

government agencies or fellow employees; application forms and other forms that serve as a basis for appointment, reassignment, promotion or other personnel action; vouchers; leave records and time and attendance records; work reports of any nature or accounts of any kind; affidavits; entry or record of any matter relating to or connected with an employee's duties; and reports of any moneys or securities received, held or paid to, for or on behalf of the United States.

**§ 0.209 Use of Government vehicles.**

Employees shall not use Government vehicles for unofficial purposes, including to transport unauthorized passengers. The use of Government vehicles for transporting employees between their domiciles and places of employment must be authorized by statute (See, e.g., 31 U.S.C. 1344).

**§ 0.210 Conduct while on official duty or on Government property.**

Employees must adhere to the regulations controlling conduct when they are on official duty or in or on Government property, including the Treasury Building, Treasury Annex Building and grounds; the Bureau of Engraving and Printing buildings and grounds; the United States Mint buildings and grounds; the grounds of the Federal Law Enforcement Training Center; and Treasury-occupied General Services Administration buildings and grounds (see 31 CFR parts 91, 407, 605, 700).

**§ 0.211 Soliciting, selling and canvassing.**

Employees shall not solicit, make collections, canvass for the sale of any article, or distribute literature or advertising in any space occupied by the Department without appropriate authority.

**§ 0.212 Influencing legislation or petitioning Congress.**

(a) Employees shall not use Government time, money, or property to petition a Member of Congress to favor or oppose any legislation. This prohibition does not apply to the official handling, through the proper channels, of matters relating to legislation in which the Department of the Treasury has an interest.

(b) Employees, individually or collectively, may petition Congress or Members of Congress or furnish information to either House of Congress when not using Government time, money or property (5 U.S.C. 7211).

**§ 0.213 General conduct prejudicial to the Government.**

Employees shall not engage in criminal, infamous, dishonest, or notoriously disgraceful conduct, or any other conduct prejudicial to the Government.

**§ 0.214 Nondiscrimination.**

(a) Employees shall not discriminate against or harass any other employee, applicant for employment or person dealing with the Department on official business on the basis of race, color, religion, national origin, sex, sexual orientation, age, or disability. Sexual harassment is a form of sex discrimination and is prohibited by this section.

(b) An employee who engages in discriminatory conduct may be disciplined under these rules. However, this section does not create any enforceable legal rights in any person.

**§ 0.215 Possession of weapons and explosives.**

(a) Employees shall not possess firearms, explosives, or other dangerous or deadly weapons, either openly or concealed, while on Government property or official duty.

(b) The prohibition in paragraph (a) of this section does not apply to employees who are required to possess weapons or explosives in the performance of their official duties.

**§ 0.216 Privacy Act.**

Employees involved in the design, development, operation, or maintenance of any system of records or in maintaining records subject to the Privacy Act of 1974, as amended (5 U.S.C. 552a), shall comply with the conduct regulations delineated in 31 CFR 1.28(b).

**§ 0.217 Personal financial interests.**

(a) Employees may hold the following financial interests without violating 18 U.S.C. 208(a):

(1) The stocks or bonds of a publicly traded corporation with a value of \$1000 or less; and

(2) The stocks or bonds in the investment portfolio of a diversified mutual fund in which an employee has invested.

(b) The Department has found that the financial interests listed in paragraph (a) of this section are too remote and inconsequential to affect the integrity of an employee's service.

**Subpart C—Special Government Employees**

**§ 0.301 Applicability of subpart B.**

The rules of conduct contained in subpart B of this part apply to special Government employees employed with the Treasury Department. The regulations contained in § 0.201 of subpart B, concerning political activity, apply to special Government employees only on the days that they serve the Department. Treasury bureaus are responsible for informing special Government employees employed with them of the applicability of bureau specific statutes or regulations.

**§ 0.302 Service with other Federal agencies.**

A special Government employee serving concurrently in the Department and in a Federal agency other than the Department is required to inform the Department and the agency in which he serves of the arrangement so that appropriate administrative measures may be taken.

