

List of Subjects in 19 CFR Part 141

Customs duties and inspection;
Imports.

Amendments to Regulations

It is proposed to amend part 141, Customs Regulations (19 CFR part 141) as set forth below:

PART 141—ENTRY OF MERCHANDISE

1. The general and relevant specific authority citation for part 141 would continue to read as follows:

Authority: 19 U.S.C. 66, 1448, 1484, 1624. Subpart B also issued under 19 U.S.C. 1483.

2. Section 141.11 is amended by removing the designation "Reserved" in paragraph (a)(5), and adding a new paragraph (a)(5) to read as follows:

§ 141.11 Evidence of right to make entry for importations by common carrier.

(a) * * *

(5) A blanket carrier's release order on an appropriately modified bill of lading or air waybill covering any or all shipments which will arrive within the district on the carrier's conveyance during the period specified in the release order.

3. Section 141.111 is amended by adding a new paragraph (c) to read as follows:

§ 141.111 Carrier's release order.

(c) *Blanket release order.* Merchandise may be released to the person named in the bill of lading or air waybill in the absence of a specific release order from the carrier, if the carrier concerned has filed a blanket order authorizing release to the owner or consignee in such cases. A carrier's certificate in the form shown in § 141.11(a)(4), may be modified and executed to make it a blanket release order for the shipments covered by a blanket carrier's release order under § 141.11(a)(5).

Michael H. Lane,

Acting Commissioner of Customs.

Approved: March 28, 1990.

Peter K. Nunez,

Assistant Secretary of the Treasury.

[FR Doc. 90-7531 Filed 4-2-90; 8:45 am]

BILLING CODE 4830-03-M

Internal Revenue Service**26 CFR Part 301**

(GL-705-88)

RIN 1545-AM49

Time and Place of Examination

AGENCY: Internal Revenue Service, Treasury.

ACTION: Notice of proposed rulemaking by cross-reference to temporary regulations.

SUMMARY: In the rules and regulations portion of this issue of the Federal Register, the Internal Revenue Service is issuing temporary regulations relating to the time and place of examination. The text of the temporary regulations also serves as a comment document for this notice of proposed rulemaking.

DATES: Written comments and requests for a public hearing must be delivered or mailed by May 18, 1990.

ADDRESSES: Send comments and requests for a public hearing to: Internal Revenue Service, Attn: CC:CORP:T:R (GL-705-88), Room 4429, Washington, DC 20224.

FOR FURTHER INFORMATION CONTACT: Nancy O. Ryan, 202-535-9678 (not a toll free call).

SUPPLEMENTARY INFORMATION:**Background**

The temporary regulations in the Rules and Regulations portion of this issue of the Federal Register amend the Procedure and Administration Regulations (26 CFR part 301) pursuant to section 7805(a) of the Internal Revenue Code. For the text of the regulations see T.D. 8297 published in the Rules and Regulations portion of this issue of the Federal Register. The preamble to the temporary regulations explains the regulations.

Special Analyses

It has been determined that these proposed rules are not major rules as defined in Executive Order 12291. Therefore, a Regulatory Impact Analysis is not required. It has also been determined that section 553(b) of the Administrative Procedure Act (5 U.S.C. chapter 5) and the Regulatory Flexibility Act (5 U.S.C. chapter 6) do not apply to these regulations, and, therefore, an initial Regulatory Flexibility Analysis is not required. Pursuant to section 7805(f) of the Internal Revenue Code, these regulations will be submitted to the Administrator of the Small Business Administration for comment on their impact on small business.

Comments and Request for a Public Hearing

Before adopting these proposed regulations, consideration will be given to any written comments that are submitted (preferably a signed original and seven copies) to the Internal Revenue Service. All comments will be available for public inspection and copying. A public hearing will be held upon written request to the Internal Revenue Service by any person who submits written comments. If a public hearing is to be held, notice of time and place will be published in the Federal Register.

