

final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule.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 July 19, 1995.

**ADDRESSES:** Written comments should be addressed to: Ms. Kimberly Bingham, Regulatory Planning and Development Section, Air Programs Branch, Air, Pesticides & Toxics Management Division, Region 4 Environmental Protection Agency, 345 Courtland Street, NE., Atlanta, Georgia 30365.

Copies of the material submitted by the Commonwealth of Kentucky may be examined during normal business hours at the following 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 IV Air Programs Branch, 345 Courtland Street, NE., Atlanta, Georgia 30365.

Department for Environmental Protection, Division for Air Quality, 803 Schenkel Lane, Frankfort, Kentucky 40601.

**FOR FURTHER INFORMATION CONTACT:** Ms. Kimberly Bingham, Regulatory Planning and Development Section, Air Programs Branch, Air, Pesticides & Toxics Management Division, Region IV Environmental Protection Agency, 345 Courtland Street, N.E., Atlanta, Georgia 30365. The telephone number is (404) 347-3555 extension 4195.

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

Dated: April 10, 1995.

**Patrick M. Tobin,**

*Acting Regional Administrator.*

[FR Doc. 95-14449 Filed 6-16-95; 8:45 am]

BILLING CODE 6560-50-P

#### 40 CFR Part 52

[TX-37-1-6323b; FRL-5162-1]

#### Approval and Promulgation of Air Quality Implementation Plans; Texas; Alternative Emission Control Plan For Shell Oil Company, Deer Park, TX

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

**ACTION:** Proposed rule.

**SUMMARY:** The EPA in this action proposes to approve the alternative emission reduction (bubble) plan for the Shell Oil Company's Deer Park manufacturing complex as a revision to the Texas State Implementation Plan (SIP). In the final rules section of this **Federal Register**, the EPA is approving the State's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial revision 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 rule. If the EPA receives adverse comments, the direct final rule will be withdrawn, and all public comments will be addressed in a subsequent final rule based on this proposed rule. The EPA will not institute a second comment period on this action. Any parties interested in commenting on this action should do so at this time.

**DATES:** Comments on this proposed rule must be received in writing by July 19, 1995.

**ADDRESSES:** Written comments on this action should be addressed to Mr. Guy Donaldson, Acting Chief, Planning Section, at the EPA Regional Office listed below. Copies of the documents relevant 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 twenty-four hours before the visiting day.

U.S. Environmental Protection Agency, Region 6, Air Programs Branch (6T-A), 1445 Ross Avenue, suite 700, Dallas, Texas 75202.

Texas Natural Resource Conservation Commission, 12124 Park 35 Circle, Austin, Texas 78753.

**FOR FURTHER INFORMATION CONTACT:** Ms. Leila Yim Surratt or Mr. Herb Sherrow, Planning Section (6T-AP), Air Programs Branch, EPA Region 6, 1445 Ross Avenue, Dallas, Texas 75202-2733, telephone (214) 665-7214.

**SUPPLEMENTARY INFORMATION:** See the information provided in the direct final action of the same title which is located in the final rules section of this **Federal Register**.

Dated: February 8, 1995.

**William B. Hathaway,**

*Acting Regional Administrator.*

[FR Doc. 95-14853 Filed 6-16-95; 8:45 am]

BILLING CODE 6560-50-P

#### 40 CFR Parts 52 and 81

[OH50-4-7071; FRL-5222-8]

#### Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Ohio

**AGENCY:** United States Environmental Protection Agency.

**ACTION:** Denial of comment period extension on proposed rule.

**SUMMARY:** On May 2, 1995, the United States Environmental Protection Agency (USEPA) published a proposed rule (60 FR 21490) and a direct final rule (60 FR 21456) approving a request by Ohio to redesignate the Toledo ozone nonattainment area to attainment of the National Ambient Air Quality Standard for ozone, and also approving the State's maintenance plan for this area. Several commentors provided comments on the proposed approval, and made a general request that the USEPA extend the public comment period on the rulemaking. One commentor requested an extension of the comment period so that concerns about increased vehicle emissions caused by new road construction projects and a possible increase in highway tolls can be evaluated and addressed. The USEPA is denying the extension requests for the following reasons: Ohio solicited public comments on the issues associated with redesignating the Toledo area in October 1993; the USEPA announced its conclusions regarding the request to the press 6 weeks before publishing the action; justification was not provided that extending the comment period would significantly enhance public input; the USEPA will address the commentors' concerns in a final rule document; and no parties wishing to actually make additional comments were identified. The USEPA notes that a public function for the rulemaking package was held on March 14, 1995, in Toledo, Ohio, and it was shown on television news programs. Based on the factors discussed above, since the public was made aware of this rulemaking action, and because no party has sought to submit comments after the comment period, the USEPA does not believe that an extension of the comment period is warranted. The USEPA is withdrawing the direct final rule mentioned above in a final rule published elsewhere in this issue of the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** Angela Lee, Regulation Development Section, Air Enforcement Branch (AE-17J), U.S. Environmental Protection Agency, Region 5, 77 West Jackson

Boulevard, Chicago, Illinois 60604.  
Telephone: (312) 353-5142.

**Authority:** 42 U.S.C. 7401-7671q.

Dated: June 7, 1995.

