

trips, and promotion of alternative fuels. The Illinois State Legislature has recently authorized the formation of local transit districts. Three districts have been formed, and have set local tax levies to fund mass transit.

EPA proposed approval of this April 1, 1981 action in the August 20, 1981 (46 FR 42290) Federal Register.

EPA's Final Action: EPA approves this action.

Pursuant to the provisions of 5 U.S.C. (605)(b), I hereby certify that this action which is being taken under Sections 110 and 172 of the Act will not have a significant economic impact on a substantial number of small entities. Today's action only approves a plan submitted by the State. It imposes no further conditions than those agreed to by the State.

Under Executive Order 12291, EPA must judge whether a regulation is "major" and, therefore, subject to the requirements of a regulatory impact analysis. This regulation will not be "major" as defined by Executive Order 12291 because this action only approves the plan approval conditions to which the State has committed itself to remedy deficiencies in the Illinois SIP.

This regulation was submitted to the Office of Management and Budget (OMB) for review as required by Executive Order 12291.

Under Section 307(b)(1) of the Act, judicial review of this final action is available only by the filing of a petition for review in the United States Court of Appeals for the appropriate circuit within 60 days of today. Under Section 307(b)(2) of the Act the requirements which are the subject of today's notice may not be challenged later in civil or criminal proceedings brought by EPA to enforce these requirements.

Note.—Incorporation by reference of the State Implementation Plan for the State of Illinois was approved by the Director of the Federal Register on July 1, 1981.

(Secs. 110, 172 of the Act as amended (42 U.S.C. 7410, and 7502))

Dated: November 6, 1981.

Anne M. Gorsuch,

Administrator.

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Title 40 of the Code of Federal Regulations, Chapter I, Part 52 is amended as follows:

1. Section 52.720(c) is amended by adding subparagraphs (33), (34) and (35) to read as follows:

§ 52.720 Identification of plan.

* * *

(c) * * *

(33) On August 20, 1980, and March 20, 1981, the State submitted additional information on the transportation control plans for the Northeast Illinois (Chicago) Area.

(34) On October 15, 1980, the State submitted additional information on the transportation control plans for the Peoria Metropolitan Area.

(35) On April 1, 1981, the State submitted additional information on the transportation control plans for the St. Louis Metropolitan (Illinois) Area.

§ 52.737 [Reserved]

2. Section 52.737 is revoked and reserved.

[FR Doc. 81-32978 Filed 11-13-81; 8:45 am]

BILLING CODE 6560-38-M

40 CFR Part 52

[A4-FRL 1950-6]

Approval and Promulgation of Implementation Plans; Kentucky and Tennessee: Air Quality Surveillance Plan

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: EPA today approves the air quality surveillance portion of State Implementation Plan (SIP) revisions submitted by the States of Kentucky and Tennessee in accordance with the requirements of Section 110 of the Clean Air Act. The Kentucky revision was submitted on November 15, 1979, and proposed in the Federal Register on January 7, 1981 (46 FR 1761). Subsequent to proposing the Kentucky plan EPA initiated a pilot program whereby SIP revisions that are of a noncontroversial nature are approved without being subject to a prior proposal notice. The Tennessee revision was submitted on April 23, 1980 and in view of its noncontroversial nature no proposal of approval was made. The Tennessee action becomes effective January 15, 1982, unless notice is received on or before December 16, 1981, that someone wishes to submit adverse or critical comments. The revisions update the respective State SIPs to meet EPA requirements as set forth in 40 CFR Part 58, (44 FR 27558, May 10, 1979).

The revisions include commitments to: (1) update the monitoring network and to operate all State and Local Air Monitoring Stations (SLAMS) in accordance with the criteria established by Subpart B of 40 CFR Part 58; (2) site all SLAMS in accordance with the siting criteria contained in Subpart E of 40

CFR Part 58; (3) utilize reference or equivalent methods as defined by EPA in § 50.1 of 40 CFR Part 50; (4) utilize the quality assurance procedures set forth in Appendix A to 40 CFR Part 58. The State's plan revisions meets all EPA requirements including episode monitoring procedures and a provision for submitting annual reports to EPA.

EFFECTIVE DATE: This action is effective January 15, 1982.

ADDRESSES: Copies of the materials submitted by Kentucky and Tennessee may be examined at the following locations during normal business hours:

Library, EPA Region IV, Air Programs Branch, 345 Courtland Street NE., Atlanta, Georgia 30365
Public Information Reference Unit, Library Systems Branch, Environmental Protection Agency, 401 M Street SW., Washington, D.C. 20460
The Office of the Federal Register, 1100 L Street NW., Room 8401, Washington, D.C. 20408

Materials submitted by Kentucky may be examined at: Division of Air Pollution Control, Kentucky Department for Natural Resources and Environmental Protection, West Frankfort Office Complex, U.S. 127 South, Frankfort, Kentucky 40601.

Materials submitted by Tennessee may also be examined at: Tennessee Air Pollution Control Division, 256 Capital Hill Building, Nashville, Tennessee 37219.

FOR FURTHER INFORMATION CONTACT: Archie Lee of EPA Region IV's Air Programs Branch in Atlanta (see "Addresses" above). Telephone 404-881-3286 or FTS 257-3286.

SUPPLEMENTARY INFORMATION: On May 10, 1979 (44 FR 27558) EPA promulgated ambient air quality monitoring and data reporting regulations. These regulations satisfy the requirements of Section 110(a)(2)(C) of the Clean Air Act by requiring ambient air quality monitoring and data reporting for purposes of SIPs. At the same time, EPA published guidance to the States regarding the information which must be adopted and submitted to EPA as SIP revisions. Such revisions are to provide for the establishment of an air quality surveillance system that consists of a network of state and local monitoring stations (SLAMS) to measure ambient concentrations of those pollutants for which standards have been established in 40 CFR Part 50.

