

361.2 and 362.1 are revised to make more clear the fact that mailers may use Priority Mail for the transmission of any mailable matter weighing up to 70 pounds. Material concerning air transportation limitations, previously in 305.2, is moved to 321.3, Air Transportation Prohibitions. (PB 21615, 4-16-87; PB 21616, 4-23-87).

15. Exhibit 722.1 has been revised to reflect changes to labeling lists within BMC (Intra-BMC/ASF) Rate ZIP Code Service Areas (PB 21611, 3-19-87).

16. * * *

17. Section 941.43 is revised to cite the only exceptions the Money Order Division will make to the fee requirements, which are for Forms 6401 necessitated by post office business, and those for requests made by financial bank institutions and Government agencies that process money orders directly with the Federal Reserve Banking System (PB 21606, 2-12-87).

19. Section 951.63 is added to require verification that a customer is still eligible for a Group 2 fee at a facility required to charge Group 1 fees (PB 21607, 2-19-87).

20. Minor editorial and typographical changes have been made to 142.23, 143.11, 149.333d(2), 149.343d(3), 149.441a(4)(b), 149.442a(1), 149.81, Exhibit 159.151a, Exhibit 151.151f, 368.11, 453.2a(3), 467.343(b), 467.343(d), 467.343(e), and 667.642(b).

List of Subjects in 39 CFR Part 111

Postal Service.

PART 111—GENERAL INFORMATION ON POSTAL SERVICE

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. In consideration of the foregoing, the table in § 111.3(e) is amended by adding at the end thereof the following:

§ 111.3 Amendments to the Domestic Mail Manual.

* * * * *

Transmittal letter for issue 23, Dated: May 1, 1987, Federal Register publication 52 FR 23981.

Fred Eggleston,

Assistant General Counsel, Legislative Division.

[FR Doc. 87-14554 Filed 6-25-87; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[A-7-FRL-3216-5]

Approval and Promulgation of Implementation Plans; State of Iowa

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: Part C of the Clean Air Act, as amended in 1977, requires that each State Implementation Plan (SIP) contain emission limits and other measures to prevent significant deterioration of air quality in areas of a state designated attainment or unclassified under section 107(d) of the Act for one or more criteria pollutants.

The Iowa Environmental Protection Commission adopted revisions to the Iowa Administrative Code (IAC) pertaining to the prevention of significant deterioration (PSD) of air quality on February 17, 1987. The final Iowa PSD rules were submitted as a revision to the Iowa SIP on March 9, 1987. These rules became effective at the state level on April 15, 1987. The state has adopted EPA's PSD rules by reference. For that reason, EPA is acting on these rules using the direct-to-final procedures.

DATES: The effective date of this rulemaking is August 25, 1987, unless EPA receives a notice that someone wishes to make adverse or critical comments by July 27, 1987.

ADDRESSES: Comments should be sent to Robert J. Chanslor, Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101. Copies of the state's submittal are available for inspection during normal business hours at the above address and at the Iowa Department of Natural Resources, 900 East Grand, Des Moines, Iowa 50319; and the Public Information Reference Unit, Environmental Protection Agency, 401 M Street SW., Washington, DC 20460.

FOR FURTHER INFORMATION CONTACT: Robert J. Chanslor at (913) 236-2893; FTS 757-2893.

SUPPLEMENTARY INFORMATION: Pursuant to Part C of the Clean Air Act, as amended in 1977, EPA promulgated plan requirements for PSD on June 19, 1978 (43 FR 26382). These requirements were codified at 40 CFR 51.24 (new codification 40 CFR 51.166). These requirements have been revised from time to time, the latest being on October 26, 1984 (49 FR 43209). On November 7, 1986 (51 FR 40661), EPA recodified its

regulations in Part 51. Part 51 regulations pertaining to requirements for PSD SIPs are now found in 40 CFR 51.166. EPA's 40 CFR Part 52 regulations were revised to reflect the revisions in 40 CFR Part 51.

EPA promulgated PSD regulations for states where it was determined that the applicable state SIP was found inadequate to prevent significant deterioration of air quality. Major revisions to these promulgated PSD requirements were made on August 7, 1980 (45 FR 52741). The promulgation affecting the applicable Iowa SIP was codified at 40 CFR 52.833.

On February 17, 1987, the Iowa Environmental Protection Commission adopted revisions to the IAC affecting the review of new and modified stationary sources of air pollution. The revisions add PSD review requirements to IAC Chapter 22, "Controlling pollution". These new rules were submitted by the Director, Iowa Department of Natural Resources (IDNR), on March 9, 1987, and became effective at the State level April 15, 1987. EPA's review finds that the procedures satisfy the public notification requirements of 40 CFR 51.102, and the submittal satisfies the 60-day requirement of 40 CFR 51.104(d).

The Iowa PSD requirements are in IAC 22.4(455B), "Special requirements for major stationary sources located in areas designated attainment or unclassified (PSD)". These regulations adopt by reference the EPA regulation found at 40 CFR 52.21 as amended through August 7, 1980. These state rules also adopt by reference the procedural requirements of 40 CFR 51.24(q)(2)(iv) as amended through August 7, 1980 (these regulations are now codified at 40 CFR 51.166(q)(2)(iv)). The state made certain revisions to the EPA regulations in order to omit nondelegable responsibilities of the Administrator. For a detailed description of the Iowa PSD rule adoption, the reader is referred to the EPA technical support document which is included with the state's submittal that is available for public inspection.