Drafting Information

The principal author of these regulations is Nancy O. Ryan of General Litigation, Office of Chief Counsel, Internal Revenue Service. However, personnel from other offices of the Internal Revenue Service and the Treasury Department participated in developing the regulations on matters of both substance and style.

List of Subjects in 26 CFR Part 301

Administrative practice and procedure, Bankruptcy, Courts, Crime, Disclosure of information, Employment taxes, Estate tax, Excise taxes, Filing requirements, Gift tax, Income taxes, Investigations, Law enforcement, Penalties, Pensions, Statistics, Taxes.

Fred T. Goldberg, Jr.,

Commissioner of Internal Revenue.

[FR Doc. 90-7618 Filed 4-2-90; 8:45 am]

BILLING CODE 4830-01-M

DEPARTMENT OF THE INTERIOR**Minerals Management Service****30 CFR Part 243****Effectiveness of Decisions and Orders Pending Appeal**

March 27, 1990.

AGENCY: Minerals Management Service (MMS), Interior.

ACTION: Proposed rule; notice of extension of public comment period.

SUMMARY: The Minerals Management Service (MMS) hereby gives notice that it is extending the public comment period on its Notice of Proposed Rule, which was published in the Federal Register on February 23, 1990 (55 FR 6401), that amends the regulations governing administrative appeals. In response to requests for additional time, MMS will extend the comment period from April 24, 1990, to May 24, 1990.

DATES: Comments must be received by 4 p.m. mountain time on May 24, 1990.

ADDRESSES: Written comments should be sent to the Minerals Management Service, Building 85, Denver Federal Center, P.O. Box 25185, Mail Stop 662, Denver, Colorado 80225. Attention: Dennis C. Whitcomb.

FOR FURTHER INFORMATION CONTACT: Dennis C. Whitcomb, Chief, Rules and Procedures Branch, telephone (303) 231-3432 or (FTS) 326-3432.

Dated: March 27, 1990.

Donald L. Sant,

Acting Associate Director for Royalty Management.

[FR Doc. 90-7584 Filed 4-2-90; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[FRL-3751-6]

Approval and Promulgation of Implementation Plans; Wisconsin

AGENCY: United States Environmental Protection Agency (USEPA).

ACTION: Notice of proposed rulemaking.

SUMMARY: USEPA is proposing to approve revisions to Wisconsin's Green Bay and DePere Sulfur Dioxide (SO₂) State Implementation Plan (SIP). The revisions amend Wisconsin's SO₂ SIP by adding Natural Resources (NR) 418.05(1), Emission Limits; NR 418.05(2), Annual Facility Limits; NR 418.05(3), Compliance Dates; and NR 418.05(4), Compliance Plans. USEPA's proposed rulemaking is based upon several submittals from the State. USEPA's proposed approval for these facility's emission limits today is intended to avoid delay in the establishment of federally enforceable emission limits for all sources in Brown County, while awaiting resolution of the NRDC remand.

DATES: Comments on this revision and on the proposed USEPA action must be received by June 4, 1990.

ADDRESSES: Copies of the proposed SIP revision and technical support documents are available at the following addresses for review: (It is recommended that you telephone Uylaine E. McMahan, at (312) 886-6031, before visiting the Region V office).

U.S. Environmental Protection Agency, Region V, Air and Radiation Branch, 230 South Dearborn Street, Chicago, Illinois 60604.

Wisconsin Department of Natural Resources, Bureau of Air

Management, 101 South Webster, Madison, Wisconsin 53707.

Comments on this proposed rule should be addressed to: (Please submit an original and three copies, if possible).

Gary Gulezian, Chief, Regulatory Analysis Section, Air and Radiation Branch (5AR-26), U.S. Environmental Protection Agency, Region V, 230 South Dearborn Street, Chicago, Illinois 60604.

FOR FURTHER INFORMATION CONTACT: Uylaine E. McMahan, Air and Radiation Branch (5AR-26), U.S. Environmental Protection Agency, Region V, 230 South Dearborn Street, Chicago, Illinois 60604, (312) 886-6031.

