

procedures for airline employees, without enhancing the protection of the health and safety of those employees that handle this kind of material. The Postal Service has accordingly determined that it would be appropriate, and provide adequate notice to concerned personnel, to substitute the use of the "International Biohazard Symbol" label.

In conformity with this decision, the Postal Service has also decided to rescind the related requirements published on September 21, 1992 (57 FR 43403), pertaining to the use of a shipper's declaration for dangerous goods (in addition to the required manifest) showing the proper shipping name (49 CFR 172.202(a)(1)), the hazard class or division (40 CFR 172.202(a)(2)), and the identification number for the material (49 CFR 172.202(a)(3)). In view of this change, we are also amending content requirements for the four-part manifest described in DMM Exhibit 124.385h.

Although exempt from the notice and comment requirements of the Administrative Procedures Act (5 U.S.C. 553)(b) and (e), the Postal Service welcomes comments on the revised rule.

After careful consideration of the comments received after publishing the final rule and the amendment to the final rule, the Postal Service adopts the following amendments to part 124 of the Domestic Mail Manual, which is incorporated by reference in the Code of Federal Regulations. See 39 CFR part 111.

List of Subjects in 39 CFR Part III

Administrative practice and procedure, Postal Service.

PART 111—[AMENDED]

1. The authority citation for 39 CFR part 111 continues to read as follows:

Authority: 5 U.S.C. 552(a); 39 U.S.C. 101, 401, 403, 404, 3001-3011, 3201-3219, 3403-3406, 3621, 5001.

2. Part 124 of the Domestic Mail Manual is amended to read as follows:

124 NONMAILABLE MATTER-ARTICLES AND SUBSTANCES; SPECIAL MAILING RULES

* * * * *

124.385 Sharps (Effective March 21, 1993, Except Where Noted)

a. A parcel containing the types of used materials defined in 124.382e is nonmailable unless it bears the "International Biohazard Symbol" on a label with either a fluorescent orange or fluorescent red background (see Exhibit 124.385a). Effective June 20, 1992, such

parcels are mailable only as First-Class or Priority Mail.

* * * * *
Exhibit 124.385h. * * * * *

1. Generator (Mailer)

* * * * *

d. Description of contents of shipping container. Describe contents as "Used Medical Sharps." Do not use any other description.

* * * * *

124.385k Required Markings on Packages [Deleted]

* * * * *

124.388 Marking and Labeling

* * * * *

c. Before March 21, 1993, each exterior package containing used sharps must be marked with the words "Infectious Waste", or "Medical Waste"; or bear a label displaying the Universal Biohazard Symbol or the "International Biohazard Symbol" label. On and after March 21, 1993, the only part of this requirement remaining in effect will be that such packages must bear a label displaying the "International Biohazard Symbol" label. See 124.385a. No words describing the contents, nor any warning labels other than the "International Biohazard Symbol" label are to be placed on the exterior packages on or after March 21, 1993.

A transmittal letter making these changes in the Domestic Mail Manual will be published and transmitted automatically to subscribers. Notice of issuance of the transmittal letter will be published in the Federal Register as provided by 39 CFR 111.3.

Stanley F. Mires,
Chief Counsel, Legislative Division.
[FR Doc. 92-28338 Filed 11-23-92; 8:45 am]
BILLING CODE 7710-12-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 60 and 61

[FRL-4537-3]

1992 Update for Delegation of Authority to the State of New Mexico for New Source Performance Standards (NSPS) and National Emission Standards for Hazardous Air Pollutants (NESHAP)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of Delegation of authority.

SUMMARY: The Environmental Protection Agency (EPA) announces the delegation of authority to the State of New Mexico to implement and enforce the New Source Performance Standards (NSPS) and National Emission Standards for Hazardous Air Pollutants (NESHAP). The provisions of full authority apply to all of the NSPS and NESHAP promulgated by the EPA through November 15, 1991, for NSPS and for NESHAP, and partial authority covers all new and amended standards promulgated after those dates, except as follows. The delegation of authority, under this notice, does not apply to: the sources located in Bernalillo County, New Mexico, the sources located on Indian lands as specified in the delegation agreement and in this notice, the standards of performance for new residential wood heaters (subpart AAA) under 40 CFR Part 60, and the NESHAP radionuclide standards specified under 40 CFR part 61.

