

§ 1050.13(d)(2) were suspended for an indefinite period on January 1, 1995.

The Central Illinois order currently allows an operator of a distributing plant to divert to a nonpool plant up to 50 percent of a producer's milk that is physically received at the pool plant during the months of August through April. The proposed suspension would allow a distributing plant to divert an unlimited amount of a producer's milk to a nonpool plant during each of these months, provided that at least one day's production is physically received at a pool plant.

Prairie Farms, which operates the only distributing plant regulated under Order 50, states that it represents over 90 percent of the producer milk pooled under Order 50. According to Prairie Farms, approximately 60 percent of its producer milk pooled under Order 50 was supplied to Beatrice Cheese, Inc., effective December 1, 1994. It contends the proposed suspension is necessary to permit it to keep its producers pooled under the order without the necessity of costly and inefficient movements of milk. It maintains that its proposal would not jeopardize the integrity of the order because at least one day's production would have to be physically received at a pool plant during each of the months of August through April to qualify the milk for diversion to a nonpool plant. Prairie Farms requests that the proposed action be handled on an emergency basis to allow the continuous pooling of producer milk historically associated with Order 50.

Accordingly, it may be appropriate to suspend the aforesaid provision for an indefinite period beginning April 1, 1995.

List of Subjects in 7 CFR Part 1050

Milk marketing orders.

The authority citation for 7 CFR part 1050 continues to read as follows:

Authority: Secs. 1-19, 48 Stat 31, as amended; 7 U.S.C. 601-674.

Dated: March 17, 1995

Lon Hatamiya,

Administrator.

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DEPARTMENT OF LABOR

Occupational Safety and Health Administration

29 CFR Parts 1910, 1915, and 1926

[Docket No. H-049]

RIN 1218-0099

Respiratory Protection; Proposed Rule

AGENCY: Occupational Safety and Health Administration (OSHA), Labor.

ACTION: Extension of date for filing of testimony and evidence before the public hearing.

SUMMARY: By this document the Occupational Safety and Health Administration (OSHA) is extending the date for submitting the text of testimony and documentary evidence for those who intend to testify at the public hearings from April 14, 1995 to May 15, 1995, in order to provide additional time for the preparation of testimony for the hearings.

DATES: Testimony and evidence to be submitted at the hearings must be postmarked on or before May 15, 1995. Comments must be postmarked on or before April 14, 1995. The hearing will begin at 9:30 a.m., Tuesday, June 6, 1995 in Washington, DC.

ADDRESSES: Testimony and documentary evidence are to be submitted in quadruplicate to: Mr. Thomas Hall, OSHA Division of Consumer Affairs, Occupational Safety and Health Administration, 200 Constitution Avenue, N.W., Room N3649, Washington, D.C. 20210; (202) 219-8615. Testimony and documentary evidence will be available for inspection and copying in the Docket Office, Room N2625 at the above address.

Written comments should be submitted in quadruplicate or 1 original (hardcopy) and 1 disk (5¼ or 3½) in WordPerfect 5.0, 5.1, 6.0 or ASCII to: Docket Office, Docket H-49, U.S. Department of Labor, Occupational Safety and Health Administration, Room N2625, 200 Constitution Avenue, N.W. Washington, D.C. 20210; (202) 219-7894. Any information not contained on disk, e.g., studies, articles, etc., must be submitted in quadruplicate.

The hearing will be held in the auditorium of the U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC.

FOR FURTHER INFORMATION CONTACT:

Proposal: Mr. Richard Liblong, Director, Office of Information and Consumer Affairs, Occupational Safety and Health Administration, 200

Constitution Avenue, N.W., Room N3647, Washington, D.C. 20210; (202) 219-8151.

Hearings: Mr. Thomas Hall, Division of Consumer Affairs, Occupational Safety and Health Administration, 200 Constitution Avenue NW., Room N3649, Washington, D.C. 20210; (202) 219-8615.

SUPPLEMENTARY INFORMATION:

Background

On November 15, 1994, OSHA published a notice of proposed rulemaking on its respiratory protection standard (59 FR 58884 *et seq.*). The proposal is intended to update the current respirator standard to reflect changes in methodology, technology, and approach related to respiratory protection that have occurred since the existing respiratory protection standard was adopted in 1971.

A notice of the extension of the comment period and the rescheduling of the public hearing was published on January 20, 1995 (60 FR 4132 *et seq.*). This notice extended the public comment period for the proposal to April 14, 1995. The date for submitting a notice of intention to appear at the hearing to testify was extended to March 31, 1995. The public hearings were rescheduled to start on June 6, 1995.

Extension of Date for Submitting Testimony and Evidence Before the Hearing

Pursuant to section 6(b)(3) of the OSH Act, an opportunity to submit oral testimony concerning all issues raised by the proposed standard will be provided at an informal public hearing to be held in Washington, DC from June 6, 1995 and continuing until Friday, June 23. The hearing will commence at 9:30 a.m. on June 6, 1995, in the auditorium of the Frances Perkins Building, U.S. Department of Labor, 3rd Street and Constitution Avenue NW., Washington, DC 20210.

All persons desiring to participate at the hearing must file in quadruplicate a notice of intention to appear, postmarked on or before March 31, 1995.

