

training with F-16 aircraft. The proposed airspace would consist of area "A," a three by five statute mile impact area from the surface to 300 feet above ground level (AGL) for inert (nonexplosive) training munitions; area "B," a 300 feet AGL to FL 180 area; area "C," FL 180 to FL 270; and area "D," FL 270 to FL 310. This airspace would total approximately 22 by 18 statute miles.

Section 73.46 of part 73 of the Federal Aviation Regulations was republished in FAA Order 7400.8L dated October 7, 2003.

The FAA has determined that this proposed regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. Therefore, this proposed regulation: (1) Is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule, when promulgated, will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

#### Environmental Review

This proposal will be subject to the appropriate environmental analysis in accordance with FAA Order 1050.1D, Policies and Procedures for Considering Environmental Impacts, prior to any FAA final regulatory action.

#### List of Subjects in 14 CFR Part 73

Airspace, Navigation (air).

#### The Proposed Amendment

In consideration of the foregoing, the Federal Aviation Administration proposes to amend 14 CFR part 73 as follows:

#### PART 73—SPECIAL USE AIRSPACE

1. The authority citation for part 73 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

#### § 73.46 [Amended]

2. § 73.46 is amended as follows:

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#### R-4601A, Bearpaw, MT (New)

Boundaries. Beginning at (lat. 48°03'33" N, long. 108°57'07" W); (lat. 48°03'33" N, long.

109°03'36" W); (lat. 48°06'09" N, long. 109°03'36" W); (lat. 48°06'09" N, long. 108°57'07" W); to point of beginning.

Designated altitudes. Surface up to, but not including, 300 feet AGL.

Time of designation. Intermittent by NOTAM.

Controlling agency. FAA, Salt Lake City ARTCC.

Using agency. 120th FW, Montana Air National Guard, Great Falls International Airport, MT.

#### R-4601B, Bearpaw, MT (New)

Boundaries. Beginning at (lat. 47°56'00" N, long. 108°54'00" W); (lat. 47°56'00" N, long. 109°17'00" W); (lat. 48°15'00" N, long. 109°17'00" W); (lat. 48°15'00" N, long. 108°54'00" W); to point of beginning.

Designated altitudes. 300 feet AGL up to, but not including, FL 180.

Time of designation. Intermittent by NOTAM.

Controlling agency. FAA, Salt Lake City ARTCC.

Using agency. 120th FW, Montana Air National Guard, Great Falls International Airport, MT.

#### R-4601C, Bearpaw, MT (New)

Boundaries. Beginning at (lat. 47°56'00" N, long. 108°54'00" W); (lat. 47°56'00" N, long. 109°17'00" W); (lat. 48°15'00" N, long. 109°17'00" W); (lat. 48°15'00" N, long. 108°54'00" W); to point of beginning.

Designated altitudes. FL 180 to FL 270.

Time of designation. Intermittent by NOTAM.

Controlling agency. FAA, Salt Lake City ARTCC.

Using agency. 120th FW, Montana Air National Guard, Great Falls International Airport, MT.

#### R-4601D, Bearpaw, MT (New)

Boundaries. Beginning at (lat. 47°56'00" N, long. 108°54'00" W); (lat. 47°56'00" N, long. 109°17'00" W); (lat. 48°15'00" N, long. 109°17'00" W); (lat. 48°15'00" N, long. 108°54'00" W); to point of beginning.

Designated altitudes. FL 270 to FL 310.

Time of designation. Intermittent by NOTAM.

Controlling agency. FAA, Salt Lake City ARTCC.

Using agency. 120th FW, Montana Air National Guard, Great Falls International Airport, MT.

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Issued in Washington, DC, on November 7, 2003.

**Reginald C. Matthews,**

*Manager, Airspace and Rules Division.*

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 261

[SW-FRL-7587-3]

### Hazardous Waste Management System; Identification and Listing of Hazardous Waste; Proposed Exclusion

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

**ACTION:** Proposed rule and request for comment.

**SUMMARY:** The EPA is proposing to grant a petition submitted by American Chrome & Chemicals L.P. (ACC) to exclude (or delist) certain dewatered sludge from the production of chrome oxide green pigments (K006) generated at its Corpus Christi, Texas facility from the lists of hazardous wastes.

The EPA used the Delisting Risk Assessment Software (DRAS) in the evaluation of the impact of the petitioned waste on human health and the environment.

The EPA bases its proposed decision to grant the petition on an evaluation of waste-specific information provided by the petitioner. This proposed decision, if finalized, would conditionally exclude the petitioned waste, the dewatered sludge, from the requirements of hazardous waste regulations under the Resource Conservation and Recovery Act (RCRA).

If finalized, the EPA would conclude that ACC's petitioned waste is nonhazardous with respect to the original listing criteria and will substantially reduce the likelihood of migration of constituents from this waste. The EPA would also conclude that their process minimizes short-term and long-term threats from the petitioned waste to human health and the environment.

**DATES:** The EPA will accept comments until January 2, 2004. The EPA will stamp comments received after the close of the comment period as "late." These late comments may not be considered in formulating a final decision. Your requests for a hearing must reach the EPA by December 2, 2003. The request must contain the information prescribed in 40 CFR 260.20(d).

**ADDRESSES:** Please send three copies of your comments. You should send two copies to the Section Chief of the Corrective Action and Waste Minimization Section, Multimedia Planning and Permitting Division, (6PD-C), Environmental Protection Agency, 1445 Ross Avenue, Dallas, Texas 75202. You should send a third