

when certain monies which a participant pays to, or has withheld by, an employer for contribution to an employee benefit plan are "plan assets" for purposes of Title I of the Act is rescheduled to Thursday, February 22, 1996 and, if necessary, to Friday, February 23, 1996.

Signed at Washington, DC, this 19th day of January 1996.

Olena Berg,

*Assistant Secretary, Pension and Welfare Benefits Administration.*

[FR Doc. 96-1136 Filed 1-23-96; 8:45 am]

BILLING CODE 4510-29-M

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[DE24-1-7156b; FRL-5401-3]

#### Approval and Promulgation of Air Quality Implementation Plans; Delaware Ozone Emission Inventory

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA proposes to approve the State Implementation Plan (SIP) revisions submitted by the State of Delaware for the purpose of establishing 1990 ozone base year emission inventories for the Delaware ozone nonattainment areas. In the Final Rules section of this Federal Register, EPA is approving the State's SIP revisions as a direct final rule without prior proposal because the Agency views them as noncontroversial SIP revisions 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 If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule.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 February 23, 1996.

**ADDRESSES:** Comments may be mailed 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 EPA office listed above; and the Delaware Department of Natural Resources & Environmental Control, 89 Kings Highway, P.O. Box 1401, Dover, Delaware 19903.

**FOR FURTHER INFORMATION CONTACT:** Rose Quinto, (215) 597-3164, at the EPA Region III address above.

**SUPPLEMENTARY INFORMATION:** See the information provided in the Direct Final action of the same title (Delaware Ozone Emission Inventory) which is located in the Rules and Regulations section of this Federal Register.

#### List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Carbon monoxide, Hydrocarbons, Incorporation by reference, Intergovernmental relations, Nitrogen dioxide, Ozone, Reporting and recordkeeping requirements.

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

Dated: November 27, 1995.

Stanley Laskowski,

*Acting Regional Administrator, Region III.*

[FR Doc. 96-921 Filed 1-23-96; 8:45 am]

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### 40 CFR Part 52

[VA25-1; A-1-FRL-5402-1]

#### Approval and Promulgation of Air Quality Implementation Plans; Commonwealth of Virginia—Prevention of Significant Deterioration Program

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to disapprove or, in the alternative, to conditionally approve a State Implementation Plan (SIP) revision submitted by the Commonwealth of Virginia. This revision, consisting of two parts, establishes a program for prevention of significant deterioration of air quality (PSD). The first part includes Virginia's regulations and procedures for a PSD program. The second part includes amendments to those regulations submitted as part of the SIP revision. The intended effect of this action is to propose disapproval or, in the alternative, approval of Virginia's request to amend its SIP to satisfy federal new source review requirements for the preconstruction permitting of new sources and modifications in attainment and unclassifiable areas, on the condition that deficiencies in the state program are corrected and submitted within one year of approval.

This action is being taken under the Clean Air Act (CAA).

**DATES:** Comments must be received on or before February 23, 1996. Public comments on this document are requested and will be considered before taking final action on this SIP revision.

**ADDRESSES:** Comments may be mailed to Marcia L. Spink, Associate Director, Air, Radiation, and Toxics Division, U.S. Environmental Protection Agency, Region III, 841 Chestnut Building, Philadelphia, PA 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, PA 19107, and at the Virginia Department of Environmental Quality, P.O. Box 10089, Richmond, Virginia, 23240.

**FOR FURTHER INFORMATION CONTACT:** Lisa M. Donahue (215) 597-2923, at the EPA Region III address above.

**SUPPLEMENTARY INFORMATION:** In a series of submittals, the Virginia Department of Air Pollution Control (DAPC), now known as the Department of Environmental Quality (VDEQ), submitted the elements for a revision to its SIP that would establish a program for the prevention of significant deterioration of air quality (PSD) in the review and permitting of new major sources and major modifications (the PSD program). On December 17 and 18, 1992, the VDEQ transmitted a request for the approval of the Commonwealth's regulations for PSD and its "Procedures for Implementation of Prevention of Significant Deterioration (PSD) of Air Quality Program (AQP-11)", a non-regulatory procedures document, as a revision to the Virginia State Implementation Plan. Specifically, the December 17, 1992 submittal included AQP-11, and the December 18, 1992 submittal consisted of Virginia Regulation for the Control and Abatement of Air Pollution, § 120-08-02 Permits—Major Stationary Sources and Major Modifications Locating in Prevention of Significant Deterioration Areas. On February 3, 1993, DAPC sent a Summary of Public Testimony and Response Thereto in order to satisfy federal SIP revision completeness criteria. On February 18, 1993 DAPC sent Virginia Regulations Appendix L, also to be included in the SIP revision. On August 16, 1993 the VDEQ submitted a supplementary revision to § 120-01-01 and 120-08-02 to correct deficiencies in its earlier PSD regulations.