

is in their request for proposal (RFP) located in the docket.

21. State Implementation Plan Submissions Section 51.372 and Implementation Deadlines Section 51.373

Arizona is currently implementing an annual basic I/M and an enhanced I/M program. The November 1994 I/M SIP submittal is fully approvable and includes all elements meeting EPA's I/M regulations (e.g., an analysis of the emission level targets meeting both basic and enhanced I/M performance standard, passage of enabling statutory and legal authority, and regulations).

V. EPA Analysis of the Arizona I/M Program Submittal

A complete EPA analysis of the program submittal is detailed in the Agency's technical support document (TSD) which is available in the docket. A copy of the TSD can be obtained by contacting the person listed in the ADDRESSES portion of this notice. The TSD summarizes the requirements of the federal I/M regulations and addresses whether the elements of the State's submittal comply with the federal rule. Interested parties are encouraged to examine the TSD for additional detailed information about the Arizona I/M program.

VI. EPA Action

In determining the approvability of an I/M SIP submittal, EPA must evaluate the SIP for consistency with the requirements of CAA and EPA regulations, as found in section 110 and part D of the CAA and 40 CFR part 51 (Requirements for Preparation, Adoption, and Submittal of Implementation Plans).

EPA has evaluated the submitted SIP and has determined that it is consistent with the CAA, EPA regulations, and EPA policy. Therefore, Arizona's SIP revision, *Basic and Enhanced I/M Vehicle Emissions Inspection/Maintenance (I/M) Program Implemented in Ozone and Carbon Monoxide Nonattainment Areas of Arizona* is being approved under section 110(k)(3) of the CAA as meeting the requirements of section 110(a) and Part D.

Nothing in this action should be construed as permitting or allowing or establishing a precedent for any future 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.

EPA is publishing this notice without prior proposal because the Agency views this as a noncontroversial amendment and anticipates no adverse comments. However, in a separate document in this **Federal Register** publication, the EPA is proposing to approve the SIP revision should adverse or critical comments be filed. This action will be effective July 7, 1995, unless, within 30 days of its publication, adverse or critical comments are received.

If the EPA receives such comments, this action will be withdrawn before the effective date by publishing a subsequent notice that will withdraw the final action. All public comments received will then be addressed in a subsequent final rule based on the separate proposed rule.

The EPA will not institute a second comment period on this action. Any parties interested in commenting on this action should do so at this time. If no such comments are received, the public is advised that this action will be effective July 7, 1995.

VII. Regulatory Process

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 population of less than 50,000.

SIP approvals under sections 110 and 301(a) and subchapter I, Part D of the CAA do not create any new requirements, but simply approve requirements that the State is already imposing. Therefore, because the Federal SIP approval does not impose any new requirements, I certify that it does not have a significant impact on any small entities affected. Moreover, due to the nature of the Federal-state relationship under the CAA, preparation of a regulatory flexibility analysis would constitute Federal inquiry into the economic reasonableness of state action.

The CAA forbids EPA to base its actions concerning SIPs on such grounds. *Union Electric Co. v. U.S. E.P.A.*, 427 U.S. 246, 256-66 (S. Ct. 1976); 42 U.S.C. 7410 (a)(2). The OMB has exempted this action from review under Executive Order 12866.

List of Subjects in 40 CFR Part 52

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

Note: Incorporation by reference of the State Implementation Plan for the State of Arizona was approved by the Director of the Federal Register on July 1, 1982.

Dated: April 5, 1995.

John Wise,

Acting Regional Administrator.

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 D—Arizona

2. Section 52.120 is amended by adding paragraph (c)(75) to read as follows:

§ 52.120 Identification of plan.

* * * * *

(c) * * *

(75) Program elements submitted on November 14, 1994, by the Governor's designee.

(i) Incorporation by reference.

(A) Arizona Department of Environmental Quality.

(I) Basic and Enhanced Inspection and Maintenance Vehicle Emissions Program. Adopted on September 15, 1994.

* * * * *

[FR Doc. 95-10814 Filed 5-5-95; 8:45 am]

BILLING CODE 6560-50-P

40 CFR Part 271

[FRL-5203-7]

Tennessee; Final Authorization of Revisions to State Hazardous Waste Management Program

AGENCY: Environmental Protection Agency.

ACTION: Immediate final rule.

SUMMARY: Tennessee has applied for final authorization of revisions to its hazardous waste program under the Resource Conservation and Recovery Act (RCRA). Tennessee's revisions consist of the provisions contained in rules promulgated between July 1, 1986, and June 30, 1993, otherwise known as Non-HSWA Clusters III, V, VI, HSWA Cluster II, and RCRA Clusters I-III. These requirements are listed in Section

B of this notice. The Environmental Protection Agency (EPA) has reviewed Tennessee's application(s) and has made a decision, subject to public review and comment, that Tennessee's hazardous waste program revisions satisfy all of the requirements necessary to qualify for final authorization. Thus, EPA intends to approve Tennessee's hazardous waste program revisions. Tennessee's applications for program revisions are available for public review and comment.

