

to the EPA Regional office listed in the ADDRESSES section of this notice.

#### Proposed Action

EPA is proposing to grant interim approval of the operating permits program submitted by Maryland on May 9, 1995, and the Attorney General's Legal Opinion submitted on June 9, 1995. The scope of Maryland's Part 70 program applies to all Part 70 sources (as defined in the program) within Maryland, except for sources of air pollution over which an Indian Tribe has jurisdiction. See, e.g., 59 FR 55813, 55815-18 (Nov. 9, 1994). The term "Indian Tribe" is defined under the CAA as "any community, including any Alaska Native village, which is federally recognized as eligible for the special programs and services provided by the United States to Indians." See section 302(r) of the CAA; see also 59 FR 43956, 43962 (Aug. 25, 1994); 58 FR 54364 (Oct. 21, 1993). Prior to full approval by EPA, Maryland must make the following changes:

1. The Maryland Environmental Standing Act (MESA) must be amended to accord non-state residents and organizations not doing business in Maryland the same standing to challenge Part 70 permit decisions as other "persons" as defined in MESA, or, in the alternative, other appropriate legislative action must be taken to ensure that standing requirements for such organizations are not more restrictive than the minimum requirements of Article III of the U.S. Constitution as they apply to federal courts.

2. Revise the provisions for insignificant activities under COMAR § 26.11.03.04 as follows, to achieve consistency with the requirements of 40 CFR 70.5(c):

a. Remove the exemption for "any other emission unit that is not subject to an applicable requirement of the Clean Air Act" under COMAR § 26.11.03.04 A(18).

b. Revise COMAR § 26.11.03.04 B to provide that a permit applicant shall not omit information needed to determine the applicability of, or to impose, any applicable requirement.

c. Revise COMAR § 26.11.03.04 A(2) to add a justifiable limitation on the exemption for boilers used exclusively to operate steam engines for farm and domestic use.

3. Revise COMAR § 26.11.03.21 to clarify that the procedures for issuing general permits must include affected state and EPA review, and that the state must keep a record of the public commenters and issues raised during

the public participation process, consistent with 40 CFR 70.7(h) and 70.8.

4. Revise COMAR §§ 26.11.03.21 J and L to require that general permits are revised according to procedures consistent with 40 CFR 70.7(e).

5. Revise COMAR §§ 26.11.03.07 A(2), 26.11.03.08 A, and 26.11.03.20 C (4), (5) and (6) to provide that the procedures for initial permit issuance also must be followed for permit reopenings, to achieve consistency with the requirements of 40 CFR 70.7(f)(2).

6. Remove subsection F of COMAR § 26.11.03.17, which impermissibly allows sources to submit a permit application within 12 months after making a significant permit modification.

7. Revise COMAR § 26.11.03.14 C to require that any relaxation of a compliance plan or schedule will be processed as a significant permit modification, consistent with 40 CFR 70.7(e)(4).

8. Revise the wording of COMAR § 26.11.03.15 B(7), pertaining to permit modifications for acid rain permits, consistent with 40 CFR 70.7(e).

9. Amend the Attorney General's Opinion to clarify that if the Department proposes to change a final permit as a result of a contested case decision by an Administrative Law Judge and pursuant to COMAR § 26.11.03.11, the Department will revoke the final permit and reissue it with the proposed changes so as to provide EPA with the (45 day) review and comment period required pursuant to the CAA, 40 CFR 70.8 and COMAR § 26.11.03.09.

10. Revise the Attorney General's Opinion to include a detailed review of the State's Part 70 program regarding current federal requirements for hazardous air pollutants.

This interim approval, which may not be renewed, extends for a period of up to 2 years. During the interim approval period, Maryland is protected from sanctions for failure to have a fully approved Title V, Part 70 program, and EPA is not obligated to promulgate a federal permits program in Maryland. Permits issued under a program with interim approval have full standing with respect to Part 70, and the 1-year time period for submittal of permit applications by subject sources begins upon interim approval, as does the 3-year time period for processing the initial permit applications.