**Subpart D—Advisers to the Department**

**§ 0.401 Advisers to the Department.**

(a) An adviser or advisory committee member includes an individual who provides advice to the Department as a representative of an outside group and is not an employee or special Government employee of the Department. Questions concerning whether an individual serves the Department in the capacity of an adviser, employee, or special Government employee shall be addressed to the Designated Agency Ethics Official or a Deputy Ethics Official.

(b) Advisers or advisory committee members are not required to follow the Rules and are not generally required by the Department to file financial disclosure statements; nevertheless, they should be guided by the regulations in this part covering such issues as public disclosure of official information (§ 0.206), conduct (§ 0.211 and § 0.213), and gifts or gratuities from Foreign governments (§ 0.203).

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**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 271**

[FRL-5213-4]

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

**AGENCY:** Environmental Protection Agency.

**ACTION:** Immediate final rule.

**SUMMARY:** Mississippi has applied for final authorization of revisions to its hazardous waste program under the Resource Conservation and Recovery Act (RCRA). Mississippi's revisions consist of provisions contained in RCRA Cluster II and other provisions in Miscellaneous Clusters. These requirements are listed in Section B of this notice. The Environmental Protection Agency (EPA) has reviewed Mississippi's applications and has made a decision, subject to public review and comment, that Mississippi's hazardous waste program revisions satisfy all of the requirements necessary to qualify for final authorization. Thus, EPA intends to approve Mississippi's hazardous waste program revisions. Mississippi's applications for program revisions are available for public review and comment.

**DATES:** Final authorization for Mississippi's program revisions shall be effective July 31, 1995, unless EPA publishes a prior **Federal Register** action withdrawing this immediate final rule. All comments on Mississippi's program revision applications must be received by the close of business, July 3, 1995.

**ADDRESSES:** Copies of Mississippi's program revision applications are available during 8 a.m. to 4:30 p.m. at the following addresses for inspection and copying: Mississippi Department of Environmental Quality, 2380 Highway 80 West, P.O. Box 10385, Jackson, Mississippi 39209, (601) 961-5062; 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 vmx. 2018.

**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. Mississippi**

Mississippi initially received final authorization for its base RCRA program effective on June 27, 1984. Mississippi received authorization for revisions to its program on October 17, 1988, October 9, 1990, May 28, 1991, August 27, 1991, July 10, 1992, June 7, 1993, December 20, 1993, and May 17, 1994.

On July 9, 1993, Mississippi submitted program revision applications for additional program approvals. Today, Mississippi is seeking approval of its program revisions in accordance with 40 CFR 271.21(b)(3).

EPA has reviewed Mississippi's applications and has made an immediate final decision that Mississippi'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 Mississippi. The public may submit written comments on EPA's immediate final decision up until July 3, 1995.

Copies of Mississippi's applications for these program revisions are available for inspection and copying at the locations indicated in the **ADDRESSES** section of this notice. Approval of Mississippi's program revisions shall become effective July 31, 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.

Mississippi is today seeking authority to administer the following Federal requirements promulgated on July 1, 1991-June 30, 1992, for RCRA II and other provisions in miscellaneous clusters.

Federal requirement	FR reference	FR promulgation date
Checklist 92—Wood Preserving Listing: Technical Corrections .....	56 FR 30192	7/1/91
Checklist 95—Land Disposal Restrictions for Electric Arc Furnace Dust (K061) .....	56 FR 41164	8/19/91
Checklist 99—Amendments to Interim Status Standards for Downgradient Ground-Water Monitoring Well Locations at Hazardous Waste Facilities.	56 FR 66365	12/23/91
Checklist 100—Liners and Leak Detection System for Hazardous Waste Land Disposal Units .....	57 FR 3462	1/29/92
Checklist 102—Second Correction to the Third Third Land Disposal Restrictions .....	57 FR 8086	3/6/92
Checklist 103—Hazardous Debris Case-by-Case Capacity Variance .....	57 FR 20766	5/15/92
Checklist 104—Used Oil Filter Exclusion .....	57 FR 21524	5/20/92
Checklist 106—Lead-Bearing Hazardous Materials Case-by-Case Capacity Variance .....	57 FR 28628	6/26/92
Checklist 7—Warfarin & Zinc Phosphide Listing .....	49 FR 19922	5/10/84
Checklist 8—Lime Stabilized Pickle Liquor Sludge .....	49 FR 23284	6/5/84

