

(116) The Michigan Department of Environmental Quality submitted revisions to Michigan's State Implementation Plan (SIP) on July 7, 2000 and supplemented them with letters dated January 29, 2001, and February 6, 2002. They include revisions to definitions, open burning rules, general volatile organic compound provisions, and administrative procedures. The revision removed from the SIP rules R 336.1320 and R 336.2703, which the State rescinded effective April 10, 2000.

(i) Incorporation by reference. The following sections of the Michigan Administrative Code are incorporated by reference.

(A) R 336.1104 Definitions; D, effective April 10, 2000.

(B) R 336.1310, Open burning, effective February 3, 1999.

(C) R 336.1602 General provisions for existing sources of volatile organic compound emissions, effective April 10, 2000.

(D) R 336.2701 Petitions for review and for contested case hearings; hearing procedure; "duly authorized agent" defined, effective April 10, 2000.

(E) R 336.2702 Appearances, effective April 10, 2000.

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**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 60**

**Standards of Performance for New Stationary Sources; Monitoring Requirements**

*CFR Correction*

In Title 40 of the Code of Federal Regulations, Part 60 (60.1 to End), revised as of July 1, 2001, on page 53, in § 60.13, paragraph (d)(1) is corrected by revising the last two sentences to read as follows:

**§ 60.13 Monitoring requirements.**

\* \* \* \* \*

(d)(1) \* \* \* For a COMS, the optical surfaces, exposed to the effluent gases, must be cleaned before performing the zero and upscale drift adjustments, except for systems using automatic zero adjustments. The optical surfaces must be cleaned when the cumulative

automatic zero compensation exceeds 4 percent opacity.

\* \* \* \* \*

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**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 60**

**Standards of Performance for New Stationary Sources; Monitoring Requirements**

*CFR Correction*

In Title 40 of the Code of Federal Regulations, Part 60 (60.1 to End), revised as of July 1, 2001, § 60.4 is corrected, on page 34, by removing the second table in paragraph (b)(DD)(1) and on page 28, by moving the second table in paragraph (b)(D)(1) to the end of paragraph (b)(DD)(1) and adding the following table to paragraph (b)(D)(1) in its place.

**§ 60.4 Address.**

\* \* \* \* \*  
(b) \* \* \*  
(D) \* \* \*  
(1) \* \* \*

DELEGATION STATUS OF NEW SOURCE PERFORMANCE STANDARDS (NSPS) FOR ARIZONA											NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS (NESHAPS)					
AIR POLLUTION CONTROL AGENCY	Steel Plants: Electric Arc Furnaces	Kraft Pulp Mills	Glass Manufacturing Plants	Grain Elevators	Stationary Gas Turbines	Lime Manufacturing Plants	Lead - Acid Battery Manufacturing Plants	Automobile & Light Duty Surface Coating Operations	Phosphate Rock Plants	Ammonium Sulfate Manufacturing	General Provisions	Asbestos	Beryllium	Beryllium Rocket Motor Firing	Mercury	Vinyl Chloride
POLLUTANT CATEGORY	AA	BB	CC	DD	GG	HH	KK	MM	NN	PP	A	B	C	D	E	F
ARIZONA	*	*		*	*	*						*	*	*	*	*
Maricopa	*	*	*	*	*	*		*		*		*	*	*	*	*
Pima	*	*		*	*	*						*	*		*	*

\*indicates delegation

\* \* \* \* \*

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**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 180****[OPP-2002-0073; FRL-6835-1]****Clarified Hydrophobic Extract of Neem Oil; Pesticide Tolerance; Technical Correction****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Final rule; technical correction.

**SUMMARY:** EPA issued a final rule in the *Federal Register* of December 13, 1995 establishing an exemption from the requirement of a tolerance for clarified hydrophobic extract of neem oil. This document is being issued to correct the reference made to the registration number for exemption by removing it.

**DATES:** This technical correction is effective July 29, 2002.

**FOR FURTHER INFORMATION CONTACT:** By mail: Carol E. Frazer, Biopesticides and Pollution Prevention Division (7511C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: (703) 308-8810; e-mail address: frazer.carol@epa.gov.

