

**§ 240.13d-101 Schedule 13D—Information to be included in statements filed pursuant to § 240.13d-1(a) and amendments thereto filed pursuant to § 240.13d-2(a).**

\* \* \* \* \*

If the filing person has previously filed a statement on Schedule 13G to report the acquisition that is the subject of this Schedule 13D, and is filing this schedule because of §§ 240.13d-1(b)(4), 240.13d-1(b)(5) or 240.13d-1(b)(6), check the following box.

\* \* \* \* \*

Note: Schedules filed in paper format shall include a signed original and five copies of the schedule, including all exhibits. See § 240.13d-7(b) for other parties to whom copies are to be sent.

\* \* \* \* \*

6. By amending § 240.13d-102 by revising the section heading, adding a line for the date of the reportable event following the line for CUSIP Number, revising Instruction A, revising Items 3, 4, and 10, and revising the note at the end of the schedule, to read as follows:

**§ 240.13d-102 Schedule 13G—Information to be included in statements filed pursuant to § 240.13d-1 (b) and (c) and amendments thereto filed pursuant to § 240.13d-1(b)(3) or § 240.13d-2.**

\* \* \* \* \*

(Date of Event Which Requires Filing of this Statement)

\* \* \* \* \*

*Instructions.* A. Statements filed pursuant to § 240.13d-1(b)(1) containing the information required by this schedule shall be filed not later than February 14 following the calendar year in which the person became obligated to report or within the time specified in § 240.13d-1(b)(3), if applicable. Statements filed pursuant to § 240.13d-1(b)(2) shall be filed not later than 10 days after the event requiring the filing.

\* \* \* \* \*

*Item 3.* If this statement is filed pursuant to §§ 240.13d-1(b)(1) or 240.13d-2(b), check whether the person filing is a:

- (a) ☐ Broker or dealer registered under section 15 of the Act.
- (b) ☐ Bank as defined in section 3(a)(6) of the Act.
- (c) ☐ Insurance company as defined in section 3(a)(19) of the Act.
- (d) ☐ Investment company registered under section 8 of the Investment Company Act of 1940.
- (e) ☐ Investment adviser registered under section 203 of the Investment Advisers Act of 1940.

(f) ☐ Employee benefit plan as defined in Section 3(3) of the Employee Retirement Income Security Act of 1974, as amended, 29 U.S.C. 1001 *et seq.* ("ERISA") which is subject to the

provisions of ERISA, or any such plan that is not subject to ERISA that is maintained primarily for the benefit of the employees of a state or local government or instrumentality, or an endowment fund.

(g) ☐ Parent holding company or control person, in accordance with § 240.13d-1(b)(1)(ii)(G).

If this statement is filed pursuant to § 240.13d-1(b)(2), check this box. \_\_\_\_\_

*Item 4. Ownership.*

Provide the following information regarding the aggregate number and percentage of the class of securities of the issuer identified in Item 1.

(a) Amount beneficially owned: \_\_\_\_\_

(b) Percent of class: \_\_\_\_\_

(c) Number of shares as to which such person has:

(i) Sole power to vote or to direct the vote \_\_\_\_\_.

(ii) Shared power to vote or to direct the vote \_\_\_\_\_.

(iii) Sole power to dispose or to direct the disposition of \_\_\_\_\_.

(iv) Shared power to dispose or to direct the disposition of \_\_\_\_\_.

*Instruction.* For computations regarding securities which represent a right to acquire an underlying security see § 240.13d-3(d)(1).

\* \* \* \* \*

*Item 10. Certification.*

(a) The following certification shall be included if the statement is filed pursuant to § 240.13d-1(b)(1):

By signing below I certify that, to the best of my knowledge and belief, the securities referred to above were acquired and held in the ordinary course of business and were not acquired or held for the purpose of and do not have the effect of changing or influencing the control of the issuer of such securities and were not acquired or held in connection with or as a participant in any transaction having such purpose or effect.

