

**Authority:** 8 U.S.C. 1104.

2. Amend § 40.1 by redesignating paragraphs (l), (m), (n), (o), (p), (q), (r), and (s) as paragraphs (m), (n), (o), (p), (q), (r), (s), and (t), respectively, and adding a new paragraph (l) to read:

**§ 40.1 Definitions.**

\* \* \* \* \*

(l) *Make or file an application for a visa* means:

(1) For a nonimmigrant visa applicant, submitting for formal adjudication by a consular officer of a completed Form OF-156, with any required supporting documents and the requisite processing fee or evidence of the prior payment of the processing fee when such documents are received and accepted for adjudication by the consular officer.

(2) For an immigrant visa applicant, personally appearing before a consular officer and verifying by oath or affirmation the statements contained on the Form OF-230 and in all supporting documents, having previously submitted all forms and documents required in advance of the appearance and paid the visa application processing fee.

\* \* \* \* \*

**PART 42—[AMENDED]**

3. The authority citation for Part 42 continues to read:

**Authority:** 8 U.S.C. 1104.

4. Revise § 42.71(b) to read as follows:

**§ 42.71 Authority to issue visas; visa fees.**

\* \* \* \* \*

(b) *Immigrant visa fees.* The Secretary of State prescribes separate fees for the processing of immigrant visa applications and for the issuance of immigrant visas thereafter to persons whose applications are approved. An individual registered for immigrant visa processing at a post designated for this purpose by the Deputy Assistant Secretary for Visa Services must pay the processing fee upon being notified that a visa is expected to become available in the near future and being requested to obtain the supporting documentation needed to apply formally for a visa, in accordance with instructions received with such notification. The fee must be paid before an applicant at a post so designated will receive an appointment to appear and make application before a consular officer. Applicants at a post not yet so designated will continue to pay the fee immediately prior to formal application for a visa. All applicants must pay the issuance fee after the consular officer has completed the visa interview and approved issuance of the

visa, but prior to its issuance. A fee collected for the processing of an immigrant visa application is refundable only if the principal officer of a post or the officer in charge of a consular section determines that the notification of prospective visa availability was sufficiently erroneous to preclude the applicant from benefiting from the processing. A fee collected for the issuance of an immigrant visa is refundable only if either of such officers determines that the visa was issued in error or could not be used as a result of U.S. Government actions over which the alien had no control and for which the alien was not responsible in whole or in part.

Dated: August 14, 2000.

**Mary A. Ryan,**

*Assistant Secretary for Consular Affairs.*

[FR Doc. 00-23115 Filed 9-7-00; 8:45 am]

**BILLING CODE 4710-06-P**

**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 52**

[VT-19-1222a; A-1-FRL-6854-8]

**Approval and Promulgation of Air Quality Implementation Plans; Revised Format for Materials Being Incorporated by Reference for Vermont**

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

**ACTION:** Final rule; notice of administrative change.

**SUMMARY:** EPA is revising the format of 40 CFR part 52 for materials submitted by the State of Vermont that are incorporated by reference (IBR) into its State Implementation Plan (SIP). The regulations affected by this format change have all been previously submitted by the state agency and approved by EPA.

**EFFECTIVE DATE:** This action is effective September 8, 2000.

**ADDRESSES:** SIP materials which are incorporated by reference into 40 CFR part 52 are available for inspection at the following locations: Environmental Protection Agency, EPA-New England, One Congress Street, Boston, MA 02203; Office of Air and Radiation, Docket and Information Center (Air Docket), Environmental Protection Agency, 401 M Street, SW, Room M1500, Washington, DC 20460; and Office of the Federal Register, 800 North Capitol Street, NW, Suite 700, Washington, DC.

**FOR FURTHER INFORMATION CONTACT:** Mr. Donald O. Cooke, Environmental

Scientist, at the above EPA-New England address or at (617) 918-1668.

**SUPPLEMENTARY INFORMATION:** This format revision will affect the "Identification of Plan" section of 40 CFR part 52, as well as the format of the SIP materials that will be available for public inspection at the Office of the Federal Register (OFR); the Air and Radiation Docket and Information Center located in Waterside Mall, Washington, DC; and the EPA—New England Office. The sections of 40 CFR part 52 pertaining to provisions promulgated by EPA or state-submitted materials not subject to IBR review remain unchanged.

