

**DEPARTMENT OF COMMERCE****International Trade Administration****19 CFR Part 351****Countervailing Duties**

**AGENCY:** Import Administration, International Trade Administration, Department of Commerce.

**ACTION:** Notice of postponement of public hearing on proposed countervailing duty regulations and of opportunity to file post-hearing comments.

**SUMMARY:** The Department of Commerce ("the Department") is postponing the public hearing on the proposed countervailing duty regulations previously scheduled for September 9, 1997. The hearing will now be held on October 17, 1997. The deadline for filing post-hearing comments is now October 27, 1997.

**DATES:** A public hearing will be held at 10:00 on October 17, 1997. The deadline for filing post-hearing comments is October 27, 1997.

**FOR FURTHER INFORMATION CONTACT:** Jennifer A. Yeske at (202) 482-0189.

**SUPPLEMENTARY INFORMATION:** On February 26, 1997, the Department published proposed countervailing duty regulations containing changes resulting from the Uruguay Round Agreements Act (62 FR 8818). We requested and received written comments from the public. On July 21, 1997, we announced that a public hearing would be held on September 9, 1997 and that the deadline for submitting post-hearing comments was September 19, 1997 (62 FR 38948). We are now postponing the public hearing and the comment period.

**Hearing**

The public hearing on the proposed countervailing duty regulations will now be held at 10:00 on October 17, 1997, in room 4830 of the Herbert C. Hoover Building at Pennsylvania Avenue and 14th Street, N.W., Washington, D.C.

**Comments (Format and Number of Copies)**

The Department will accept post-hearing comments regarding any issues raised at the hearing or in any written comments previously submitted to the Department. The deadline for the submission of post-hearing comments is now October 27, 1997. Each person submitting a comment should include his or her name and address, and give reasons for any recommendation. To facilitate their consideration by the

Department, comments regarding the proposed regulations should be submitted in the following format: (1) identify each comment by reference to the section and/or paragraph of these proposed regulations to which the comment pertains;<sup>1</sup> (2) begin each comment on a separate page; (3) concisely state the issue identified and discussed in the comment; and (4) provide a brief summary of the comment (a maximum of 3 sentences) and label the section "summary of the comment."

To simplify the processing and distribution of the public comments pertaining to the Department's proposed regulations, parties are encouraged to submit documents in electronic form accompanied by an original and three paper copies. All documents filed in electronic form must be on DOS formatted 3.5" diskettes, and must be prepared in either WordPerfect format or a format that the WordPerfect program can convert and import into WordPerfect. If possible, the Department would appreciate the documents being filed in either ASCII format or WordPerfect, and containing generic codes. The Department would also appreciate the use of descriptive filenames.

Dated: August 27, 1997.

**Robert S. LaRussa,**

*Assistant Secretary for Import Administration.*

[FR Doc. 97-23370 Filed 9-2-97; 8:45 am]

BILLING CODE 3510-DS-P

**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Parts 52 and 70**

[CA-001-PP; FRL-5885-7]

**Clean Air Act Proposed Approval of Title V Operating Permits Program Revisions; Santa Barbara County Air Pollution Control District, California**

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

**ACTION:** Proposed rule.

**SUMMARY:** The EPA proposes to approve a revision to Rule 1301 of Regulation XIII, both as a revision to the federally-approved State Implementation Plan (SIP) and as a revision to the title V operating permit program to be adopted by the Santa Barbara County Air

<sup>1</sup> If a comment does not pertain to a particular proposed regulation, please clearly identify the comment as "Other," followed by a brief description of the issue to which the comment pertains; e.g., "Other—Infrastructure."

Pollution Control District (Santa Barbara, SBCAPCD, or District). The District submitted this rule to EPA on August 11, 1997, and is scheduled to adopt this rule on September 18, 1997, for the purpose of allowing Department of Defense facilities to become exempt from title V of the Clean Air Act permit requirements, if the source implements an emission reduction plan that achieves a minimum reduction of 10 tons per year of ozone precursors. Amended Rule 1301 also identifies 9 stationary source designations for title V purposes that will apply to a DoD facility that implements an approved emission reduction plan. It also allows the exclusion of emissions from tactical support equipment and infrastructure building maintenance equipment from the emissions used to determine if an operating permit is required under District Regulation XIII and title V of the Clean Air Act.

