

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 CAA, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by January 26, 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: November 13, 2003.  
**James B. Gulliford**,  
*Regional Administrator, Region 7.*

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

**PART 52—[AMENDED]**

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

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

**Subpart AA—Missouri**

■ 2. In § 52.1320 the table in paragraph (c) is amended by:

■ a. Revising the entry for 10–2.390 under Chapter 2.

■ b. Revising the entry for 10–5.480 under Chapter 5.

The revisions read as follows:

**§ 52.1320 Identification of plan.**

\* \* \* \* \*

(c) \* \* \*

**EPA-APPROVED MISSOURI REGULATIONS**

Missouri citation	Title	State effective date	EPA approval date	Explanation
<b>Missouri Department of Natural Resources Chapter 2—Air Quality Standards and Air Pollution Control Regulations for the Kansas City Metropolitan Area</b>				
* * * * *				
10–2.390 .....	Conformity to State Implementation Plans of Transportation Plans, Programs, and Projects Developed, Funded or Approved Under Title 23 U.S.C. of the Federal Transit Act.	9/30/03	[11/26/03, and FR page citation]	
* * * * *				
<b>Chapter 5—Air Quality Standards and Air Pollution Control Regulations for the St. Louis Metropolitan Area</b>				
* * * * *				
10–5.480 .....	Conformity to State Implementation Plans of Transportation Plans, Programs, and Projects Developed, Funded or Approved Under Title 23 U.S.C. of the Federal Transit Act.	9/30/03	[11/26/03, and FR page citation]	
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[FR Doc. 03–29425 Filed 11–25–03; 8:45 am]  
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**ENVIRONMENTAL PROTECTION AGENCY**  
**40 CFR Part 52**  
**[NC–106–20336(w); FRL–7588–6]**  
**Approval and Promulgation of Implementation Plans for North Carolina: Partial Removal of Direct Final Rule**  
**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Partial removal of direct final rule.  
**SUMMARY:** Due to comments received, EPA is publishing a partial removal of the direct final approval of revisions to the North Carolina State Implementation Plan (SIP) that was published on September 17, 2003 (68 FR 54362 ). EPA stated in the direct final rule that if EPA received comments by October 17, 2003, the rule would be withdrawn and not take effect, or if

comments were received on an amendment, paragraph, or section of this rule we may adopt as final those provisions of the rules that are not the subject of comments.

**DATES:** This rule is effective November 26, 2003.

**FOR FURTHER INFORMATION CONTACT:**

Rosymar De La Torre Colón, Air Planning Branch, U.S. Environmental Protection Agency Region 4, 61 Forsyth Street, SW., Atlanta, Georgia 30303-8960. Phone number: 404/562-8965; E-mail: [delatorre.rosymar@epa.gov](mailto:delatorre.rosymar@epa.gov).

**SUPPLEMENTARY INFORMATION:** On September 17, 2003 (68 FR 54406), EPA proposed to approve the following rules into the North Carolina State Implementation Plan: Sections 2D.0105, 2D.0507, 2D.0509, 2D.0515, 2D.0516, 2D.0521, 2D.0912, 2D.0927, 2D.0932, 2D.0952, 2D.0954 and 2D.0959. On the same day (68 FR 54362), EPA also published a direct final rule approving

these rules into the SIP, and providing a 30-day public comment period and explained that if we received comments, we would withdraw the relevant direct final action.

We received comments, and are therefore removing the direct final approval of North Carolina's rule 2D.0952 "Petition for Alternative Controls For RACT" and 2D.0959 "Petition for Superior Alternative Controls". We are not opening an additional comment period. At a later date, we intend to respond to comments and finalize action on this rule based on the September 17, 2003 proposal. The other rules listed above are not affected by this withdrawal and are incorporated into the SIP as of November 17, 2003.

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

Environmental protection, Air pollution control, Intergovernmental relations, Ozone, Particulate matter, Reporting and recordkeeping

requirements, Volatile organic compounds.

Dated: November 10, 2003.

**A. Stanley Meiburg,**

*Acting Regional Administrator, Region 4.*

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

**PART 52—[AMENDED]**

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

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

**Subpart II—North Carolina**

■ 2. In § 52.1770(c), table 1 is amended under subchapter 2D by revising entries for: ".0952" and ".0959" to read as follows:

**§ 52.1770 Identification of plan.**

\* \* \* \* \*

(c) \* \* \*

**EPA APPROVED NORTH CAROLINA REGULATIONS**

State Citation	Title/subject	State effective date	EPA approval date	Explanation
<b>Subchapter 2D—Air Pollution Control Requirements</b>				
<b>Section .0900—Volatile Organic Compounds</b>				
* * * * *				
Section .0952	Petition for Alternative Controls	05/01/95	02/01/96 62 FR 3589.	*
* * * * *				
Section .0959	reserved.			*
* * * * *				

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[FR Doc. 03-29429 Filed 11-25-03; 8:45 am]

**BILLING CODE 6560-50-P**

**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 73**

[DA 03-3556; MB Docket No.03-58; RM-10608]

**Radio Broadcasting Services; Meigs and Pelham, GA**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; denial.

**SUMMARY:** This document denies a Petition for Reconsideration filed by Mitchell County Television of action in the Report and Order in MB Docket 03-58. See 68 FR 40186, July 7, 2003. The Report and Order in this proceeding

reallotted Channel 222A from Pelham, Georgia, to Meigs, Georgia, modifying the license for Station WQLI, in response to a petition filed by Mitchell County Television. With this action, this proceeding is terminated.

**FOR FURTHER INFORMATION CONTACT:** Kathleen Scheuerle, Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Memorandum Opinion and Order, MB Docket No. 03-58, adopted November 12, 2003, and released November 14, 2003. The full text of this Commission decision is available for inspection and copying during regular business hours in the FCC's Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. The complete text of this decision may also be purchased from the Commission's duplicating contractor, Qualex International, Portals II, 445

12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail [qualexint@aol.com](mailto:qualexint@aol.com).

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Media Bureau.*

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