The supplementary information is organized in the following order:

Description of a SIP  
How EPA Enforces SIPs  
How the State and EPA updates the SIP  
How EPA Compiles the SIPs  
How EPA Organizes the SIP  
Compilation  
Where You Can Find a Copy of the SIP  
Compilation  
The Format of the New Identification of Plan Section  
When a SIP Revision Becomes Federally Enforceable  
The Historical Record of SIP Revision Approvals  
What EPA Is Doing in This Action  
How This Document Complies With the Federal Administrative Requirements for Rulemaking

**Description of a SIP**

Each state has a SIP containing the control measures and strategies used to attain and maintain the national ambient air quality standards (NAAQS). The SIP is extensive, containing such elements as air pollution control regulations, emission inventories, monitoring network, attainment demonstrations, and enforcement mechanisms.

**How EPA Enforces SIPs**

Each state must formally adopt the control measures and strategies in the SIP after the public has had an opportunity to comment on them. They are then submitted to EPA as SIP revisions on which EPA must formally act.

Once these control measures and strategies are approved by EPA, after notice and comment, they are incorporated into the Federally approved SIP and are identified in part 52 (Approval and Promulgation of Implementation Plans), Title 40 of the Code of Federal Regulations (40 CFR part 52). The full text of the state regulation approved by EPA is not

reproduced in its entirety in 40 CFR part 52, but is "IBR." This means that EPA has approved a given state regulation with a specific effective date. The public is referred to the location of the full text version should they want to know which measures are contained in a given SIP. (Where you can find a copy of the SIP compilation.) The information provided allows EPA and the public to monitor the extent to which a state implements the SIP to attain and maintain the NAAQS and to take enforcement action if necessary.

#### How the State and EPA Updates the SIP

The SIP is a living document which the state can revise as necessary to address the unique air pollution problems in the state. Therefore, EPA from time to time must take action on SIP revisions containing new and/or revised regulations as being part of the SIP. On May 22, 1997 (62 FR 27968), EPA revised the procedures for incorporating by reference Federally approved SIPs, as a result of consultations between EPA and OFR.

EPA began the process of developing: (1) A revised SIP document for each state that would be incorporated by reference under the provisions of 1 CFR part 51; (2) a revised mechanism for announcing EPA approval of revisions to an applicable SIP and updating both the IBR document and the CFR; and (3) a revised format of the "Identification of Plan" sections for each applicable subpart to reflect these revised IBR procedures.

The description of the revised SIP document, IBR procedures, and "Identification of Plan" format are discussed in further detail in the May 22, 1997, **Federal Register** document.

#### How EPA Compiles the SIPs

The Federally approved regulations and source-specific permits submitted by Vermont have been organized by EPA into a SIP compilation that contains the updated regulations and source-specific permits approved by EPA through previous rulemaking actions in the **Federal Register**. The compilations are contained in three-ring binders and will be updated, primarily on an annual basis. The nonregulatory provisions are available by contacting Donald Cooke at EPA—New England.

#### How EPA Organizes the SIP Compilation

Each compilation contains three parts. Part one contains the state regulations, part two contains the source-specific requirements that have been approved as part of the SIP, and part three contains nonregulatory provisions that

have been EPA-approved. Each part consists of a table of identifying information for each regulation, each source-specific permit, and each nonregulatory provision. The effective dates in the tables indicate the date of the most recent revision of the regulation. The table of identifying information in the compilation corresponds to the table of contents published in 40 CFR part 52 for the state. The regional EPA Offices have the primary responsibility for ensuring accuracy and updating the compilations.

#### Where You Can Find a Copy of the SIP Compilation

EPA—New England developed and will maintain the compilation for Vermont. A copy of the full text of the state's current compilation will also be maintained at the OFR and EPA's Air Docket and Information Center.

#### The Format of the New Identification of Plan Section

In order to better serve the public, EPA revised the organization of the "Identification of Plan" section and included additional information to clarify the enforceable elements of the SIP.

