

Exceptions to the plans and specifications are explained on the back hereof (or on attached sheet).

Director of SHA Laboratory or other appropriate SHA Official.  
 [FR Doc. 95-15932 Filed 6-28-95; 8:45 am]  
 BILLING CODE 4910-22-P

**DEPARTMENT OF LABOR**

**Mine Safety and Health Administration**

**30 CFR Parts 3, 7, 15, 18, 23, 32, 33, 36, 40, 43, 45, 48, 56, 57, 70, 71, 75, 77, and 90**

**Office of Management and Budget Control Numbers Under the Paperwork Reduction Act**

**AGENCY:** Mine Safety and Health Administration, Labor.

**ACTION:** Final rule.

**SUMMARY:** The Mine Safety and Health Administration (MSHA) is adding a new part to its regulations in order to consolidate the display of Office of Management and Budget (OMB) control numbers approved under the Paperwork Reduction Act. The display references regulations promulgated under the Mine Act containing recordkeeping and reporting requirements. This consolidation will assist the public search for specific information on recordkeeping and reporting requirements approved by OMB and will provide the Agency a format that is simpler to maintain.

**EFFECTIVE DATE:** June 29, 1995.

**FOR FURTHER INFORMATION CONTACT:** Patricia W. Silvey, Director, Office of Standards, Regulations, and Variances, MSHA, 703-235-1910.

**SUPPLEMENTARY INFORMATION:** MSHA reviewed its existing regulations requiring collection of information for OMB control number display and accuracy. As part of that review, MSHA is today publishing the control numbers issued by OMB for information collection. The affected regulations are codified in title 30 of the Code of Federal Regulations (30 CFR) parts 7, 15, 18, 19, 20, 21, 22, 23, 26, 27, 28, 29, 32, 33, 35, 36, 40, 41, 43, 44, 45, 48, 49, 50, 56, 57, 70, 71, 75, 77, and 90.

MSHA is presenting the OMB control numbers in a table format to be codified in part 3, subchapter A, chapter I, 30 CFR. This part will fulfill the requirements of 44 U.S.C. 3507(f) of the Paperwork Reduction Act which prohibits an agency from engaging in a collection of information without displaying the control number obtained from OMB. The table lists the part and section numbers with reporting and recordkeeping requirements and the OMB control numbers. MSHA selected the list format to provide ease of referencing paperwork burden hours and to allow consistent updating. As a result of this new format, the parenthetical statements containing OMB control numbers currently found in 30 CFR at the end of individual paragraphs can be removed.

The OMB control numbers listed in this document were approved previously by OMB. This document makes no substantive change to the current OMB information collection budget. When control numbers included on this list are not found in 30 CFR, it is due to their having been inadvertently omitted from publication in the **Federal Register**, even though OMB approval had been obtained. When control numbers in this document differ from those currently listed in 30 CFR, it is due to a correction of errors or an earlier consolidation of control numbers. In other cases, OMB control numbers currently listed at the end of individual paragraphs were removed previously from OMB's List of Active Information Collections Approved Under the Paperwork Reduction Act, but not removed from 30 CFR. OMB removed some of these numbers as a result of a 1990 Supreme Court decision on third-party disclosure rendering some types of regulations no longer applicable for OMB review under the 1980 Paperwork Reduction Act. In some cases, MSHA converted a reporting requirement to certification as provided in 44 U.S.C. 3501-3520.

MSHA has determined that public notice and comment is "unnecessary" in this rulemaking because the reformatting of OMB control numbers from the end of the regulatory information collection sections to a

composite list constitutes a minor technical amendment which contains no new requirements. As a result, MSHA finds that there is "good cause" under 5 U.S.C. 553 (b)(B) of the Administrative Procedure Act (APA) to issue this table without prior public notice and comment. In addition, MSHA has determined that delaying the effective date is "unnecessary" because the technical amendment contains no new requirements for which the public would need time to plan compliance. MSHA finds, therefore, that there is "good cause" to except this action from the 30-day delayed effective date requirement pursuant to 5 U.S.C. 553(d)(3) of the APA.

**List of Subjects in 30 CFR Part 3**

Reporting and recordkeeping requirements.

Dated: June 23, 1995.

**J. Davitt McAteer,**

*Assistant Secretary for Mine Safety and Health.*

Accordingly, under the authority of 30 U.S.C. 957, chapter I of title 30, Code of Federal Regulations is amended as set forth below.

