

the Aspen, Colorado area from nonattainment to attainment for particulate matter with an aerodynamic diameter less than or equal to a nominal 10 micrometers (PM<sub>10</sub>) under the 1987 standards. The Governor's submittal, among other things, documents that the Aspen area has attained the PM<sub>10</sub> national ambient air quality standards (NAAQS), requests redesignation to attainment, and includes a maintenance plan for the area demonstrating maintenance of the PM<sub>10</sub> NAAQS for 10 years. EPA is proposing to approve this redesignation request and maintenance plan because Colorado has met the applicable requirements of the Clean Air Act (CAA), as amended. Subsequent to this approval, the Aspen area would be designated attainment for the PM<sub>10</sub> NAAQS. This action is being taken under sections 107, 110, and 175A of the Clean Air Act. In the "Rules and Regulations" section of this **Federal Register**, EPA is approving the State's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial SIP revision and anticipates no adverse comments. A detailed rationale for the approval is set forth in the preamble to the direct final rule. If EPA receives no adverse comments, EPA will not take further action on this proposed rule. If EPA receives adverse comments, EPA will withdraw the direct final rule and it will not take effect. EPA will address all public comments 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 must do so at this time. Please note that if EPA receives adverse comment on an amendment, paragraph, or section of this and if that provision may be severed from the remainder of the rule, EPA may adopt as final those provisions of the rule that are not the subject of an adverse comment.

**DATES:** Comments must be received in writing on or before June 16, 2003.

**ADDRESSES:** Written comments may be mailed to Richard R. Long, Director, Air and Radiation Program, Mailcode 8P-AR, Environmental Protection Agency (EPA), Region VIII, 999 18th Street, Suite 300, Denver, Colorado, 80202. Copies of the documents relevant to this action are available for public inspection during normal business hours at the Air and Radiation Program, Environmental Protection Agency, Region VIII, 999 18th Street, Suite 300, Denver, Colorado, 80202. Copies of the State documents relevant to this action are available for public inspection at the Colorado Department of Public Health

and Environment, Air Quality Control Commission, 4300 Cherry Creek Drive South, Denver, Colorado 80246-1530.

**FOR FURTHER INFORMATION CONTACT:** Libby Faulk, EPA, Region VIII, (303) 312-6083.

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

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

Dated: April 18, 2003.

**Robert E. Roberts,**

*Regional Administrator, Region 8.*

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 63

[Docket ID No. OAR-2002-0044; FRL-7497-8]

**RIN 2060-AF31**

### National Emission Standards for Hazardous Air Pollutants for Source Categories: General Provisions

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

**ACTION:** Proposed rule; amendments.

**SUMMARY:** On March 16, 1994, the EPA promulgated General Provisions for national emission standards for hazardous air pollutants (NESHAP) and other regulatory requirements that are established under section 112 of the Clean Air Act (CAA). On April 5, 2002, we amended the General Provisions to revise and clarify several of the requirements. In this action, we are proposing additional amendments that would provide regulatory relief, where appropriate, to facilities that use pollution prevention (P2) to achieve and maintain hazardous air pollutant (HAP) emissions reductions equivalent to or better than the maximum achievable control technology (MACT) level of control required under applicable NESHAP.

We are proposing these amendments to encourage and promote pollution prevention, which is our strategy of first choice for reducing HAP emissions. EPA is also proposing additional incentives specifically designed for, and only available to, facilities that are members of the National Environmental Performance Track program (Performance Track). The Performance Track program recognizes and encourages top environmental

performers; those who go beyond compliance with regulatory requirements to attain levels of environmental performance and management that provide greater benefit to people, communities, and the environment.

**DATES:** *Comments.* Submit comments on or before July 14, 2003.

*Public Hearing.* If anyone contacts the EPA requesting to speak at a public hearing by June 5, 2003, a public hearing will be held on June 12, 2003.

**ADDRESSES:** *Comments.* The official public docket is the collection of materials that is available for public viewing at the EPA Docket Center (EPA/DC), EPA West, Room B102, 1301 Constitution Ave., NW., Washington, DC.

*Public Hearing.* If a public hearing is requested, it will be held at the new EPA facility complex in Research Triangle Park, NC at 10 a.m. Persons interested in attending the hearing or wishing to present oral testimony should notify Dorothy Apple, Policy, Planning, and Standards Group (MD-C439-04), U.S. EPA, Research Triangle Park, NC 27711, telephone (919) 541-4487 at least 2 days in advance of the hearing.

**FOR FURTHER INFORMATION CONTACT:** Steve Fruh, Policy, Planning, and Standards Group (MD-C439-04), Emission Standards Division, Office of Air Quality Planning and Standards, U.S. EPA, Research Triangle Park, NC 27711, telephone (919) 541-2837, electronic mail (e-mail) address, [fruh.steve@epa.gov](mailto:fruh.steve@epa.gov).

**SUPPLEMENTARY INFORMATION:** *Regulated Entities.* Categories and entities potentially affected by this action include all source categories listed pursuant to section 112(c) and (k) of the CAA:

### Industry Group: Source Categories With Major and Area Sources

#### *Fuel Combustion*

Combustion Turbines  
Engine Test Facilities  
Industrial Boilers  
Process Heaters  
Reciprocating Internal Combustion Engines  
Rocket Testing Facilities

#### *Non-Ferrous Metals Processing*

Primary Aluminum Production  
Primary Copper Smelting  
Primary Lead Smelting  
Primary Magnesium Refining  
Secondary Aluminum Production  
Secondary Lead Smelting