The revised Identification of Plan section contains five subsections:

1. Purpose and scope
2. Incorporation by reference
3. EPA-approved regulations
4. EPA-approved source-specific permits
5. EPA-approved nonregulatory provisions such as transportation control measures, statutory provisions, control strategies, monitoring networks, etc.

#### When a SIP Revision Becomes Federally Enforceable

All revisions to the applicable SIP become Federally enforceable as of the effective date of the revisions to paragraphs (c) or (d) of the applicable Identification of Plan section found in each subpart of 40 CFR part 52.

#### The Historical Record of SIP Revision Approvals

To facilitate enforcement of previously approved SIP provisions and provide a smooth transition to the new SIP processing system, EPA retains the original Identification of Plan section, previously appearing in the CFR as the first or second section of part 52 for each state subpart. After an initial two-year period, EPA will review its experience with the new system and its ability to enforce previously approved SIP measures, and will decide whether

or not to retain the Identification of Plan appendices for some further period.

#### What EPA Is Doing in This Action

Today's action constitutes a "housekeeping" exercise to ensure that all revisions to the state programs that have occurred are accurately reflected in 40 CFR part 52. State SIP revisions are controlled by EPA regulations at 40 CFR part 51. When EPA receives a formal SIP revision request, the Agency must publish the proposed revision in the **Federal Register** and provide for public comment before approval.

EPA has determined that today's action 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 action 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 removing outdated citations.

#### How This Document Complies With the Federal Administrative Requirements for Rulemaking

##### A. General Requirements

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. 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). For

the same reason, this rule also does not significantly or uniquely affect the communities of tribal governments, as specified by Executive Order 13084 (63 FR 27655, May 10, 1998). This rule will 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), because it 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 (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. As required by section 3 of Executive Order 12988 (61 FR 4729, February 7, 1996), in issuing this rule, EPA has taken the necessary steps to eliminate drafting errors and ambiguity, minimize potential litigation, and provide a clear legal standard for affected conduct. EPA has complied with Executive Order 12630 (53 FR 8859, March 15, 1988) by examining the takings implications of the rule in accordance with the "Attorney General's Supplemental Guidelines for the Evaluation of Risk and Avoidance of Unanticipated Takings" issued under the executive order. 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.*).

#### *B. Submission to Congress and the Comptroller General*

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).

#### *C. Petitions for Judicial Review*

EPA has determined that the provisions of section 307(b)(1) of the Clean Air Act pertaining to petitions for judicial review are not applicable to this action. Prior EPA rulemaking actions for each individual component of the Vermont SIP compilation had previously afforded interested parties the opportunity to file a petition for judicial review in the United States Court of Appeals for the appropriate circuit within 60 days of such rulemaking action. Thus, EPA sees no need in this action to reopen the 60-day period for filing such petitions for judicial review for this "Identification of plan" reorganization action.

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

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

Dated: August 7, 2000.

**Mindy S. Lubber,**

*Regional Administrator, EPA-New England.*

Part 52 of 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. 7401–7671q.

#### **Subpart UU—Vermont**

2. Section 52.2370 is redesignated as § 52.2386 and the section heading and paragraph (a) are revised to read as follows:

##### **§ 52.2386 Original identification of plan section.**

(a) This section identifies the original "Air Implementation Plan for the State of Vermont" and all revisions submitted by Vermont that were federally approved prior to August 14, 2000.

\* \* \* \* \*

3. A new § 52.2370 is added to read as follows:

##### **§ 52.2370 Identification of plan.**

(a) *Purpose and scope.* This section sets forth the applicable State Implementation Plan for Vermont under section 110 of the Clean Air Act, 42 U.S.C. 7401–7671q and 40 CFR part 51 to meet national ambient air quality standards.

(b) *Incorporation by reference.* (1) Material listed in paragraphs (c) and (d) of this section with an EPA approval date prior to August 14, 2000 was approved for incorporation by reference by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Material is incorporated as it exists on the date of the approval, and notice of any change in the material will be published in the **Federal Register**. Entries in paragraphs (c) and (d) of this section with EPA approval dates after August 14, 2000, will be incorporated by reference in the next update to the SIP compilation.