EFFECTIVE DATE: November 3, 1992.

ADDRESSES: The New Mexico Environment Department's request and delegation agreement may be obtained by writing to one of the following addresses.

Mr. Thomas H. Diggs, Chief, Planning Section (6T-AP), Air Programs Branch, U.S. Environmental Protection Agency, 1445 Ross Avenue, suite 700, Dallas, Texas 75202, Telephone: (214) 655-7214.

Ms. Cecilia Williams, Chief, Air Quality Bureau, New Mexico Environment Department (NMED), Harold Runnels Building, room So. 2100, 1190 St. Francis Drive, Santa Fe, New Mexico 87503, Telephone: (505) 827-0042.

FOR FURTHER INFORMATION CONTACT:

Mr. Ken Boyce, Planning Section, Air Programs Branch, U.S. Environmental Protection Agency, Region 6, 1445 Ross Avenue, suite 700, Dallas, Texas 75202, Telephone: (214) 655-7259.

SUPPLEMENTARY INFORMATION: Sections 111(c) and 112(l)(1) of the Clean Air Act allow the Administrator of the EPA to delegate EPA's authority to any State or local agency which can submit adequate regulatory procedures for implementation and enforcement of the NSPS and NESHAP programs. Authority for the NSPS and NESHAP programs were delegated to the State of New Mexico (except for sources located in Bernalillo County and Indian lands) on March 15, 1985.

On April 20, 1992, the State requested EPA to update the delegation of authority to the State for the NSPS and the NESHAP programs through November 15, 1991. The State's request

includes a revision of Air Quality Control Regulations 750 (NSPS) and 751 (NESHAP) as adopted by the New Mexico Environment Improvement Board. AQCRs 750 and 751 incorporate the Federal NSPS and NESHAP by reference through November 15, 1991.

The EPA reviewed the NMED request, Air Quality Control Regulations 750 and 751 and all other information submitted by the NMED, including its quest for implementation of the delegation of these programs. The EPA has determined that the State has adequate authority and effective procedures for implementing and enforcing the NSPS and NESHAP programs. Therefore, EPA is delegating full authority to the State through November 15, 1991, for NSPS and for NESHAP, and authority for the technical and administrative review of new or amended NSPS and NESHAP promulgated by the EPA after November 15, 1991, subject to conditions and limitations of the original delegation agreement dated March 15, 1985. It is important to note that no delegation authority is granted to the State for both Bernalillo County and Indian lands. Also, no authority is delegated to the State for 40 CFR part 60, subpart AAA, Standards of Performance for New Residential Wood Heaters, and for 40 CFR part 61 for the radionuclide NESHAPs. Specifically the subparts for which delegation is excluded are Subparts B (National Emission Standard for Radon—222 Emissions from Underground Uranium Mines), H (National Emission Standard for Radionuclide Emissions from Department of Energy Facilities), I (National Emission Standard for Radionuclide Emissions from Facilities Licensed by the NRC and Federal Facilities not covered by Subpart Phosphorus Plants), R (National Emission Standards for Radon Emissions from Phosphogypsum Stacks), T (National Emission Standards for Radon Emissions from the Disposal of Uranium Mill Tailings), and W (National Emission Standard for Radon—222 Emissions from Licensed Uranium Mill Tailings).

