

theft or loss of explosive materials is to be reported in accordance with § 55.30.

Par. 18. Section 55.141(a)(7) is revised to read as follows:

§ 55.141 Exemptions.

(a) *General.* * * *

(7) The importation, distribution, and storage of fireworks classified as UN0336, UN0337, UN0431, or UN0432 explosives by the U.S. Department of Transportation at 49 CFR 172.101 and generally known as "consumer fireworks".

* * * * *

Par. 19. Section 55.163 is revised to read as follows:

§ 55.163 False entry in record.

Any licensed importer, licensed manufacturer, licensed dealer, or permittee who knowingly makes any false entry in any record required to be kept under Subpart G of this part, shall be fined not more than \$10,000 or imprisoned not more than 10 years, or both.

Par. 20. Section 55.201 is amended by revising paragraph (d) and by adding paragraph (f) to read as follows:

§ 55.201 General.

* * * * *

(d) The regulations set forth in §§ 55.221 through 55.224 pertain to the storage of display fireworks, pyrotechnic compositions and explosive materials used in assembling fireworks.

* * * * *

(f) Any person who stores explosive materials shall notify the chief law enforcement officer and fire department of the locality in which the explosive materials are being stored, of the type, magazine capacity, and location of each site where such explosive materials are stored. Such notification shall be made orally before the end of the day on which storage of the explosive materials commenced and in writing within 48 hours from the time such storage commenced.

Par. 21. Section 55.202 is amended by revising paragraph (b) to read as follows:

§ 55.202 Classes of explosive materials.

* * * * *

(b) *Low explosives.* Explosive materials which can be caused to deflagrate when confined, (for example, black powder, safety fuses, igniters, igniter cords, fuse lighters, and "display fireworks" identified as UN0333, UN0334, or UN0335 by the U.S. Department of Transportation regulations at 49 CFR 172.101, except for bulk salutes).

Par. 22. Section 55.206 is amended by revising paragraph (b) to read as follows:

* * * * *

(b) Outdoor magazines in which low explosives are stored must be located no closer to inhabited buildings, passenger railways, public highways, or other magazines in which explosive materials are stored, than the minimum distances specified in the table of distances for storage of low explosives in § 55.219, except that the table of distances in § 55.224 shall apply to the storage of display fireworks. The distances shown in § 55.219 may not be reduced by the presence of barricades.

* * * * *

Par. 23. Section 55.218 is amended by removing the phrase "Public highways, class A to D" where it appears in the table heading, and by adding in its place the phrase, "Public Highways with Traffic Volume of less than 3000 Vehicles/Day"; by removing the number "2" where it appears as the first entry in the column titled "Pounds over" and by adding in its place the number "0"; by adding the following heading to the table in this section; and removing the heading preceding the *Notes to the Table of Distances for Storage of Explosives*.

TABLE: AMERICAN TABLE OF DISTANCES FOR STORAGE OF EXPLOSIVES (DECEMBER 1910), AS REVISED AND APPROVED BY THE INSTITUTE OF MAKERS OF EXPLOSIVES JUNE, 1991.

* * * * *

Par. 24. In Section 55.221, paragraphs (a) and (d) are revised to read as follows:

§ 55.221 Requirements for display fireworks, pyrotechnic compositions, and explosive materials used in assembling fireworks.

(a) Display fireworks, pyrotechnic compositions and explosive materials used to assemble fireworks shall be stored at all times as required by this subpart unless they are in the process of manufacture, assembly, packaging, or are being transported.

* * * * *

(d) All dry explosive powders and mixtures, partially assembled display fireworks, and finished display fireworks shall be removed from fireworks process buildings at the conclusion of a day's operations and placed in approved magazines.

Par. 25. In §§ 55.222, 55.223, and 55.224, the term "common fireworks" is removed wherever it appears, and the term "consumer fireworks" is added in its place, and the term "special fireworks" is removed wherever it

appears and the term "display fireworks" is added in its place.

Signed: June 3, 1996.

John W. Magaw,
Director.

Approved: June 12, 1996.

John P. Simpson,

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

[FR Doc. 96-25817 Filed 10-11-96; 8:45 am]

BILLING CODE 4810-31-U

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[Region II Docket No. 144; NJ22-1-7069b, FRL-5554-8]

Approval and Promulgation of Implementation Plans; New Jersey Transportation Control Measures

AGENCY: Environmental Protection Agency.

ACTION: Proposed rule.

SUMMARY: Environmental Protection Agency (EPA) proposes to approve the State Implementation Plan (SIP) revisions submitted by the State of New Jersey which incorporate transportation control measures (TCMs) as part of the State's effort to attain the national ambient air quality standard for ozone. On November 15, 1993, the State submitted a SIP revision containing a list of 136 TCMs as part of the plan to reduce emissions of volatile organic compounds by 15 percent between 1990 and 1996. EPA proposes to find that New Jersey also demonstrated in its November 15, 1993 submittal that emissions from growth in vehicle miles traveled will not increase and, therefore, offsetting measures are not necessary.

