

under the criteria of the Regulatory Flexibility Act. A copy of the draft regulatory evaluation prepared for this action is contained in the Rules Docket. A copy of it may be obtained by contacting the Rules Docket at the location provided under the caption ADDRESSES.

#### List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

#### The Proposed Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration proposes to amend part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

#### PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

**Authority:** 49 U.S.C. App. 1354(a), 1421 and 1423; 49 U.S.C. 106(g); and 14 CFR 11.89.

#### § 39.13 [Amended]

2. Section 39.13 is amended by adding the following new airworthiness directive:

**Beech Aircraft Corporation:** Docket 94-NM-162-AD.

**Applicability:** Model 400 airplanes, serial numbers RJ-1 through RJ-65 inclusive; Model 400A airplanes, serial numbers RK-1 through RK-93 inclusive; and Model MU-300-10 airplanes, serial numbers A1001SA through A1011SA inclusive; certificated in any category.

**Note 1:** This AD applies to each airplane identified in the preceding applicability provision, regardless of whether it has been modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must use the authority provided in paragraph (b) to request approval from the FAA. This approval may address either no action, if the current configuration eliminates the unsafe condition; or different actions necessary to address the unsafe condition described in this AD. Such a request should include an assessment of the effect of the changed configuration on the unsafe condition addressed by this AD. In no case does the presence of any modification, alteration, or repair remove any airplane from the applicability of this AD.

**Compliance:** Required as indicated, unless accomplished previously.

To prevent reduced controllability of the airplane due to a shifting of the flightcrew seat during flight, accomplish the following:

(a) Within 200 hours time-in-service after the effective date of this AD, install an improved adjustment mechanism on the

flightcrew seat, and replace the existing aluminum seat reinforcement assemblies with steel assemblies, in accordance with Beechcraft Service Bulletin No. 2536, Revision 1, dated April 1995.

(b) An alternative method of compliance or adjustment of the compliance time that provides an acceptable level of safety may be used if approved by the Manager, Wichita Aircraft Certification Office (ACO), FAA, Small Airplane Directorate. Operators shall submit their requests through an appropriate FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Wichita ACO.

**Note 2:** Information concerning the existence of approved alternative methods of compliance with this AD, if any, may be obtained from the Wichita ACO.

(c) Special flight permits may be issued in accordance with §§ 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate the airplane to a location where the requirements of this AD can be accomplished.

Issued in Renton, Washington, on May 19, 1995.

**Darrell M. Pederson,**

*Acting Manager, Transport Airplane Directorate, Aircraft Certification Service.*

[FR Doc. 95-12828 Filed 5-24-95; 8:45 am]

BILLING CODE 4910-13-U

#### 14 CFR Part 91 and 135

[Docket No. 25149, Notice 95-6; Special Federal Aviation Regulation (SFAR) No. 50-2]

RIN 2120-AF60

#### Special Flight Rules in the Vicinity of the Grand Canyon National Park

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of proposed rulemaking (NPRM); correction.

**SUMMARY:** This document contains a correction to a Notice of Proposed Rulemaking (NPRM), Special Flight Rules in the Vicinity of the Grand Canyon National Park, SFAR No. 50-2, published in the **Federal Register** on April 12, 1995 (60 FR 18700).

**FOR FURTHER INFORMATION CONTACT:** Mrs. Ellen Crum, Air Traffic Rules Branch, ATP-230, Telephone (202) 267-8783.

**SUPPLEMENTARY INFORMATION:**

#### History

**Federal Register** Document, Docket No. 25149, published on April 12, 1995 (60 FR 18700), proposed to extend the effectiveness of SFAR No. 50-2. The Notice No. was omitted from the heading.

#### Correction to NPRM

The NPRM, published in the **Federal Register** on April 12, 1995 (60 FR 18700), is corrected as follows:

1. By adding the words "Notice 95-6;" on page 18700, first column, in the heading, after "Docket No. 25149,".

Issued in Washington, DC, on May 17, 1995.