(b) The following certification shall be included if the statement is filed pursuant to § 240.13d-1(b)(2):

By signing below I certify that, to the best of my knowledge and belief, the securities referred to above were not acquired or held for the purpose of and do not have the effect of changing or influencing the control of the issuer of such securities and were not acquired or held in connection with or as a participant in any transaction having such purpose or effect.

\* \* \* \* \*

Note: Schedules filed in paper format shall include a signed original and five copies of the schedule, including all exhibits. See § 240.13d-7(b) for other parties for whom copies are to be sent.

\* \* \* \* \*

2. By amending § 240.16a-1 to revise paragraphs (a)(1)(vi) and (vii) to read as follows:

**§ 240.16a-1 Definition of terms.**

\* \* \* \* \*

(a) \* \* \*

(1) \* \* \*

(vi) An employee benefit plan as defined in Section 3(3) of the Employee Retirement Income Security Act of 1974, as amended, 29 U.S.C. 1001 *et seq.* ("Employee Retirement Income Security Act") which is subject to the provisions of the Employee Retirement Income Security Act, or any such plan that is not subject to the Employee Retirement Income Security Act that is maintained primarily for the benefit of the employees of a state or local government or instrumentality, or an endowment fund;

(vii) A parent holding company or control person, provided the aggregate amount held directly by the parent or control person, and directly and indirectly by its subsidiaries or affiliates that are not persons specified in § 240.16a-1(a)(1) (i) through (vi), does not exceed one percent of the subject class; and

\* \* \* \* \*

Dated: July 3, 1996.

By the Commission.

Jonathan G. Katz,

Secretary.

[FR Doc. 96-17579 Filed 7-10-96; 8:45 am]

BILLING CODE 8010-01-P

**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 52**

[TN-167-9627b; FRL-5529-2]

**Control Strategy: Ozone (O<sub>3</sub>); Tennessee**

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

**ACTION:** Proposed rule.

**SUMMARY:** The EPA proposes to approve an exemption request from the oxides of nitrogen (NO<sub>x</sub>) reasonably available control technology (RACT) and NO<sub>x</sub> conformity requirements of the Clean Air Act as amended in 1990 (CAA) for the five county Middle Tennessee (Nashville) moderate ozone (O<sub>3</sub>) nonattainment area. The NO<sub>x</sub> exemption request is based upon the most recent three years of monitoring data, which demonstrate that additional reductions of NO<sub>x</sub> would not contribute to attainment of the National Ambient Air Quality Standards (NAAQS). In the

final rules section of this Federal Register, the EPA is approving the exemption request as a direct final rule without prior proposal because the Agency views this as a noncontroversial amendment and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to this proposed rule, no further activity is contemplated in relation to this proposed rule. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. The EPA will not institute a second comment period on this document. Any parties interested in commenting on this document should do so at this time.

**DATES:** To be considered, comments must be received by August 12, 1996.

**ADDRESSES:** Written comments on this action should be addressed to William Denman at the Environmental Protection Agency, Region 4 Air Programs Branch, 345 Courtland Street, NE, Atlanta, Georgia 30365. Copies of documents relative to this action are available for public inspection during normal business hours at the following locations. The interested persons wanting to examine these documents should make an appointment with the appropriate office at least 24 hours before the visiting day. Reference file TN167-01-9627. The Region 4 office may have additional background documents not available at the other locations.

Air and Radiation Docket and Information Center (Air Docket 6102), U.S. Environmental Protection Agency, 401 M Street, SW., Washington, DC 20460.

Environmental Protection Agency, Region 4 Air Programs Branch, 345 Courtland Street, NE., Atlanta, Georgia 30365. William Denman, 404/347-3555 extension 4208.

Tennessee Department of Environment and Conservation, Division of Air Pollution Control, L & C Annex, 9th Floor, 401 Church Street, Nashville, Tennessee 37243-1531. 615/532-0554

**FOR FURTHER INFORMATION CONTACT:** William Denman 404/347-3555 extension 4208.

**SUPPLEMENTARY INFORMATION:** For additional information see the direct final rule which is published in the rules section of this Federal Register.