(2) EPA-New England certifies that the rules/regulations provided by EPA in the SIP compilation at the addresses in paragraph (b)(3) of this section are an exact duplicate of the officially promulgated state rules/regulations which have been approved as part of the State Implementation Plan as of August 14, 2000.

(3) Copies of the materials incorporated by reference may be inspected at the EPA-New England Office at One Congress Street, Boston, MA 02203; the Office of the Federal Register, 800 North Capitol Street, NW., Suite 700, Washington, DC.; or at the EPA, Air and Radiation Docket and Information Center, Air Docket (6102), 401 M Street, SW., Washington, DC. 20460.

(c) *EPA approved regulations.*

## EPA APPROVED VERMONT REGULATIONS

State citation	Title/subject	State effective date	EPA approval date	Explanations
Chapter 5 Air Pollution Control Subchapter I. Definitions				
Section 5–101 .....	Definitions .....	07/29/93	04/22/98, 63 FR 19828 .....	Definitions IBR'd into the Vermont SIP are numbered consecutively by EPA, and do not necessarily correspond to the State's assigned definition number in the Vermont State Regulation, which are re-numbered whenever definitions are added or deleted from the State Regulation.
Subchapter II. Prohibitions				
Section 5–201 .....	Open burning prohibited .....	07/22/98	04/22/98, 63 FR 19828.	Except Section 5–211(c)(i) and Section 5–211(c)(i).
Section 5–202 .....	Permissible open burning .....	01/25/78	12/21/78, 43 FR 59496.	
Section 5–203 .....	Procedures for local authorities to burn natural wood.	01/25/78	12/21/78, 43 FR 59496.	
Section 5–211 .....	Prohibition of visible air contaminants.	08/12/78	04/16/82, 47 FR 16331.	
Section 5–221 .....	Prohibition of potentially polluting materials in fuel.	01/25/78	12/21/78, 43 FR 59496 .....	Requires RACT for major stationary sources of NO <sub>x</sub> .
Section 5–231 .....	Prohibition of particular matter	11/13/81	02/26/85, 50 FR 7767.	
Section 5–241 .....	Prohibition of nuisance and odor.	01/25/78	12/21/78, 43 FR 59496.	
Section 5–251 .....	Control of nitrogen oxides emissions.	01/04/95	04/09/97, 62 FR 17084 .....	
Section 5–252 .....	Control of Sulfur dioxide emissions.	11/04/79	02/19/80, 45 FR 10775.	
Section 5–253.1 .....	Petroleum liquid storage in fixed roof Tanks.	10/29/92	04/22/98, 63 FR 19829.	
Section 5–253.2 .....	Bulk gasoline terminals .....	10/29/92	04/22/98, 63 FR 19829.	
Section 5–253.3 .....	Bulk gasoline plants .....	10/29/92	04/22/98, 63 FR 19829.	
Section 5–253.4 .....	Gasoline tank trucks .....	10/29/92	04/22/98, 63 FR 19829.	
Section 5–253.5 .....	Stage I vapor recovery controls at gasoline dispensing facilities.	10/29/92	04/22/98, 63 FR 19829.	
Section 5–253.10 .....	Paper coating .....	10/29/92	04/22/98, 63 FR 19829.	
Section 5–253.12 .....	Coating of flat wood paneling	10/29/92	04/22/98, 63 FR 19829.	
Section 5–253.13 .....	Coating of miscellaneous metal parts.	07/29/93	04/22/98, 63 FR 19829.	
Section 5–253.14 .....	Solvent metal cleaning .....	07/29/93	04/22/98, 63 FR 19829.	
Section 5–253.15 .....	Cutback and emulsified asphalt.	08/02/94	04/22/98 63 FR 19829.	
Section 5–253.20 .....	Other sources that emit volatile organic compounds.	08/03/93	04/09/97, 62 FR 17084.	
Section 5–261 .....	Control of hazardous air contaminants.	11/03/81	02/10/82, 47 FR 6014.	
Subchapter III. Ambient Air Quality Standards				
Section 5–301 .....	Scope .....	12/15/90	03/05/91, 56 FR 9177.	Removal of the TSP standard (Section 5–304 and 5–305) and establishment of PM <sub>10</sub> standard (Section 5–306).
Section 5–302 .....	Sulfur dioxide primary .....	03/24/79	02/19/80, 45 FR 10775.	
Section 5–303 .....	Sulfur dioxide secondary. ....	03/24/79	02/19/80, 45 FR 10775.	
Section 5–306 .....	PM <sub>10</sub> primary and secondary standards..	11/01/90	08/01/97, 62 FR 41282 .....	
Section 5–307 .....	Carbon monoxide primary and secondary.	03/24/79	02/19/80, 45 FR 10775 .....	Formerly Section 5–306, re-numbered to 5–307 when new Section 5–306 for PM <sub>10</sub> was created.
Section 5–308 .....	Ozone primary and secondary	03/24/79	02/19/80, 45 FR 10775 .....	Formerly Section 5–307, re-numbered to 5–308 when new Section 5–306 for PM <sub>10</sub> was created.

