

This is not a "major rule" as defined by 5 U.S.C. 804(2).

Dated: December 23, 1997.

Authority: 21 U.S.C. 346a and 371.

List of Subjects in 40 CFR Part 180

Environmental protection, Administrative practice and procedure, Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements.

Peter Caulkins,

Acting Director, Registration Division, Office of Pesticide Programs.

Therefore, 40 CFR chapter I is amended as follows:

PART 180 — [AMENDED]

1. The authority citation for part 180 continues to read as follows:

2. In §180.442, by alphabetically adding "cabbage" to the table in paragraph (b) to read as follows:

§ 180.442 Bifenthrin; tolerances for residues.

* * * * *
(b) * * *

Commodity	Parts per million	Expiration/Revocation Date
Cabbage	2.0	12/31/98

* * * * *

[FR Doc. 98-674 Filed 1-13-98; 8:45 am]
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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 180, 185, and 186

[OPP-300572; FRL-5755-9]

RIN 2070-AB78

Consolidation of Certain Food and Feed Additive Tolerance Regulations

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule; Technical amendments.

SUMMARY: This rule transfers certain of the pesticide food and feed additive regulations that are now in 40 CFR parts 185 and 186 to part 180. EPA is consolidating these regulations because as a matter of law all of the pesticide tolerances are now considered to be regulated under FFDCA section 408 as amended by the Food Quality Protection Act (Pub. L. 104-17) and they no longer need to be separate.

DATES: This rule becomes effective January 14, 1998. Written objects and hearing requests must be received by March 16, 1998.

ADDRESSES: Written objections and hearing requests, identified by the docket control number [OPP-300572], must be submitted to: Hearing Clerk (1900), Environmental Protection Agency, Rm. M3708, 401 M St., SW., Washington, DC 20460. Fees accompanying objections and hearing requests shall be labeled "Tolerance Petition Fees" and forwarded to: EPA Headquarters Accounting Operations

Branch, OPP (Tolerance Fees), P.O. Box 360277M, Pittsburgh, PA 15251. A copy of any objections and hearing requests filed with the Hearing Clerk identified by the docket control number, [OPP-300572], must also be submitted to: Public Information and Records Integrity Branch, Information Resources and Services Division (7502C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, bring a copy of objections and hearing requests to Rm. 1132, CM #2, 1921 Jefferson Davis Hwy., Arlington, VA.

A copy of objections and hearing requests filed with the Hearing Clerk may be submitted electronically by sending electronic mail (e-mail) to: opp-docket@epamail.epa.gov. Copies of electronic objections and hearing requests must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Copies of electronic objections and hearing requests will also be accepted on disks in WordPerfect 5.1/6.1 or ASCII file format. All copies of electronic objections and hearing requests must be identified by the docket control number [OPP-300572]. No Confidential Business Information (CBI) should be submitted through e-mail. Copies of electronic objections and hearing requests on this rule may be filed online at many Federal Depository Libraries.

FOR FURTHER INFORMATION CONTACT: By mail, Jeffrey Morris, Special Review Branch (7508W), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location, telephone number, and e-mail: 3rd floor, Crystal Station, 2800 Crystal Drive, Arlington,

VA 22202, (703) 308-8029; e-mail: morris.jeffrey@epamail.epa.gov.

SUPPLEMENTARY INFORMATION: The Office of Pesticide Programs is transferring some of the Tolerance regulations now in parts 185 and 186 to part 180. EPA is moving these sections because, whereas in the past tolerances for processed food and animal feeds regulated under section 409 of the Federal Food, Drug and Cosmetic Act (FFDCA, 21 U.S.C. 301 et seq.) were placed under parts 185 and 186, as a matter of law all tolerances in these sections are now considered to be regulated under FFDCA section 408 as amended by the Food Quality Protection Act (Pub. L. 104-17), and therefore belong under part 180.

I. Public Record and Electronic Submissions

EPA has established a record for this rulemaking under docket control number [OPP-300572] (including any comments and data submitted electronically). A public version of this record, including printed, paper versions of electronic comments, which does not include any information claimed as CBI, is available for inspection from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The public record is located in Room 1132 of the Public Information and Records Integrity Branch, Information Resources and Services Division (7502C), Office of Pesticide Programs, Environmental Protection Agency, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA.