Today's notice informs the public that the EPA has delegated full authority to the State for implementation and enforcement of the NSPS and NESHAP promulgated by the EPA through November 15, 1991, and authority for technical and administrative review is delegated for the new and amended standards after that date. All of the required information, pursuant to the Federal NSPS and NESHAP (40 CFR part 60 and 40 CFR part 61) by sources located outside the boundaries of

Bernalillo County and in areas outside of Indian lands, should be submitted directly to the New Mexico Environment Department, Harold Runnels Building, Room So. 2100, St. Francis Drive, Santa Fe, New Mexico 87503. Albuquerque/Bernalillo County is exempt due to this area being granted delegation authority under AQCRs 30 NSPS and 31 NESHAP to the City of Albuquerque's Environmental Health Department. Sources located on Indian lands in the State of New Mexico should submit required information to the EPA Region 6 office at the address given in this notice. All of the inquiries and requests concerning implementation and enforcement of the excluded standards under 40 CFR part 60, subpart AAA and 40 CFR part 61, subparts B, H, I, R, T and W, in the State of New Mexico should be directed to the EPA Region 6 Office.

The Office of Management and Budget has exempted this information notice from the requirements of Section 3 of Executive Order 12291.

This delegation is issued under the authority of section 111(c) and 112(l)(1) of the Clean Air Act, as amended (42 U.S.C. 7411(C) and 7412(D)).

List of Subjects

40 CFR Part 60

Air pollution control, Aluminum, sulfate plants, Cement industry, Coal, Copper, Electric power plants, Fossil-Fuel steam generators, Glass and glass products, Grain, Iron, Lead, Metals, Motor vehicles, Nitric acid plants, Paper and paper industry, Petroleum phosphate, Fertilizer, Sewage disposal, Steel, Sulfuric acid plants, Waste treatment and disposal zinc.

40 CFR Part 61

Air pollution control, Asbestos, Benzene, Beryllium, Hazardous materials, Mercury, Vinyl chloride.

Dated: November 3, 1992.

Joe D. Winkle,

Acting Regional Administrator.

[FR Doc. 92-28514 Filed 11-23-92; 8:45 am]

BILLING CODE 6560-50-M

40 CFR Parts 261 and 271

[FRL-4536-5]

RIN 2050-AC32

Hazardous Waste Management System; Identification and Listing of Hazardous Waste; Toxicity Characteristic Revision

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: The Environmental Protection Agency (EPA or Agency) is amending its hazardous waste regulations under Subtitle C of the Resource Conservation and Recovery Act (RCRA) for testing conducted to evaluate a solid waste for the Toxicity Characteristic. Specifically, this rule removes the quality assurance (QA) requirement found in Method 1311, Toxicity Characteristic Leaching Procedure (TCLP), for correcting measured values for analytical bias (also referred to within this rule as spike recovery correction). However, this rule retains appropriate QA provisions, including that matrix spike recoveries be calculated and that the method of standard additions be employed as the quantitation method for metallic contaminants when appropriate as specified in the method.

EFFECTIVE DATE: November 24, 1992.

ADDRESSES: The official record for this rulemaking (Docket No. F-92-TCLC-FFFFF) is located at the U.S. Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460 (room M-2427), and is available for viewing from 9 a.m. to 4 p.m., Monday through Friday, excluding Federal holidays. The public must make an appointment to review docket materials by calling (202) 260-9327. The public may copy a maximum of 100 pages of material from any one regulatory docket at no cost; additional copies cost \$0.15 per page.

FOR FURTHER INFORMATION CONTACT: For general information, contact the RCRA Hotline at (800) 424-9346 (toll free) or call (703) 920-9810; or, for hearing impaired, call TDD (800) 553-7672 or (703) 486-3323. For information concerning the TCLP, contact Kim Kirkland, Office of Solid Waste (OS-331), U.S. Environmental Protection Agency, 401 M Street, SW., Washington DC 20460, (202) 260-4761.

SUPPLEMENTARY INFORMATION:

I. Authority

This amendment to the hazardous waste regulations in 40 CFR parts 261 and 271 is being promulgated under the authority of sections 1006, 2002, 3001, 3002, and 3006 of the Solid Waste Disposal Act of 1976, as amended by the Resource Conservation and Recovery Act of 1976, as amended [42 U.S.C. 6905, 6912(a), 6921, 6922, and 6926].

II. Background

On February 8, 1990 (55 FR 4440), the Agency published a notice of data availability that reopened the comment