**Donald P. Byrne,**

*Assistant Chief Counsel, Office of the Chief Counsel.*

[FR Doc. 95-12753 Filed 5-24-95; 8:45 am]

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#### DEPARTMENT OF LABOR

#### Occupational Safety and Health Administration

#### 29 CFR Parts 1910, 1915, and 1926

[Docket No. H-049]

RIN 1218-0099

#### Respiratory Protection

**AGENCY:** Occupational Safety and Health Administration (OSHA), Labor.

**ACTION:** Scheduling of a technical panel discussion on assigned protection factors as part of the pending rulemaking hearing.

**SUMMARY:** By this document, the Occupational Safety and Health Administration (OSHA) announces the convening, pursuant to 29 CFR 1911.4, of a panel to discuss certain science-policy issues involved in respirator selection, focusing on the need for, and limitations of, assigning protection factors for respirators by class. This panel discussion will take place on June 15, 1995, as part of the scheduled rulemaking hearing on respiratory protection. Details on the process and procedures associated with the panel discussion are described below.

**DATES:** The hearing on the proposed rule will begin on June 6, 1995. The panel discussion is scheduled for 9:00 a.m. on June 15, 1995.

**ADDRESSES:** The hearing and panel discussion will be held in the auditorium of the U.S. Department of Labor, 200 Constitution Avenue, N.W., Washington, D.C.

**FOR FURTHER INFORMATION CONTACT:** Proposal: Mr. Richard Liblong, Office of Information and Consumer Affairs, Occupational Safety and Health Administration, 200 Constitution Avenue, N.W., Room N3647, Washington, D.C. 20210; (202) 219-8151.

Hearing: Mr. Thomas Hall, Division of Consumer Affairs, Occupational Safety

and Health Administration, 200 Constitution Avenue, N.W., Room N3649, Washington, D.C. 20210; (202) 219-8615.

**SUPPLEMENTARY INFORMATION:**

**Background**

On November 15, 1994, OSHA published a notice of proposed rulemaking on its respiratory protection standard (59 FR 58884 *et seq.*). The proposal is intended to update the current respirator standard to reflect changes in methodology, technology and approach related to respirator protection that have occurred since the existing respiratory protection standard was adopted in 1971.

The hearing on this proposal is scheduled to begin on June 6, 1995, (60 FR 4132 *et seq.*), and will last until at least until June 20, 1995. OSHA is in the process of contacting parties who have submitted notices of intention to appear at the hearing, to confirm the scheduling of their oral testimony.

**Scheduling of Science-Policy Panel**

OSHA has scheduled, on June 15, 1995, a panel discussion concerning technical, scientific, and policy issues surrounding the assignment of protection factors (APFs). The panel will be comprised of representatives of 6 parties invited by OSHA to participate in the discussion, as well as an OSHA representative. The panel discussion will be chaired by an additional OSHA official. Each invited party is already a participant in the rulemaking by virtue of having submitted a timely notice of intention to appear to testify and is already scheduled to provide testimony on APFs. Each invited party may choose its representative, who need not necessarily be an individual named in the notices of intention to appear at the hearings which the parties previously submitted. OSHA expects that the representatives will possess technical expertise and a willingness to exchange views in a constructive manner. The general agenda for the panel discussion consists of the issues stated below, and a more detailed agenda will be distributed during the hearing no later than June 9, 1995. Questions and brief comments to the panel from hearing participants and, to the extent time permits, from the audience, will be permitted until the Administrative Law Judge adjourns the hearing for the day on June 15, 1995.

The purpose of the panel discussion is to provide a variety of perspectives on the uncertainties surrounding the choice of APFs, so that OSHA can rely upon informed judgement if the Agency

decides to set an APF for each respirator class as part of this rulemaking. Conflicting information regarding APFs is emerging in this rulemaking and warrants focused discussion. OSHA believes that additional information and viewpoints on APFs would be useful in resolving various open questions and in arriving at sensible conclusions.