Electronic comments may be sent directly to EPA at:

opp-docket@epamail.epa.gov.

Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption.

The official record for this rulemaking, as well as the public version, as described above will be kept in paper form. Accordingly, EPA will transfer any copies of objections and hearing requests received electronically into printed, paper form as they are received and will place the paper copies in the official rulemaking record which will also include all comments submitted directly in writing. The official rulemaking record is the paper record maintained at the Virginia address in "ADDRESSES" at the beginning of this document.

II. Regulatory Assessment Requirements

This final rule does not impose any requirements. It only implements a technical correction to the Code of Federal Regulations (CFR). As such, this action does not require review by the Office of Management and Budget (OMB) under Executive Order 12866, entitled Regulatory Planning and Review (58 FR 51735, October 4, 1993), the Paperwork Reduction Act (PRA), 44 U.S.C. 3501 et seq., or Executive Order 13045, entitled Protection of Children from Environmental Health Risks and Safety Risks (62 FR 19885, April 23, 1997). For the same reason, it does not require any action under Title II of the Unfunded Mandates Reform Act of 1995 (UMRA) (Pub. L. 104-4), Executive Order 12875, entitled Enhancing the Intergovernmental Partnership (58 FR 58093, October 28, 1993), or Executive Order 12898, entitled Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations (59 FR 7629, February 16, 1994). In addition, since this type of action does not require any proposal, no action is needed under the Regulatory Flexibility Act (RFA) (5 U.S.C. 601 et seq.).

III. 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, the Agency has 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 this rule in today's **Federal Register**. This is a technical correction to the Code of Federal Regulations and is not

a major rule as defined by 5 U.S.C. 804(2).

List of Subjects

40 CFR Part 180

Environmental protection, Administrative practice and procedure, Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements.

40 CFR Part 185

Environmental protection, Food additives, Pesticides and pests.

40 CFR Part 186

Environmental protection, Animal feeds, Pesticides and pests.

Dated: January 5, 1998.

Lois Rossi,

Director, Special Review and Reregistration Division, Office of Pesticide Programs.

Therefore, 40 CFR Chapter I is amended as follows:

1. In part 180:

a. The authority citation for part 180 continues to read as follows:

Authority: 21 U.S.C. 346a and 371.

b. Section 180.106 is revised to read as follows:

§ 180.106 Diuron; tolerances for residues.

(a) *General.* Tolerances for residues of the herbicide diuron (3-(3,4-dichlorophenyl)-1,1-dimethylurea) in or on food commodities are established as follows:

Commodity	Parts per million
Alfalfa	2
Apples	1
Artichokes	1
Asparagus	7
Bananas	0.1
Barley, grain	1
Barley, hay	2
Birdsfoot trefoil, forage ...	2
Birdsfoot trefoil, hay	2
Blackberries	1
Blueberries	1
Boysenberries	1
Bermuda grass	7
Bermuda grass, hay	7
Cattle, fat	1
Cattle, meat	1
Cattle, meat byproducts ..	1
Citrus fruits,	1
Citrus pulp, dried	4
Clover, forage	2
Clover, hay	2
Corn in grain or ear form (including sweet corn, field corn, popcorn)	1
Corn, sweet, fodder	2
Corn, sweet, forage	2
Cottonseed	1
Currants	1
Dewberries	1
Goats, fat	1
Goats, meat	1

Commodity	Parts per million
Goats, meat byproducts	1
Gooseberries	1
Grapes	1
Grass crops (other than Bermuda grass)	2
Grass, hay (other than Bermuda grass hay)	2
Hogs, fat	1
Hogs, meat	1
Hogs, meat byproducts ...	1
Horses, fat	1
Horses, meat	1
Horses, meat byproducts	1
Huckleberries	1
Loganberries	1
Nuts	0.1
Oats, forage	2
Oat, grain	1
Oats, hay	2
Oats, straw	2
Olives	1
Papayas	0.5
Peaches	0.1
Pears	1
Peas	1
Peas, forage	2
Peas, hay	2
Peppermint, hay	2
Pineapple	1
Potatoes	1
Raspberries	1
Rye, forage	2
Rye, grain	1
Rye, hay,	2
Rye, straw	2
Sheep, fat	1
Sheep, meat	1
Sheep, meat byproducts	1
Sorghum, fodder	2
Sorghum, forage	2
Sorghum, grain	1
Sugarcane,	1
Wheat, forage	2
Wheat, grain	1
Wheat, hay	2
Wheat, straw	2
Vetch, forage	2
Vetch, hay	2
Vetch, seed	1

