

10e of the regulatory policies and procedures of the DOT is unnecessary.

### Collection of Information

This regulation will impose no collection of information requirements under the Paperwork Reduction Act, 44 U.S.C. 3501 et seq.

### List of Subjects in 33 CFR Part 100

Marine safety, Navigation (water), Reporting and recordkeeping requirements, Waterways.

### Temporary Regulation

In consideration of the foregoing, Part 100 of Title 33, Code of Federal Regulations, is amended as follows:

1. The authority citation for Part 100 continues to read as follows:

**Authority:** 33 U.S.C. 1233; 49 CFR 1.46 and 33 CFR 100.35.

2. A temporary section 100.35-T09-024 is added to read as follows:

**§ 100.35-T09-024 1995 Offshore Series Grand Prix, Lake Erie, Geneva-on-the-Lake, OH.**

(a) *Regulated area:* That portion of Lake Erie from:

Latitude	Longitude
41°51.5' N	080°58.2' W, thence to
41°52.4' N	080°53.4' W, thence to
41°53.0' N	080°53.4' W, thence to
41°52.2' N	080°58.2' W, thence to
41°51.5' N	080°58.2' W, thence to

Datum: NAD 83

(b) *Special local regulation:* This section restricts general navigation in the regulated area for the safety of spectators and participants. Any vessel desiring to transit the regulated area may do so only with prior approval of the Patrol Commander.

(c) *Patrol commander:*

(1) The Coast Guard will patrol the regulated area under the direction of a designated Coast Guard Patrol Commander (Officer in Charge, U.S. Coast Guard Station Ashtabula, OH). The Patrol Commander may be contacted on channel 16 (156.8 MHz) by the call sign "Coast Guard Patrol Commander."

(2) The Patrol Commander may direct the anchoring, mooring, or movement of any boat or vessel within the regulated area. A succession of sharp, short signals by whistle or horn from vessels patrolling the area under the direction of the U.S. Coast Guard Patrol Commander shall serve as a signal to stop. Any vessel so signaled shall stop and shall comply with the orders of the Patrol Commander. Failure to do so may result in expulsion from the area, citation for failure to comply, or both.

(3) The Patrol Commander may establish vessel size and speed limitations and operating conditions.

(4) The Patrol Commander may restrict vessel operation within the regulated area to vessels having particular operating characteristics.

(5) The Patrol Commander may terminate the marine event or the operation of any vessel at any time it is deemed necessary for the protection of life, limb, or property.

(6) All persons in the area shall comply with the orders of the Coast Guard Patrol Commander.

(d) *Effective Date:* This section is effective from 11 a.m. until 3 p.m. on September 10, 1995, unless extended or terminated sooner by the Coast Guard Group Commander, Buffalo, NY.

Dated: August 11, 1995.

**G.F. Woolever,**

*Rear Admiral, U.S. Coast Guard Commander, Ninth Coast Guard District.*

[FR Doc. 95-20943 Filed 8-23-95; 8:45 am]

BILLING CODE 4910-14-M

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 271

[FRL-5282-6]

### Tennessee; Final Authorization of Revisions to State Hazardous Waste Management Program

**AGENCY:** Environmental Protection Agency.

**ACTION:** Immediate final rule.

**SUMMARY:** Tennessee has applied for final authorization of revisions to its hazardous waste program under the Resource Conservation and Recovery Act (RCRA). Tennessee's revisions consist of the provisions contained in rules promulgated between January 26, 1983, and June 30, 1986, otherwise known as the Non-HSWA requirements prior to Non-HSWA Cluster I and Non-HSWA Clusters I and II. These requirements are listed in Section B of this notice. The Environmental Protection Agency (EPA) has reviewed Tennessee's applications and has made a decision, subject to public review and comment, that Tennessee's hazardous waste program revisions satisfy all of the requirements necessary to qualify for final authorization. Thus, EPA intends to approve Tennessee's hazardous waste program revisions. Tennessee's applications for program revisions are available for public review and comment.

**DATES:** Final authorization for Tennessee's program revisions shall be effective October 23, 1995, unless EPA publishes a prior **Federal Register** action withdrawing this immediate final rule. All comments on Tennessee's program revision applications must be received by the close of business, September 25, 1995.

