affected: None

Government Levels Affected: State, Federal

Additional Information: SAN No. 3187.

Agency Contact: Leslie Evans, Environmental Engineer, Environmental Protection Agency, Air and Radiation, Research Triangle Park, NC 27711
Phone: 919 541-5410

RIN: 2060-AE37

3445. NESHAP: MANUFACTURE OF TETRAHYDROBENZALDEHYDE

Priority: Substantive, Nonsignificant

Legal Authority: Clean Air Act section 112(d)

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 1997.

Abstract: The purpose of this action is to develop a MACT standard for the production of Tetrahydrobenzaldehyde. (Referred to in the initial Source Category List as Butadiene Dimers). The emissions sources that will be controlled are process vents (e.g. reactors); storage; equipment leaks and other fugitive sources; transfer operations; and wastewater operations.

Timetable:

Action	Date	FR Cite
Direct Final	06/00/96	

Small Entities Affected: None

Government Levels Affected: State, Federal

Sectors Affected: 286 Industrial Organic Chemicals

Additional Information: SAN No. 3469.

Agency Contact: John M. Schaefer, Environmental Protection Agency, Air and Radiation, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-0296

RIN: 2060-AE99

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3446. DELISTING OF SOURCE CATEGORIES UNDER 112(C): STAINLESS AND NON-STAINLESS STEEL MANUFACTURING AND ELECTRIC ARC FURNACE (EAF) OPERATION, WOOD TREATMENT, AND CHROMIUM CHEMICALS**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7401/CAA 112**CFR Citation:** None**Legal Deadline:** None

Abstract: An analysis of information obtained from each source in both categories supports a determination that neither category includes a "major" source. Consequently, both source categories will be removed from the source category list pursuant to section 112(c) of the Clean Air Act.

Timetable:

Action	Date	FR Cite
Final Action	05/00/96	

Small Entities Affected: None**Government Levels Affected:** Undetermined**Additional Information:** SAN No. 3466.

Agency Contact: David Svendsgaard, Environmental Protection Agency, Air and Radiation, (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-2380

RIN: 2060-AF11**3447. DECISION ON THE PETITION TO REMOVE CAPROLACTAM FROM THE LIST OF HAZARDOUS AIR POLLUTANTS****Priority:** Substantive, Nonsignificant**Legal Authority:** Clean Air Act section 112(b)(3).**CFR Citation:** 40 CFR 63**Legal Deadline:** None

Abstract: This action will address the Agency's decision on the petition to remove caprolactam from the list of hazardous air pollutants under section 112(b)(3)(C) of the Clean Air Act amendments.

Timetable:

Action	Date	FR Cite
NPRM	09/18/95	60 FR 48081
Final Action	09/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Additional Information:** SAN No. 3046.

Statutory decision to delist 02/20/95

Agency Contact: Nancy Pate, Environmental Protection Agency, Air and Radiation, MD-12, Research Triangle Park, NC 27711
Phone: 919 541-5347

RIN: 2060-AF33**3448. • REVISION OF INITIAL LIST OF CATEGORIES OF SOURCES AND SCHEDULE FOR STANDARDS UNDER SECTION 112(C) AND (E) OF THE CLEAN AIR ACT AMENDMENTS OF 1990****Priority:** Other**Legal Authority:** CAA 112**CFR Citation:** 40 CFR 63**Legal Deadline:** None

Abstract: Section 112 of the Clean Air Act requires the EPA to publish a list of major and area source categories which emit one or more of the 189 hazardous air pollutants identified in Section 112. The list of source categories was finalized in July 1992, and contained 174 categories. Section 112 further requires the Agency to prioritize the listed categories such that standards are promulgated for 40 source categories within 2 years of enactment, 25% of all initially listed categories within 4 years, 50% within 7 years, and 100% within 10 years. The schedule for the promulgation of emissions standards was published in December 1993. This action revises the initial list of source categories and the corresponding schedule for emission standards. This is in accordance with the statute, which requires the Agency to periodically amend the list in response to public comment or new information, and no less often than every eight years. As a result of several additions and deletions of source categories, the "list" now contains 175 categories. Categories may be added at any time contingent upon showing that the category is a category of major sources or that a category of area sources poses a threat of adverse effect and warrants regulation under Section 112. Actions to add or remove area source categories are excluded from this notice in order to provide the opportunity for public comment on them. Actions included within this action are: 1) adding categories of major sources, where major sources have been identified; 2) deleting categories of

major sources which, upon further study, have been found to not contain major sources; 3) moving categories to different, more appropriate industry groups for purposes of clarity; 4) modifying titles and definitions of listed source categories to clarify applicability; and 5) reporting other relevant source category actions that were published independently of this action.

Timetable:

Action	Date	FR Cite
Notice of Revision	05/00/96	

Small Entities Affected: Businesses**Government Levels Affected:** State, Local, Tribal, Federal**Additional Information:** SAN No. 3791.

Agency Contact: David J. Svendsgaard, Environmental Protection Agency, Air and Radiation, (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-2380

RIN: 2060-AG42**3449. FIELD CITATION PROGRAM****Priority:** Other Significant**Legal Authority:** 42 USC 7413(d)/CAAA 113(d)**CFR Citation:** 40 CFR 59**Legal Deadline:** None

Abstract: The Clean Air Act Amendments gives EPA the authority to issue on-the-spot field citations for minor violations of the Clean Air Act, with penalties of up to \$5,000 per day of violation. Section 113(d) of the Act requires the field citation program to be implemented through regulations which provide the informal hearing procedures. These hearing procedures are not required to be as rigorous as those imposed by the Administrative Procedures Act (APA), but nevertheless must provide due process. Agency guidance providing appropriate penalties for specific minor violations will be prepared for EPA employees and made available to the regulated community. Training on the issuance of field citations will also be developed.

Timetable:

Action	Date	FR Cite
NPRM	05/03/94	59 FR 22776
Final Action	10/00/96	

Small Entities Affected: Undetermined

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Government Levels Affected:
Undetermined

Additional Information: SAN No. 2937.

Agency Contact: Cary Secrest,
Environmental Protection Agency, Air
and Radiation, (2242-A), Washington,
DC 20460
Phone: 202 260-8661
RIN: 2060-AD82

3450. • STANDARDS FOR REFORMULATED AND CONVENTIONAL GASOLINE, INDIVIDUAL BASELINE FUEL ADJUSTMENTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 7414/CAA 114; 42 USC 7545(c)/CAA 211(c); 42 USC 7601/CAA 301

CFR Citation: 40 CFR 80

Legal Deadline: None

Abstract: This rule would establish criteria by which a refiner could receive an adjustment to its baseline under certain circumstances. Baseline adjustments reduce the cost of compliance (primarily with the anti-dumping requirements of the reformulated gasoline program) for those refiners which would otherwise be extremely burdened.

Baseline adjustments under certain circumstances were provided for in the December 1993 final Reformulated Gasoline and Anti-Dumping rule. However, baseline adjustments are only allowed under certain narrowly defined circumstances; broad adjustments are beyond EPA's discretion. The circumstances for which baseline adjustments would be allowed under this rule are as follows: 1) production of JP-4 in 1990; 2) use of an extremely low-sulfur crude in 1990; 3) having extremely low baseline values for sulfur and olefins. Refiners must meet specific criteria in order to qualify for one or more of these adjustments.

Timetable:

Action	Date	FR Cite
NPRM	08/04/95	60 FR 40009
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3604.

Agency Contact: Christine M. Brunner,
Environmental Protection Agency, Air
and Radiation, 2565 Plymouth Road,
Ann Arbor, MI 48105
Phone: 313 668-4287
Fax: 313 741-7869

RIN: 2060-AG80

3451. • ADJUSTMENT OF REID VAPOR PRESSURE LOWER LIMIT FOR REFORMULATED GASOLINE SOLD IN THE STATE OF CALIFORNIA

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 7414/CAA 114; 42 USC 7545/CAA 211; 42 USC 7601(a)/CAA 301(a)

CFR Citation: 40 CFR 80.42(c)(1)

Legal Deadline: None

Abstract: EPA is amending the lower limit of the valid range for Reid Vapor Pressure (RVP) for reformulated gasoline (RFG) certified under the simple model and sold in the State of California. EPA is taking this action because it believes there will be no negative environmental impact and because it is proper in the limited case of California gasoline.

Timetable:

Action	Date	FR Cite
Final Action	05/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3841.

Agency Contact: Anne Pastorkovich,
Environmental Protection Agency, Air
and Radiation, (6406J), Washington, DC
20460

Phone: 202 233-9013

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Email: Pastorkovich.Anne-Marie@EPAMail.EPA.Gov

RIN: 2060-AG82

3452. • INTEGRATED RULE FOR PAPER, FILM AND FOIL COATING AND COATINGS: MACT FOR NESHAP; AND BAC FOR NATIONAL VOC RULE

Priority: Substantive, Nonsignificant

Legal Authority: PL 101-549 /Clean Air Act sections 112 and 183

CFR Citation: 40 CFR 63; 40 CFR 59

Legal Deadline: Final, Statutory, November 15, 2000.

Abstract: This action would result in the reduction of hazardous air pollutants (HAPs) emitted by the paper, film and foil coating industries and the reduction of volatile organic compound (VOC) emissions from the coatings used by these industries. The Agency will study the various HAP and VOC pollutants emitted by the industry and will evaluate pollution prevention and control techniques which can reduce these emissions. Although separate rulemakings will be required to meet the statutory requirements for HAP emission reduction (Section 112 of the Clean Air Act) and VOC emission reduction (Section 183(e) of the Clean Air Act), the development of the individual rules will be integrated to maximize resources and avoid duplication of data gathering efforts. There are likely to be many small businesses in the paper, film, and foil coating industry, but at this time it is not known how many of these small businesses will be subject to these rules.

Timetable:

Action	Date	FR Cite
Other Presumptive MACT	07/00/96	
NPRM	11/00/97	
Final Action	11/00/98	

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

Sectors Affected: 071 Soil Preparation Services; 26 Paper and Allied Products; 27 Printing, Publishing, and Allied Industries; 329 Abrasive, Asbestos, and Miscellaneous Nonmetallic Mineral Products; 349 Miscellaneous Fabricated Metal Products; 386 Photographic Equipment and Supplies; 395 Pens, Pencils, and Other Artists' Materials; 399 Miscellaneous Manufacturing Industries

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3827.

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Agency Contact: Daniel Brown, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-5303
Fax: 919 541-5689
Email: brown.dan@epamail.epa.gov
RIN: 2060-AG58

3453. OPEN-MARKET TRADING RULE FOR OZONE PRECURSORS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: Clean Air Act, sections 182 and 187

CFR Citation: 40 CFR 51

Legal Deadline: None

Abstract: The Environmental Protection Agency (EPA) will issue a final policy and model rule for open-market trading of ozone smog precursors (volatile organic compounds and oxides of nitrogen) that will provide more flexibility than ever before for companies to trade emission credits without prior State or Federal approval. After issuance by EPA, any State that adopts an identical rule will receive automatic EPA approval of its rule. Once the rule is in the State implementation plan (SIP), companies could engage in emissions trades without prior regulatory approval as long as accountability is ensured in accordance with the rule. The intended benefits of an active market in emissions trading are compliance with the ozone standard at far less cost and an increased incentive to develop innovative emission-reduction technologies.

Timetable:

Action	Date	FR Cite
NPRM	08/03/95	60 FR 39668
Final	06/00/96	
Final Action	09/00/96	

Inclusion of Model Rule

Notice 08/25/95 (60 FR 44290)

Small Entities Affected: None

Government Levels Affected: State, Local, Tribal, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3660.

Agency Contact: Nancy Mayer, Environmental Protection Agency, Air and Radiation, OAQPS, AQSSD (MD-15), Research Triangle Park, NC 27711
Phone: 919 541-5310
Fax: 919 541-0839

RIN: 2060-AF60

3454. • REVISED CARBON MONOXIDE (CO) STANDARD FOR CLASS I AND II NONHANDHELD NEW NONROAD PHASE I SMALL SPARK-IGNITED ENGINES

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7521CAA 201

CFR Citation: 40 CFR 90

Legal Deadline: None

Abstract: This direct final rule revises the existing new nonroad Phase I small spark-ignited (SI) engine regulations. Briggs and Stratton Corporation submitted a petition to the Administrator on March 4, 1996, asking the Agency to reconsider the existing regulation and to either allow the use of oxygenated certification fuels with the current CO standard or revise the existing carbon monoxide (CO) emission standard for class I and II nonhandheld engines. Briggs and Stratton argues that the majority of nonhandheld engines sold in the United States can not meet the current CO standard when tested on the monooxygenated certification test fuel specified in the regulations. EPA has finalized the CO standard on the basis of data provided to the Agency by Briggs and Stratton. The Agency had assumed that the data was collected using Indolene (a monooxygenated, nonreformulated gasoline) as the test fuel. In fact, Briggs and Stratton had used California's Phase II Reformulated Gasoline (RFG) in the testing, but had not informed EPA of this before the rule was finalized. The use of an oxygenated fuel has an effect on the emissions from these engines, particularly CO, and Briggs and Stratton had used California's Phase II Reformulated Gasoline (RFG) in the testing, but had not informed EPA of this before the rule was finalized. The use of an oxygenated fuel has an effect on the emissions from these engines, particularly CO, and Briggs and Stratton has suggested that the CO standard that the Agency finalized was

thus more stringent than is feasible based on their data.