This proposed rule will create federally-enforceable requirements for the emission reduction plan with specific project milestones for DoD facilities to meet. The actual emission reduction plan will also be submitted for incorporation into the SIP in a future rulemaking.

**DATES:** Comments on this proposed action must be received in writing by October 3, 1997.

**ADDRESSES:** Comments must be submitted to John Walser at EPA, AIR-3, 75 Hawthorne Street, San Francisco, CA 94105. Copies of the rules and EPA's Technical Support Document for the amended title V program and prohibitory rule are available for public inspection during normal business hours at the following locations:

Permits Office (AIR-3), Air Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105  
Santa Barbara County Air Pollution Control District, 26 Castilian Drive B-23, Goleta, CA 93117  
California Air Resources Board, 2020 L Street, Sacramento, CA 95814

**FOR FURTHER INFORMATION CONTACT:** John Walser (telephone 415/744-1257), Permits Office (AIR-3), Air Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105.

**SUPPLEMENTARY INFORMATION:****I. Background**

On November 1, 1995, EPA published in the **Federal Register** a final action of interim approval for Santa Barbara's title V operating permits program (60 FR 55460) in accordance with title V of the Act (as amended in 1990) and 40 CFR

part 70 (the title V implementing regulations). The District rules for title V are contained in Regulation XIII of the District Rules and Regulations. On August 15, 1996, Santa Barbara adopted revisions to Rule 1301, "Part 70 Operating Permits—General Information" portion of Regulation XIII. Rule 1301 is part of Regulation XIII. These revisions apply to any source that qualifies as a Part 70 source and meets the requirements for exclusion of military tactical support and/or infrastructure building maintenance equipment at a Department of Defense facility. In Santa Barbara County, only Vandenberg Air Force Base (VAFB) meets these requirements. The revision enables VAFB to comply with Rule 370, the District's prohibitory rule, which limits the Base's potential to emit to below the title V applicability thresholds and requires VAFB to reduce its annual emissions rate of ozone precursors by at least 10 tons through the ENVVEST initiative. The rule revision also includes emission reduction plan requirements and milestones to be approved by the District and made federally-enforceable by the EPA by incorporating the rule revisions into the SIP for California, if EPA finds that the planned emission reductions are real, quantifiable, surplus and enforceable.

ENVVEST is a pilot project pursuant to the 1995 Memorandum of Agreement between the DoD and EPA on Regulatory Reinvention Projects testing innovative approaches to environmental protection. ENVVEST allows EPA and the DoD to develop new ways to achieve better overall environmental performance at lower costs than expected under existing regulatory approaches.

The emission reductions will be achieved through retrofits of equipment (mostly boilers rated between 2 and 5 MMBtu/hr) currently exempt from the permitting process. In lieu of obtaining a Part 70 permit, VAFB will commit to use its title V permitting funds to implement an emission reduction plan to reduce ozone precursors at the base by at least 10 tons per year by November 15, 2002.

The District is enabling VAFB to reprogram funds currently targeted toward title V compliance to this pollution prevention project by modifying the definition of stationary source to enable Department of Defense (DoD) facilities (i.e., VAFB) to comply with Rule 370. This proposed rule change also includes the project milestones as outlined in the Vandenberg ENVVEST Final Project Agreement (FPA). The proposed

changes are consistent with EPA's August 2, 1996 Guidance Memorandum entitled "Major Source Determinations for Military Installations under the Air Toxics, New Source Review, and Title V Operating Permit Programs of the Clean Air Act (Act)", signed by John S. Seitz, Director, Office of Air Quality Planning and Standards ("Military Guidance").

The proposed changes also enable the source to exclude emissions from equipment meeting the EPA definition of nonroad engines (see 59 FR 31310 dated June 17, 1994) for Department of Defense (DoD) facilities that are participating in the EPA/DoD Environmental Investment (ENVVEST) pilot project.

