

or tribal governments in the aggregate, or to the private sector, of \$100 million or more in any one year. Under section 205, for any rule subject to section 202 EPA generally must select the least costly, most cost-effective, or least burdensome alternative that achieves the objectives of the rule and is consistent with statutory requirements. Under section 203, before establishing any regulatory requirements that may significantly or uniquely affect small governments, EPA must take steps to inform and advise small governments of the requirements and enable them to provide input.

EPA has determined that today's rule does not trigger the requirements of UMRA. The rule does not include a Federal mandate that may result in estimated annual costs to State, local or tribal governments in the aggregate, or to the private sector, of \$100 million or more, and it does not establish regulatory requirements that may significantly or uniquely affect small governments.

#### XI. Judicial Review

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action to extend the federal RFG program to the Phoenix ozone nonattainment area must be filed in the United States Court of Appeals for the appropriate circuit by August 4, 1997. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action may not be challenged later in proceedings to enforce its requirements (see section 307(b)(2)).

#### XII. Submission to Congress

Under 5 U.S.C. 801(a)(1)(A) as added by the Small Business Regulatory Enforcement Fairness Act of 1996, EPA submitted a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives and the Comptroller General of the General Accounting Office prior to publication of the rule in today's **Federal Register**. This rule is not a "major rule" as defined by 5 U.S.C. 804(2).

Environmental protection, Air pollution control, Fuel additives, Gasoline, and Motor vehicle pollution.

Dated: May 28, 1997.

**Carol M. Browner,**  
Administrator.

40 CFR part 80 is amended as follows:

### PART 80—REGULATION OF FUELS AND FUEL ADDITIVES

1. The authority citation for part 80 is revised to read as follows:

**Authority:** Secs. 114, 211, and 301(a) of the Clean Air Act, as amended (42 U.S.C. 7414, 7545 and 7601(a)).

2. Section 80.70 is amended by adding paragraph (m) as follows:

#### § 80.70 Covered areas.

\* \* \* \* \*

(m) The prohibitions of section 211(k)(5) will apply to all persons other than retailers and wholesale purchaser-consumers July 3, 1997. The prohibitions of section 211(k)(5) will apply to retailers and wholesale purchaser-consumers August 4, 1997. As of the effective date for retailers and wholesale purchaser-consumers, the Phoenix, Arizona ozone nonattainment area is a covered area. The geographical extent of the covered area listed in this paragraph shall be the nonattainment boundaries for the Phoenix ozone nonattainment area as specified in 40 CFR 81.303.

[FR Doc. 97-14442 Filed 6-2-97; 8:45 am]

BILLING CODE 6560-50-P

### ENVIRONMENTAL PROTECTION AGENCY

#### 40 CFR Part 81

[TX-29-1-6085a; FRL-5834-2]

#### Designation of Areas for Air Quality Planning Purposes; Texas; Revised Geographical Designation of Certain Air Quality Control Regions

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

**ACTION:** Direct final rule and correction of error.

**SUMMARY:** This action approves a July 2, 1993, request by the Governor of Texas to revise the geographical boundaries of seven Air Quality Control Regions (AQCRs) in the State of Texas to conform with the Texas Natural Resource Conservation Commission (TNRCC) regional boundaries. This action also corrects an error in the list of counties for another AQCR in Texas.

**DATES:** This action is effective on August 4, 1997 unless adverse or critical comments are received by July 3, 1997. If the effective date is delayed, a timely notice will be published in the **Federal Register**.

**ADDRESSES:** Written comments on this action should be addressed to Mr. Thomas H. Diggs, Chief, Air Planning

Section (6PD-L), at the EPA Region 6 Office listed below. Copies of documents relevant to this action are available for public inspection during normal business hours at the following locations. Anyone wanting to examine these documents should make an appointment with the appropriate office at least two working days in advance.

Environmental Protection Agency, Region 6, Air Planning Section (6PD-L), Multimedia Planning and Permitting Division, One Fountain Place, 1445 Ross Avenue, Suite 700, Dallas, Texas 75202-2733.

Texas Natural Resource Conservation Commission, Office of Air Quality, 12124 Park 35 Circle, Austin, Texas 78753.

**FOR FURTHER INFORMATION CONTACT:** Bill Deese of EPA Region 6 Air Planning Section at (214) 665-7253 and at the Region 6 address above.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

The boundaries of AQCRs designated by the Administrator of the EPA pursuant to section 107 of the Clean Air Act (the Act) are codified in 40 CFR 81, subpart B—Designation of Air Quality Control Regions. Below is a list of the twelve AQCRs located partly or entirely in the State of Texas. The section of 40 CFR 81 subpart B where the boundary of the AQCR is defined is given in parenthesis following the name of the AQCR.

