

for all sources subject to this regulation. EPA proposes to fully approve Part 234.

### Conclusion

EPA is proposing full approval of Parts 200, 201, 228, 229, 233 and 234 because they are consistent with EPA policy and guidance and also meet the requirements of Sections 110, 182(a)(2)(A), 182(b)(2) and 184(b) of the Act.

Nothing in this proposal should be construed as permitting or allowing or establishing a precedent for any future request for revision to any SIP. Each request for revision to the SIP shall be considered separately in light of specific technical, economic, and environmental factors and in relation to relevant statutory and regulatory requirements.

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 populations of less than 50,000.

SIP approvals under Section 110 and subchapter I, Part D of the Act 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 Act, preparation of a regulatory flexibility analysis would constitute federal inquiry into the economic reasonableness of state action. The Act forbids EPA to base its actions concerning SIPs on such grounds. *Union Electric Co. v. US EPA*, 427 US 246, 256-66 (S.Ct. 1976); 42 U.S.C. § 7410(a)(2).

The Office of Management and Budget has exempted these actions from review under Executive Order 12866.

### List of Subjects in 40 CFR Part 52

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

**Authority:** 42 U.S.C 7401-7671q.

Dated: May 2, 1995.

**William Muszynski,**

*Acting Regional Administrator.*

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### 40 CFR Part 86

[FRL-5209-9]

RIN 2060-AE27

### Revisions to the Federal Test Procedure for Emissions From Motor Vehicles

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Extension of comment period.

**SUMMARY:** On February 7, 1995 (60 FR 7404), EPA published a Notice of Proposed Rulemaking in the **Federal Register** that proposed additions and revisions to the tailpipe emissions portions of the Federal Test Procedure for light-duty vehicles and light-duty trucks. Interested parties should consult that notice and/or the public docket (see ADDRESSES below) for a detailed description and background of the proposal.

A public hearing regarding the proposed regulations was held on April 19 and 20, 1995. In joint testimony presented at that hearing the Agency was asked by the American Automobile Manufacturers Association and the Association of International Automobile Manufacturers to consider extending the comment period from 30 days after the public hearing to 90 days after the public hearing. As a continuation of previous EPA-industry cooperation efforts, the automobile manufacturers have extensive test programs in progress to investigate many aspects of the proposed regulations. The completion of these programs and the necessary data analyses to follow can not be accomplished within the original comment period. The EPA believes that the test programs and the resulting data have sufficient merit to warrant the requested extension of the comment period.

**DATES:** The comment period for the notice of proposed rulemaking will be extended from the original closing date of May 22, 1995 to July 19, 1995.

**ADDRESSES:** Comments should be submitted in duplicate to Public Docket No. A-92-64, at: Air Docket Section, U.S. Environmental Protection Agency, 401 M Street SW, Washington, DC 20460. (Phone 202-260-7548; FAX 202-260-4000).

Materials relevant to this notice have been placed in Docket No. A-92-64.

The docket is located at the above address in Room M-1500, Waterside Mall, and may be inspected weekdays between 8:30 a.m. and 5:30 p.m. A reasonable fee may be charged by EPA for copying docket materials.

**FOR FURTHER INFORMATION CONTACT:** John German, Certification Division, U.S. Environmental Protection Agency, National Vehicle and Fuel Emissions Laboratory, 2565 Plymouth Road, Ann Arbor, Michigan, 48105. Telephone (313) 668-4214. Fax (313) 741-7869.

Dated: May 16, 1995.

**Mary D. Nichols,**

*Assistant Administrator for Air and Radiation.*

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### 40 CFR Part 180

[OPP-300386; FRL-4954-1]

RIN 2070-AC18

### Polymethylene Polyphenylisocyanate, Polymer with Ethylene Diamine, Diethylene Triamine and Sebacyl Chloride, Cross-Linked; Tolerance Exemption

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** This document proposes to establish an exemption from the requirement of a tolerance for residues of polymethylene polyphenylisocyanate, polymer with ethylene diamine, diethylene triamine and sebacyl chloride, cross-linked, when used as an inert ingredient (encapsulating agent) in pesticide formulations applied to growing crops only under 40 CFR 180.1001(d) to replace and delete the existing exemption from the requirement of a tolerance for residues of cross-linked nylon-type encapsulating polymer under 40 CFR 180.1028. Elf Atochem North America, Inc., requested this proposed regulation pursuant to the Federal Food, Drug and Cosmetic Act.

**DATES:** Written comments, identified by the document control number [OPP-300386], must be received on or before June 23, 1995.

**ADDRESSES:** By mail, submit written comments to Public Response and Program Resources Branch, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, deliver comments to: Rm. 1132, CM #2, 1921 Jefferson Davis Hwy., Arlington,