

**§ 52.1670 Identification of plan.**

(c) The plan revisions listed below were submitted on the dates specified.

(64) Revision submitted on August 7, 1981 by the New York State Department of Environmental Conservation which grants a "special limitation" to relax to 1.5 percent, by weight, for up to two years from February 22, 1982, the sulfur-in-fuel oil limitation applicable to units 2 and 3 of Consolidated Edison of New York State, Inc.'s Arthur Kill generating facility and to unit 3 of its Ravenswood generating facility, all located in New York City.

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**40 CFR Part 60**

[A-6-FRL-2055-8]

**Delegation of Authority to the State of Louisiana for New Source Performance Standards (NSPS)**

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

**ACTION:** Final rule.

**SUMMARY:** EPA, Region 6, has delegated the authority for implementation and enforcement of NSPS to the Louisiana Department of Natural Resources (LDNR), Air Quality Division. Except as specifically limited, all of the authority and responsibilities of the Administrator or the Regional Administrator which are found in 40 CFR Part 60 are delegated to the LDNR. Any of such authority and responsibilities may be redelegated by the Department to its Director or staff.

**EFFECTIVE DATE:** January 25, 1982.

**ADDRESS:** Copies of the State request and State-EPA agreement for delegation of authority are available for public inspection at the Air Branch, Environmental Protection Agency, Region 6, First International Building, 28th Floor, 1201 Elm Street, Dallas, Texas 75270.

**FOR FURTHER INFORMATION CONTACT:** William H. Taylor, Air Branch, Environmental Protection Agency, Region 6, First International Building, 28th Floor, 1201 Elm Street, Dallas, Texas 75270; (214) 767-1594 or (FTS) 729-1594.

**SUPPLEMENTARY INFORMATION:** On December 17, 1981, the State of Louisiana submitted to EPA, Region 6, a request for delegation of authority to the LDNR for the implementation and enforcement of the NSPS program. After a thorough review of the request and information submitted, the Regional

Administrator determined that the State's pertinent laws and the rules and regulations of the LDNR were found to provide an adequate and effective procedure for the implementation and enforcement of the NSPS program.

The Office of Management and Budget has exempted this information notice from the requirements of Section 3 of Executive Order 12291.

Effective immediately, all information pursuant to 40 CFR Part 60 by the sources locating in the State of Louisiana should be submitted directly to the State agency at the following address: Louisiana Department of Natural Resources, Air Quality Division, P.O. Box 44066, Baton Rouge, Louisiana 70804.

(Sec. 111 of the Clean Air Act, as amended (42 U.S.C. 7411))

Dated: February 9, 1982.

Frances E. Phillips,  
*Acting Regional Administrator.*

**PART 60—STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES**

Part 60 of Chapter 1, Title 40 of the Code of Federal Regulations is amended as follows:

Section 60.4 paragraph (b) is amended by revising subparagraph (T) to read as follows:

**§ 60.4 Address.**

\* \* \* \* \*

(b) \* \* \*

(A) - (S)

(T) State of Louisiana, Program Administrator, Air Quality Division, Louisiana Department of Natural Resources, P.O. Box 44066, Baton Rouge, Louisiana 70804.

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[FR Doc. 82-4702 Filed 2-19-82; 8:45 am]

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**40 CFR Parts 60 and 61**

[A-6-FRL-2057-1]

**New Source Performance Standards and National Emission Standards for Hazardous Air Pollutants; Delegation of Authority to the State of Arkansas**

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

**ACTION:** Final rule.

**SUMMARY:** EPA has delegated the authority for implementation and enforcement of New Source Performance Standards (NSPS) and National Emission Standards for Hazardous Air Pollutants (except demolition and renovation of buildings

containing asbestos) to the Arkansas Department of Pollution Control and Ecology (ADPCE). The State specified in its request that delegation of authority for demolition and renovation of buildings containing asbestos, would not be accepted. Except as specifically limited, all of the authority and responsibilities of the Administrator or the Regional Administrator which are found in 40 CFR Part 60 and 40 CFR Part 61 are delegated to the ADPCE. Any of such authority and responsibilities may be redelegated by the Department to its Director or staff.