Also, the District, the California Air Resources Board (CARB) and EPA are working together to "parallel process" this rule revision consistent with the procedures outlined in 46 FR 44477 on September 4, 1981. EPA Region IX will work closely with CARB and the District as they develop this regulation and proceed through the rulemaking process. CARB, the District, and EPA will process this rule revision at the same time and jointly review the comments. EPA will commence its official 30-day public review of the proposed SIP approval of Rule 1301 through this document, which is nearly concurrent with the District's 30-day public notice for adoption of the rule. This parallel processing approach will involve much earlier involvement of the EPA in the SIP revision process and thereby reduce the amount of time for processing significantly.

## **II. Proposed Action**

The EPA is proposing to approve the submitted revisions to the District's operating permits program and incorporate the submitted revisions into the SIP for California. The District amended the August 15, 1996 adopted version of Rule 1301 and resubmitted it on August 11, 1997. The most recent revisions, scheduled for adoption on September 18, 1997 by Santa Barbara, are being made in order to allow VAFB participation in the EPA/DoD proposed ENVVEST pilot project and are not adopted in response to the program deficiencies identified by EPA in the final interim approval action (60 FR 55460).

### **A. Analysis of Submission**

The EPA has evaluated the submitted rule revision and has determined that it is consistent with 40 CFR part 70, and the August 2, 1996 Military Guidance Memorandum. The following is a brief analysis of the key regulatory revisions being acted on in today's proposed

action. (Please refer to the Technical Support Document for a more detailed and complete analysis of the submission.)

### **1. Definition of Major Stationary Source**

As defined in 40 CFR part 70.2, major source means any stationary source (or any group of stationary sources that are located on one or more contiguous or adjacent properties, and are under common control of the same person (or persons under common control)) belonging to a single major industrial grouping. A stationary source or group of stationary sources shall be considered part of a single industrial grouping if all of the pollutant emitting activities at such source or group of sources on contiguous or adjacent properties belong to the same Major Group (i.e., all have the same two-digit code) as described in the Standard Industrial Classification Manual, 1987.

VAFB is the only DoD facility in Santa Barbara County that is subject to the revisions of the stationary source definition in District Rule 1301. At present the installation is defined as one major stationary source. In accordance with EPA's Military Guidance Memorandum and as part of the ENVVEST pilot project, the proposed changes allow VAFB to be considered nine stationary sources and to demonstrate that actual emissions for each source (each under separate common control, not determined to be support facilities and have different two-digit SIC codes) are less than 50 percent of the existing major source threshold. For the purposes of the ENVVEST pilot project, EPA has assumed worst case analysis for threshold levels and that Santa Barbara County would be bumped-up from moderate to serious ozone nonattainment status, and therefore the major source threshold level would drop from 100 tons/year (moderate) to 50 tons/year (serious).

EPA is proposing approval of the title V operating permit program revisions submitted to EPA on August 11, 1997, both as part of the District's title V program and into the SIP. These revisions do not correct the deficiencies identified in the November 1, 1995 final interim approval, and hence, do not impact Santa Barbara's interim approval status.

Nothing in this action should be construed as permitting or allowing or establishing a precedent for any future implementation plan. Each request for revision to the state implementation plan shall be considered separately in light of specific technical, economic, and environmental factors and in

relation to relevant statutory and regulatory requirements.

### III. Administrative Requirements

#### A. Docket

Copies of Santa Barbara's submittal and other information relied upon for the direct final actions are contained in docket number CA-001-PP OPS maintained at the EPA Regional Office. The docket is an organized and complete file of all the information submitted to, or otherwise considered by, EPA in the development of this direct final rulemaking. The docket is available for public inspection at the location listed under the ADDRESSES section of this document.

#### B. Regulatory Flexibility Act

The EPA's actions under section 502 of the Act do not create any new requirements, but simply address revisions to Santa Barbara's existing operating permits program that was submitted to satisfy the requirements of 40 CFR part 70. Because this action does not impose any new requirements, it does not have a significant impact on a substantial number of small entities.

#### C. Unfunded Mandates

Under Section 202 of the Unfunded Mandates Reform Act of 1995 ("Unfunded Mandates Act"), signed into law on March 22, 1995, EPA must prepare a budgetary impact statement to accompany any proposed or final rule that includes a federal mandate that may result in estimated costs to state, local, or tribal governments in the aggregate; or to the private sector, of \$100 million or more. Under Section 205, EPA must select the most cost-effective and least burdensome alternative that achieves the objectives of the rule and is consistent with statutory requirements. Section 203 requires EPA to establish a plan for informing and advising any small governments that may be significantly or uniquely impacted by the rule.