**ADDRESSES:** Copies of Tennessee's program revision applications are available during normal business hours at the following addresses for inspection and copying: Tennessee Department of Environment and Conservation, 5th Floor, L & C Tower, 401 Church Street, Nashville, Tennessee 37243-1535; U.S. EPA Region 4, Library, 345 Courtland St. NE, Atlanta, Georgia 30365; (404) 347-4216. Written comments should be sent to Al Hanke at the address listed below.

**FOR FURTHER INFORMATION CONTACT:** Al Hanke, Chief, State Programs Section, Waste Programs Branch, Waste Management Division, U.S. Environmental Protection Agency, 345 Courtland Street, NE, Atlanta, Georgia 30365; (404) 347-2234.

### SUPPLEMENTARY INFORMATION:

#### A. Background

States with final authorization under Section 3006(b) of the Resource Conservation and Recovery Act ("RCRA" or "the Act"), 42 U.S.C. 6926(b), have a continuing obligation to maintain a hazardous waste program that is equivalent to, consistent with, and no less stringent than the Federal hazardous waste program. In addition, as an interim measure, the Hazardous and Solid Waste Amendments of 1984 (Pub. L. 98-616, November 8, 1984, hereinafter "HSWA") allows States to revise their programs to become substantially equivalent instead of equivalent to RCRA requirements promulgated under HSWA authority. States exercising the latter option receive "interim authorization" for the HSWA requirements under Section 3006(g) of RCRA, 42 U.S.C. 6926(g), and later apply for final authorization for the HSWA requirements.

Revisions to State hazardous waste programs are necessary when Federal or State statutory or regulatory authority is modified or when certain other changes occur. Most commonly, State program revisions are necessitated by changes to EPA's regulations in 40 CFR Parts 260-268 and 124 and 270.

#### B. Tennessee

Tennessee initially received final authorization for its base RCRA program effective on February 5, 1985. Tennessee

has received authorization for revisions to its program on August 11, 1987, October 1, 1991, and July 31, 1992. On February 16, 1989, Tennessee submitted a program revision application for additional program approvals. Today, Tennessee is seeking approval of its program revisions in accordance with 40 CFR 271.21(b)(3).

EPA has reviewed Tennessee's applications and has made an immediate final decision that Tennessee's hazardous waste program revisions satisfy all of the requirements necessary to qualify for final authorization. Consequently, EPA intends to grant final authorization for the additional program modifications to Tennessee. The public may submit

written comments on EPA's immediate final decision up until September 25, 1995.

Copies of Tennessee's applications for these program revisions are available for inspection and copying at the locations indicated in the "Addresses" section of this notice.

Approval of Tennessee's program revisions shall become effective October 23, 1995, unless an adverse comment pertaining to the State's revisions discussed in this notice is received by the end of the comment period.

If an adverse comment is received EPA will publish either (1) a withdrawal of the immediate final decision or (2) a notice containing a response to comments which either affirms that the

immediate final decision takes effect or reverses the decision.

EPA shall administer any RCRA hazardous waste permits, or portions of permits that contain conditions based upon the Federal program provisions for which the State is applying for authorization and which were issued by EPA prior to the effective date of this authorization. EPA will suspend issuance of any further permits under the provisions for which the State is being authorized on the effective date of this authorization.

Tennessee is today seeking authority to administer the following Federal requirements promulgated on July 1, 1988-June 30, 1989, and March 29, 1990.

