

(f) Unless the Review Board in its sole discretion directs otherwise, records that are identified by the Review Board with respect to a particular operation or program shall include all records, pertaining to that program by any other name, pseudonym, codeword, symbol, number, or cryptonym.

**§ 1400.8 Implementing the JFK Act—Notice of Assassination Record Designation.**

(a) A Notice of Assassination Record Designation (NARD) shall be the mechanism for the Review Board to announce publicly its determination that a record or group of records meets the definition of assassination records.

(b) Notice of all NARDs will be published in the **Federal Register** within 30 days of the decision to designate such records as assassination records.

(c) In determining to designate such records as assassination records, the Review Board must determine that the record or group of record will more likely than not enhance, enrich, and broaden the historical record of the assassination.

Dated: June 22, 1995.

**David G. Maxwell,**

*Executive Director Assassination Records Review Board.*

[FR Doc. 95-15819 Filed 6-27-95; 8:45 am]

BILLING CODE 6820-TD-M

**DEPARTMENT OF THE INTERIOR**

**National Park Service**

**36 CFR Part 7**

**RIN 1024-AC14**

**National Capital Region Parks; Special Regulations; Correction**

**AGENCY:** National Park Service, Interior.

**ACTION:** Correction to final regulations.

**SUMMARY:** This document contains a correction to the final regulations which were published Friday, April 7, 1995 (60 FR 17639). The regulations limit the sales on Federal park land to books, newspapers, leaflets, pamphlets, buttons and bumper stickers and set standards for sites, stands and structures used in such sales within National Capital Region Parks.

**EFFECTIVE DATE:** May 8, 1995.

**FOR FURTHER INFORMATION CONTACT:**

Sandra Alley, Associate Regional Director, Public Affairs and Tourism, National Capital Region, National Park Service, 1100 Ohio Drive SW., Washington, D.C. (202) 619-7223.

**SUPPLEMENTARY INFORMATION:**

**Need for Correction**

As published, the final rule contains one error which may prove to be misleading and is in need of correction.

**Correction of Publication**

Accordingly, the publication on Friday, April 7, 1995 (60 FR 17639) of the final regulation, FR Doc. 95-8599, for National Capital Region, is corrected as follows:

In the FR Doc. 95-8599, appearing on page 17649 in the issue of Friday, April 7, 1995, the words "the introductory text of" need to be added after the word "revising" that appears in the first column, beginning on the ninth line, which now reads "2. Section 7.96 is amended by revising paragraph (k)(2) to read as follows:" is corrected to read "2. Section 7.96 is amended by revising the introductory text of paragraph (k)(2) to read as follows:"

Dated: June 22, 1995.

**Rick Gale,**

*Acting Chief, Ranger Activities Division.*

[FR Doc. 95-15741 Filed 6-21-95; 8:45 am]

BILLING CODE 4310-70-P

**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Parts 52 and 81**

[A-1-FRL-5249-5]

**Clean Air Act Promulgation of Extension of Attainment Date for Ozone Nonattainment Area; Maine**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Final rule.

**SUMMARY:** EPA is extending the attainment date for the Hancock and Waldo Counties, a marginal ozone nonattainment area in Maine to November 15, 1994. This extension is based in part on monitored air quality readings for the national ambient air quality standard for ozone during 1993. This notice also updates tables in 40 CFR 52.1024 and 40 CFR 81.320 concerning attainment dates in the State of Maine.

**EFFECTIVE DATE:** This extension becomes effective July 28, 1995.

**FOR FURTHER INFORMATION CONTACT:**

Richard P. Burkhart, Air, Pesticides and Toxics Management Division, U.S. Environmental Protection Agency, Region I, JFK Federal Bldg., Boston, MA 02203. Phone: 617-565-3244.

**SUPPLEMENTARY INFORMATION:** On Feb. 22, 1995 (60 FR 9813), EPA published

a notice of proposed rulemaking (NPR) for the State of Maine. The NPR proposed extending the attainment deadline for ozone for Hancock and Waldo Counties, and asked for public comment. No comments were received.