EPA staff are analyzing new data provided by Briggs and Stratton concerning the amount of the CO emission offset between Indolene and RFG for nonhandheld engines. Based on data analysis and documentation provided by Briggs and Stratton in support of their petition, EPA intends to determine the amount of the emission offset and consider raising the Phase I CO emission standard for nonhandheld engines accordingly. In their petition to EPA, Briggs and Stratton assert that raising the CO standard should result in reduced emissions of hydrocarbons and oxides of nitrogen, which are the primary pollutants of concern under the Phase I small SI rule.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3300.

Agency Contact: Laurel Horne, Environmental Protection Agency, Air and Radiation, 2565 Plymouth Road, Ann Arbor, MI 48105
Phone: 313 741-7803
Fax: 313 741-7816

RIN: 2060-AG81

3455. ON-BOARD DIAGNOSTICS: REVISION TO REQUIREMENTS FOR STORAGE OF ENGINE CONDITIONS ASSOCIATED WITH EXTINGUISHING A MALFUNCTION INDICATOR LIGHT

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7521/CAA 202(m)

CFR Citation: Not yet determined

Legal Deadline: None

Abstract: The Federal On-Board Diagnostic (OBD) final rulemaking section 86.094-17(d), requires that, "If a malfunction has previously been detected, the MIL may be extinguished if the malfunction does not reoccur during three subsequent sequential trips during which engine speed is within 375 rpm, engine load is within 10 percent, and the engine's warm-up status is the same as that under which

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the malfunction was first detected, and no new malfunctions have been detected." California has adopted the same requirement, but has limited its applicability to fuel system and engine misfire malfunctions while the federal requirement applies to all malfunctions. California allows MIL illumination associated with all other malfunctions to be extinguished after undergoing three subsequent trips without recurrence of the malfunction regardless of undergoing similar engine conditions. In the interest of minimizing the differences between Federal OBD and California OBD II requirements, and because recent information made available to the Agency suggests that limiting similar conditions data storage to misfire and fuel system malfunctions is most appropriate, we intend to issue this rulemaking to require the same similar conditions data storage as required by the OBD II rulemaking.

Timetable:

Action	Date	FR Cite
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: Undetermined

Additional Information: SAN No. 3541.

Agency Contact: Todd Sherwood, Environmental Protection Agency, Air and Radiation, 2565 Plymouth Road, Ann Arbor, MI 48105
Phone: 313 668-4405

RIN: 2060-AF20

3456. REVIEW OF THE FEDERAL TEST PROCEDURE FOR EMISSIONS FROM MOTOR VEHICLES AND MOTOR VEHICLE ENGINES

Priority: Economically Significant

Legal Authority: PL 101-549, Sec 208

CFR Citation: 40 CFR 86

Legal Deadline: NPRM, Judicial, January 31, 1995. Final, Statutory, May 15, 1992. Final, Judicial, July 30, 1996. Other, Judicial, May 15, 1993. Original statutory deadline (5/15/92) is from 11/90 Clean Air Act Amendments. Other Judicial date: per U.S. District Court Consent Decree, EPA issued a preliminary technical report on 5/15/93.

Abstract: Section 206(h) of the Clean Air Act requires the Environmental Protection Agency (EPA) to "review

and revise as necessary" the regulations governing the Federal Test Procedure (FTP) to "insure that vehicles are tested under circumstances which reflect the actual current driving conditions under which motor vehicles are used, including conditions relating to fuel, temperature, acceleration, and altitude." The driving behavior used for the FTP was adopted over 20 years ago, and accumulated research suggests that it no longer adequately represents overall vehicle emission control performance under current driving conditions.

This action revises the FTP used to design all Federal emissions test methods, as well as all federally approved methods of estimating and projecting emissions from automobiles. This revision will advance the Agency's strategic aim of using better science and better data by assuring that automobiles can be accurately tested for compliance with Federal standards, and it will also enable EPA and others to obtain accurate emission inventories and projections to assist in planning for attainment of national air quality standards.

Timetable:

Action	Date	FR Cite
NPRM	02/07/95	60 FR 7404
Final Action	07/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: SAN No. 3323.

Agency Contact: John German, Chief, Special Projects Staff, Environmental Protection Agency, Air and Radiation, National Vehicle and Fuel Emissions Lab, 2565 Plymouth Road, Ann Arbor, MI 48105
Phone: 313 668-4214

RIN: 2060-AE27

3457. ALTERNATIVE TEST PROCEDURE FOR THE VOLUNTARY AFTERMARKET PART CERTIFICATION PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7541(b)/CAA 207(b)

CFR Citation: 40 CFR 85

Legal Deadline: None

Abstract: This action would adopt an alternative testing procedure to be used

in the voluntary aftermarket part certification program for certifying aftermarket parts. Currently only the full Federal Test Procedure and Emission Critical Parameters for Specified Parts are acceptable test procedures for this program. A proposed rulemaking was published on August 8, 1989. Based on the public comments received and further analysis, EPA developed a supplemental notice of proposed rulemaking which was published on January 30, 1991. Analysis of all public comments are complete and work on the final rulemaking is under way.

Timetable:

Action	Date	FR Cite
NPRM	08/08/89	54 FR 32598
NPRM (Supplemental)	01/30/91	56 FR 3746
Final Action	12/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Additional Information: SAN No. 2637.

Agency Contact: John L. Wehrly, Environmental Protection Agency, Air and Radiation, 2565 Plymouth Road, Ann Arbor, MI 48105
Phone: 313 668-4286

RIN: 2060-AC50

3458. REGULATION OF FUEL AND FUEL ADDITIVES: CERTIFICATION REQUIREMENTS FOR DEPOSIT CONTROL ADDITIVES

Priority: Substantive, Nonsignificant

Legal Authority: Clean Air Act 211(1), 211(c), 114

CFR Citation: 40 CFR 80

Legal Deadline: None

Abstract: This final rule implements the certification requirements for deposit control additives. These requirements will replace the interim requirements for deposit control additives. (San No.3018) improved fuel economy. The control of engine and fuel supply deposits is expected to result in reduced vehicle emissions and improved fuel economy.

Timetable:

Action	Date	FR Cite
NPRM	12/06/93	58 FR 64213
Interim Final Rule	11/01/94	59 FR 54678
Final Action	06/00/96	

Small Entities Affected: Businesses

Government Levels Affected: None

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Sectors Affected: 291 Petroleum Refining; 517 Petroleum and Petroleum Products; 461 Pipelines, Except Natural Gas; 421 Trucking and Courier Services, Except Air; 554 Gasoline Service Stations; 289 Miscellaneous Chemical Products

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3597.

Agency Contact: Jeff Herzog, Environmental Protection Agency, Air and Radiation, National Vehicle and Fuel Emissions Lab, 2565 Plymouth Road, Ann Arbor, MI 48105
Phone: 313 668-4227
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RIN: 2060-AG06

3459. • REVISION TO THE COVERED AREAS PROVISION FOR REFORMULATED GASOLINE

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7545/CAA 211

CFR Citation: 40 CFR 80

Legal Deadline: None

Abstract: Under authority of the Clean Air Act as amended in 1990, EPA promulgated regulations to require a cleaner burning "reformulated gasoline" (RFG) in nine mandated areas of the country with the worst ozone air pollution problems. These areas are designated as "covered areas," (e.g., areas in which non-RFG ("conventional gasoline") is prohibited from being sold or dispensed to the ultimate consumers of the gasoline.

The RFG regulations also include a provision which allows a State, upon petition by the Governor, to have other areas designated as nonattainment for ozone included as "covered areas" under the Federal RFG program (the "opt-in" provision).

This action will expand the opt-in provision to include areas that that formerly were in nonattainment for ozone as well as areas presently in nonattainment for ozone. This action will give States the flexibility to use the RFG program in their maintenance plans and as contingency measures for those areas that have been redesignated to attainment status, but are in need of ozone controls to maintain that status.

Timetable:

Action	Date	FR Cite
Direct Final Action	05/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3843.

Agency Contact: Marilyn Bennett, Environmental Protection Agency, Air and Radiation, (6406J), Washington, DC 20460
Phone: 202 233-9006
Fax: 202 233-9557
RIN: 2060-AG77

3460. EMISSION STANDARDS FOR GASOLINE SPARK-IGNITION AND DIESEL COMPRESSION-IGNITION MARINE ENGINES

Priority: Economically Significant

Legal Authority: PL 101-549, Sec 222; 42 USC 7547

CFR Citation: 40 CFR 91

Legal Deadline: NPRM, Judicial, September 30, 1994. Final, Judicial, November 22, 1995.

Abstract: This action will implement emission standards and test procedures for currently unregulated marine engines. Section 213 of the Clean Air Act (CAA) as amended requires the EPA to conduct a study to determine whether emissions of carbon monoxide (CO), oxides of nitrogen (NOx), and volatile organic compounds (VOCs) from nonroad engines and vehicles contribute to levels of ambient ozone and CO in more than one area not in compliance with the National Ambient Air Quality Standards (NAAQS) for these pollutants. EPA has determined (59 FR 31306) that emissions from such sources significantly contribute to nonattainment of the NAAQS for ozone and CO in more than one area. Since the Agency made this positive determination, section 213 requires EPA to promulgate regulations that will result in reductions in emissions from non-road sources. Consequently, EPA is this proposal to reduce emissions from marine engines.

Timetable:

Action	Date	FR Cite
NPRM	11/09/94	59 FR 55930
Final Action	07/00/96	

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Additional Information: SAN No. 3350.

Agency Contact: Deanne North, Environmental Protection Agency, Air and Radiation, National Vehicle & Fuel Emissions Lab, 2565 Plymouth Road, Ann Arbor, MI 48105
Phone: 313 668-4331

RIN: 2060-AE54

3461. ACID RAIN NITROGEN OXIDES CONTROL REGULATION

Priority: Economically Significant

Legal Authority: PL 101-549, sec 407; Clean Air Act Amendments of 1990, Title IV

CFR Citation: 40 CFR 76

Legal Deadline:

NPRM, Statutory, May 15, 1992, for Group I boilers.
Final, Judicial, October 31, 1993, for Group I boilers.
NPRM, Statutory, January 1, 1996, for Group II boilers.
Final, Statutory, January 1, 1997, for Group II boilers.

Abstract: This regulatory action establishes NOx emission limitations for Phase I tangentially fired and dry bottom wall-fired boilers (Group I - Section 407(b)(1)) which must be met by January 1, 1995. Emissions limits for all other types of boilers Group II, Section 407(b)(2)), including cyclones and wet bottom wall-fired units, will be effective in 2000 and will be set in a later rulemaking (2060-AF48). Boilers from both groups that are listed under Phase II will be subject to their relevant emissions limits after 2000. In addition, the rule will determine conditions of applications for emission averaging and alternative emission limits for both groups of boilers. The final action (59 FR 13538) on Group I Phase I Boilers was vacated by the U.S. Court of Appeals on 11/22/94. A direct final rule was promulgated April 13, 1995.

Timetable:

Group I Phase I Boilers		
NPRM	11/25/92	(57 FR 228)
Final Action	03/22/94	(59 FR 13538)
Direct Final Action	04/13/95	(60 FR 18751)
Group I Phase II Boilers		
NPRM	01/19/96	(61 FR 1442)
Group II Boilers		
Final Action	01/00/97	

Small Entities Affected: Undetermined

EPA—CAA

Final Rule Stage

Government Levels Affected: Local
Additional Information: SAN No. 2888.
Agency Contact: Larry Kertcher,
 Environmental Protection Agency, Air
 and Radiation, (6204J), Washington, DC
 20460
 Phone: 202 233-9180
RIN: 2060-AD45

3462. ACID RAIN PHASE II NITROGEN OXIDES REDUCTION PROGRAM

Priority: Economically Significant

Legal Authority: Section 407 of the
 Clean Air Act Amendments of 1990

CFR Citation: 40 CFR 76 (Revision)

Legal Deadline: Final, Statutory,
 January 1, 1997.

Abstract: Title IV of the Act authorizes EPA to establish the Acid Rain Program to reduce the adverse effects of acidic deposition. Specifically, the Act mandates a 10 million ton reduction in SO₂, to be achieved in two phases through the use of an innovative emissions of NO_x. On April 13, 1995, EPA promulgated a rule establishing emission limits for emissions of NO_x from Group 1 boilers (0.50 lb/mmBtu for dry bottom wall-fired boilers and 0.45 lb/mmBtu for tangentially fired boilers). (2060-AF45). Compliance with the rule would be achieved in two phases: Phase I affected units were required to meet the applicable limits by 1996, while Phase II affected units by 2000. Section 407 also provides for revisions to the Group 1 emission limitations established in the April 13, 1995 rule for Phase II affected units, and for the establishment of emission limits for Group 2 boilers (wet bottom wall-fired boilers, cyclones, units applying cell burner technology, and all other types of utility boilers not classified as dry bottom wall-fired and tangentially fired boilers). This action revises NO_x emission limitations for certain Group 1 boilers as well as establishes limitations for certain Group 2 boilers, as listed above. A proposed rule was promulgated on January 19, 1996.