**Valdas V. Adamkus,**  
*Regional Administrator.*

[FR Doc. 95-14851 Filed 6-16-95; 8:45 am]

BILLING CODE 6560-50-P

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

#### 43 CFR Part 3150

[WO-610-4110-02 1A]

RIN 1004-AC25

#### Onshore Oil and Gas Geophysical Exploration

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Advance notice of proposed rulemaking.

**SUMMARY:** The Bureau of Land Management gives notice of its intention to propose a rule to: Impose a fee to recover costs incurred for processing notices of intent to conduct onshore oil and gas geophysical exploration; and establish guidelines for charging fair market value for the use of Federal lands during onshore oil and gas geophysical exploration operations. The purpose of this notice is to solicit comments to help guide preparation of the proposed rule.

**DATES:** Comments on the advance notice of proposed rulemaking must be received by August 21, 1995. Comments postmarked after this date may not be considered in the preparation of the proposed rule.

**ADDRESSES:** Comments should be sent to: Director (140), Bureau of Land Management, Room 5555, 1849 C Street, N.W., Washington, D.C. 20240. Comments can also be sent to WO140@attmail.com. Please include "attn: AC25" and your name and return address in your internet message. Comments will be available for public review at the above address during regular business hours (7:45 a.m. to 4:15 p.m.), Monday through Friday.

**FOR FURTHER INFORMATION CONTACT:** Erick Kaarlela, Leader, Compliance Team, Bureau of Land Management, (202) 452-0340.

**SUPPLEMENTARY INFORMATION:** The rule will be proposed based on recommendations by the Office of the Inspector General (OIG) for the Department of the Interior. The OIG recommended that the Bureau of Land

Management: (1) impose a \$500 fee to recover the costs of processing a notice of intent to conduct oil and gas geophysical exploration operations; and (2) establish and implement procedures for charging operators fair market value for use of Federal lands during onshore oil and gas geophysical exploration and seismic surveys.

Office of Management and Budget Circular No. A-25, as amended and supplemented, requires agencies to establish user charges based on sound management principles and, to the extent feasible, in accordance with commercial practices. The charges need not be limited to the recovery of costs; they may also produce net revenues to the Federal Government. The Federal Land Policy and Management Act (FLPMA) (43 U.S.C. 1701 *et seq.*) reaffirmed long-standing Congressional support of fair market value as a basis for fees. Section 102(a) of FLPMA (43 U.S.C. 1701(a)) states that it is the policy of the United States that the United States must receive fair market value for the use of the public lands and their resources unless otherwise provided for by statute. Section 304 of FLPMA (43 U.S.C. 1734) authorizes the Secretary to establish reasonable filing and service fees and reasonable charges.

This advance notice of proposed rulemaking presents only a general description of the actions being considered and includes no regulatory text.

The Bureau of Land Management currently charges no filing fee for notices of intent (NOI) for oil and gas geophysical exploration for lands outside of Alaska. Other Federal agencies, including the Forest Service, the Fish and Wildlife Service, and the Bureau of Indian Affairs, issue permits and charge fees for oil and gas geophysical exploration. Additionally, several State governments charge fees for geophysical exploration. Research has shown that BLM incurs costs per case estimated to range from \$450 to \$1,500 in processing and monitoring each NOI.

Most agencies base charges for conducting geophysical surveys on line miles of the seismic survey. However, some agencies use the number of shot holes or other criteria to calculate the charge and/or fee. Charges range from nothing up to about \$1,000 per line mile, with the average being a few hundred dollars per line mile.

In publishing this advance notice of intent to propose rulemaking, the Bureau of Land Management requests information and public comments on:

a. The effect of charging a \$500 fee to recover the cost of processing a notice

of intent to conduct onshore oil and gas geophysical exploration operations.

b. The effect of an additional charge for the use of the surface of Federal lands while conducting oil and gas geophysical surveys. (The additional charge would not apply to a Federal lessee conducting such activities on its own leases.)

c. The most appropriate method of determining the additional charge for surface use, including the following possibilities:

1. Whether the surface use charge should be based on a flat rate of \$200 per seismic line mile or fraction thereof;

2. Whether the surface use charge should be based on the size of the area affected by the survey, e.g., \$800 per section or square mile involved.

3. Whether the surface use charge options in 1. and 2., above, should be higher for those seismic methods involving more extensive surface disturbance.

The public is invited to raise any additional issues of concern related to the proposed processing fee and surface use charges for geophysical exploration operations, including any other factors that should be considered in determining the reasonableness of the proposed fee and charge.

The principal author of this advance notice of proposed rulemaking is Gloria Jean Austin of the of Fluids Group, Compliance Team, assisted by the staff of the Regulatory Management Team, Bureau of Land Management.

Dated: June 13, 1995.

**Sylvia V. Baca,**

*Acting Assistant Secretary of the Interior.*

[FR Doc. 95-14933 Filed 6-16-95; 8:45 am]

BILLING CODE 4130-84-P

## DEPARTMENT OF DEFENSE

### GENERAL SERVICES ADMINISTRATION

#### NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

**48 CFR Parts 4, 12, 14, 15, 16, 31, 33, 36, 45, 46, 49, 52, and 53**

[FAR Case 94-721]

RIN 9000-AG30

#### Federal Acquisition Regulation; Truth in Negotiations Act and Related Changes

**AGENCIES:** Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).