In the final rules section of this Federal Register, EPA is approving New Jersey's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial revision and anticipates no adverse comments. A detailed rationale for the action is set forth in this direct final notice of approval. If no adverse comments are received in response to the 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 this proposed rule. EPA will not institute a second comment period on this proposed rule. Any parties interested in

commenting on this action should do so at this time.

DATES: Comments must be received on or before November 14, 1996.

ADDRESSES: All comments should be addressed to: William S. Baker, Chief, Air Programs Branch, Air and Waste Management Division, Environmental Protection Agency, Region II Office, 290 Broadway, New York, NY 10007-1866.

Copies of the State submittal are available at the following address for inspection during normal business hours:

Environmental Protection Agency, Region II Office, 290 Broadway, 20th floor, New York, NY 10007-1866.

New Jersey Department of Environmental Protection, Office of Air Quality Management, Bureau of Air Pollution Control, 401 East State Street, CN027, Trenton, New Jersey 08625.

FOR FURTHER INFORMATION CONTACT: Rudolph K. Kapichak, Air Programs Branch, Environmental Protection Agency, 290 Broadway, 20th Floor, New York, New York 10007-1866, (212) 637-4249.

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

Dated: July 29, 1996.

William J. Muszynski,
Deputy Regional Administrator.

[FR Doc. 96-26203 Filed 10-11-96; 8:45 am]

BILLING CODE 6560-50-P

40 CFR Part 52

[TN-158-1-9632b; FRL-5619-5]

Approval and Promulgation of Implementation Plans: Approval of Revisions to the Knox County Portion of the State of Tennessee's State Implementation Plan (SIP)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: The EPA proposes to approve the State Implementation Plan (SIP) revision submitted by the Knox County Department of Air Pollution Control for the purpose of allowing the local agency to utilize permit-by-rule regulations for the purpose of limiting potential to emit air pollutants for certain source categories to less than the title V permitting major source thresholds. In the final rules section of this Federal Register, EPA is approving the County's SIP revision as a direct final rule without prior proposal because the EPA views this as a noncontroversial

revision amendment 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 this proposed rule. EPA will not institute a second comment period on this document. Any parties interested in commenting on this document should do so at this time.

DATES: To be considered, comments must be received by November 14, 1996.

ADDRESSES: Written comments on this action should be addressed to Scott Miller at the Environmental Protection Agency, Region 4 Air Planning Branch, 100 Alabama Street, SW, Atlanta, Georgia 30303. Copies of documents relative to this action 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. Reference file TN158-1-9632. The Region 4 office may have additional background documents not available at the other locations.

Air and Radiation Docket and Information Center (Air Docket 6102), U.S. Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460.

Environmental Protection Agency, Region 4 Air Planning Branch, 100 Alabama Street, SW, Atlanta, Georgia 30303. Scott Miller, 404/562-9120.

Tennessee Department of Environment and Conservation, Division of Air Pollution Control, 9th Floor, L & C Annex, 401 Church Street, Nashville, Tennessee 37243-1531.

Knox County Department of Air Pollution Control, Suite 339, City-County Building, 400 West Main Street, Knoxville, Tennessee 37902.

FOR FURTHER INFORMATION CONTACT: Scott Miller at 404/562-9120.

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

Dated: August 29, 1996.

Robert F. McGhee,
Acting Regional Administrator.

[FR Doc. 96-26200 Filed 10-11-96; 8:45 am]

BILLING CODE 6560-50-P

40 CFR Part 52

[ME-001-3567b; A-1-FRL-5619-9]

Approval and Promulgation of Air Quality Implementation Plans; Maine; Stage II Vapor Recovery

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: EPA is proposing to approve a State Implementation Plan (SIP) revision submitted by the State of Maine on July 24, 1995. This revision includes requirements for controlling volatile organic compound (VOC) emissions from bulk gasoline terminals and gasoline dispensing facilities. 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 and does not anticipate any 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 this proposed rule. EPA will not institute a second comment period on this proposal. Any parties interested in commenting on this proposal should do so at this time.

DATES: Comments must be received on or before November 14, 1996.

ADDRESSES: Comments may be mailed to Susan Studlien, Deputy Director, Office of Ecosystem Protection, U.S. Environmental Protection Agency, Region I, JFK Federal Bldg., Boston, MA 02203. Copies of the State submittal and EPA's technical support document are available for public inspection during normal business hours, by appointment at the Office of Ecosystem Protection, U.S. Environmental Protection Agency, Region I, One Congress Street, 11th floor, Boston, MA and the Bureau of Air Quality Control, Department of Environmental Protection, 71 Hospital Street, Augusta, ME 04333.

FOR FURTHER INFORMATION CONTACT: Anne E. Arnold, (617) 565-3166.

SUPPLEMENTARY INFORMATION: For additional information, see the direct final rule which is located in the Rules Section of this Federal Register.

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