DATES: Final authorization for Tennessee's program revisions shall be effective July 7, 1995, unless EPA publishes a prior **Federal Register** action withdrawing this immediate final rule. All comments on Tennessee's program revision applications must be received by the close of business, June 7, 1995.

ADDRESSES: Copies of Tennessee's program revision applications are available during normal business hours at the following addresses for inspection and copying: Tennessee Department of Environment and Conservation, 5th Floor, L & C Tower, 401 Church Street, Nashville, Tennessee 37243-1535; U.S. EPA Region IV, Library, 345 Courtland Street, NE., Atlanta, Georgia 30365; (404) 347-4216. Written comments should be sent to Al Hanke at the address listed below.

FOR FURTHER INFORMATION CONTACT: Al Hanke, Chief, State Programs Section, Waste Programs Branch, Waste

Management Division, U.S. Environmental Protection Agency, 345 Courtland Street, NE., Atlanta, Georgia 30365; (404) 347-2234.

SUPPLEMENTARY INFORMATION:

A. Background

States with final authorization under Section 3006(b) of the Resource Conservation and Recovery Act ("RCRA" or "the Act"), 42 U.S.C. 6926(b), have a continuing obligation to maintain a hazardous waste program that is equivalent to, consistent with, and no less stringent than the Federal hazardous waste program. In addition, as an interim measure, the Hazardous and Solid Waste Amendments of 1984 (Public Law 98-616, November 8, 1984, hereinafter "HSWA") allows States to revise their programs to become substantially equivalent instead of equivalent to RCRA requirements promulgated under HSWA authority. States exercising the latter option receive "interim authorization" for the HSWA requirements under Section 3006(g) of RCRA, 42 U.S.C. 6926(g), and later apply for final authorization for the HSWA requirements.

Revisions to State hazardous waste programs are necessary when Federal or State statutory or regulatory authority is modified or when certain other changes occur. Most commonly, State program revisions are necessitated by changes to EPA's regulations in 40 CFR Parts 260-268 and 124 and 270.

B. Tennessee

Tennessee initially received final authorization for its base RCRA program effective on February 5, 1985. Tennessee has received authorization for revisions to its program on August 11, 1987, October 1, 1991, November 6, 1991, and July 31, 1992. On July 6, 1994, November 21, 1994, and December 5, 1994, Tennessee submitted program revision applications for additional program approvals. Today, Tennessee is seeking approval of its program revisions in accordance with 40 CFR 271.21(b)(3).

EPA has reviewed Tennessee's applications and has made an immediate final decision that Tennessee's hazardous waste program revisions satisfy all of the requirements necessary to qualify for final authorization. Consequently, EPA intends to grant final authorization for the additional program modifications to Tennessee. The public may submit written comments on EPA's immediate final decision up until June 7, 1995.

Copies of Tennessee's applications for these program revisions are available for inspection and copying at the locations indicated in the "Addresses" section of this notice.

Tennessee is today seeking authority to administer the following Federal requirements promulgated on July 1, 1986-June 30, 1993.

Checklist	Federal requirement	FR reference	FR promulgation date	State authority
24A	Financial Responsibility; Settlement Agreement; Correction.	55 FR 25976	6/26/90	TCA 68-212-107(a)&(d)(3); TRC 1200-1-11-.06(7)(a); .05(7)(a).
27	Liability Coverage; Corporate Guarantee	51 FR 25350	7/11/86	TCA 68-212-108(d); TRC 1200-1-11-.06(8)(k); .05(8)(k); .06(8)(m)4&6(ii).
28	Standards for Hazardous Waste Storage and Treatment Tank Systems.	51 FR 25422 51 FR 29430	7/14/86 8/15/86	TCA 68-212-105(4); 68-212-106(2)&(3); 68-212-107(d)(1-6); 68-212-108(a-f); TRC 1200-1-11-.01(2)(a); .02(1)(d)1(viii); .03(4)(e)2(i)&6(ii-iii); .06(2)(a); .06(5)(a); .06(7)(a); .06(8)(a); .06(10)(a); .05(2)(a); .05(5)(a); .05(7)(a); .05(8)(a); .05(10)(a); .05(10)(b)1; .05(10)(c); .07(5)(a); .07(5)(b); .07(3)(a).
29	Correction to Listing of Commercial Chemical Products and Appendix VIII Constituents.	51 FR 28296	8/6/86	TCA 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(4)(a).
34	Land Disposal Restrictions	51 FR 40572 52 FR 21010	11/7/86 6/4/87	TCA 68-212-107(a),(d)(3)&(9); TRC 1200-1-11-.01(1)(a); .01(7)(a)1&2(viii); .01(1)(b); .01(2)(a); .01(3)(a)1; .02(1)(a); .02(1)(d)(3)(i)(I); .02(1)(d)4(i); .02(1)(e),(f)&(g); .02(3)(a); .02(4)(a); .02(5)(a); .03(1)(b); .04(1)(c); .06(1)(b)7; .06(2)(a); .06(5)(a); .05(1)(b)1; .05(2)(a); .05(5)(a); .10(1)(a)1; .10(1)(a)5; .10(2)(a); .10(3)(a)1; .10(4)(a); .10(5)(a); .07(5)(a); .07(8)(b); .07(9)(c)5.
35	Revised Manual SW-846; Amended Incorporation by Reference.	52 FR 8072	3/16/87	TCA 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.01(2)(b)1.

Checklist	Federal requirement	FR reference	FR promulgation date	State authority
36	Closure/Post-Closure Care for Interim Status Surface Impoundments.	52 FR 8704	3/19/87	TCA 68-212-105(5); 68-212-107(a)&(d)3; 68-212-108(c)(d)&(m); TRC 1200-1-11-.05(11)(a).
37	Definition of Solid Waste; Technical Corrections .	52 FR 21306	6/5/87	TCA 68-212-104(7),(15),(17)&(18); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(4)(a); .09(1)(a).
38	Amendments to Part B Information Requirements for Land Disposal Facilities.	52 FR 23447	6/22/87	TCA 68-212-105; 68-212-108(l)&(m); 68-212-111; TRC 1200-1-11-.07(5)(c).
39	California List Waste Restrictions	52 FR 25760 52 FR 41295	7/8/87 10/27/87	TCA 68-212-107(a),(d)(3)&(d)(9); TRC 1200-1-11-.01(2)(b); .02(1)(d)2(ii)(ll); .03(1)(a)7; .06(2)(a); .05(2)(a); .10(1)(a)1; .10(1)(a)5; .10(2)(a); .10(3)(a)1; .10(4)(a); .10(5)(a); .07(9)(c)5.
42	Exception Reporting for Small Quantity Generators of Hazardous Waste.	52 FR 35894	9/23/87	TCA 68-212-106(a)(3); 68-212-107(d)(2&6); TRC 1200-1-11-.03(5)(c)1(i-ii); .03(5)(c)2; .03(5)(d).
44A	Permit Application Requirements Regarding Corrective Action.	52 FR 45788	12/1/87	TCA 68-212-106(a)(2); 68-212-107(b)(2)&(3); 68-212-107(d)(3),(4)&(6); TRC 1200-1-11-.07(5)(c)&(e); .07(5)(e)1(i)-(v); .07(5)(e)2-3.
44D	Permit Modification	52 FR 45788	12/1/87	TCA 68-212-107(d)(4); 68-212-108(a)(1)&(b); TRC 1200-1-11-.07(9)(c)3(iii).
44E	Permit as a Shield Provision	52 FR 45788	12/1/87	TCA 68-212-107(d)(4)&(9); 68-212-108(e); TRC 1200-1-11-.07(8)(g).
44F	Permit Conditions to Protect Human Health and the Environment.	52 FR 45788	12/1/87	TCA 68-212-107(a),(b)(3),(d)(3,4,&6); 68-212-108(a)(1); TRC 1200-1-11-.07(2)(g).
44G	Post Closure Permits	52 FR 45788	12/1/87	TCA 68-212-107(a),(d)(3,4,&6); 68-212-108(a)(1); TRC 1200-1-11-.07(1)(b)2.
47	Identification & Listing of Hazardous Waste; Technical Correction.	53 FR 27162	7/19/88	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(1)(e).
48	Farmer Exemptions; Technical Corrections	53 FR 27164	7/19/88	TCA 68-212-107(d)(5); TRC 1200-1-11-.03(1)(a)2&7; .06(1)(b)2(ix); .05(1)(b)2(xi); .10(1)(a); .07(1)(b)4(viii).
49	Identification and Listing of Hazardous Waste; Treatability Studies Sample Exemption.	53 FR 27290	7/19/88	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1,2,5&6); TRC 1200-1-11-.01(2)(a), .02(1)(d)5(i-iii); .02(1)(d)6.
50	Land Disposal Restrictions for First Third Scheduled Wastes.	53 FR 31138 54 FR 8264	8/17/88 2/27/89	TCA 68-212-107(a),(d)(3)&(9); TRC 1200-1-11-.06(2)(a); .06(5)(a); .05(2)(a); .05(5)(a); .09(1)(a); .10(1)(a)1; .10(1)(a)5; .10(3)(a)1; .10(2)(a); .10(3)(a)1.
52	Hazardous Waste Management System; Standards for Hazardous Waste Storage and Treatment Tank Systems.	52 FR 34079	9/2/88	TCA 68-212-104(6),(7),(13)&(15); 68-212-105(4); 68-212-106(a)(1-3); 68-212-107(a)(b)(1) & (d)(3,4,&6); 68-212-108(a)(1); TRC 1200-1-11-.01(2)(a); .06(7)(a); .06(10)(a); .05(7)(a); .05(10)(a); .05(10)(c); .01(2)(a).
53	Identification and Listing of Hazardous Waste; and Designation, Reportable Quantities and Notification.	53 FR 35412	9/13/88	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(4)(a); .02(5)(a).
54	Permit Modifications for Hazardous Waste Management Facilities.	53 FR 37912 53 FR 41649	9/28/88 10/24/88	TCA 68-212-107(d)(4&6); 68-212-108(b); TRC 1200-1-11-.07(9)(c)2; .06(4)(a); .06(7)(a); .05(7)(a); .07(9)(c)5; .07(9)(c)2(i); .07(9)(c)3(iii-xii); .07(9)(c)5; .07(1)(e)&(f).
55	Statistical Methods for Evaluating Ground-Water Monitoring Data from Hazardous Waste Facilities.	53 FR 39720	10/11/88	TCA 68-212-106(a)(1); 68-212-107(a)(b)(1-3)(c)&(d)(1-3); TRC 1200-1-11-.06(6)(a).
56	Identification & Listing of Hazardous Waste; Removal of Iron Dextran from the List of Hazardous Wastes.	53 FR 43878	10/31/88	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(4)(a), .02(5)(a).
57	Identification & Listing of Hazardous Waste; Removal of Strontium Sulfide from the List of Hazardous Wastes.	53 FR 43881	10/31/88	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(4)(a), .02(5)(a).
58	Standards for Generators of Hazardous Waste ...	53 FR 45089	11/8/88	TCA 68-212-104(8); 68-212-106(a)(3); 68-212-107(d)(2,5,&6); TRC 1200-1-11-.03(3)(a)
59	Hazardous Waste Miscellaneous Units; Standards Applicable to Owners and Operators.	54 FR 615	1/9/89	TCA 68-212-106(a)(1); 68-212-107(d)(4&6); 68-212-108(a)(1); TRC 1200-1-11-.07(5)(a).