(b) *Section 18 emergency exemptions.*

[Reserved]

(c) *Tolerances with regional registrations.* [Reserved]

(d) *Indirect or inadvertent residues.*

[Reserved]

c. Section 180.108 is amended by adding a heading to paragraph (a), by adding alphabetically entries to the table in paragraph (a) for "cottonseed hulls," "cottonseed meal," and "soybean meal," by redesignating paragraph (b) as paragraph (c), and adding a paragraph heading to newly designated paragraph (c); by adding and reserving new paragraphs (b) and (d) with paragraph headings to read as follow.

§ 180.108 Acephate; tolerances for residues.

(a) *General.* * * *

Commodity	Parts per million
* * * *	*
Cottonseed, hulls	4
Cottonseed, meal	8
* * * *	*
Soybean, meal	4

(b) Section 18 emergency exemptions. [Reserved]

(c) Tolerances with regional registrations. * * *

(d) Indirect or inadvertent residues. [Reserved]

d. Section 180.153 is amended by adding a paragraph heading to paragraph (a), by designating the text following the heading as paragraph (a)(1); by redesignating the text of paragraph (b) as paragraph (c), adding a heading to newly designated paragraph (c), and by adding and reserving new paragraphs (b) and (d) with paragraph headings to read as follows.

§ 180.153 Diazinon; tolerances for residues.

(a) General. (1) * * *

(b) Section 18 emergency exemptions. [Reserved]

(c) Tolerances with regional registrations. * * *

(d) Indirect or inadvertent residues. [Reserved]

e. Section 180.173 is amended by designating the existing text as paragraph (a), and adding a paragraph heading to newly designated paragraph (a); by adding alphabetically to the table in newly designated paragraph (a) an entry for "citrus pulp, dehydrated," "raisins," and "Tea, dried," by adding and reserving paragraphs (b), (c), and (d) with paragraph headings to read as follows.

§ 180.173 Ethion; tolerances for residues.

(a) General. * * *

Commodity	Parts per million
* * * *	*
Citrus pulp, dehydrated	10
* * * *	*
Raisins	4
* * * *	*
Tea, dried	10

(b) Section 18 emergency exemptions. [Reserved]

(c) Tolerances with regional registrations. [Reserved]

(d) Indirect or inadvertent residues. [Reserved]

f. Section 180.183 is revised to read as follows:

§ 180.183 O,O-Diethyl S-[2-(ethylthio)ethyl] phosphorodithioate; tolerances for residues.

(a) General. (1) Tolerances are established for the combined residues of the insecticide O,O-diethyl S-[2-(ethylthio)ethyl] phosphorodithioate and its cholinesterase-inhibiting metabolites, calculated as demeton, in or on the following raw agricultural commodities:

Commodity	Parts per million
Alfalfa, fresh	5.0
Alfalfa, hay	12.0
Barley, grain	0.75
Barley, straw	5.0
Beans, dry	0.75
Beans, lima	0.75
Beans, snap	0.75
Beans, vines	5.0
Beets, sugar, roots	0.5
Beets, sugar, tops	2.0
Broccoli	0.75
Brussels sprouts	0.75
Cabbage	0.75
Cauliflower	0.75
Clover, fresh	5.0
Clover, hay	12.0
Coffee beans	0.3
Corn, field, fodder	5.0
Corn, field, forage	5.0
Corn, grain	0.3
Corn, pop	0.3
Corn, pop, fodder	5.0
Corn, pop, forage	5.0
Corn, sweet, fodder	5.0
Corn, sweet, forage	5.0
Corn, sweet, grain (K+CWHR)	0.3
Cottonseed	0.75
Hops	0.5
Lettuce	0.75
Oats, fodder, green	5.0
Oats, grain	0.75
Oats, straw	5.0
Peanuts	0.75
Peas	0.75
Peas, vines	5.0
Pecans	0.75
Peppers	0.1
Pineapples	0.75
Pineapples, foliage	5.0
Potatoes	0.75
Rice	0.75
Rice, straw	5.0
Sorghum, fodder	5.0
Sorghum, forage	5.0
Sorghum, grain	0.75
Soybeans	0.1
Soybeans, forage	0.25
Soybeans, hay	0.25
Spinach	0.75
Sugarcane	0.3
Tomatoes	0.75
Wheat, fodder, green	5.0
Wheat, grain	0.3
Wheat, straw	5.0

