

necessary to keep them operationally current. Therefore, this regulation—(1) is not a “significant regulatory action” under Executive Order 12866; (2) is not a “significant rule” under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a Regulatory Evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

#### List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

#### Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

#### PART 71—DESIGNATION OF CLASS A, CLASS B, CLASS C, CLASS D, AND CLASS E AIRSPACE AREAS; AIRWAYS; ROUTES; AND REPORTING POINTS

1. The authority citation for part 71 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

##### § 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9F, Airspace Designations and Reporting Points, dated September 10, 1998, and effective September 16, 1998, is amended as follows:

*Paragraph 5000 Class D airspace.*

\* \* \* \* \*

##### AGL WI D Kenosha, WI [Revised]

Kenosha Regional Airport, WI  
(Lat. 42° 35' 45"N., long. 87° 55' 40"W.)

That airspace extending upward from the surface to and including 3,200 feet MSL within an 4.1-mile radius of the Kenosha Regional Airport. This Class D airspace area is effective during the specific dates and times established in advance by Notice to Airmen. The effective date and time will thereafter be continuously published in the Airport/Facility Directory.

\* \* \* \* \*

*Paragraph 6004 Class E airspace areas designated as an extension to a Class D surface area.*

\* \* \* \* \*

##### AGL WI E4 Kenosha, WI [Revised]

Kenosha Regional Airport, WI

(Lat. 42° 35' 45"N., long. 87° 55' 40"W.)

Kenosha VOR

(Lat. 42° 35' 57"N., long. 87° 55' 54"W.)

That airspace extending upward from the surface within 2.4 miles each side of the Kenosha VOR 077° radial extending from the 4.1-mile radius of the Kenosha Regional Airport to 7.0 miles northeast of the airport. This Class E airspace area is effective during the specific dates and times established in advance by Notice to Airmen. The effective date and time will thereafter be continuously published in the Airport/Facility Directory.

\* \* \* \* \*

*Paragraph 6002 Class E airspace areas designated as a surface area for an airport.*

\* \* \* \* \*

##### AGL WI E2 Kenosha, WI [New]

Kenosha Regional Airport, WI

(Lat. 42° 35' 45"N., long. 87° 55' 40"W.)

Kenosha VOR

(Lat. 42° 35' 57"N., long. 87° 55' 54"W.)

Within an 4.1-mile radius of the Kenosha Regional Airport, and that airspace extending upward from the surface within 2.4 miles each side of the Kenosha VOR 077° radial extending from the 4.1-mile radius of the Kenosha Regional Airport to 7.0 miles northeast of the airport. This Class E Airspace area is effective during the specific dates and times established in advance by Notice to Airmen. The effective date and time will thereafter be continuously published in the Airport/Facility Directory.

\* \* \* \* \*

Issued in Des Plaines, Illinois on March 2, 1999.

**David B. Johnson,**

*Acting Manager, Air Traffic Division.*

[FR Doc. 99–6140 Filed 3–11–99; 8:45 am]

BILLING CODE 4910–13–M

#### ENVIRONMENTAL PROTECTION AGENCY

##### 40 CFR Part 52

[CA 152–0131 FRL–6235–4]

##### Approval and Promulgation of Implementation Plans; California State Implementation Plan Revision; Kern County Air Pollution County District

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

**ACTION:** Final rule; correction.

**SUMMARY:** This action corrects language to Title 40 of the Code of Federal Regulations that appeared in a direct final rule published in the **Federal Register** on December 21, 1998.

**EFFECTIVE DATE:** This action is effective on April 12, 1999.

**FOR FURTHER INFORMATION CONTACT:** Christine Vineyard, Rulemaking Office, Air Division, U.S. Environmental Protection Agency, Region IX, 75

Hawthorne Street, San Francisco, CA 94105, Telephone: (415)744–1197.

