

Office prior to the publication of the rule of today's **Federal Register**. This rule is not a "major rule" as defined by 5 U.S.C. 804(2).

*E. Petitions for Judicial Review*

Under section 307(b)(1) of the CAA, petitions for judicial review of this action to approve a revision to the Delaware SIP for General Conformity must be filed in the United States Court of Appeals for the appropriate circuit by September 15, 1997. Filing a petition for reconsideration by the Administrator of this rule does not affect the finality of this rule for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such a rule or action.

This action pertaining to the approval of Delaware Regulation 35 for General Conformity Rule may not be challenged later in the proceedings to enforce its requirements. (See section (b)(2).)

**List of Subjects in 40 CFR Part 52**

Environmental protection, Air pollution control, Incorporation by reference, Intergovernmental relations.

Dated: June 30, 1997.

**Thomas Voltaggio,**

*Acting Regional Administrator, Region III.*

40 CFR part 52 is amended as follows:

**PART 52—[AMENDED]**

1. The authority citation for part 52 continues to read as follows:

**Authority:** 42 U.S.C. 7401–7671q.

**Subpart I—Delaware**

2. Section 52.420 is amended by adding paragraphs (c)(58) to read as follows:

**§ 52.420 Identification of plan.**

\* \* \* \* \*

(c) \* \* \*

(58) Revisions to the Delaware State Implementation Plan on October 2, 1996 by the Delaware Department of Natural Resources & Environmental Control:

(i) Incorporation by reference.

(A) A letter of October 2, 1996 from the Delaware Department of Natural Resources & Environmental Control transmitting the General Conformity Rule.

(B) Delaware Regulation 35—Conformity of General Federal Actions to the State Implementation Plans (General Conformity), effective August 14, 1996.

(ii) Additional Material from the Delaware's October 2, 1996 submittal pertaining to Regulation 35.

[FR Doc. 97-18569 Filed 7-14-97; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 52**

[MN43-02-7268; FRL-5855-8]

**Approval and Promulgation of Implementation Plan; Minnesota; Correction**

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

**ACTION:** Final rule correction.

**SUMMARY:** This document contains corrections to a final rule preamble which was published Wednesday, April 23, 1997 (62 FR 19674). The final rule approved the general conformity regulation which was incorporated by reference into the Minnesota State Implementation Plan (SIP).

**EFFECTIVE DATE:** This action is effective July 15, 1997.

**FOR FURTHER INFORMATION CONTACT:** Michael G. Leslie, Regulation Development Section (AR-18J), Air Programs Branch, Air and Radiation Division, United States Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, Telephone Number (312) 353-6680.

**SUPPLEMENTARY INFORMATION:**

**I. Background**

On April 23, 1997 (62 FR 19674), the EPA approved a revision to the Minnesota SIP containing the general conformity regulation that contains criteria and procedures for assessing conformity of Federal actions to applicable SIPs. However, in the EPA final rulemaking, EPA inadvertently stated that Benton, Sherburne, and Stearns Counties are designated Carbon Monoxide (CO) maintenance areas, when in fact only a portion of each of these counties, namely the city of St. Cloud, are CO maintenance areas. The EPA apologizes for any inconvenience this action may have caused interested parties.

**II. Miscellaneous**

*A. Executive Order 12866*

Under Executive Order 12866 (58 FR 51735, October 4, 1993), this action is not a "significant regulatory action" and is, therefore not subject to review by the Office of Management and Budget. In

addition, this action does not impose any enforceable duty or contains any unfunded mandate as described in the Unfunded Mandates Reform Act of 1995 (Pub. L. 104-4), or requires prior consultation with State officials as specified by Executive Order 12875 (58 FR 58093, October 28, 1993), or involve special consideration of environmental justice related issues as required by Executive Order 12898 (59 FR 7629, February 16, 1994).

*B. Regulatory Flexibility Act*

Because this action is not subject to notice and comment requirements under the Administrative Procedure Act or any other statute, it is not subject to the provisions of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*).

*C. Submission to Congress and the General Accounting Office*

Under 5 U.S.C. 801(a)(1)(A) as added by the Small Business Regulatory Enforcement Fairness Act of 1996, EPA submitted a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives and the Comptroller General of the General Accounting Office prior to publication of the rule in today's **Federal Register**. This rule is not a "major rule" as defined by 5 U.S.C. 804(2).

**List of Subjects in 40 CFR Part 52**

Environmental protection, Air pollution control, General conformity, Hydrocarbons, Intergovernmental relations, Sulfur dioxide, Ozone, Volatile organic compounds.

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

Dated: June 23, 1997.

**David A. Ullrich,**

*Acting Regional Administrator.*

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**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 52**

[MS21-1-9718a; MS22-1-9719a: FRL-5857-5]

**Clean Air Act Approval and Promulgation of Revisions to the Mississippi State Implementation Plan (SIP)**

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

**ACTION:** Direct final rule.

**SUMMARY:** EPA is approving revisions to the Mississippi State implementation plan (SIP) submitted on September 30,