SUPPLEMENTARY INFORMATION: This notice presents a discussion of USEPA's review of the following proposed revisions to Wisconsin's Green Bay and DePere (Brown County) SO₂ Rules: NR 418.05(1), Emission Limits; NR 418.05(2), Annual Facility Limits; NR 418.05(3), Compliance Dates; and NR 418.05(4), Compliance Plans.¹ The four parts of this notice are: I. Background Information; II. Regulations; III. Technical Support; and IV. Conclusion.

I. Background Information

On October 10, 1980 (45 FR 67348), USEPA redesignated a portion of the City of Green Bay to primary nonattainment of SO₂. The nonattainment classification became effective as of November 10, 1980. USEPA stated in the final rulemaking notice that pursuant to USEPA guidance Wisconsin was required to submit within 12 months of the effective date of the redesignation (i.e., by November 10, 1981) an enforceable plan to attain and maintain the SO₂ national ambient air quality standards (NAAQS). Section 110(a)(2)(I) of the Clean Air Act, 42 U.S.C. 7410(a)(2)(I), provides for a moratorium on the construction and modification of major sources in any designated nonattainment area as defined by section 171(2) of the Clean Air Act, 42 U.S.C. 7501(2). Wisconsin did not submit an SO₂ SIP within 18 months of the effective date of the redesignation, so USEPA imposed a construction ban on May 10, 1982. According to USEPA's Policy for correction of part D SIPs for Nonattainment Areas, the construction ban remains in effect until USEPA approves a revised plan in final. See 48 FR 50695.

On January 23, 1984, the Wisconsin Department of Natural Resources

¹ Renumber from NR 154.12(7). Green Bay and DePere RACT sulfur limitations, as published in the (Wisconsin) Register, September, 1986, No. 369, effective October 1, 1986.

(WDNR) submitted a proposed revision to the SO₂ SIP for sources in the cities of Green Bay and DePere. USEPA requested that WDNR withdraw the SO₂ plan for Green Bay because stack height credits allowed for numerous stacks under this plan, potentially conflicted with the decision by the U.S. Court of Appeals for the DC Circuit regarding USEPA's 1982 Stack Height Regulations. (The court ordered USEPA to reconsider portions of the Stack Height Regulations, reversed certain portions, and upheld other portions.) On July 26, 1984, and October 11, 1984, USEPA notified WDNR that the Green Bay plan was not approvable due to numerous stack height and other technical issues.

On January 11, 1985, WDNR requested that USEPA defer action on its plan until after the USEPA Stack Height Regulations proposed in November 1984 became final. The Stack Height Regulations were promulgated by USEPA on July 8, 1985, 50 FR 27892.

WDNR notified USEPA on February 5, 1986, that it was preparing additional technical support for the Green Bay and DePere plan and again requested that USEPA withhold rulemaking. On May 21, 1987, WDNR submitted additional information and asked USEPA to begin rulemaking on the Green Bay and DePere SO₂ plan.

Wisconsin's technical support for its Green Bay SO₂ plan consists of the several documents cited in USEPA's Technical Support Document, dated October 28, 1987. Additional information is cited below under specific technical or regulatory issues.

II. Regulations

(A) NR 418.05(1)—Emission Limits: A summary of the control strategy imposed on each source by NR 418.05(1) is detailed below:

1. Wisconsin Public Services (WPS) Pulliam:

(a) Replace three 56 meter (m) and three 72m boiler stacks with one 115m boiler stack.

(b) Boiler emission limits = 5.58 pounds of SO₂ per Million British Thermal Units (lbs/MMBTU).

2. Proctor & Gamble (P&G) Fox River:

(a) Boiler emission limit = 5.95 lbs/MMBTU (or 10.74 lbs/MMBTU, if the bark combustor is operating above 106 MMBTU/hour).

(b) Pulp digester emission limit = 6.03 pounds of SO₂ per hour (lbs/hour).

(c) Brown stack washer emission limit = 23.18 lbs/hour.

(d) Paper dryer emission limit = 94.13 lbs/hour.

(e) All other sources (vents) emission limit = 15.71 lbs/hour.