

# Proposed Rules

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This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[MD 064/109/111/113-3065b; FRL-6973-2]

#### Approval and Promulgation of Air Quality Implementation Plans; State of Maryland; Approval of Revisions to Volatile Organic Compounds Regulations and Miscellaneous Revisions

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA proposes to approve State Implementation Plan (SIP) revisions submitted by the State of Maryland. The revisions replace the existing regulation and adopt a new regulation for control of volatile organic compounds (VOC) from expandable polystyrene operations (EPO), establish VOC reasonably available control technology (RACT) standards for facilities that recycle bakery and confectionary waste, adopt by reference the EPA definition of VOC and include other miscellaneous revisions. In the "Rules and Regulations" section of this **Federal Register**, EPA is approving the State's SIP submittal as a direct final rule without prior proposal because the Agency views this as a noncontroversial submittal and anticipates no adverse comments. A more detailed description of the state submittal and EPA's evaluation are included in a Technical Support Document (TSD) prepared in support of this rulemaking action. A copy of the TSD is available, upon request, from the EPA Regional Office listed in the **ADDRESSES** section of this document. If EPA receives no adverse comments, EPA will not take further action. If EPA receives adverse comments, EPA will withdraw the direct final rule and it will not take effect. EPA will address all public comments 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 June 6, 2001.

**ADDRESSES:** Written comments should be addressed to David L. Arnold, Chief, Air Quality Planning and Information Services Branch, Mailcode 3AP21, U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103. Copies of the documents relevant to this action are available for public inspection during normal business hours at the Air Protection Division, U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103; and the Maryland Department of the Environment, 2500 Broening Highway, Baltimore, Maryland, 21224.

**FOR FURTHER INFORMATION CONTACT:** Rose Quinto at (215) 814-2182, or by e-mail at [quinto.rose@epa.gov](mailto:quinto.rose@epa.gov) for information concerning the EPO regulation or Kelly L. Bunker at (215) 814-2177, or by e-mail at [bunker.kelly@epa.gov](mailto:bunker.kelly@epa.gov) for the remaining regulation revisions.

**SUPPLEMENTARY INFORMATION:** For further information, please see the information provided in the direct final action, with the same title, that is located in the "Rules and Regulations" section of this **Federal Register** publication.

Dated: April 24, 2001.

**William C. Early,**

*Acting Regional Administrator, Region III.*

[FR Doc. 01-11280 Filed 5-4-01; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 62

[SC-38-200102(b); FRL-6973-8]

#### Approval and Promulgation of State Plans for Designated Facilities and Pollutants: South Carolina

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA proposes to approve the Section 111(d)/129 Plan for the State of South Carolina submitted by the South Carolina Department of Health and

Environmental Control (DHEC) on September 19, 2000, for implementing and enforcing the Emissions Guidelines applicable to existing Hospital/Medical/Infectious Waste Incinerators. The Plan was submitted by the South Carolina DHEC to satisfy certain Federal Clean Air Act requirements. In the Final Rules Section of this **Federal Register**, EPA is approving the South Carolina State Plan submittal as a direct final rule without prior proposal because the Agency views this 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 and incorporated by reference herein. If no significant, material, and adverse comments are received in response to this proposed rule, no further activity is contemplated in relation to this proposed 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.

**DATE:** Comments on this proposed rule must be received in writing by June 6, 2001.

**ADDRESSES:** Written comments should be addressed to Gregory Crawford at the EPA Regional Office listed below. Copies of the documents relevant to this proposed rule are available for public inspection during normal business hours at the following locations. 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.

Environmental Protection Agency,  
Region 4, Air Planning Branch, 61  
Forsyth Street, SW, Atlanta, Georgia  
30303-3014. Gregory Crawford, (404)  
562-9046.

South Carolina Department of Health  
and Environmental Control, Bureau of  
Air Quality Control, 2600 Bull Street,  
Columbia, South Carolina 29201.  
Telephone (803) 898-4123.

**FOR FURTHER INFORMATION CONTACT:**  
Gregory Crawford at (404) 562-9046 or  
Scott Davis at (404) 562-9127.

**SUPPLEMENTARY INFORMATION:** See the information provided in the Direct Final action which is located in the Rules

Section of this **Federal Register** and incorporated by reference herein.

Dated: April 12, 2001.