**SUPPLEMENTARY INFORMATION:****I. General Information***A. Does This Action Apply to Me?*

You may be affected by this action if you are an agricultural producer, food manufacturer, or pesticide manufacturer. Potentially affected categories and entities may include, but are not limited to:

Categories	NAICS codes	Examples of potentially affected entities
Industry ...	111 112 311 32532	Crop production Animal production. Food manufacturing. Pesticide manufacturing.

This listing is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by this action. Other types of entities not listed in the table could also be affected. The North American Industrial Classification System (NAICS) codes have been provided to assist you and others in determining whether or not this action might apply

to certain entities. If you have questions regarding the applicability of this action to a particular entity, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

*B. How Can I Get Additional Information, Including Copies of This Document and Other Related Documents?*

1. *Electronically.* You may obtain electronic copies of this document, and certain other related documents that might be available electronically, from the EPA Internet Home Page at <http://www.epa.gov/>. To access this document, on the Home Page select "Laws and Regulations," "Regulations and Proposed Rules," and then look up the entry for this document under the "**Federal Register**—Environmental Documents." You can also go directly to the **Federal Register** listings at <http://www.epa.gov/fedrgstr/>. A frequently updated electronic version of 40 CFR part 180 is available at [http://www.access.gpo.gov/nara/cfr/cfrhtml\\_180/40cfr180\\_00.html](http://www.access.gpo.gov/nara/cfr/cfrhtml_180/40cfr180_00.html), a beta site currently under development.

2. *In person.* The Agency has established an official record for this action under docket control number OPP-2002-0073. The official record consists of the documents specifically referenced in this action, and other information related to this action, including any information claimed as Confidential Business Information (CBI). This official record includes the documents that are physically located in the docket, as well as the documents that are referenced in those documents. The public version of the official record does not include any information claimed as CBI. The public version of the official record, which includes printed, paper versions of any electronic comments submitted during an applicable comment period is available for inspection in the Public Information and Records Integrity Branch (PIRIB), Rm. 119, Crystal Mall #2, 1921 Jefferson Davis Hwy., Arlington, VA, from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The PIRIB telephone number is (703) 305-5805.

**II. Background***A. What Does This Technical Correction Do?*

A final tolerance exemption for clarified hydrophobic extract of neem oil on various commodities was published in the *Federal Register* of December 13, 1995 (60 FR 63950) (FRL-4990-8). This technical correction removes the reference to the registration number in the text, considered

necessary so as not to limit any other registrant. This would apply to anyone who wishes to use this chemical mixture from an alternate source in a pesticide product.

*B. Why Is This Technical Correction Issued as a Final Rule?*

Section 553 of the Administrative Procedures Act (APA), 5 U.S.C. 553(b)(B), provides that, when an agency for good cause finds that notice and public procedure are impracticable, unnecessary or contrary to the public interest, the agency may issue a rule without providing notice and an opportunity for public comment. EPA had determined that there is good cause for making today's technical correction final without prior proposal and opportunity for comment, because EPA is merely removing the reference made to the registration number from the previously published final rule. EPA finds that this constitutes good cause under 5 U.S.C. 553(b)(B).

**III. Regulatory Assessment Requirements**

This final rule implements a technical amendment to the Code of Federal Regulations, and it does not otherwise impose or amend any requirements. As such the Office of Management and Budget (OMB) has determined that a technical correction is not a "significant regulatory action" subject to review by OMB under Executive Order 12866, entitled *Regulatory Planning and Review* (58 FR 51735, October 4, 1993). Because this rule has been exempted from review under Executive Order 12866 due to its lack of significance, this rule is not subject to Executive Order 13211, entitled *Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, Use* (66 FR 28355) May 22, 2001. This final rule does not contain any information collections subject to OMB approval under the Paperwork Reduction Act (PRA), 44 U.S.C. 3501 *et seq.*, or impose any enforceable duty or contain any unfunded mandate as described under Title II of the Unfunded Mandates Reform Act of 1995 (UMRA) (Public Law 104-4). Nor does it require any special considerations under Executive Order 12898, entitled *Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations* (59 FR 7629, February 16, 1994); or OMB review or any Agency action under Executive Order 13045, entitled *Protection of Children from Environmental Health Risks and Safety Risks* (62 FR 19885, April 23, 1997). This action does not involve any technical standards that