Federal requirement	FR reference	FR promulgation date
Checklist 9—Household Waste .....	49 FR 44978	11/13/84
Checklist 48—Farmer Exemption; Technical Correction .....	53 FR 27164	7/19/88
Checklist 54—Permit Modifications for Hazardous Waste Management Facilities .....	53 FR 37912	9/28/88
Checklist 59—Hazardous Waste Miscellaneous Units; Standards Applicable to Owners and Operators .....	54 FR 615	1/9/89
Checklist 60—Amendment to Requirements for Hazardous Waste Incinerator Permits .....	54 FR 4286	1/30/89
Checklist 82—Wood Preserving Listings .....	55 FR 50450	2/6/90

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

Mississippi 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. Mississippi 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 Mississippi'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**

Environmental protection, 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: May 12, 1995.

**John H. Hankinson, Jr.,**  
*Regional Administrator.*

[FR Doc. 95-13371 Filed 5-31-95; 8:45 am]

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**DEPARTMENT OF THE INTERIOR**

**Bureau of Land Management**

**43 CFR Public Land Order 7143**

[WY-930-1430-01; WYW-128871]

**Withdrawal of Public Lands and Federal Minerals for the Snake River Riparian Lands; Wyoming**

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

**ACTION:** Public land order.

**SUMMARY:** This order withdraws from mineral or surface entry, for a period of 10 years, a total of 5,937 acres of public lands, 663 acres of lands as to which the United States owns both the surface and mineral estate, 1,993 acres of lands as to which the United States owns only the surface estate, and 3,281 acres of lands as to which the United States owns only the mineral estate, except that such public lands may be exchanged or sold pursuant to the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1701 (1988), or conveyed pursuant to the Recreation and Public Purposes Act, 43 U.S.C. 869 (1988). The lands are collectively known as the Snake River Riparian Lands, located in Teton County, near Jackson, Wyoming. This action will protect and preserve highly significant recreation, scenic, riparian, and wildlife resources until land use planning for the area can be completed. The lands have been and will remain open to mineral leasing.

**EFFECTIVE DATE:** June 1, 1995.

**FOR FURTHER INFORMATION CONTACT:** Tamara Gertsch, Wyoming State Office, P.O. Box 1828, Cheyenne, Wyoming 82003, 307-775-6115.

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 ordered as follows:

1. To protect significant recreation, scenic, riparian and wildlife resources, the public lands, including lands as to which the United States owns both the surface and mineral estate, the surface estate only, and the mineral estate only, found within the following described areas are hereby withdrawn, subject to valid existing rights, from settlement, location, or entry, including entry under the mining laws of the United States (30 U.S.C. Ch 2 (1988)), but not from leasing pursuant to applicable mineral leasing laws, exchange or sale pursuant to the Federal Policy and Management Act of 1976, 43 U.S.C. 1701 (1988), or conveyance pursuant to the Recreation and Public Purpose Act, 43 U.S.C. 869 (1988):

**Sixth Principal Meridian**

- T. 40 N., R. 116 W.,  
Secs. 28, 29, 30, 31, 32, 33, and 34.
- T. 40 N., R. 117 W.,  
Secs. 3, 10, 11, 14, 23, 24, and 25.
- T. 41 N., R. 116 W.,  
Secs. 5, 6, 7, and 18.
- T. 41 N., R. 117 W.,  
Secs. 12, 13, 23, 24, 25, 26, 34, and 35.
- T. 42 N., R. 116 W.,  
Secs. 20, 21, 29, 32, and 34.

The areas described contain a total of 5,937 acres of public lands in Teton County, 663 acres of lands as to which the United States owns both the surface and the mineral estate, 1,993 acres of lands as to which the United States owns only the surface estate, and 3,281 acres of lands as to which the United States owns only the mineral estate.

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the lands under lease, license, or permit, or governing the disposal of their mineral or vegetative resources other than under the mining laws.

3. This withdrawal will expire 10 years from the effective date of this order unless, as a result of a review conducted before the expiration date pursuant to Section 204(f) of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714(f) (1988), the Secretary determines that the withdrawal shall be extended.