

requestor's contentions on each issue, and a summary of any evidence relied upon by the objector. 40 CFR 178.27. A request for a hearing will be granted if the Administrator determines that the material submitted shows the following: There is a genuine and substantial issue of fact; there is a reasonable possibility that available evidence identified by the requestor would, if established, resolve one or more of such issues in favor of the requestor, taking into account uncontested claims or facts to the contrary; and resolution of the factual issue(s) in the manner sought by the requestor would be adequate to justify the action requested. 40 CFR 178.32.

A record has been established for this rulemaking under docket number [PP 4F4336/R2133] (including objections and hearing requests submitted electronically as described below). A public version of this record, including printed, paper versions of electronic comments, which does not include any information claimed as CBI, is available for inspection from 8 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The public record is located in Rm. 1132 of the Public Response and Program Resources Branch, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA.

Written objections and requests for hearings, identified by the document control number [PP 4F4336/R2133], may be submitted to the Hearing Clerk (1900), Environmental Protection Agency, Rm. 3708, 401 M St., SW., Washington, DC 20460.

A copy of electronic objections and requests for hearings filed with the Hearing Clerk can be sent directly to EPA at:

opp-Docket@epamail.epa.gov

A copy of electronic objections and requests for hearings filed with the Hearing Clerk must be submitted as an ASCII file avoiding the use of special characters and any form of encryption.

The official record for this rulemaking, as well as the public version, as described above will be kept in paper form. Accordingly, EPA will transfer any objections and hearing requests received electronically into printed, paper form as they are received and will place the paper copies in the official rulemaking record which will also include all objections and hearing requests submitted directly in writing. The official rulemaking record is the paper record maintained at the address in ADDRESSES at the beginning of this document.

Under Executive Order 12866 (58 FR 51735, Oct. 4, 1993) the Agency must determine whether the regulatory action is "significant" and therefore subject to review by the Office of Management and Budget (OMB) and the requirements of the Executive Order. Under section 3(f), the order defies a "significant regulatory action" as an action that is likely to result in a rule (1) having an annual effect on the economy of \$100 million or more, or adversely and materially affecting a sector of the economy, productivity, competition, jobs, the environment, public health or safety, or State, local, or tribal governments or communities (also referred to as "economically significant"); (2) creating serious inconsistency or otherwise interfering with an action taken or planned by another Agency; (3) materially altering the budgetary impacts of entitlement, grants, user fees, or loan programs or the rights and obligations of recipients thereof; or (4) raising novel legal or policy issues arising out of legal mandates, the President's priorities, or the principles set forth in this Executive Order.

Pursuant to the terms of the Executive Order, EPA has determined that this rule is not "significant" and is therefore not subject to OMB review. Pursuant to the requirements of the Regulatory Flexibility Act (Pub. L. 96-354, 94 Stat. 1164, 5 U.S.C. 601-612), the Administrator has determined that regulations establishing new tolerances or raising tolerance levels or establishing exemptions from tolerance requirements do not have a significant economic impact on a substantial number of small entities. A certification statement to this effect was published in the **Federal Register** of May 4, 1981 (46 FR 24950).

**List of Subjects in 40 CFR Part 180**

Environmental protection, Administrative practice and procedure, Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: May 3, 1995.

**Daniel M. Barolo,**  
*Director, Office of Pesticide Programs.*

Therefore, 40 CFR part 180 is amended as follows:

**PART 180—[AMENDED]**

1. The authority citation for part 180 continues to read as follows:

**Authority:** 21 U.S.C. 346a and 371.

2. By adding new § 180.481, to read as follows:

**§ 180.481 Prosulfuron; tolerances for residues.**

Time-limited tolerances, to expire on December 31, 1995, are established for residues of the herbicide prosulfuron, 1-(4-methoxy-6-methyl-triazin-2-yl)-3-[2-(3,3,3-trifluoropyl)-phenyl-sulfonyl]-urea, in or on the following raw agricultural commodities:

Commodity	Parts per million	Expiration date
Cattle, fat .....	0.05	Dec. 31, 1995.
Cattle, kidney .....	0.05	Do.
Cattle, liver .....	0.05	Do.
Cattle, meat .....	0.05	Do.
Cattle, mbyop .....	0.05	Do.
Corn, fodder .....	0.01	Do.
Corn, forage .....	0.01	Do.
Corn, grain and fresh (including sweet kernels plus cobs with husks removed).	0.01	Do.
Goats, fat .....	0.05	Do.
Goats, kidney .....	0.05	Do.
Goats, liver .....	0.05	Do.
Goats, meat .....	0.05	Do.
Goats, mbyop .....	0.05	Do.
Hogs, fat .....	0.05	Do.
Hogs, kidney .....	0.05	Do.
Hogs, liver .....	0.05	Do.
Hogs, meat .....	0.05	Do.
Hogs, mbyop .....	0.05	Do.
Horses, fat .....	0.05	Do.
Horses, kidney .....	0.05	Do.
Horses, liver .....	0.05	Do.
Horses, meat .....	0.05	Do.
Horses, mbyop .....	0.05	Do.
Milk .....	0.01	Do.
Sheep, fat .....	0.05	Do.
Sheep, kidney .....	0.05	Do.
Sheep, liver .....	0.05	Do.
Sheep, meat .....	0.05	Do.
Sheep, mbyop .....	0.05	Do.

[FR Doc. 95-11667 Filed 5-8-95; 1:34 pm]

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**40 CFR Part 271**

[FRL-5204-5]

**Georgia; Final Authorization of Revisions to State Hazardous Waste Management Program**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Immediate final rule.

**SUMMARY:** Georgia has applied for final authorization of revisions to its hazardous waste program under the Resource Conservation and Recovery Act (RCRA). Georgia's revisions consist of the provisions contained in rules promulgated between July 1, 1992, and June 30, 1993, otherwise known as

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

**DATES:** Final authorization for Georgia's program revisions shall be effective July 10, 1995, unless EPA publishes a prior **Federal Register** action withdrawing this immediate final rule. All comments on Georgia's program revision application must be received by the close of business July 9, 1995.

**ADDRESSES:** Copies of Georgia's program revision application are available during normal business hours at the following addresses for inspection and copying: Georgia Department of Natural Resources, Environmental Protection Division, Floyd Towers East, Room 1154, 205 Butler Street, SE, Atlanta, Georgia 30334; 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 (Pub. L. 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. Georgia**

Georgia initially received final authorization for its base RCRA program effective on August 21, 1984. Georgia has received authorization for revisions to its program through RCRA Cluster II on June 27, 1994, (4/26/94, 59 FR 21664). Today, Georgia is seeking approval of its program revisions in RCRA Cluster III in accordance with 40 CFR 271.21(b)(3).

EPA has reviewed Georgia's application and has made an immediate final decision that Georgia'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 Georgia. The public may submit written comments on EPA's immediate final decision up until June 9, 1995.

Copies of Georgia's application for these program revisions are available for inspection and copying at the locations indicated in the **ADDRESSES** section of this notice.

Approval of Georgia's program revisions shall become effective July 10, 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.

Georgia is today seeking authority to administer the following Federal requirements promulgated on July 1, 1992, through June 30, 1993.

Federal requirement	HSWA or FR Notice	Promulgation	State authority
Checklist 107.—Oil filter exclusion.	57 FR 29220	7/1/92	391-3-11-.07(1); 12-8-62(10); 12-8-64(1)(J); 12-8-65(a)(16) and (21) OCGA.
Checklist 108.—Toxicity characteristic revision; correction.	57 FR 30657	7/10/92	391-3-11-.07(1); 391-3-11-.10(1); 12-8-62(10); 12-8-64(1)(D) and (E); 12-8-65(a)(16) and (21) OCGA.
Checklist 109.—Land disposal restrictions (LDR); newly listed waste.	57 FR 37194	8/18/92	391-3-11-.02,-.07,-.08,-.10,-.11,-.05, and-.16; 12-8-62(13) and (14); 12-8-64(1)(A)(B)(C)(D)(E)(F) and (I); 12-8-65(a)(16)(21); 12-8-66.
Checklist 110.—Coke by-products listings.	57 FR 37284	8/18/92	391-3-11-.07; 12-8-62(10)(20); 12-8-64(1)(J); 12-8-65(a)(16)(21).
Checklist 112.—Recycled used oil management standards.	57 FR 41566	9/10/92	391-3-11-.02-.07-.10-.17; 12-8-62(11)(13)(22); 12-8-64(A)(B)(C)(D)(E)(F)(I); 12-8-65(a)(3)(16)(21); 12-8-66.
Checklist 113.—Financial responsibility for third party liability.	57 FR 42832	9/16/92	391-3-11-.05; 12-8-62(11)(13); 12-8-64(1)(A)(C)(D)(E)(F); 12-8-69(2)(3)(16) and (21); 12-8-68(c); 12-8-65(a)(3)(16) and (21).
Checklist 115.—Reportable Quantity Adjustment, chlorinated toluene production wastes.	57 FR 47376	10/15/92	391-3-11-.07(1); 12-8-62(10); 12-8-64(1)(D)(E); 12-8-65(a)(16)(21).

