

imposing as little burden as possible on small employers. In the event the Agency determines, based on the results of this review, that the rule should be rescinded or modified, appropriate rulemaking will be initiated.

An important step in the review process involves the gathering and analysis of information from affected persons about their experience with the rule and any material changes in circumstances since issuance of the rule. This notice requests written comments and announces a public meeting to provide an opportunity for interested parties to comment on the continuing need for, adequacy or inadequacy, and potential improvement of this rule. Comment concerning the following subjects would assist the Agency in determining whether to retain the standard unchanged or to initiate rulemaking for purposes of revision or rescission:

1. The benefits and utility of the rule in its current form and, if amended, in its amended form;
2. Whether potentially effective and reasonably feasible alternatives to the standard exist;
3. The continued need for the rule;
4. The complexity of the rule;
5. Whether and to what extent the rule overlaps, duplicates, or conflicts with other Federal, State, and local governmental rules;
6. Information on any new developments in technology, economic conditions, or other factors affecting the ability of affected firms to comply with the Ethylene Oxide rule;
7. Alternatives to the rule or portions of the rule that would minimize significant impacts on small businesses while achieving the objectives of the Occupational Safety and Health Act; and
8. The effectiveness of the standard as implemented by small entities.

Persons making timely written requests to speak at the public meeting will be given priority for oral comments, as time permits. Other persons wishing to speak should register at the meeting from 8:30 to 9:00. OSHA will make every effort to accommodate individuals wishing to speak at the public meeting.

**Authority:** This document was prepared under the direction of Gregory R. Watchman, Acting Assistant Secretary of Labor for Occupational Safety and Health, 200 Constitution Avenue, N.W., Washington, D.C. 20210.

Signed at Washington, D.C., this 20th day of May, 1997.

**Gregory R. Watchman,**  
*Acting Assistant Secretary.*

[FR Doc. 97-13799 Filed 5-23-97; 8:45 am]

BILLING CODE 4510-26-P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Parts 52 and 81

[OH107-1b; KY94-9717b; FRL-5830-4]

#### Clean Air Act Promulgation of Extension of Attainment Date for Ozone Nonattainment Area; Ohio; Kentucky

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

**ACTION:** Proposed rule.

**SUMMARY:** The USEPA is proposing to extend the attainment date for the Cincinnati-Hamilton interstate moderate ozone nonattainment area from November 15, 1996 to November 15, 1997. This extension is based in part on monitored air quality readings for the national ambient air quality standard (NAAQS) for ozone during 1996. In the final rules section of this **Federal Register**, the USEPA is approving these actions as a direct final rule without prior proposal because USEPA views these actions as noncontroversial 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 that direct final rule, no further activity is contemplated in relation to this proposed rule. If USEPA receives substantive adverse comments which have not already been responded to, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on the proposed rule. USEPA will not institute a second comment period on this action. Any parties interested in commenting on this action should do so at this time.

**DATES:** Comments on this proposed rule must be received on or before June 26, 1997.

**ADDRESSES:** Comments may be mailed to Joseph M. LeVasseur at the USEPA Region 4 address listed below or to J. Elmer Bortzer, Chief, Regulation Development Section, Air Programs Branch (AR-18J), Region 5 at the address listed below. Copies of the material submitted by the Kentucky Natural Resources and Environmental Protection Cabinet (KNREPC) may be examined during normal business hours at the following locations:

Environmental Protection Agency,  
Atlanta Federal Center, Region 4 Air  
Planning Branch, 61 Forsyth Street  
S.W., Atlanta, Georgia 30303-3104.  
Natural Resources and Environmental  
Protection Cabinet, 803 Schenkel  
Lane, Frankfort, Kentucky 40601.

Copies of the materials submitted by the Ohio Environmental Protection Agency (OEPA) may be examined during normal business hours at the following locations:

Regulation Development Section, Air Programs Branch (AR-18J), U.S. Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois, 60604.

OEPA, Division of Air Pollution Control, 1800 Watermark Drive, Columbus, OH 43215.

**FOR FURTHER INFORMATION CONTACT:** Randolph O. Cano at (312) 886-6036 or Joseph M. LeVasseur at (404) 562-9035.

#### SUPPLEMENTARY INFORMATION:

For additional information see the direct final rule published in the rules section of this **Federal Register**.

Dated: May 16, 1997.

**A. Stanley Meiburg,**

*Acting Regional Administrator, Region 4.*

Dated: May 16, 1997.

**Valdas V. Adamkus,**

*Regional Administrator, Region 5.*

[FR Doc. 97-13752 Filed 5-23-97; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Parts 261, 271, and 302

[SWH-FRL-5831-1]

#### Extension of Comment Period for the Proposed Identification and Listing of Hazardous Waste/Petroleum Refining/ Notice of Data Availability (NODA)

**AGENCY:** Environmental Protection Agency.

**ACTION:** Proposed rule/notice of data availability; extension of comment period.

**SUMMARY:** The U.S. Environmental Protection Agency (EPA or Agency) is extending the comment period for the proposed listing determination for the petroleum refining industry, which appeared in the **Federal Register** on April 8, 1997 (see 62 FR 16747). The public comment period for this proposed rule was to end on June 9, 1997. The purpose of this notice is to extend the comment period to end on July 11, 1997.

**DATES:** EPA will accept public comments on this Notice of Data Availability until July 11, 1997.

**ADDRESSES:** Commenters must send an original and two copies of their comments referencing docket number F-97-PRA-FFFFF to: RCRA Docket

Information Center, Office of Solid Waste (5305G), U.S. Environmental Protection Agency Headquarters (EPA, HQ), 401 M Street, SW, Washington, D.C. 20460. Hand deliveries of comments should be made to the Arlington, VA, address listed below.