## EPA APPROVED VERMONT REGULATIONS—Continued

State citation	Title/subject	State effective date	EPA approval date	Explanations
Section 5-309 .....	Lead primary and secondary	11/03/81	02/10/82, 47 FR 6014 .....	Formerly Section 5-308, re-numbered to 5-309 when new Section 5-306 for PM <sub>10</sub> was created. Formerly Section 5-309, re-numbered to 5-310 when new Section 5-306 for PM <sub>10</sub> was created.
Section 5-310 .....	Nitrogen dioxide primary and secondary.	12/15/90	03/05/91, 56 FR 9177 .....	

## Subchapter IV. Operations and Procedures

Section 5-401 .....	Classification of air contaminant sources.	03/24/79	02/19/80, 45 FR 10775.	
Section 5-402 .....	Written Reports when requested.	03/24/79	02/19/80, 45 FR 10775.	
Section 5-403 .....	Circumvention .....	12/10/72	05/31/72, 37 FR 10899.	
Section 5-404 .....	Methods for sampling and testing of sources.	03/24/78	02/19/80, 45 FR 10775.	
Section 5-405 .....	Required air monitoring .....	03/24/79	02/19/80, 45 FR 10775.	
Section 5-406 .....	Required air modeling .....	03/24/79	02/19/80, 45 FR 10775.	

## Subchapter V. Review of New Air Contaminant Sources

Section 5-501 .....	Review of construction or modification of air contaminant sources.	09/17/86	07/17/87, 52 FR 26982.	
Section 5-502 .....	Major stationary sources and major modifications.	07/14/95	08/04/98, 62 FR 41870.	

## Subchapter VII. Motor Vehicle Emissions

Section 5-701 .....	Removal of control devices ....	03/24/79	02/19/80, 45 FR 10775.	
Section 5-702 .....	Excessive smoke emissions from motor vehicles.	03/24/79	02/19/80, 45 FR 10775.	
Section 5-801 .....	Effective date .....	03/24/79	01/30/80, 45 FR 6781.	

## Tables

Table 1 .....	Table 1 Process weight standards.	01/25/78	12/21/78, 43 FR 59496.	
Table 2 .....	Table 2 PSD increments .....	12/15/90	03/05/91, 56 FR 9177.	
Table 3 .....	Table 3 Levels of significant impact for non-attainment areas.	11/03/81	02/10/82, 47 FR 6014.	

## Subchapter VIII. Registration of Air Contaminant Sources

Section 5-801 .....	Definitions .....	04/20/88	01/10/95, 60 FR 2527.	
Section 5-802 .....	Requirement for registration ...	04/20/88	01/10/95, 60 FR 2527.	
Section 5-803 .....	Registration procedure .....	04/20/88	01/10/95, 60 FR 2527.	
Section 5-804 .....	False or misleading information.	04/20/88	01/10/95, 60 FR 2527.	
Section 5-805 .....	Commencement or re-commencement of operation.	04/20/88	01/10/95, 60 FR 2527.	
Section 5-806 .....	Transfer of Operation .....	04/20/88	01/10/95, 60 FR 2527.	

(d) EPA-approved State Source specific requirements.