Checklist	Federal requirement	FR Promulgation date and page	State authority
1	Biennial report	1/28/83—48 FR 3977	TRC 1200-1-11-.03(5)(a)2; .03(5)(b)1&3; .06(5)(a-c); .05(5)(a); .05(5)(a)5; .05(6)(a); .07(8)(a)12(ix); TCA 68-46-107(d)(6).
3	Interim status standards; applicability.	11/22/83—48 FR 52718	TRC 1200-1-11-.05(1)(b)1; TCA 68-46-106(a)(3); 68-46-108; 68-46-107(d)(2-4).
4	Chlorinated aliphatic hydrocarbon listing.	2/10/84—49 FR 5308	TRC 1200-1-11-.02(4)(a); .02(5)(a); TCA 68-46-106(a)(1); 68-46-107(d)(1).
6	Permit rules; settlement agreement.	4/24/84—49 FR 17716	TRC 1200-1-11-.07(3)(a); TCA 68-46-108.
7	Warfarin and zinc phosphide listing.	5/10/84—49 FR 19922	TRC 1200-1-11-.02(4)(a); TCA 68-46-106(a)(1); 68-46-107(d)(1).
8	Lime stabilized pickle liquor sludge	6/5/84—49 FR 23284	TRC 1200-1-11-.02(1)(c)3(II); TCA 68-46-106(a)(1); 68-46-107(d)(1).
9	Household waste	11/13/84—49 FR 44978	TRC 1200-1-11-.02(1)(d)2(ii); TCA 68-46-106(a)(1); 68-46-107(d)(1).
10	Interim status standards; applicability.	11/21/84—49 FR 46094	TRC 1200-1-11-.05(1)(a); .05(1)(b)1; TCA 68-46-106(a)(3); 68-46-108; 68-46-107(d)(2-4).
11	Corrections to test methods manual.	12/4/84—49 FR 47390	TRC 1200-1-11-.01(2)(b)1; .01(3)(b); TCA 68-46-106(a)(1); 68-46-107(d)(1).
12	Satellite accumulation	12/20/84—49 FR 49568	TRC 1200-1-11-.03(4)(e)4; TCA 68-46-108(a)(2).
13	Definition of solid waste	1/4/85—50 FR 614	TRC 1200-1-11-.01(2)(a); .01(4)(a); .01(4)(b); .01(5)(a); .01(4)(c)1; .01(5)(b)1; .01(4)(c)2; .01(5)(b)2; .01(6)(a); .01(6)(b); .02(1)(a); .02(1)(b); .02(1)(c)3(ii); .02(1)(d)1(ii-iii); .06(1)(b)2(ii); .06(15)(a); .05(1)(b)2(iii); .02(1)(e); .02(1)(f); .02(4)(a); .05(15)(a); .05(16)(a); .09(1)(a); TCA 68-46-104(7); 68-46-104(17); 68-46-106(a); 68-46-107(d).
15	Interim status standards for treatment, storage, and disposal facilities.	4/23/85—50 FR 16044	TRC 1200-1-11-.05(11)(a); .05(13)(a); .05(14)(a); TCA 68-46-107(d); 68-46-108.
24	Financial responsibility; settlement agreement.	5/2/86—51 FR 16422	TRC 1200-1-11-.01(2)(a); .06(7)(a); .06(8)(b); .06(8)(c); .06(8)(d); .06(8)(e); .06(8)(f); .06(8)(m)4&8; .05(7)(a); .05(8)(a); .05(8)(b); .05(8)(c); .05(8)(d); .05(8)(e); .05(8)(f); .05(8)(k); .07(5)(a); .07(9)(e)5; .07(3)(a); TCA 68-46-107(d); 68-46-108.
26	Listing of spent pickle liquor	5/28/86—51 FR 19320	TRC 1200-1-11-.02(4)(a); TCA 68-46-106(a)(1); 68-46-107(d)(1).

**C. Decision**

I conclude that Tennessee's applications for these program revisions meet all of the statutory and regulatory requirements established by RCRA. Accordingly, Tennessee is granted final authorization to operate its hazardous waste program as revised.

Tennessee now has responsibility for permitting treatment, storage, and disposal facilities within its borders and

carrying out other aspects of the RCRA program, subject to the limitations of its program revision application and previously approved authorities. Tennessee also has primary enforcement responsibilities, although EPA retains the right to conduct inspections under Section 3007 of RCRA and to take enforcement actions under Section 3008, 3013, and 7003 of RCRA.

**Compliance With Executive Order 12866**

The Office of Management and Budget has exempted this rule from the requirements of Section 6 of Executive Order 12866.