Comments may also be submitted electronically by sending electronic mail through the Internet to: rcradocket@epamail.epa.gov. Comments in electronic format should also be identified by the docket number F-97-PRA-FFFFF. All electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. If comments are not submitted electronically, EPA is asking prospective commenters to voluntarily submit one additional copy of their comments on labeled personal computer diskettes in ASCII (TEXT) format or a word processing format that can be converted to ASCII (TEXT). It is essential to specify on the disk label the word processing software and version/edition as well as the commenter's name. This will allow EPA to convert the comments into one of the word processing formats utilized by the Agency. Please use mailing envelopes designed to physically protect the submitted diskettes. EPA emphasizes that submission of comments on diskettes is not mandatory, nor will it result in any advantage or disadvantage to any commenter.

Commenters should not submit electronically any confidential business information (CBI). An original and two copies of CBI must be submitted under separate cover to: RCRA CBI Document Control Officer, Office of Solid Waste (5305W), U.S. EPA, 401 M Street, SW, Washington, D.C. 20460.

Public comments and supporting materials are available for viewing in the RCRA Information Center (RIC), located at Crystal Gateway I, First Floor, 1235 Jefferson Davis Highway, Arlington, VA. The RIC is open from 9 a.m. to 4 p.m., Monday through Friday, excluding federal holidays. To review docket materials, it is recommended that the public make an appointment by calling (703) 603-9230. The public may copy a maximum of 100 pages from any regulatory docket at no charge.

Additional copies cost \$0.15/page. For information on accessing paper and/or electronic copies of the document, see the **SUPPLEMENTARY INFORMATION** section.

**FOR FURTHER INFORMATION CONTACT:** For general information, contact the RCRA Hotline at (800) 424-9346 or TDD (800) 553-7672 (hearing impaired). In the Washington, D.C., metropolitan area,

call (703) 412-9810 or TDD (703) 412-3323. For information on specific aspects of the report, contact Maximo (Max) Diaz, Jr. or Robert Kayser, Office of Solid Waste (5304W), U.S. Environmental Protection Agency, 401 M Street, SW, Washington, D.C. 20460. [E-mail addresses and telephone numbers: Diaz.max@epamail.epa.gov, (703) 308-0439; Kayser.robert@epamail.epa.gov, (703) 308-7304.]

**SUPPLEMENTARY INFORMATION:** The proposed rule and Notice of Data Availability were issued under Section 3001(b) of RCRA. EPA proposed and provided supplemental analyses (NODA) to list certain wastes generated during the refining of petroleum because these wastes may pose a substantial present or potential risk to human health or the environment when improperly managed. See 60 FR 57747 (November 20, 1995) and 62 FR 16747 (April 8, 1997) for a more detailed explanation of the proposed rule and the NODA.

In addition to the notice of extension to the NODA comment period, the Agency today is including in the docket information that was inadvertently excluded from the NODA and making a minor typographical correction. The excluded information consists of Tables A-5.1 through A-5.9 of Appendix A and Table 6.7 [Physical and Chemical Properties of Benzene and Exposure Factors Used in the Dermal Exposure Model], all pertaining to the Supplemental Background Document; Nongroundwater Pathway Risk Assessment [F-97-PRA-S0017]. The typographical correction in the same document is as follows: on page C-4 of Appendix C, replace "(see Section C.3)" with "(see Table C.1)." Some of this additional information has been added to the rulemaking docket and some will be added within the next few weeks, before the end of the comment period. Consequently, EPA cautions all interested parties to check the docket regularly.

Dated: May 13, 1997.

**Elizabeth A. Cotsworth,**

*Acting Director, Office of Solid Waste.*

[FR Doc. 97-13753 Filed 5-23-97; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 372

[OPPTS-400113; FRL-5720-8]

### Toxic Chemical Release Reporting; Community Right-to-Know; Additional Time to Report

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

**ACTION:** Extension of time for submission of reports.

**SUMMARY:** EPA is announcing that it will allow facilities required to submit Toxic Release Inventory (TRI) reports for calendar year 1996 until August 1, 1997, to file those reports. These TRI reports under section 313 of the Emergency Planning and Community Right-to-Know Act and section 6607 of the Pollution Prevention Act would otherwise be due on or before July 1, 1997. EPA's distribution of the reporting package, which includes extensive materials and guidance for preparing TRI reports, for the 1996 reporting year has been delayed. To allow facilities adequate time to prepare and submit complete and accurate TRI reports, EPA is allowing facilities an extra month in which to report.

**FOR FURTHER INFORMATION CONTACT:** Maria J. Doa, 202-260-9592, e-mail: doa.maria@epamail.epa.gov, for specific information on this notice, or for more information on EPCRA section 313, the Emergency Planning and Community Right-to-Know Hotline, Environmental Protection Agency, Mail Code 5101, 401 M St., SW., Washington, DC 20460, Toll free: 1-800-535-0202, in Virginia and Alaska: 703-412-9877 or Toll free TDD: 1-800-553-7672.

### SUPPLEMENTARY INFORMATION:

#### I. Background

Section 313 of the Emergency Planning and Community Right-to-Know Act of 1986, 42 U.S.C. 11023 (EPCRA, which is also referred to as Title III of the Superfund Amendments and Reauthorization Act of 1986 (Pub. L. 99-499)), requires certain facilities manufacturing, processing, or otherwise using listed toxic chemicals to report their environmental releases of such chemicals annually. Such facilities also must report pollution prevention and recycling data for such chemicals, pursuant to section 6607 of the Pollution Prevention Act (PPA), 42 U.S.C. 13106. EPCRA section 313 and PPA section 6607 require that covered facilities report this information on or before July 1 of each year for activities