## EPA-APPROVED VERMONT SOURCE SPECIFIC REQUIREMENTS

Name of source	Permit No.	State effective date	EPA approval date	Explanations
Simpson Paper Company, Centennial Mill in Gilman, Vermont.	Environmental Protection Regulations, Chapter 5, Air Pollution Control, Subchapter II. Section 5-251(2).	01/04/95	04/09/97, 45 FR 17087 .....	Administrative orders for Simpson Paper Company, in Gilman, Vermont, adopted and effective on January 4, 1995.

## EPA-APPROVED VERMONT SOURCE SPECIFIC REQUIREMENTS—Continued

Name of source	Permit No.	State effective date	EPA approval date	Explanations
U.S. Samaica Corporation, in Rutland, VT.	Environmental Protection Regulations, Chapter 5, Air Pollution Control, Subchapter II. Section 5–253.20.	01/04/95	04/09/97, 45 FR 17087 .....	Administrative orders for U.S. Samaica Corporation, in Rutland, Vermont, adopted and effective on January 4, 1995.

(e) *Nonregulatory.*

## VERMONT NON REGULATORY

Name of non regulatory SIP provision	Applicable geographic or non-attainment area	State submittal date/ effective date	EPA approved date	Explanations
Notice of public hearing	Statewide .....	Submitted 02/03/72 .....	06/15/72, 37 FR 11911 .....	(c)(1) Vermont Agency of Environmental Conservation.
Miscellaneous non-regulatory revisions to the plan.	.....	Submitted 02/25/1972 ...	5/31/72 37 FR 10899 .....	(c)(2) Vermont Agency of Environmental Conservation.
Miscellaneous non-regulatory revisions to the plan.	.....	Submitted 03/03/75 .....	01/21/76, 41 FR 3085 .....	(c)(4) Vermont Agency of Environmental Conservation. Deletion of Winooski sampling site for particulates and sulfur dioxide.
Plans to meet various requirements of the Clean Air Act, including Part C.	.....	Submitted 03/21/79, and 11/21/79.	01/30/80, 45 FR 6781 .....	(c)(9) See Plans to attain below.
Attainment Plans to meet the requirements of Part D and the Clean Air Act, as amended in 1977.	.....	Submitted 03/21/79, 11/21/79, 11/27/79, and 12/19/79.	02/19/80, 45 FR 10775 .....	(c)(10) Plans to attain. State of Vermont air quality implementation plan (March 1979). The secondary TSP standard for Barre City and a portion of the Champlain Valley Air Management Area, the carbon monoxide standard in the Champlain Valley Air Management Area and the ozone standard in Chittenden, Addison, and Windsor Counties. A program was also submitted for the review of construction and operation of new and modified major stationary sources of pollution in non-attainment areas. Certain miscellaneous provisions were also included.
A plan to provide for public, local and state involvement in federally funded air pollution control activities.	.....	Submitted 03/28/80 .....	09/09/80, 45 FR 59314 .....	(c)(11) A plan to provide for public, local and state involvement in federally funded air pollution control activities.
A plan to attain and maintain the National Ambient Air Quality Standard for lead.	.....	Submitted 06/24/80, and 11/07/80.	03/18/81, 46 FR 17192 .....	(c)(12) A plan to attain and maintain the National Ambient Air Quality Standard for lead. A letter further explaining the state procedures for review of new major sources of lead emissions.
A revision to the air quality monitoring network.	.....	Submitted 03/21/79 .....	10/08/80, 45 FR 66789; corrected by 03/16/81, 46 FR 15897.	(c)(13) meets the requirements of 40 CFR part 58.
Narrative submittal "Implementation Plan for the Protection of Visibility in the State of Vermont" and "Appendices".	.....	Submitted 04/15/86 .....	07/17/87, 52 FR 26973 .....	(c)(19) Describing procedures, notifications, and technical evaluations to fulfill the visibility protection requirements of 40 CFR part 51, subpart P.
State Implementation Plan narrative.	.....	Submitted 12/07/90, and 01/10/91.	03/05/91, 56 FR 9175 .....	(c)(20) State of Vermont Air Quality Implementation Plan dated November, 1990.

