### C. Final Action

EPA is promulgating full approval of the operating permits program submitted to EPA by the State of Ohio on July 22, 1994, and amended on September 12, 1994; November 21, 1994; December 9, 1994; and January 5, 1995. Among other things, the State of Ohio has demonstrated that the program meets the minimum elements of a State operating permits program as specified in 40 CFR Part 70.

The scope of the State's operating permits program approved in this notice applies to all part 70 sources (as defined in the approved program) within the State of Ohio.

Requirements for approval, specified in 40 CFR 70.4(b), encompass section 112(l)(5) requirements for approval of a State program for delegation of section 112 standards as promulgated by EPA, as they apply to part 70 sources. Section 112(l)(5) requires that the State's program contain adequate authorities, adequate resources for implementation, and an expeditious compliance schedule, which are also requirements under part 70. Therefore, EPA is also promulgating full approval under section 112(l)(5) and 40 CFR 63.91 of the State's program for receiving delegation of section 112 standards that are unchanged from Federal standards as promulgated. This program for delegations only applies to sources covered by the part 70 program.

## **III. Administrative Requirements**

### A. Docket

Copies of the State's submittal and other information relied upon for the final full approval, including the two public comments received and reviewed by EPA on the proposal, are contained in a docket maintained at the EPA Regional Office. The docket is an organized and complete file of all the information submitted to, or otherwise considered by, EPA in the development of this final full approval. The docket is available for public inspection at the location listed under the ADDRESSES section of this document.

### B. Executive Order 12866

The Office of Management and Budget has exempted this action from Executive Order 12866 review.

### C. Regulatory Flexibility Act

EPA's actions under section 502 of the Act do not create any new requirements, but simply address operating permits programs submitted to satisfy the requirements of 40 CFR Part 70. Because this action does not impose any new requirements, it does not have a significant impact on a substantial number of small entities.

### D. Unfunded Mandates Act

Under Section 202 of the Unfunded Mandates Reform Act of 1995 ("Unfunded Mandates Act"), signed into law on March 22, 1995, EPA must prepare a budgetary impact statement to accompany any proposed or final rule that includes a Federal mandate that may result in estimated costs to State, local, or tribal governments in the aggregate; or to the private sector, of \$100 million or more. Under Section 205. EPA must select the most costeffective and least burdensome alternative that achieves the objectives of the rule and is consistent with statutory requirements. Section 203 requires EPA to establish a plan for informing and advising any small governments that may be significantly or uniquely impacted by the rule.

EPA has determined that the approval action promulgated today does not include a Federal mandate that may result in estimated costs of \$100 million or more to either State, local, or tribal governments in the aggregate, or to the private sector. This Federal action approves pre-existing requirements under State or local law, and imposes no new Federal requirements. Accordingly, no additional costs to State, local, or tribal governments, or to the private sector, result from this action.

#### List of Subjects in 40 CFR Part 70

Environmental protection, Administrative practice and procedure, Air pollution control, Intergovernmental relations, Operating permits, and Reporting and recordkeeping requirements.

Dated: July 28, 1995.

# William E. Muno,

Acting Regional Administrator.

40 CFR Part 70 is amended as follows:

### PART 70—[AMENDED]

1. The authority section for part 70 continues to read as follows:

Authority: 42 U.S.C. 7401, et seq.

2. Appendix A to part 70 is amended by adding the entry for Ohio in alphabetical order to read as follows:

### Appendix A to Part 70—Approval Status of State and Local Operating Permits Programs

\* \* \* \*

# Ohio.

(a) The Ohio Environmental Protection Agency submitted on July 22, 1994; September 12, 1994; November 21, 1994; December 9, 1994; and January 5, 1995; full approval effective on October 1, 1995. (b) Reserved

\* \*

[FR Doc. 95–20169 Filed 8–14–95; 8:45 am] BILLING CODE 6565–50–P

### 40 CFR Part 271

#### [FRL-5276-6]

## South Carolina; Final Authorization of Revisions to State Hazardous Waste Management Program

**AGENCY:** Environmental Protection Agency.

ACTION: Immediate final rule.

**SUMMARY:** South Carolina has applied for final authorization of revisions to its hazardous waste program under the **Resource Conservation and Recovery** Act (RCRA). South Carolina's revisions consist of certain provisions promulgated between July 1, 1984–June 30, 1991, found in Non-HSWA Cluster I through RCRA Cluster I. These requirements are listed in Section B of this notice. The Environmental Protection Agency (EPA) has reviewed South Carolina's applications and has made a decision, subject to public review and comment, that South Carolina's hazardous waste program revisions satisfy all of the requirements necessary to qualify for final authorization. Thus, EPA intends to approve South Carolina's hazardous waste program revisions. South Carolina's applications for program revisions are available for public review and comment.

**DATES:** Final authorization for South Carolina's program revisions shall be effective October 16, 1995 unless EPA publishes a prior **Federal Register** action withdrawing this immediate final rule. All comments on South Carolina's program revision applications must be received by the close of business, September 14, 1995.

ADDRESSES: Copies of South Carolina's program revision applications are available during normal business hours at the following addresses for inspection and copying: South Carolina Department of Health and Environmental Control, 2600 Bull Street, Columbia, South Carolina 29201; U.S. EPA Region 4, Library, 345 Courtland Street, Atlanta, Georgia 30365; (404) 347–4216. Written comments should be sent to Al Hanke at the address listed below.