

**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 52**

[KY-200404(c); FRL-7636-9]

**Approval and Promulgation of Air Quality Implementation Plans; Kentucky Update to Materials Incorporated by Reference; Technical Correction****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Final rule; technical correction.

**SUMMARY:** On January 12, 2004, at 69 FR 1677, EPA published a final rule updating the materials incorporated by reference (IBR) into the Kentucky State Implementation Plan (SIP). This document corrects two errors in the amendatory language in the final rule.

**DATES:** This correction is effective April 9, 2004.

**ADDRESSES:** SIP materials which are incorporated by reference into 40 CFR part 52 are available for inspection at the following locations: Environmental Protection Agency, Region 4, 61 Forsyth Street, SW., Atlanta, GA 30303; Office of Air and Radiation Docket and Information Center, Room B-108, 1301 Constitution Avenue, (Mail Code 6102T) NW., Washington, DC 20460; and Office of the Federal Register, 800 North Capitol Street, NW., Suite 700, Washington, DC.

**FOR FURTHER INFORMATION CONTACT:** Michele Notarianni at the above Region 4 address, by phone at (404) 562-9031, or via e-mail at: [notarianni.michele@epa.gov](mailto:notarianni.michele@epa.gov).

**SUPPLEMENTARY INFORMATION:** EPA published a document on January 12, 2004, (69 FR 1677) which inadvertently excluded paragraph (e) from the list of paragraphs amended in 40 CFR 52.920 under Subpart S-Kentucky. The document also did not clearly state that only "Table 1-EPA-Approved Kentucky Regulations" of paragraph (c) was to be replaced in its entirety, leaving "Table 2-EPA-Approved Jefferson County Regulations for Kentucky" intact. As a result, Table 2 was inadvertently removed from paragraph (c).

This document corrects the erroneous amendatory language and reinstates Table 2 in its entirety. By this action, the amendatory instructions are replaced in their entirety in the final rule published on January 12, 2004, at 69 FR 1677, on page 1678 in the third column, number 2 of Subpart S, Part 52. These amended instructions include paragraph (e) as one of the paragraphs revised in this IBR update to the

Kentucky SIP and specify that Table 2 is to be reinstated under paragraph (c). The only change made to Table 2 is a clarification to the rule publication dates in two instances. Under the column, "EPA approval date," all rule effective date entries of "11/23/01" and "12/19/02" are replaced with the rule publication dates of "10/23/01" and "11/19/02," respectively. This change is consistent with other entries of this type in the table and makes it easier for the public to reference the respective documents. Also, one correction was made to the title of Regulation 8.03 to insert the word "Requirements" as follows: "Commuter Vehicle Testing Requirements."

EPA has determined that today's rule falls under the "good cause" exemption in section 553(b)(3)(B) of the Administrative Procedures Act (APA) which, upon finding "good cause," authorizes agencies to dispense with public participation and section 553(d)(3) which allows an agency to make a rule effective immediately (thereby avoiding the 30-day delayed effective date otherwise provided for in the APA). Today's rule simply codifies provisions which are already in effect as a matter of law in Federal and approved state programs. Under section 553 of the APA, an agency may find good cause where procedures are "impractical, unnecessary, or contrary to the public interest." Public comment is "unnecessary" and "contrary to the public interest" since the codification only reflects existing law. Immediate notice in the CFR benefits the public by updating citations.

**Statutory and Executive Order Reviews**

Under Executive Order 12866 (58 FR 51735, October 4, 1993), this action is not a "significant regulatory action" and therefore is not subject to review by the Office of Management and Budget. For this reason, this action is also not subject to Executive Order 13211, "Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use" (66 FR 28355, May 22, 2001). This action merely approves state law as meeting Federal requirements and imposes no additional requirements beyond those imposed by state law. Accordingly, the Administrator certifies that this rule will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). Because this rule approves pre-existing requirements under state law and does not impose any additional enforceable duty beyond that required by state law, it does not contain any unfunded mandate or

significantly or uniquely affect small governments, as described in the Unfunded Mandates Reform Act of 1995 (Pub. L. 104-4).