**SUPPLEMENTARY INFORMATION:** On December 21, 1998 at 63 FR 70348, EPA published a direct final rulemaking action approving various sections of the California State Implementation Plan (SIP). This action contained amendments to 40 CFR Part 52, Subpart F. The amendments which incorporated material by reference into § 52.220, Identification of plan, paragraphs (24)(vii)(E), (52)(i)(C), (67)(iii)(C), (75)(iii), (101)(ii)(F), and (140)(ii)(B) incorrectly identified the Valley Basin portion of Kern County as being the portion of Kern County within which the rules were being deleted from the SIP. The Valley Basin portion of Kern County resides in the San Joaquin Valley Air Basin portion of Kern County, and is under the jurisdiction of the San Joaquin Valley Unified Air Pollution Control District (SJVUAPCD), where the rules will not be removed until SJVUAPCD replacement rules are approved for inclusion in the SIP. Therefore, the paragraphs should reflect that the Southeast Desert Air Basin is the only portion of Kern County being deleted from the SIP without replacement. This action corrects those paragraphs. In addition, paragraph (24)(vii)(E) incorrectly stated that, “Previously approved on August 22, 1997 and deleted *with* replacement Rule 404.” That paragraph should read, “Previously approved on August 22, 1997 and deleted *without* replacement Rule 404” and is being corrected in this action.

Under Executive Order 12866 (58 FR 51735, October 4, 1993), this action is not a “significant regulatory action” and, is therefore not subject to review by the Office of Management and Budget. In addition, this action does not impose any enforceable duty or contain any unfunded mandate as described in the Unfunded Mandates Reform Act of 1995 (P.L. 104–4), or require prior consultation with State officials as specified by Executive Order 12875 (58 FR 58093, October 28, 1993), or involve special consideration of environmental justice related issues as required by Executive Order 12898 (59 FR 7629, February 16, 1994).

Because this action is not subject to notice-and-comment requirements under the Administrative Procedure Act or any other statute, it is not subject to the provisions of the Regulatory Flexibility Act (5 U.S.C. 601 et seq.).

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).

#### List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Hydrocarbons, Incorporation by reference, Intergovernmental relations, Ozone, Reporting and recordkeeping requirements, Volatile organic compounds.

**Note:** Incorporation by reference of the State Implementation Plan for the State of California was approved by the Director of the Federal Register on July 1, 1982.

Dated: February 11, 1999.

**Laura Yoshii,**

*Deputy Regional Administrator, Region IX.*

Part 52, chapter I, title 40 of the Code of Federal Regulations is amended as follows:

#### PART 52—[AMENDED]

1. The authority citation for part 52 continues to read as follows:

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

#### Subpart F—California

2. Section 52.220 is amended by revising paragraphs (c) (24)(vii)(E), (c)(52)(i)(C), (c)(67)(iii)(C), (c)(75)(iii), (c)(101)(ii)(F), and (c)(140)(ii)(B) to read as follows:

##### § 52.220 Identification of Plan.

\* \* \* \* \*

- (c) \* \* \*
- (24) \* \* \*
- (vii) \* \* \*

(E) Previously approved on August 22, 1977 and now deleted without replacement for implementation in the Southeast Desert Air Basin, Rule 404.

\* \* \* \* \*

- (52) \* \* \*
- (i) \* \* \*

(C) Previously approved on August 21, 1981 and now deleted without replacement for implementation in the Southeast Desert Air Basin, Rule 414.2.

\* \* \* \* \*

- (67) \* \* \*
- (iii) \* \* \*

(C) Previously approved on July 8, 1982 and now deleted without replacement for implementation in the Southeast Desert Air Basin, Rule 411.1.

\* \* \* \* \*

- (75) \* \* \*

(iii) Previously approved on August 21, 1981 and now deleted without

replacement for implementation in the Southeast Desert Air Basin, Rule 414.3.

\* \* \* \* \*

- (101) \* \* \*
- (ii) \* \* \*

(F) Previously approved on October 11, 1983 and now deleted without replacement for implementation in the Southeast Desert Air Basin, Rule 414.4.

