

provision, regardless of whether it has been modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (e) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if the unsafe condition has not been eliminated, the request should include specific proposed actions to address it.

**Compliance:** Required as indicated, unless accomplished previously.

To prevent the potentiometers that provide information on the positions of the primary flight controls to the flight data recorder (FDR) from transmitting noisy signals or becoming improperly calibrated, resulting in the transmission of incomplete or inaccurate data to the FDR, accomplish the following:

#### Replacement of Potentiometers

(a) Within 6 months after the effective date of this AD: Replace potentiometers to the ailerons, elevators, and rudder with potentiometers that have a date of manufacture within 12 months preceding the date of installation, in accordance with Section 31-30-05 of the EMBRAER EMB-120 Maintenance Manual, dated July 17, 1998.

**Note 2:** All potentiometers manufactured by Penny & Giles after January 1999 are date stamped.

#### Modification of Flexible Coupler

(b) After accomplishment of paragraph (a) of this AD but prior to further flight: Apply locktite adhesive over the threads of the screws of the flexible couplers that attach the shafts of the potentiometers to the shafts of the primary flight controls, in accordance with EMBRAER Service Bulletin 120-31-0038, Change 02, dated June 25, 1998.

#### Calibration Tests and Readouts

(c) After accomplishment of paragraphs (a) and (b) of this AD but prior to further flight: Perform calibration tests of the potentiometers to the ailerons, elevators, and rudder and obtain a readout of the FDR, in accordance with Section 31-30-00 of the EMBRAER EMB-120 Maintenance Manual, dated July 17, 1998. Repeat the calibration tests and obtain readouts at intervals not to exceed 6 months until 2 years after the effective date of this AD.

#### Reporting Requirement

(d) At the applicable time specified in paragraph (d)(1) or (d)(2) of this AD: Submit a report of the calibration tests of the potentiometers and the readouts of the FDR to the Manager, Atlanta Aircraft Certification Office (ACO), FAA, One Crown Center, 1895 Phoenix Boulevard, suite 450, Atlanta, Georgia 30349; fax (770) 703-6097. Information collection requirements contained in this regulation have been approved by the Office of Management and Budget (OMB) under the provisions of the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 *et seq.*) and have been assigned OMB Control Number 2120-0056.

(1) For calibration tests and readouts accomplished after the effective date of this AD: Submit the report within 30 days after performing the tests required by paragraph (c) of this AD.

(2) For calibration tests and readouts accomplished prior to the effective date of this AD: Submit the report within 10 days after the effective date of this AD.

#### Alternative Methods of Compliance

(e) An alternative method of compliance or adjustment of the compliance time that provides an acceptable level of safety may be used if approved by the Manager, Atlanta ACO. Operators shall submit their requests through an appropriate FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Atlanta ACO.

**Note 3:** Information concerning the existence of approved alternative methods of compliance with this AD, if any, may be obtained from the Atlanta ACO.

#### Special Flight Permits

(f) Special flight permits may be issued in accordance with sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate the airplane to a location where the requirements of this AD can be accomplished.

**Note 4:** The subject of this AD is addressed in Brazilian airworthiness directive 97-08-01, dated August 29, 1997.

Issued in Renton, Washington, on April 20, 2001.

**Donald L. Riggins,**

*Acting Manager, Transport Airplane Directorate, Aircraft Certification Service.*

[FR Doc. 01-10467 Filed 4-26-01; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

#### 26 CFR Part 1

[REG-106702-00]

RIN 1545-AX94

#### Determination of Basis of Partner's Interest; Special Rules; Hearing Cancellation

**AGENCY:** Internal Revenue Service (IRS), Treasury.

**ACTION:** Cancellation of notice of public hearing on proposed rulemaking.

**SUMMARY:** This document provides notice of cancellation of a public hearing on proposed regulations relating to special rules on determination of basis of partner's interest under section 705 of the Internal Revenue Code.

**DATES:** The public hearing originally scheduled for Thursday, May 3, 2001 at 10 a.m., is cancelled.

#### FOR FURTHER INFORMATION CONTACT:

Sonya M. Cruse of the Regulations Unit, (202) 622-7180 (not a toll-free number).

**SUPPLEMENTARY INFORMATION:** A notice of proposed rulemaking and/or notice or public hearing that appeared in the **Federal Register** on January 3, 2001, 66 FR 315, announced that a public hearing was scheduled for May 3, 2001 at 10:00 a.m., in Room 6718, 1111 Constitution Avenue, NW., Washington, DC. The subject of the public hearing is proposed regulations under section(s) 705 of the Internal Revenue Code. The public comment period of these proposed regulations expired on April 12, 2001.

The notice of proposed rulemaking and/or notice of public hearing, instructed those interested in testifying at the public hearing to submit a request to speak and an outline of the topics to be addressed. As of April 19, 2001, no one has requested to speak. Therefore, the public hearing scheduled for May 3, 2001, is cancelled.

**LaNita Van Dyke,**

*Acting Chief, Regulations Unit, Office of Special Counsel (Modernization & Strategic Planning).*

[FR Doc. 01-10546 Filed 4-26-01; 8:45 am]

**BILLING CODE 4830-01-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 62

[Docket # R1040-7167b; FRL-6970-9]

#### Approval and Promulgation of State Plans for Designated Facilities and Pollutants: Rhode Island; Plan for Controlling Emissions From Existing Hospital/Medical/Infectious Waste Incinerators

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

**ACTION:** Proposed rule.

**SUMMARY:** The Environmental Protection Agency (EPA) proposes to approve the Sections 111(d)/129 State Plan submitted by the Rhode Island Department of Environmental Management (DEM) on August 23, 2000. This State Plan is for carrying out and enforcing provisions that are at least as protective as the Emissions Guidelines (EG) applicable to certain existing Hospital/Medical/Infectious Waste Incinerator (HMIWI) units in accordance with sections 111 and 129 of the Clean Air Act.

The Rhode Island DEM submitted the Plan to satisfy certain Federal Clean Air Act requirements. In the Final Rules Section of the **Federal Register**, EPA is

approving the Rhode Island State Plan submittal as a direct final rule without a prior proposal. EPA is doing this because the Agency views this action as a noncontroversial submittal and anticipates that it will not receive any significant, material, and adverse comments. A detailed rationale for the approval is set forth in the direct final rule elsewhere in today's **Federal Register**. If EPA does not receive any significant, material, and adverse comments to this rule, then the approval will become final without further proceedings. If EPA receives adverse comments, the direct final rule will be withdrawn and EPA will address all public comments received in a subsequent final rule based on this proposed rule. EPA will not begin a second comment period.

**DATES:** EPA must receive comments in writing by May 29, 2001.

**ADDRESSES:** You should address your written comments to: Mr. Steven Rapp, Manager, Air Permits Program, Office of Ecosystem Protection, U.S. EPA, One Congress Street, Suite 1100 (CAP), Boston, Massachusetts 02114-2023.

Copies of documents relating to this proposed rule are available for public inspection during normal business hours at the following locations: Environmental Protection Agency, Air Permits Unit, Office of Ecosystem Protection, Suite 1100 (CAP), One Congress Street, Boston, Massachusetts 02114-2023, or Rhode Island Department of Environmental Management, Office of Air Resources, 235 Promenade Street, Providence, Rhode Island 02908-5767, (401) 222-2808.

The interested persons wanting to examine these documents should make an appointment with the appropriate office at least 24 hours before the day of the visit.

**FOR FURTHER INFORMATION CONTACT:** John Courcier, Office of Ecosystem Protection (CAP), EPA—New England, Region 1, Boston, Massachusetts 02203, (617) 918-1659, or by e-mail at [courcier.john@epa.gov](mailto:courcier.john@epa.gov). While the public may forward questions to EPA via e-mail, it must submit comments on this proposed rule according to the procedures outlined above.

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

Dated: April 12, 2001.

**Ira W. Leighton,**

*Acting Regional Administrator, EPA New England.*

[FR Doc. 01-10426 Filed 4-26-01; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[IL197-1b; FRL-6970-5]

### Approval and Promulgation of State Implementation Plans; Illinois

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

**ACTION:** Proposed rule.

**SUMMARY:** The United States Environmental Protection Agency (USEPA) is proposing to approve a negative declaration submitted by the State of Illinois which indicates there is no need for a regulation covering the industrial wastewater category in the Chicago ozone nonattainment area. The Chicago ozone nonattainment area includes Cook County, DuPage County, Aux Sable and Goose Lake Townships in Grundy County, Kane County, Oswego Township in Kendall County, Lake County, McHenry County and Will County. The State's negative declaration regarding industrial wastewater category sources was submitted to USEPA in a letter dated December 23, 1999.

**DATES:** Written comments must be received on or before May 29, 2001.

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

**FOR FURTHER INFORMATION CONTACT:** Randolph O. Cano, Environmental Protection Specialist, Regulation Development Section, Air Programs Branch (AR-18J), Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 886-6036.

**SUPPLEMENTARY INFORMATION:** Throughout this document wherever "we", "us" or "our" are used we mean USEPA.

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### I. What Action Is USEPA Taking Today?

USEPA is proposing to approve a negative declaration submitted by the State of Illinois on December 23, 1999. This negative declaration concerns a source category located in the Chicago ozone nonattainment area, which is classified as a severe nonattainment area for the pollutant ozone. The negative declaration indicates that the State has searched its emissions inventory and operating permits for the Chicago ozone nonattainment area and determined there are no unregulated sources with a potential to emit 25 tons per year or more of volatile organic compounds (VOC) in the industrial wastewater category.

### II. Where Can I Find More Information About This Proposal and the Direct Final Rule?

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

Dated: April 17, 2001.

**David A. Ullrich,**

*Acting Regional Administrator, Region 5.*

[FR Doc. 01-10428 Filed 4-26-01; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Parts 413, 433, 438, 463, 464, 467, and 471

[FRL-6971-6]

**RIN 2040-AB79**

### Extension of Comment Period on the Proposed Effluent Limitations Guidelines, Pretreatment Standards, and New Source Performance Standards for the Metal Products and Machinery Point Source Category

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

**ACTION:** Extension of comment period on proposed rule.

**SUMMARY:** On January 3, 2001 (66 FR 424), EPA proposed effluent limitations guidelines and pretreatment standards for wastewater discharges associated with the operation of new and existing metal products and machinery facilities. The original comment period was 120 days, ending on May 3, 2001. The