Checklist	Federal requirement	FR reference	FR promulgation date	State authority
60	Amendment to Requirements for Hazardous Waste Incinerator Permits.	54 FR 4286	1/30/89	TCA 68-212-106(a)(1&2); 68-212-107(a),(b)(1),(d)(1)&(3); 68-212-108(a)(1),(d)&(e); TRC 1200-1-11-.07(1)(e); .07(6); .07(7)(k); .07(1)(b)2; .07(7)(i)(1&2); .07(2)(a)3; .07(10)(a); .07(3)(a).
62	Land Disposal Restriction Amendments to First Third Scheduled Wastes.	54 FR 18836	5/2/89	TCA 68-212-107(a),(d)(3)&(9); TRC 1200-1-11-.10(3)(a)1.
63	Land Disposal Restrictions for Second Third Scheduled Wastes.	54 FR 26594	6/23/89	TCA 68-212-107(a),(d)(3)&(9); TRC 1200-1-11-.10(2)(a); .10(3)(a)1.
64	Delay of Closure Period for Hazardous Waste Management Facilities.	54 FR 33376	8/14/89	TCA 68-212-107(a)&(d)(3); TRC 1200-1-11-.06(2)(a); .06(7)(a); .06(8)(c); .05(2)(a); .05(7)(a); .05(8)(c); .07(10)(a).
65	Mining Waste Exclusion I	54 FR 36592	9/1/89	TCA 68-212-104(7); 68-212-106(a)(1), 68-212-107(d)(1); TRC 1200-1-11-.02(1)(c)1(ii)(I-III).
66	Land Disposal Restrictions; Corrections to the First Third Scheduled Wastes.	54 FR 36967 55 FR 23935	9/6/89 6/13/90	TCA 68-212-107(a),(d)(3),&(9); 1200-1-11-.09(1)(a); .10(1)(a)1; .10(1)(a)5; .10(2)(a); .10(4)(a).
67	Testing & Monitoring Activities	54 FR 40260	9/29/89	TCA 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.01(2)(b); .02(5)(a).
68	Reportable Quantity Adjustment Methyl Bromide Production Wastes.	54 FR 41402	10/6/89	TCA 68-212-104(7); 68-212-106(a)(1); TRC 1200-1-11-.02(4)(a); .02(5)(a).
69	Reportable Quantity Adjustment	54 FR 50968	12/11/89	TCA 68-212-104(7); 68-212-106(a)(1); TRC 1200-1-11-.02(4)(a); .02(5)(a).
70	Changes to Part 124 Not Accounted for by Present Checklists.	48 FR 14146 48 FR 30113 53 FR 28118 53 FR 37396 54 FR 246	4/1/83 6/30/83 7/26/88 9/26/88 1/4/89	TCA 68-212-107(a)&(d)(4); 68-212-108(a)(1)&(b), TRC 1200-1-11-.07(1)(b)3, .07(2)(a)1; .07(2)(a)3; .07(2)(a)7-10; .07(9)(c)1-2; .07(9)(d)2(iii); .07(7)(c); .07(7)(c)4; .07(7)(e)3(i)(III-V); .07(7)(g)1(ii).
71	Mining Waste Exclusion II	55 FR 2322	1/23/90	TCA 68-212-104(8); 68-212-106(a)(3); 68-212-107(d)(2); 68-212-107(d)(5); TRC 1200-1-11-.01(2)(a); .02(1)(d)3(ii)(III)I-XX; .03(3)(a).
72	Modification of F019 Listing	55 FR 5340	2/14/90	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(4)(a).
73	Testing & Monitoring Activities; Technical Corrections.	55 FR 8948	3/9/90	TCA 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.01(2)(b)1; .02(5)(a).
75	Listing of 1, 1-Dimethylhydrazine Production Wastes.	55 FR 18496	5/2/90	TCA 68-212-104(7); 68-212-106(a)(1); TRC 1200-1-11-.02(4)(a); .02(5)(a).
76	Criteria for Listing Toxic Wastes; Technical Amendment.	55 FR 18726	5/4/90	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(2)(a).
77	HSWA Codification Rule; Double Liners; Correction.	55 FR 19262	5/9/90	TCA 68-212-107(a)&(d)(3); TRC 1200-1-11-.06(11)(a); .06(14)(a)
78	Land Disposal Restrictions for Third Third Scheduled Wastes.	55 FR 22520	6/1/90	TCA 68-212-104(7); 68-212-106(a)(1); TRC 1200-1-11-.02(3)(a); .02(5)(a); .03(1)(b); .03(4)(e)2(iv); .06(2)(a); .06(11)(a); .06(12)(a); .06(13)(a); .06(14)(a); .05(1)(b)1; .05(2)(a); .05(11)(a); .05(12)(a); .05(13)(a); .05(14)(a); .10(1)(a)1; .10(1)(a)5; .10(1)(a)9; .10(2)(a); .10(3)(a)1; .10(5)(a).
79	Hazardous Waste Treatment, Storage, and Disposal Facilities—Organic Air Emission Standards for Process Vents and Equipment Leaks.	55 FR 25454	6/21/90	TCA 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.01(2)(b)1; .02(1)(f); .06(2)(a); .06(5)(a); .06(30)(a); .06(31)(a); .05(2)(a); .05(27)(a); .05(28)(a); .07(5)(a); .07(5)(b).
80	Toxicity Characteristic; Hydrocarbon Recovery Operations.	55 FR 40834 56 FR 3978 56 FR 13406	10/5/90 2/1/91 4/2/91	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(1)(d)2(viii).
81	Petroleum Refinery Primary and Secondary Oil/Water/Solids Separation Sludge Listings (F037 and F038); Correction.	55 FR 46354 55 FR 51707	11/2/90 12/17/90	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(a),(d)(1) & (d)(3); TRC 1200-1-11-.02(4)(a); .02(5)(a).

