

that it corrected the deficiencies that prompted the disapproval. Moreover, if the Administrator finds a lack of good faith on the part of the State of North Dakota, both sanctions under section 179(b) shall apply after the expiration of the 18-month period until the Administrator determines that the State of North Dakota has come into compliance. In all cases, if, six months after EPA applies the first sanction, the State of North Dakota has not submitted a revised PROGRAM that EPA has determined corrects the deficiencies, a second sanction is required.

In addition, discretionary sanctions may be applied where warranted any time after the expiration of an interim approval period if the State of North Dakota has not timely submitted a complete corrective PROGRAM or EPA has disapproved its submitted corrective PROGRAM. Moreover, if EPA has not granted full approval to the North Dakota PROGRAM by the expiration of this interim approval and that expiration occurs after November 15, 1995, EPA must promulgate, administer and enforce a Federal permits program for the State of North Dakota upon interim approval expiration.

Requirements for approval, specified in 40 CFR 70.4(b), encompass section 112(l)(5) requirements for approval of a program for delegation of section 112 standards as promulgated by EPA as they apply to part 70 and non-part 70 sources. Section 112(l)(5) requires that the State's program contain adequate authorities, adequate resources for implementation, and an expeditious compliance schedule, which are also requirements under part 70. Therefore, the EPA is promulgating approval under section 112(l)(5) and 40 CFR 63.91 of the State's PROGRAM for receiving delegation of section 112 standards that are unchanged from Federal standards as promulgated. This program for delegations applies to sources covered by the part 70 program, as well as non-part 70 sources.

EPA is also finalizing its approval of North Dakota's construction permitting program found in section 33-15-14-02 of the State's regulations under the authority of title V and part 70 solely for the purpose of implementing section 112(g) during the transition period, discussed in section II.A.4.b. of the notice proposing interim approval of the North Dakota PROGRAM, to meet the requirements of section 112(g). Since the approval would be for the single purpose of providing a mechanism to implement section 112(g) during the transition period, the approval would be without effect if EPA decides in the final section 112(g) rule that sources are

not subject to the requirements of the rule until State regulations are adopted. Also, since the approval would be for the limited purpose of allowing the State sufficient time to adopt regulations, EPA is limiting the duration of the approval to 12 months following promulgation by EPA of its section 112(g) rule. North Dakota's construction permitting program allows permit requirements to be established for all air contaminants (which is defined in section 33-15-01-04 of the NDAC and includes all of the hazardous air pollutants (HAPs) listed in section 112(b) of the Act).

III. Administrative Requirements

A. Docket

Copies of the State's submittal and other information relied upon for the final interim approval, including public comments received and reviewed by EPA on the proposal, are maintained in a docket at the EPA Regional Office. The docket is an organized and complete file of all the information submitted to, or otherwise considered by, EPA in the development of this final interim approval. The docket is available for public inspection at the location listed under the ADDRESSES section of this document.

B. Executive Order 12866

The Office of Management and Budget has exempted this action from Executive Order 12866 review.

C. Regulatory Flexibility Act

The EPA's actions under section 502 of the Act do not create any new requirements, but simply address operating permits programs submitted to satisfy the requirements of 40 CFR part 70. Because this action does not impose any new requirements, it does not have a significant impact on a substantial number of small entities.

List of Subjects in 40 CFR Part 70

Environmental protection, Administrative practice and procedure, Air pollution control, Intergovernmental relations, Operating permits, Reporting and recordkeeping requirements.

Dated: June 26, 1995.

Jack W. McGraw,

Acting Regional Administrator.

Part 70, chapter I, title 40 of the Code of Federal Regulations is amended as follows:

PART 70—[AMENDED]

1. The authority citation for part 70 continues to read as follows:

Authority: 42 U.S.C. 7401, et seq.

2. Appendix A to part 70 is amended by adding the entry for North Dakota in alphabetical order to read as follows:

Appendix A to Part 70—Approval Status of State and Local Operating Permits Programs

* * * * *

North Dakota

(a) North Dakota State Department of Health and Consolidated Laboratories—Environmental Health Section: submitted on May 11, 1994; effective on August 7, 1995; interim approval expires August 7, 1997.

(b) [Reserved].

[FR Doc. 95-16755 Filed 7-6-95; 8:45 am]

BILLING CODE 6560-50-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 92-217; RM-8069; RM-8139]

Radio Broadcasting Services; Camden, East Camden and Stamps, AR; Gibsland and Minden, LA

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document reallocates Channel 237A from Camden to East Camden, Arkansas, and modifies the license of Gary D. Terrell for Station KCXY(FM) to specify operation on Channel 237C1, as requested, pursuant to the provisions of Section 1.420(g) and (i) of the Commission's Rules. See 57 FR 45601, October 2, 1992. The allotment of Channel 237C1 to East Camden will provide that community with its first local aural transmission service without depriving Camden of local aural transmission service. Additionally, as requested, to accommodate the East Camden proposal, Channel 282A is substituted for Channel 238A at Stamps, Arkansas, for which an application is pending; also, Channel 239A is substituted for Channel 237A at Minden, Louisiana, and the license of Cook Enterprises, Inc. for Station KASO-FM is modified accordingly. In response to a counterproposal filed on behalf of Bienville Parish Broadcasting (RM-8139), Channel 283A is allotted to Gibsland, Louisiana, as that community's first local aural transmission service. Coordinates used for Channel 237C1 at East Camden are 33-30-14 and 92-48-38; for Channel 282A at Stamps, 33-23-20 and 93-37-

38; for Channel 239A at Minden, Louisiana, 32-37-50 and 93-16-56; and for Channel 283A at Gibsland, Louisiana, 32-32-27 and 93-05-23. With this action, the proceeding is terminated.

DATES: Effective August 14, 1995. The window period for filing applications will open on August 14, 1995, and close on August 29, 1995.

FOR FURTHER INFORMATION CONTACT: Nancy Joyner, Mass Media Bureau, (202) 418-2180. Questions related to the window application filing process for Channel 283A at Gibsland, Louisiana, should be addressed to the Audio Services Division, FM Branch, (202) 418-2700.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Report and Order*, MM Docket No. 92-217, adopted June 20, 1995, and released June 29, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, located at 1919 M Street, NW., Room 246, or 2100 M Street, NW., Suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Arkansas is amended by removing Channel 237A at Camden, and by adding East Camden, Channel 237C1; and by removing Channel 238A and adding Channel 282A at Stamps.

3. Section 73.202(b), the Table of FM Allotments under Louisiana, is amended by removing Channel 237A and adding Channel 239A at Minden; and by adding Gibsland, Channel 283A.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 95-16645 Filed 7-6-95; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 92-10; RM-7865]

Radio Broadcasting Services; Sanibel and San Carlos Park, FL

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document reallots Channel 253A from Sanibel, Florida to San Carlos Park, Florida, and modifies the construction permit for Station WRWX(FM) to specify San Carlos Park, Florida, as its community of license, at the request of Ruth Communications Corporation. See 57 FR 03982, February 3, 1992. The allotment of Channel 253A to San Carlos Park, Florida, will provide that community with its first local FM aural transmission service, in accordance with Section 1.420(i) of the Commission's Rules. Channel 253A can be allotted to San Carlos Park in compliance with the Commission's minimum distance separation requirements with a site restriction 10.9 kilometers (6.8 miles) west. The coordinates are North Latitude 26-30-02 and West Longitude 81-54-16. With this action, this proceeding is terminated.

EFFECTIVE DATE: August 14, 1995.

FOR FURTHER INFORMATION CONTACT: Nancy J. Walls, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Report and Order*, MM Docket No. 92-10, adopted June 21, 1995, and released June 29, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 230), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, 1919 M Street, NW., Room 246, or 2100 M Street, NW., Suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Florida, is amended by removing Channel 253A, Sanibel, and adding San Carlos Park, Channel 253A.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 95-16648 Filed 7-6-95; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 95-33; RM-8597]

Radio Broadcasting Services; Fairbanks, AK

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document allots Channel 245C3 to Fairbanks, Alaska, as that community's sixth local FM service, in response to a petition for rule making filed by Northern Television, Inc. See 60 FR 17048, April 4, 1995. Coordinates used for Channel 245C3 at Fairbanks are North Latitude 64-50-16 and West Longitude 147-42-59. Fairbanks is located within 320 kilometers (199 miles) of the United States-Canadian border and therefore, concurrence of the Canadian government to this proposal was obtained. With this action, the proceeding is terminated.

DATES: Effective August 14, 1995. The window period for filing applications will open on August 14, 1995, and close on September 14, 1995.

FOR FURTHER INFORMATION CONTACT: Nancy Joyner, Mass Media Bureau, (202) 418-2180. Questions related to the window application filing process for Channel 245C3 at Fairbanks, Alaska, should be addressed to the Audio Services Division, FM Branch, (202) 418-2700.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Report and Order*, MM Docket No. 95-33, adopted June 20, 1995, and released June 29, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, located at 1919 M Street, NW., Room 246, or 2100 M Street, NW., Suite 140, Washington, DC 20037.