

4. In § 21.7042, the section heading and paragraphs (d)(2), and (d)(3) are revised, and paragraph (d)(4) is added, to read as follows:

**§ 21.7042 Eligibility for basic educational assistance.**

\* \* \* \* \*

(d) \* \* \*

(2) An individual must elect, in writing, whether he or she wishes service in the Selected Reserve to be credited towards establishing eligibility under 38 U.S.C. chapter 30 or under 10 U.S.C. chapter 1606 when:

(i) The individual:

(A) Is a veteran who has established eligibility for basic educational assistance through meeting the provisions of paragraph (b) of this section; and

(B) Also is a reservist who has established eligibility for benefits under 10 U.S.C. chapter 1606 through meeting the requirements of § 21.7540; or

(ii) The individual is a member of the National Guard or Air National Guard who has established eligibility for basic educational assistance under 38 U.S.C. chapter 30 through activation under a provision of law other than 32 U.S.C. 316, 502, 503, 504, or 505.

(3) An election under this paragraph (d) to have Selected Reserve service credited towards eligibility for payment of educational assistance under 38 U.S.C. chapter 30 or under 10 U.S.C. chapter 1606 is irrevocable when the veteran either negotiates the first check or receives the first payment by electronic funds transfer of the educational assistance elected.

(4) If a veteran is eligible to receive educational assistance under both 38 U.S.C. chapter 30 and 10 U.S.C. chapter 1606, he or she may receive educational assistance alternately or consecutively under each of these chapters to the extent that the educational assistance is based on service not irrevocably credited to one or the other chapter as provided in paragraphs (d)(1) through (d)(3) of this section.

(Authority: 10 U.S.C. 16132; 38 U.S.C. 3033(c))

\* \* \* \* \*

**Subpart L—Educational Assistance for Members of the Selected Reserve**

5. The authority citation for part 21, subpart L, is revised to read as follows:

**Authority:** 10 U.S.C. 1606; 38 U.S.C. 501, unless otherwise noted.

6. In § 21.7540, paragraph (c) and the authority citation for paragraph (d) are revised, to read as follows:

**§ 21.7540 Eligibility for educational assistance.**

\* \* \* \* \*

(c) *Limitations on establishing eligibility.* (1) An individual must elect in writing whether he or she wishes service in the Selected Reserve to be credited towards establishing eligibility under 38 U.S.C. chapter 30 or under 10 U.S.C. chapter 1606 when:

(i) The individual is a reservist who is eligible for basic educational assistance provided under 38 U.S.C. 3012 and has established eligibility to that assistance partially through service in the Selected Reserve; or

(ii) The individual is a member of the National Guard or Air National Guard who has established eligibility for basic educational assistance provided under 38 U.S.C. 3012 through activation under a provision of law other than 32 U.S.C. 316, 502, 503, 504, or 505 followed by service in the Selected Reserve.

(2) An election under this paragraph (c) to have Selected Reserve service credited towards eligibility for payment of educational assistance under 38 U.S.C. chapter 30 or under 10 U.S.C. chapter 1606 is irrevocable when the reservist either negotiates the first check or receives the first payment by electronic funds transfer of the educational assistance elected.

(3) If a reservist is eligible to receive educational assistance under both 38 U.S.C. chapter 30 and 10 U.S.C. chapter 1606, he or she may receive educational assistance alternately or consecutively under each of these chapters to the extent that the educational assistance is based on service not irrevocably credited to one or the other chapter as provided in paragraphs (c)(1) and (c)(2) of this section.

(Authority: 10 U.S.C. 16132; 38 U.S.C. 3033(c))

\* \* \* \* \*

(d) \* \* \*

(Authority: 10 U.S.C. 16132(d), 16134)

[FR Doc. 97-30872 Filed 11-24-97; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Parts 52 and 81**

[TN 86-1-9802b; TN 127-1-9803b; FRL-5922-7]

**Designation of Areas for Air Quality Planning Purposes; Tennessee: Redesignation of the Polk County and New Johnsonville Sulfur Dioxide Nonattainment Area to Attainment**

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to approve requests for redesignation of the Polk County area and that portion of Benton and that portion of Humphreys Counties, Tennessee, surrounding TVA's Johnsonville plant (New Johnsonville area) from nonattainment to attainment for the sulfur dioxide (SO<sub>2</sub>) National Ambient Air Quality Standards (NAAQS), pursuant to the request submitted on January 6, 1988, July 12, 1990, December 17, 1993, and April 17, 1995, by the State of Tennessee, through the Tennessee Department of Environment and Conservation (TDEC). EPA is also proposing to approve the maintenance plans.

In the final rules section of this **Federal Register**, the EPA is approving the State's State Implementation Plan (SIP) revision as a direct final rule without prior proposal because the EPA views this as a noncontroversial revision amendment and anticipates no adverse comments. A detailed rationale for the 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 proposed 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 document should do so at this time.

**DATES:** To be considered, comments must be received by December 26, 1997.  
**ADDRESSES:** Written comments on this action should be addressed to Mr. Scott M. Martin regarding the Polk County area and Mr. Steven M. Scofield regarding the New Johnsonville area at the EPA Regional Office listed below.