\* \* \* \* \*

- (140) \* \* \*
- (ii) \* \* \*

(B) Previously approved on May 3, 1994 and now deleted without replacement for implementation in the Southeast Desert Air Basin, Rule 408.

\* \* \* \* \*

[FR Doc. 99-6177 Filed 3-11-99; 8:45 am]

BILLING CODE 6560-50-P

#### ENVIRONMENTAL PROTECTION AGENCY

#### 40 CFR Parts 52 and 81

[ID23-7003; FRL-6237-9]

#### Determination That Pre-existing National Ambient Air Quality Standards for PM-10 No Longer Apply to Ada County/Boise; State of Idaho

**AGENCY:** Environmental Protection Agency.

**ACTION:** Final rule.

**SUMMARY:** The Environmental Protection Agency (EPA) has determined that the national ambient air quality standards (NAAQS) for particulate matter with an aerodynamic diameter less than or equal to a nominal 10 micrometers (PM-10) that existed before September 16, 1997, shall no longer apply to the Northern Ada County/Boise, Idaho area and EPA is revoking the nonattainment designation associated with those standards. The State of Idaho has satisfied the requirements of the Clean Air Act (CAA) as well as EPA's regulations and Guidance for Implementing the 1-Hour Ozone and Pre-existing PM-10 NAAQS dated December 29, 1997.

**DATES:** Effective March 12, 1999.

**ADDRESSES:** Copies of the State's request and other information supporting this action are available for inspection during normal business hours at the following locations: EPA, Office of Air Quality (OAQ-107), 1200 Sixth Avenue, Seattle, Washington 98101, and State of Idaho, Division of Environmental Quality, 1410 N. Hilton, Boise, Idaho 83720.

**FOR FURTHER INFORMATION CONTACT:** Rindy Ramos, EPA, Office of Air Quality

(OAQ-107), 1200 Sixth Avenue, Seattle, Washington, 98101, (206) 553-1743.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

On July 18, 1997, EPA revised the primary and secondary NAAQS for particulate matter (PM) by establishing annual and 24-hour standards for particulate matter with an aerodynamic diameter less than or equal to a nominal 2.5 micrometers (PM-2.5) and by changing the form of the existing 24-hour PM-10 standard. The existing annual PM-10 standard was retained; however, for the revised PM NAAQS, the requirement to correct the pressure and temperature of measured concentrations to standard reference conditions was removed. As noted in the preamble to the final rule promulgating the revised PM NAAQS, those revisions may potentially affect the effective stringency of the annual standard. These new standards became effective September 16, 1997. See 61 FR 65638 (Dec. 13, 1996) and 62 FR 38652 (July 18, 1997).

EPA has developed guidance to ensure that momentum is maintained by States in their current air programs while moving toward developing their plans for implementing the new NAAQS. This document entitled *Guidance for Implementing the 1-Hour Ozone and Pre-Existing PM10 NAAQS*, dated December 29, 1997, also reflects a July 16, 1997, memorandum issued to Administrator Browner by President Clinton on implementation of the new standards. An additional document entitled *Re-Issue of the Early Planning Guidance for the Revised Ozone and Particulate Matter (PM) National Ambient Air Quality Standards* (NAAQS) dated June 16, 1998 outlines a process for States to review the adequacy of their existing CAA section 110 state implementation plans (SIPs) for purposes of implementing the new PM standards.

To provide for an effective transition from the pre-existing to the revised PM NAAQS, the effective date of the revocation of the PM-10 NAAQS in effect before September 16, 1997, was delayed so that the existing standards and associated provisions would continue to apply for an interim period. See 62 FR 38701. EPA, therefore, developed interim implementation guidance that provides for the continued applicability of the pre-existing PM-10 NAAQS until certain criteria are met. The duration of the interim period depends on when the area in question has met the requirements for revocation. Specifically, in 40 CFR 50.6(d), and the