**A. Stanley Meiburg,**

*Acting Regional Administrator, Region 4.*

[FR Doc. 01-10989 Filed 5-4-01; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Parts 144 and 146

[FRL-6975-3]

#### Underground Injection Control Program—Notice of Proposed Determination for Class V Wells

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

**ACTION:** Notice of Proposed Determination.

**SUMMARY:** Today, the Environmental Protection Agency (EPA) is proposing a determination for all categories of Class V injection wells not included in the final rulemaking on Class V motor vehicle waste disposal wells and large-capacity cesspools (64 FR 68546, December 7, 1999). These include shallow non-hazardous industrial waste injection wells, large-capacity septic systems, agricultural and storm water drainage wells, and other wells. The Agency proposes that additional Federal underground injection control (UIC) regulations are not needed at this time to prevent Class V wells from endangering underground sources of drinking water (USDWs). The Agency will, instead, implement its continuing statutory obligations and use existing authorities under the Safe Drinking Water Act to protect USDWs from any threatening underground injection activities. This proposed determination is based on The Class V Underground Injection Control Study (EPA Document

Number EPA/816-R-99-014, dated September 1999) and other information that has been placed in the public docket for comment.

**DATES:** EPA will accept public comment, in writing, on the proposed determination and the 1999 Class V Study until July 6, 2001. The Class V Study can also be found on EPA's Web site at [www.epa.gov/safewater/uic/cl5study.html](http://www.epa.gov/safewater/uic/cl5study.html).

**ADDRESSES:** Send written comments to the UIC Class V, W-98-05 Comment Clerk, Water Docket (MC-4101); U.S. Environmental Protection Agency, 1200 Pennsylvania Ave., NW, Washington, DC 20460. Comments may be hand-delivered to the Water Docket, U.S. Environmental Protection Agency, 401 M Street, SW, East Tower Basement, Room 57, Washington, DC 20460.

**Comments:** Send one original and three copies of your comments and enclosures (including any references). Please submit all references cited in your comments. Facsimiles (faxes) can not be accepted. Commenters who would like EPA to acknowledge receipt of their comments should include a self-addressed, stamped envelope. To ensure that EPA can read, understand and therefore properly respond to comments, the Agency would prefer that commenters cite, where possible, the paragraph(s) or sections in the notice or supporting documents to which each comment refers. Commenters should use a separate paragraph for each issue discussed.

Comments may also be submitted electronically to [ow-docket@epa.gov](mailto:ow-docket@epa.gov). Electronic comments must be submitted as an ASCII, WP5.1, WP6.1 or WP8 file avoiding the use of special characters and form of encryption. Electronic comments must be identified by the docket number W-98-05. Comments and data will also be accepted on disks in WP 5.1, 6.1, 8 or ASCII file format.

The record for this rulemaking has been established under docket number W-98-05 and includes supporting documentation as well as printed, paper versions of electronic comments. The record is available for inspection from 9 to 4 p.m., Monday through Friday, excluding legal holidays at the Water Docket, EB 57, USEPA Headquarters, 401 M., Washington, DC. For access to docket materials, please call 202/260-3027 to schedule an appointment.

**FOR FURTHER INFORMATION CONTACT:** For technical inquiries, contact Joan Harrigan-Farrelly, Office of Ground Water and Drinking Water (mailcode 4606), EPA, 1200 Pennsylvania Ave., NW, Washington, DC 20460. Phone: 202-260-7077. For general information, contact the Safe Drinking Water Hotline, phone 800-426-4791. The Safe Drinking Water Hotline is open Monday through Friday, excluding Federal holidays, from 9:00 a.m. to 5:30 p.m. Eastern Standard Time.

**SUPPLEMENTARY INFORMATION:** *Affected Entities:* Although no new regulations are being proposed, this notice applies to owners or operators of any type of Class V well that is not a large-capacity cesspool or motor vehicle waste disposal well, as described in 40 CFR 144.81(2) and (16), respectively. The following table lists categories and examples of entities that may have such wells. This table is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by or interested in this action. Other types of entities not listed in the table could also be interested in it. To determine whether your injection well is affected by this action, you should carefully examine the applicability criteria in 40 CFR 144.1(g). If you have questions regarding the applicability of this action to a particular entity, consult the person listed in the preceding **FOR FURTHER INFORMATION CONTACT** section.

Category	Examples of entities potentially affected by this action
Industry and Commerce .....	Farms, animal feeding operations, and other agricultural sites that drain excess surface or subsurface water into wells; sites that have storm water drainage wells, facilities operating large-capacity septic systems, or nonhazardous waste disposal wells; facilities that extract minerals from brine and then inject the spent brine underground; mines that backfill materials into mine shafts, pipelines, or other holes that are deeper than they are wide; aquaculture facilities that dispose of wastewater in underground wells; solution mines that use injection wells in the recovery of minerals from ore bodies that have already been conventionally mined; sites that use injection wells as part of aquifer remediation activities; geothermal power plants that reinject fluids into the ground; facilities that extract direct heat from geothermal fluids and then return those fluids underground; and sites that use "open-loop" heat pump/air conditioning systems.
State and Local Government.	Municipalities that use storm water drainage wells; publicly owned treatment works that inject sewage treatment effluent underground; State and local government entities that inject water underground for the purpose of aquifer recharge or aquifer storage and recovery.
Federal Government .....	Any Federal Agency that owns or operates one of the above entities.