**CAA Requirements and EPA Actions Concerning Designation and Classification**

Section 107(d)(4) of the Clean Air Act as amended in 1990 (CAA) required the States and EPA to designate areas as attainment, nonattainment, or unclassifiable for ozone as well as other pollutants for which national ambient air quality standards (NAAQS) have been set. Section 181(a)(1) (table 1) required that ozone nonattainment areas be classified as marginal, moderate, serious, severe, or extreme, depending on their air quality.

In a series of **Federal Register** notices, EPA completed this process by designating and classifying all areas of the country for ozone. See, e.g., 56 FR 58694 (Nov. 6, 1991); 57 FR 56762 (Nov. 30, 1992); 59 FR 18967 (April 21, 1994).

Areas designated nonattainment for ozone are required to meet attainment dates specified under the Act. For areas classified marginal through extreme, the attainment dates range from November 15, 1993 through November 15, 2010. A discussion of the attainment dates is found in 57 FR 13498 (April 16, 1992) (the General Preamble).

The Hancock and Waldo Counties, Maine area was designated nonattainment and classified marginal for ozone pursuant to 56 FR 58694 (Nov. 6, 1991). By this classification, its attainment date became November 15, 1993.

**CAA Requirements and EPA Actions Concerning Meeting the Attainment Date**

Section 181(b)(2)(A) requires the Administrator, within six months of the attainment date, to determine whether ozone nonattainment areas attained the NAAQS. For ozone, EPA determines attainment status on the basis of the expected number of exceedances of the NAAQS over the three-year period up to, and including, the attainment date. See General Preamble, 57 FR 13506. In the case of ozone marginal nonattainment areas, the three-year period is 1991-93. CAA section 181(b)(2)(A) further states that, for areas classified as marginal, moderate, or serious, if the Administrator determines that the area did not attain the standard by its attainment date, the area must be reclassified upwards.

However, CAA section 181(a)(5) provides an exemption from these bump

up requirements. Under this exemption, EPA may grant up to two one-year extensions of the attainment date under specified conditions:

Upon application by any State, the Administrator may extend for 1 additional year (hereinafter referred to as the "Extension Year") the date specified in table 1 of paragraph (1) of this subsection if—

(A) the State has complied with all requirements and commitments pertaining to the area in the applicable implementation plan, and

(B) no more than 1 exceedance of the national ambient air quality standard level for ozone has occurred in the area in the year preceding the Extension Year.

No more than 2 one-year extensions may be issued under this paragraph for a single nonattainment area.

EPA interprets this provision to authorize the granting of a one-year extension under the following minimum, conditions: (i) The State requests a one-year extension, (ii) all requirements and commitments in the EPA-approved SIP for the area have been complied with, and (iii) the area has no more than one measured exceedance of the NAAQS during the year that includes the attainment date (or the subsequent year, if a second one-year extension is requested).

**EPA Action**

On February 22, 1994 (60 FR 9813) EPA proposed to grant a one-year extension of the attainment date for the Hancock and Waldo Counties, Maine nonattainment area. Air quality

monitors for this area revealed two exceedances of the ozone National Ambient Air quality Standard during the three year period from 1991 to 1993. Both exceedances occurred in 1991, at a monitor located in Hancock County at a site operated by the National Park Service. The site had data capture problems in both 1991 and 1992. In 1993 the Maine Department of Environmental Protection took over maintenance of the site and data capture improved greatly. Since 1991 the site has not had any exceedances of the NAAQS. EPA received no comments on this proposal.

Today EPA is granting the request for extension. Accordingly, EPA is proposing to establish a new attainment date for the Hancock and Waldo Counties, Maine area as November 15, 1994.

**Regulatory Process**

Under E.O. 12866, this action has been exempted from the Office of Management and Budget's review.