(2) Tolerances for residues of O,O-diethyl S-2-(ethylthio)ethyl

phosphorodithioate, calculated as demeton, in ingredients for livestock feed are established as follows:

(i) 5 parts per million in dehydrated sugar beet pulp when present therein as a result of the application of the pesticide to the growing agricultural crop, provided that, if residues of demeton are also present, the total of both residues shall not exceed 5 parts per million.

(ii) 5 parts per million in pineapple bran when present therein as a result of the application of the insecticide in the production of pineapples.

(b) Section 18 emergency exemptions. [Reserved]

(c) Tolerances with regional registrations. Tolerances with regional registration, as defined in § 180.1(n), are established for the combined residues of O,O-diethyl S-[2-(ethylthio)ethyl] phosphorodithioate and its cholinesterase-inhibiting metabolites, calculated as demeton, in or on the following raw agricultural commodities:

Commodity	Parts per million
Asparagus	0.1

(d) Indirect or inadvertent residues. [Reserved]

g. Section 180.206 is amended by designating the existing text as paragraph (a), and adding a paragraph heading, by adding alphabetically an entry to the table in newly designated paragraph (a) for "sugarbeet, dried pulp," and by adding and reserving paragraphs (b), (c) and (d) with paragraph headings to read as follows.

§ 180.206 Phorate; tolerances for residues.

(a) General. * * *

Commodity	Parts per million
* * * *	*
Sugarbeets, dried pulp	1
* * * *	*

(b) Section 18 emergency exemptions. [Reserved]

(c) Tolerances with regional registrations. [Reserved]

(d) Indirect or inadvertent residues. [Reserved]

h. Section 180.213 is revised to read as follows:

§ 180.213 Simazine; tolerances for residues.

(a) General. (1) Tolerances are established for residues of the herbicide simazine (2-chloro- 4,6-bis(ethylamino)-

s-triazine) in or on the following raw agricultural commodities:

Commodity	Parts per million
Alfalfa	15
Alfalfa, forage	15
Alfalfa, hay	15
Almonds	0.25
Almonds, hulls	0.25
Apples	0.25
Artichokes	0.5
Asparagus	10
Avocados	0.25
Bermuda grass	15
Bermuda grass, forage	15
Bermuda grass, hay	15
Blackberries	0.25
Blueberries	0.25
Boysenberries	0.25
Cattle, fat	0.02 (N)
Cattle, mbyop	0.02 (N)
Cattle, meat	0.02 (N)
Cherries	0.25
Corn, fodder	0.25
Corn, forage	0.25
Corn, fresh (inc. sweet K+CWHR)	0.25
Corn, grain	0.25
Cranberries	0.25
Currants	0.25
Dewberries	0.25
Eggs	0.02 (N)
Filberts	0.25
Goats, fat	0.02 (N)
Goats, mbyop	0.02 (N)
Goats, meat	0.02 (N)
Grapefruit	0.25
Grapes	0.25
Grass	15
Grass, forage	15
Grass, hay	15
Hogs, fat	0.02 (N)
Hogs, mbyop	0.02 (N)
Hogs, meat	0.02 (N)
Horses, fat	0.02 (N)
Horses, mbyop	0.02 (N)
Horses, meat	0.02 (N)
Lemons	0.25
Loganberries	0.25
Macadamia nuts	0.25
Milk	0.02 (N)
Molasses (from sugarcane)	1
Olives	0.25
Oranges	0.25
Peaches	0.25
Pears	0.25
Pecans	0.1 (N)
Plums	0.25
Poultry, fat	0.02 (N)
Poultry, mbyop	0.02 (N)
Poultry, meat	0.02 (N)
Raspberries	0.25
Sheep, fat	0.02 (N)
Sheep, mbyop	0.02 (N)