**Certification Under the Regulatory Flexibility Act**

Pursuant to the provisions of 5 U.S.C. 605(b), I hereby certify that this

authorization will not have a significant economic impact on a substantial number of small entities. This authorization effectively suspends the applicability of certain Federal regulations in favor of Tennessee's program, thereby eliminating duplicative requirements for handlers of hazardous waste in the State. It does not impose any new burdens on small entities. This rule, therefore, does not require a regulatory flexibility analysis.

#### List of Subjects in 40 CFR Part 271

Administrative practice and procedure, Confidential business information, Hazardous materials transportation, Hazardous waste, Indian lands, Intergovernmental relations, Penalties, Reporting and recordkeeping requirements, Water pollution control, Water supply.

**Authority:** This notice is issued under the authority of Sections 2002(a), 3006 and 7004(b) of the Solid Waste Disposal Act as amended (42 U.S.C. 6912(a), 6926, 6974(b)).  
Dated: August 10, 1995.

**Patrick M. Tobin,**

*Acting Regional Administrator.*

[FR Doc. 95-20764 Filed 8-23-95; 8:45 am]

BILLING CODE 6560-50-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MM Docket No. 93-100; RM-8175]

#### Radio Broadcasting Services; Cleveland and Ebenezer, MS

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; petition for reconsideration.

**SUMMARY:** The Commission denies the petition filed by Afro-American Broadcasters of Mississippi for reconsideration of the *Report and Order* in MM Docket No. 93-100, 58 FR 65673, December 16, 1993, which modified the license of Station WCLD(FM), Cleveland, Mississippi, to operate on Channel 280C3 in lieu of Channel 280A and deleted vacant Channel 280A at Ebenezer, Mississippi. The Commission determined that the deletion of the vacant allotment at Ebenezer was within the scope of this proceeding and was warranted because Ebenezer does not qualify as a community for allotment purposes.

**FOR FURTHER INFORMATION CONTACT:** Pam Blumenthal, Mass Media Bureau, (202) 418-2180.

#### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

**Douglas W. Webbink,**

*Chief, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 95-20952 Filed 8-23-95; 8:45 am]

BILLING CODE 6712-01-F

### 47 CFR Part 73

[MM Docket No. 95-45; RM-8605]

#### Radio Broadcasting Services; Pahrump, NV

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission, at the request of Gregory P. Wells, allots Channel 236A to Pahrump, NV, as the community's second local FM service. See 60 FR 19561, April 19, 1995. Channel 236A can be allotted to Pahrump with a site restriction of 4.1 kilometers (2.5 miles) west, at coordinates 36-13-12 North Latitude; 16-01-43 West Longitude, to avoid a short-spacing to Station KWNR, Channel 238C, Henderson, NV. With this action, this proceeding is terminated.

**DATES:** Effective October 2, 1995. The window period for filing applications will open on October 2, 1995, and close on November 2, 1995.

**FOR FURTHER INFORMATION CONTACT:** Leslie K. Shapiro, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Report and Order*, MM Docket No. 95-45, adopted August 8, 1995, and released August 18, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Service, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

#### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of Title 47 of the Code of Federal Regulations is amended as follows:

#### PART 73—[AMENDED]

1. The authority citation for Part 73 continues to read as follows:

**Authority:** Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

#### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Nevada, is amended by adding Channel 236A at Pahrump.

Federal Communications Commission.

**John A. Karousos,**

*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 95-21009 Filed 8-23-95; 8:45 am]

BILLING CODE 6712-01-F

### 47 CFR Part 73

[MM Docket No. 90-647; RM-7180]

#### Radio Broadcasting Services; Ladysmith and Hallie, WI

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** This document reallocates Channel 279C1 from Ladysmith, Wisconsin, to Hallie, Wisconsin, and modifies the license for Station WWBI to specify Hallie as its community of license in response to a petition filed by Stewards of Sound, Inc. See 56 FR 1509, January 15, 1991. The coordinates for Channel 279C1 at Hallie are 45-06-35 and 91-09-43. With this action, this proceeding is terminated.

**EFFECTIVE DATE:** October 5, 1995.

**FOR FURTHER INFORMATION CONTACT:**

Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's *Report and Order*, MM Docket No. 90-647, adopted August 11, 1995, and released August 21, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 2100 M Street, NW., Suite 140, Washington, DC 20037, (202) 857-3800.

#### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

#### PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows: