

§ 180.329 [Removed]

o. By removing § 180.329 *Dipropetryn; tolerances for residues.*

§ 180.336 [Removed]

p. By removing § 180.336 *Cycloheximide; tolerances for residues.*

§ 180.351 [Removed]

q. By removing § 180.351 *Bifenox; tolerances for residues.*

§ 180.400 [Removed]

r. By removing § 180.400 *Flucythrinate; tolerances for residues.*

PART 185—[AMENDED]

2. In part 185:

a. The authority citation for part 185 continues to read as follows:

Authority: 21 U.S.C. 346a and 348.

§ 185.3300 [Removed]

b. By removing § 185.3300 *Flucythrinate; tolerances for residues.*

PART 186—[AMENDED]

3. In part 186:

a. The authority citation for part 186 continues to read as follows:

Authority: 21 U.S.C. 348.

§ 186.3300 [Removed]

b. By removing § 186.3300 *Flucythrinate.*

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BILLING CODE 6560-50-F

40 CFR Part 271

[FRL-5302-8]

North Carolina; Final Authorization of Revisions to State Hazardous Waste Management Program

AGENCY: Environmental Protection Agency.

ACTION: Immediate final rule.

SUMMARY: North Carolina has applied for final authorization of revisions to its hazardous waste program under the Resource Conservation and Recovery Act (RCRA). North Carolina'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 Supplementary Information, section B of this document. The Environmental Protection Agency (EPA) has reviewed North Carolina's application and has made a decision, subject to public review and comment, that North Carolina's hazardous waste

program revisions satisfy all of the requirements necessary to qualify for final authorization. Thus, EPA intends to approve North Carolina's hazardous waste program revisions. North Carolina's application for program revisions is available for public review and comment.

DATES: Final authorization for North Carolina's program revisions shall be effective November 27, 1995, unless EPA publishes a prior Federal Register action withdrawing this immediate final rule. All comments on North Carolina's program revision application must be received by the close of business, October 27, 1995.

ADDRESSES: Copies of North Carolina's program revision application are available during normal business hours at the following addresses for inspection and copying: North Carolina Department of Environment, Health, and Natural Resources, P.O. Box 27687, Raleigh, North Carolina 27611-7687; U.S. EPA Region 4, 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, Region 4, 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 program 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 124, 260 through 266, 268, 270, and 279.

B. North Carolina

North Carolina initially received final authorization for its base RCRA program effective on December 31, 1984, (49 FR 48694). North Carolina most recently received final authorization effective January 9, 1995, for HSWA Cluster I, including Corrective Action (59 FR 56000, November 10, 1994). Today, North Carolina is seeking approval of its program revisions in accordance with 40 CFR 271.21(b)(3).

EPA has reviewed North Carolina's application and has made an immediate final decision that North Carolina'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 North Carolina. The public may submit written comments on EPA's immediate final decision up until October 27, 1995.

Copies of North Carolina'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 North Carolina's program revisions shall become effective November 27, 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.

North Carolina is today seeking authority to administer the following Federal requirements promulgated between July 1, 1992, and June 30, 1993, for the requirements of RCRA Cluster III.

Federal requirement	HWSA or FR reference	Promulga- tion	State authority
Checklist 107: Used Oil Filter Exclusion Corrections	57 FR 29220	7/1/92	NCGS 130A-294(c)(1) NCGS 130A-294(c)(15) NCGS 150B-21.6 15A NCAC 13A.0006(a)
Checklist 108: Toxicity Characteristics Revisions	57 FR 30657	7/10/92	NCGS 130A-294(c)(1) NCGS 130A-294(c)(7) NCGS 130A-294(c)(8) NCGS 130A-294(c)(15) NCGS 150B-21.6 15A NCAC 13A.0006(a)
Checklist 109: Land Disposal Restrictions for Newly Listed Wastes and Hazardous Debris.	57 FR 37194	8/18/92	NCGS 130A-294(c)(1) NCGS 130A-294(c)(2) NCGS 130A-294(c)(3) NCGS 130A-294(c)(4) NCGS 130A-294(c)(7) NCGS 130A-294(c)(10) NCGS 130A-294(c)(14) NCGS 130A-294(c)(15) NCGS 150B-21.6 15A NCAC 13A.0002(b) 15A NCAC 13A.0006(a) 15A NCAC 13A.0007(c) 15A NCAC 13A.0009(h) 15A NCAC 13A.0009(i) 15A NCAC 13A.0009(x) 15A NCAC 13A.0010(g) 15A NCAC 13A.0010(h) 15A NCAC 13A.0010(k) 15A NCAC 13A.0010(u) 15A NCAC 13A.0012(a) 15A NCAC 13A.0012(b) 15A NCAC 13A.0012(c) 15A NCAC 13A.0012(d) 15A NCAC 13A.0012(e) 15A NCAC 13A.0013(b) 15A NCAC 13A.0013(g) 15A NCAC 13A.0013(j)
Checklist 110: Coke-By-Products Listing	57 FR 37284	8/18/92	NCGS 130A-294(c)(1) NCGS 130A-294(c)(15) NCGS 150B-21.6 15A NCAC 13A.0006(a) 15A NCAC 13A.0006(d) 15A NCAC 13A.0006(e)
Checklist 111: Burning of Hazardous Waste in Boilers and Industrial Furnaces; Tech- nical Amendment III.	57 FR 38558	8/25/92	NCGS 130A-294(c)(1) NCGS 130A-294(c)(15) NCGS 150B-21.6 15A NCAC 13A.0002(b) 15A NCAC 13A.0003(a) 15A NCAC 13A.0006(a) 15A NCAC 13A.0009(b) 15A NCAC 13A.0010(a) 15A NCAC 13A.0011(f) 15A NCAC 13A.0011(g)
Checklist 112: Recycled Used Oil Management Standards	57 FR 41566	9/10/92	NCGS 130A-294(b) NCGS 130A-294(c)(1) NCGS 130A-294(c)(15) 15A NCAC 13A.0002(b) 15A NCAC 13A.0006(a) 15A NCAC 13A.0009(b) 15A NCAC 13A.0010(a) 15A NCAC 13A.0011(c) 15A NCAC 13A.0011(f) 15A NCAC 13A.0018(a)-(i)
Checklist 113: Consolidated Liability Requirements	53 FR 33938 56 FR 30200 57 FR 42832	9/1/88 7/1/91 9/16/92	NCGS 130A-294(c)(7) NCGS 130A-294(c)(10) NCGS 130A-294(c)(15) NCGS 150B-21.6 15A NCAC 13A.0009(i) 15A NCAC 13A.0010(h)
Checklist 114:	57 FR 44999	9/30/92	NCGS 130A-294(c)(1)

Federal requirement	HSWA or FR reference	Promulga- tion	State authority
Burning of Hazardous Waste in Boilers and Industrial Furnaces; Technical Amendment IV.			NCGS 130A-294(c)(7) NCGS 130A-294(c)(15) NCGS 150B-16 NCGS 150B-21.6 15A NCAC 13A.0011(f) 15A NCAC 13A.0011(g) NCGS 130A-294(c)(1) NCGS 150B-21.6
Checklist 115: Chlorinated Toluenes Production Waste Listing	57 FR 47376	10/15/92 NCGS 130A- 294(c)(15)	15A NCAC 13A.0006(d) 15A NCAC 13A.0006(e) NCGS 130A-294(c)(7) NCGS 130A-294(c)(15) NCGS 150B-21.6 15 NCAC 13A.0012(b) NCGS 130A-294(c)(1) NCGS 130A-294(c)(15) NCGS 150B-21.6
Checklist 116: Hazardous Soil Case-by-Case Capacity Variance	57 FR 47772	10/20/92	15A NCAC 13A.0006(a) NCGS 130A-294(c)(1) NCGS 130A-294(c)(7) NCGS 130A-294(c)(8) NCGS 130A-294(c)(15) NCGS 150B-21.6 15A NCAC 13A.0006(a) NCGS 130A-294(c)(1)
Checklist 117A: Reissuance of the "Mixture" and "Derived-From" Rules	57 FR 7628 57 FR 23062 57 FR 49278	3/3/92 6/1/92 10/20/92	
Checklist 117B: Toxicity Characteristic Amendment	57 FR 23062	6/1/92	
Checklist 118: Liquids in Landfills II.	57 FR 54452	11/18/92	NCGS 130A-294(c)(7) NCGS 130A-294(c)(15) NCGS 150A-21.6 15A NCAC 13A.0002(b) 15A NCAC 13A.0009(c) 15A NCAC 13A.0009(o) 15A NCAC 13A.0010(b) 15A NCAC 13A.0010(n) NCGS 130A-294(c)(1) NCGS 130A-294(c)(15) NCGS 150B-21.6 15A NCAC 13A.0006(e) NCGS 130A-294(c)(1)
Checklist 119: Toxicity Characteristic Revision	57 FR 55114 58 FR 6854	11/24/92 2/2/93	15A NCAC 13A.0006(e) NCGS 130A-294(c)(1) NCGS 130A-294(c)(15) NCGS 150B-21.6
Checklist 120: Wood Preserving; Revisions to Listing and Technical Requirements	57 FR 61492	12/24/92	15A NCAC 13A.0006(d) 15A NCAC 13A.0006(t) 15A NCAC 13A.0006(r) NCGS 130A-294(c)(1) NCGS 130A-294(c)(7) NCGS 130A-294(c)(14) NCGS 130A-294(c)(15) NCGS 150B-21.6 15A NCAC 13A.0002(b) 15A NCAC 13A.0009(b) 15A NCAC 13A.0009(g) 15A NCAC 13A.0009(s) 15A NCAC 13A.0010(a) 15A NCAC 13A.0012(a) 15A NCAC 13A.0013(a) 15A NCAC 13A.0013(g) NCGS 130A-294(b) NCGS 130A-294(c)(1)
Checklist 121: Corrective Action Management Units and Temporary Units	58 FR 33341	2/16/93	
Checklist 122: Recycled Used Oil Management Standards; Technical Amendments and Corrections I.	58 FR 26420	5/3/93	NCGS 130A-294(c)(15) NCGS 130A-294(c)(15) NCGS 150B-21.6 15A NCAC 13A.0006(a) 15A NCAC 13A.0009(b) 15A NCAC 13A.0010(a) 15A NCAC 13A.0018(a) 15A NCAC 13A.0018(b) 15A NCAC 13A.0018(c) 15A NCAC 13A.0018(e)