EPA has determined that the approval action promulgated today does not include a federal mandate that may result in estimated costs of \$100 million or more to either state, local, or tribal governments in the aggregate, or to the private sector. This federal action approves pre-existing requirements under state or local law, and imposes no new federal requirements. Accordingly, no additional costs to state, local, or tribal governments, or to the private sector, result from this action.

#### D. Executive Order 12866

The Office of Management and Budget has exempted this action from review under Executive Order 12866.

#### List of Subjects

##### 40 CFR Part 52

Environmental protection, air pollution control, Carbon monoxide, Hydrocarbons, Incorporation by reference, Intergovernmental relations, Lead, Nitrogen dioxide, Ozone, Particulate matter, Sulfur oxides, Volatile organic compounds.

##### 40 CFR Part 70

Environmental protection, Administrative practice and procedure, Air pollution control, Hazardous substances, Intergovernmental relations, Operating permits, and Reporting and recordkeeping requirements.

Dated: August 22, 1997.

John Wise,

Regional Administrator.

[FR Doc. 97-23362 Filed 9-2-97; 8:45 am]

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### ENVIRONMENTAL PROTECTION AGENCY

#### 40 CFR Part 60

[AD-FRL-5887-4]

RIN 2060-AE56

#### Proposed Revision of Standards of Performance for Nitrogen Oxide Emissions From New Fossil-Fuel Fired Steam Generating Units; Proposed Revisions to Reporting Requirements for Standards of Performance for New Fossil-Fuel Fired Steam Generating Units; Proposed Rule

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed revision; extension of public comment period.

SUMMARY: The EPA is announcing the extension of the public comment period on the Proposed Revision of Standards of Performance for Nitrogen Oxide Emissions From New Fossil-Fuel Fired Steam Generating Units and the Proposed Revisions to Reporting Requirements for Standards of Performance for New Fossil-Fuel Fired Steam Generating Units which were published on July 9, 1997 (62 FR 36947).

DATES: Comments must be received on or before October 8, 1997.

ADDRESSES: Comments should be submitted in duplicate to: U.S. Environmental Protection Agency, The

Air and Radiation Docket and Information Center (6102), 401 M Street, SW, Room 1500, Washington, DC 20460. Attention Docket Number A-92-71. The docket may be inspected at the above address between 8:00 a.m. and 5:30 p.m., Eastern time, on weekdays. A reasonable fee may be charged for copying.

FOR FURTHER INFORMATION CONTACT: Mr. Jim Eddinger [(919) 541-5426], Combustion Group, Emission Standards Division (MD-13), U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711.

SUPPLEMENTARY INFORMATION: In response to a request from several companies and trade groups, the EPA is extending the public comment period from September 8, 1997, to October 8, 1997, on the Proposed Revision of Standards of Performance for Nitrogen Oxide Emissions From New Fossil-Fuel Fired Steam Generating Units and the Proposed Revisions to Reporting Requirements for Standards of Performance for New Fossil-Fuel Fired Steam Generating Units. The EPA agrees that an extension of the comment period will provide for more meaningful, constructive comments on the proposed revisions to the standards of performance.

#### List of Subjects in 40 CFR Part 60

Environmental protection, Air pollution control, Intergovernmental relations, Reporting and recordkeeping requirements.

Dated: August 27, 1997.

Richard Wilson,

Acting Assistant Administrator for Office of Air and Radiation.

[FR Doc. 97-23360 Filed 9-2-97; 8:45 am]

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### FEDERAL COMMUNICATIONS COMMISSION

#### 47 CFR Part 76

[CS Docket No. 95-184; MM Docket No. 92-260; FCC 97-304]

#### Telecommunications Services Inside Wiring; Cable Home Wiring

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: The Commission invites comments on proposed procedures for the disposition of cable inside wiring (including both the cable home wiring within the premises of the individual subscriber and the home run wiring dedicated to an individual subscriber's