

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 62

Environmental protection, Administrative practice and procedure, Air pollution control, Intergovernmental relations, Municipal waste combustors, Reporting and recordkeeping requirements.

Dated: November 4, 1999.

**Jerri-Anne Garl,**

*Acting Regional Administrator, Region 5.*

#### PART 52—[AMENDED]

40 CFR Part 62 of the Code of Federal Regulations is amended as follows:

1. The authority citation for Part 62 continues to read as follows:

**Authority:** 42 U.S.C. 7401–7642.

#### Subpart P—Indiana

2. Part 62 is amended by adding an undesignated centerhead and §§ 62.3650, 62.3651, and 62.3652 to Subpart P to read as follows:

\* \* \* \* \*

#### **Metals, Acid Gases, Organic Compounds and Nitrogen Oxide Emissions From Existing Municipal Waste Combustors With the Capacity To Combust Greater Than 250 Tons Per Day of Municipal Solid Waste**

##### **§ 62.3650 Identification of plan.**

On September 30, 1999, Indiana submitted the State Plan for implementing the Federal Large Municipal Waste Combustor (MWC) Emission Guidelines to control emissions from existing MWCs with the capacity to combust greater than 250 tons per day of municipal solid waste. The enforceable mechanism for this plan is a State rule codified in 326 Indiana Administrative Code (IAC) 11–7. The rule was adopted on September 2, 1998, filed with the Secretary of State on January 18, 1999, and became effective on February 17, 1999. The rule was published in the Indiana State Register on March 1, 1999 (22 IR 1967).

##### **§ 62.3651 Identification of sources.**

The plan applies to all existing municipal waste combustors with the capacity to combust greater than 250 tons per day of municipal solid waste, and for which construction, reconstruction, or modification was commenced on or before September 20, 1994, as consistent with 40 CFR part 60, subpart Cb. Subject facilities include the

Indianapolis Resource Recovery Facility in Indianapolis, Indiana.

##### **§ 62.3652 Effective Date.**

The effective date of the approval of the Indiana State Plan for municipal waste combustors with the capacity to combust greater than 250 tons per day of municipal solid waste is January 18, 2000.

[FR Doc. 99–30021 Filed 11–17–99; 8:45 am]

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#### **ENVIRONMENTAL PROTECTION AGENCY**

##### **40 CFR Part 180**

[OPP–300891B; FRL–6395–4]

RIN 2070–AB78

#### **Propargite; Extension of Partial Stay of Order Revoking Certain Tolerances**

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

**ACTION:** Extension of partial stay of final rule.

**SUMMARY:** EPA is extending by 30–days a stay concerning the revocation of tolerances for propargite on apples and plums (fresh prunes) leaving those tolerances in place until December 18, 1999.

**DATES:** The reinstatement amendments published on November 1, 1999 (64 FR 58792) are extended effective from November 18, 1999 until December 18, 1999.

**FOR FURTHER INFORMATION CONTACT:** For technical information contact: Joseph Nevola, Special Review Branch, (7508C), Special Review and Reregistration Division, Office of Pesticide Programs, U.S. Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location: Special Review Branch, CM #2, 6th floor, 1921 Jefferson Davis Hwy., Arlington, VA. Telephone: (703) 308–8037; e-mail: [nevola.joseph@epa.gov](mailto:nevola.joseph@epa.gov).

##### **SUPPLEMENTARY INFORMATION:**

#### **I. General Information**

##### **A. Does this Action Apply to Me?**

You may be potentially 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:

Cat-egories	NAICS	Examples of Potentially Affected Entities
Industry	111	Crop production
	112	Animal production
	311	Food manufacturing
	32532	Pesticide manufacturing

This listing is not exhaustive, but is a guide to entities likely to be regulated by this action. The North American Industrial Classification System (NAICS) codes will assist you in determining whether this action applies to you. If you have questions regarding the applicability of this action to a particular entity, consult the person listed in the “FOR FURTHER INFORMATION CONTACT” section.

#### **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” 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/>.

2. *In person.* The Agency has established an official record for this action under docket control number OPP–300891B. The official record consists of the documents specifically referenced in this action, any public comments received during an applicable comment period, 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. What Action is the Agency Taking?**

In the **Federal Register** of July 21, 1999 (64 FR 39068) (FRL–6089–7), EPA issued an order by final rule revoking tolerances in § 180.259(a)(1) for the use of propargite on apples; apricots; beans, succulent; cranberries; figs; peaches; pears; plums (fresh prunes); and strawberries. EPA revoked the tolerances on the grounds that previous

cancellation of the underlying uses for propargite rendered the tolerances unnecessary. In the final rule, EPA set an effective date of October 19, 1999 for the revocations.

Any person adversely affected by the July 21, 1999 Order was allowed 60 days to file written objections to the order and a written request for an evidentiary hearing on the objections.

