

**FOR FURTHER INFORMATION CONTACT:** Marilyn J. Kretsinger, Acting General Counsel, Copyright GC/I&R, P.O. Box 70400, Southwest Station, Washington, D.C. 20024. Telephone: (202) 707-8380. Facsimile: (202) 707-8366.

Dated: June 20, 1996.

Marilyn J. Kretsinger,  
*Acting General Counsel.*

[FR Doc. 96-16194 Filed 6-25-96; 8:45 am]

BILLING CODE 1410-30-P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 61

[FRL-5527-3]

#### National Emission Standards for Hazardous Air Pollutants; National Emission Standard for Radon Emissions From Phosphogypsum Stacks

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of public hearing.

**SUMMARY:** The Office of Radiation and Indoor Air, Radiation Protection Division will hold a public hearing on the proposed rule for 40 CFR Part 61, Subpart R, (Subpart R) the National Emission Standard for Radon Emissions from Phosphogypsum Stacks—Notice of Reconsideration. This proposed rule was in response to The Fertilizer Institute's Petition for Reconsideration of the National Emission Standards for Hazardous Air Pollutants regulating radon emissions from phosphogypsum stacks. EPA partially granted and partially denied the TFI petition for reconsideration. Pursuant to that decision, EPA is convening this rulemaking to reconsider 40 CFR 61.205, the provision of the final rule which governs distribution and use of phosphogypsum for research and development, and the methodology utilized under 40 CFR Section 61.207 to establish the average radium-226 concentration for phosphogypsum removed from a phosphogypsum stack.

In the May 8, 1996 Federal Register notice, EPA stated that the hearing, if requested, would be in Washington, D.C.; however, in order to provide the public with a more convenient location setting, the hearing will be held in Orlando, Florida.

**DATES:** The hearing will be held on Thursday, August 1, 1996, beginning at 9:00 am and will continue until concluded. In addition, pursuant to Section 307(d)(5), the public may submit rebuttal and supplemental

information to the docket for thirty (30) days after the public hearing. This comment period will end on August 31, 1996.

**ADDRESSES:** The hearing will take place at the Holiday Inn International Drive Resort, 6515 International Drive, Orlando, Florida 32819. Comments should be submitted (in duplicate) to: Central Docket Section (6101), Environmental Protection Agency, ATTN: Air Docket No. 94-57, Washington, D.C. 20460. The docket is available for public inspection between the hours of 8:00 am and 5:30 pm, Monday through Friday, in Room M1500 of Waterside Mall, 401 M Street, SW, Washington, DC 20460. A reasonable fee may be charged for copying. The FAX number is (202) 260-4400.

**FOR FURTHER INFORMATION CONTACT:** Rita Cestaric, Project Officer, Center for Federal Guidance and Air Standards, Radiation Protection Division, Office of Radiation and Indoor Air (6602J), Environmental Protection Agency, Washington, DC 20460, (202) 233-9762.

**SUPPLEMENTARY INFORMATION:** This meeting is open to all members of the public. Requests to attend and participate in the public hearing on the proposed rule for 40 CFR Part 61, Subpart R, the National Emission Standard for Radon Emissions from Phosphogypsum Stacks—Notice of Reconsideration (61 FR 20775, No. 90, May 8, 1996), should be made by July 16, 1996 and submitted in writing to Eleanor Thornton, Program Analyst, Center for Office of Radiation and Indoor Air (6602J), Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460. Requests may also be faxed to EPA at (202) 233-9629 or 233-9626. Requests to participate in the public hearing should also include an outline of the topics to be addressed, the amount of time requested, and the names of the participants. EPA may also allow testimony to be given at the hearing without prior notice, subject to time restraints and at the discretion of the hearing officer. Three (3) copies of testimony should be submitted at the time of appearance at the hearings. An agenda will be available at the hearing.

Dated: June 20, 1996.

Mary D. Nichols,

*Assistant Administrator for Air and Radiation.*

[FR Doc. 96-16331 Filed 6-25-96; 8:45 am]

BILLING CODE 6560-50-P

### 40 CFR Part 80

[FRL-5522-2]

RIN 2060-AG43

#### Regulation of Fuels and Fuel Additives: Controls Applicable to Gasoline Retailers and Wholesale Purchaser-Consumers; 10 Gallon Per Minute Fuel Dispensing Limit Requirement Implementation

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

**ACTION:** Notice of proposed rulemaking (NPRM).

**SUMMARY:** On January 20, 1993 EPA finalized a requirement limiting vehicle service station fuel dispensing rates to 10 gallons per minute (gpm) maximum, beginning January 1, 1996 for retailers and wholesale purchaser-consumers handling over 10,000 gallons of fuel per month (55 FR 16002, March 24, 1993). In 1995, various groups in the petroleum industry requested that EPA delay the January 1, 1996 deadline, due mainly to the lack of available retrofit parts needed for compliance with the 10gpm requirement. EPA is proposing to delay the implementation date of the 10gpm requirement from January 1, 1996 until July 1, 1996. In addition, EPA is proposing regulation changes to clarify that the hardware/software for controlling the fuel dispensing rate may be located anywhere in the pump/dispenser system and that refueling facilities are exempt from the 10gpm requirement if used exclusively to refuel heavy-duty vehicles, boats or airplanes.

Because the rule revision is not expected to receive any adverse comments, the revision is also being issued as a direct final rule in the Final Rules section of this Federal Register.

**DATES:** Comments on the regulations proposed by this action must be received on or before July 26, 1996.

**ADDRESSES:** Materials relevant to the initial final rule, and today's action are available for inspection in Public Dockets A-89-18 and A-95-53 at Air Docket Section, U.S. Environmental Protection Agency, EPA Air Docket Section (6102), First Floor, Waterside Mall, Room M-1500, 401 M Street S.W., Washington, D.C. 20460 (telephone 202-260-7549, fax 202-260-4400) between the hours of 8 a.m. and 5:30 p.m. A reasonable fee may be charged by EPA for copying docket material.

All written comments must be identified with the appropriate docket number (Docket No. A-95-53) and must be submitted in duplicate to the address listed above, with a complimentary