

as amended (7 U.S.C. 136(b), 136(u) and 136w(a)).

§ 35.155 [Amended]

2. Section 35.155 is amended by redesignating the second paragraph (c) as paragraph (d).

[FR Doc. 95-824 Filed 1-11-95; 8:45 am]

BILLING CODE 6560-50-P

40 CFR Part 52

[PA25-1-6683; FRL-5133-6]

Approval and Promulgation of Air Quality Implementation Plans; Commonwealth of Pennsylvania—Emission Statement Program

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: EPA is approving a State Implementation Plan (SIP) revision submitted by the Commonwealth of Pennsylvania. This revision consists of an emission statement program for stationary sources which emit volatile organic compounds (VOCs) and/or nitrogen oxides (NO_x) at or above specified actual emission threshold levels. The intended effect of this action is to approve in the Commonwealth of Pennsylvania a regulation for annual reporting of actual emissions by sources that emit VOC and/or NO_x in accordance with section 182(a)(3)(B) of the Clean Air Act Amendments (CAAA). This action is being taken under section 110 of the Clean Air Act.

EFFECTIVE DATE: This rule will become effective on February 13, 1995.

ADDRESSES: Copies of the documents relevant to this action are available for public inspection during normal business hours at the Air, Radiation, and Toxics Division, U.S. Environmental Protection Agency, Region III, 841 Chestnut Building, Philadelphia, Pennsylvania, 19107; the Air and Radiation Docket and Information Center, U.S. Environmental Protection Agency, 401 M Street, SW., Washington, DC 20460; and Commonwealth of Pennsylvania Department of Environmental Resources Bureau of Air Quality Control, P.O. Box 8468, Market Street Office Bldg., Harrisburg, PA 17105-8468.

FOR FURTHER INFORMATION CONTACT: Enid A. Gerena, Environmental Protection Agency, Air, Radiation, and Toxics Division, 841 Chestnut Building, Philadelphia, PA 19107, (215) 597-8239.

SUPPLEMENTARY INFORMATION: On July 15, 1994 (59 FR 36128), EPA published

a notice of proposed rulemaking (NPR) for the Commonwealth of Pennsylvania. The NPR proposed approval of the Commonwealth of Pennsylvania's Emission Statement Program. The formal SIP revision was submitted on November 12, 1992.

The Pennsylvania Department of Environmental Resources (PADER) submitted a revision to the Pennsylvania's SIP which establishes emissions statement reporting requirements for stationary sources that emit of nitrogen oxides (NO_x) and volatile organic compounds (VOCs), above specified actual emission applicability thresholds.

Other specific requirements of the SIP revision on Emission Statements and the rationale for EPA's proposed action are explained in the NPR and will not be restated here. No public comments were received on the NPR.

Final Action

EPA is approving amendments to the regulation at Title 25 Pa. Code chapter 135, to add section 135.5, Recordkeeping, and section 135.21, Emission Statements, as a revision to the Commonwealth of Pennsylvania SIP. Nothing in this section should be construed as permitting or allowing or establishing a precedent for any future request for revision to any State Implementation Plan. Each request for revision to the State Implementation Plan shall be considered separately in light of specific technical, economic, and environmental factors and in relation to relevant statutory and regulatory requirements.

This action has been classified as a Table 3 action for signature by the Regional Administrator under the procedures published in the **Federal Register** on January 19, 1989 (54 FR 2214-2225), as revised by an October 4, 1993 memorandum from Michael Shapiro, Acting Assistant Administrator for Air and Radiation. The OMB has exempted this regulatory action from E.O. 12866 review.

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by March 13, 1995. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action to approve Pennsylvania's Emissions Statement Program may not be challenged later in proceedings to

enforce its requirements. (See section 307 (b)(2).)

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Hydrocarbons, Incorporation by reference, Intergovernmental relations, Oxides of nitrogen, Ozone, Reporting and recordkeeping requirements, Volatile organic compounds.

Dated: December 16, 1994.

Stanley L. Laskowski,

Acting Regional Administrator, Region III.

40 CFR part 52 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 NN—Commonwealth of Pennsylvania

2. Section 52.2020 is amended by adding paragraph (c)(96) to read as follows:

§ 52.2020 Identification of plan.

* * * * *

(c) * * *

(96) Revisions to the Commonwealth of Pennsylvania Regulations State Implementation Plan submitted on November 12, 1992 by the Pennsylvania Department of Environmental Resources:

(i) Incorporation by reference.

(A) Letter of November 12, 1992 from the Pennsylvania Department of Environmental Resources transmitting a revised regulation to establish emission statements requirements annually for sources of nitrogen oxides and volatile organic compounds.

(B) Revisions to amend 25 Pa. Code, specifically to include section 135.5 and section 135.21. Effective on October 10, 1992.

[FR Doc. 95-735 Filed 1-11-95; 8:45 am]

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40 CFR Part 52

[W142-01-6623; FRL-5087-8]

Approval and Promulgation of Air Quality Implementation Plans; Wisconsin; Revision to the State Implementation Plan Vehicle Inspection and Maintenance Program

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: In this action, the EPA is taking action to approve portions and