

Standards, Washington, DC, EPA 440/5-85-001 (1985).

## VII. Regulatory Assessment Requirements

### A. Executive Order 12866

Under Executive Order 12866 (58 FR 51735, October 4, 1993), the Agency must determine whether the regulatory action is "significant" and therefore subject to review by the Office of Management and Budget (OMB) and the requirements of the Executive Order. Under section 3(f), the order defines a "significant regulatory action" as an action likely to lead to a rule (1) Having an annual effect on the economy of \$100 million or more, or adversely and materially affecting a sector of the economy, productivity, competition, jobs, the environment, public health or safety, or State, local, or tribal governments or communities (also referred to as "economically significant"); (2) creating serious inconsistency or otherwise interfering with an action taken or planned by another agency; (3) materially altering the budgetary impacts of entitlements, grants, user fees, or loan programs; or (4) raising novel legal or policy issues arising out of legal mandates, the President's priorities, or the principles set forth in this Executive Order. Pursuant to the terms of this Executive

Order, it has been determined that this final rule is not "significant" and therefore not subject to OMB review.

### B. Regulatory Flexibility Act

Under the Regulatory Flexibility Act of 1980, the Agency must conduct a small business analysis to determine whether a substantial number of small entities would be significantly affected by the final rule. Because the final rule does not create any new requirements and consolidates other requirements, it would not significantly affect facilities, including small entities.

### C. Paperwork Reduction Act

This final rule does not result in any new information collection requirements subject to the provisions of the Paperwork Reduction Act of 1980, 44 U.S.C. 3501 et seq.

### D. Unfunded Mandates Reform Act of 1995

Pursuant to Title II of the Unfunded Mandates Reform Act of 1995, which the President signed into law on March 22, 1995, EPA has assessed the effects of this regulatory action on State, local and tribal governments, and the private sector. This action does not result in the expenditure of \$100 million or more by any State, local or tribal governments, or by anyone in the private sector. The cost associated with this action are described

in the Executive Order 12866 unit above.

## List of Subjects in 40 CFR Part 372

Environmental protection, Chemicals, Community right-to-know, Reporting and recordkeeping requirements, and Toxic chemicals.

Dated: June 26, 1995.

**Lynn R. Goldman,**

*Assistant Administrator, Office of Prevention, Pesticides and Toxic Substances.*

Therefore, 40 CFR part 372 is amended as follows:

## PART 372—[AMENDED]

1. The authority citation for part 372 continues to read as follows:

**Authority:** 42 U.S.C. 11023 and 11048.

2. In § 372.65 by revising the entries for ammonia and ammonium nitrate (solution) and removing the entire entry for ammonium sulfate (solution) under paragraph (a), and revising the CAS No. entries for 6484-52-2 and 7664-41-7 and removing the entire CAS No. entry for 7783-20-2 under paragraph (b) to read as follows:

### § 372.65 Chemicals and chemical categories to which this part applies.

\* \* \* \* \*

(a) \* \* \*

Chemical name	CAS No.	Effective date
* * * * *	* *	
Ammonia (includes anhydrous ammonia and aqueous ammonia from water dissociable ammonium salts and other sources; 10 percent of total aqueous ammonia is reportable under this listing)	7664-41-7	1/1/87
Ammonium nitrate (solution)	6484-52-2	1/1/87*
* * * * *	* *	

\*Note: Ammonium nitrate (solution) is removed from this listing; the removal is effective July 2, 1995, for the 1995 reporting year.

(b) \* \* \*

CAS No.	Chemical name	Effective date
	* * * * *	
6484-52-2	Ammonium nitrate (solution)	1/1/87*
	* * * * *	
7664-41-7	Ammonia (includes anhydrous ammonia and aqueous ammonia from water dissociable ammonium salts and other sources; 10 percent of total aqueous ammonia is reportable under this listing)	1/1/87
	* * * * *	

\*Note: CAS No. 6484-52-2 is removed from this listing; the removal is effective July 2, 1995, for the 1995 reporting year.