Timetable:

Action	Date	FR Cite
NPRM	01/19/96	61 FR 1442
Final Action	01/00/97	

Small Entities Affected: None

Government Levels Affected: None

Sectors Affected: 491 Electric Services

Additional Information: SAN No. 3575
 (combined with SAN 3571).

This action resulted from merging RIN 2060-AF44 (SAN 3571) with RIN 2060-AF48 (SAN 3575).

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 Environmental Protection Agency, Air
 and Radiation, 6204J, 401 M Street
 SW., Washington, Dc 20460
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RIN: 2060-AF48

3463. AMENDMENT TO THE MVAC RULE TO INCLUDE ALL REFRIGERANTS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7401 et seq;
 Title VI, Section 609

CFR Citation: 42 CFR 82, subpart B

Legal Deadline: Final, Statutory,
 November 15, 1994.

Both the venting prohibition and the MVAC "refrigerant" definition expand to cover all refrigerants, beginning 11/15/95, according to sections 608 and 609 of the Clean Air Act.

Abstract: This action would facilitate fulfillment of two statutory requirements; the extension of the no-venting prohibition to all refrigerants under section 608 and the section 609 requirement that the term "refrigerant," after November 15, 1995, include substitute refrigerants. The action would extend the applicable current requirements of the motor vehicle air-conditioning rule to the substitute refrigerants. This would require recovery and recycling of these refrigerants, in addition to the class I and class II refrigerants already covered under the MVAC rule. It would also require approved recycling equipment and specific certifications of equipment and technicians. The MVAC "refrigerant" definition was expanded to cover all refrigerants, beginning November 15, 1995, according to sections 608 and 609 of the Clean Air Act.

Timetable:

Action	Date	FR Cite
NPRM	03/06/96	61 FR 9014
Final Action	09/00/96	

Small Entities Affected: Businesses

Government Levels Affected: State,
 Federal

Sectors Affected: 75 Automotive
 Repair, Services, and Parking

Analysis: Regulatory Flexibility
 Analysis

Additional Information: SAN No. 3555.

Agency Contact: Christine Dibble,
 Environmental Protection Agency, Air
 and Radiation, 401 M Street SW.,
 6205J, Washington, DC 20460
 Phone: 202 233-9147

RIN: 2060-AF35

3464. PROTECTION OF STRATOSPHERIC OZONE: SUPPLEMENTAL RULE REGARDING A RECYCLING STANDARD UNDER SECTION 608

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7401 et seq,
 section 608

CFR Citation: 40 CFR 82, subpart F

Legal Deadline: Other, Statutory, May
 15, 1995.

The current rule sunsets the reclamation standard after May 15, 1995. Industry is requesting a change to that sunset, which would require a final rule by that 5/15/95 date.

Abstract: The current rule sunsets the requirement that a reclamation standard be met, as of May 1, 1995. Several members of the regulated community have approached EPA requesting that the requirement not be sunsetted or that it be replaced with a somewhat less stringent standard. This amendment will incorporate a level of continued required reclamation and/or recycling standard that the majority of the affected industry agrees is beneficial in order to encourage compliance.

Timetable:

Action	Date	FR Cite
NPRM	02/29/96	61 FR 7858
Final Action	09/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3556.

Agency Contact: Debbie Ottinger,
 Environmental Protection Agency, Air
 and Radiation, 401 M Streets SW.,
 6205J, Washington, DC 20460
 Phone: 202 233-9149

RIN: 2060-AF36

EPA—CAA

Final Rule Stage

3465. • TECHNICAL AMENDMENT TO REGULATIONS PROMULGATED UNDER SECTION 608 OF THE CLEAN AIR ACT AMENDMENTS

Priority: Substantive, Nonsignificant

Legal Authority: CAA 608

CFR Citation: 40 CFR 82

Legal Deadline: None

Abstract: This amendment would correct errors and provide clarification concerning the leak repair requirements for industrial process refrigeration equipment. That regulation was in response to a suit by the Chemical

Manufacturing Association and it provided greater flexibility in complying with provisions to reduce leaks from equipment containing ozone-depleting substances.

This action has no impacts on small businesses, and state/local/tribal governments. This action will be undertaken as part of an agreement with CMA concerning the dismissal of their lawsuit.

Timetable:

Action	Date	FR Cite
Interim/Direct Final	06/30/96	

Small Entities Affected: None

Government Levels Affected: None

Sectors Affected: 28 Chemicals and Allied Products; 358 Refrigeration and Service Industry Machinery

Additional Information: SAN No. 3809.

Agency Contact: Cindy Newberg, Environmental Protection Agency, Air and Radiation, 401 M Street SW., 6205J, Washington, DC 20460
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RIN: 2060-AG47

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Long-Term Actions

Clean Air Act (CAA)

3466. ACID RAIN OPT-IN REGULATIONS

Priority: Other Significant

CFR Citation: 40 CFR 74

Timetable:

Combustion Sources
NPRM 09/24/93 (58 FR 50088)
Final 04/04/95 (60 FR 17100)

Process Sources
NPRM 00/00/00
Final 00/00/00

Small Entities Affected: Undetermined

Government Levels Affected: Local

Agency Contact: Adam Klinger
Phone: 202 233-9122

RIN: 2060-AD43

3467. NSPS: SYNTHETIC ORGANIC CHEMICALS MANUFACTURING INDUSTRY - WASTEWATER

Priority: Other Significant

CFR Citation: 40 CFR 60

Timetable:

Action	Date	FR Cite
NPRM	09/12/94	59 FR 46780
Final Action	11/00/97	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Agency Contact: Mary Toni Kissell
Phone: 919 541-4516

RIN: 2060-AE94

3468. RADIATION WASTE MANAGEMENT REGULATIONS

Priority: Other Significant

CFR Citation: Not yet determined

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
Final Action	10/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ambika Bathija
Phone: 202 233-9445

RIN: 2060-AF41

3469. SERVICE INFORMATION AVAILABILITY

Priority: Other Significant

CFR Citation: 40 CFR 86

Timetable: Next Action Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: David Dickinson
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Fax: 202 233-9596
Email: Dickinson.David@EPA.Gov.Com

RIN: 2060-AG13

3470. • NESHAP FOR SEWAGE SLUDGE INCINERATORS

Priority: Economically Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

duplication, or streamline requirements.

Legal Authority: 42 USC 7401 to 7626

CFR Citation: 40 CFR 63

Legal Deadline: Final, Statutory, November 15, 2000.

Abstract: This action will identify the hazardous air pollutants (HAPs) listed in Title III of the Clean Air Act being emitted from municipal sewage sludge incinerators. If any of the HAPs are found to exceed the 10 ton/23 ton/year limits in Title II, then a NESHAP standard will be developed. The standard may be either limitations on emissions of HAPs or a technology standard established under the MACT definition.

Timetable:

Action	Date	FR Cite
NPRM	11/00/99	
Final Action	11/00/00	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local, Federal

Sectors Affected: 495 Sanitary Services

Additional Information: SAN No. 3819.

Agency Contact: Eugene P. Crumpler, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-0881
Fax: 919 541-5600

RIN: 2060-AG50

EPA—CAA

Long-Term Actions

3471. • RADIATION PROTECTION STANDARDS FOR SCRAP METAL**Priority:** Other Significant**Legal Authority:** 42 USC 2011 et seq**CFR Citation:** Not yet determined**Legal Deadline:** None

Abstract: Presently, radioactive materials, particularly metals, are being released for recycling under standards that are not based on protection of human health. The proposed rule will establish protective risk-based standards for recycling; provide economic benefits through recovering the value of recycled metals; and reduce the need for disposal.

We use radioactive materials for purposes such as making smoke alarms, generating electricity, and diagnosing and treating medical problems. Radioactive materials are used for military purposes as well, particularly in developing nuclear weapons and providing power for submarines and surface ships. These uses generate materials which may contain some level of radioactivity.

Due to their ready recyclability, scrap metals may be released for recycling if the residual radioactive contamination is below certain levels. These release levels are currently specified in guidance developed by the Nuclear Regulatory Commission and federal agencies. However, current release criteria are not based on protection of human health. The current standards are based on measurement technologies and historical practices. Moreover, the release criteria were not intended to apply to recycling of materials.

The Agency is developing standards for scrap recycling which would be protective of public health. The rule would be based on the risks from recycling metals with residual radioactive contaminants. Scrap metals from site cleanups and ongoing operations of federal facilities and licensees of the NRC would be covered by the rule. EPA expects that these materials will be produced in sufficient quantities to warrant a standard, and while it is anticipated that much of this metal will not contain radioactivity, none should be recycled without a risk-based standard. Material that cannot be released for recycling would continue to be processed for LLW disposal.

Radiation protection standards for scrap metals would fill a regulatory vacuum.

But most importantly, they would insure that the public is adequately protected from exposure to residual radioactivity in recycled metals. In addition, risk-based release standards would: (1) promote recovery of scrap metal, (2) reduce the disposal of materials that may not warrant disposal as low-level radioactive waste, and (cont.)

Timetable:

Action	Date	FR Cite
NPRM	08/00/97	
Final Action	07/00/98	

Small Entities Affected: Businesses**Government Levels Affected:** State, Federal**Sectors Affected:** 491 Electric Services; 963 Regulation and Administration of Communications, Electric, Gas, and Other Utilities; 331 Steel Works, Blast Furnaces, and Rolling and Finishing Mills**Analysis:** Regulatory Flexibility Analysis**Additional Information:** SAN No. 3812.

ABSTRACT CONT: (3) potentially reduce mining and processing of virgin ore and the accompanying environmental consequences by making metal scrap available to industry.

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RIN: 2060-AG51**3472. • NESHAP FOR PLYWOOD AND PARTICLE BOARD MANUFACTURING****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7412(d)**CFR Citation:** 40 CFR 63**Legal Deadline:** Final, Statutory, November 15, 2000.

Abstract: This project is to develop national emission standards for hazardous air pollutants (NESHAP) by establishing maximum achievable control technology (MACT) for facilities manufacturing plywood and particle board, or having other processes using wood and binder systems. MACT standards are under development to reduce the release of hazardous air pollutants (HAP) from all industries to

protect the public health and environment. Emissions of HAP from this industry have been associated with, but are not limited to, the drying of wood and binders. The scope of the rule has not been determined. However this project should include, but is not limited to, facilities that manufacture chip waferboard, strandboard, waferboard, hardboard/cellulosic fiber board, oriented strandboard (OSB), medium density fiberboard, particle board, hardwood and softwood plywood, or other processes using wood and binder systems. This project is now scheduled to start in the fall of 1996. The initial stage of this project is to gather preliminary information on the industry to establish a presumptive MACT by June 1997. That work will be followed by development of a regulatory package to propose and promulgate MACT standards.

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	
Final Action	11/00/00	

Small Entities Affected: Undetermined**Government Levels Affected:** State, Local, Federal**Sectors Affected:** 243 Millwork, Veneer, Plywood, and Structural Wood Members; 244 Wood Containers; 249 Miscellaneous Wood Products; 251 Household Furniture; 252 Office Furniture**Additional Information:** SAN No. 3820.

Agency Contact: Stephen A. Shedd, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, Emission Standards Division (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-5397
Fax: 919 541-3470

RIN: 2060-AG52**3473. • GUIDANCE FOR THE IMPLEMENTATION OF EPA'S RADIATION PROTECTION STANDARDS FOR THE MANAGEMENT AND STORAGE OF TRANSURANIC RADIOACTIVE WASTE AT THE WASTE ISOLATION PILOT PLANT (WIPP)****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 20211 to 2296; PL 102-579**CFR Citation:** 40 CFR 191

EPA—CAA

Long-Term Actions

Legal Deadline: None

Abstract: The guidance will describe how EPA's existing standards for environmental radiation protection will be applied to the Department of Energy's Waste Isolation Pilot Plant (WIPP), a proposed facility for the disposal of transuranic radioactive waste, a highly radioactive waste generated during the construction of nuclear weapons. The WIPP must comply with EPA's radiation protection standards for the management and storage of transuranic radioactive wastes. By publishing this guidance, EPA will apply these generally applicable standards to the specific case of the WIPP so as to consider that facility's technical and operational characteristics. In part, EPA will use the guidance within the framework established by the WIPP Land Withdrawal Act of 1992. The Act requires EPA to determine on a biennial basis whether the WIPP complies with subpart A of 40 CFR Part 191, the standards for management and storage. In addition, EPA may conduct this determination at any other time as necessary.

The guidance will apply to the 25 to 30 year period during which packaged waste arrives at the above-ground portion of the WIPP, is unloaded and further handled, and ultimately lowered down a mechanical hoist and emplaced in the mined-out repository. During this period, the annual doses from radiation received by members of the public must not exceed the limits specified by EPA's radiation protection standards for management and storage. Such doses could occur, for example, through the airborne transmission of radioactive dust which is subsequently inhaled by a member of the public. In the event that the WIPP fails to be in compliance with the dose standards at any time after the emplacement of waste has begun, the WIPP Land Withdrawal Act authorizes EPA to request a remedial plan from the Department of Energy (DOE). If EPA determines that remedial plan is inadequate, or if DOE defaults on the plan's submission, the the Act requires that DOE retrieve the waste that has already been emplaced for disposal to the extent practicable.

This action will have no impact on small businesses or governmental entities other than the Federal Government.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3814.

Agency Contact: Martin Offutt, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, 6602J, 401 M Street SW., Washington, DC 20460
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Fax: 202 233-9626
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RIN: 2060-AG74

3474. • INTERNAL COMBUSTION ENGINE NESHAP/NSPS

Priority: Other Significant

Legal Authority: PL 101-549; 42 USC 7411/CAA 111; 42 USC 7412/CAA 112

CFR Citation: 40 CFR 60; 40 CFR 63

Legal Deadline: Final, Statutory, November 2000.

Abstract: The internal combustion engine source category is listed as a major source of hazardous air pollutants (HAPs) under section 112 of the Clean Air Act (CAA). A major source is one which emits more than 10 tons/yr of one HAP or more than 25 tons/yr of a combination of 189 HAPs. Internal Combustion Engines also emit NOx, SO2, CO and PM. The EPA will gather information on HAP emissions from internal combustion engines and determine the appropriate maximum achievable control technology (MACT) to reduce HAP emissions, if any. The EPA will also gather information for NOx, SO2, CO, and PM and decide whether standards are required to reduce these emissions. The EPA will use information that has already been developed, if possible using information it has gathered, and by gathering information by working with State/local agencies, vendor, manufacturers of internal combustion engines, owners and operators of internal combustion engines, and environmentalists. Some small business that use internal combustion engines may be directly impacted as well as a few small government entities who produce their own power. The number of small entities that would be affected is not known at this time.

Timetable:

Action	Date	FR Cite
NPRM	05/00/99	
Final Action	11/00/00	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: Local, Tribal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3656.

Agency Contact: Amanda Agnew, Environmental Protection Agency, Air and Radiation, (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-5268

RIN: 2060-AG63

3475. • COMBUSTION TURBINE NESHAP/NSPS

Priority: Other Significant

Legal Authority: CAA 111 and 112

CFR Citation: 44 CFR 60

Legal Deadline: Final, Statutory, November 2000.

Abstract: The combustion turbine source category is listed as a major source of hazardous air pollutants (HAPs) under section 112 of the Clean Air Act (CAA). A major source is one which emits more than 10 tons/yr of one HAP or more than 25 tons/yr of a combustion of 189 HAPs. Gas turbines also emit NOx, SO2, CO and PM. Gas turbines are already regulated for NOx and SO2 emissions under section 111 of the CAA. The EPA will gather information on HAP emissions from gas turbines and determine the appropriate maximum achievable control technology (MACT) to reduce HAP emissions, if any. The EPA will also gather information to revise the 1979 NSPS for NOx and SO2 and decide whether CO and PM standards are required for gas turbines. The EPA information that has already been developed if possible using information it has gathered, and by gathering information by working with State/Local agencies, vendor, manufacturers of gas turbines, owners and operators of gas turbines, and environmentalists. Some small businesses that use gas turbines may be directly impacted by this rule. Some of the smaller independent energy producers could be impacted as well as a few small government entities who

EPA—CAA

Long-Term Actions

produce their own power. The number of small entities that would be affected is not known at this time.

Timetable:

Action	Date	FR Cite
NPRM	05/00/99	
Final Action	11/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: SAN No. 3657.

Agency Contact: Sims Roy, Environmental Protection Agency, Air and Radiation, (MD-13), RTP, NC 27711
Phone: 919 541-5263

RIN: 2060-AG67

3476. NESHAP—IRON FOUNDRIES AND STEEL FOUNDRIES

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 63

Timetable:

Action	Date	FR Cite
NPRM	11/00/99	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Federal

Agency Contact: James H. Maysilles
Phone: 919 541-3265

RIN: 2060-AE43

3477. NESHAP: INTEGRATED IRON AND STEEL

Priority: Economically Significant

CFR Citation: 40 CFR 63

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	
Final Action	11/00/99	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Agency Contact: Phil Mulrine
Phone: 919 541-5289

RIN: 2060-AE48

3478. NESHAP: REINFORCED PLASTIC COMPOSITES PRODUCTION

Priority: Other Significant

CFR Citation: 40 CFR 63

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	
Final Action	04/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Madeleine Strum
Phone: 919 541-2383

RIN: 2060-AE79

3479. NESHAP: MISCELLANEOUS ORGANIC CHEMICAL PRODUCTION AND PROCESSES

Priority: Other Significant

CFR Citation: 40 CFR 63

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Randy McDonald
Phone: 919 541-5402

RIN: 2060-AE82

3480. NESHAP: NYLON 6 PRODUCTION

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 63

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mark Morris
Phone: 919 541-5416

RIN: 2060-AF27

3481. NATIONAL EMISSION STANDARD FOR HAZARDOUS AIR POLLUTANTS FOR PAINT STRIPPER USERS

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 63

Timetable:

Action	Date	FR Cite
NPRM	11/15/99	
Final Action	11/15/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

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Phone: 919 541-0164

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RIN: 2060-AG26

3482. NESHAP FOR BOAT MANUFACTURING

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 63

Timetable:

Action	Date	FR Cite
NPRM	12/00/99	
Final Action	12/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Madelein Strum
Phone: 919 541-2383
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RIN: 2060-AG27

3483. NESHAP FOR TIRE MANUFACTURING

Priority: Other Significant

CFR Citation: 40 CFR 63

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	
Final Action	11/00/99	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Fred Dimmick
Phone: 919 541-5624
Fax: 919 541-0942

RIN: 2060-AG29

3484. NESHAP FOR AEROSOL CAN PRODUCTION

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 63

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	
Final Action	11/00/99	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Fred Dimmick
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Fax: 919 541-0942

RIN: 2060-AG32

EPA—CAA

Long-Term Actions

3485. PETROLEUM SOLVENT DRY CLEANERS MACT STANDARD**Priority:** Substantive, Nonsignificant**CFR Citation:** 40 CFR 63**Timetable:**

Action	Date	FR Cite
NPRM	11/00/99	

Small Entities Affected: Businesses**Government Levels Affected:** Undetermined**Agency Contact:** Fred Dimmick

Phone: 919 541-5625

Fax: 919 541-0942

RIN: 2060-AG34**3486. • NESHAP FOR ETHYLENE PROCESSES****Priority:** Substantive, Nonsignificant**Legal Authority:** Clean Air Act section 112**CFR Citation:** Not yet determined**Legal Deadline:** Final, Statutory, November 20, 2000.

Abstract: Title III of the Clean Air Act requires development of emission standards for all major sources emitting any of the 189 hazardous air pollutants (HAPs) identified in Section 112(b) of the CAA. "Ethylene Processes" is being listed as a category of major sources based on process knowledge emissions of benzene and butadiene. This action will explore alternatives controlling the release of HAPs from the following process areas located at ethylene process facilities: process vents, storage, equipment leaks and other fugitive sources, and wastewater operations. There are no anticipated impacts on small businesses.

Timetable:

Action	Date	FR Cite
NPRM	06/30/98	
Final Action	11/30/99	

Small Entities Affected: None**Government Levels Affected:** Undetermined**Sectors Affected:** 286 Industrial Organic Chemicals**Additional Information:** SAN No. 3821.

Agency Contact: Warren R. Johnson, Jr., Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-13, Research Triangle Park, NC 27711

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RIN: 2060-AG53**3487. • LARGE APPLIANCE COATINGS INTEGRATED REGULATION****Priority:** Substantive, Nonsignificant**Legal Authority:** Clean Air Act section 183 (e); Clean Air Act section 112**CFR Citation:** 40 CFR 63; 40 CFR 59**Legal Deadline:** Final, Statutory, November 2000.

Abstract: This regulation will apply to surface coating of large appliance products and parts, for household, commercial or recreational use. Application of a prime coat or a top coat to a large appliance product or part results in emissions of volatile organic compounds (VOCs) which contribute to formation of low-level ozone. When inhaled ozone can damage the lungs. Ozone reduces the ability of the trees to fight disease. Some of the VOCs are also hazardous air pollutants (HAPs) and include aromatics such as xylene, alcohols such as methanol, and others such as glycols. Such pollutants can cause reversible or irreversible toxic effects following exposure. The health effects are associated with a wide range of ambient concentrations and exposure time. This regulation will reduce nationwide emissions of both VOCs and HAPs from surface coating of large appliances, a measure required by Section 183(e) and 112 of the Clean Air Act, respectively.

Timetable:

Action	Date	FR Cite
NPRM	07/00/99	
Final Action	11/00/00	

Small Entities Affected: Businesses**Government Levels Affected:** State, Local, Tribal**Sectors Affected:** 346 Metal Forgings and Stampings; 363 Household Appliances**Additional Information:** SAN No. 3823.

Agency Contact: Mohamed Serageldin, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-2379

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Email:

serageldin.mohamed@epamail.epa.gov

RIN: 2060-AG54**3488. • ASPHALT ROOFING AND PROCESSING NESHAP****Priority:** Other Significant**Legal Authority:** Clean Air Act Amendments of 1990, section 112 EO 12866**CFR Citation:** 40 CFR 63**Legal Deadline:** Final, Statutory, November 15, 2000.

Abstract: The CAA required EPA to publish an initial list of all categories of major and area sources of hazardous air pollutants (HAPs) listed in section 112 (b) of the CAA and to establish and meet dates for promulgation of emissions standards for each of the listed categories of HAP emissions sources. The standards are to be technology-based and are to require the maximum degree of reduction determined to be achievable by the Administrator. The EPA has determined that the asphalt roofing and processing industry may be reasonably anticipated to emit one of the pollutants listed in section 112 (b) of the CAA. As a consequence, the source category is included on the initial list of HAP-emitting categories scheduled for standards promulgation within ten years of enactment of the CAA Amendments of 1990. The purpose of this action is to pursue a regulatory development program such that emission standards may be proposed and promulgated according to the mandated schedule.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Interim Final Rule	00/00/00	

Small Entities Affected: Undetermined**Government Levels Affected:** State, Local**Additional Information:** SAN No. 3655.

Agency Contact: Juan E. Santiago, Environmental Protection Agency, Air and Radiation, (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-1084

RIN: 2060-AG66

EPA—CAA

Long-Term Actions

3489. • NESHAP CHROMIUM REFRACTORIES**Priority:** Other Significant**Legal Authority:** CAA Section 112**CFR Citation:** 40 CFR 63**Legal Deadline:** Final, Statutory, November 15, 2000.

Abstract: The Clean Air Act requires EPA to publish an initial list of all categories of major and area sources of hazardous air pollutants (HAPs) listed in section 112 (b) of the Act and to establish and meet dates for promulgation of emission standards for each of the listed categories of HAP emission sources. The standards are to be technology-based and are to require the maximum degree of emission reduction determined to be achievable by the Administrator. The EPA has determined that the chromium refractory manufacturing industry emits at least one of the HAPs listed in Section 112 (b) of the Act, specifically total chromium in the forms of hexavalent and trivalent chromium. As a result, the source category is included on the initial list of HAP-emitting categories scheduled for promulgation within ten years of enactment of the Clean Air Act Amendments of 1990. The purpose of this action is to begin a regulatory development program such that any emission standards may be promulgated according to the mandated schedule. It is now unknown to what extent this action will impact small businesses.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Additional Information:** SAN No. 3652.

Agency Contact: Susan Fairchild-Zapata, Environmental Protection Agency, Air and Radiation, (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-5167

RIN: 2060-AG68**3490. • NESHAP FOR INDUSTRIAL, COMMERCIAL AND INSTITUTIONAL BOILERS AND PROCESS HEATERS****Priority:** Economically Significant**Legal Authority:** 42 USC 7412**CFR Citation:** 40 CFR 63**Legal Deadline:** Final, Statutory, November 15, 2000.

Abstract: The Clean Air Act, as amended 1990, requires EPA to develop emission standards for sources of hazardous air pollutants (HAPs). Industrial boilers, institutional/commercial boilers, and process heaters are among the potential source categories to be regulated under Section 112 of the CAA. Emissions of HAPs will be addressed by this rulemaking for both new and existing sources. EPA promulgated an NSPS for these source categories in 1987 and 1990. The standards for the NESHAP are to be technology-based and are to require the maximum achievable control technology (MACT) as described in Section 112 of the CAA.

