

The intended effect of proposing approval of this rule is to regulate emissions of VOCs in accordance with the requirements of the Clean Air Act, as amended in 1990 (CAA or the Act). In the Final Rules Section of this **Federal Register**, the EPA is approving the state's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial revision amendment and anticipates no adverse comments. A detailed rationale for this approval is set forth in the direct final rule. If no adverse comments are received in response to this proposed rule, no further activity is contemplated in relation to this rule. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. The EPA will not institute a second comment period on this document. Any parties interested in commenting on this action should do so at this time.

**DATES:** Comments on this proposed rule must be received in writing by September 24, 1997.

**ADDRESSES:** Written comments on this action should be addressed to: Andrew Steckel, Rulemaking Office (AIR-4), Air Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105-3901.

Copies of the rule revisions and EPA's evaluation report of BAAQMD Rule 8-5 are available for public inspection at EPA's Region 9 office during normal business hours. Copies of the submitted rule revisions are also available for inspection at the following locations: Bay Area Air Quality Management District, 939 Ellis Street, San Francisco, CA 94109. California Air Resources Board, Stationary Source Division, Rule Evaluation Section, 2020 "L" Street, Sacramento, CA 95812.

**FOR FURTHER INFORMATION CONTACT:** Yvonne Fong, Rulemaking Office [AIR-4], Air Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105-3901, Telephone: (415) 744-1199.

**SUPPLEMENTARY INFORMATION:** This document concerns Bay Area Air Quality Management District Rule 8-5, Storage of Organic Liquids, submitted to EPA on May 24, 1994 by the California Air Resources Board. For further information, please see the information provided in the Direct Final action that is located in the Rules Section of this **Federal Register**.

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

Dated: August 11, 1997.

**Felicia Marcus,**

*Regional Administrator.*

[FR Doc. 97-22514 Filed 8-22-97; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[CA 157-0046b; FRL-5881-2]

#### Approval and Promulgation of State Implementation Plans; California State Implementation Plan Revision, San Joaquin Valley Unified Air Pollution Control District

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to approve a revision to the California State Implementation Plan (SIP) which concerns the control of volatile organic compound (VOC) emissions from adhesives.

The intended effect of proposing approval of this rule is to regulate emissions of VOCs in accordance with the requirements of the Clean Air Act, as amended in 1990 (CAA or the Act). In the Final Rules Section of this **Federal Register**, the EPA is approving the state's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial revision amendment and anticipates no adverse comments. A detailed rationale for this approval is set forth in the direct final rule. If no adverse comments are received in response to this proposed rule, no further activity is contemplated in relation to this rule. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. The EPA will not institute a second comment period on this document. Any parties interested in commenting on this action should do so at this time.

**DATES:** Comments on this proposed rule must be received in writing by September 24, 1997.

**ADDRESSES:** Written comments on this action should be addressed to: Andrew Steckel, Rulemaking Office (AIR-4), Air Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105-3901.

Copies of the rule revisions and EPA's evaluation report of this rule are available for public inspection at EPA's Region 9 office during normal business

hours. Copies of the submitted rule revisions are also available for inspection at the following locations: San Joaquin Valley Unified Air Pollution Control District, 1999 Tuolumne Street, Suite #200, Fresno, CA 93721. California Air Resources Board, Stationary Source Division, Rule Evaluation Section, 2020 "L" Street, Sacramento, CA 95812.

**FOR FURTHER INFORMATION CONTACT:** Yvonne Fong, Rulemaking Office [AIR-4], Air Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105-3901, Telephone: (415) 744-1199.

**SUPPLEMENTARY INFORMATION:** This document concerns San Joaquin Valley Unified Air Pollution Control District Rule 4653, Adhesives, submitted to EPA on August 10, 1995 by the California Air Resources Board. For further information, please see the information provided in the Direct Final action that is located in the Rules Section of this **Federal Register**.

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

Dated: August 6, 1997.

**David P. Howekamp,**

*Acting Regional Administrator.*

[FR Doc. 97-22516 Filed 8-22-97; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 60

[AD-FRL-5879-5]

RIN 2016-AD04

#### Emission Guidelines for Existing Sources and Standards of Performance for New Stationary Sources: Large Municipal Waste Combustion Units

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

**ACTION:** Proposed rule.

**SUMMARY:** This action proposes to amend the emission guidelines (subpart Cb) and the standards of performance (subpart Eb) for municipal waste combustion (MWC) units. These proposed amendments are companion amendments to the court-ordered remand amendments published elsewhere in this **Federal Register**. These proposed amendments would improve the clarity of subparts Cb and Eb, and would make technical corrections that have been brought to EPA's attention since the December 19, 1995 promulgation.

**DATES:** Comments must be received on or before September 24, 1997. Additionally, a hearing will be convened if requests to speak are received by September 9, 1997. If requests to speak are received, the hearing will take place on September 16, 1997 beginning at 10:00 a.m. A message regarding the status of the public hearing may be accessed by calling (919) 541-5264.