The States of Kentucky and Tennessee responded by submitting to EPA on November 15, 1979, and April 23, 1980, respectively, a plan for air quality surveillance. Their plans provide for the

establishment of a SLAMS network such that the monitors will be properly sited and the data quality assured, the network will be reviewed annually for needed modifications, and the SLAMS network descriptions will be available for public inspection and will contain information such as location, operating schedule, and sampling and analysis method.

EPA reviewed the air quality surveillance plans and found them to be acceptable. On January 7, 1981, EPA proposed approval of the Kentucky plan. No comments were received.

Action

Based on the foregoing, EPA hereby approves the Kentucky and Tennessee air quality surveillance plan. This action is effective January 15, 1982. The Tennessee plan is being approved without prior proposal because the changes are noncontroversial and of limited impact, and no comments are anticipated. The public should be advised that the Tennessee action will be effective January 15, 1982 as will be the Kentucky revisions. However, if notice is received on or before December 16, 1981 that someone wishes to submit adverse or critical comments on the Tennessee plan, that action will be withdrawn and subsequent notices will be published before the effective date. The subsequent notices will withdraw the final action and begin a new rulemaking by announcing a proposal of the action and establishing a comment period.

Under Section 307(b)(1) of the Clean Air Act, judicial review of EPA's approval of these revisions is available only by the filing of a petition for review in the United States Court of Appeals for the appropriate circuit on or before January 15, 1982. Under Section 307(b)(2) of the Clean Air Act, the requirements which are the subject of today's notice may not be challenged later in civil or criminal proceedings brought by EPA to enforce these requirements.

Pursuant to the provisions of 5 U.S.C. section 605(b) I hereby certify that the attached rule will not have a significant economic impact on a substantial number of small entities. This action only approves state actions. It imposes no new requirements.

Under Executive Order 12291, EPA must judge whether a regulation is major and therefore subject to the requirement of a Regulatory Impact Analysis. This regulation is not major because it only approves State actions and imposes no new requirement on sources.

This regulation was submitted to the Office of Management and Budget

(OMB) for review as required by Executive Order 12291.

Incorporation by reference of the State Implementation Plan for the States of Kentucky and Tennessee was approved by the Director of the Federal Register on July 1, 1981.

(Section 110 of the Clean Air Act (42 U.S.C. 7410))

Dated: November 6, 1981.

Anne M. Gorsuch,
Administrator.

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Part 52 of Chapter I, Title 40, Code of Federal Regulations, is amended as follows:

Subpart S—Kentucky

1. Section 52.920 is amended by adding paragraph (c)(18) as follows:

§ 52.920 Identification of plan.

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

(18) Air quality surveillance plan submitted on November 15, 1979, by the Kentucky Department for Natural Resources and Environmental Protection.

Subpart RR—Tennessee

2. Section 52.2220 is amended by adding paragraph (c)(38) as follows:

§ 52.2220 Identification of plan.

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

(38) Air quality surveillance plan submitted on April 23, 1980, by the Tennessee Department of Public Health.

[FR Doc. 81-32959 Filed 11-13-81; 8:45 am]

BILLING CODE 6560-38-M

40 CFR Part 81

[A-6-FRL 1975-1]

State of Texas: Designation of Areas for Air Quality Planning Purposes

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This notice approves the Texas Air Control Board (TACB) request to change the existing nonattainment designation for ozone for the Bexar County area to attainment. This action will be effective on January 15, 1982

unless notice is received on or before December 16, 1981 that someone wishes to submit adverse or critical comments.

EFFECTIVE DATE: January 15, 1982.

ADDRESS: Written comments should be addressed to Estela Wackerbarth of the EPA Region VI Air Programs Branch (address below). Copies of the materials submitted by Texas 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
Library, Environmental Protection
Agency, Region VI, 1201 Elm Street,
Dallas, Texas 75270
Texas Air Control Board, 6330 Hwy. 290
East, Austin, Texas 78783.

FOR FURTHER INFORMATION CONTACT:

Estela S. Wackerbarth, Chief,
Implementation Plan Section, Air and
Hazardous Materials Division,
Environmental Protection Agency,
Region VI, Dallas, Texas 75270, (214)
767-1518.

SUPPLEMENTARY INFORMATION:

Background

On March 3, 1978 at 43 FR 9038, the Administrator promulgated attainment status designations for the State of Texas for ozone and other pollutants. The designations were effective immediately and public comment was solicited. On September 11, 1978, at 43 FR 40412 in response to comments received, the Administrator revised and amended certain of the original designation. Bexar County was designated as a nonattainment area for ozone in the March 3, 1978, rulemaking. This designation remained unchanged in the September 11, 1978 rulemaking.

On February 8, 1979, EPA promulgated a revised ozone standard that raised the level of the standard from 0.08 part per million (ppm) to 0.12 ppm. Based on this revised standard the State of Texas has amended its list in accordance with the provisions of Section 107(d)(5) of the Clean Air Act. The State has changed the original designation of the Bexar County area from nonattainment to attainment for ozone. On June 5, 1981 in TACB Resolution R81-9 this redesignation request was submitted to EPA.

Redesignation of Bexar County

In Air Quality Control Region (AQCR) 217, the Bexar County area is designated as nonattainment for the primary ozone standard (43 FR 9038; March 3, 1978). The Bexar County area redesignation from nonattainment to attainment is