OSHA contemplates that discussion topics will include: the validity of results obtained from available protection factor studies; the range of statistical uncertainty and person-to-person variability surrounding the results of these studies; correlations between study results; identification/specification of procedures and protocols that should be used in determining APFs; and science-policy issues on the role of protection factors in a required selection logic.

In choosing panel participants OSHA will attempt to include, if possible, those participants who have expressed an interest in APFs, and a willingness to exchange views on the record. It should be emphasized that the panel is a device to gather testimony; by opening the discussion to a broad range of parties and interests at once, OSHA believes that information will be tested, that views will be shared, and that the areas of uncertainty intrinsic to these issues will be crystallized. For these reasons, OSHA finds that, pursuant to 29 CFR 1911.4, "good cause" exists for scheduling this panel discussion.

The panel's discussions will be facilitated by an OSHA official who will guide the discussion to ensure that the Agency's information needs are met. Since the discussion is "on the record", and is part of the hearing procedure, the Administrative Law Judge will be the overall presiding official, consistent with 29 CFR part 1911.

Although as noted above, OSHA is organizing and selecting the makeup of the panel, all hearing participants will have the opportunity, subject to the direction and reasonable discretion of the Administrative Law Judge, to participate at appropriate intervals by making their own comments and by asking clarifying questions of participants. During the panel discussion, participants will discuss the agenda issues and not repeat their testimony provided elsewhere in the hearing. To avoid unproductive, irrelevant or repetitive questioning by panel members, hearing participants, or the public, the Administrative Law Judge will exercise discretion in disallowing such questioning.

The rest of the hearing procedures are set out in 29 CFR 1911.15-18, in the **Federal Register** notices of November

15, 1994 (59 FR 58884 *et seq.*) and also repeated in the notice of January 20, 1995 (60 FR 4132 *et seq.*) or in the Administrative Law Judge's prehearing guidelines which will be sent to all persons who have filed notices of intention to appear.

**Authority and Signature**

This document was prepared under the direction of Joseph A. Dear, Assistant Secretary of Labor for Occupational Safety and Health, U.S. Department of Labor, 200 Constitution Avenue, N.W., Washington, D.C., 20210. It is issued pursuant to section 6(b) of the Occupational Safety and Health Act of 1970 (84 Stat. 1593, 29 U.S.C. 655).

Signed at Washington, D.C. this 19th day of May, 1995.

**Joseph A. Dear,**

*Assistant Secretary of Labor.*

[FR Doc. 95-12876 Filed 5-24-95; 8:45 am]

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**DEPARTMENT OF THE INTERIOR**

**Office of Surface Mining Reclamation and Enforcement**

**30 CFR Part 925**

**Missouri Abandoned Mine Lands Reclamation (AMLR) Plan**

**AGENCY:** Office of Surface Mining Reclamation and Enforcement (OSM), Interior.

**ACTION:** Proposed rule; reopening and extension of public comment period on proposed amendment.

**SUMMARY:** OSM is announcing receipt of revisions pertaining to a previously proposed amendment to the Missouri AMLR plan (hereinafter referred to as the "Missouri plan") under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). The revisions for Missouri's proposed statutes, regulation, and State reclamation plan provisions of the Missouri Abandoned Mine Lands program pertain to powers of the Land Reclamation Commission, expenditures of the abandoned mine reclamation fund, eligible coal lands and water, and a future set-aside program. The amendment is intended to revise the Missouri AMLR plan to be consistent with the corresponding Federal standards, to clarify ambiguities, and to improve operational efficiency.

**DATES:** Written comments must be received by 4:00 p.m., c.d.t., June 9, 1995.

**ADDRESSES:** Written comments should be mailed or hand delivered to Michael C. Wolfrom at the address listed below.