

11. Appendices III and X to 40 CFR Part 261

The Agency is considering removing appendices III and X of part 261 from the regulations. Appendix III summarizes information found in SW-846 for the convenience of the regulated community. It does not contain any additional or independent requirements. In addition, as currently framed, appendix III implies that use of SW-846 is mandatory in all instances. This is not the case. SW-846 is required for use in only certain well defined instances (see 54 FR 3212-3229, January 23, 1989). To remove any ambiguity, the Agency is considering removal of appendix III in its entirety.

Appendix X was established to meet the needs for the chemical analysis of certain wastes containing particular chlorinated dioxins, dibenzofurans, and phenols in order to establish those wastes as acutely hazardous (see 50 FR 1978-2006, January 14, 1985). Appendix X contains Method 8280: Method of Analysis for Chlorinated Dibenzop-Dioxins and Dibenzofurans. This method is superseded by the method contained in the Third Edition of SW-846, which is retitled Method 8280: The Analysis of Polychlorinated Dibenzop-Dioxins and Polychlorinated Dibenzofurans. To avoid any ambiguity, the Agency is considering removal of appendix X in its entirety. Therefore, the Agency is requesting comments on removal of appendices III and X from the Code of Federal Regulations.

The Agency's regulations contain no references to appendix X. The Agency proposed to delete references to appendix III in its regulations as follows:

—Delete "Appendix III" in 40 CFR 260.22(d)(1)(i) and insert in its place "Test Methods for Evaluating Solid Waste, Physical/Chemical Methods," EPA Publication SW-846, incorporated by reference, see § 260.11(a)";

—Delete "referenced in 40 CFR part 261, appendix III" in 40 CFR 270.19(c)(1)(iii) and insert in its place "§ 260.11(a)";

—Insert "Test Methods for Evaluating Solid Waste, Physical/Chemical Methods," EPA publication SW-846, incorporated by reference, see § 260.11(a), or " * * * " in 40 CFR 260.1(b)(5) after the words "those prescribed in," in 40 CFR 260.20(a) after the words "testing or analytical method to," in 40 CFR 260.21(a) after the words "testing or analytical method to" and after the words "method," prescribed in," and in 40 CFR 260.21(b)(3) after the words "methods prescribed in."

IV. Request for Comments

The Agency requests comments on: (1) The specific clarifications and/or changes in procedures for use and interpretation of guidance from the RCRA test methods manual, SW-846 discussed above; (2) The "Report on Minimum Criteria to Assure Data Quality" and its replacement of the proposed Chapter One to SW-846 as discussed in the January 1989 Notice; and (3) on the deletion of appendices III and X to 40 CFR part 261. It should be noted that the Agency is only reopening the comment period on these specific points presented in this Notice.

Comments on this Notice must be received by EPA on or before March 12, 1990, to ensure consideration. Comments are to be addressed, in triplicate, to Docket Number F-90-WTRX-FFFFF.

Dated: January 29, 1990.

Mary A. Ceade,
Acting Assistant Administrator for Solid Waste and Emergency Response.
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DEPARTMENT OF TRANSPORTATION

Research and Special Programs Administration

49 CFR Parts 171, 172, 173, 174, 175, 176, 177, and 178

[Docket No. HM-169A; Notice No. 90-1]

Transportation Regulations; Compatibility With Regulations of International Atomic Energy Agency; Extension of Comment Period

AGENCY: Research and Special Programs Administration (RSPA), Department of Transportation (DOT).

ACTION: Extension of time to file comments.

SUMMARY: On November 14, 1989, RSPA published a notice of proposed rulemaking (NPRM) in the Federal Register (54 FR 47454); Docket No. HM-169A, Notice No. 89-8) which proposed to align DOT's Hazardous Material Regulations (HMR; 49 CFR parts 171-180) with the 1985 Edition of the International Atomic Energy Agency Regulations for the Safe Transport of Radioactive Materials, Safety Series No. 6. Because of the broad scope, detail and complexity of the proposals contained within the NPRM, The Radiopharmaceutical Shippers and Carriers Conference, and others, requested a 90 day extension of the comment period. RSPA concurs with

these requests and this notice extends that comment period.

DATES: The date for filing the comments is extended from February 9, 1990, to May 11, 1990.

ADDRESSES: Address comments to Dockets Unit (DHM-30), Office of Hazardous Materials Transportation, RSPA, U.S. Department of Transportation, Washington, DC 20590. Comments should identify the docket and notice number and be submitted, when possible, in five copies. Persons wishing to receive confirmation of receipt of their comments should include a self-addressed stamped postcard. The Dockets Unit is located in Room 8419 of the Nassif Building, 400 Seventh Street, SW., Washington, DC 20590. Office hours are 8:30 a.m. to 5:00 p.m. Monday through Friday, except federal holidays. FOR FURTHER INFORMATION CONTACT: Michael E. Wangler, Chief, Radioactive Materials Branch, Technical Division, Office of Hazardous Materials Transportation, 400 Seventh Street SW., Washington, DC, 20590, (202) 366-4545.

Issued in Washington, DC on February 2, 1990, under authority delegated in 40 CFR part 106, Appendix A.

Alan I. Roberts,
Director, Office of Hazardous Materials Transportation.

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National Highway Traffic Safety Administration

49 CFR Part 571

[Docket No. 90-02; Notice 1]

RIN 2127-AD22

Federal Motor Vehicle Safety Standards; New Pneumatic Tires

AGENCY: National Highway Traffic Safety Administration (NHTSA), DOT.
ACTION: Notice of proposed rulemaking.

SUMMARY: This notice proposes to implement the petition by the European Tyre and Rim Technical Organisation (E.T.R.T.O.) requesting that NHTSA amend its labeling requirements in Standard No. 109, *New Pneumatic Tires—Passenger Cars* to require a manufacturer to place the required markings between the bead and a point one-half the distance from the bead to the shoulder of the tire, if the tire's maximum section width is close to the bead. This amendment would add to Standard No. 109 a provision previously added by the agency to another tire standard, the one related to tires on