Federal requirement	HSWA or FR Notice	Promulgation	State authority
Checklist 118.—Liquids in Landfills II.	57 FR 54452	11/18/92	391-3-11-.02(1) and (2) and .10(1) and (2); 12-8-64(1)(A)(B)(D)(F)(I); 12-8-65(a)(16)(21); 12-8-66(a).
Checklist 119.—Toxicity characteristic revision.	57 FR 55114	11/24/92	391-3-11-.07; 12-8-62(10); 12-8-64(1)(D)(E); 12-8-65(a)(16)(21).
Checklist 120.—Wood preserving; technical amendment.	58 FR 6854	2/2/93	391-3-11-.07(1).
	57 FR 61492	12/24/92	391-3-11-.07(1); 391-3-11-.10(2) and (1); 12-8-62(10)(11)(13); 12-8-64(1)(D)(E); 12-8-65(a)(16)(21)(3); 12-8-64(1)(A)(B)(C)(D)(F) and (I); 12-8-66.
Checklist 121.—Corrective action management units and temporary units.	58 FR 8658	2/16/93	391-3-11-.02(1); 391-3-11-.10(2) and (1); 391-3-11-.16; 391-3-11-.11(12); 391-3-11-.11(7)(d); 12-8-64(1)(A)(B)(D)(F)(I); 12-8-65(a)(16)(21); 12-8-66(e).
Checklist 122.—Recycled used oil management standards.	58 FR 26420	5/3/93	391-3-11-.07(1). 391-3-11-.10(2) and (1);
	58 FR 33341	6/17/93	391-3-11-.17; 12-8-62(11)(13)(22); 12-8-64(1)(A)(B)(C)(D)(E)(F) and (I); 12-8-65(a)(3)(16) and (21); 12-8-66.
NCL.—LDR amendent third.	58 FR 14317	3/17/93	391-3-11-.16.
Checklist 123.—LDR hazardous waste debris case-by-case capacity variance.	58 FR 28506	5/14/93	391-3-11-.16; 12-8-62(13)(14); 12-8-64(1)(A)(B)(D)(F) and (I); 12-8-65(a)(16)(21); 12-8-66.
Checklist 124.—LDR for ignitable and corrosive characteristic wastes.	58 FR 29860	5/24/93	391-3-11-.10(2) and (1); 391-3-11-.16; 391-3-11-.11(7)(d); 12-8-62(13)(14); 12-8-64(1)(A)(B)(C)(D)(E)(F) and (I); 12-8-65(a)(16)(21); 12-8-66.

Footnote: Checklist 117B—Georgia adopted 40 CFR Part 261, 1992, by reference at 391-3-11-.07(i). The wording "Toxicity Characteristic" is correct in the 1992 CFR. Since Georgia did not adopt subsequent final optional rules that incorrectly changed the wording, Georgia did not cite 57 CFR 23062 specifically.

**C. Decision**

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

Georgia 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. Georgia 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 Georgia'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 28, 1995.

**Patrick M. Tobin,**

*Acting Regional Administrator.*

[FR Doc. 95-11395 Filed 5-9-95; 8:45 am]

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**DEPARTMENT OF THE INTERIOR**

**Bureau of Land Management**

**43 CFR Public Land Order 7141**

[UT-942-1430-01; UTU-42967, UTU-42983]

**Revocation of Secretarial Orders Dated October 28, 1921, and February 27, 1934; Utah**

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Public Land Order.

**SUMMARY:** This order revokes two Secretarial Orders in their entireties that withdrew 80 acres of public land for powersite classification purposes. The land is no longer required for powersite purposes. The land will be opened to surface entry. The land has been open to mining under the provisions of the Mining Claims Rights Restoration Act of 1955, and these provisions are no longer required. The land has been and will remain open to mineral leasing.

**EFFECTIVE DATE:** August 9, 1995.

**FOR FURTHER INFORMATION CONTACT:** Karl Fridberg, BLM Utah State Office, P.O. Box 45155, Salt Lake City, Utah 84145, 801-539-4101.

By virtue of the authority vested in the Secretary of the Interior by section 204 of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714 (1988), it is hereby ordered as follows: