

submitted to the Deputy Administrator, Drug Enforcement Administration, Washington, D.C. 20537. Attention: DEA Federal Register Representative. In the that comments, objections, or requests for a hearing raise one or more issues which the Deputy Administrator finds warrants a hearing, the Deputy Administrator shall order a public hearing by notice in the Federal Register, summarizing the issues to be heard and setting the time for the hearing.

In accordance with the provisions of the CSA [21 U.S.C. 811(a)], this action is a formal rule making "on the record after opportunity for a hearing." Such proceedings are conducted pursuant to the provisions of 5 U.S.C. 556 and 557 and, as such, are exempt from review by the Office of Management and Budget pursuant to Executive Order (E.O.) 12866, section 3(d)(1).

The Deputy Administrator, in accordance with the Regulatory Flexibility Act [5 U.S.C. 605(b)], has reviewed this proposed rule and by approving it certifies that it will not have a significant economic impact on a substantial number of small-business entities. Remifentanyl is a new drug in the United States; recent approval of the product and its labeling by the FDA will allow it to be marketed once it is placed into Schedule II of the CSA. Remifentanyl, a potent opioid drug, can produce drug dependence of the morphine type. This drug is likely to be diverted and abused if access to it is not closely monitored. The labeled indication for use of remifentanyl is to provide analgesia during the induction and maintenance of general anesthesia. It is to be administered by trained professionals in monitored anesthesia care settings. Schedule II narcotic control will provide the necessary drug monitoring. Small-business entities which are likely to handle this drug maintain a Schedule II narcotic registration with the DEA. This proposed rule, if finalized, will allow these entities to have access to a new pharmaceutical product.

This rule will not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with E.O. 12612, it is determined that this rule, if finalized, does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

List of Subjects in 21 CFR Part 1308

Administrative practice and procedure, drug traffic control, narcotics, prescription drugs.

Under the authority vested in the Attorney General by section 201(a) of the CSA [21 U.S.C. 811(a)], and delegated to the Administrator of the DEA by the Department of Justice regulations (28 CFR 0.100) and redelegated to the Deputy Administrator pursuant to 28 CFR 0.104, the Deputy Administrator hereby proposes that 21 CFR part 1308 be amended as follows:

**PART 1308—[AMENDED]**

1. The authority citation for 21 CFR part 1308 continues to read as follows:

Authority: 21 U.S.C. 811, 812, 871(b) unless otherwise noted.

**§ 1308.12 [Amended]**

2. Section 1308.12 would be amended by redesignating the existing paragraph (c)(26) as (c)(27) and adding a new paragraph (c)(26) to read as follows:

**§ 1308.12 Schedule II.**

\* \* \* \* \*  
 (c) \* \* \*  
 (26) Remifentanyl .....9739  
 \* \* \* \* \*

Dated: September 9, 1996.  
 Stephen H. Greene,  
*Deputy Administrator, Drug Enforcement Administration.*  
 [FR Doc. 96-23557 Filed 9-13-96; 8:45 am]  
**BILLING CODE 4410-09-M**

**DEPARTMENT OF THE TREASURY**

**Internal Revenue Service**

**26 CFR Part 1**

[PS-29-95]

RIN 1545-AT60

**Available Unit Rule; Hearing Cancellation**

**AGENCY:** Internal Revenue Service, Treasury.

**ACTION:** Cancellation of notice of public hearing on proposed regulations.

**SUMMARY:** This document provides notice of cancellation of a public hearing on proposed regulations concerning the low-income housing credit.

**DATES:** The public hearing originally scheduled for September 17, 1996, beginning at 10:00 a.m. is cancelled.

**FOR FURTHER INFORMATION CONTACT:** Christina Vasquez of the Regulations

Unit, Assistant Chief Counsel (Corporate), (202) 622-6808 (not a toll-free number).

**SUPPLEMENTARY INFORMATION:** The subject of the public hearing is proposed regulations under section 42 of the Internal Revenue Code. A notice of proposed rulemaking and notice of public hearing appearing in the Federal Register for Thursday, May 30, 1996 (61 FR 27036), announced that a public hearing on the proposed regulations would be held on Tuesday, September 17, 1996, beginning at 10:00 a.m., room 2615, 1111 Constitution Avenue NW, Washington, DC.

The public hearing scheduled for Tuesday, September 17, 1996, is cancelled.

Cynthia E. Grigsby,  
*Chief, Regulations Unit, Assistant Chief Counsel (Corporate).*  
 [FR Doc. 96-23569 Filed 9-11-96; 4:54 pm]  
**BILLING CODE 4830-01-P**

**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 52**

[VA041-5005b; FRL-5603-6]

**Approval and Promulgation of Air Quality Implementation Plans; Virginia Emission Inventory**

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA proposes to approve the State Implementation Plan (SIP) revisions submitted by the Commonwealth of Virginia for the purpose of establishing 1990 ozone base year emission inventories for the Virginia ozone nonattainment areas. In the Final Rules section of this Federal Register, EPA is approving the Commonwealth's SIP revisions as a direct final rule without prior proposal because the Agency views them as noncontroversial SIP revisions and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to this proposed rule, no further activity is contemplated in relation to this rule. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. 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.