## VERMONT NON REGULATORY—Continued

Name of non regulatory SIP provision	Applicable geographic or non-attainment area	State submittal date/ effective date	EPA approved date	Explanations
State Implementation Plan narrative.	.....	Submitted 08/09/93 .....	01/10/95, 60 FR 2524 .....	(c)(21) State of Vermont Air Quality Implementation Plan dated February, 1993. To meet the emission statement requirement of the CAAA of 1990.
Revisions to the State Implementation Plan.	.....	Submitted 02/03/93, 08/09/93, and 08/10/94.	04/22/98, 63 FR 19828 .....	(c)(25)State of Vermont: Air Quality Implementation Plan dated August 1993.
Revisions to the State Implementation Plan.	.....	Submitted .....	07/10/00, 65 FR 42290 .....	(c)(26)letter from VT Air Pollution Control Division dated July 28, 1998 stating a negative declaration for the aerospace coating operations CTG category.

[FR Doc. 00-22969 Filed 9-7-00; 8:45 am]

BILLING CODE 6560-50-P

**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 63**

[AD-FRL-6866-3]

**National Emission Standards for Halogenated Solvent Cleaning****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Final rule; corrections and clarifications.

**SUMMARY:** This action promulgates corrections and several clarifications to the amendments to the "National Emission Standards for Halogenated Solvent Cleaning" promulgated on December 3, 1999 (64 FR 67793). The amendments finalized compliance options for continuous web cleaning. These corrections and clarifications ensure that all owners or operators of solvent cleaning machines have appropriate and understandable requirements for their cleaning machines.

**EFFECTIVE DATE:** September 8, 2000.

**ADDRESSES:** Interested parties may review items used to support these final rule amendments at: Air and Radiation Docket and Information Center (6102), Attention Docket Number A-92-39, Room M-1500, U.S. Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460.

**FOR FURTHER INFORMATION CONTACT:** For information concerning the standards, contact Mr. Paul Almodovar, Coatings and Consumer Products Group, Emission Standards Division (MD-13), U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711, telephone number (919) 541-0283.

For information regarding the applicability of this action to a particular entity, contact Ms. Acquanetta Delaney, Manufacturing Branch, Office of Compliance (2224A), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW, Washington, DC 20460; telephone (202) 564-7061.

**SUPPLEMENTARY INFORMATION:** *Docket.* The docket number for this rulemaking is A-92-39. The docket is an organized file of information compiled by EPA in the development of this rulemaking.

The docket is a dynamic file because material is added throughout the rulemaking development. The docketing system is intended to allow members of the public and industries involved to readily identify and locate documents so that they can effectively participate in the rulemaking process. Along with the proposed and promulgated standards and their preambles, the docket contains the record in the case of judicial review. (See section 307(d)(7)(A) of the Clean Air Act.)

*World Wide Web (WWW).* In addition to being available in the docket, an electronic copy of this proposed rule is also available on the WWW through the Technology Transfer Network (TTN). Following signature, a copy of the rule will be posted on the TTN's policy and guidance page for newly proposed or promulgated rules at <http://www.epa.gov/ttn/oarpg>. The TTN provides information and technology exchange in various areas of air pollution control. If more information regarding the TTN is needed, call the TTN HELP line at (919) 541-5384.

*Regulated Entities.* The following entities are potentially regulated by this final rule.

Category	SIC codes	Examples of potentially regulated entities
Industry .....	33, 34, 36, and 37 .....	Facilities engaging in cleaning operations using halogenated solvent cleaning machines.

This list is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by this action. This list includes the types of entities that EPA is now aware could potentially be regulated by this action. Other types of entities not listed could also be affected. To determine whether your facility or company is regulated by this final rule,

you should carefully examine the applicability criteria in § 63.460 of the promulgated rule. If you have any questions regarding the applicability of this final rule to a particular entity, consult the person listed in the preceding **FOR FURTHER INFORMATION CONTACT** section.

**I. What Is the Purpose of This Action?**

The purpose of this action is to provide corrections and several clarifications to the December 3, 1999 (64 FR 67793) final rule changes to the halogenated solvent cleaning national emission standards for hazardous air pollutants (NESHAP). The corrections fix an incorrect cross reference included