

[FR Doc. 95-224 Filed 1-4-95; 8:45 am]

BILLING CODE 5000-04-C

Department of the Army

32 CFR Parts 536 and 537

The Army Claims System

AGENCY: Department of the Army, DOD.

ACTION: Final rule.

SUMMARY: This document withdraws the amendments to 32 CFR Parts 536 and 537, The Army Claims System; published in the *Federal Register* Monday, December 12, 1994 (59 FR 64016) and reinstates Parts 536 and 537 as published in the Code of Federal Regulations revised as of July 1, 1994.

Reasons for this rescission are changes to legal references and other editorial changes. Publication of the December 12, 1994 document as a Final Rule was premature. This document will not be resubmitted as a Final Rule until such time as all legal reviews have been completed and has been authenticated at the Army Secretariat level.

EFFECTIVE DATE: December 12, 1994.

ADDRESSES: Director, U.S. Army Claims Service, Building 4411, Llewellyn Ave., ATTN: LTC Michael Millard, Fort Meade, Maryland 20755-5360.

FOR FURTHER INFORMATION CONTACT: LTC Michael Millard, (303) 677-7009, Ext. 202 or the undersigned at (703) 325-6277.

Kenneth L. Denton,

Army Federal Register Liaison Officer.

Accordingly, the amendments to 32 CFR parts 536 and 537 published December 12, 1994, at 59 FR 64016, are withdrawn and the text of 32 CFR parts 536 and 537 as published in the Code of Federal Regulations revised as of July 1, 1994, is reinstated.

[FR Doc. 95-183 Filed 1-4-95; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 51

[FRL-5132-7]

RIN 2060-AE21

Inspection/Maintenance Program Requirements—Provisions for Redesignation

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: Today's action revises the motor vehicle Inspection/Maintenance Program Requirements final rule promulgated on November 5, 1992. EPA proposed these revisions on June 28, 1994, allowing stakeholders ample opportunity for review and comment, and is taking final action on the revisions to include additions and modifications, regarding State Implementation Plan submissions for states with nonattainment areas that are in a position to redesignate to attainment. The revisions specify SIP requirements only for areas that are subject to the basic Inspection/Maintenance program requirement and that otherwise qualify for redesignation from nonattainment to attainment for the carbon monoxide or ozone national ambient air quality standards. This rule allows such areas to defer adoption and implementation of some of the otherwise applicable requirements established in the original promulgation of the Inspection/Maintenance rule. It is an appropriate time to take this action since the rule applies only to areas that by virtue of their air quality classification are required to implement a basic I/M program and that submit, and otherwise qualify for, a redesignation request.

EFFECTIVE DATE: The effective date of this rule is January 5, 1995.

ADDRESSES: Materials relevant to this rulemaking are contained in Public Docket No. A-93-21. The docket is located at the Air Docket, room M-1500 (LE-131), Waterside Mall SW., Washington, DC 20640. The Docket may be inspected from 8 a.m. to 4:30 p.m. on weekdays. A reasonable fee may be charged for copying docket material.

FOR FURTHER INFORMATION CONTACT: Eugene J. Tierney, Office of Mobile Sources, National Vehicle and Fuel Emissions Laboratory, 2565 Plymouth Road, Ann Arbor, Michigan, 48105. (313) 668-4456.

SUPPLEMENTARY INFORMATION: Section 107(d)(3)(E) of the Clean Air Act, as amended in 1990 (the Act), states that an area can be redesignated to attainment if the following conditions are met: EPA has determined that the National ambient air quality standards have been attained; EPA has fully approved the applicable implementation plan under section 110(k); EPA has determined that the improvement in air quality is due to permanent and enforceable reductions in emissions due to the implementation plan and other permanent and enforceable reductions; the State has met all applicable requirements of section 110 and part D; and, EPA has fully approved a maintenance plan for

the area under section 175A of the Act. Section 175A in turn requires states that submit a redesignation request to submit a plan, and any additional measures if necessary, for maintenance of the air quality standard, for at least a 10 year period following EPA's final approval of the redesignation. It also requires the plan to include contingency provisions to ensure prompt correction of any violation of the standard which occurs after redesignation. The contingency measures must include a provision requiring the state to implement measures which were contained in the State Implementation Plan (SIP) prior to redesignation as an attainment area.

Today's action revises subpart S of part 51 of title 40 of the Code of Federal Regulations (subpart S) to address Inspection/Maintenance (I/M) program requirements for areas subject to the Act's basic I/M requirements and that otherwise would qualify for and ultimately obtain approval by EPA of redesignation requests to attainment. This final rule adds a new paragraph to the regulation pertaining to State Implementation Plan (SIP) submissions for areas required to implement a basic I/M program that are submitting and otherwise qualify for approval of a redesignation request. Areas subject to basic I/M fall into several categories. There are basic areas that will be submitting redesignation requests that do not currently have I/M programs, or have either a basic program implemented pursuant to the 1977 amendments to the Act or a basic program required to be upgraded to meet the requirements of EPA's I/M regulations. For purposes of today's final rulemaking, EPA is using the word "upgraded" to refer to a basic I/M program that meets all the basic I/M program requirements of the I/M rule, subpart S, part 51, title 40 of the Code of Federal Regulations in addition to pre-1990 Clean Air Act I/M program policy. This rule applies only to areas that by virtue of their air quality classification are required to implement a basic I/M program, and that submit, and otherwise qualify for a redesignation request. Pursuant to sections 182(a)(2)(B)(i) and 182(b)(4) of the Act, basic I/M areas must submit a SIP revision that includes any "provisions necessary to provide for a vehicle inspection and maintenance program" of no less stringency than either the program that was in the SIP at the time of passage of the Act or the minimum basic program requirements, whichever is more stringent. For purposes of this final rule EPA interprets the statutory language of