This rule also does not have tribal implications because it will not have a substantial direct effect on one or more Indian tribes, on the relationship between the Federal Government and Indian tribes, or on the distribution of power and responsibilities between the Federal Government and Indian tribes, as specified by Executive Order 13175 (65 FR 67249, November 9, 2000). This action also does not have Federalism implications because it does not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government, as specified in Executive Order 13132 (64 FR 43255, August 10, 1999). This action merely approves a state rule implementing a Federal standard, and does not alter the relationship or the distribution of power and responsibilities established in the Clean Air Act. This rule also is not subject to Executive Order 13045 "Protection of Children from Environmental Health Risks and Safety Risks" (62 FR 19885, April 23, 1997), because it is not economically significant.

In reviewing SIP submissions, EPA's role is to approve state choices, provided that they meet the criteria of the Clean Air Act. In this context, in the absence of a prior existing requirement for the State to use voluntary consensus standards (VCS), EPA has no authority to disapprove a SIP submission for failure to use VCS. It would thus be inconsistent with applicable law for EPA, when it reviews a SIP submission, to use VCS in place of a SIP submission that otherwise satisfies the provisions of the Clean Air Act. Thus, the requirements of section 12(d) of the National Technology Transfer and Advancement Act of 1995 (15 U.S.C. 272 note) do not apply. This rule does not impose an information collection burden under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

The Congressional Review Act, 5 U.S.C. 801 *et seq.*, as added by the Small Business Regulatory Enforcement Fairness Act of 1996, generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States. EPA will submit 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 United States prior to publication of the rule in the **Federal Register**. A major rule cannot take effect until 60 days after it is published in the **Federal Register**. This action is not a "major rule" as defined by 5 U.S.C. 804(2).

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by June 8, 2004. Filing a petition for reconsideration by the Administrator of this final 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 rule or action. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

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

Environmental protection, Air pollution control, Carbon monoxide, Incorporation by reference, Intergovernmental relations, Lead, Nitrogen dioxide, Ozone, Particulate matter, Reporting and recordkeeping requirements, Sulfur oxides, Volatile organic compounds.

Dated: March 4, 2004.

**A. Stanley Meiburg,**

*Acting, Regional Administrator, Region 4.*

■ In rule FR Document 04-459 published on January 12, 2004, (69 FR 1677), make the following correction. On page 1678, in the third column, the amendatory instruction 2. to § 52.920 is corrected to read:

■ 2. In § 52.920, paragraphs (b), (c), (d), and (e) are revised to read as follows:

■ Chapter I, title 40, Code of Federal Regulations, is amended as follows:

**PART 52—[AMENDED]**

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

*Authority:* 42 U.S.C. 7401 *et seq.*

**Subpart S—Kentucky**

■ 2. In § 52.920, add a sentence to the end of paragraph (b)(1) and add Table 2 to paragraph (c) to read as follows:

**§ 52.920 Identification of plan.**

\* \* \* \* \*

(b) \* \* \* (1) \* \* \* Entries in paragraph (c), Table 2, with EPA approval dates after October 23, 2001, will be incorporated by reference in the next update to the Jefferson County portion of the Kentucky SIP compilation.