Checklist	Federal requirement	FR reference	FR promulgation date	State authority
82	Wood Preserving Listings	55 FR 50450	12/6/90	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.01(2)(a); .02(4)(b)1; .02(1)(d)1(ix)(I); .02(4)(f)3; .02(4)(f)3(i-xii); .02(5)(a); .03(4)(e)2(i)(III); .02(4)(f)3; .03(4)(e)2(i)(III)I-II; .03(4)(e)2(ii)-(iv); .06(10)(a); .06(26)(a); .02(4)(f)2(i-iii); .05(10)(a); .05(23)(a); .07(5)(b).
83	Land Disposal Restrictions for Third Third Scheduled Wastes; Technical Amendment.	56 FR 3864	1/31/91	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(a),(d)(1)&(d)(3); TRC 1200-1-11-.02(1)(c)4; .02(3)(a); .02(4)(a); .03(1)(a)2/Note; .03(1)(b); .03(4)(e)6(vi); .10(1)(a)1; .10(1)(a)5; .10(1)(a)9; .10(2)(a); .10(3)(a); .10(5)(a); .07(10)(a).
84	Toxicity Characteristic; Chlorofluorocarbon Refrigerants.	56 FR 5910	2/13/91	TCA 68-212-104(7); 68-212-106(a); 68-212-107(d)(1); TRC 1200-1-11-.02(1)(d)2(ix).
86	Removal of Strontium Sulfide from the List of Hazardous Waste; Technical Amendment.	56 FR 7567	2/25/91	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(a),(d)(1)&(3); TRC 1200-1-11-.02(4)(a); .02(5)(a).
87	Organic Air Emission Standards for Process Vents and Equipment Leaks; Technical Amendment.	56 FR 19290	4/26/91	TCA 68-212-107(a)&(d)3; 68-212-108(a)(1); TRC 1200-1-11-.06(30)(a); .06(31)(a); .05(2)(a); .05(5)(a); .05(27)(a); .05(28)(a); .07(5)(b).
88	Administrative Stay for K069 Listing	56 FR 19951	5/1/91	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(a),(d)(1)&(3); TRC 1200-1-11-.02(4)(a).
89	Revision of F037 and F038 Listings	56 FR 21955	5/13/91	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(a),(d)(1)&(3); TRC 1200-1-11-.02(4)(a).
90	Mining Exclusion III	56 FR 27300	6/13/91	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(1)(d)3(ii)(III)
91	Administrative Stay for F032, F034, and F035 Listings.	56 FR 27332	6/13/91	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(a),(d)(1&3); TRC 1200-1-11-.02(4)(a); .06(26)(a); .05(23)(a).
92	Wood Preserving Listings; Technical Corrections	56 FR 30192	7/1/91	TCA 68-212-104(7); 68-212-106(a)(1-2); 68-212-107(a),(d)(1,3,4,6); TRC 1200-1-11-.02(1)(d)1(ix)(I-II); .02(4)(f)1; .03(4)(e)2(i); .03(4)(e)2(i)(I-III); .03(4)(e)2(ii-iv); .06(26)(a)1; .05(23)(a)1; .07(5)(b)9; .07(5)(b)9(iii); .07(5)(b)9(XIV-XVI).
95	Land Disposal Restrictions for Electric Arc Furnace Dust.	56 FR 41164	8/19/91	TCA 68-212-104(7)&(15); 68-212-107(d)(1)&(3); 68-212-106(a)(1); TRC 1200-1-11-.02(1)(c)3(ii)(II)III(i); .02(1)(d)1(xi); .10(3)(a)1.
97	Exports of Hazardous Waste; Technical Correction.	56 FR 43704	9/4/91	TCA 68-212-106(a)(1-3); 68-212-107(d)(2,5,6); TRC 1200-1-11-.03(6)(a)1.
99	Amendments to Interim Status Standards for Downgradient Ground-Water Monitoring Well Locations.	56 FR 66365	12/23/91	TCA 68-212-106(a)(1); 68-212-107(b)(2); 68-212-107(d)(3); TRC 1200-1-11-.01(2)(a); .05(6)(b)1(iii); .05(6)(b)1(iii)(I-IV).
100	Liners and Leak Detection Systems for Hazardous Waste Land Disposal Units.	57 FR 3462	1/29/92	TCA 68-212-107(a)(d)(3,4,6); TRC 1200-1-11-.01(2)(a); .06(2)(f)2(iv); .06(2)(K)1; .06(5)(a)1; .06(11)(a)1; .06(12)(a)1; .06(14)(a)1,5 & 10; .05(2)(a)1; .05(5)(a)1; .05(11)(a)1; .05(12)(a)1; .05(14)(a); .05(14)(a)5; .07(8)(g)1; .07(8)(g)1(i-iii); .07(5)(b)3(ii); .07(5)(b)3(ii)(II-VII); .07(5)(b)3(iii); .07(5)(b)4(iii); .07(5)(b)4(iii)(I-V); .07(5)(b)4(iv); .07(5)(b)6(ii); .07(5)(b)6(ii)(I-V); .07(5)(b)6(iv); .07(10)(a)1.
101	Administrative Stay for the Requirement that Existing Drip Pads be Impermeable.	57 FR 5859	2/18/92	TCA 68-212-106(a)(1)&(2); 68-212-107(a)&(d)(3); TRC 1200-1-11-.06(26)(a)(1); .05(23)(a)1.