1. Subchapter A heading in chapter I is revised to read as follows:

**Subchapter A—Official Emblem and OMB Control Numbers for Recordkeeping and Reporting**

2. Part 3 is added to subchapter A to read as follows:

**PART 3—OMB CONTROL NUMBERS UNDER THE PAPERWORK REDUCTION ACT**

**Authority:** 30 U.S.C. 957; 44 U.S.C. 3501-3520.

**§ 3.1 OMB control numbers.**

The collection of information requirements in MSHA regulation sections in this chapter have been approved and assigned control numbers by the Office of Management and Budget (OMB) under the Paperwork Reduction Act. Regulation sections in this chapter containing paperwork requirements and their respective OMB control numbers are displayed in the following table:

TABLE 1.—OMB CONTROL NUMBERS

30 CFR citation	OMB control No.
Subchapter B—Testing, Evaluation, and Approval of Mining Products	
7.3 .....	1219-0100
7.4 (a) .....	1219-0100
7.6 (c) .....	1219-0100

TABLE 1.—OMB CONTROL NUMBERS—Continued

30 CFR citation	OMB control No.
7.7 (d) .....	1219-0100
7.23 .....	1219-0100
7.27 .....	1219-0100
7.28 .....	1219-0100
7.43 .....	1219-0100
7.46 .....	1219-0100
7.47 .....	1219-0100
7.48 .....	1219-0100
7.51 .....	1219-0100
7.63 .....	1219-0100
7.66 .....	1219-0100
7.67 .....	1219-0100
7.68 .....	1219-0100
7.71 .....	1219-0100
7.303 .....	1219-0115
7.306 .....	1219-0115
7.307 .....	1219-0115
7.308 .....	1219-0115
7.309 .....	1219-0115
7.311 .....	1219-0115
7.403 .....	1219-0117
7.407 .....	1219-0117
7.408 .....	1219-0117
15.4 .....	1219-0066
15.7 .....	1219-0066
15.8 .....	1219-0066
18.6 .....	1219-0066
18.15 .....	1219-0066
18.81 .....	1219-0066
18.82 .....	1219-0066
18.93 .....	1219-0066
18.94 .....	1219-0066
19.3 .....	1219-0066
19.13 .....	1219-0066
20.3 .....	1219-0066
20.14 (a) .....	1219-0066
21.4 .....	1219-0066
21.10 (a) .....	1219-0066
22.4 .....	1219-0066
22.11 .....	1219-0066
23.3 .....	1219-0066
23.14 .....	1219-0066
26.8 (a), (b) .....	1219-0066
27.4 .....	1219-0066
27.6 .....	1219-0066
27.11 (a) .....	1219-0066
28.10 .....	1219-0066
28.25 .....	1219-0066
28.30 .....	1219-0066
28.31 .....	1219-0066
29.10 .....	1219-0066
29.12 .....	1219-0066
29.33 .....	1219-0066
29.35 .....	1219-0066
29.40 .....	1219-0066
29.41 .....	1219-0066
29.43 (a) .....	1219-0066
29.54 (a), (b) .....	1219-0066
29.56 .....	1219-0066
32.3 .....	1219-0066
32.8 (a) .....	1219-0066
33.6 .....	1219-0066
33.12 .....	1219-0066
35.6 .....	1219-0066
35.12 .....	1219-0066
36.6 .....	1219-0066
36.12 .....	1219-0066
Subchapter G—Filing and Other Administrative Requirements	
40.3 .....	1219-0042
40.5 .....	1219-0042