(c) \* \* \*

**TABLE 2.—EPA-APPROVED JEFFERSON COUNTY REGULATIONS FOR KENTUCKY**

Reg	Title/subject	EPA approval date	Federal Register notice	District effective date
Reg 1—General Provisions				
1.01	General Application of Regulations and Standards	10/23/01	66 FR 53660	03/17/99
1.02	Definitions	11/19/02	67 FR 69688	12/19/01
1.03	Abbreviations and Acronyms	11/19/02	67 FR 69688	05/15/02
1.04	Performance Tests	10/23/01	66 FR 53660	11/19/97
1.05	Compliance with Emission Standards and Maintenance Requirements.	10/23/01	66 FR 53660	11/18/92
1.06	Source Self-Monitoring and Reporting	10/23/01	66 FR 53660	12/15/93
1.07	Emissions During Startups, Shutdowns, Malfunctions and Emergencies.	10/23/01	66 FR 53660	01/17/96
1.08	Administrative Procedures	11/03/03	68 FR 62236	06/19/02
1.09	Prohibition of Air Pollution	10/23/01	66 FR 53660	11/16/83
1.10	Circumvention	10/23/01	66 FR 53660	04/19/72
1.11	Control of Open Burning	10/23/01	66 FR 53660	02/22/90
1.14	Control of Fugitive Particulate Emissions	10/23/01	66 FR 53660	01/20/88
1.18	Rule Effectiveness	10/23/01	66 FR 53689	09/21/94
1.19	Administrative Hearings	11/19/02	67 FR 69688	05/15/02
Reg 2—Permit Requirements				
2.01	General Application	10/23/01	66 FR 53660	04/21/82
2.02	Air Pollution Regulation Requirements and Exemptions	10/23/01	66 FR 53660	06/21/95
2.03	Permit Requirements—Non-Title V Construction and Operating Permits and Demolition/Renovation Permits.	10/23/01	66 FR 53660	12/15/93
2.04	Construction or Modification of Major Sources in or Impacting Upon Non-Attainment Areas (Emission Offset Requirements).	10/23/01	66 FR 53660	03/17/93
2.05	Prevention of Significant Deterioration of Air Quality	11/03/03	68 FR 62236	06/19/02
2.06	Permit Requirements—Other Sources	10/23/01	66 FR 53660	11/16/83
2.07	Public Notification for Title V, PSD, and Offset Permits; SIP Revisions; and Use of Emission Reduction Credits.	10/23/01	66 FR 53660	06/21/95
2.09	Causes for Permit Suspension	11/03/03	68 FR 62236	06/19/02
2.10	Stack Height Considerations	10/23/01	66 FR 53660	07/19/89
2.11	Air Quality Model Usage	10/23/01	66 FR 53660	05/19/99
2.17	Federally Enforceable District Origin Operating Permits	11/03/03	68 FR 62236	06/19/02
Reg—3 Ambient Air Quality Standards				
3.01	Purpose of Standards and Expression of Non-Degradation Intention.	10/23/01	66 FR 53660	06/13/79
3.02	Applicability of Ambient Air Quality Standards	10/23/01	66 FR 53660	06/13/79
3.03	Definitions	10/23/01	66 FR 53660	06/13/79
3.04	Ambient Air Quality Standards	10/23/01	66 FR 53660	04/20/88
3.05	Methods of Measurement	10/23/01	66 FR 53660	04/20/88
Reg—4 Emergency Episodes				
4.01	General Provisions for Emergency Episodes	10/23/01	66 FR 53660	06/13/79
4.02	Episode Criteria	10/23/01	66 FR 53660	04/20/88