AQCR 022—Shreveport-Texarkana-Tyler Interstate (81.94)  
AQCR 106—Southern Louisiana-Southeast Texas Interstate (81.53)  
AQCR 153—El Paso-Las Cruces-Alamagordo Interstate (81.82)  
AQCR 210—Abilene-Wichita Falls Intrastate (81.132)  
AQCR 211—Amarillo-Lubbock Intrastate (81.133)  
AQCR 212—Austin-Waco Intrastate (81.134)  
AQCR 213—Brownsville-Laredo Intrastate (81.135)  
AQCR 214—Corpus Christi-Victoria Intrastate (81.136)  
AQCR 215—Metropolitan Dallas-Fort Worth Intrastate (81.039)  
AQCR 216—Metropolitan Houston-Galveston Intrastate (81.038)  
AQCR 217—Metropolitan San Antonio Intrastate (81.040)  
AQCR 218—Midland-Odessa-San Angelo Intrastate (81.137)

Section 107(e) of the Act permits a state to request realignment of AQCRs within the state if the state determines that the realignment will provide for more efficient and effective air quality management. The state must have the

permission of the governor of a neighboring state if the realignment will significantly affect the neighboring state.

## II. State Submittal

On May 11, 1993, the Texas Air Control Board (TACB) adopted Resolution Number 93-16 reassigning the TACB regional boundaries. This State action was taken in response to a May 29, 1992, directive from the State Comptroller and the Commissioner of Health and Human Services establishing uniform service regions. This was to result in more effective and efficient air quality management and delivery of air quality control service to the citizens of the State.

The Governor of Texas submitted to EPA on July 2, 1993, a request to revise the geographical boundaries of seven AQCRs in the State by transferring a total of nine counties from three AQCRs to four adjacent AQCRs. The requested changes would revise the boundaries of the existing AQCRs to be consistent with the newly designated TACB regional boundaries.

The TACB merged with the former Texas Department of Water Resources to become the TNRCC on September 1, 1993. The TNRCC is also subject to the May 29, 1992, directive so its regional boundaries are the same as the submitted regional boundaries. Therefore this action is being approved for the TNRCC.

This action is making the following changes to the boundaries of the Texas AQCRs as requested by the Governor:

1. Coke, Concho, Menard, and McCulloch Counties are being moved from the Abilene-Wichita Falls Intrastate AQCR to the Midland-Odessa-San Angelo Intrastate AQCR.

2. Childress County is being moved from the Abilene-Wichita Falls Intrastate AQCR to the Amarillo-Lubbock Intrastate AQCR.

3. Walker County is being moved from the Southern Louisiana-Southeast Texas Interstate AQCR to the Metropolitan Houston-Galveston Intrastate AQCR.

4. Mason and Kimble Counties are being moved from the Metropolitan San Antonio Intrastate AQCR to the Midland-Odessa-San Angelo Intrastate AQCR.

5. Gonzales County is being moved from the Metropolitan San Antonio Intrastate AQCR to the Corpus Christi-Victoria Intrastate AQCR.

All of the affected counties are presently designated as attainment for the National Ambient Air Quality Standards. Reassignment of the counties from one AQCR to another should not cause significant impact on the air quality of any of the counties involved.

The transfer of Walker County from the Southern Louisiana-Southeast Texas Interstate AQCR to the Metropolitan Houston-Galveston Intrastate AQCR is the only action affecting an interstate AQCR or AQCRs with nonattainment counties. Walker County is in attainment for all of the criteria pollutants. Therefore the transfer will not affect the status of either AQCR. The Governor of Texas does not need the permission of the Governor of Louisiana because Walker County is in attainment and is more than 75 miles (120 kilometers) from the Louisiana-Texas border. Therefore the transfer will not have a significant effect on the State of Louisiana.

This action also corrects an error made in the revision to the geographical designation of certain Texas AQCRs approved in the **Federal Register** on August 6, 1991 (56 FR 37288). On page 37289 of the August 6, 1991, action, EPA inadvertently left Mills County out of the list of counties in the Austin-Waco Intrastate Air Quality Control Region. This action corrects the error by adding Mills County to the list of counties in 40 CFR 81.134. Mills County is already correctly listed in the tables in 40 CFR 81.344 for Texas.