EPA received an objection from Uniroyal Chemical Company requesting EPA to modify the effective date of revocation for propargite on apples; and plums (fresh prunes). Uniroyal also requested an evidentiary hearing. On November 1, 1999 EPA stayed the removal of the tolerances for apples; and plums (fresh prunes) and reinstated the tolerance levels for these commodities effective from October 19, 1999 until November 18, 1999 in order to determine whether to grant the request for modification and if so, for what length of time (64 FR 58792) (FRL-6390-4). Since the objection is still under consideration, EPA is extending the stay of revocation for apples and plums (fresh prunes) by 30 days.

By this document, EPA is extending the stay for the removal of the tolerances for apples; and plums (fresh prunes) in § 180.259(a)(1) from November 18, 1999 until December 18, 1999 in order to allow EPA to determine whether to grant the request for modification and if so, for what length of time.

#### List of Subjects 40 CFR Part 180

Environmental protection, Administrative practice and procedure, Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: November 10, 1999.

**Jack E. Housenger,**

*Acting Director, Special Review and Reregistration Division, Office of Pesticide Programs.*

[FR Doc. 99-30200 Filed 11-17-99; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 52

[CC Docket No. 92-237; CC Docket No. 95-185; CC Docket No. 96-98; FCC 99-243]

#### Implementation of the Local Competition Provisions of the Telecommunications Act of 1996

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** This document resolves issues concerning numbering administration raised in Petitions for Reconsideration or Clarification filed in response to the Local Competition Second Report and Order. This document also resolves certain issues raised by the New York State Department of Public Service (NYDPS) concerning the Commission's 10-digit dialing rule, and resolves the Petition for Declaratory Ruling filed by the Commonwealth of Massachusetts Department of Public Utilities (MDPU) requesting that we clarify whether states may allow wireless customers to retain wireless telephone numbers in an area code subject to a geographic split.

**DATES:** Effective December 20, 1999.

**ADDRESSES:** 445 12th Street, SW, Washington, DC 20554.

**FOR FURTHER INFORMATION CONTACT:**

Gregory Cooke, Senior Attorney, Common Carrier Bureau, Network Services Division, (202) 418-2351 or via the Internet at [gcooke@fcc.gov](mailto:gcooke@fcc.gov). Further information may also be obtained by calling the Common Carrier Bureau's TTY number: 202-418-0484.

**SUPPLEMENTARY INFORMATION:** In 1996, the Commission initiated a rulemaking proceeding, *Implementation of the Local Competition Provisions in the Telecommunications Act of 1996*, 61 FR 18311 (April 25, 1996). This summarizes the Commission's *Third Order on Reconsideration of Second Report and Order* and *Memorandum Opinion and Order* adopted September 13, 1999, and released October 21, 1999. The full text of this *Third Order on Reconsideration of Second Report and Order* and *Memorandum Opinion and Order* is available for inspection and copying during normal business hours in the FCC Reference Center, 445 12th Street, SW, Room CY-A257, Washington, DC. The complete text also may be obtained through the World Wide Web, at <http://www.fcc.gov/Bureaus/CommonCarrier/Orders/fcc99-243.wp>, or may be purchased from the Commission's copy contractor, International Transcription Service, Inc., (202) 857-3800, 1231 20th St., NW, Washington, DC 20036.

#### Synopsis

The Commission promulgated rules pursuant to section 251(b)(3) of the Act in the Local Competition Second Report and Order. In the *Third Order on Reconsideration of Second Report and Order* and *Memorandum Opinion and Order*, pursuant to section 251(e)(1) of the Act which grants the Commission "exclusive jurisdiction over those portions of the North American

Numbering Plan (NANP) that pertain to the United States," first, the Commission affirms its area code implementation guidelines by declining to permit area code overlays based on major trading areas (MTAs), and by declining to require permanent number portability as a condition precedent to the implementation of area code overlays. Second, the Commission revises its guidelines by eliminating the requirement that an area code overlay plan include the assignment of at least one central office code (NXX code) to each new entrant that had no NXX codes in the original area code 90 days before introduction of the new overlay code. Third, the Commission affirms its area code guidelines' requirement that states must impose 10 digit dialing where they have implemented an area code overlay, and clarifies that state commissions may allow callers to dial national 555 numbers using 7 digits, even if the call is placed from an area code subject to an overlay. Fourth, in response to the Petition for Declaratory Ruling filed by the MDPU, the Commission finds that state commissions may "take-back" or "grandfather" Type 2 wireless numbers when an area code undergoes a geographic split. Fifth, the Commission authorizes state regulatory commissions to resolve issues involving fees charged for the assignment and activation of NXX codes and finds that LECs are to assess no fees for opening NXX codes. Information collections associated with this authorization are contingent upon approval by the Office of Management and Budget. Sixth, the Commission continues to extend many protections under the Act to paging service providers. Finally, the Commission affirms that its numbering administration cost recovery formula is competitively neutral and that it will retain this method for the current funding year. In order to include cost recovery for the administration of the NANP in the unified report, the Commission concluded that the NANP cost recovery allocator should be changed to be consistent with the other reporting requirements. This requirement will begin in the billing cycle beginning March 2000.

#### List of Subjects in 47 CFR Part 52

Communications common carriers, Telecommunications, Telephone.