TABLE 2.—EPA-APPROVED JEFFERSON COUNTY REGULATIONS FOR KENTUCKY—Continued

Reg	Title/subject	EPA approval date	Federal Register notice	District effective date
4.03 .....	General Abatement Requirements .....	10/23/01	66 FR 53660	02/16/83
4.04 .....	Particulate and Sulfur Dioxide Reduction Requirements .....	10/23/01	66 FR 53660	04/19/72
4.05 .....	Hydrocarbon and Nitrogen Oxides Reduction Requirements ..	10/23/01	66 FR 53660	02/16/83
4.06 .....	Carbon Monoxide Reduction Requirements .....	10/23/01	66 FR 53660	02/16/83
4.07 .....	Episode Reporting Requirements .....	10/23/01	66 FR 53660	06/13/79
	Reg—6 Standards of Performance for Existing Affected Facilities			
6.01 .....	General Provisions .....	10/23/01	66 FR 53660	11/16/83
6.02 .....	Emission Monitoring for Existing Sources .....	10/23/01	66 FR 53660	11/16/83
6.07 .....	Standards of Performance for Existing Indirect Heat Exchangers.	10/23/01	66 FR 53660	06/13/79
6.08 .....	Standard of Performance for Existing Incinerators .....	10/23/01	66 FR 53660	06/13/79
6.09 .....	Standards of Performance for Existing Process Operations ....	10/23/01	66 FR 53660	03/17/99
6.10 .....	Standard of Performance for Existing Process Gas Streams ..	10/23/01	66 FR 53660	11/16/83
6.12 .....	Standard of Performance for Existing Asphalt Paving Operations.	10/23/01	66 FR 53661	05/15/91
6.13 .....	Standard of Performance for Existing Storage Vessels for Volatile Organic Compounds.	10/23/01	66 FR 53661	05/15/91
6.14 .....	Standard of Performance for Selected Existing Petroleum Refining Processes and Equipment.	10/23/01	66 FR 53661	04/21/82
6.15 .....	Standard of Performance for Gasoline Transfer to Existing Service Station Storage Tanks (Stage I Vapor Recovery).	01/25/80	45 FR 6092	06/13/79
6.16 .....	Standard of Performance for Existing Large Appliance Surface Coating Operations.	10/23/01	66 FR 53661	05/15/91
6.17 .....	Standard of Performance for Existing Automobile and Truck Surface Coating Operations.	10/23/01	66 FR 53661	11/18/92
6.18 .....	Standards of Performance for Existing Solvent Metal Cleaning Equipment.	11/19/02	67 FR 69688	05/15/02
6.19 .....	Standard of Performance for Existing Metal Furniture Surface Coating Operations.	10/23/01	66 FR 53661	05/15/91
6.20 .....	Standard of Performance for Existing Bulk Gasoline Plants ....	10/23/01	66 FR 53661	11/16/83
6.21 .....	Standard of Performance for Existing Gasoline Loading Facilities at Bulk Terminals.	10/23/01	66 FR 53661	11/16/83
6.22 .....	Standard of Performance for Existing Volatile Organic Materials Loading Facilities.	10/23/01	66 FR 53661	03/17/93
6.24 .....	Standard of Performance for Existing Sources Using Organic Materials.	10/23/01	66 FR 53661	03/17/93
6.26 .....	Standards of Performance for Existing Volatile Organic Compound Water Separators.	10/23/01	66 FR 53661	06/13/79
6.27 .....	Standards of Performance For Existing Liquid Waste Incinerators.	10/23/01	66 FR 53661	06/13/79
6.28 .....	Standard of Performance for Existing Hot Air Aluminum Atomization Processes.	10/23/01	66 FR 53661	03/18/81
6.29 .....	Standard of Performance for Existing Graphic Arts Facilities Using Rotogravure and Flexography.	10/23/01	66 FR 53661	05/15/91
6.30 .....	Standard of Performance for Existing Factory Surface Coating Operations of Flat Wood Paneling.	10/23/01	66 FR 53661	05/15/91
6.31 .....	Standard of Performance for Existing Miscellaneous Metal Parts and Products Surface-Coating Operations.	10/23/01	66 FR 53661	04/23/96
6.32 .....	Standard of Performance for Leaks from Existing Petroleum Refinery Equipment.	10/23/01	66 FR 53661	05/15/91
6.33 .....	Standard of Performance for Existing Synthesized Pharmaceutical Product Manufacturing Operations.	10/23/01	66 FR 53661	05/15/91
6.34 .....	Standard of Performance for Existing Pneumatic Rubber Tire Manufacturing Plants.	10/23/01	66 FR 53661	05/15/91
6.35 .....	Standard of Performance for Existing Fabric, Vinyl and Paper Surface Coating Operations.	10/23/01	66 FR 53661	05/15/91
6.38 .....	Standard of Performance for Existing Air Oxidation Processes in Synthetic Organic Chemical Manufacturing Industries.	10/23/01	66 FR 53661	12/17/86
6.39 .....	Standard of Performance for Equipment Leaks of Volatile Organic Compounds in Existing Synthetic Organic Chemical and Polymer Manufacturing Plants.	10/23/01	66 FR 53661	07/17/96
6.40 .....	Standards of Performance for Gasoline Transfer to Motor Vehicles (Stage II Vapor Recovery and Control).	10/23/01	66 FR 53661	08/18/93
6.42 .....	Reasonably Available Control Technology Requirements for Major Volatile Organic Compound- and Nitrogen Oxides-Emitting Facilities.	10/23/01	66 FR 53661	03/17/99
6.43 .....	Volatile Organic Compound Reduction Requirements .....	10/23/01	66 FR 53689	05/21/97
6.45 .....	Standards of Performance for Existing Solid Waste Landfills ..	10/23/01	66 FR 53689	02/02/94
6.44 .....	Standards of Performance for Existing Commercial Motor Vehicle and Mobile Equipment Refinishing Operations.	10/23/01	66 FR 53661	09/20/95