TABLE 1.—OMB CONTROL NUMBERS—Continued

30 CFR citation	OMB control No.
41.20 .....	1219-0008
43.4 .....	1219-0014
43.7 .....	1219-0014
44.10 .....	1219-0065
44.11 .....	1219-0065
45.3 .....	1219-0043
45.4 .....	1219-0040
48.3 .....	1219-0009
48.9 (a), (c) .....	1219-0070
48.23 .....	1219-0009
48.29 (a), (c) .....	1219-0070
49.3 .....	1219-0078
49.4 (b), (d), (e) .....	1219-0078
49.6 (b) .....	1219-0093
49.8 .....	1219-0077
Subchapter M—Accidents, Injuries, Illnesses, Employment, and Production in Mines	
50.20 .....	1219-0007
50.30 .....	1219-0006
Subchapter N—Metal and Nonmetal Mine Safety and Health	
56.1000 .....	1219-0092
56.5005 .....	1219-0048
56.14100 (d) .....	1219-0089
56.19022 .....	1219-0034
56.19023 .....	1219-0034
56.19121 .....	1219-0034
57.1000 .....	1219-0092
57.3461 .....	1219-0097
57.5005 .....	1219-0048
57.5037 .....	1219-0003
57.5040 .....	1219-0003
57.5047 (a), (c) .....	1219-0039
57.8520 .....	1219-0016
57.8525 .....	1219-0012
57.11053 .....	1219-0046
57.14100 .....	1219-0089
57.19022 .....	1219-0034
57.19023 .....	1219-0034
57.19121 .....	1219-0034
57.22004 (c) .....	1219-0103
57.22204 .....	1219-0030
57.22230 .....	1219-0103
57.22239 .....	1219-0103
57.22401 .....	1219-0096
57.22606 .....	1219-0095
Subchapter O—Coal Mine Safety and Health	
70.209 .....	1219-0011
70.504-1 .....	1219-0001
70.506 .....	1219-0037
70.507 .....	1219-0037
70.508 .....	1219-0037
70.509 .....	1219-0037
70.510 (b) .....	1219-0017
71.209 .....	1219-0011
71.403 .....	1219-0024
71.404 .....	1219-0024
71.500 .....	1219-0101
71.801 .....	1219-0001
71.802 .....	1219-0037
71.803 .....	1219-0037
71.804 .....	1219-0037
71.805 .....	1219-0017
75.100 .....	1219-0069
75.153 (c) .....	1219-0001
75.155 (c) .....	1219-0069
75.159 .....	1219-0049
75.220 .....	1219-0004
75.221 .....	1219-0004
75.223 .....	1219-0004

TABLE 1.—OMB CONTROL NUMBERS—Continued

30 CFR citation	OMB control No.
75.312 .....	1219-0088
75.351 (h) .....	1219-0088
75.360 .....	1219-0088
75.361 .....	1219-0088
75.362 .....	1219-0088
75.364 .....	1219-0088
75.370 .....	1219-0088
75.512 .....	1219-0067
75.703-3 .....	1219-0067
75.800-4 .....	1219-0067
75.812 .....	1219-0067
75.900-4 .....	1219-0067
75.1001-1 .....	1219-0067
75.1003-2 .....	1219-0067
75.1101-23 .....	1219-0054
75.1204 .....	1219-0073
75.1204-1 .....	1219-0073
75.1321 .....	1219-0025
75.1400-2 .....	1219-0034
75.1400-4 .....	1219-0034
75.1432 .....	1219-0034
75.1433 .....	1219-0034
75.1702 .....	1219-0041
75.1712-4 .....	1219-0024
75.1712-5 .....	1219-0024
75.1712-6 .....	1219-0101
75.1713-3 .....	1219-0085
75.1714-3 .....	1219-0044
75.1716 .....	1219-0020
75.1716-1 .....	1219-0020
75.1716-3 .....	1219-0020
77.100 .....	1219-0069
77.103 (c) .....	1219-0001
77.105 (b) .....	1219-0069
77.106 .....	1219-0049
77.215 .....	1219-0015
77.215-2 .....	1219-0015
77.215-3 .....	1219-0015
77.215-4 .....	1219-0015
77.216 .....	1219-0015
77.216-2 .....	1219-0015
77.216-3 .....	1219-0015
77.216-4 .....	1219-0015
77.216-5 .....	1219-0015
77.502 .....	1219-0067
77.800-2 .....	1219-0067
77.900-2 .....	1219-0067
77.1000 .....	1219-0026
77.1000-1 .....	1219-0026
77.1101 .....	1219-0051
77.1404 .....	1219-0034
77.1432 .....	1219-0034
77.1433 .....	1219-0034
77.1703 .....	1219-0085
77.1713 .....	1219-0083
77.1900 .....	1219-0019
77.1901 .....	1219-0082
77.1906 .....	1219-0034
77.1909-1 .....	1219-0025
90.209 .....	1219-0011

3. The following sections are amended by removing the OMB parenthetical found at the end of each section.

30 CFR SECTION CITATIONS

7.3	40.2	57.19022	75.223	75.1716
7.4	43.2	57.19023	75.512	75.1806
7.6	45.3	57.19121	75.800-4	77.106
7.7	48.3	57.22004	75.812	77.215
7.23	48.9	57.22204	75.900-4	77.215-2

