

also not subject to Executive Order 13211.

#### *J. Congressional Review Act*

The Congressional Review Act, 5 U.S.C. 801 *et seq.*, as added by the Small Business Regulatory Enforcement Fairness Act of 1996, generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States. EPA will submit 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 United States prior to publication of the rule in the **Federal Register**. This rule is not a "major rule" as defined by 5 U.S.C. 804(2).

#### *K. Petitions for Judicial Review*

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by November 25, 2003. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action to reclassify the Atlanta area as a severe ozone nonattainment area and to adjust applicable deadlines may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

#### GEORGIA—OZONE (1-HOUR STANDARD)

#### List of Subjects in 40 CFR Part 81

Environmental protection, Air pollution control, National parks, Wilderness areas.

Dated: September 15, 2003.

**J.I. Palmer, Jr.,**

*Regional Administrator, Region 4.*

■ 40 CFR part 81 is amended as follows:

#### **PART 81—[AMENDED]**

■ 1. The authority citation for part 81 continues to read as follows:

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

■ 2. In § 81.311 the table entitled "Georgia—Ozone (1-hour standard)" is amended by revising the entry for the Atlanta area to read as follows:

#### **§ 81.311 Georgia.**

\* \* \* \* \*

Designated area	Designation		Classification	
	Date <sup>1</sup>	Type	Date <sup>1</sup>	Classification
Atlanta Area:				
Cherokee County .....	11/15/1990	Nonattainment .....	1/01/2004	Severe.
Clayton County .....	11/15/1990	Nonattainment .....	1/01/2004	Severe.
Cobb County .....	11/15/1990	Nonattainment .....	1/01/2004	Severe.
Coweta County .....	11/15/1990	Nonattainment .....	1/01/2004	Severe.
DeKalb County .....	11/15/1990	Nonattainment .....	1/01/2004	Severe.
Douglas County .....	11/15/1990	Nonattainment .....	1/01/2004	Severe.
Fayette County .....	11/15/1990	Nonattainment .....	1/01/2004	Severe.
Forsyth County .....	11/15/1990	Nonattainment .....	1/01/2004	Severe.
Fulton County .....	11/15/1990	Nonattainment .....	1/01/2004	Severe.
Gwinnett County .....	11/15/1990	Nonattainment .....	1/01/2004	Severe.
Henry County .....	11/15/1990	Nonattainment .....	1/01/2004	Severe.
Paulding County .....	11/15/1990	Nonattainment .....	1/01/2004	Severe.
Rockdale County .....	11/15/1990	Nonattainment .....	1/01/2004	Severe.
* * * * *				

<sup>1</sup> This date is October 18, 2000, unless otherwise noted.

[FR Doc. 03-24404 Filed 9-25-03; 8:45 am]  
BILLING CODE 6560-50-P

#### **ENVIRONMENTAL PROTECTION AGENCY**

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

[OPP-2003-0264; FRL-7321-4]

#### **Imazapyr; Pesticide Tolerance**

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

**ACTION:** Final rule.

**SUMMARY:** This regulation establishes a tolerance for residues of imazapyr [2-[4,5-dihydro-4-methyl-4-(1-methylethyl)-5-oxo-1H-imidazol-2-yl]-3-pyridinecarboxylic acid] in or on grass, forage; grass, hay; fish; shellfish; fats of cattle, sheep, goats, and horses; kidney

of cattle, sheep, goats, and horses; meat byproducts (except kidney) of cattle, sheep, goats, and horses; meat of cattle, sheep, goats, and horses; and milk.. BASF requested this tolerance under the Federal Food, Drug, and Cosmetic Act (FFDCA), as amended by the Food Quality Protection Act of 1996 (FQPA).

**DATES:** This regulation is effective September 26, 2003. Objections and requests for hearings, identified by docket ID number OPP-2003-0264, must be received on or before November 25, 2003.

**ADDRESSES:** Written objections and hearing requests may be submitted electronically, by mail, or through hand delivery/courier. Follow the detailed instructions as provided in Unit VI. of the **SUPPLEMENTARY INFORMATION**.

**FOR FURTHER INFORMATION CONTACT:** Jim Tompkins, Registration Division, 7505C,

Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 305-5697; e-mail address: [tompkins.jim@epa.gov](mailto:tompkins.jim@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 entities may include, but are not limited to:

- Crop production (NAICS 111)
- Animal production (NAICS 112)
- Food manufacturing (NAICS 311)
- Pesticide manufacturing (NAICS 32532)