TABLE 2.—EPA-APPROVED JEFFERSON COUNTY REGULATIONS FOR KENTUCKY—Continued

Reg	Title/subject	EPA approval date	Federal Register notice	District effective date
6.46	Standards of Performance for Existing Ferroalloy and Calcium Carbide Production Facilities.	10/23/01	66 FR 53661	12/21/94
6.48	Standard of Performance for Existing Bakery Oven Operations.	10/23/01	66 FR 53661	07/19/95
6.49	Standards of Performance for Reactor Processes and Distillation Operations Processes in the Synthetic Organic Chemical Manufacturing Industry.	10/23/01	66 FR 53664	06/20/01
6.50	NO <sub>x</sub> Requirements for Portland Cement Kilns Reg 7—Standards of Performance for New Affected Facilities	11/19/02	67 FR 69688	03/20/02
7.01	General Provisions	10/23/01	66 FR 53661	05/17/00
7.06	Standards of Performance for New Indirect Heat Exchangers	10/23/01	66 FR 53661	04/21/82
7.07	Standard of Performance for New Incinerators	10/23/01	66 FR 53661	09/15/93
7.08	Standards of Performance for New Process Operations	10/23/01	66 FR 53661	03/17/99
7.09	Standards of Performance for New Process Gas Streams	10/23/01	66 FR 53661	06/18/97
7.11	Standard of Performance for New Asphalt Paving Operations	10/23/01	66 FR 53661	05/15/91
7.12	Standard of Performance for New Storage Vessels for Volatile Organic Compounds.	10/23/01	66 FR 53661	05/15/91
7.14	Standard of Performance for Selected New Petroleum Refining Processes and Equipment.	10/23/01	66 FR 53661	06/13/79
7.15	Standards of Performance for Gasoline Transfer to New Service Station Storage Tanks (Stage I Vapor Recovery).	10/23/01	66 FR 53662	04/20/88
7.18	Standards of Performance for New Solvent Metal Cleaning Equipment.	10/23/01	66 FR 53662	05/15/91
7.20	Standard of Performance for New Gasoline Loading Facilities at Bulk Plants.	10/23/01	66 FR 53662	11/16/83
7.22	Standard of Performance for New Volatile Organic Materials Loading Facilities.	10/23/01	66 FR 53662	03/17/93
7.25	Standard of Performance for New Sources Using Volatile Organic Compounds.	10/23/01	66 FR 53662	03/17/93
7.34	Standard of Performance for New Sulfite Pulp Mills	10/23/01	66 FR 53662	06/13/79
7.35	Standard of Performance for New Ethylene Producing Plants	10/23/01	66 FR 53662	06/13/79
7.36	Standard of Performance for New Volatile Organic Compound Water Separators.	10/23/01	66 FR 53662	06/13/79
7.51	Standard of Performance for New Liquid Waste Incinerators	10/23/01	66 FR 53662	01/20/88
7.52	Standard of Performance for New Fabric, Vinyl, and Paper Surface Coating Operations.	10/23/01	66 FR 53662	05/15/91
7.55	Standard of Performance for New Insulation of Magnet Wire	10/23/01	66 FR 53662	03/17/93
7.56	Standard of Performance for Leaks from New Petroleum Refinery Equipment.	10/23/01	66 FR 53662	05/15/91
7.57	Standard of Performance for New Graphic Arts Facilities Using Rotogravure and Flexography.	10/23/01	66 FR 53662	05/15/91
7.58	Standard of Performance for New Factory Surface Coating Operations of Flat Wood Paneling.	10/23/01	66 FR 53662	05/15/91
7.59	Standard of Performance for New Miscellaneous Metal Parts and Products Surface Coating Operations.	10/23/01	66 FR 53662	04/23/96
7.60	Standard of Performance for New Synthesized Pharmaceutical Product Manufacturing Operations.	10/23/01	66 FR 53662	05/15/91
7.77	Standards of Performance for New Blast Furnace Casthouses	10/23/01	66 FR 53662	10/20/93
7.79	Standards of Performance for New Commercial Motor Vehicles and Mobile Equipment Refinishing Operations.	10/23/01	66 FR 53690	02/02/94
7.81	Standard of Performance for New or Modified Bakery Oven Operations.	10/23/01	66 FR 53662	05/17/00
	Reg 8—Mobile Source Emissions Control			
8.01	Mobile Source Emissions Control Requirements	09/24/02	67 FR 59785	11/21/01
8.02	Vehicle Emissions Testing Procedure	09/24/02	67 FR 59785	11/21/01
8.03	Commuter Vehicle Testing Requirements	10/23/01	66 FR 53690	02/02/94

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 [FR Doc. 04-5877 Filed 4-8-04; 8:45 am]  
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**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 68**

[OAR-2003-0044; FRL-7643-6]

