calendar year or another period that has been or is approved by the Commission).

EFFECTIVE DATE: October 2, 1995. **FOR FURTHER INFORMATION CONTACT:** Joachim Neckere, Director, Program Research and Surveys Division, at (202)

663–4958 (voice) or (202) 663–7063 (TDD).

For the Commission. Dated: September 26, 1995. Gilbert F. Casellas,

Chairman.

[FR Doc. 95–24431 Filed 9–29–95; 8:45 am] BILLING CODE 6750–01–M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[Region II Docket No. 141; NJ21–1–7065a, FRL–5306–6]

Approval and Promulgation of Implementation Plans; The 1990 Base Year Ozone Emissions Inventory for New Jersey

AGENCY: Environmental Protection Agency (EPA). **ACTION:** Direct final rule.

SUMMARY: EPA is approving revisions to the New Jersey State Implementation Plan (SIP) pertaining to the 1990 base year ozone precursor emission inventory. The inventories were submitted by New Jersey as part of New Jersey's plan to attain the national ambient air quality standard (NAAQS) for ozone in the Atlantic City, New York/Northern New Jersey/Long Island, Philadelphia/Wilmington/ Trenton, and Allentown/Bethlehem/Easton areas of New Jersey.

DATES: This final rule is effective on December 1, 1995, unless adverse or critical comments are received by November 1, 1995. If the effective date is delayed, timely notice will be published in the Federal Register. ADDRESSES: All comments should be addressed to: William S. Baker, Chief, Air Programs Branch, Environmental Protection Agency, Region II Office, 290 Broadway 20th Floor, New York, New York, 10007–1866.

Copies of the State submittal are available at the following addresses for inspection during normal business hours:

Environmental Protection Agency, Region II Office, Air Programs Branch, 290 Broadway 20th Floor, New York, New York 10007–1866.

New Jersey Department of Environmental Protection, Office of Air Quality Management, Bureau of Air Quality Planning, 401 East State Street, CN418, Trenton, New Jersey 08625.

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

FOR FURTHER INFORMATION CONTACT: Demian Ellis, Air Programs Branch, Environmental Protection Agency, 290 Broadway 20th Floor, New York, New York 10007–1866, (212) 637–4249.

SUPPLEMENTARY INFORMATION:

Background

Under the Clean Air Act Amendments of 1990 (the Act), states have the responsibility to inventory emissions contributing to National Ambient Air Quality Standard (NAAQS) nonattainment, to track these emissions over time, and to ensure that control strategies are being implemented that reduce emissions and move areas towards attainment. The Act requires ozone nonattainment areas designated as marginal, moderate, serious, severe, and extreme to submit a SIP revision within three years of 1990 which contains a comprehensive, current, and accurate emission inventory. The 1990 base year emissions inventory is the primary inventory from which the periodic inventory, the Reasonable Further Progress (RFP) projection inventory, and the modeling inventory are derived. Further information on these inventories and their purpose can be found in the "Emission Inventory **Requirements for Ozone State** Implementation Plans," U.S. Environmental Protection Agency, Office of Air Quality Planning and Standards, Research Triangle Park, North Carolina, March 1991. The base year inventory may also serve as part of statewide inventories for purposes of regional modeling in transport areas. The base year inventory plays an important role in modeling demonstrations for areas classified as moderate and above outside transport regions. The air quality planning requirements

The air quality planning requirements for marginal to extreme ozone nonattainment areas are set out in section 182 (a)–(e) of Title I of the Act. EPA has issued a General Preamble describing EPA's preliminary views on how EPA intends to review SIP revisions submitted under Title I of the Act, including requirements for the preparation of the 1990 base year inventory [see 57 FR 13502; April 16, 1992 and 57 FR 18070; April 28, 1992]. Because EPA is describing its interpretation here only in broad terms, the reader should refer to the General Preamble (57 FR 18070, Appendix B, April 28, 1992) for a more detailed discussion of the interpretations of Title I advanced in today's action and the supporting rationale. In today's rulemaking on the New Jersey ozone base year emissions inventory, EPA is applying its interpretations taking into consideration the specific factual issues presented.

Those states containing ozone nonattainment areas classified as marginal to extreme are required under section 182(a)(1) of the Act to submit a final, comprehensive, current, and accurate inventory of actual ozone season, weekday emissions from all sources by November 15, 1992. This inventory is for calendar year 1990 and is denoted as the base year inventory. It includes both anthropogenic and biogenic sources of volatile organic compound (VOC), nitrogen oxides (NO_x) , and carbon monoxide (CO). The inventory is to address actual VOC, NO_X , and CO emissions for the area during a peak ozone season, which is generally comprised of the summer months. All stationary point and area sources, as well as highway mobile sources within the nonattainment area, are to be included in the compilation. Available guidance for preparing emission inventories is provided in the General Preamble (57 FR 13498, April 16, 1992).

Today's Rulemaking

Section 110(k) of the Act sets out provisions governing EPA's review of base year emission inventory submittals in order to determine approval or disapproval under section 182(a)(1) (see 57 FR 13565–66, April 16, 1992). EPA is approving the 1990 base year ozone emission inventory submitted to EPA for the Atlantic City, New York/ Northern New Jersey/Long Island, Philadelphia/Wilmington, Trenton, and Allentown/Bethlehem/Easton nonattainment areas, based upon the review procedures outlined in the next section.

A. Criteria for Approval

There are general and specific components of an acceptable emission inventory. In general, the emission inventory must meet certain minimum requirements for reporting each source category. Specifically, the source requirements are detailed below.

À Level I and II review process, which is described in supporting documentation, is used to determine that all components of the base year inventory are present. This review also evaluates the level of supporting