Dated: June 18, 1996.  
A. Stanley Meiburg,  
*Acting Regional Administrator.*  
[FR Doc. 96-17646 Filed 7-10-96; 8:45 am]  
BILLING CODE 6560-50-P

#### 40 CFR Part 79

[FRL-5532-5]

#### Registration of Fuels and Fuel Additives: Changes in Requirements, and Applicability to Blenders of Deposit Control Gasoline Additives

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

**ACTION:** Proposed rule.

**SUMMARY:** This document proposes several specific changes to regulations requiring the registration and testing of designated motor vehicle fuels and fuel additives (F/FAs) by their manufacturers. The objectives are to reduce the number of respondents, streamline program requirements, further ease small business burdens, and clarify some specific technical provisions in the existing registration regulations. Included in the proposed group of respondents no longer required to be registered as fuel manufacturers are those who solely blend deposit control additives into gasoline.

**DATES:** Written comments on the issues presented in this document will be accepted until August 12, 1996.

**ADDRESSES:** Comments should be sent in duplicate to EPA Air Docket Section (LE-131); Attention: Public Docket No. A-90-07; Room M-1500, 401 M Street S.W., Washington, DC 20460; Phone 202-260-7548 or 7549; FAX 202-260-4000. The docket is open for public inspection from 8:00 a.m. until 5:30 p.m., Monday through Friday, except on government holidays. Previous rulemaking documents and other materials related to this proposal are available in the docket. As provided in 40 CFR part 2, a reasonable fee may be charged by EPA for photocopying services.

**FOR FURTHER INFORMATION CONTACT:** Jim Caldwell (202-233-9303) or Joseph Fernandes (202-233-9016), U.S. EPA, Office of Mobile Sources, Fuels and Energy Division, Mail Code 6406J, 401 M Street SW, Washington, DC 20460.

Electronic copies of this proposed rule, the regulatory text for this proposed rule, and earlier rulemaking documents related to the F/FA Registration Program are available free of charge on EPA's Technology Transfer Network Bulletin Board System (TTNBBS). For specific instructions,

contact Joseph Fernandes at the phone number or address above. These documents are also available in the public docket referenced above.

#### SUPPLEMENTARY INFORMATION:

##### I. Regulated Entities

Regulated categories and entities potentially affected by this action include:

Category	Examples of regulated entities
Industry .....	Manufacturers of gasoline and diesel fuel. Manufacturers of additives for gasoline and diesel fuel.

This table is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be regulated by this action. This table lists the types of entities that EPA is now aware could be potentially regulated by this action. Other types of entities not listed in the table could also be regulated. To determine whether your entity would be regulated by this action, you should carefully examine this preamble and the proposed changes to the regulatory text. You should also carefully examine the existing provisions of the registration program at 40 CFR part 79.

##### II. Introduction

###### A. Background

The F/FA registration program is authorized by section 211 of the Clean Air Act (CAA) and codified in 40 CFR part 79. In accordance with CAA sections 211(a) and (b)(1), basic registration requirements applicable to gasoline and diesel fuels and their additives were issued in 1975. These regulations require manufacturers to submit information on their F/FA products, such as the commercial identity, chemical composition, purpose-in-use, and range of concentration, in order to have such products registered by the EPA.

Additional registration requirements, implementing sections 211(b)(2) and (e), were proposed in April 1992 and February 1994 (57 FR 13168 and 59 FR 8886, respectively) and were finalized on May 27, 1994 (59 FR 33042, June 27, 1994). The additional regulations require manufacturers, as part of their F/FA registration responsibilities, to conduct tests and submit information on the health effects of their F/FA products. These requirements are organized within three tiers. Tier 1 requires analysis of the combustion and evaporative emissions of F/FAs and a survey of existing scientific information on the public health and welfare effects