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

less than 50,000. Attainment date extensions under section 181(a)(5) of the CAA do not create any new requirements; therefore, I certify that this action will not have a significant impact on small entities.

**List of Subjects**

40 CFR Part 52

Environmental protection, Air pollution control, Intergovernmental relations, Ozone.

40 CFR Part 81

Air pollution control, National parks, Wilderness areas.

Dated: May 22, 1995.

**John P. DeVillars,**

*Regional Administrator, Region I.*

Chapter I, title 40 of the Code of Federal Regulations is amended as follows:

**PART 52—[AMENDED]**

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

**Authority:** 42 U.S.C. 7401-7671q.

**Subpart U—Maine**

2. Section 52.1024 is revised to read as follows:

**§ 52.1024 Attainment dates for national standards.**

The following table presents the latest dates by which the national standards are to be attained.

ATTAINMENT DATES ESTABLISHED BY CLEAN AIR ACT OF 1990

Air quality control region and nonattainment area	Pollutant					
	SO <sub>2</sub>		PM-10	NO <sub>2</sub>	CO	O <sub>3</sub>
	Pri- mary	Sec- ondary				
<b>AQCR 107:</b>						
Androscoggin County .....	(a)	(b)	(a)	(a)	(a)	(g)
Kennebec County .....	(a)	(b)	(a)	(a)	(a)	(g)
Knox County .....	(a)	(b)	(a)	(a)	(a)	(g)
Lincoln County .....	(a)	(b)	(a)	(a)	(a)	(g)
Waldo County .....	(a)	(b)	(a)	(a)	(a)	(d)
Oxford Cnty. (Part) See 40 CFR 81.320 .....	(a)	(b)	(a)	(a)	(a)	(e)
Franklin Cnty. (Part) See 40 CFR 81.320 .....	(a)	(b)	(a)	(a)	(a)	(e)
Somerset Cnty. (Part) See 40 CFR 81.320 .....	(a)	(b)	(a)	(a)	(a)	(e)
<b>AQCR 108:</b>						
Aroostook Cnty. (Part) See 40 CFR 81.320 .....	(a)	(b)	(c)	(a)	(a)	(a)
Remainder of AQCR .....	(a)	(b)	(a)	(a)	(a)	(a)
<b>AQCR 109:</b>						
Hancock County .....	(a)	(b)	(a)	(a)	(a)	(d)
Millinocket .....	(c)	(c)	(a)	(a)	(a)	(a)
Remainder of AQCR .....	(a)	(b)	(a)	(a)	(a)	(a)
<b>AQCR 110:</b>						
York County .....	(a)	(b)	(a)	(a)	(a)	(g)
Cumberland County .....	(a)	(b)	(a)	(a)	(a)	(g)
Sagadahoc County .....	(a)	(b)	(a)	(a)	(a)	(g)
Oxford Cnty. (Part) See 40 CFR 81.320 .....	(a)	(b)	(a)	(a)	(a)	(e)
<b>AQCR 111</b> .....	(a)	(b)	(a)	(a)	(a)	(a)

<sup>a</sup> Air quality levels presently below primary standards or area is unclassifiable.

- <sup>b</sup> Air quality levels presently below secondary standards or area is unclassifiable.
- <sup>c</sup> 12/31/94.
- <sup>d</sup> 11/15/94 (one-year extension granted).
- <sup>e</sup> 11/15/95.
- <sup>f</sup> 11/15/96.

**PART 81—[AMENDED]**

1. The authority citation for part 81 continues to read as follows:

**Authority:** 42 U.S.C. 7401–7671q.

2. In §81.320 the ozone table is amended by revising the entry for “Hancock County and Waldo County Area” to read as follows:

**§ 81.320 Maine.**

\* \* \* \* \*

MAINE—OZONE

Designated area	Designation		Classification	
	Date <sup>1</sup>	Type	Date <sup>1</sup>	Type
* * * * *				
Hancock County and Waldo County Area:				
Hancock County .....		Nonattainment ..		Marginal 2.
Waldo County .....		Nonattainment ..		Marginal 2.
* * * * *				

<sup>1</sup> This date is November 15, 1990, unless otherwise noted.  
<sup>2</sup> Attainment date extended to 11/15/94.

