

Authority: This advance notice of proposed rulemaking is issued under the authority in 26 U.S.C. 7805.

Signed: May 17, 1996.

Bradley A. Buckles,  
*Acting Director.*

Approved: May 24, 1996.

John P. Simpson.

*Deputy Assistant Secretary (Regulatory, Tariff and Trade Enforcement).*

[FR Doc. 96-14852 Filed 6-12-96; 8:45 am]

BILLING CODE 4810-31-U

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[IN59-1-7217b; FRL-5510-8]

#### Approval and Promulgation of Implementation Plans; Indiana

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

**ACTION:** Proposed rule.

**SUMMARY:** On August 29, 1995, the State of Indiana submitted a State Implementation Plan (SIP) revision request to the EPA for rule changes specific to Allison Engine Company (Allison) plants 5 and 8 located in Marion County, Indiana. The EPA proposes to approve Indiana's request. In the final rules section of this Federal Register, the EPA is approving this action as a direct final rule without prior proposal because the EPA views this as a noncontroversial action 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 If the EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on the proposed rule. The EPA will not institute a second comment period on this action. Any parties interested in commenting on this notice should do so at this time.

**DATES:** Comments on this proposed rule must be received on or before July 15, 1996.

**ADDRESSES:** Written comments should be mailed to: J. Elmer Bortzer, Chief, Regulation Development Section, Air Programs Branch (AR-18J), U.S. Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604.

Copies of the State submittal and the EPA's analysis of it are available for

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

#### FOR FURTHER INFORMATION CONTACT:

David Pohlman, Regulation Development Section, Air Programs Branch (AR-18J), U.S. Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 886-3299.

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

Dated: May 15, 1996.

Valdas V. Adamkus,  
*Regional Administrator.*

[FR Doc. 96-14962 Filed 6-12-96; 8:45 am]

BILLING CODE 6560-50-P

### 40 CFR Part 52

[VA010-5545b; FRL-5514-7]

#### Approval and Promulgation of Air Quality Implementation Plans; Virginia; Proposed Approval of Alternative Compliance Plans for the Reynolds Metals Graphic Arts Plants

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA proposes to approve the State Implementation Plan (SIP) revision submitted by the Commonwealth of Virginia for the purpose of establishing alternative compliance plans for the Reynolds Metals—Bellwood and South Plants located in Richmond, Virginia. In the Final Rules section of this Federal Register, EPA is approving the State's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial SIP revision 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 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. EPA 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 must be received in writing by July 15, 1996.

**ADDRESSES:** Written comments on this action should be addressed to Marcia L. Spink, Associate Director, Air Programs, Mailcode 3AT00, U.S. Environmental Protection Agency, Region III, 841 Chestnut Building, Philadelphia, Pennsylvania 19107. Copies of the documents relevant to this action are available for public inspection during normal business hours at the Air, Radiation, and Toxics Division, U.S. Environmental Protection Agency, Region III, 841 Chestnut Building, Philadelphia, Pennsylvania 19107 and the Virginia Department of Environmental Quality, 629 East Main Street, Richmond, Virginia 23219.

#### FOR FURTHER INFORMATION CONTACT:

Marcia L. Spink, (215) 566-2104.

**SUPPLEMENTARY INFORMATION:** See the information provided in the Direct Final action of the same title which is located in the Rules and Regulations Section of this Federal Register.

Authority: 42 U.S.C. 7401-7671q.

Dated: May 17, 1996.

W. Michael McCabe,

*Regional Administrator, Region III.*

[FR Doc. 96-14966 Filed 6-12-96; 8:45 am]

BILLING CODE 6560-50-P

### 40 CFR Part 52

[IN61-1-7230b; FRL-5509-6]

#### Approval and Promulgation of Implementation Plans; Indiana

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

**ACTION:** Proposed rule.

**SUMMARY:** The EPA proposes to approve the State Implementation Plan (SIP) revision request submitted by the State of Indiana on September 19, 1995, and November 8, 1995, which establishes regulations for suppliers and users of automobile/mobile equipment refinishing coatings in Clark, Floyd, Lake, and Porter Counties. In the final rules section of this Federal Register, the EPA is approving this action as a direct final rule without prior proposal because EPA views this as a noncontroversial action 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 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 the proposed rule. Any parties interested in

commenting on this document should do so at this time.

**DATES:** Comments on this proposed rule must be received on or before July 15, 1996.

**ADDRESSES:** Written comments should be mailed to: J. Elmer Bortzer, Chief, Regulation Development Section, Air Programs Branch (AR18-J), Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604.

Copies of the State submittal are available for inspection at: Regulation Development Section, Air Programs Branch (AR18-J), Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604.

**FOR FURTHER INFORMATION CONTACT:** Mark J. Palermo, Regulation Development Section, Air Programs Branch (AR-18J), Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 886-6082.

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

Dated: May 13, 1996.

Valdas V. Adamkus,  
*Regional Administrator.*

[FR Doc. 96-14964 Filed 6-12-96; 8:45 am]

BILLING CODE 6560-50-P

## 40 CFR Part 52

[LA-22-1-6870; FRL-5520-4]

### Approval and Promulgation of Section 182(f) Exemption to the Nitrogen Oxides (NO<sub>x</sub>) Control Requirements for the Calcasieu Parish Ozone Nonattainment Area; Louisiana

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

**ACTION:** Proposed rulemaking.

**SUMMARY:** The EPA proposes to approve a petition from the State of Louisiana requesting that the Calcasieu Parish marginal ozone nonattainment area be exempt from applicable NO<sub>x</sub> control requirements of section 182(f) of the Clean Air Act (Act). The section 182(f) NO<sub>x</sub> requirement from which the area will be exempt is NO<sub>x</sub> new source review (NSR). In addition, approval of the section 182(f) petition would remove the NO<sub>x</sub> general conformity provisions and the NO<sub>x</sub> build/no build provisions of the transportation conformity rule (for conformity provisions, see the November 24, 1993 and November 30, 1993 Federal

Register). The exemption for conformity NO<sub>x</sub> requirements is found, generally, in 40 CFR part 93, subparts T and W. The section 182(f) NO<sub>x</sub> provisions are explained fully in the EPA's NO<sub>x</sub> Supplement to the General Preamble, published in the Federal Register (FR) on November 25, 1992. The State of Louisiana made the request for Calcasieu Parish based on a demonstration that additional NO<sub>x</sub> reductions would not contribute to ozone attainment in the nonattainment area.

**DATES:** Comments on this proposed action must be received in writing on or before July 15, 1996.

**ADDRESSEES:** Written comments on these actions should be addressed to Mr. Thomas Diggs, Chief, Planning Section, at the EPA Regional Office listed below. Copies of the documents relevant to these proposed actions 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.

U.S. Environmental Protection Agency,  
Region 6, Air Planning (6PD-L), 1445  
Ross Avenue, Suite 700, Dallas, Texas  
75202-2733.

Louisiana Department of Environmental  
Quality, N.B. Garlock Building, 7290  
Bluebonnet, Baton Rouge, Louisiana  
70810.

**FOR FURTHER INFORMATION CONTACT:** Mr. Matthew Witosky or Mr. Quang Nguyen, Planning Section (6PD-L), Multimedia Planning and Permitting Division, U.S. EPA Region 6, 1445 Ross Avenue, Dallas, Texas 75202-2733, telephone (214) 665-7214.

#### SUPPLEMENTARY INFORMATION:

##### Background

NO<sub>x</sub> are precursors to ground level (tropospheric) ozone, or urban "smog." When released into the atmosphere, NO<sub>x</sub> will react with volatile organic compounds (VOC) in the presence of sunlight to form ozone. Tropospheric ozone is an important factor in the nation's urban air pollution problem.

Calcasieu Parish, Louisiana, was designated nonattainment for ozone and classified as marginal pursuant to sections 107(d)(4) and 181(a) of the Act. Under section 181(a), marginal areas must attain the National Ambient Air Quality Standard for ozone (the ozone standard) by November 15, 1993. Please reference 56 FR 56694 (November 6, 1991, codified for Louisiana at 40 CFR 81.319).

The Amendments to the Act (1990 Amendments) made significant changes to the air quality planning requirements for areas that do not meet the ozone standard. Subparts 1 and 2 of part D, title I of the Act contain the air quality planning requirements for ozone nonattainment areas. Title I includes new requirements to control NO<sub>x</sub> emissions in certain ozone nonattainment areas and ozone transport regions. Section 182(f) requires States to apply the same control requirements to major stationary sources of NO<sub>x</sub> as are applied to major stationary sources of VOC. For marginal areas, the NO<sub>x</sub> requirement is to provide for nonattainment new source review (NSR). In addition, there are new NO<sub>x</sub> requirements under the general and transportation conformity provisions of section 176(c). This approval exempts the area from the section 182(f) NSR NO<sub>x</sub> requirements (see the NO<sub>x</sub> Supplement to the General Preamble 57 FR 55620), and from the NO<sub>x</sub> requirements of the general, as well as the NO<sub>x</sub> requirements of the build/no build provisions of the transportation, conformity rules (see also 58 FR 63214 published on November 24, 1993 and 58 FR 62188 published on November 30, 1993, as amended, particularly at 60 FR 44790, 44794, of August 29, 1995).

#### Applicable EPA Guidance

The Act specifies in section 182(f) that if one of the conditions listed below is met, the new NO<sub>x</sub> requirements would not apply:

1. In any area, the net air quality benefits are greater without NO<sub>x</sub> reductions from the sources concerned;
2. In a nontransport region, additional NO<sub>x</sub> reductions would not contribute to ozone attainment in the nonattainment area; or

3. In a transport region, additional NO<sub>x</sub> reductions would not produce net ozone benefits in the transport region.

In addition, section 182(f)(2) states that the application of the new NO<sub>x</sub> requirements may be limited to the extent that any portion of those reductions are demonstrated to result in "excess reductions" of NO<sub>x</sub>. The previously-described NO<sub>x</sub> provisions of the conformity rules would also not apply in certain areas that are granted a section 182(f) exemption (see amendment to transportation conformity rule and associated explanation at 60 FR 44794). In addition, certain NO<sub>x</sub> provisions of the I/M rule would not apply in an area that is granted a section 182(f) exemption (see 57 FR 52989).

The EPA's *Guideline for Determining the Applicability of Nitrogen Oxides*