Requirements for approval, specified in 40 CFR 70.4(b), encompass the CAA's section 112(l)(5) requirements for approval of a program for delegation of section 112 standards applicable to Part 70 sources as promulgated by EPA. Section 112(l)(5) requires that the State's

program contain adequate authorities, adequate resources for implementation, and an expeditious compliance schedule, which are also requirements under Part 70. Therefore, EPA is also proposing under section 112(l)(5) and 40 CFR 63.91 to grant approval of Maryland's program for receiving delegation of section 112 standards that are unchanged from federal standards as promulgated. This program for delegations only applies to sources covered by the Part 70 program.

The Office of Management and Budget has exempted this action from Executive Order 12866 review.

EPA's actions under section 502 of the Act do not create any new requirements, but simply address operating permits programs submitted to satisfy the requirements of 40 CFR Part 70. Because this action to propose interim approval of Maryland's operating permits program pursuant to Title V of the CAA and 40 CFR Part 70 does not impose any new requirements, it does not have a significant impact on a substantial number of small entities.

#### List of Subjects in 40 CFR Part 70

Environmental protection, Administrative practice and procedure, Air pollution control, Intergovernmental relations, Operating permits, Reporting and recordkeeping requirements.

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

Dated: October 20, 1995.

W. Michael McCabe,

Regional Administrator.

[FR Doc. 95-26856 Filed 10-27-95; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Parts 36 and 69

[CC Docket No. 95-115; DA 95-2197]

#### Subscribership and Usage of the Public Switched Network

AGENCY: Federal Communications Commission.

ACTION: Proposed Rule; Extension of Time.

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**SUMMARY:** On July 20, 1995, the Commission released a Notice of Proposed Rulemaking ("Notice") concerning rules and policies to increase subscribership and usage of the public switched network. The Commission invited comment on the proposals and tentative conclusions set forth in that Notice, and set deadlines of September 27, 1995, for initial comments and October 27, 1995, for

reply comments. The Commission has received comments from more than 60 respondents. Because many of these comments are lengthy and present alternative proposals to those appearing in the Notice, we find the October 27th deadline may not provide sufficient time to produce a full and complete record in this proceeding. Although we do not routinely extend comment deadlines, we believe that an extension to November 14, 1995, in this proceeding will serve the public interest by giving interested parties adequate time to review and reply to the initial comments.

**DATES:** Reply comments are due on or before November 14, 1995.

**ADDRESSES:** Federal Communications Commission, 1919 M Street, NW., Washington, DC 20554.

**FOR FURTHER INFORMATION CONTACT:** Andy Mulitz, telephone number 202-418-0827, George Johnson, telephone number 202-418-0866, or John V. Giusti, telephone number 202-418-0878.

**SUPPLEMENTARY INFORMATION:**

**Order Extending Reply Comment Period**

Adopted: October 19, 1995.  
Released: October 20, 1995.

By the Chief, Common Carrier Bureau:

1. On July 20, 1995, the Commission released a Notice of Proposed Rulemaking ("Notice"), 60 FR 44296, August 25, 1995, in the captioned proceeding concerning rules and policies to increase subscribership and usage of the public switched network. The Commission invited comment on the proposals and tentative conclusions set forth in that Notice, and set deadlines of September 27, 1995, for initial comments and October 27, 1995, for reply comments.

2. The Commission has received comments from more than 60 respondents. Many of these comments are lengthy and present alternative proposals to those appearing in the Notice that require careful analysis. In these circumstances, we find the

October 27th deadline may not provide sufficient time to produce a full and complete record in this proceeding. Although we do not routinely extend comment deadlines, we believe that an extension to November 14, 1995, in this proceeding will serve the public interest by giving interested parties adequate time to review and reply to the initial comments.

3. Accordingly, it is ordered, pursuant to Sections 4(i), 4(j), and 5(c) of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i), 154(j), and 155(c), and Sections 0.91 and 0.291 of the Commission's rules, 47 CFR §§ 0.91 and 0.291, that the deadline for filing reply comments in the captioned proceeding IS EXTENDED until November 14, 1995.

Federal Communications Commission.

Kathleen M.H. Wallman,

*Chief, Common Carrier Bureau.*

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