Federal requirement	HSWA or FR reference	Promulgation	State authority
Checklist 123: Land Disposal Restrictions; Renewal of the Hazardous Waste Debris Case-by-Case Capacity Variance.	58 FR 28506	5/14/93	15A NCAC 13A.0018(f) 15A NCAC 13A.0018(g) NCGS 130A-294(c)(7) NCGS 130A-294(c)(15)
Checklist 124: Land Disposal Restrictions for Ignitable and Corrosive Characteristic Wastes Whose Treatment Standards Were Vacated.	58 FR 29860	5/24/93	NCGS 150B-21.6 15A NCAC 13A.0012(b) NCGS 130A-294(c)(7) NCGS 130A-294(c)(15) NCGS 150B-21.6 15A NCAC 13A.0012(b)

C. Decision

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

North Carolina 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. North Carolina 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 North Carolina'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 document 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: September 15, 1995.

Patrick M. Tobin,

Acting Regional Administrator.

[FR Doc. 95-23845 Filed 9-26-95; 8:45 am]

BILLING CODE 6560-50-M

40 CFR Part 372

[OPPTS-400082C; FRL-4977-5]

Toxic Chemical Release Reporting; Community Right-to-Know; Technical Amendment

AGENCY: Environmental Protection Agency (EPA).

ACTION: Technical amendment.

SUMMARY: This document corrects one typographical error in the technical amendment published in the Federal Register of March 10, 1995, in which EPA corrected several other listing errors from a previous Federal Register document (November 30, 1994) under section 313 of the Emergency Planning and Community Right-to-Know Act (EPCRA) of 1986. This typographical error appeared in the Chemical Abstracts Registry (CAS) number for one of the chemicals listed in the regulatory text.

EFFECTIVE DATE: This document is effective September 27, 1995.

FOR FURTHER INFORMATION CONTACT: Maria J. Doa, Project Manager, 202-260-9592, e-mail:

doa.maria@epamail.epa.gov, for specific information on this document. For general information on EPCRA contact the Emergency Planning and Community Right-to-Know Information Hotline, Environmental Protection Agency, Mail Stop 5101, 401 M St., SW., Washington, DC 20460, Toll free: 800-

535-0202, Toll free TDD: 800-553-7672.

SUPPLEMENTARY INFORMATION: In the Federal Register of March 10, 1995 (60 FR 13048), EPA issued a technical amendment to the final rule adding chemicals to the Emergency Planning and Community Right-to-Know Act (EPCRA) section 313 list of toxic chemicals. In this document, EPA corrected the spelling of 4-methyldiphenylmethane-3,4-diisocyanate in the regulatory text from the November 30, 1994 final rule (59 FR 61484). However, in the March 10, 1995 technical amendment, the CAS number for 4-methyldiphenylmethane-3,4-diisocyanate was published incorrectly as "075790-74-0" in the regulatory text, § 372.65(c), page 13048, second column of the table, second entry. The correct CAS number is "075790-84-0." The CAS number for this chemical was published correctly in the November 30, 1994 final rule and only appeared incorrectly in the March 10, 1995 technical amendment (60 FR 13047). This document corrects the error in the previous technical amendment.

List of Subjects in 40 CFR Part 372

Environmental protection, Chemicals, Community right-to-know, Reporting and recordkeeping requirements, and Toxic chemicals.

Dated: September 21, 1995.

John Melone,

Acting Director, Office of Pollution Prevention and Toxics.

Therefore, 40 CFR part 372 is amended as follows:

PART 372—[AMENDED]

1. The authority citation for part 372 continues to read as follows:

Authority: 42 U.S.C. 11013 and 11028.

2. In § 372.65(c), by revising under the category Diisocyanates, the entry for 4-methyldiphenylmethane-3,4-diisocyanate to read as follows: