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40 CFR Part 435

[FRL-5673-8]

RIN 2040-AB72

Final Effluent Limitations Guidelines and Standards for the Coastal Subcategory of the Oil and Gas Extraction Point Source Category; Correction**AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Final rule; correction.

SUMMARY: EPA is correcting minor errors in the preamble and effluent limitations guidelines and standards for the coastal subcategory of the oil and gas extraction point source category, which appeared in the Federal Register on December 16, 1996 (61 FR 66086).

EFFECTIVE DATE: these corrections shall become effective January 15, 1997, except for § 435.45 (NSPS), which becomes effective January 13, 1997.

FOR FURTHER INFORMATION CONTACT: Charles E. White, Office of Water, Engineering and Analysis Division (4303), U.S. Environmental Protection Agency, 401 M Street, SW, Washington, DC, 20460, (202) 260-5411, White.Chuck@EPAMail.EPA.Gov.

SUPPLEMENTARY INFORMATION: In a final rule published December 16, 1996 (61 FR 66086), EPA established final effluent limitations guidelines and standards for the control of wastewater pollutants. The final rule contained some minor errors that are discussed briefly below and are corrected by this document. The effective dates and date of issuance for purposes of judicial review are stated in the December 16, 1996 final rule.

Under Executive Order 12866 (58 FR 51735, October 4, 1993), this action is not a "significant regulatory action" and, is therefore not subject to review by the Office of Management and Budget. In addition, this action does not impose any enforceable duty or contain any unfunded mandate as described in the Unfunded Mandates Reform Act of 1995 (Pub. L. 104-4), or require prior consultation with State officials as specified by Executive Order 12875 (58 FR 58093, October 28, 1993), or involve special consideration of environmental justice related issues as required by Executive Order 12898 (59 FR 7629, February 16, 1994).

Because this action is not subject to notice-and-comment requirements under the Administrative Procedure Act or any other statute, it is not subject to the provisions of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*).

Under 5 U.S.C. 801(a)(1)(A) as added by the Small Business Regulatory Enforcement Fairness Act of 1996, EPA 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 rule is not a "major rule" as defined by 5 U.S.C. 804(2).

List of Subjects in 40 CFR Part 435

Environmental protection, Incorporation by reference, Oil and gas extraction, Pollution prevention, Waste treatment and disposal, Water pollution control.

Dated: December 27, 1996.

Robert Perciasepe,

Assistant Administrator for Water.

The following corrections are made in FRL-5648-4, Final Effluent Limitations Guidelines and Standards for the

Coastal Subcategory of the Oil and Gas Extraction Point Source Category, which was published in the Federal Register on December 16, 1996 (61 FR 66086).

1. On page 66111, columns two, line 24, the reference to "Table 10 is corrected to read "Table 11".

2. and 3. On page 66111, column two and three, the second Table 10 is correctly designated as Table 11.

4. On page 66111, column three, line 4 of Paragraph B, the reference to "Table 11" is corrected to read "Table 12".

5. On page 66112, column one, the Table 11 is correctly designated as Table 12.

6. On page 66113, the Table is correctly designated as Table 13.

7. On page 66113, column three, line 13, the reference to "Table 12" is corrected to read "Table 13".

§ 435.41 [Amended]

8. § 435.41 on page 66127, column one, line 24, the second paragraph (y) is correctly designated (z).

9. § 435.41 on page 66127, paragraph (z) is correctly designated (aa).

10. § 435.41 on page 66127, paragraph (aa) is correctly designated (bb).

11. § 435.41 on page 66127, paragraph (bb) is correctly designated (cc).

12. § 435.41 on page 66127, paragraph (cc) is correctly designated (dd).

13. § 435.41 on page 66127, paragraph (dd) is correctly designated (ee).

14. § 435.41 on page 66127, paragraph (ee) is correctly designated (ff).

15. and 16. On page 66128, § 435.43 includes a table of BAT effluent limitations. The table is corrected to read as follows:

§ 435.43 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best available technology economically achievable (BAT).

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BAT EFFLUENT LIMITATIONS

Stream	Pollutant parameter	BAT effluent limitations
Produced Water:		
(A) All coastal areas except Cook Inlet .....	.....	No discharge.
(B) Cook Inlet	Oil & Grease	The maximum for any one day shall not exceed 42 mg/l, and the 30-day average shall not exceed 29 mg/l.
Drilling Fluids, Drill Cuttings, and Dewatering Effluent: ¹		
(A) All coastal areas except Cook Inlet .....	.....	No discharge.
(B) Cook Inlet	Free Oil ²	No discharge.
	Diesel Oil	No discharge.
	Mercury	1 mg/kg dry weight maximum in the stock barite.
	Cadmium	3 mg/kg dry weight maximum in the stock barite.
	Toxicity	Minimum 96-hour LC50 of the SPP shall be 3 percent by volume. ⁴
Well Treatment, Workover and Completion Fluids:		
(A) All coastal areas except Cook Inlet .....	.....	No discharge.
(B) Cook Inlet	Oil & Grease	The maximum for any one day shall not exceed 42 mg/l, and the 30-day average shall not exceed 29 mg/l.

BAT EFFLUENT LIMITATIONS—Continued

Stream	Pollutant parameter	BAT effluent limitations
Produced Sand .....	.....	No discharge.
Deck Drainage	Free Oil ³	No discharge.
Domestic Waste	Foam	No discharge.

¹ BAT limitations for dewatering effluent are applicable prospectively, BAT limitations in this rule are not applicable to discharges of dewatering effluent from reserve pits which as of the effective date of this rule no longer receive drilling fluids and drill cuttings. Limitations on such discharges shall be determined by the NPDES permit issuing authority.

² As determined by the static sheen test (see appendix 1 to 40 CFR Part 435, subpart A).

³ As determined by the presence of a film or sheen upon or a discoloration of the surface of the receiving water (visual sheen).

⁴ As determined by the toxicity test (see appendix 2 of 40 CFR Part 435, subpart A).

§ 435.44 [Amended]

17. On page 66128, § 435.44 includes a table of BCT effluent limitations. Footnote 4 on that table should be removed.

18., 19., 20., 21., 22., 23., 24. and 25.

On page 66129, § 435.45 includes a table of NSPS effluent limitations. The table is corrected to read as follows:

§ 435.45 Standards of performance for new sources (NSPS).

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NSPS EFFLUENT LIMITATIONS

Stream	Pollutant parameter	NSPS effluent limitations
Produced Water:		
(A) All coastal areas except Cook Inlet .....	.....	No discharge.
(B) Cook Inlet	Oil & Grease	The maximum for any one day shall not exceed 42 mg/l, and the 30-day average shall not exceed 29 mg/l.
Drilling Fluids, Drill Cuttings, and Dewatering Effluent: ¹		
(A) All coastal areas except Cook Inlet .....	.....	No discharge.
(B) Cook Inlet	Free Oil ²	No discharge.
	Diesel Oil	No discharge.
	Mercury	1 mg/kg dry weight maximum in the stock barite.
	Cadmium	3 mg/kg dry weight maximum in the stock barite.
	Toxicity	Minimum 96-hour LC50 of the SPP shall be 3 percent by volume. ⁴
Well Treatment, Workover and Completion Fluids:		
(A) All coastal areas except Cook Inlet .....	.....	No discharge.
(B) Cook Inlet	Oil & Grease	The maximum for any one day shall not exceed 42 mg/l, and the 30-day average shall not exceed 29 mg/l.
Produced Sand .....	.....	No discharge.
Deck Drainage	Free Oil ³	No discharge.
Sanitary Waste		
Sanitary M10	Residual Chlorine	Minimum of 1 mg/l and maintained as close to this concentration as possible.
Sanitary M9IM	Floating Solids	No discharge.
Domestic Waste	Floating Solids, Garbage and Foam.	No discharge of floating solids or garbage or foam.

¹ NSPS limitations for dewatering effluent are applicable prospectively. NSPS limitations in this rule are not applicable to discharges of dewatering effluent from reserve pits which as of the effective date of this rule no longer receive drilling fluids and drill cuttings. Limitations on such discharges shall be determined by the NPDES permit issuing authority.

² As determined by the static sheen test (see appendix 1 to 40 CFR Part 435, subpart A).

³ As determined by the presence of a film or sheen upon or a discoloration of the surface of the receiving water (visual sheen).

⁴ As determined by the toxicity test (see appendix 2 of 40 CFR Part 435, subpart A).

§ 435.10 [Corrected]

26. On page 66129, the section under subpart G currently reads § 435.10. The section number is corrected to read “§ 435.70”.

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DEPARTMENT OF HEALTH AND HUMAN SERVICES**Health Care Financing Administration****42 CFR Part 435**

[MB-105-FC]

Medicaid Program; Redeterminations of Medicaid Eligibility Due to Welfare Reform

AGENCY: Health Care Financing Administration (HCFA), HHS.

ACTION: Final rule with comment period.

SUMMARY: The Personal Responsibility and Work Opportunity Reconciliation Act of 1996 and the Contract with America Advancement Act of 1996 created changes in Federal law affecting the eligibility of large numbers of Medicaid recipients. These changes include revisions to the definition of disability for children and to the eligibility requirements of non-U.S. citizens and individuals receiving disability cash assistance based on a finding of alcoholism and drug addiction.

This final rule with comment period protects Federal financial participation