

effective date by publishing a subsequent notice that will withdraw the final action. All public comments received will be addressed in a subsequent final rule based on this action serving as a proposed rule. The 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. If no such comments are received, the public is advised that this action will be effective March 13, 1995.

The EPA has reviewed this request for revision of the federally-approved SIP for conformance with the provisions of the 1990 Clean Air Act Amendments enacted on November 15, 1990. The EPA has determined that this action conforms with those requirements.

Nothing in this action should be construed as permitting or allowing or establishing a precedent for any future request for revision to any SIP. Each request for revision to the SIP shall be considered separately in light of specific technical, economic and environmental factors and in relation to relevant statutory and regulatory requirements.

This action has been classified as a Table 3 action by the Regional Administrator under the procedures published in the **Federal Register** on January 19, 1989 (54 FR 2214-2225), as revised by an October 4, 1993 memorandum from Michael H. Shapiro, Acting Assistant Administrator for Air and Radiation. The OMB has exempted this regulatory action from E.O. 12866 review.

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by March 13, 1995. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed and shall not postpone the effectiveness of such rule or action. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2), 42 U.S.C. 7607(b)(2).

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Incorporation by reference, Intergovernmental relations, Particulate matter, Reporting and recordkeeping requirements, and Sulfur oxides.

Note: Incorporation by reference of the Implementation Plan for the State of Oregon was approved by the Director of the Office of **Federal Register** on July 1, 1982.

Dated: November 16, 1994.

Chuck Clarke,
Regional Administrator.

Part 52, chapter I, title 40 of the Code of Federal Regulations is amended as follows:

PART 52—[AMENDED]

1. The authority citation for part 52 continues to read as follows:

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

Subpart MM—Oregon

2. Section 52.1970 is amended by adding paragraph (c)(110) to read as follows:

§ 52.1970 Identification of plan.

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(c) * * *

(110) On May 28, 1993, the Director of ODEQ submitted two separate sets of revisions to its air quality regulations, OAR, Chapter 340, Division 25. One submittal was housekeeping amendments affecting all of Division 25; the second submittal was specifically Kraft Pulp Mill rules (OAR 340-25-150 through -205) and Neutral Sulfite Semi-Chemical Pulp Mill regulations (OAR 340-25-220 through -234). On November 15, 1993, the Director of ODEQ submitted a revision to OAR, Chapter 340, Division 25. On April 13, 1994, the Director of ODEQ submitted revisions to the Oregon SIP for LRAPA's Title 47, Outdoor Open Burning.

(i) Incorporation by reference.

(A) EPA received on May 28, 1993, two letters from the Director, ODEQ, to the Regional Administrator, EPA, submitting housekeeping amendments to Division 25: Housekeeping amendments to Division 25 (OAR 340-25-005 through 025 and OAR 340-25-105 through 340-25-430), effective March 10, 1993; and revisions to the Oregon SIP for Kraft Pulp Mill Amendments and Neutral Sulfite Semi-Chemical Pulp Mill Regulations: Kraft Pulp Mill Rules (OAR 340-25-150 through 205) and the Neutral Sulfite Semi-Chemical Pulp Mill Pulp Mills (OAR 340-25-220 through 234), excluding all references to total reduced sulfur, effective January 24, 1990.

(B) November 15, 1993, letter from the Director, ODEQ, to the Regional Administrator, EPA, submitting revisions to the Oregon SIP for OAR, Chapter 340, Division 25: Amendments to OAR Chapter 340, Division 25 (OAR 340-25-160, 340-25-222, 340-25-275, 230-25-310, 340-25-420), effective November 4, 1993.

(C) April 13, 1994, letter from the Director, ODEQ, to the Regional

Administrator, EPA, submitting revisions to LRAPA, Title 47: Title 47, Lane Regional Air Pollution Authority, August 11, 1992, *Outdoor Open Burning*, effective January 1, 1993.

3. Section 52.1977 is amended by revising the entry for "Division 25—Specific Industrial Standards Construction and Operation of Wigwam Waste Burners," and the entry for "3.2 Lane Regional Air Pollution Authority Regulations, Title 47 Rules for Open Outdoor Burning."

§ 52.1977 Content of approved State submitted implementation plan.

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Division 25—Specific Industrial Standards Construction and Operation of Wigwam Waste Burners

Sec. 005 Definitions (3-10-93)
Sec. 010 Statement of Policy (3-10-93)
Sec. 015 Authorization to Operate a Wigwam Burner (3-10-93)
Sec. 020 Emission and Operation Standards for Wigwam Waste Burners (3-10-93)
Sec. 025 Monitoring and Reporting (3-10-93)

Hot Mix Asphalt Plants

Sec. 105 Definitions (3-10-93)
Sec. 110 Control Facilities Required (3-10-93)
Sec. 115 Other Established Air Quality Limitations (3-10-93)
Sec. 120 Portable Hot Mix Asphalt Plants (3-10-93)
Sec. 125 Ancillary Sources of Emission—Housekeeping of Plant Facilities (3-10-93)

Kraft Pulp Mills

Sec. 150 Definitions—excluding any reference to TRS (3-10-93)
Sec. 155 Statement of Policy (3-10-93)
Sec. 160 Repealed
Sec. 165 Emission Limitations—excluding any reference to TRS (3-10-93)
Sec. 170 More Restrictive Emission Limits (3-10-93)
Sec. 175 Plans and Specifications (3-10-93)
Sec. 180 Monitoring—excluding any reference to TRS (3-10-93)
Sec. 185 Reporting—excluding any reference to TRS (3-10-93)
Sec. 190 Upset Conditions—excluding any reference to TRS (3-10-93)
Sec. 195 Repealed
Sec. 205 Chronic Upset Conditions (1-24-90)

Neutral Sulfite Semi-Chemical (NSSC) Pulp Mills

Sec. 220 Definitions (3-10-93)
Sec. 222 Repealed
Sec. 224 Emission Limitations—excluding any reference to TRS (3-10-93)
Sec. 226 More Restrictive Emission Limits—excluding any reference to TRS (3-10-93)
Sec. 228 Plans and Specifications (3-10-93)
Sec. 230 Monitoring—excluding any reference to TRS (3-10-93)