Checklist	Federal requirement	FR reference	FR promulgation date	State authority
102	Second Correction to the Third Third Land Disposal Restrictions.	57 FR 8086	3/6/92	TCA 68-212-104(7)&(15); 68-212-106(a)(1); 68-212-107(d)(1)&(3); TRC 1200-1-11-.06(2)(d)1(1); .05(2)(a)1; .10(1)(a)1; .10(3)(a)1.
103	Hazardous Debris Case-by-Case Capacity Variance.	57 FR 20766	5/15/92	TCA 68-212-104(7)&(15); 68-212-106(a)(1); 68-212-107(d)(1)&(3); TRC 1200-1-11-.10(2)(f)5.
104	Oil Filter Exclusion	57 FR 21524	5/20/92	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(1)(d)2(x); .02(1)(d)2(x)(I-IV).
105	Recycled Coke By-Product Exclusion	57 FR 27880	6/22/92	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(1)(d)1(x).
106	Lead-Bearing Hazardous Materials Case-by-Case Capacity Variance.	57 FR 28628	6/26/92	TCA 68-212-104(7)&(15); 68-212-106(a)(1); 68-212-107(d)(1)&(3); TRC 1200-1-11-.10(2)(f)3 & 11.
107	Used Oil Filter Exclusion Corrections	57 FR 29220	7/1/92	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(1)(d)2(x).
108	Toxicity Characteristic Revisions	57 FR 30657	7/10/92	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(1)(d)2(vi); .02(1)(d)2(iv); .05(14)(a).
109	Land Disposal restrictions for Newly Listed Waste and Hazardous Debris.	57 FR 37194	8/18/92	TCA 68-212-104(7); 68-212-106(a)(1)&(2); 68-212-104(7); 68-212-107(a); 68-212-107(d)(1,3&9); TRC 1200-1-11-.01(2)(a); .02(1)(c)1(ii)(III); .02(1)(c)3(ii)(III); .02(1)(c)3(ii)(II)(III); .02(1)(c)6; .03(4)(e)2(i)(IV); .03(4)(e)2(ii)(IV)I-II; .03(4)(e)2(ii); .06(7)(a); .06(8)(a); .06(8)(c); .06(32)(a); .05(7)(a); .05(8)(a)&(c); .05(11)a; .05(30)(a); .10(1)(a); .10(1)(a)4; .10(1)(a)5; .10(1)(a)9; .10(1)(b)2; .10(2)(a); .10(3)(a); .10(4)(a); .10(5)(a); .07(4)(a)15; .07(5)(a); .07(9)(c)5; .07(10)(a); .07(3)(a).
110	Coke-By-Products Listings	57 FR 37284	8/18/92	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(1)(d)1(x); .02(4)(a); .02(5)(a).
112	Recycled Used Oil Management Standards	57 FR 41566	9/10/92	TCA 68-211-105(c); 68-212-106(a)(1)&(2); 68-211-107(a); 68-211-111(d); 68-211-1001 <i>et seq.</i> ; 68-212-104(7); 68-212-106(a)(1); 68-212-107(a); 68-212-107(d)(1)&(3); TRC 1200-1-11-.02(1)(e)&(f); .09(1)(a); .11(1)(a); .01(2)(a); .02(1)(c)1(ii)(V)&(V)I&II; .11(1)(b); .11(1)(b)1,2&3(i).
113	Consolidated Liability Requirements: Financial Responsibility for Third-Party Liability, Closure, and Post-Closure.	57 FR 42832 53 FR 33938 56 FR 30200	9/16/92 9/1/88 7/1/91	TCA 68-212-107(d)(3); 68-212-107(d)(4); 68-212-108(a)(1),(c)&(d); TRC 1200-1-11-.06(8)(b); .06(8)(d)1&6; .06(8)(f); .06(8)(k); .06(8)(m)4&5; .06(8)(m)6(i-ii); .06(8)(m)7(2)(d); .06(8)(m)8(2)(d); .06(8)(m)9&10; .06(8)(m)11(i-ii); .06(8)(m)12(i-ii); .05(8)(b); .05(8)(d)(f)(k).
115	Chlorinated Toluenes Production Waste Listing ..	57 FR 47376	10/15/92	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(4)(a); .02(5)(a).
116	Hazardous Soil Case-by-Case Capacity Variance.	57 FR 47772	10/20/92	TCA 68-212-104(7); 68-212-106(a)(1)&(2); 68-212-107(a),(d)(1),(d)(3)&(d)(9); TRC 1200-1-11-.10(2)(a).
117B	Toxicity Characteristic Amendment	57 FR 23062	6/1/92	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(1)(d)2(vi); .02(1)(d)2(iv); .05(14)(a).
118	Liquids in Landfills II	57 FR 54452	11/18/92	TCA 68-212-104(7)(A)&(B); 68-212-106(a)(1); 68-212-107(a),(d)(1,3,&9); TRC 1200-1-11-.06(2)(a); .06(14)(a); .06(2)(a); .05(2)(a); .05(14)(a).
119	Toxicity Characteristic Revision; TCLP Correction	57 FR 55114 58 FR 6854	11/24/92 2/2/93	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1); TRC 1200-1-11-.02(5)(a).

