

TABLE IV.—AFFECTED SOURCES AND THEIR COMPLIANCE SCHEDULES

Source	Compliance schedule
Cement kilns in Ellis County .. Cement kilns in Bexar, Comal, Hays, and McLennan.	May 1, 2003. May 1, 2005.

These emissions specifications meet and are in agreement with those found in our reference document EPA-453/R-94-004 for cement plants and are comparable or more stringent than emission specifications for cement kilns in a number of other federally approved State rules. See our TSD for additional information. We are of the opinion that the above listed compliance dates are practicable. We are approving the NO<sub>x</sub> emission specifications and compliance dates for cement kilns as a part of the Texas 1-hour ozone SIP under part D of the Act because the State is relying on these NO<sub>x</sub> control measures to demonstrate attainment of the 1-hour ozone standard in the Dallas/Fort Worth area. We are also approving these rules under sections 110 and 116 of the Act because they contribute to continued maintenance of the standard in the eastern half of the State of Texas strengthen the existing Texas SIP.

#### 7. What Areas in Texas Will These Rules Affect?

The following table contains a list of Counties affected by today's rulemaking action.

TABLE V.—AFFECTED TEXAS COUNTIES BY THE CEMENT KILN PROVISIONS OF CHAPTER 117

Rule/source	Affected counties
Chapter 117/Cement Kilns.	Bexar, Comal, Ellis, Hays, and McLennan.

If you are in one of these Texas counties, you should refer to the Chapter 117 rules to determine if and how today's action will affect you.

#### Final Action

The EPA is publishing this rule without prior proposal because we view this as a noncontroversial amendment and anticipate no adverse comments. However, in the "Proposed Rules" section of today's **Federal Register** publication, we are publishing a separate document that will serve as the proposal to approve the SIP revision if adverse comments are received. This rule will be effective on September 29, 2003 without further notice unless we

receive adverse comment by August 29, 2003. If EPA receives adverse comments, we will publish a timely withdrawal in the **Federal Register** informing the public that the rule will not take effect. We will address all public comments in a subsequent final rule based on the proposed rule. We will not institute a second comment period on this action. Any parties interested in commenting must do so at this time.

#### 8. General Information

##### *How Can I Get Copies of This Document and Other Related Information?*

A. *The Regional Office has established an official public rulemaking file available for inspection at the Regional Office.* The EPA has established an official public rulemaking file for this action under TX-164-1-7602. The official public file consists of the documents specifically referenced in this action, any public comments received, and other information related to this action. Although a part of the official docket, the public rulemaking file does not include Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. The official public rulemaking file is the collection of materials that is available for public viewing at the Air Planning Section, EPA Region 6, 1445 Ross Avenue, Dallas, Texas 75202. The EPA requests that, if at all possible, you contact the rulemaking contact listed as the Further Information Contact to schedule your inspection. The Regional Office's official hours of business are Monday through Friday, 8:30 to 4:30 excluding Federal Holidays.

B. *Copies of the State submittal and EPA's Technical Support Document (TSD) are also available for public inspection during normal business hours, by appointment at the State Air Agency.* TCEQ, Office of Air Quality, 12124 Park 35 Circle, Austin, Texas 78753.

C. *Electronic Access.* You may access this Federal Register document electronically through the Regulations.gov web site located at <http://www.regulations.gov> where you can find, review, and submit comments on Federal rules that have been published in the **Federal Register**, the Government's legal newspaper, and are open for comment.

For public commenters, it is important to note that EPA's policy is that public comments, whether submitted electronically or in paper, will be made available for public viewing at the EPA Regional Office, as

EPA receives them and without change, unless the comment contains copyrighted material, CBI, or other information whose disclosure is restricted by statute. When EPA identifies a comment containing copyrighted material, EPA will provide a reference to that material in the version of the comment that is placed in the official public rulemaking file. The entire printed comment, including the copyrighted material, will be available at the Regional Office for public inspection.

##### *How and To Whom Do I Submit Comments?*

You may submit comments electronically, by mail, or through hand delivery/courier. To ensure proper receipt by EPA, identify the appropriate rulemaking identification number, TX-164-1-7602, in the subject line on the first page of your comment. Please ensure that your comments are submitted within the specified comment period. Comments received after the close of the comment period will be marked "late." The EPA is not required to consider these late comments.

A. *Electronically.* If you submit an electronic comment as prescribed below, EPA recommends that you include your name, mailing address, and an e-mail address or other contact information in the body of your comment. Also include this contact information on the outside of any disk or CD ROM you submit, and in any cover letter accompanying the disk or CD ROM. This ensures that you can be identified as the submitter of the comment and allows EPA to contact you in case EPA cannot read your comment due to technical difficulties or needs further information on the substance of your comment. The EPA's policy is that EPA will not edit your comment, and any identifying or contact information provided in the body of a comment will be included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment.

i. *Electronic Mail (e-mail).* Comments may be sent by e-mail to Mr. Alan Shar ([shar.alan@epa.gov](mailto:shar.alan@epa.gov)). The EPA's e-mail system is not an "anonymous access" system. If you send an e-mail comment directly without going through Regulations.gov, EPA's e-mail system automatically captures your e-mail address. E-mail addresses that are automatically captured by EPA's e-mail system are included as part of the