## III. Final Action

The EPA is approving a July 2, 1993, request by the Governor of Texas to revise the boundaries of seven AQCRs in Texas by transferring a total of nine counties from three AQCRs to four adjacent AQCRs. The EPA is also correcting an error in the list of counties in 40 CFR 81.134 by adding Mills County.

The EPA is publishing this action without prior proposal because the Agency views this as noncontroversial amendments and anticipates no adverse comments. However, in a separate document in this **Federal Register** publication, EPA is proposing to approve this revision to the geographical boundaries of Texas AQCRs should adverse or critical comments be filed. This action will be effective August 4, 1997 unless, by July 3, 1997, adverse or critical comments are received.

If EPA receives such comments, this action will be withdrawn before the effective date by publishing a subsequent action that will withdraw the final action. All public comments received will be addressed in a subsequent final rule based on this action serving as a proposed rule. The EPA will not institute a second comment period on this action. Any parties interested in commenting on this action should do so at this time. If no

such comments are received, the public is advised that this action will be effective August 4, 1997.

Nothing in this action should be construed as permitting or allowing or establishing a precedent for any future request for revisions to the geographical boundaries of AQCRs. Each request for revisions to the geographical boundaries of AQCRs shall be considered separately in light of specific technical, economic, and environmental factors and in relation to relevant statutory and regulatory requirements.

## IV. Administrative Requirements

### A. Executive Order (E.O.) 12866

This action has been classified as a Table 3 action for signature by the Regional Administrator under the procedures published in the **Federal Register** on January 19, 1989 (54 FR 2214-2225), as revised by a July 10, 1995, memorandum from Mary Nichols, Assistant Administrator for Air and Radiation. The Office of Management and Budget has exempted this regulatory action from E.O. 12866 review.

### B. Regulatory Flexibility Act

Under the Regulatory Flexibility Act, 5 U.S.C. § 600 *et seq.*, EPA must prepare a regulatory flexibility analysis assessing the impact of any proposed or final rule on small entities. See 5 U.S.C. §§ 603 and 604. Alternatively, EPA may certify that the rule will not have a significant impact on a substantial number of small entities. Small entities include small businesses, small not-for-profit enterprises, and government entities with jurisdiction over populations of less than 50,000.

Approvals under section 107(e) of the Act do not create any new requirements but simply approve requirements that the State is already imposing. Therefore, because the Federal approval does not impose any new requirements, I certify that it does not have a significant impact on any small entities affected. Moreover, due to the nature of the Federal-State relationship under the Act, preparation of a flexibility analysis would constitute Federal inquiry into the economic reasonableness of State action. The Act forbids EPA to base its actions on such grounds. See *Union Electric Co. v. U.S. EPA*, 427 U.S. 246, 255-66 (1976); 42 U.S.C. § 7410(a)(2).

### C. Unfunded Mandates

Under section 202 of the Unfunded Mandates Reform Act of 1995, 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 cost-effective 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.

The EPA has determined that the approval action promulgated 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 preexisting requirements under State or local law, and imposes no new requirements. Accordingly, no additional costs to State, local, or tribal governments, or to the private sector, result from this action.

#### *D. Submission to Congress and the General Accounting Office*

Under 5 U.S.C. § 801(a)(1)(A) as added by the Small Business Regulatory Enforcement Fairness Act of 1996, EPA submitted a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives and the Comptroller General of the General Accounting Office prior to publication of this rule in today's **Federal Register**. This rule is not a "major rule" as defined by 5 U.S.C. § 804(2).

#### *E. Petitions for Judicial Review*

Under section 307(b)(1) of the Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by August 4, 1997. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action may not be challenged later in proceedings to enforce its requirements. See section 307(b)(2).

#### **List of Subjects in 40 CFR Part 81**

Environmental protection, Air pollution control, National parks, Wilderness areas.

Dated: May 22, 1997.

**Myron O. Knudson,**

*Acting Regional Administrator.*

40 CFR part 81 is amended as follows:

#### **PART 81—[AMENDED]**

1. The authority citation for part 81 continues to read as follows:

**Authority:** 42 U.S.C. 7401–7671q.

#### **Subpart B—Designation of Air Quality Control Regions**

2. Section 81.38 is amended by revising the entry for Texas to read as follows:

##### **§ 81.38 Metropolitan Houston-Galveston Intrastate Air Quality Control Region.**

\* \* \* \* \*

In the State of Texas: Austin County, Brazoria County, Chambers County, Colorado County, Fort Bend County, Galveston County, Harris County, Liberty County, Matagorda County, Montgomery County, Walker County, Waller County, Wharton County.