Checklist	Federal requirement	FR reference	FR promulgation date	State authority
120	Wood Preserving; Amendments to Listings and Technical Requirements.	57 FR 61492	12/24/92	TCA 68-212-104(7); 68-212-106(a)(1); 68-212-107(d)(1),(3)&(4); 68-212-108(a)(1),(c)&(d); TRC 1200-1-11-.02(4)(a); .06(26)(a); .05(23)(a).
122	Recycled Used Oil Management Standards; Technical Amendments and Corrections I.	58 FR 26420 58 FR 33341	5/3/93 6/17/93	TCA 68-211-105(c); 68-211-106(a)(1)&(2); 68-211-107(a); 68-211-111(d); 68-211-1001 <i>et. seq.</i> ; 68-212-104(7); 68-212-106(a)(1); 68-212-107(a),(d)(1)&(d)(3); TRC 1200-1-11-.02(1)(e); .11(1)(a); .02(1)(d)2(x-xi); .06(1)(b)2(ii); .05(1)(b)2(iii).
123	Land Disposal Restrictions; Renewal of the Hazardous Waste Debris Case-by-Case Capacity Variance.	58 FR 28506	5/14/93	TCA 68-212-104(7); 68-212-106(a) (1)&(2); 68-212-107(a),(d)(1),(d)(3) & (d)(9); TRC 1200-1-11-.10(2)(a).
124	Land Disposal Restrictions for Ignitable and Corrosive Characteristic Wastes whose Treatment Standards were Vacated.	58 FR 29860	5/24/93	TCA 68-212-104(7); 68-212-106 (a)(1) & (2); 68-212-107(a),(d)(1),(d)(3),&(d)(9); TRC 1200-1-11-.06(1)(b)2(v-vi); .10(1)(a)1,(a)(5)&(a)(9); .10(2)(a); .10(3)(a); .07(10)(a).

