

General questions concerning the FIP proposal should be addressed to Doug Grano, Office of Air Quality Planning and Standards, Air Quality Strategies and Standards Division, MD-15, Research Triangle Park, NC, 27711, telephone (919) 541-3292.

SUPPLEMENTARY INFORMATION:

Public Hearing

The EPA will conduct public hearings on the section 126 and FIP proposals on October 28-29, 1998 beginning at 9:00 am. The public hearings will be held at the EPA Auditorium at 401 M Street SW, Washington, DC, 20460. The metro stop is Waterfront which is on the green line. Persons planning to present oral testimony at the hearings should notify JoAnn Allman, Office of Air Quality Planning and Standards, Air Quality Strategies and Standards Division, MD-15, Research Triangle Park, NC 27711, telephone (919) 541-1815 no later than October 21, 1998. Oral testimony will be limited to 5 minutes each. Any member of the public may file a written statement before, during, or by the close of the comment period. Written statements (duplicate copies preferred) should be submitted to the relevant docket at the above address. The hearing schedules, including lists of speakers, will be posted on EPA's webpage at <http://www.epa.gov/airlinks> prior to the hearing. Verbatim transcripts of the hearings and written statements will be made available for copying during normal working hours at the Air and Radiation Docket and Information Center at the above address.

Availability of Related Information

The official records for the section 126 and FIP rulemakings, as well as the public versions (including comments and data submitted electronically as described below), have been established under Docket No. A-97-43 for the section 126 action and Docket No. A-98-12 for the FIP action. The public versions of these records, including printed, paper versions of electronic comments, which do not include any information claimed as CBI, are available for inspection from 8 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The official rulemaking records are located at the address in ADDRESSES at the beginning of this document. Electronic comments can be sent directly to EPA at: A-and-R-Docket@epamail.epa.gov. Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Comments and data will also be accepted on disks in WordPerfect in 5.1 file format or ASCII file format. All

comments and data in electronic form must be identified by the appropriate docket number. Electronic comments on the proposals may be filed online at many Federal Depository Libraries.

The longer section 126 NPR and longer FIP NPR are contained in their respective rulemaking dockets, are currently available on EPA's Website at <http://www.epa.gov/ttn/oarpg> under "recent actions" and "actions sorted by CAA title" (under title I) and will be published shortly in the **Federal Register**.

Documents related to the NO_x SIP call rulemaking, formally entitled "Finding of Significant Contribution and Rulemaking for Certain States in the Ozone Transport Assessment Group Region for Purposes of Reducing Regional Transport of Ozone," are available for inspection in Docket No. A-96-56 at the address and times given above. In addition, associated documents are located at <http://www.epa.gov/ttn/oarpg/otagsip.html>. The NO_x SIP call docket contains information and analyses that are relied upon in the proposals on the section 126 petitions and FIP. Therefore, EPA is including by reference the entire NO_x SIP call docket for purposes of both the section 126 and FIP rulemakings. Although EPA is including by reference the entire NO_x SIP call docket, the only portions that form the basis for the FIP rulemaking are the portions that address feasibility and cost effectiveness of control measures and the projection of emissions reductions that various control measures would achieve.

Relationship Between Short and Long Proposals

In order to meet the publication deadline for the proposal on the section 126 petitions, as set forth in a proposed consent decree, EPA is publishing this short section 126 NPR at this time. A longer, more detailed version of the proposal was signed by the Administrator at the same time as this short NPR. The longer section 126 NPR includes a detailed preamble describing the proposed requirements, addresses the administrative requirements, and provides the proposed regulatory text. The longer section 126 NPR will take more time to process for publication. However, it is currently publicly available in the rulemaking docket and on EPA's web site at the address given above.

The EPA is publishing this short proposal for the FIP in order to meet timing requirements that will allow EPA to hold the FIP public hearing in conjunction with the section 126 public hearing. The EPA believes this is

important because both actions rely on the same proposed Federal NO_x Budget Trading Program as a control remedy. A longer, more detailed version of the FIP proposal was signed by the Administrator at the same time as the short FIP NPR. The longer FIP NPR includes a detailed preamble describing the proposed requirements, addresses the administrative requirements, and provides the proposed regulatory text. It is also currently publicly available in its docket and on EPA's website given above.

List of Subjects

40 CFR Part 52

Environmental protection, Air pollution control, Emissions trading, Nitrogen oxides, Ozone transport, Reporting and recordkeeping requirements.

40 CFR Part 97

Environmental protection, Air pollution control, Emissions trading, Nitrogen oxides, Ozone transport, Reporting and recordkeeping requirements.

40 CFR Part 98

Environmental protection, Air pollution control, Emissions trading, Nitrogen oxides, Ozone transport, Reporting and recordkeeping requirements.

Dated: September 24, 1998.

Carol M. Browner,
Administrator.

[FR Doc. 98-26161 Filed 9-29-98; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 271

[FRL-6167-8]

Massachusetts: Final Authorization of State Hazardous Waste Management Program Revisions

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: The EPA proposes to grant final authorization to certain hazardous waste program revisions submitted by The Commonwealth of Massachusetts relating to the Satellite Accumulation Rule. In the final rules section of this **Federal Register**, EPA is authorizing these State program revisions as an immediate final rule without prior proposal because EPA views this action as noncontroversial and anticipates no

adverse comments. A detailed rationale for the authorization is set forth in the immediate final rule. If no adverse written comments are received on this action, the immediate final rule will become effective and no further activity will occur in relation to this proposal. If EPA receives adverse written comments, EPA will withdraw the immediate final rule before its effective date by publishing a notice of withdrawal in the **Federal Register**. EPA will then respond to public comments in a later final rule based on this proposal. EPA may not provide further opportunity for comment. Any parties interested in commenting on this action should do so at this time.