Commodity	Parts per million
Sheep, meat	0.02 (N)
Strawberries	0.25
Sugarcane	0.25
Walnuts	0.2

(2) Tolerances are established for the combined residues of the herbicide simazine (2-chloro-4,6-bis(ethylamino)-s-triazine) and its metabolites 2-amino-4-chloro-6-ethylamino-s-triazine and 2,4-diamino-6-chloro-s-triazine in or on raw agricultural commodities as follows:

Commodity	Parts per million
Bananas	0.2
Fish	12

(b) Section 18 emergency exemptions. [Reserved]
 (c) Tolerances with regional registrations. [Reserved]
 (d) Indirect or inadvertent residues. [Reserved]

§ 180.213a [Removed]

i. Section 180.213a is removed.
 j. Section 180.242 is amended by adding a heading to paragraph (a) and designating the text after the heading as paragraph (a)(1), by adding alphabetically new entries to the table in newly designated paragraph (a)(1), by redesignating paragraph (b) as paragraph (a)(2), and by adding and reserving new paragraphs (b), (c), and (d) with headings to read as follows.

§ 180.242 Thiabendazole; tolerances for residues.

(a) General. (1) * * *

Commodity	Parts per million
* * * * *	*
Beets, sugar, pulp (dried and/or dehydrated)	3.5
* * * * *	*
Citrus pulp, dried (POST-H)	35
* * * * *	*
Potato processing waste (PRE- & POST-H)	30
Rice, hulls	8
* * * * *	*
Wheat milled fractions (except flour)	3.0

Commodity	Parts per million
* * * * *	*

(b) Section 18 emergency exemptions. [Reserved]

(c) Tolerances with regional registrations. [Reserved]

(d) Indirect or inadvertent residues. [Reserved]

k. Section 180.254 is amended by adding a paragraph heading to paragraph (a), by adding entries alphabetically to the table in paragraph (a) for "raisins," and "raisin, waste," by removing and reserving paragraph (b) with a heading, by revising paragraph (c) and by adding and reserving paragraph (d) with a heading to read as follows.

§ 180.254 Carbofuran; tolerances for residues.

(a) General. * * *

Commodity	Parts per million
* * * * *	*
Raisins (of which no more than 1.0 ppm is carbamate)	2.0
* * * * *	*
Raisins, waste (of which no more than 3.0 ppm is carbamate)	6.0
* * * * *	*

(b) Section 18 emergency exemptions. [Reserved]

(c) Tolerances with regional registration. Tolerances with regional registration, as defined in § 180.1(n), are established for the combined residues of the insecticide carbofuran (2,3-dihydro-2,2-dimethyl-7-benzofuranyl-N-methylcarbamate), its carbamate metabolite 2,3-dihydro-2,2-dimethyl-3-hydroxy-7-benzofuranyl-N-methylcarbamate, and its phenolic metabolites 2,3-dihydro-2,2-dimethyl-7-benzofuranol, 2,3-dihydro-2,2-dimethyl-3-oxo-7-benzofuranol, and 2,3-dihydro-2,2-dimethyl-3,7-benzofurandiyl in or on the following raw agricultural commodity:

Commodity	Parts per million	Expiration/Revocation date
Artichokes (of which not more than 0.2 ppm is carbamates)	0.4	None
Canola (of which no more than 0.2 ppm is carbamate)	1.0	2/22/98

(d) *Indirect or inadvertent residues.*
[Reserved]

1. Section 180.294 is amended by adding a heading to paragraph (a), by adding entries alphabetically to the table in paragraph (a) for "raisins," "tomato products, concentrated," "citrus, dried pulp," and "rice, hulls," by redesignating paragraph (b) as paragraph (c), by adding a paragraph heading to newly designated paragraph (c), and by adding and reserving new paragraphs (b) and (d) with headings to read as follows.

§ 180.294 Benomyl; tolerance for residues.
(a) *General.* * * *

Commodity	Parts per million
* * * *	*
Citrus, dried pulp	50
Raisins,	50
Rice, hulls	20
Tomoto products, concentrated	50

(b) *Section 18 emergency exemptions.*
[Reserved]

(c) *Tolerances with regional registrations.* * * *

(d) *Indirect or inadvertent residues.*
[Reserved]

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.