In addition to a notice of intention to appear, any party requesting more than ten (10) minutes for a presentation, or who will submit documentary evidence, must provide in quadruplicate the complete text of the testimony, including any documentary evidence to be presented. One copy shall not be stapled or bound and be suitable for copying. These materials must be provided to Mr. Thomas Hall, OSHA Division of Consumer Affairs at the

address above. By this document OSHA is extending the date for submitting the text of testimony and documentary evidence for those who intend to testify at the public hearings from April 14, 1995 to May 15, 1995, in order to provide additional time for the preparation of testimony for the hearings.

Any party who has not substantially complied with this requirement may be limited to a ten-minute presentation, and may be requested to return for questioning at a later time during the hearing.

Notices of intention to appear, testimony and evidence will be available for inspection and copying at the Docket Office at the address above.

Authority and Signature: This document was prepared under the direction of Joseph A. Dear, Assistant Secretary of Labor for Occupational Safety and Health, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210. It is issued pursuant to section 6(b) of the Occupational Safety and Health Act of 1970 (84 Stat. 1593, 29 U.S.C. 655).

Signed at Washington, DC., this 20th day of March, 1995.

Joseph A. Dear,

Assistant Secretary of Labor.

[FR Doc. 95-7200 Filed 3-22-95; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Chapter I

[AD-FRL-5177-3]

RIN 2060-AE24

Consumer and Commercial Products: Schedule for Regulation

AGENCY: U.S. Environmental Protection Agency (EPA).

ACTION: Notice of the consumer and commercial product category list and schedule for regulation.

SUMMARY: This notice publishes a list of consumer and commercial products identified for possible regulation and a schedule for the promulgation of such regulations. Under section 183(e) of the Clean Air Act (CAA), the EPA is required to conduct a study of volatile organic compounds (VOC) emissions from the use of consumer and commercial products to assess their potential to contribute to violations of the national ambient air quality standard (NAAQS) for ozone, and to establish criteria for products subject to regulation under that section. Upon completion of the study, the EPA is

required to submit a Report to Congress documenting the results of the study. Under section 183(e), the EPA is required to list and schedule for regulation those categories of products that the Administrator determines account for at least 80 percent of the total VOC emissions, on a reactivity-adjusted basis, from consumer and commercial products in areas classified as nonattainment for ozone. The consumer and commercial product list and schedule for regulation published in today's notice meets this obligation.

Although today's notice identifies consumer and commercial products that potentially could be regulated, this list and schedule may be amended as further information becomes available or is submitted to the EPA. The public will have an opportunity to comment on the listing and possible regulation of a particular product at the time the EPA proposes to regulate that particular product. Thus, today's action does not represent final agency action. Final agency action occurs upon publication of a final regulation for each product.

ADDRESSES: *Docket.* Docket No. A-94-65 contains information considered by the EPA in development of the consumer and commercial products study and subsequent schedule for regulation. In addition, the public may submit to the docket information or comments regarding today's notice and the Report to Congress. The docket is available for public inspection and photocopying between 8 a.m. and 5:30 p.m. Monday through Friday at the EPA's Air and Radiation Docket and Information Center (6102), room M-1500, Waterside Mall, 401 M Street, SW., Washington, DC 20460. The telephone number is (202) 260-7548 and the facsimile number is (202) 260-4400. A reasonable fee may be charged for copying docket materials.

Report to Congress. The Consumer and Commercial Product Report to Congress is available from Docket No. A-94-65 at the above address or from the Office of Air Quality Planning and Standards (OAQPS) Technology Transfer Network (TTN) which is a network of electronic bulletin boards operated by the EPA. The service is free, except for the cost of the telephone call. The modem telephone number is (919) 541-5742. The modem provides up to a 14,400 baud connection. If more information on the TTN is needed, call the HELP line at (919) 541-5384.

FOR FURTHER INFORMATION CONTACT: For information concerning the Report to Congress and schedule for regulation, contact Mr. Bruce Moore, Coatings and Consumer Products Group, Emission

Standards Division (MD-13), U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711, telephone number (919) 541-5460.

SUPPLEMENTARY INFORMATION:

I. Background

This notice describes the EPA's initial efforts to respond to requirements of Section 183(e) of the CAA and to a court order. These efforts also respond to concerns expressed by representatives of State and local air pollution control agencies and by consumer products industry representatives. The persistence of the ground-level ozone problem has caused State and local air pollution agencies to seek emission reductions beyond those which have been obtained through regulation of the conventional mobile and stationary sources of emissions. As a result, several agencies are adopting rules to regulate various household consumer products. Representatives of the consumer products industry have expressed concern that differences in State and local requirements for consumer products could disrupt the national distribution network for consumer products and has urged the EPA to issue rules for consumer products to provide consistency across the country. States who need emission reductions are also supportive of an EPA rulemaking which will assist them in their efforts toward achievement of ozone attainment.

In response to these concerns, the EPA consulted with consumer product manufacturers and other interested parties to determine which products would be the most amenable to an expedited regulation that could achieve significant VOC emission reductions without significant effects on consumer satisfaction or price of the products. Industry representatives identified a group of consumer products that meet these criteria and proposed to EPA emission requirements for them that have already been achieved in California (see Section III.C). High quality products meeting these standards are being sold in California with no significant effect on consumer prices. The EPA plans to propose the rule covering these products as part of the first group of categories listed for regulation.

The relevant statutory provision is contained in Section 183(e) of the CAA. Through this provision, Congress required the EPA to conduct a study of emissions of VOC into the ambient air from consumer and commercial products. The term "consumer and