DATES: Written comments on this proposed rule must be received on or before October 30, 1998.

ADDRESSES: You can examine copies of the materials submitted by The Commonwealth of Massachusetts during normal business hours at the following locations: EPA Region I Library, One Congress Street—11th Floor, Boston, MA 02203-0001, Telephone: (617) 565-3300 and Massachusetts Department of Environmental Protection Library, One Winter Street—2nd Floor, Boston, MA 02108, business hours: 9 a.m. to 5 p.m., Telephone: (617) 292-5802. Mail written comments to Robin Biscaia, at the address below.

FOR FURTHER INFORMATION CONTACT: Robin Biscaia, EPA Region I, JFK Federal Bldg. (CHW), Boston, MA 02203-0001, Telephone: (617) 565-3265.

SUPPLEMENTARY INFORMATION: For additional information see the immediate final rule published in the rules section of this **Federal Register**.

Dated: August 25, 1998.

John P. DeVillars,

Regional Administrator, Region I

[FR Doc. 98-25886 Filed 9-29-98; 8:45 am]

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Parts 20 and 95

[WT Docket No. 98-169; WT Docket No. 95-47; FCC 98-228]

Interactive Video and Data Service (218-219 MHz Service)

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: In this Notice of Proposed Rule Making ("NPRM"), the

Commission examines ways to maximize the efficient and effective use of the 218-219 MHz Service (formerly, Interactive Video and Data Service (IVDS)), both on its own motion, and in response to issues raised in a Petition for Rulemaking, RM-8951. The Commission also seeks comment on whether any of the general competitive bidding rules would be inappropriate for future auctions of 218-219 MHz Service licenses. The Commission believes that these actions will result in a regulatory framework that will promote efficient use of spectrum, foster competition, and facilitate technological innovation in the 218-219 MHz band.

DATES: Interested parties may file comments on or before October 30, 1998, and reply comments on or before November 25, 1998.

ADDRESSES: Federal Communications Commission, Room 222, 1919 M Street, N.W., Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Bob Allen at (202) 418-0660 (Auctions & Industry Analysis Division) or James Moskowitz at (202) 418-0680 (Public Safety & Private Wireless Division), Wireless Telecommunications Bureau.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Notice of Proposed Rule Making, WT Docket No. 98-169, RM-8951, adopted September 15, 1998, released September 17, 1998. The full text of this Notice of Proposed Rule Making is available for inspection and copying during normal business hours in the FCC Dockets Branch, Room 230, 1919 M Street, N.W., Washington, D.C. The complete text may be purchased from the Commission's copy contractor, International Transcription Service, Inc., 1231 20th Street, N.W., Washington, D.C. 20036, (202) 857-3800.

1. As the agency charged with management of the non-government radio frequency spectrum, the Commission continually seeks to improve the efficiency of spectrum use, reduce the regulatory burden on spectrum users, encourage competition and provide services to the largest feasible number of users. The Commission believes its proposals herein help further these goals. While its proposals are designed to foster service in the 218-219 MHz band, the Commission makes no representations or warranties about the use of this spectrum for particular services. An FCC auction represents an opportunity to become an FCC licensee in this service, subject to certain conditions and regulations, and does not constitute an endorsement by the FCC of any particular services, technologies or

products, nor does an FCC license constitute a guarantee of business success. Applicants for an auction of FCC licenses should perform their individual due diligence before proceeding as they would with any new business venture.

2. This *NPRM* revisits the regulatory status and permissible role of licensee in the 218-219 MHz service. The Commission initiates this rulemaking on its own motion and in response to the issues raised by the Petitioners. In their September 4, 1996 filing, Petitioners request that the Commission amend § 95.811(d) of its rules to extend the term of a 218-219 MHz Service station license from five to ten years. Petitioners further request that the Commission allow 218-219 MHz Service licensees that qualify for installment payments to extend the installment payment period over the new ten-year license term.

3. In their January 28, 1997 amendment, Petitioners also request the following: (1) a reamortization plan consisting of interest-only payments for the first five years, followed by principal and interest payments over the final five years; (2) elimination of the construction benchmarks set forth in § 95.833; (3) elimination of § 95.813(b)(1), which precludes one 218-219 MHz Service licensee from having any financial interest in the other 218-219 MHz Service license in the same market; (4) grant of the then-pending petition for reconsideration of the *Mobility Report and Order* with regard to elimination of the 100 milliwatt ERP limit on mobile response transmitter unit (RTU) operation; (5) elimination of § 95.863(a), the duty cycle limitations; and (6) elimination of § 95.859(a)(2), the height and power limitations for cell transmitter station (CTS) antennas located beyond a boundary line 10 miles outside the predicted Grade B contour of a TV Channel 13 station.

4. Petitioners added three requests in their supplement filed on February 26, 1997: (1) elimination of the prohibition on RTU-to-RTU communications; (2) an additional spectrum allocation; and (3) clarification of several engineering issues in demonstrating compliance with construction benchmarks. Finally, Petitioners supplemented their Petition for Rulemaking on March 13, 1998 with the following requests: (1) clarification that one-way transmission from two or more RTUs to a CTS is a permissible communication that would satisfy any construction requirements; (2) modification of § 95.855 to delete the word "automatic" from the power control rule; (3) clarification of