Timetable:

Action	Date	FR Cite
Final Action	11/00/00	
NPRM	00/00/00	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined

Sectors Affected: 28 Chemicals and Allied Products; 261 Pulp Mills; 262 Paper Mills; 242 Sawmills and Planing Mills; 33 Primary Metal Industries

Additional Information: SAN No. 3837.

Agency Contact: James Eddinger, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-13, Research Triangle Park, NC 27711
Phone: 919 541-5426
Fax: 919 541-0072

RIN: 2060-AG69**3491. • NESHAP: LIME MANUFACTURING****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 1857CAA 112**CFR Citation:** 40 CFR 63**Legal Deadline:** Final, Statutory, November 15, 2000.

Abstract: Title III of the Clean Air Act Amendments of 1990 requires the EPA to develop emission standards for each major source category of hazardous air pollutants (HAPs). The standards are to be technology-based and are to require the maximum degree of emission reduction determined to be achievable by the Administrator of the EPA. The EPA has determined that some lime

manufacturing plants may be major sources for one or more HAPs. As a consequence, a regulation (emission standards) is being developed for the lime manufacturing industry, to be promulgated by November 15, 2000.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Undetermined**Government Levels Affected:** State, Local, Federal**Analysis:** Regulatory Flexibility Analysis**Additional Information:** SAN No. 3651.

Agency Contact: Joseph Wood, Environmental Protection Agency, Air and Radiation, (MD-13), Research Triangle Park, NC 27711
Phone: 919 541-5446

RIN: 2060-AG72**3492. NEW SOURCE PERFORMANCE STANDARDS AND EMISSION GUIDELINES FOR OTHER SOLID WASTE INCINERATORS****Priority:** Other Significant**CFR Citation:** 40 CFR 60**Timetable:**

Action	Date	FR Cite
ANPRM	12/28/94	59 FR 66850
NPRM	12/01/99	
Final Action	11/00/00	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: George Smith
Phone: 919 541-1549
Fax: 919 541-0072

RIN: 2060-AG31**3493. • METAL FURNITURE COATINGS INTEGRATED REGULATION****Priority:** Substantive, Nonsignificant**Legal Authority:** Clean Air Act section 183 (e); Clean Air Act section 112**CFR Citation:** 40 CFR 63; 40 CFR 59**Legal Deadline:** Final, Statutory, November 2000.

Abstract: This regulation will apply to surface coating of metal furniture products and parts, for household or commercial use. Application of a prime

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Long-Term Actions

coat or a top coat product or part (e.g.,) results in emissions of volatile organic compounds (VOCs) which contribute to formation of low-level ozone. Some of the VOCs are also hazardous air pollutants (HAPs) and include aromatics such as xylene, alcohols such as methanol, and others such as glycos. Such pollutants can cause reversible or irreversible toxic effects following exposure. The health effects are associated with a wide range of ambient concentrations and exposure time. This regulation will reduce nationwide emissions of both VOCs and HAPs from surface coating of metal furniture products and parts, which is required under sections 183(e) and 112 of the Clean Air Act, respectively.

Timetable:

Action	Date	FR Cite
NPRM	07/00/99	
Final Action	11/00/00	

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Tribal

Sectors Affected: 251 Household Furniture

Additional Information: SAN No. 3824.

Agency Contact: Dr. Mohamed Serageldin, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-13, Research Triangle Park, NC 27711

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RIN: 2060-AG55

3494. • SURFACE COATING OF MISCELLANEOUS METAL PARTS AND PRODUCTS—INTEGRATED

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7511(b); 42 USC 7412

CFR Citation: 40 CFR 63; 40 CFR 59

Legal Deadline: Final, Statutory, November 15, 2000.

Abstract: This regulation will control emissions of volatile organic compounds (VOC) and hazardous air pollutants (HAPs) from operations that apply surface coatings to metal parts

and products. Although this rule would cover a wide variety of coating operations, it would not apply to specific coating operations for which regulations and/or control techniques guidelines (CTGs) have been developed (e.g., plastic parts coating, can coating, large appliance coating, etc.). This regulation is required under sections 183(e) and 112 of the Clean Air Act of 1990.

Timetable:

Action	Date	FR Cite
NPRM	07/00/99	
Final Action	11/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local

Sectors Affected: 33 Primary Metal Industries; 34 Fabricated Metal Products, Except Machinery and Transportation Equipment; 35 Industrial and Commercial Machinery and Computer Equipment; 36 Electronic and Other Electrical Equipment and Components, Except Computer Equipment; 37 Transportation Equipment; 38 Measuring, Analyzing, and Controlling Instruments, Photographic, Medical and Optical Goods, Watches and Clocks; 39 Miscellaneous Manufacturing Industries; 40 Railroad Transportation; 41 Local and Suburban Transit and Interurban Highway Passenger Transportation

Additional Information: SAN No. 3825.

Agency Contact: Bruce Moore, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, MD-13, Research Triangle Park, NC 27711

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RIN: 2060-AG56

3495. • PLASTIC PARTS COATING INTEGRATED RULE FOR VOLATILE ORGANIC COMPOUNDS (VOC) AND HAZARDOUS AIR POLLUTANTS (HAPS)

Priority: Substantive, Nonsignificant

Legal Authority: Clean Air Act Amendments of 1990, section 183(e) and 112

CFR Citation: 40 CFR 59; 40 CFR 63

Legal Deadline: Final, Statutory, November 2000.

Abstract: This action would address both the volatile organic compounds (VOC) and hazardous air pollutants (HAP) emissions from the coating of plastic parts. Pollution prevention approaches will be considered. Specific sectors of the plastic parts industry to be included in this action have not yet been determined.

Timetable:

Action	Date	FR Cite
NPRM	07/00/99	
Final Action	11/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local

Sectors Affected: 30 Rubber and Miscellaneous Plastics Products

Additional Information: SAN No. 3826.

Agency Contact: Ellen Ducey, Environmental Protection Agency, Air and Radiation, Office of Air Quality Planning and Standards, Emission Standards Division (MD-13), Research Triangle Prk, NC 27711

Phone: 919 541-5408

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RIN: 2060-AG57

3496. REGULATIONS GOVERNING PRIOR NOTICE OF CITIZEN SUITS BROUGHT UNDER SECTION 304 OF THE CLEAN AIR ACT

Priority: Other

CFR Citation: 40 CFR 54

Timetable:

Action	Date	FR Cite
NPRM	02/10/93	58 FR 7870
Final Action	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Marie Miller
Phone: 202 564-2260

RIN: 2060-AD80

ENVIRONMENTAL PROTECTION AGENCY (EPA)**Completed Actions****Clean Air Act (CAA)****3497. PROHIBITION OF LEADED GASOLINE FOR HIGHWAY USE**

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 80

Completed:

Reason	Date	FR Cite
Final Action	02/02/96	61 FR 3823

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Pat Childers
Phone: 202 233-9415

RIN: 2060-AD55

3498. REGULATION OF FUELS AND FUEL ADDITIVES: INTERIM REQUIREMENTS FOR DEPOSIT CONTROL GASOLINE ADDITIVES

Priority: Economically Significant

CFR Citation: 40 CFR 80

Completed:

Reason	Date	FR Cite
Merged With RIN 2060-AG06	03/31/96	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Jeffery A. Herzog
Phone: 313 668-4227
Fax: 313 741-7869

RIN: 2060-AD71

3499. STATE IMPLEMENTATION PLAN COMPLETENESS CRITERIA

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 51 app V (Revision)

Completed:

Reason	Date	FR Cite
Withdrawn - The Agency plans no further action.	03/15/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Phyllis Wright
Phone: 919 541-5369

RIN: 2060-AE58

3500. ADDENDUM TO THE GENERAL PREAMBLE FOR TITLE I OF THE CLEAN AIR ACT AMENDMENTS; SERIOUS PM-10 NONATTAINMENT AREAS AND PM-10 NONATTAINMENT AREA ATTAINMENT DATE WAIVERS

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 52

Completed:

Reason	Date	FR Cite
Final Action	08/16/94	59 FR 41998

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Charlene Spells
Phone: 919 541-5255

RIN: 2060-AE62

3501. ON-BOARD DIAGNOSTICS SERVICE INFORMATION AVAILABLE

Priority: Other Significant

CFR Citation: 40 CFR 86

Completed:

Reason	Date	FR Cite
Final Action	08/09/95	60 FR 40474

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

Agency Contact: Cheryl Adelman
Phone: 313 668-4434

RIN: 2060-AE93

3502. APPLICATION OF MANDATORY SANCTIONS UNDER TITLE V OF THE CLEAN AIR ACT

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 71

Completed:

Reason	Date	FR Cite
Withdrawn - The Agency plans no further action.	03/15/96	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Scott Voorhees
Phone: 919 541-5348

RIN: 2060-AE96

3503. ESTABLISHMENT OF LESSER QUANTITY EMISSION RATES FOR HAZARDOUS AIR POLLUTANTS

Priority: Other Significant

CFR Citation: 40 CFR 63

Completed:

Reason	Date	FR Cite
Withdrawn - The Agency does not plan any further action.	03/15/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Amy B. Vasu
Phone: 919 541-0107

RIN: 2060-AE98

3504. AMMONIA TEST METHOD, 40 CFR PART 51, APPENDIX M

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 51

Completed:

Reason	Date	FR Cite
Withdrawn - The Agency plans no further action.	03/15/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Rima Dishakjian
Phone: 919 541-0443

RIN: 2060-AF22

3505. TECHNICAL CORRECTIONS TO APPENDIX A OF 40 CFR PART 60, APPENDIX B OF PART 61, APPENDIX A OF PART 63, AND PART 60

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 60; 40 CFR 61; 40 CFR 63

Completed:

Reason	Date	FR Cite
Withdrawn - This action is the same as RIN 2060-AG21 (SAN 3743).	03/15/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Foster Curtis
Phone: 919 541-1063

RIN: 2060-AF24

3506. TECHNICAL AMENDMENTS TO EVAPORATIVE EMISSION PROCEDURE

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 86

EPA—CAA

Completed Actions

Completed:

Reason	Date	FR Cite
Direct Final Rule	08/23/95	60 FR 43880

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Alan Stout
Phone: 313 741-7805

RIN: 2060-AF49

3507. NSPS APPENDIX A - REFERENCE METHODS; AMENDMENTS TO METHOD 24 FOR THE DETERMINATION OF VOLATILE MATTER CONTENTS, WATER CONTENT, DENSITY, VOLUME AND WEIGHT SOLIDS OF SURFACE COATINGS

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 60

Completed:

Reason	Date	FR Cite
Final Action	09/11/95	60 FR 47095

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Candace Sorrell
Phone: 919 541-1064

RIN: 2060-AG00

3508. REVISION TO THE DEFINITION OF VOLATILE ORGANIC COMPOUND - EXCLUSION OF PERCHLOROETHYLENE

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 51.100(s)

Completed:

Reason	Date	FR Cite
Final Action	02/07/96	61 FR 4588

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: William Johnson
Phone: 919 541-5245

RIN: 2060-AG25

3509. NSPS: MUNICIPAL WASTE COMBUSTION—PHASE II AND PHASE III

Priority: Economically Significant

CFR Citation: 40 CFR 60

Completed:

Reason	Date	FR Cite
Final Action	12/19/95	60 FR 65387

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local, Federal

Agency Contact: Walt Stevenson
Phone: 919 541-5264

RIN: 2060-AD00

3510. NESHAP: ASBESTOS PROCESSING (DELISTING)

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 63

Completed:

Reason	Date	FR Cite
Final Action	11/30/95	60 FR 61550

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Susan Fairchild-Zapata
Phone: 919 541-5167

RIN: 2060-AB51

3511. NESHAP FOR WOOD FURNITURE MANUFACTURING

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 63

Completed:

Reason	Date	FR Cite
Final Action	12/07/95	60 FR 62930

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Federal

Agency Contact: Paul Almodovar
Phone: 919 541-0283

RIN: 2060-AD57

3512. NESHAP: SURFACE COATING OPERATIONS IN SHIPBUILDING AND SHIP REPAIR

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 63

Completed:

Reason	Date	FR Cite
Final Action	11/15/95	60 FR 64330

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Federal

Agency Contact: Mohamed Serageldin
Phone: 919 541-2379

RIN: 2060-AD98

3513. CRITERIA AND PROCEDURES FOR DETERMINING TRANSPORTATION CONFORMITY IN ATTAINMENT AREAS

Priority: Other Significant

CFR Citation: 40 CFR 51; 40 CFR 93

Completed:

Reason	Date	FR Cite
Withdrawn	03/31/96	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Kathryn Sargeant
Phone: 313 668-4441

RIN: 2060-AE90

3514. AMENDMENTS TO REGULATIONS GOVERNING THE IMPORTATION OF NONCONFORMING VEHICLES

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 85

Completed:

Reason	Date	FR Cite
Withdrawn - No further action planned	03/31/96	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Len Lazarus
Phone: 202 233-9281