§§ 185.100, 185.350, 185.600, 185.2750 and 185.5550 [Removed]

b. Sections 185.100, 185.350, 185.600, 185.2750 and 185.5550 are removed.

§ 185.1750 [Partially Redesignated and Removed]

c. Section 185.1750 is amended by redesignating the text into § 180.153 as follows:

1. By designating the introductory text as paragraph (a)(2), and by redesignating existing paragraphs (a), (a)(1), (a)(2), (a)(3), and (a)(4) as (a)(2)(i), (a)(2)(i)(A), (a)(2)(i)(B), (a)(2)(i)(C), (a)(2)(i)(D), respectively, and by redesignating paragraph (b) as (a)(2)(ii).

2. By removing the remainder of § 185.1750.

PART 186—[AMENDED]

3. In part 186:
a. The authority citation for part 186 continues to read as follows:
Authority: 21 U.S.C. 342, 348, and 371.

§ 186.1750 [Partially Redesignated and Removed]

b. Section 186.1750 is amended by redesignating the text into § 180.153 as follows:

1. By designating the introductory text as paragraph (a)(3), and by redesignating existing paragraphs (a), (a)(1), (a)(2), (a)(3), and (a)(4) as (a)(3)(i), (a)(3)(i)(A), (a)(3)(i)(B), (a)(3)(i)(C), (a)(3)(i)(D), respectively, and by redesignating paragraph (b) as (a)(3)(ii).

2. By removing the remainder of § 186.1750.

§§ 186.100, 186.350, 186.1950, 186.2550, 186.2750, 186.3375, 186.4750, 186.5350, and 186.5550 [Removed]

3. Sections 186.100, 186.350, 186.1950, 186.2550, 186.2750, 186.3375, 186.4750, 186.5350, and 186.5550 are removed.

[FR Doc. 98-927 Filed 1-13-98; 8:45 am]

BILLING CODE 6560-50-F

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 271

[FRL-5948-2]

Florida: Final Authorization of State Hazardous Waste Management Program Revisions

AGENCY: Environmental Protection Agency.

ACTION: Immediate final rule; authorization of State-initiated changes.

SUMMARY: Florida has revised its hazardous waste program under the Resource Conservation and Recovery Act (RCRA). The Environmental Protection Agency (EPA) has reviewed Florida's changes to its program and has made a decision, subject to public review and comment, that Florida's hazardous waste program revisions satisfy all of the requirements necessary to qualify for final authorization. Unless adverse written comments are received during the review and comment period provided for public participation in this process, EPA intends to approve Florida's hazardous waste program revisions. Florida's program revisions are available for public review and comment.

DATES: Final authorization for Florida's program revisions shall be effective March 16, 1998, unless EPA publishes a prior **Federal Register** action withdrawing this immediate final rule. All comments on Florida's program revisions must be received by the close of business February 13, 1998.

ADDRESSES: Written comments should be sent to Narindar Kumar, RCRA Programs Branch, Waste Division, Environmental Protection Agency, Atlanta Federal Center, 61 Forsyth Street, Atlanta, Georgia 30303. Telephone number is 404-562-8440.

FOR FURTHER INFORMATION CONTACT: Narindar Kumar, RCRA Programs Branch, Waste Division, Environmental Protection Agency, Atlanta Federal Center, 61 Forsyth Street, Atlanta, Georgia 30365. Telephone number is 404-562-8440.

SUPPLEMENTARY INFORMATION:

I. Authorization of State Initiated Changes

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") allow 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 programs 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, 273, and 279.

B. Florida

Florida initially received final authorization to implement its hazardous waste program on January 29, 1985, effective February 12, 1985 (see 50 FR 3908). Florida received final authorization for revisions to its program in notices published in the **Federal Register** on December 1, 1987, effective January 30, 1988 (see 52 FR 45634); on September 8, 1988, effective October 30, 1988 (see 53 FR 34759); on December 16, 1988, effective January 3, 1989 (see 53 FR 50529); on December 14, 1990, effective February 12, 1991