Approval of Tennessee's program revisions shall become effective July 7, 1995, unless an adverse comment pertaining to the State's revisions discussed in this notice is received by the end of the comment period.

If an adverse comment is received EPA will publish either (1) a withdrawal of the immediate final decision or (2) a notice containing a response to comments which either affirms that the immediate final decision takes effect or reverses the decision.

EPA shall administer any RCRA hazardous waste permits, or portions of permits that contain conditions based upon the Federal program provisions for which the State is applying for authorization and which were issued by EPA prior to the effective date of this authorization. EPA will suspend issuance of any further permits under the provisions for which the State is being authorized on the effective date of this authorization.

C. Decision

I conclude that Tennessee's applications for these program revisions meet all of the statutory and regulatory requirements established by RCRA. Accordingly, Tennessee is granted final authorization to operate its hazardous waste program as revised.

Tennessee now has responsibility for permitting treatment, storage, and disposal facilities within its borders and carrying out other aspects of the RCRA program, subject to the limitations of its program revision application and previously approved authorities. Tennessee also has primary enforcement responsibilities, although EPA retains the right to conduct inspections under Section 3007 of RCRA and to take

enforcement actions under Section 3008, 3013, and 7003 of RCRA.

Compliance With Executive Order 12866

The Office of Management and Budget has exempted this rule from the requirements of Section 6 of Executive Order 12866.

Certification Under the Regulatory Flexibility Act

Pursuant to the provisions of 5 U.S.C. 605(b), I hereby certify that this authorization will not have a significant economic impact on a substantial number of small entities. This authorization effectively suspends the applicability of certain Federal regulations in favor of Tennessee's program, thereby eliminating duplicative requirements for handlers of hazardous waste in the State. It does not impose any new burdens on small entities.

This rule, therefore, does not require a regulatory flexibility analysis.

List of Subjects in 40 CFR Part 271

Administrative practice and procedure, Confidential business information, Hazardous materials transportation, Hazardous waste, Indian lands, Intergovernmental relations, Penalties, Reporting and recordkeeping requirements, Water pollution control, Water supply.

Authority: This notice is issued under the authority of Sections 2002(a), 3006 and 7004(b) of the Solid Waste Disposal Act as amended (42 U.S.C. 6912(a), 6926, 6974(b)).

Dated: April 14, 1995.

Patrick M. Tobin,

Acting Regional Administrator.

[FR Doc. 95-11144 Filed 5-5-95; 8:45 am]

BILLING CODE 6560-50-P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Public Health Service

42 CFR Part 6

Federally Supported Health Centers Assistance Act of 1992

AGENCY: Public Health Service, HHS.
ACTION: Final rule.

SUMMARY: The Secretary of Health and Human Services (the "Secretary"), in consultation with the Attorney General, issues the following rules under the "Federally Supported Health Centers Assistance Act of 1992." The Act provides for liability protection for certain health care professionals and entities. This rules sets forth information whereby an entity or a person can determine when, and the extent to which, it is likely to be protected under the Act.

EFFECTIVE DATE: May 8, 1995.

FOR FURTHER INFORMATION CONTACT: Richard C. Bohrer, Director, Division of Community and Migrant Health, Bureau of Primary Health Care, Health Resources and Service Administration, 4350 East/West Highway, Bethesda, Maryland 20814, Phone: (301) 594-4300.

SUPPLEMENTARY INFORMATION: Section 224(a) of the Public Health Service Act (the Act), (section 233(a) of Title 42 of the United States Code), provides that the remedy against the United States provided under the Federal Tort Claims Act (FTCA) resulting from the performance of medical, surgical, dental or related functions by any commissioned officer or employee of the Public Health Service while acting within the scope of his office or