**DATES:** Comments must be received in writing by October 16, 1996.

**ADDRESSES:** Comments may be mailed to David Arnold, Section Chief, Ozone/CO & Mobile Sources Section, Mailcode 3AT21, Environmental Protection Agency, Region III, 841 Chestnut Building, Philadelphia, Pennsylvania 19107. Copies of the documents relevant to this action are available for public inspection during normal business hours at the EPA office listed above; and the Virginia Department of Environmental Quality, 629 East Main Street, Richmond, Virginia 23219.

**FOR FURTHER INFORMATION CONTACT:** Rose Quinto, (215) 566-2182, at the EPA Region III office, or via e-mail at quinto.rose@epamail.epa.gov. While information may be requested via e-mail, comments must be submitted in writing to the above Region III address.

**SUPPLEMENTARY INFORMATION:** See the information provided in the Direct Final action of the same title (Virginia Emission Inventory) which is located in the Rules and Regulations section of this Federal Register.

Authority: 42 U.S.C. 7401-7671q.

Dated: August 21, 1996.

W. Michael McCabe,

*Regional Administrator, Region III.*

[FR Doc. 96-23263 Filed 9-13-96; 8:45 am]

**BILLING CODE 6560-50-P**

## 40 CFR Part 52

[VA016-5917b; FRL-5603-4]

### Approval and Promulgation of Air Quality Implementation Plans; Virginia Emission Inventory

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**ACTION:** Proposed rule.

**SUMMARY:** EPA proposes to approve the State Implementation Plan (SIP) revisions submitted by the Commonwealth of Virginia for the purpose of establishing 1990 ozone base year emission inventories for the Virginia ozone nonattainment areas. In the Final Rules section of this Federal Register, EPA is approving the Commonwealth's SIP revisions as a direct final rule without prior proposal because the Agency views them as noncontroversial SIP revisions and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to this proposed rule, no further activity is contemplated in relation to this rule. If EPA receives adverse comments, the direct final rule

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**SUPPLEMENTARY INFORMATION:** See the information provided in the Direct Final action of the same title (Virginia Emission Inventory) which is located in the Rules and Regulations section of this Federal Register.

Authority: 42 U.S.C. 7401-7671q.

Dated: August 21, 1996.

W. Michael McCabe,

*Regional Administrator, Region III.*

[FR Doc. 96-23261 Filed 9-13-96; 8:45 am]

**BILLING CODE 6560-50-P**

## 40 CFR Part 300

[FRL-5608-3]

### National Oil and Hazardous Substances Pollution Contingency Plan; National Priorities List

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of Intent to Delete the Twin Cities Air Force Reserve Base, Small Arms Range Landfill, Minneapolis-St. Paul International Airport Site, from the National Priorities List.

**SUMMARY:** The United States Environmental Protection Agency (U.S. EPA), Region 5, announces its intent to delete the Twin Cities Air Force Reserve Base, Small Arms Range Landfill, Minneapolis-St. Paul International Airport Site (SARL), from the National Priorities List (NPL) and requests public

comment on this proposed action. The NPL constitutes Appendix B of 40 CFR part 300 which is the National Oil and Hazardous Substances Pollution Contingency Plan (NCP), which U.S. EPA promulgated pursuant to Section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) of 1980, as amended. U.S. EPA and the State of Minnesota Pollution Control Agency (MPCA) have determined that the SARL poses no significant threat to public health or the environment and, therefore, further remedial measures pursuant to CERCLA are not appropriate.

**DATES:** Comments concerning the proposed deletion of the SARL from the NPL must be submitted on or before October 16, 1996.

**ADDRESSES:** Comments may be mailed to: Thomas Bloom, U.S. Environmental Protection Agency, Region 5, Mail Code SR-6J, 77 West Jackson Boulevard, Chicago, IL 60604. Comprehensive information on the SARL is available for viewing through the site information repositories at the following locations: Southdale Public Library, 7001 York Avenue South, Edina, MN 55435 934th Air Wing/Public Affairs Office, 760 Military Highway, Minneapolis-St. Paul IAP Air Reserve Station, MN 55450-2000

**FOR FURTHER INFORMATION CONTACT:** Thomas Bloom, U.S. Environmental Protection Agency, Region 5, Mail Code SR-6J, 77 West Jackson Boulevard, Chicago, IL 60604, (312) 886-1967

#### SUPPLEMENTARY INFORMATION:

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#### I. Introduction

The U.S. EPA, Region 5 announces its intent to delete the Twin Cities Air Force Reserve Base, Small Arms Range Landfill (SARL) from the National Priorities List (NPL), Appendix B of National Oil and Hazardous Substances Pollution Contingency Plan (NCP), 40 CFR Part 300, and requests comments on this deletion. U.S. EPA identifies sites that appear to present a significant risk to public health, welfare, or the environment and maintains the NPL as the list of these sites. As described in Sec. 300.425(e)(3) of the NCP, sites deleted from the NPL remain eligible for remedial actions in the unlikely event that conditions at the site warrant such action.