**ADDRESSES:** *Comments.* Comments should be submitted (in duplicate, if possible) to: Air and Radiation Docket and Information Center (MC-6102), Attention Docket Number A-90-45/Section VIII-E, U.S. Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460. Note that this is a different docket section number than that specified for comments on the court-related amendments included in a separate notice in today's **Federal Register**. Refer to **SUPPLEMENTARY INFORMATION** for information regarding electronic submittal of comments.

*Public Hearing.* If a public hearing is held, it will be held at EPA's Office of Administration Auditorium, Research Triangle Park, North Carolina, or at an alternate site nearby. Persons interested in presenting oral testimony should notify Ms. Donna Collins, Combustion Group, Emission Standards Division (MD-13), U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711, telephone (919) 541-5578. The final meeting status and location can be determined by calling (919) 541-5264.

*Docket.* Docket Nos. A-90-45 and A-89-08, containing supporting information for this rulemaking, are available for public inspection and copying between 8:00 a.m. and 5:30 p.m., Monday through Friday, at EPA's Air and Radiation Docket and Information Center (Mail Code 6102), 401 M Street, SW, Washington, DC 20460, or by calling (202) 260-7548. The docket is located at the above address in Room M-1500, Waterside Mall (ground floor, central mall). A reasonable fee may be charged for copying.

**FOR FURTHER INFORMATION CONTACT:** Mr. Walter Stevenson at (919) 541-5264, Combustion Group, Emission Standards Division (MD-13), U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711.

**SUPPLEMENTARY INFORMATION:** If no significant material adverse comments are received on these proposed amendments by the specified date, no further activity is contemplated in relation to this proposal, and the companion direct final rule (see the

final rules section of this **Federal Register**) will automatically become effective on the date specified therein. If significant material adverse comments are received on this proposal, the companion direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposal. Any parties interested in commenting should do so during this comment period.

The regulatory text for the proposed amendments is the same as the regulatory text for the direct final rule; the text is being published with the companion direct final rule and is incorporated by reference herein. In the regulatory text, the effective dates and the compliance dates are keyed to the promulgation date for both the guidelines and the standards. In the regulatory text of the guidelines, the State plan submittal dates and required final compliance dates are also dependent upon the promulgation date of these amendments. Therefore, if EPA were to withdraw the direct final rule as a result of comments on this proposal, the aforementioned dates would be revised to reflect the subsequent final promulgation date.

For further supplementary information, the detailed rationale, and the specific amendments being proposed, see the information provided in the companion direct final rule in the direct final rules section of this issue of the **Federal Register**.

#### **Electronic Submittal of Comments**

Comments and data may be submitted in hard copy or electronically. Electronic submittals should be sent to A-and-R-Docket@epamail.epa.gov. No Confidential Business Information (CBI) should be submitted through e-mail. Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Electronic comments on this proposed rule may be filed online at many Federal Depository Libraries.

Comments and data will also be accepted on disks in WordPerfect 5.1 or 6.1 file format or ASCII file format. All comments and data for this proposal, whether in paper form or in electronic forms such as through e-mail or on disk, must be identified by the docket number A-90-45/Section VIII-E.

#### **Executive Order 12866 Review**

Under Executive Order 12866 (58 FR 51735, October 4, 1993), EPA must determine whether the regulatory action is "significant" and, therefore, subject to OMB review and the requirements of the Executive Order. The EPA

considered the 1995 guidelines and standards to be significant and the rules were reviewed by OMB in 1995 (see 60 FR 65405). The amendments proposed today would not result in any additional control requirements and this regulatory action is considered "not significant" under Executive Order 12866.

#### **Unfunded Mandates Act**

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 statement to accompany any rule where the estimated costs to State, local, or tribal governments, or to the private sector will be \$100 million or more in any 1 year. Section 203 requires EPA to establish a plan for informing and advising any small governments that may be significantly impacted by the rule. An unfunded mandates statement was prepared and published in the 1995 promulgation notice (see 60 FR 65405-65412).

The EPA has determined that the proposed amendments do not include any new Federal mandate. Therefore, the requirements of the Unfunded Mandates Act do not apply to this proposed rule.

#### **Regulatory Flexibility Act (RFA)**

Section 605 of the RFA requires Federal agencies to give special consideration to the impacts of regulations on small entities, which are small businesses, small organizations, and small governments. During the 1995 rulemaking, EPA estimated that few, if any, small entities would be affected by the promulgated standards and guidelines and, therefore, a regulatory flexibility analysis was not required (see 60 FR 65413). The rules proposed today would not establish any new requirements; therefore, pursuant to the provisions of 5 U.S.C. 605(b), EPA certifies that the amendments to the guidelines and standards will not have a significant impact on a substantial number of small entities, and a regulatory flexibility analysis is not required.

#### **List of Subjects in 40 CFR Part 60**

Environmental protection, Air pollution control, Reporting and recordkeeping requirements.

Dated: August 15, 1997.

**Carol M. Browner,**  
*Administrator.*

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