On April 22, 1986, the state of Iowa adopted stack height regulations consistent with EPA's regulations prohibiting credit for stack heights greater than good engineering practice or other dispersion techniques, except where such heights or dispersion techniques were in existence prior to the enactment of the Clean Air Amendments of 1970. These new state rules became effective on June 25, 1986. The state submittal letter of May 20, 1986, indicates that these new rules will be used to review new sources

requesting construction permits. The letter also indicates that new source permit reviews will include a review for dispersion techniques other than excessive stack heights.

On April 22, 1987, the state of Iowa provided a letter to the EPA Regional Office committing to implementation of its stack height regulations in a manner consistent with EPA's regulations in performing new source and PSD permit reviews. The state commits to deferring to EPA, if an inconsistency should be encountered.

The Iowa stack height rules are currently being reviewed by EPA and will be acted on in a separate Federal Register notice. Since the state has in essence adopted EPA's stack height review procedures and the state's PSD rules are EPA rules adopted by reference, action on the Iowa PSD rules should not be delayed pending final approval of the stack height rules.

Action

EPA approves the revisions to the IAC in Chapter 22, "Controlling pollution", which enables IDNR to review permit applications pertaining to PSD, make PSD applicability determinations, and issue PSD permits.

40 CFR 52.833 authorizes EPA to regulate PSD sources in the state of Iowa. Today's action rescinds the EPA-promulgated PSD regulations except for sources located on Indian lands. EPA retains this function.

EPA believes there is good cause to approve the state's PSD SIP without prior proposal. The regulations adopted by the State are in essence EPA regulations which have undergone public review and comment, and no useful purpose would be served by reproposing approval of EPA regulations. EPA believes that approval of these EPA rules adopted by reference by the State of Iowa is noncontroversial.

The public should be advised that this action will be effective August 25, 1987. However, if notice is received within 30 days that someone wishes to make adverse or critical comments, this action will be withdrawn and two subsequent notices will be published prior to the effective date. One notice will withdraw final action and another will begin a new rulemaking by announcing a proposal of action and establishing a comment period.

The Office of Management and Budget has exempted this rule from the requirements of section 3 of Executive Order 12291.

Under section 307(b)(1) of the Clean Air Act, as amended, judicial review of this action is available only by filing a petition for review in the United States

Court of Appeals for the appropriate circuit by August 25, 1987. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

Under 5 U.S.C. section 605(b), I certify that this SIP revision will not have a significant impact on a substantial number of small entities. (See 46 FR 8709.)

List of Subjects in 40 CFR Part 52

Air pollution control, Ozone, Sulfur oxides, Nitrogen dioxide, Lead, Particulate matter, Intergovernmental relations, Reporting and Recordkeeping requirements, and Incorporation by reference.

Note.—Incorporation by reference of the SIP for the state of Iowa was approved by the Director of the Federal Register on July 1, 1982.

Dated: June 5, 1987.

Lee M. Thomas,
Administrator.

PART 52—[AMENDED]

Subpart Q of Part 52 of Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

Subpart Q—Iowa

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

Authority: 42 U.S.C. 7401-7642.

2. Section 52.820 is amended by adding paragraph (c)(46) to read as follows:

§ 52.820 Identification of plan.

(c) * * *
(46) Revised Chapter 22 regulations pertaining to new source review in attainment and unclassified areas of the state (PSD) were submitted on March 9, 1987, by the Iowa Department of Natural Resources.

(i) Incorporation by reference.

(A) Iowa Administrative Bulletin (ARC 7446), amendments to Chapter 22, "Controlling Pollution," adopted by the Iowa Environmental Protection Commission on February 17, 1987.

(B) Letter from Iowa dated April 22, 1987, committing to implementation of its stack height regulations in a manner consistent with EPA's stack height regulations with respect to new source review/PSD regulations.

3. Section 52.833 is revised to read as follows:

§ 52.833 Significant deterioration of air quality.

(a) The requirements of sections 160 through 165 of the Clean Air Act are

met, except for sources seeking permits to locate on Indian lands in the state of Iowa; sources with permits issued by EPA prior to the effective date of the state's rules; and certain sources affected by the stack height rules described in a letter from Iowa dated April 22, 1987.

(b) Regulations for preventing significant deterioration of air quality.

The provisions of § 52.21 (b) through (w) are hereby incorporated and made a part of the applicable state plan for the state of Iowa for sources wishing to locate on Indian lands; sources constructed under permits issued by EPA; and certain sources as described in Iowa's April 22, 1987, letter.

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40 CFR Part 149

(FRL-3212-2)

Criteria for Identifying Critical Aquifer Protection Areas

AGENCY: Environmental Protection Agency.

ACTION: Interim final rule and request for comment.

SUMMARY: The Environmental Protection Agency is today issuing, in interim final form, its criteria for identifying critical aquifer protection areas. These criteria have been developed in response to the mandate of section 1427(d) of the Safe Drinking Water Act (SDWA), as amended in 1986.

In general, a critical aquifer protection area (CAPA) is a major vulnerable recharge area to a sole source aquifer (SSA) of particularly high value, which meets the minimum requirements set forth in this rule. The criteria for identifying a CAPA require that the proposed aquifer or segment of an aquifer be more valuable and more vulnerable to contamination than is required for SSA designation.

DATES: This rule is effective June 26, 1987. EPA will accept public comments on this interim final rule until September 24, 1987.

ADDRESSES: Individuals desiring to make comments on this document must submit their written comments to: Project Officer, Critical Aquifer Protection Areas, Office of Ground-Water Protection, U.S. Environmental Protection Agency, 401 M Street, SW. (WH-550G), Washington, DC 20460. The docket for this rule and copies of public comments submitted will be available for public inspection at the Public