

associated with Canadian-grown seed shipments without compromising the integrity of the seed examination program and thus free up resources for other important SEF activities, such as identification of nonindigenous weed seeds intercepted at ports of entry, identification of insect and pathogen host material, and examination of high-risk seed shipments for noxious weed contamination.

#### Compliance Agreements

Several U.S. companies currently import for cleaning Canadian seed containing noxious weeds. When SEF determines that a seed sample contains noxious weeds, they send a notice to the importer refusing entry for that shipment. The importer is then required, within one year, to clean the shipment under the supervision of an PPQ inspector or inspector designate. The shipment must then be sampled and retested for noxious weed content. If the shipment is not cleaned and retested within a year, it must be exported or destroyed.

We are considering allowing U.S. seed importers wishing to import seed from Canada for cleaning to enter into compliance agreements with APHIS and their State governments. The compliance agreements would detail approved methods for destruction of seed screenings. Also, the agreements would not require cleaning to be supervised by an APHIS inspector or inspector designate, but would provide for unannounced visits to the cleaning facilities by APHIS and State inspectors. We would continue to require cleaned seed to be retested for noxious weed content.

It is likely that the 6 U.S. companies currently importing the majority of Canadian seed containing noxious weeds would enter into such compliance agreements. We believe that the establishment of compliance agreements also would reduce the heavy Canadian seed testing workload at SEF and free up resources needed for other important SEF activities, while maintaining the integrity of the seed examination program. Further, a seed certification program would reduce the processing time required for Canadian seed imports to enter the United States.

#### Vegetable and Agricultural Seed Sampling

We are considering updating the tables of imported seed types in § 201.221a, based on changes in seed industry practices and scientific developments. We are considering changing scientific names of certain listed seeds to those currently

recognized by the scientific community and the USDA Germplasm Resource Information Network. Also, we are considering adding seed types to the tables so that they might be consistent with the AMS lists of seed types regulated for interstate shipment.

Commenters may wish to address the following questions:

1. If a certification program with Canada is established, should APHIS keep records of Canadian seed imports entering under a seed import certification program? Would it be important for APHIS to keep records as to which companies are importing how much and what type of seed? Would such recordkeeping create an unnecessary paperwork burden?

2. If seed import compliance agreements with U.S. companies are established, should APHIS be able to end an agreement following a single violation of that agreement? Should Canadian seed entering the United States for cleaning under a compliance agreement be tested by an accredited Canadian laboratory prior to entry?

We will consider comments that are received within 45 days of publication of this notice in the **Federal Register**. We will publish a proposal in the **Federal Register** regarding any proposed amendment of the regulations. This proposal would include discussion of issues raised by the comments. Further, if we propose to amend the regulations, we will hold a public hearing concerning that proposal, as required by 7 U.S.C. 1592(c).

**Authority:** 7 U.S.C. 1592.

Done in Washington, DC, this 9th day of September 1994.

**Terry L. Medley,**

*Acting Administrator, Animal and Plant Health Inspection Service.*

[FR Doc. 94-22851 Filed 9-14-94; 8:45 am]

**BILLING CODE 3410-34-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[M124-01-6259b; FRL-5054-4]

#### Approval and Promulgation of State Implementation Plan; Michigan; Miscellaneous Rule Changes, Technical Changes

**AGENCY:** United States Environmental Protection Agency (USEPA).

**ACTION:** Proposed rule.

**SUMMARY:** The USEPA proposes partial approval and partial disapproval of a revision to the Michigan State

Implementation Plan (SIP) incorporating technical changes to miscellaneous air control rules. These changes are not federally mandated, but the State has requested that USEPA incorporate the changes into the SIP. In the final rules section of this **Federal Register**, the USEPA is acting on this matter in a direct final rule without prior proposal because the Agency views this as a noncontroversial action and anticipates no adverse comments. A detailed rationale for the partial approval and partial disapproval is set forth in the direct final rule. If no adverse comments are received in response to the direct final rule, no further activity is contemplated in relation to this proposed rule. If the USEPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. The USEPA will not institute a second comment period on this document. Any parties interested in commenting on this document should do so at this time.

**DATES:** Comments on this proposed rule must be received in writing by October 17, 1994.

**ADDRESSES:** Written comments should be sent to: Carlton T. Nash, Chief, Regulation Development Section, Air Toxics and Radiation Branch (AT-18J), U.S. Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, Illinois 60604.

Copies of the redesignation request and USEPA's analysis are available for inspection at the U.S. Environmental Protection Agency, Region 5, Air and Radiation Division, 77 West Jackson Boulevard, Chicago, Illinois 60604. (Please telephone Megan Beardsley at (312) 886-0669 to arrange an appointment before visiting the Region 5 Office.)

A copy of this SIP revision is also available at the Office of Air and Radiation, Docket and Information Center (Air Docket 6102), room M1500, U.S. Environmental Protection Agency, 401 M Street, SW., Washington, DC 20460, (202) 260-7548.

**FOR FURTHER INFORMATION CONTACT:** Megan Beardsley, Environmental Scientist, Regulation Development Section, Air Toxics and Radiation Branch (AT-18J), U.S. Environmental Protection Agency, Region 5, Chicago, Illinois 60604, (312) 886-0669.

**SUPPLEMENTARY INFORMATION:** See the information provided in the direct final rule which is located in the rules section of this **Federal Register**.

**List of Subjects in 40 CFR Part 52**

Environmental protection, Air pollution control, Nitrogen oxides, Ozone, Volatile organic compounds.

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

Dated: August 8, 1994.

**David A. Ullrich,**

*Acting Regional Administrator.*

[FR Doc. 94-22783 Filed 9-14-94; 8:45 am]

BILLING CODE 6560-50-F

**40 CFR Part 52**

[TN-120-1-6528b; FRL-5070-1]

**Approval and Promulgation of Implementation Plans Regarding Emergency Episodes, Tennessee**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** The EPA proposes to approve the State Implementation Plan (SIP) revision submitted by the State of Tennessee for the purpose of establishing a revision to the State's emergency episode plan requirements. In the final rules section of this **Federal Register**, the EPA is approving the State's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial revision amendment and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to that direct final rule, no further activity is contemplated in relation to this proposed rule. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. The EPA will not institute a second comment period on this document. Any parties interested in commenting on this document should do so at this time. **DATES:** To be considered, comments must be received by October 17, 1994.

**ADDRESSES:** Written comments should be addressed to: Ms. Karen Borel, Regulatory Planning and Development Section, Air Programs Branch, Air, Pesticides & Toxics Management Division, Region IV Environmental Protection Agency, 345 Courtland Street, NE., Atlanta, Georgia 30365.

Copies of the material submitted by the State of Tennessee may be examined during normal business hours at the following locations:

Air and Radiation Docket and Information Center (Air Docket 6102), U.S. Environmental Protection Agency,

401 M Street, SW., Washington, DC 20460.

Environmental Protection Agency, Region IV Air Programs Branch, 345 Courtland Street, NE., Atlanta, Georgia 30365.

Tennessee Division of Air Pollution Control, 701 Broadway, Customs House, 4th Floor, Nashville, TN 37247-1531.

**FOR FURTHER INFORMATION CONTACT:** Ms. Karen Borel, Regulatory Planning and Development Section, Air Programs Branch, Air, Pesticides & Toxics Management Division, Region IV Environmental Protection Agency, 345 Courtland Street, NE., Atlanta, Georgia 30365. The telephone number is 404/347-2864. Reference file TN-120-1-6528.

**SUPPLEMENTARY INFORMATION:** For additional information see the direct final rule which is published in the rules section of this **Federal Register**.

Dated: August 24, 1994.

**Joseph R. Franzmathes,**

*Acting Regional Administrator.*

[FR Doc. 94-22785 Filed 9-14-94; 8:45 am]

BILLING CODE 6560-50-F

**40 CFR Part 52**

[MS-16-1-5988b; FRL-5070-5]

**Approval and Promulgation of Implementation Plans Revision to New Source Review, Construction and Operating Permit Requirements, Mississippi**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** The EPA proposes to approve the State implementation plan (SIP) revision submitted by the State of Mississippi for the purpose of incorporating the State's changes to regulations for construction of new sources. In the final rules section of this **Federal Register**, the EPA is approving the State's SIP revision as a direct final rule without prior proposal because the EPA views this as a noncontroversial revision amendment and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to that direct final rule, no further activity is contemplated in relation to this proposed rule. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. The EPA will not institute a second comment period on this document. Any parties

interested in commenting on this document should do so at this time.

**DATES:** To be considered, comments must be received by October 17, 1994.

**ADDRESSES:** Comments may be mailed to Kimberly Bingham at the EPA Region IV address listed below. Copies of the material submitted by the State of Mississippi may be examined during normal business hours at the following locations:

Air and Radiation Docket and Information Center (Air Docket 6102), US Environmental Protection Agency, 401 M Street, SW., Washington DC 20460.

Environmental Protection Agency, Region IV Air Programs Branch, 345 Courtland Street, NE., Atlanta, Georgia 30365.

Mississippi Department of Environmental Quality, Office of Pollution Control, Air Quality Division, 2380 Highway 80 West Jackson, Mississippi 39289-0385.

**FOR FURTHER INFORMATION CONTACT:** Kimberly Bingham, Regulatory Planning and Development Section, Air Programs Branch, Stationary Source Planning Unit, Region IV, US Environmental Protection Agency, 345 Courtland Street, NE., Atlanta, Georgia 30365, (404) 347-3555 ext. 4195.

**SUPPLEMENTARY INFORMATION:** For additional information see the direct final rule which is published in the rules section of this **Federal Register**.

Dated: September 1, 1994.

**Joe R. Franzmathes,**

*Acting Regional Administrator.*

[FR Doc. 94-22787 Filed 9-14-94; 8:45 am]

BILLING CODE 6560-50-F

**40 CFR Part 52**

[TX-30-1-6527b; FRL-5069-7]

**Approval and Promulgation of Air Quality Implementation Plans; Texas; Site Specific Particulate Control Plan for ASARCO, El Paso**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** The EPA in this action proposes to approve a revision to the Texas State Implementation Plan (SIP) addressing a request for a waiver from certain industrial roadway paving for the ASARCO copper smelter in El Paso, Texas. Specifically, in lieu of paving, this action proposes to approve an alternate particulate control plan for certain industrial unpaved roads at the El Paso ASARCO copper smelter. In the final rules section of this **Federal**