\* \* \* \* \*  
 [FR Doc. 95–15871 Filed 6–27–95; 8:45 am]  
 BILLING CODE 6560–50-P

**40 CFR Part 180**  
**[PP 3E4249/R2141; FRL–4958–4]**  
**RIN 2070–AB78**  
**Fenarimol; Pesticide Tolerance**

**AGENCY:** Environmental Protection Agency (EPA).  
**ACTION:** Final rule.

**SUMMARY:** This document establishes a tolerance for the combined residues of the fungicide fenarimol in or on the imported raw agricultural commodity bananas at 0.5 part per million (ppm). Not more than 0.25 ppm shall be present in the pulp after the peel is removed. DowElanco petitioned for this regulation to establish a maximum permissible level for combined residues of the fungicide.

**EFFECTIVE DATE:** This regulation becomes effective June 28, 1995.

**ADDRESSES:** Written objections and hearing requests, identified by the document control number, [PP 3E4249/R2141], may be submitted to: Hearing Clerk (1900), Environmental Protection Agency, Rm. M3708, 401 M St., SW., Washington, DC 20460. Fees accompanying objections and hearing requests shall be labeled “Tolerance

Petition Fees” and forwarded to: EPA Headquarters Accounting Operations Branch, OPP (Tolerance Fees), P.O. Box 360277M, Pittsburgh, PA 15251. A copy of any objections and hearing requests filed with the Hearing Clerk should be identified by the document control number and submitted to: Public Response and Program Resources Branch, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, bring copy of objections and hearing requests to: Rm. 1132, CM #2, 1921 Jefferson Davis Hwy., Arlington, VA 22202.

A copy of objections and hearing requests filed with the Hearing Clerk may also be submitted electronically by sending electronic mail (e-mail) to: opp-docket@epamail.epa.gov. Copies of objections and hearing requests must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Copies of objections and hearing requests will also be accepted on disks in WordPerfect in 5.1 file format or ASCII file format. All copies of objections and hearing requests in electronic form must be identified by the docket number [PP 3E4249/R2141]. No Confidential Business Information (CBI) should be submitted through e-mail. Electronic copies of objections and hearing requests on this rule may be filed online at many Federal Depository

Libraries. Additional information on electronic submissions can be found below in this document.

**FOR FURTHER INFORMATION CONTACT:** By mail: Connie B. Welch, Product Manager (PM) 21, Registration Division (7505C), Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location and telephone number: Rm. 227, CM #2, 1921 Jefferson Davis Hwy., Arlington, VA 22202, (703)-305-6900; e-mail: welch.connie@epamail.epa.gov.

**SUPPLEMENTARY INFORMATION:** In the **Federal Register** of April 29, 1995 (60 FR 20471), EPA issued a proposed rule that gave notice that DowElanco, 9002 Purdue Rd., Indianapolis, IN 46268-1189, had submitted a pesticide petition, (PP) 3E4249, to EPA requesting that the Administrator, pursuant to section 408(e) of the FFDCA, 21 U.S.C. 346a(e), amend 40 CFR 180.421 to establish an import tolerance for the combined residues of the fungicide fenarimol, [*alpha*-(2-chlorophenyl)-*alpha*-(4-chlorophenyl)-5-pyrimidinemethanol] and its metabolites [*alpha*-(2-chlorophenyl)-*alpha*-(4-chlorophenyl)-1,4-dihydro-5-pyrimidinemethanol and 5-(2-chlorophenyl)-(4-chlorophenyl)methyl]-3,4-dihydro-4-pyrimidinol measured as the total of fenarimol and 5-[(2-chlorophenyl)-(4-chlorophenyl)methyl]pyrimidine (calculated as fenarimol)], in or on the