3. Section 81.40 is amended by revising the entry for Texas to read as follows:

##### **§ 81.40 Metropolitan San Antonio Intrastate Air Quality Control Region.**

\* \* \* \* \*

In the State of Texas: Atascosa County, Bandera County, Bexar County, Comal County, Dimmit County, Edwards County, Frio County, Gillespie County, Guadalupe County, Karnes County, Kendall County, Kerr County, Kinney County, La Salle County, Maverick County, Medina County, Real County, Uvalde County, Val Verde County, Wilson County, Zavala County.

4. Section 81.53 is amended by revising the entry for Texas to read as follows:

##### **§ 81.53 Southern Louisiana-Southeast Texas Interstate Air Quality Control Region.**

\* \* \* \* \*

In the State of Texas: Angelina County, Hardin County, Houston County, Jasper County, Jefferson County, Nacogdoches County, Newton County, Orange County, Polk County, Sabine County, San Augustine County, San Jacinto County, Shelby County, Trinity County, Tyler County.

5. Section 81.132 is amended by revising the entry for Texas to read as follows:

##### **§ 81.132 Abilene-Wichita Falls Intrastate Air Quality Control Region.**

\* \* \* \* \*

In the State of Texas: Archer County, Baylor County, Brown County, Callahan County, Clay County, Coleman County, Comanche County, Cottle County, Eastland County, Fisher County, Foard County,

Hardeman County, Haskell County, Jack County, Jones County, Kent County, Knox County, Mitchell County, Montague County, Nolan County, Runnels County, Scurry County, Shackelford County, Stephens County, Stonewall County, Taylor County, Throckmorton County, Wichita County, Wilbarger County, Young County.

6. Section 81.133 is amended by revising the entry for Texas to read as follows:

##### **§ 81.133 Amarillo-Lubbock Intrastate Air Quality Control Region.**

\* \* \* \* \*

In the State of Texas: Armstrong County, Bailey County, Briscoe County, Carson County, Castro County, Childress County, Cochran County, Collingsworth County, Crosby County, Dallam County, Deaf Smith County, Dickens County, Donley County, Floyd County, Garza County, Gray County, Hale County, Hall County, Hansford County, Hartley County, Hemphill County, Hockley County, Hutchinson County, King County, Lamb County, Lipscomb County, Lubbock County, Lynn County, Moore County, Motley County, Ochiltree County, Oldham County, Parmer County, Potter County, Randall County, Roberts County, Sherman County, Swisher County, Terry County, Wheeler County, Yoakum County.

7. Section 81.134 is amended by revising the entry for repos to read as follows:

##### **§ 81.134 Austin-Waco Intrastate Air Quality Control Region.**

\* \* \* \* \*

In the State of Texas: Bastrop County, Bell County, Blanco County, Bosque County, Brazos County, Burleson County, Burnet County, Caldwell County, Coryell County, Falls County, Fayette County, Freestone County, Grimes County, Hamilton County, Hays County, Hill County, Lampasas County, Lee County, Leon County, Limestone County, Llano County, Madison County, McLennan County, Milam County, Mills County, Robertson County, San Saba County, Travis County, Washington County, Williamson County.

8. Section 81.136 is amended by revising the entry for Texas to read as follows:

##### **§ 81.136 Corpus Christi-Victoria Intrastate Air Quality Control Region.**

\* \* \* \* \*

In the State of Texas: Aransas County, Bee County, Brooks County, Calhoun County, De Witt County, Duval County, Goliad County, Gonzales County, Jackson County, Jim Wells County, Kenedy County, Kleberg County, Lavaca County, Live Oak County, McMullen County, Nueces County, Refugio County, San Patricio County, Victoria County.

9. Section 81.137 is amended by revising the entry for Texas to read as follows:

**§ 81.137 Midland-Odessa-San Angelo Intrastate Air Quality Control Region.**

\* \* \* \* \*

In the State of Texas: Andrews County, Borden County, Coke County, Concho County, Crane County, Crockett County, Dawson County, Ector County, Gaines County, Glasscock County, Howard County, Irion County, Kimble County, Loving County, Martin County, Mason County, McCulloch County, Menard County, Midland County,

Pecos County, Reagan County, Reeves County, Schleicher County, Sterling County, Sutton County, Terrell County, Tom Green County, Upton County, Ward County, Winkler County.

