

allows for a temporary extension of the attainment date, EPA proposes to take no action on the contingency measures until after the temporary waiver has elapsed and EPA has determined the eligibility of the area for a permanent waiver.

III. Implications of Today's Action

EPA is proposing to grant a temporary waiver of the December 31, 1994, attainment date to December 31, 1997. If granted, the Washington Department of Ecology will proceed with determining the significance of anthropogenic and nonanthropogenic sources impacting the Wallula PM-10 nonattainment area. When Ecology has completed its analysis, and/or the temporary waiver expires, EPA will make a final determination of the status of the Wallula nonattainment area. EPA is proposing to approve the control measures submitted by Ecology as meeting RACM and as having been fully implemented by December 10, 1993. Finally, EPA is also proposing to grant an exclusion from precursor control requirements as described in part II. 5 of this notice.

IV. Request for Public Comments

EPA is requesting comments on all aspects of today's proposal. As indicated at the beginning of this notice, EPA will consider any comments postmarked by January 8, 1996.

V. Administrative Review

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 CAA 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 CAA, preparation of a regulatory flexibility analysis would constitute federal inquiry into the economic reasonableness of state action. The CAA forbids EPA to base its actions concerning SIPs on such grounds.

Union Electric Co. v. U.S.E.P.A., 427 U.S. 246, 256-66 (S.Ct. 1976); 42 U.S.C. 7410(a)(2).

Under Section 202 of the Unfunded Mandates Reform Act of 1995 ("Unfunded Mandates Act"), signed into law on March 22, 1995, EPA must prepare a budgetary impact statement to accompany any proposed or final rule that includes a Federal mandate that may result in estimated costs to State, local, or tribal governments in the aggregate; or to the private sector, of \$100 million or more. Under Section 205, EPA must select the most cost-effective and least burdensome alternative that achieves the objectives of the rule and is consistent with statutory requirements. Section 203 requires EPA to establish a plan for informing and advising any small governments that may be significantly or uniquely impacted by the rule.

EPA has determined that the proposed action promulgated does not include a Federal mandate that may result in estimated costs of \$100 million or more to either State, local, or tribal governments in the aggregate, or to the private sector. This Federal action approves pre-existing requirements under State or local law, and imposes no new Federal requirements. Accordingly, no additional costs to State, local, or tribal governments, or to the private sector, result from this action.

Nothing in this action 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 any SIP shall be considered separately in light of specific technical, economic, and environmental factors and in relation to relevant statutory and regulatory requirements.

This action has been classified as a Table 3 action by the Regional Administrator under the procedures published in the Federal Register on January 19, 1989 (54 FR 2214-2224), as revised by a July 10, 1995 memorandum from Mary Nichols, Assistant Administrator for Air and Radiation. The Office of Management and Budget (OMB) has exempted this regulatory action from E.O. 12866 review.

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Intergovernmental relations, Particulate matter, and Reporting and recordkeeping requirements.

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

Dated: November 7, 1995.

Chuck Clarke,

Regional Administrator.

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DEPARTMENT OF DEFENSE

48 CFR Part 15

Federal Acquisition Regulation; Contracting by Negotiation (FAR Part 15 Rewrite)

AGENCY: Department of Defense (DoD).

ACTION: Notice of public meeting.

SUMMARY: The Director of Defense Procurement, in concert with the Federal Acquisition Regulations Council, is sponsoring an initiative to rewrite the Federal Acquisition Regulation (FAR) Part 15, Contracting by Negotiation. The intent is to make Part 15 easier to understand and to eliminate policies, procedures, or requirements that impose unnecessary burdens on contractors or contracting officers. Regulatory requirements that are not required by statute, required to ensure adequately standardized government business practices, or required to protect the public interest will be considered for elimination. Innovative means of simplifying the procurement process and enhancing its efficiency will be considered for incorporation into the regulation. The rewrite team will use a number of fora to facilitate the exchange of ideas and information. Comments are solicited from both government and industry personnel, and notices of public meetings will be published in the Federal Register. To initiate the rewrite effort, interested parties are invited to present statements or provide suggestions on how to improve FAR Part 15 at a public meeting.

DATES: Public Meeting: A public meeting will be conducted at the address shown below from 1 p.m. to 3 p.m., Eastern standard time, on January 23, 1996.

Statements: Statements from interested parties for presentation at the public meeting should be submitted to the address below on or before January 16, 1996.

ADDRESSES: Public Meeting: The location of the public meeting is the General Services Administration auditorium, 18th and F Streets NW., Washington, D.C. 20405. Individuals wishing to attend the meeting, including individuals wishing to make presentations on the topic scheduled for discussion should contact the Part 15 Rewrite Committee Chair, Ms. Melissa

Rider, DAR Council, Attn: IMD 3D139,
PDUSD (A&T) DP/DAR, 3062 Defense
Pentagon, Washington, D.C. 20301-
3062.

FOR FURTHER INFORMATION CONTACT:

Ms. Melissa Rider, telephone (703) 602-
0131. FAX (703) 602-0350.

Michele P. Peterson,

*Executive Editor, Defense Acquisition
Regulations Council.*

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