RIN 2050-AF09

**Accidental Release Prevention Requirements: Risk Management Program Requirements Under Clean Air Act Section 112(r)(7); Amendments to the Submission Schedule and Data Requirements**

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

**ACTION:** Final rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is making several changes to the reporting requirements of its chemical accident prevention regulations under section 112(r) of the Clean Air Act. Today's final rule requires that, beginning June 21, 2004, chemical facilities subject to the accident prevention regulations submit information on any significant chemical accidents and any changes to emergency contact information on a more timely basis than previously required. The rule also immediately removes the regulatory requirement for covered facilities to

include in the executive summaries of their risk management plans (RMPs) a brief description of the off-site consequence analysis (OCA) for their facilities. In addition, the final rule also requires that, beginning June 21, 2004, covered facilities include three new pieces of information in their RMPs: the e-mail address for the facility emergency contact, the name, address and telephone number of the contractor who prepared the RMP, and the purpose of any RMP submission that changes or otherwise affects an earlier RMP submission. The rule also clarifies that the deadline for updating RMPs that were submitted before or on June 21, 1999, is June 21, 2004, except for those facilities required to update their RMPs as a result of changes at the facility. Finally, EPA is making several related and other revisions to the format for submitting RMPs (RMP\*Submit), including expanding the list of options for possible accident causes to include uncontrolled chemical reactions. The modifications promulgated today seek to improve the accident prevention and reporting programs of covered facilities, and to assist federal, state, and local RMP implementation in light of new homeland security concerns.

**DATES:** This rule is effective on April 9, 2004.

**ADDRESSES:** See **SUPPLEMENTARY INFORMATION** section I.B for docket addresses.

**FOR FURTHER INFORMATION CONTACT:** For general information, contact the Emergency Planning and Community Right-to-Know Hotline at (800) 424-9346; in the Washington, D.C. metropolitan area, contact (703) 412-9810. The Telecommunications Device for the Deaf (TDD) Hotline number is (800) 535-7672. You may also access general information online at the Hotline Internet site, <http://www.epa.gov/epaoswer/hotline/>. For questions on the contents of this document contact Vanessa Rodriguez, Chemical Emergency Preparedness and Prevention Office, Mail Code 5104A, U.S. EPA, 1200 Pennsylvania Avenue, NW., Washington, DC 20004, (202) 564-7913, Fax (202) 564-8233, [rodriguez.vanessa@epa.gov](mailto:rodriguez.vanessa@epa.gov). You may also wish to visit the Chemical Emergency Preparedness and Prevention Office (CEPPO) Internet site at <http://www.epa.gov/ceppo>.

**SUPPLEMENTARY INFORMATION:**

**I. General Information**

*A. What Are the Affected or Regulated Entities?*

Entities potentially affected by this action are those facilities (referred to as "stationary sources" under the CAA) that are subject to the chemical accident prevention requirements at 40 CFR part 68. Affected categories and entities include:

**CATEGORY EXAMPLES OF AFFECTED ENTITIES**

Chemical Manufacturers .....	Basic chemical manufacturing, petrochemicals, resins, agricultural chemicals, pharmaceuticals, paints, cleaning compounds.
Petroleum .....	Refineries.
Other Manufacturing .....	Paper, electronics, semiconductors, fabricated metals, industrial machinery, food processors.
Agriculture .....	Agricultural retailers.
Public Sources .....	Drinking water and waste water treatment systems.
Utilities .....	Electric utilities.
Other .....	Cold storage, warehousing, and wholesalers.
Federal Sources .....	Military and energy installations.

This table is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by this action. This table lists the types of entities that EPA is now aware could potentially be affected by this action. Other types of entities not listed in the table could also be affected. To determine whether a stationary source is affected by this action, carefully examine the provisions associated with the list of substances and thresholds under 40 CFR 68.130 and the applicability criteria under § 68.10. If you have questions regarding

the applicability of this action to a particular entity, consult the person listed in the preceding **FOR FURTHER INFORMATION CONTACT** section.

*B. How Can I Get Copies of This Document and Other Related Information?*

1. *Docket.* EPA has established an official public docket for this action under Docket ID No. OAR-2003-0044. The official public docket consists of the documents specifically referenced in this action, any public comments received, and other information related to this action. Although a part of the

official docket, the public docket does not include Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. The official public docket is the collection of materials that is available for public viewing at the Air Docket in the EPA Docket Center, (EPA/DC) EPA West, Room B102, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the