**Subpart C—Section 107 Attainment Status Designations**

10. In § 81.344, the carbon monoxide table and the ozone table are amended

by revising the lists of counties in AQCRs 106, 210, 211, 214, 216, 217, and 218 to read as follows:

**§ 81.344 Texas.**

\* \* \* \* \*

**TEXAS—CARBON MONOXIDE**

Designated area	Designation		Classification	
	Date <sup>1</sup>	Type	Date <sup>1</sup>	Type
* * * * *	*	*	*	*
AQCR 106 Southern Louisiana-S.E. Texas Interstate .....	.....	Unclassifiable/Attainment.		
Angelina County, Hardin County, Houston County, Jasper County, Jefferson County, Nacogdoches County, Newton County, Orange County, Polk County, Sabine County, San Augustine County, San Jacinto County, Shelby County, Trinity County, Tyler County				
* * * * *	*	*	*	*
AQCR 210 Abilene-Wichita Falls Intrastate .....	.....	Unclassifiable/ Attainment.		
Archer County, Baylor County, Brown County, Callahan County, Clay County, Coleman County, Comanche County, Cottle County, Eastland County, Fisher County, Foard County, Hardeman County, Haskell County, Jack County, Jones County, Kent County, Knox County, Mitchell County, Montague County, Nolan County, Runnels County, Scurry County, Shackelford County, Stephens County, Stonewall County, Taylor County, Throckmorton County, Wichita County, Wilbarger County, Young County				
AQCR 211 Amarillo-Lubbock Intrastate .....	.....	Unclassifiable/Attainment.		
Armstrong County, Bailey County, Briscoe County, Carson County, Castro County, Childress County, Cochran County, Collingsworth County, Crosby County, Dallam County, Deaf Smith County, Dickens County, Donley County, Floyd County, Garza County, Gray County, Hale County, Hall County, Hansford County, Hartley County, Hemphill County, Hockley County, Hutchinson County, King County, Lamb County, Lipscomb County, Lubbock County, Lynn County, Moore County, Motley County, Ochiltree County, Oldham County, Parmer County, Potter County, Randall County, Roberts County, Sherman County, Swisher County, Terry County, Wheeler County, Yoakum County				
* * * * *	*	*	*	*
AQCR 214 Corpus Christi-Victoria Intrastate .....	.....	Unclassifiable/Attainment.		
Aransas County, Bee County, Brooks County, Calhoun County, De Witt County, Duval County, Goliad County, Gonzales County, Jackson County, Jim Wells County, Kenedy County, Kleberg County, Lavaca County, Live Oak County, McMullen County, Nueces County, Refugio County, San Patricio County, Victoria County				
* * * * *	*	*	*	*
AQCR 216 Metropolitan Houston-Galveston Intrastate .....	.....	Unclassifiable/Attainment.		

## TEXAS—CARBON MONOXIDE—Continued

Designated area	Designation		Classification	
	Date <sup>1</sup>	Type	Date <sup>1</sup>	Type
Austin County, Brazoria County, Chambers County, Colorado County, Fort Bend County, Galveston County, Harris County, Liberty County, Matagorda County, Montgomery County, Walker County, Waller County, Wharton County				
AQCR 217 Metropolitan San Antonio Intrastate .....	.....	Unclassifiable/Attainment.		
Atascosa County, Bandera County, Bexar County, Comal County, Dimmit County, Edwards County, Frio County, Gillespie County, Guadalupe County, Karnes County, Kendall County, Kerr County, Kinney County, La Salle County, Maverick County, Medina County, Real County, Uvalde County, Val Verde County, Wilson County, Zavala County				
AQCR 218 Midland-Odessa-San Angelo Intrastate .....	.....	Unclassifiable/Attainment.		
Andrews County, Borden County, Coke County, Concho County, Crane County, Crockett County, Dawson County, Ector County, Gaines County, Glasscock County, Howard County, Irion County, Kimble County, Loving County, Martin County, Mason County, McCulloch County, Menard County, Midland County, Pecos County, Reagan County, Reeves County, Schleicher County, Sterling County, Sutton County, Terrell County, Tom Green County, Upton County, Ward County, Winkler County				

<sup>1</sup>This date is November 15, 1990, unless otherwise noted.