RIN: 2060-AC58

3515. NONCONFORMANCE PENALTIES FOR 1998 MODEL YEAR EMISSION STANDARDS FOR HEAVY-DUTY ENGINES AND VEHICLES

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 86.1105

Completed:

Reason	Date	FR Cite
Final Action	02/23/96	61 FR 6944

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Gregory Orehowsky
Phone: 202 233-9292

RIN: 2060-AE07

3516. ACID RAIN PROGRAM: REVISED GROUP 1, PHASE II, NOX EMISSION LIMITATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 76 (Revision)

EPA—CAA

Completed Actions

Completed:

Reason	Date	FR Cite
Withdrawn - The Agency plans no further action.	03/15/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Peter Tsirigotis
Phone: 202 233-9133

RIN: 2060-AF44

3517. PROTECTION OF STRATOSPHERIC OZONE: LISTING OF GLOBAL WARMING POTENTIALS FOR OZONE-DEPLETING SUBSTANCES

Priority: Substantive, Nonsignificant

CFR Citation: None

Completed:

Reason	Date	FR Cite
Final Action	10/06/95	60 FR 52357

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Land
Phone: 202 233-9185

RIN: 2060-AG35

3518. AMENDMENT TO THE REFRIGERANT RECYCLING RULE TO MODIFY THE SALES RESTRICTIONS OF SPLIT SYSTEMS

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 82 subpart F

Completed:

Reason	Date	FR Cite
Withdrawn - Duplication of SAN 3673, RIN 2060-AF97	03/14/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Debbie Ottinger

Phone: 202 233-9149

RIN: 2060-AF81

3519. PROTECTION OF STRATOSPHERIC OZONE: DIRECT FINAL RULE EXTENDING RECLAMATION REQUIREMENTS OF THE SECTION 608 REFRIGERANT RECYCLING RULE

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 82 subpart F

Completed:

Reason	Date	FR Cite
Final Action	02/29/96	61 FR 7724

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Debbie Ottinger
Phone: 202 233-9149

RIN: 2060-AF97

**ENVIRONMENTAL PROTECTION AGENCY (EPA)
Superfund (CERCLA)**

Proposed Rule Stage

3520. ● GRANTS FOR TECHNICAL ASSISTANCE RULE REFORM - 40 CFR PART 35 SUBPART M

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 9617(e)/CERCLA 117

CFR Citation: 40 CFR 35

Legal Deadline: None

Abstract: The proposed revisions to the Technical Assistance Grants (TAG) Rule contain four main components that will simplify the application and administrative processes. The first component to the TAG Rule would eliminate the condition that response action be underway or scheduled to begin for EPA to provide formal notice that a grant may soon be awarded. TAG eligibility would be triggered once the site is proposed for listing on the NPL. A second component would eliminate the requirement that budget periods may not exceed 3 years. Budget periods would be negotiated with TAG applicants so that they have flexibility

to synchronize the period of time during which the recipient anticipates having a technical advisor involved with the schedule of work at a site. A third component would eliminate the 20 percent ceiling for administrative costs of a grant so that recipients do not need to differentiate between programmatic and administrative cost. This will reduce information collection burden. A fourth component to the TAG Rule is the elimination of the distinction between sole and multiple applicants, since both must meet identical criteria. The requirement that the applicant demonstrate that there is an actual or potential health threat posed to group members by the site would also be deleted since EPA believes that there is a potential health threat at all Superfund sites. EPA also believes that all Superfund sites pose potential economic and recreational threats to adjacent communities, and that there is no need for the applicant to provide evidence of those threats. Furthermore, EPA may already have sufficient information from various sources concerning the potential health, economic, and recreational threats posed by Superfund sites.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Tribal, Federal

Additional Information: SAN No. 3806.

Agency Contact: Nicole Lacoste, Environmental Protection Agency, Solid Waste and Emergency Response, 5203G

Phone: 703 603-8842

Fax: 703 603-9100

RIN: 2050-AE33

3521. REPORTABLE QUANTITY ADJUSTMENTS FOR CARBAMATES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 96-510, sec 102(a); PL 99-499

CFR Citation: 40 CFR 302

Legal Deadline: None

EPA—CERCLA

Proposed Rule Stage

Abstract: EPA has listed carbamate waste streams as hazardous wastes under the Resource Conservation and Recovery Act (RCRA). RCRA listed wastes, by statute, automatically become hazardous substances under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) and are assigned a one pound statutory reportable quantity (RQ) unless EPA adjusts them. These substances also become subject to reporting requirements under the Emergency Planning and Community Right to Know Act (EPCRA) with a one pound threshold. EPA, in this action, will propose RQ adjustments for the carbamates. Most RQ adjustments are expected to be greater than one pound. Raising the RQs for these substances would decrease the burden on 1) the regulated community for complying with the reporting requirements under CERCLA and EPCRA; 2) Federal, State, and local authorities for program implementation; and 3) Federal, State, or local authorities, if they release hazardous substances at the RQ level or greater.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
Final Action	04/00/97	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 3423.

Agency Contact: Jack Arthur, Environmental Protection Agency, Solid Waste and Emergency Response, (5202G), Washington DC 20460
Phone: 703 603-8732

RIN: 2050-AE12

3522. NATIONAL PRIORITIES LIST FOR UNCONTROLLED HAZARDOUS WASTE SITES: PROPOSED AND FINAL RULES

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 9605/CERCLA 105

CFR Citation: 40 CFR 300.425

Legal Deadline: None

Abstract: This action proposes to revise the sites included on the National Priorities List (NPL) of uncontrolled waste sites in the National Contingency Plan (NCP). CERCLA requires that the Agency revise the NPL at least annually. Periodic revisions will allow EPA to include sites on the NPL with known or threatened hazardous substance releases and to delete sites that have been cleaned up.

Timetable:

Action	Date	FR Cite
NPRM Proposal 17	08/23/94	59 FR 43314
Final Action Final 13	12/16/94	59 FR 65206
NPRM Proposal 18	02/13/95	60 FR 8212
Final Action Final 14	04/25/95	60 FR 20330
Final Action (Southern Shipbuilding)	05/26/95	60 FR 27896
Final 15	09/29/95	60 FR 50435
NPRM Proposal 19	10/02/95	60 FR 51390
NPRM Proposal 20	04/00/96	
Final 16	05/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Federal

Additional Information: SAN No. 3439. Statute provides for an annual update.

Agency Contact: Terry Keidan, Environmental Protection Agency, Solid Waste and Emergency Response, (5204G), Washington, DC 20460

Phone: 703 603-8852

RIN: 2050-AD75

3523. AMENDMENTS TO THE EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW ACT, SECTIONS 302 THROUGH 312

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 99-499

CFR Citation: 40 CFR 355; 40 CFR 370

Legal Deadline: None

Abstract: This proposal will include a modification to the chemical inventory reporting forms under Section 312 of the Emergency Planning and Community Right-to-Know Act, as well as modifications to other sections (302-312) of the law.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local, Tribal, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3215.

Agency Contact: John Ferris, Environmental Protection Agency, Solid Waste and Emergency Response, (5101)
Phone: 202 260-4043

RIN: 2050-AE17

ENVIRONMENTAL PROTECTION AGENCY (EPA) Superfund (CERCLA)

Final Rule Stage

3524. RISK MANAGEMENT PROGRAM FOR CHEMICAL ACCIDENTAL RELEASE PREVENTION

Priority: Economically Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 101-549; Clean Air Act Section 112(r)

CFR Citation: 40 CFR 68

Legal Deadline: Final, Statutory, November 15, 1993. Other, Judicial, May 24, 1996.
Court Decree - Settlement Agreement

Abstract: Section 112(r)(7) of the Clean Air Act (CAA), as amended, required the Environmental Protection Agency

(EPA) to promulgate by November 15, 1993, reasonable regulations and appropriate guidance to provide for prevention and detection of accidental releases of chemicals and for response to such releases. The regulations shall require the owner or operator of stationary sources at which a regulated substance is present to prepare and implement a risk management plan (RMP) that must include a hazard

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assessment to evaluate the potential effects of an accidental release of any regulated substance and must also include a five-year accident release history. The RMP must document a prevention program and document a response program that provides specific actions to be taken to protect human health and the environment in response to a release. The RMPs must be registered with EPA, the implementing agency, and any local agency with responsibility for planning for or responding to chemical accidents. EPA must establish a system for auditing the RMPs to ensure that plans are periodically updated.

Following promulgation of the final rule, regulated sources will have three years to comply with the RMP requirements.

EPA promulgated a list of substances and thresholds on January 30, 1994 (59 FR 4478), which determines which facilities must comply with the accident prevention regulations. In order to minimize the impact on smaller sources, EPA is developing model RMPs for industry sectors that utilize similar equipment and handle a single chemical. To further reduce the burden, EPA is developing "lookup tables" to assist facilities in evaluating the offsite consequence associated with the release of the most ubiquitous chemicals.

Timetable:

Action	Date	FR Cite
NPRM	10/22/93	58 FR 54190
Supplemental NPRM	03/13/95	60 FR 13526
Final Action	05/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2979.

Agency Contact: Lyse Helsing, Environmental Protection Agency, Solid Waste and Emergency Response, (5101), Washington, DC 20460
Phone: 202 260-6128

RIN: 2050-AD26

3525. ADMINISTRATIVE REPORTING EXEMPTIONS FOR CERTAIN RADIONUCLIDE RELEASES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 9602 to 9604; 42 USC 9615; 33 USC 1321; 33 USC 1361

CFR Citation: 40 CFR 302.6(c); 40 CFR 355.40(a)(2)(vi)

Legal Deadline: None

Abstract: This rule affects the requirement in Superfund and the Emergency Planning and Community Right-to-Know Act that facilities immediately report to state, local and federal authorities the release of a hazardous substance in an amount that equals or exceeds a "reportable quantity." In 1989, the Environmental Protection Agency (EPA) set reportable quantities for radionuclides (a category of hazardous substances) by regulation. In that same rule, EPA also established four exemptions to the general reporting requirement, to exclude from it certain releases of naturally occurring radionuclides for which the government does not need reports. These exemptions are for releases from: (1) large land holdings; (2) disturbances of land for purposes other than mining; (3) the dumping of coal and coal ash at utility and industrial facilities with coal-fired boilers; and (4) coal and ash piles at those facilities.

Later, a court ruled that the Agency had promulgated the four exemptions without giving the public opportunity to comment. The Agency subsequently provided the opportunity for public notice and comment on these exemptions. Based on those comments, the Agency is now seeking further comments on the possibility of broadening the exemptions. Depending upon the Agency's analysis of comments received, it could either reaffirm or modify the exemptions. Modification of the exemptions would further reduce the burden on facilities which must report, and on the State and local authorities which must receive and evaluate reports to determine whether reported releases pose a threat to human health and the environment.

Timetable:

Action	Date	FR Cite
NPRM	11/30/92	57 FR 56726
Supplemental Notice	08/04/95	60 FR 40042
Final Action	08/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Sectors Affected: 49 Electric, Gas, and Sanitary Services; 16 Heavy Construction Other Than Building Construction-Contractors; 01 Agricultural Production-Crops; 10 Metal Mining; 12 Coal Mining; 14 Mining and Quarrying of Nonmetallic Minerals, Except Fuels; 15 Building Construction-General Contractors and Operative Builders; 33 Primary Metal Industries; 40 Railroad Transportation; 44 Water Transportation; Multiple

Additional Information: SAN No. 3054.

Agency Contact: Jack Arthur, Environmental Protection Agency, Solid Waste and Emergency Response, (5202G), Washington, DC 20460
Phone: 703 603-8732

RIN: 2050-AD46

3526. AMENDMENTS TO THE EXTREMELY HAZARDOUS SUBSTANCES LIST UNDER SECTION 302 OF THE EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW ACT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 99-499/SARA title III

CFR Citation: 40 CFR 355

Legal Deadline: None

Abstract: EPA will finalize adjustments to the reportable quantities (RQs) for approximately 230 chemicals on the extremely hazardous substance (EHS) list under section 302 of the Emergency Planning and Community Right-to-Know Act. This modification would make these RQs consistent with the methodology under section 103 of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA). EPA is delisting several EHSs as a result of errors found in

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studies used to place the chemicals on the EHS list. The original list became final in the Federal Register on April 22, 1987 (52 FR 13378).

Timetable:

Action	Date	FR Cite
NPRM	10/12/94	59 FR 51816
Final Action	05/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local

Additional Information: SAN No. 3036.

Agency Contact: John Ferris, Environmental Protection Agency, Solid Waste and Emergency Response, (5101), Washington, DC 20460
Phone: 202 260-4043

RIN: 2050-AD50

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Long-Term Actions

Superfund (CERCLA)

3527. REPORTING EXEMPTIONS FOR FEDERALLY-PERMITTED RELEASES OF HAZARDOUS SUBSTANCES

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 117; 40 CFR 302; 40 CFR 355

Timetable:

Action	Date	FR Cite
NPRM	07/19/88	53 FR 27268
Supplemental Notice	07/11/89	54 FR 29306
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jack Arthur
Phone: 703 603-8732

RIN: 2050-AB82

3528. DELETION OF SACCHARIN FROM THE LIST OF HAZARDOUS WASTES UNDER RCRA AND THE LIST OF HAZARDOUS SUBSTANCES UNDER CERCLA

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

CFR Citation: 40 CFR 261.33(f); 40 CFR 261; 40 CFR 302.4

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Wanda L. Levine
Phone: 202 260-7458

RIN: 2050-AD45

3529. REPORTABLE QUANTITY ADJUSTMENT FOR RADON-222

Priority: Substantive, Nonsignificant

CFR Citation: 40 CFR 302

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jack Arthur
Phone: 703 603-8732

RIN: 2050-AE20

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Completed Actions

Superfund (CERCLA)

3530. RESPONSE ACTION CONTRACTOR INDEMNIFICATION

Priority: Substantive, Nonsignificant

CFR Citation: Not yet determined

Completed:

Reason	Date	FR Cite
Withdrawn - The Agency does not plan any further action.	03/14/96	

Small Entities Affected: Businesses, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Barbara McDonough
Phone: 202 260-6674

RIN: 2050-AE19

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Proposed Rule Stage

General

3531. FINAL GUIDELINES FOR CARCINOGEN RISK ASSESSMENT

Priority: Other

Legal Authority: Not applicable

CFR Citation: None

Legal Deadline: None

Abstract: The Agency will use these guidelines to evaluate suspect

carcinogens in line with the policies and procedures established in the statutes administered by the EPA. These guidelines revise and replace EPA Guidelines for Carcinogen Risk Assessment published at 51 FR 33992, September 24, 1986. These guidelines provide EPA staff and decision-makers with the directions and perspectives necessary to develop and use risk

assessments. The guidelines also provide the general public with basic information about the Agency's approaches to risk assessment.

To develop guidelines the Agency must find a balance between consistency and innovation. Consistent risk assessments provide consistent bases to support regulatory decision-making. On other

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hand, innovation is necessary so the Agency will base its decisions on current scientific thinking. In balancing these and other science policies, the Agency relies on input from the general scientific community through established scientific peer review processes. The guidelines incorporate basic principles and science policies based on evaluation of the currently available information. The revisions place increased emphasis on the role of carcinogenic mechanisms in risk assessment and clearer explication of underlying assumptions in risk assessment.

These Guidelines will have minimal to no impact on small businesses or state, local, and tribal governments.

Timetable:

Action	Date	FR Cite
NPRM	08/27/86	51 FR 33992
Reproposal	04/00/96	
Implementation Policy	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3671.

Agency Contact: William P. Wood, Environmental Protection Agency, Office of Research and Development, Risk Assessment Forum (8101), Washington, DC 20460
Phone: 202 260-6743

RIN: 2080-AA06

3532. PROPOSED GUIDELINES FOR ECOLOGICAL RISK ASSESSMENT

Priority: Other

Legal Authority: Not applicable

CFR Citation: None

Legal Deadline: None

Abstract: The proposed Guideline for Ecological Risk Assessment is intended to guide Agency evaluations of ecological risks in line with the policies and procedures established in the statutes administered by EPA. These Guidelines set forth principles and procedures to guide EPA scientists in the conduct of Agency risk assessments and to inform Agency decision makers and the public about these procedures. In particular, the Guidelines expand on the general ecological risk assessment process described in the Agency report "Framework for Ecological Risk Assessment," (EPA/630/R-92/001) and covers a broad range of ecological

concerns. The Guideline stresses the need for sound initial planning of the ecological risk assessment as well as appropriate characterization of the risks, including identification of the major assumptions, uncertainties, and limitations of the assessment.

These guidelines will have minimal to no impact on small businesses or state, local and tribal governments.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3670.

Agency Contact: William P. Wood, Environmental Protection Agency, Office of Research and Development, Risk Assessment Forum (8101), Washington, DC 20460
Phone: 202 260-6743

RIN: 2080-AA07

3533. GUIDELINES FOR NEUROTOXICITY RISK ASSESSMENT

Priority: Other Significant

Legal Authority: Not applicable

CFR Citation: None

Legal Deadline: None

Abstract: These proposed Guidelines for Neurotoxicity Risk Assessment (hereafter "Guidelines") are intended to guide Agency evaluation of suspect neurotoxicants in line with the policies and procedures established in the statutes administered by the EPA. These Guidelines set forth principles and procedures to guide EPA scientists in the conduct of Agency risk assessments and to inform Agency decision makers and the public about these procedures. In particular, the Guidelines emphasize that risk assessments will be conducted on a case-by-case basis, giving full consideration to all relevant scientific information. This case-by-case approach means that Agency experts study scientific information on each chemical under review and use the most scientifically appropriate interpretation to assess risk. The Guidelines also stress that this information will be fully presented in Agency risk assessment documents, and that Agency scientists will identify the strengths and weaknesses of each

assessment by describing uncertainties, assumptions, and limitations, as well as the scientific basis and rationale for each assessment.

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3624.

Agency Contact: William P. Wood, Environmental Protection Agency, Office of Research and Development, (8101), Washington, DC 20460
Phone: 202 260-6743

RIN: 2080-AA08

3534. COMPREHENSIVE ENVIRONMENTAL RESPONSE COMPENSATION AND LIABILITY ACT (CERCLA) COST RECOVERY

Priority: Economically Significant

Legal Authority: 42 USC 9665 to 9857/CERCLA 115; 33 USC 1321(c)(2)/CERCLA 107

CFR Citation: 40 CFR 308

Legal Deadline: None

Abstract: This rule would establish a new methodology for allocating EPA's indirect costs to individual Superfund sites for cost recovery. The proposed methodology would allocate 100% of recoverable indirect costs to sites for potential recovery, compared to the current methodology which allocates approximately 33% of indirect costs to sites.

Timetable:

Action	Date	FR Cite
NPRM	02/00/97	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 3765.

Agency Contact: Chad Littleton, Environmental Protection Agency, Office of Enforcement and Compliance Assurance, (2273A), Washington, DC 20460
Phone: 703 603-9068

RIN: 2020-AA25

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3535. RULES OF PRACTICE FOR ENFORCEMENT ACTIONS NOT GOVERNED BY THE ADMINISTRATIVE PROCEDURE ACT**Priority:** Other**Legal Authority:** 33 USC 1319/CWA 309; 33 USC 1321/CWA 311; 42 USC 9609/CERCLA 109; 42 USC 7413/CAA 113; 42 USC 11045/EPCRA 325; 42 USC 300/SDWA 1423**CFR Citation:** 40 CFR 22**Legal Deadline:** None**Abstract:** This action will consolidate and harmonize in a single regulation the various procedural guidances and regulations which EPA presently employs in response to Congressional direction to provide streamlined procedure for the assessment of certain administrative penalties. Although the substantive requirements of various statutes differ, each authorizes the Administrator to assess civil penalties without recourse to the Administrative Procedure Act.**Timetable:**

Action	Date	FR Cite
NPRM	07/01/91	56 FR 29996
Reproposal	04/00/96	
Final Action	09/00/96	

Small Entities Affected: None**Government Levels Affected:** Federal**Additional Information:** SAN No. 3486.**Agency Contact:** Robert Kinney, Environmental Protection Agency, Office of Enforcement and Compliance Assurance, (2243A), Washington, DC 20460

Phone: 202 564-3712

RIN: 2020-AA23**3536. INCORPORATION OF CLASS DEVIATION INTO EPAAR****Priority:** Other**Legal Authority:** 40 USC 486(c)**CFR Citation:** 48 CFR 1506; 48 CFR 1537; 48 CFR 1552**Legal Deadline:** None**Abstract:** The Agency has approved a number of class deviations (e.g. changes to reporting requirements and monthly progress reports) to the EPAAR since its promulgation in April 1994. This proposed rule would incorporate most of the class deviations to the EPAAR.**Timetable:**

Action	Date	FR Cite
NPRM	08/00/96	
Final Action	02/00/97	

Small Entities Affected: Businesses**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.**Additional Information:** SAN No. 3580.**Agency Contact:** Edward Chambers, Environmental Protection Agency, Administration and Resource Management, 3802F, Washington, DC 20460

Phone: 202 260-6028

RIN: 2030-AA37**3537. EPA MENTOR-PROTEGE PROGRAM****Priority:** Other**Legal Authority:** 40 USC 486(c)**CFR Citation:** 48 CFR 1544; 48 CFR 1552**Legal Deadline:** None**Abstract:** This proposed rule will amend EPA's Acquisition Regulation (EPAAR) to establish a Mentor-Protege Program. Participating prime contractors serving as Mentors will provide technical and managerial support to Protege small disadvantaged business subcontractors.**Timetable:**

Action	Date	FR Cite
NPRM	09/00/96	
Final Action	03/00/97	

Small Entities Affected: Businesses**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Additional Information:** SAN No. 3629.**Agency Contact:** Edward Chambers, Environmental Protection Agency, Administration and Resource Management, 3802F, Washington, DC 20460

Phone: 202 260-6028

RIN: 2030-AA40**3538. AGENCY IMPLEMENTATION OF FEDERAL ACQUISITION STREAMLINING ACT (FASA) CHANGES TO TRUTH IN NEGOTIATIONS ACT (TINA)****Priority:** Other**Legal Authority:** 40 USC 390/EPAAR 205**CFR Citation:** 48 CFR 1523**Legal Deadline:** None**Abstract:** The Federal Acquisition Streamlining Act (FASA), P.L. 103-355, changed the nature of contract pricing information that contractors must submit in their proposals. Specifically, the term "cost of pricing information" is being introduced and differentiated from the current requirements for "cost or pricing data." This action will amend EPA's acquisition rules and provide guidance for contractors.**Timetable:**

Action	Date	FR Cite
NPRM	10/00/96	
Final Action	00/00/00	

Small Entities Affected: None**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Additional Information:** SAN No. 3816.**Agency Contact:** Larry Wyborski, Environmental Protection Agency, Administration and Resource Management, (3802F), Washington, DC 20460

Phone: 202 260-6482

Fax: 202 260-1203

RIN: 2030-AA47**3539. SOURCE SELECTION PROCEDURES****Priority:** Other**Legal Authority:** 40 USC 486(c)**CFR Citation:** 48 CFR 1515**Legal Deadline:** None**Abstract:** This action will revise EPA's source selection procedures.**Timetable:**

Action	Date	FR Cite
NPRM	07/00/96	

Small Entities Affected: None**Government Levels Affected:** None

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Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Additional Information: SAN No. 3255.

Agency Contact: Louise Senzel, Environmental Protection Agency, Administration and Resource Management, (3802F), Washington, DC 20460

Phone: 202 260-6204

RIN: 2030-AA29

3540. AMENDMENTS TO PART 22 CONSOLIDATED PROCEDURAL RULES

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 7 USC 136l; 15 USC 2615(a); 15 USC 2647; 33 USC 1319(g); 33 USC 1415(a); 33 USC 1418; 42 USC 6912; 42 USC 7413(d)(1); 42 USC 7601; 42 USC 7607(a); 42 USC 9609; 42 USC 11045; 42 USC 300g-3(b)

CFR Citation: 40 CFR 22

Legal Deadline: None

Abstract: The Agency is proposing amendments to the Consolidated Rules of Practice under 40 CFR Part 22 which are the procedural rules used in administrative hearings and practice. These amendments will include technical corrections as well as substantive amendments. The proposed substantive amendments pertain to the handling and use of Confidential Business Information, burdens of proof, motion practice, cross appeals, and more.

Timetable:

Action	Date	FR Cite
NPRM	11/00/96	

Small Entities Affected: None

Government Levels Affected: Federal

Additional Information: SAN No. 2662.

Agency Contact: Helene Ambrosino, Environmental Protection Agency, Office of Enforcement and Compliance Assurance, (2201A), Washington, DC 20460

Phone: 202 564-2626

RIN: 2020-AA13

3541. • GOVERNMENTWIDE IMPLEMENTATION OF FEDERAL ACQUISITION STREAMLINING ACT (FASA) AND CHANGES TO OMB SUSPENSION AND DEBARMENT COMMON RULE

Priority: Other

Legal Authority: EO 12549, EO 12689 and FASA

CFR Citation: 40 CFR 32

Legal Deadline: None

Abstract: Periodically OMB amends the Governmentwide Common Rule for Suspension and Debarment. All agencies must issue changes to their individual codified versions to conform to those changes. Currently, the Interagency Suspension and Debarment Coordinating Committee is considering changes that will conform to those made to the Federal Acquisition Regulation (FAR) as a result of the Federal Acquisition Streamlining Act (FASA). In addition, several proposals to reduce paperwork burden and improve the rule are being considered. If OMB approves those recommendations, a drafting committee would likely have a proposed rule ready for publication in the Federal Register by early to midsummer 1996.

Timetable:

Action	Date	FR Cite
NPRM	07/00/96	
Final Action	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Additional Information: SAN No. 3817.