**EFFECTIVE DATE:** September 14, 1981.

**ADDRESS:** Copies of the State request and State-EPA agreement for delegation of authority are available for public inspection at the Air Branch, Environmental Protection Agency, Region 6, First International Building, 28th Floor, 1201 Elm Street, Dallas, Texas 75270; (214) 767-1594 or (FTS) 729-1594.

**FOR FURTHER INFORMATION CONTACT:**

William H. Taylor, Air Branch, address above, Telephone: (214) 767-1594 or (FTS) 729-1594.

**SUPPLEMENTARY INFORMATION:** On July 1, 1981, the State of Arkansas submitted to EPA, Region 6, a request for delegation of authority to the ADPCE for the implementation and enforcement of the NSPS and NESHAP programs (except demolition and renovation of buildings containing asbestos). After a thorough review of the request and information submitted, the Regional Administrator determined that the State's pertinent laws and the rules and regulations of the ADPCE were found to provide an adequate and effective procedure for implementation and enforcement of the NSPS and NESHAP programs.

Under Executive Order 12291, EPA must judge whether a publication is "major" and therefore subject to the requirements of a regulatory impact analysis. The delegation of authority is not "major", because it is an administrative change, and no additional burdens are imposed on the parties affected.

The delegation letter to Arkansas was submitted to OMB and determined not to be a major rule under E.O. 12291.

Effective immediately, all information pursuant to 40 CFR 60 and 61 by sources locating in the State of Arkansas should be submitted to the State agency at the following address: Arkansas Department of Pollution Control and Ecology, 8001 National Drive, Little Rock, Arkansas 72209.

(Secs. 101 and 301 of the Clean Air Act, as amended (42 U.S.C. 7401 and 7601))

Dated: February 2, 1982.

Frances E. Phillips,  
Acting Regional Administrator.

#### **PART 60—STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES**

Part 60 of Chapter 1, Title 40 of the Code of Federal Regulations is amended as follows:

Section 60.4 paragraph (b) is amended by revising subparagraph (E) to read as follows:

##### **§ 60.4 Address.**

\* \* \* \* \*

(b) \* \* \*

(E) State of Arkansas, Program Administrator, Air and Hazardous Materials Division, Arkansas Department of Pollution Control and Ecology, 8001 National Drive, Little Rock, Arkansas 72209.

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#### **PART 61—NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS**

Part 61 of Chapter 1, Title 40 of the Code of Federal Regulations is amended as follows:

Section 61.04 paragraph (b) is amended by revising subparagraph (E) to read as follows:

##### **§ 61.4 Address.**

\* \* \* \* \*

(b) \* \* \*

(E) State of Arkansas, Program Administrator, Air and Hazardous Materials Division, Arkansas Department of Pollution Control and Ecology, 8001 National Drive, Little Rock, Arkansas 72209 (with the exception of (1)(d) Demolition and Renovation of Buildings Containing Asbestos).

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[FR Doc. 82-4701 Filed 2-19-82; 8:45 am]

BILLING CODE 6560-38-M

#### **40 CFR Part 62**

[A-4—FRL-2047-2]

#### **Approval and Promulgation of State Plans for Designated Facilities and Pollutants; Alabama: Plans for Control of Sulfuric Acid Mist and Phosphate Fluorides; and Florida: Plan for Control of Sulfuric Acid Mist**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Final rule.

**SUMMARY:** Pursuant to section 111(d) of the Clean Air Act and EPA's implementing guidelines, the States of

Alabama and Florida have adopted and submitted to EPA plans for the control of "designated" pollutants. The Alabama Air Pollution Control Commission has submitted plans for the control of phosphate fluorides and sulfuric acid mist from existing facilities. The Florida Department of Environmental Regulation (DER) has submitted a plan for the control of sulfuric acid mist. EPA today announces its approval of these plans.

**EFFECTIVE DATE:** This action will be effective on April 23, 1982 unless notice is received within 30 days that someone wishes to submit adverse or critical comments.

**ADDRESSES:** Copies of the materials submitted by the respective States may be examined during normal business hours at the following locations:

Public Information Reference Unit,  
Library Systems Branch,  
Environmental Protection Agency, 401 M Street SW., Washington, D.C. 20460  
Environmental Protection Agency,  
Region IV, Air Programs Branch, 345 Courtland Street NE., Atlanta, Georgia 30365

Library, Office of the Federal Register,  
1100 L Street NW., Room 8401,  
Washington, D.C. 20005

Division of Air Pollution Control,  
Alabama Air Pollution Control  
Commission, 645 S. McDonough  
Street, Montgomery, Alabama 36130  
Bureau of Air Quality Mgmt., Twin  
Towers Office Building, 2600 Blair  
Stone Road, Tallahassee, Florida  
32301

**FOR FURTHER INFORMATION CONTACT:**  
Mr. Archie Lee, EPA Region IV, Air  
Programs Branch, at the above listed  
address and phone 404/881-3286 or FTS  
257-3286.

**SUPPLEMENTAL INFORMATION:** In accordance with section 111 of the Clean Air Act (amended August 1977, Pub. L. No. 95-95), "Standards of Performance for New Stationary Sources," EPA has promulgated standards of performance for certain pollutants (those for which National Ambient Air Quality Standards have been published) and non-criteria pollutants, and apply to "new" sources (i.e., new, modified, or reconstructed sources) which commenced construction after the date on which EPA proposed standards for that particular source category.

Paragraph (d) of section 111 requires States to develop plans for the control of emissions of the same non-criteria, or designated, pollutants from existing sources, which are regulated from the new source category. "Existing" sources were defined as those which are present

prior to the date on which EPA proposed new source performance standards for that particular source category. The requirements for such plans are set forth in subpart B of 40 CFR Part 60 (November 17, 1975; 40 FR 53346).

On May 18, 1978, Alabama submitted a plan for controlling sulfuric acid mist from existing sulfuric acid producers pursuant to 111(d) of the Clean Air Act. Sulfuric acid mist limitations were adopted by the Alabama Air Pollution Control Commission in 1972 as part of the original State Implementation Plan approved by EPA on May 31, 1972. The established acid mist emission limitation for sulfuric acid producers (0.25 kg/metric ton or 0.5 pounds per ton) is consistent with the recommended emission limitation in EPA's final guideline document. This regulation specifies emission standards and test methods. The three sulfuric acid producers in the State of Alabama are reported to be in compliance with the applicable emission standards.

On December 14, 1978, Florida submitted a plan for controlling sulfuric acid mist emissions from sulfuric acid producers. An additional submittal was made on March 17, 1979. Legal authority to carry out the plan is provided by the Florida statutes. The submitted regulations also specify emission standards and test methods. The plan provides for an emission limit of 0.30 pounds per ton except for that portion of the Jacksonville (Florida)—Brunswick (Georgia) Interstate Air Quality Control Region, as defined in 40 CFR 81.91, for which the emission limit is 0.50 pounds per ton. EPA has evaluated the Alabama and Florida plans by comparing them with the requirements for the State plans for designated facilities, as set forth in subpart B of 40 CFR Part 60, Adoption and Submittal of State Plans for Designated Facilities, and with the EPA guideline document, Control of Sulfuric Acid Mist Emissions from Existing Production Units (EPA-450/2-77-019).

The Alabama and Florida plans control acid mist emissions from sulfuric acid producers that were in operation or were under construction before August 17, 1971. The acid production processes that are controlled are described in 40 CFR 60.81(a). These sources must conduct continuous emission monitoring as provided in Appendix P of 40 CFR Part 51. EPA approves the Alabama and Florida plan since they completely satisfy EPA requirements.

On April 10, 1980, Alabama submitted a 111(d) plan for controlling fluoride emissions from the phosphate fertilizer industry. This plan was reviewed in the