\* \* \* \* \*

## TEXAS—OZONE

Designated area	Designation		Classification	
	Date <sup>1</sup>	Type	Date <sup>1</sup>	Type
* * *	*	*	*	*
AQCR 106 S Louisiana-SE Texas Interstate (Remainder of) Angelina County, Houston County, Jasper County, Nacogdoches County, Newton County, Polk County, Sabine County, San Augustine County, San Jacinto County, Shelby County, Trinity County, Tyler County	.....	Unclassifiable/Attainment	.....	
* * *	*	*	*	*
AQCR 210 Abilene-Wichita Falls Intrastate .....	.....	Unclassifiable/Attainment	.....	
Archer County, Baylor County, Brown County, Callahan County, Clay County, Coleman County, Comanche County, Cottle County, Eastland County, Fisher County, Foard County, Hardeman County, Haskell County, Jack County, Jones County, Kent County, Knox County, Mitchell County, Montague County, Nolan County, Runnels County, Scurry County, Shackelford County, Stephens County, Stonewall County, Taylor County, Throckmorton County, Wichita County, Wilbarger County, Young County				
AQCR 211 Amarillo-Lubbock Intrastate .....	.....	Unclassifiable/Attainment	.....	

## TEXAS—OZONE—Continued

Designated area	Designation		Classification	
	Date <sup>1</sup>	Type	Date <sup>1</sup>	Type
Armstrong County, Bailey County, Briscoe County, Carson County, Castro County, Childress County, Cochran County, Collingsworth County, Crosby County, Dallam County, Deaf Smith County, Dickens County, Donley County, Floyd County, Garza County, Gray County, Hale County, Hall County, Hansford County, Hartley County, Hemphill County, Hockley County, Hutchinson County, King County, Lamb County, Lipscomb County, Lubbock County, Lynn County, Moore County, Motley County, Ochiltree County, Oldham County, Parmer County, Potter County, Randall County, Roberts County, Sherman County, Swisher County, Terry County, Wheeler County, Yoakum County				
* * *	*	*	*	*
AQCR 214 Corpus Christi-Victoria Intrastate (Remainder of) Aransas County, Bee County, Brooks County, Calhoun County, De Witt County, Duval County, Goliad County, Gonzales County, Jackson County, Jim Wells County, Kenedy County, Kleberg County, Lavaca County, Live Oak County, McMullen County, Refugio County, San Patricio County,	.....	Unclassifiable/Attainment	.....	
AQCR 214 Corpus Christi-Victoria Intrastate (part) Nueces County	.....	Unclassifiable/Attainment	.....	
* * *	*	*	*	*
AQCR 216 Metro Houston-Galveston Intrastate (Remainder of). Austin County, Colorado County, Matagorda County, Walker County, Wharton County	.....	Unclassifiable/Attainment	.....	
AQCR 217 Metro San Antonio Intrastate (part) Bexar County	.....	Unclassifiable/Attainment	.....	
AQCR 217 Metro San Antonio Intrastate (Remainder of). Atascosa County, Bandera County, Comal County, Dimmit County, Edwards County, Frio County, Gillespie County, Guadalupe County, Karnes County, Kendall County, Kerr County, Kinney County, La Salle County, Maverick County, Medina County, Real County, Uvalde County, Val Verde County, Wilson County, Zavala County	.....	Unclassifiable/Attainment	.....	
AQCR 218 Midland-Odessa-San Angelo Intrastate (part) Ector County	.....	Unclassifiable/Attainment	.....	
AQCR 218 Midland-Odessa-San Angelo Intrastate (Remainder of). Andrews County, Borden County, Coke County, Concho County, Crane County, Crockett County, Dawson County, Gaines County, Glasscock County, Howard County, Irion County, Kimble County, Loving County, Martin County, Mason County, McCulloch County, Menard County, Midland County, Pecos County, Reagan County, Reeves County, Schleicher County, Sterling County, Sutton County, Terrell County, Tom Green County, Upton County, Ward County, Winkler County	.....	Unclassifiable/Attainment	.....	

<sup>1</sup> This date is November 15, 1990, unless otherwise noted.

\* \* \* \* \*

[FR Doc. 97-14450 Filed 6-2-97; 8:45 am]

BILLING CODE 6560-50-P

# ENVIRONMENTAL PROTECTION AGENCY

## 40 CFR Part 82

[FRL-5833-7]

## Protection of Stratospheric Ozone

AGENCY: Environmental Protection Agency.

**ACTION:** Notice of acceptability.

**SUMMARY:** This notice expands the list of acceptable substitutes for ozone-depleting substances (ODS) under the U.S. Environmental Protection Agency's (EPA) Significant New Alternatives Policy (SNAP) program.

**EFFECTIVE DATE:** June 3, 1997.

**ADDRESSES:** Information relevant to this notice is contained in Air Docket A-91-