Agency Contact: Robert F. Meunier, Environmental Protection Agency, Administration and Resource Management, (3901F), Washington, DC 20460

Phone: 202 260-8030

Fax: 202 260-9575

RIN: 2030-AA48

3542. • CONSOLIDATION OF GOOD LABORATORY PRACTICE STANDARDS (GLPS) REGULATIONS CURRENTLY UNDER TSCA AND FIFRA INTO ONE RULE

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 7 USC 136 et seq; 15 USC 2601 et seq

CFR Citation: 40 CFR 160; 40 CFR 792

Legal Deadline: None

Abstract: On November 29, 1983, EPA published Good Laboratory Practice Standards (GLPS) regulations intended to help ensure data integrity for studies required to support marketing and research permits under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and the Toxic Substances Control Act (TSCA). These rules were last amended on August 17, 1989. GLPS data integrity measures can be applied to a wide variety of scientific studies. Although the TSCA and FIFRA GLPS contain identical provisions they were published as separate rules to account for statutory and program differences between TSCA and FIFRA, such as differences in records retention requirements. EPA believes it will be able to address the differences between TSCA and FIFRA, such as differences in records retention requirements. EPA believes it will be able to address the differences of those programs without duplicating the entire GLP standard in two places.

This action is intended to consolidate EPA's GLPS into one rule. Program-specific requirements will be addressed in either separate sections of the consolidated rule, or in separate rules as is determined appropriate. This action is not intended to change the requirements, applicability, or enforceability of GLPS with respect to any statute.

EPA has received comments from stakeholders regarding the understandability of many aspects of the GLPS, and over the years has issued numerous clarifications. EPA believes that some clarifications, if included directly in the rule, would make the rule easier to understand and enhance compliance. Therefore, EPA intends to

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include such clarifications where appropriate in this rulemaking. Finally, in the interest of maintaining consistency between EPA's and Food and Drug Administration's regulations, EPA will determine any modifications that have occurred to the FDA GLP rule and consider incorporation of such changes into the EPA rule. This action will serve to reduce the total regulatory text in the Code of Federal Regulations by an estimated ten pages, by

consolidating 23 pages of text to approximately 13. In the process it will provide a generic GLP rule that may be used by other programs in the Agency.

Timetable:

Action	Date	FR Cite
NPRM	07/00/96	
Final Action	02/00/97	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3807.

Agency Contact: Stephen J. Howie, Environmental Protection Agency, Office of Enforcement and Compliance Assurance, (2225A), Washington, DC 20460

Phone: 202 564-4146

Fax: 202 564-0028

Email: howie.stephen@epamail.epa.gov

RIN: 2020-AA26

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Final Rule Stage

General

3543. FINAL GUIDELINES FOR REPRODUCTIVE TOXICITY RISK ASSESSMENT

Priority: Other

Legal Authority: Not applicable

CFR Citation: None

Legal Deadline: None

Abstract: These proposed Guidelines for Reproductive Toxicity Risk Assessment (hereafter "Guidelines") are intended to guide Agency evaluation of suspect reproductive toxicants in line with the policies and procedures established in the statutes administered by the EPA. These Guidelines set forth principles and procedures to guide EPA scientists in the conduct of Agency risk assessments and to inform Agency decision makers and the public about these procedures. In particular, the Guidelines emphasize that risk assessments will be conducted on a case-by-case basis, giving full consideration to all relevant scientific information. This case-by-case approach means that Agency experts study scientific information on each chemical under review and use the most scientifically appropriate interpretation to assess risk. The Guidelines also stress that this information will be fully presented in Agency risk assessment documents, and that Agency scientists will identify the strengths and weaknesses of each assessment by describing uncertainties, assumptions, and limitations, as well as the scientific basis and rationale for each assessment. They incorporate current scientific thinking and sound science policies based on evaluation of the currently available information.

Timetable:

Action	Date	FR Cite
Proposed Guidelines for Females	06/30/88	53 FR 24834
Proposed Guidelines for Males	06/30/88	53 FR 24850
Final Guidelines for Males and Females	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: William P. Wood, Environmental Protection Agency, Office of Research and Development, Risk Assessment Forum (8101), Washington, DC 20460
Phone: 202 260-6743

RIN: 2080-AA05

3544. COMPREHENSIVE ENVIRONMENTAL RESPONSE COMPENSATION AND LIABILITY ACT (CERCLA) COST RECOVERY

Priority: Economically Significant

Legal Authority: 42 USC 9605/CERCLA 105; 42 USC 9615/CERCLA 115

CFR Citation: 40 CFR 300; 40 CFR 308

Legal Deadline: None

Abstract: This rule would (1) establish a new methodology for calculating EPA's indirect cost, thus allowing for full recovery of indirect costs; (2) list categories of documentation of response actions which EPA will maintain, thus adopting unified cost recovery documentation standards for the entire Agency; (3) clarify CERCLA statute of limitations for cost recovery actions; and (4) specify when prejudgment interest begins to accrue.

Timetable:

Action	Date	FR Cite
NPRM	08/06/92	57 FR 34742
Final Action	05/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: None

Analysis: Regulatory Flexibility Analysis

Additional Information: SAN No. 2702.

Agency Contact: Lisa Comer, Environmental Protection Agency, Office of Enforcement and Compliance Assurance, (2244), Washington, DC 20460

Phone: 703 603-9068

RIN: 2050-AC98

3545. REVISION TO SUBMISSION OF INVOICES CLAUSE

Priority: Other

Legal Authority: 40 USC 486(c)

CFR Citation: 48 CFR 1532; 48 CFR 1552

Legal Deadline: None

Abstract: This action will revise EPA's invoicing requirements.

Timetable:

Action	Date	FR Cite
NPRM	10/04/95	60 FR 51964
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.

Additional Information: SAN No. 3578.

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Agency Contact: Larry Wyborski,
Environmental Protection Agency,
Administration and Resource
Management, 3802F, Washington, DC
20460
Phone: 202 260-6482
RIN: 2030-AA35

3546. EPA POLICIES FOR INFORMATION RESOURCES MANAGEMENT

Priority: Other

Legal Authority: 40 USC 486(c)

CFR Citation: 48 CFR 1552

Legal Deadline: None

Abstract: Proposed Rule will amend EPA Acquisition Regulation (EPAAR) to relocate references to applicable IRM directives from EPAAR to Internet, and to incorporate new directives.

Timetable:

Action	Date	FR Cite
NPRM	07/11/95	60 FR 35719
Final Action	07/00/96	

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Additional Information: SAN No. 3579.

Agency Contact: Edward Chambers,
Environmental Protection Agency,
Administration and Resource
Management, 3802F, Washington, DC
20460
Phone: 202 260-6028

RIN: 2030-AA36

3547. MERGER OF 40 CFR PARTS 15 AND 32 INTO A SINGLE REGULATION

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 42 USC 7401 et seq;
33 USC 1251/CWA 303; EO 11738; EO
12549

CFR Citation: 40 CFR 15; 40 CFR 32

Legal Deadline: None

Abstract: This proposed rule will merge existing statutory and discretionary listing procedures under 40 CFR part 15 into the uniform governmentwide suspension and debarment procedures at 40 CFR part 32, thus eliminating duplicate provisions in the rules and providing clarity for the public and private sector.

Timetable:

Action	Date	FR Cite
NPRM	09/11/95	60 FR 47135
Final Action	05/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3587.

Agency Contact: Robert F. Meunier,
Environmental Protection Agency,
Administration and Resource
Management, (3902F), Washington, DC
20460
Phone: 202 260-8030

RIN: 2030-AA38

3548. • CONFORMING AMENDMENTS TO THE EPAAR FROM THE FEDERAL ACQUISITION STREAMLINING ACT

Priority: Other

Legal Authority: 40 USC 390

CFR Citation: 48 CFR 1523

Legal Deadline: None

Abstract: The Federal Acquisition Streamlining Act (FASA) requires changes to administrative procedures set forth in the Agency's Acquisition Regulation (EPAAR) in areas such as contract protest and debarment actions.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Additional Information: SAN No. 3815.

Agency Contact: Larry Wyborski,
Environmental Protection Agency,

Administration and Resource
Management, (3802F), Washington, DC
20460
Phone: 202 260-6482
Fax: 202 260-1203

RIN: 2030-AA46

3549. AMEND SUBPART H SUPPLEMENTAL RULES TO ENSURE 40 CFR PART 22 RULE CONFORMS TO THE NEW FEDERAL FACILITY COMPLIANCE ACT

Priority: Other

Legal Authority: 42 USC 6961(b)(2)

CFR Citation: 40 CFR 22.37(g)

Legal Deadline: None

Abstract: In October 1992, Congress passed the FFCA which amended the Resource Conservation and Recovery Act (RCRA). The FFCA provided EPA with administrative order authority. When issuing these orders, EPA will use the 40 CFR section 22 hearing procedures. In the part 22 procedures, Sections 31 and 32, the Environmental Appeals Board (EAB) issues a final order. However, in the FFCA, Congress stated that no order would be final until the Federal agency has an opportunity to confer with the Administrator. As the procedures are currently structured, the Federal agency only gets the opportunity to confer after appealing to the EAB. Thus, there is a direct contradiction between the rules promulgated and the FFCA. We would propose an amendment to state that, in the case of a Federal agency, an EAB order is not final for purposes of the FFCA.

Timetable:

Action	Date	FR Cite
NPRM	03/22/95	60 FR 15208
Final Action	05/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: SAN No. 3367.

Agency Contact: Sally Dalzell,
Environmental Protection Agency,
Office of Enforcement and Compliance
Assurance, (2232), Washington, DC
20460

Phone: 202 260-9808

RIN: 2020-AA22

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Long-Term Actions

General

3550. PUBLIC INFORMATION AND CONFIDENTIALITY REGULATIONS**Priority:** Substantive, Nonsignificant**CFR Citation:** 40 CFR 2; 40 CFR 57; 40 CFR 122; 40 CFR 123; 40 CFR 145; 40 CFR 233; 40 CFR 260; 40 CFR 270; 40 CFR 271; 40 CFR 281; 40 CFR 350; 40 CFR 403; 40 CFR 85; 40 CFR 86**Timetable:**

Action	Date	FR Cite
NPRM	11/23/94	59 FR 60446
Final Action	06/00/97	

Small Entities Affected: Undetermined**Government Levels Affected:** Federal**Agency Contact:** Donald A. Sadowsky
Phone: 202 260-5469**RIN:** 2020-AA21**3551. ADMINISTRATIVE HEARING PROCEDURES FOR CLASS II PENALTIES UNDER CERCLA AND EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW ACT****Priority:** Other**CFR Citation:** 40 CFR 22**Timetable:**

Action	Date	FR Cite
Interim Final Rule	05/16/89	54 FR 21174
Final Action	12/00/97	

Small Entities Affected: None**Government Levels Affected:** State, Local, Federal**Agency Contact:** Sandra Connors
Phone: 202 564-4200**RIN:** 2050-AC39

ENVIRONMENTAL PROTECTION AGENCY (EPA)

Completed Actions

General

3552. GRANTS AND COOPERATIVE AGREEMENTS WITH STATE, LOCAL, AND INDIAN TRIBAL GOVERNMENTS**Priority:** Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 40 CFR 31**Completed:**

Reason	Date	FR Cite
Final Action	04/19/95	60 FR 19638

Small Entities Affected: Businesses**Government Levels Affected:** State, Local, Tribal**Agency Contact:** Ellen Haffa
Phone: 202 260-5268**RIN:** 2030-AA34

Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 40 CFR 30**Completed:**

Reason	Date	FR Cite
Final Action	02/15/96	61 FR 6066

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Richard Mitchell
Phone: 202 260-6077**RIN:** 2030-AA32

paperwork burden associated with this action.

Agency Contact: Louise Senzel
Phone: 202 260-6204**RIN:** 2030-AA41**3555. IMPLEMENTATION OF PROCUREMENT INTEGRITY****Priority:** Other**CFR Citation:** 48 CFR 1503**Completed:**

Reason	Date	FR Cite
Withdrawn	04/22/96	

Small Entities Affected: None**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Larry Wyborski
Phone: 202 260-6482**RIN:** 2030-AA25

[FR Doc. 96-8413 Filed 05-10-96; 8:45 am]

BILLING CODE 6560-50-F**3553. UNIFORM ADMINISTRATION REQUIREMENTS FOR GRANTS AND AGREEMENTS WITH INSTITUTIONS OF HIGHER EDUCATION, HOSPITALS, AND OTHER NONPROFIT ORGANIZATIONS****Priority:** Other**Reinventing Government:** This rulemaking is part of the Reinventing**3554. CONFIDENTIAL BUSINESS INFORMATION PROVISIONS AND CLAUSES****Priority:** Other**CFR Citation:** 48 CFR 1535; 48 CFR 1552; 40 CFR 2**Completed:**

Reason	Date	FR Cite
Final Action	04/01/96	61 FR 14264

Small Entities Affected: None**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no