Copies of the documents relative to this action are available for public inspection during normal business hours at the following locations. The

interested persons wanting to examine these documents should make an appointment with the appropriate office at least 24 hours before the visiting day.

Air and Radiation Docket and Information Center (Air Docket 6102), U.S. Environmental Protection Agency, 443, 401 M Street, SW, Washington DC 20460

Environmental Protection Agency, Region 4 Air Planning Branch, 61 Forsyth Street, Atlanta, Georgia 30303  
Tennessee Department of Environment and Conservation, Division of Air Pollution Control, 9th Floor L & C Annex, 401 Church Street, Nashville, Tennessee 37243-1531

**FOR FURTHER INFORMATION CONTACT:**

For the Polk County area: Mr. Scott M. Martin, Regulatory Planning Section, Air Planning Branch, Air, Pesticides, and Toxics Management Division, Region 4 Environmental Protection Agency, 61 Forsyth Street, Atlanta, Georgia 30303. The telephone number is 404/562-9036.

For the New Johnsonville area: Mr. Steven M. Scofield, Regulatory Planning Section, Air Planning Branch, Air, Pesticides, and Toxics Management Division, Region 4 Environmental Protection Agency, 61 Forsyth Street, Atlanta, Georgia 30303. The telephone number is 404/562-9034.

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

Dated: October 10, 1997.

**A. Stanley Meiburg,**

*Acting Regional Administrator.*

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**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Parts 262 and 263**

[FRL-5926-3]

**Uniform Hazardous Waste Manifest: Notice of Public Meeting**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of public meeting.

**SUMMARY:** The Environmental Protection Agency (EPA) will hold public meetings on December 11, 1997 and January 8,

1998 to make information available on a project underway to revise the Resource Conservation and Recovery Act (RCRA) regulations governing hazardous waste transportation.

**ADDRESSES:** The first public meeting will be held on Thursday, December 11, 1997 from 8:30 a.m. to 5:00 p.m. at the Hyatt Regency Crystal City at 2799 Jefferson Davis Highway, Arlington, Virginia 22202. The second meeting will be held on Thursday January 8, 1998 at the Sheraton Fisherman's Wharf Hotel at 2500 Mason Street, San Francisco, California 94133. A meeting for state regulators will take place at the above locations on Wednesday December 10, 1997 and Wednesday, January 7, 1998. States are also encouraged to attend the public meetings.

**FOR FURTHER INFORMATION CONTACT:** For general information contact the RCRA Hotline at 800-824-9346 or TDD 800-553-7672 (hearing impaired). In the Washington D.C. metropolitan areas, call 703-412-9810 or TDD 703-412-3323.

**SUPPLEMENTARY INFORMATION:** Under RCRA, EPA published regulations governing hazardous waste management. A portion of these regulations cover the movement of hazardous waste from its site of generation to a facility that can appropriately manage the waste. Specifically, they are the regulations found at 40 CFR part 262 for packaging, labeling, marking, and manifesting of hazardous wastes in preparation for transport; the regulations found at 40 CFR part 263 which address transportation (and which are jointly issued by the Department of Transportation); the regulations at 40 CFR part 264, Subpart E and 40 CFR part 265, Subpart E governing the receipt of waste at Treatment Storage and Disposal Facilities; and 40 CFR part 271 regarding state program implementation of the manifest system.

EPA is preparing a rulemaking to modify the current hazardous waste manifest system to reduce its burden. EPA is considering several approaches to reducing the burden of the Uniform Hazardous Waste Manifest form and the manifest system in general. These include the use of automation to electronically prepare, transmit, and store manifests; the use of a streamlined paper form; easier access to manifest-related information; and allowing some

current manifest users alternatives to the traditional tracking system.

The purpose of these public meetings is to explain the draft rulemaking strategies the Agency is considering and to gather information on whether these strategies ensure that the burden of the manifest tracking system is minimized while ensuring the safe movement of hazardous waste.

The Agency believes that this project will affect all small quantity generators and large quantity generators of hazardous waste. The regulated community will benefit from public meetings by having early input into the regulatory development process. The Agency will be able to use this early input to finalize options it will incorporate into a proposed rulemaking on the manifest. Such early discussion will result in more fully developed options which take into account as much as possible, the input received from participants. EPA will answer questions and will receive informal input from the regulated community and from states as to whether the strategies developed by EPA will result in burden reduction without compromising environmental protection.

EPA will also hold separate meetings with state hazardous waste regulators to discuss state implementation of the new manifest system. State meetings will be held on the day prior to the public meetings.

EPA anticipates publishing the proposed rulemaking in the Fall of 1998 at which time formal comments will be taken from the public. The RCRA Hotline will take names and addresses of those who would like copies of the materials developed at the meetings.

This document is also available in electronic format on the Internet. Follow these instructions to access the information electronically:

**WWW:** <http://www.epa.gov/osw>

**FTP:** [ftp.epa.gov](ftp://ftp.epa.gov)

**Login:** anonymous

**Password:** your internet address

Files are located in /OSW/publicate/htm

Dated: November 17, 1997.

**Matthew Hale,**

*Acting Director, Office of Solid Waste.*

[FR Doc. 97-30816 Filed 11-24-97; 8:45 am]

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