## 30 CFR SECTION CITATIONS—Continued

7.27	48.23	57.22230	75.1001-1	77.215-4
7.28	48.29	57.22239	75.1003-2	77.1000-1
7.43	56.1000	57.22401	75.1100-3	77.1101
7.46	56.5005	70.209	75.1101-23	77.1110
7.47	56.14130	70.508	75.1107-16	77.1404
7.48	56.19022	70.509	75.1204	77.1432
7.51	56.19023	70.510	75.1204-1	77.1433
7.63	56.19121	71.209	75.1301	77.1702
7.71	57.1000	71.403	75.1321	77.1713
15.4	57.5005	71.500	75.1400-4	77.1900
15.7	57.5037	71.802	75.1432	77.1901
15.8	57.5040	71.803	75.1433	77.1906
18.6	57.5047	71.804	75.1702	77.1909-1
23.3	57.8520	71.805	75.1712	90.209
32.3	57.8525	75.159	75.1712-4	
33.6	57.11053	75.220	75.1713	
36.6	57.14130	75.221	75.1714-3	

**PART 45—[AMENDED]**

4. The authority citation for part 45 is revised to read as follows:

**Authority:** 30 U.S.C. 802(d), 957.

5. Part 45 is amended by removing the parenthetical immediately preceding § 45.1.

[FR Doc. 95-15973 Filed 6-28-95; 8:45 am]

BILLING CODE 4510-43-P

**DEPARTMENT OF THE INTERIOR****Office of Surface Mining Reclamation and Enforcement****30 CFR Parts 756, 902, 916, and 944****Navajo Nation, Hopi Tribe, Alaska, Kansas, and Utah Abandoned Mine Land Reclamation (AMLR) Plans and Alaska and Kansas Regulatory Programs**

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

**ACTION:** Final rule; technical amendment.

**SUMMARY:** OSM is making technical amendments to 30 CFR Chapter VII, Subchapters E and T. OSM is updating or adding addresses for the locations of the publicly available copies of the Navajo Nation, Hopi Tribe, Alaska, Kansas, and Utah AMLR plans and the Alaska and Kansas regulatory programs, correcting the codification of the section approving the Utah AMLR plan, and making other minor codification changes for consistency.

**EFFECTIVE DATE:** June 29, 1995.

**FOR FURTHER INFORMATION CONTACT:** Leslie Stream, Branch of Environmental and Economic Analysis, Office of Surface Mining Reclamation and

Enforcement, 1951 Constitution Ave., NW., Washington, DC 20240, Telephone: (202) 208-2840.

**SUPPLEMENTARY INFORMATION:****I. Background**

Since July 1, 1994, the date of the most recent revision to Title 30 of the Code of Federal Regulations (30 CFR Part 700 to End), OSM has become aware of changes that need to be made to the addresses of State, Tribe, and OSM offices involved in certain State and Tribe AMLR plans and to the addresses of State and OSM offices involved in certain State regulatory programs. OSM is updating or adding State, Tribe, and OSM addresses at 30 CFR Parts 756, 902, 916, and 944 to accurately indicate where copies of the Navajo Nation, Hopi Tribe, Alaska, Kansas, and Utah AMLR plans are available for public inspection and copying. Similarly, and in accordance with 30 CFR 732.11(a), OSM is updating State and OSM office addresses at 30 CFR Parts 902 and 916 to accurately indicate where copies of the Alaska and Kansas regulatory programs are available for public inspection and copying.

OSM is also taking this opportunity to correct the codification of the paragraphs within section 30 CFR 944.20 approving the Utah AMLR plan. OSM is correcting the codification set forth in the **Federal Register** on September 27, 1994 (59 FR 49185, 49189).

Lastly, to ensure consistency in the codification of certain AMLR plan and regulatory program sections, OSM is lettering certain paragraphs that were previously unlettered.

**II. Procedural Matters****1. Administrative Procedure Act**

The minor revisions contained in this rulemaking are technical in nature. Accordingly, pursuant to 5 U.S.C. 553(b)(B), it has been determined that the notice and public comment procedures of the Administrative Procedure Act are unnecessary. For the same reason, it has been determined that in accordance with 5 U.S.C. 553(d), there is good cause to make the rule effective on the date of publication in the **Federal Register**.

**2. Executive Order 12866**

This rule is exempted from review by the Office of Management and Budget (OMB) under Executive Order 12866 (Regulatory Planning and Review).

**3. Executive Order 12778**

The Department of the Interior has conducted the reviews required by section 2 of Executive Order 12778 (Civil Justice Reform) and has determined that this rule meets the applicable standards of subsections (a) and (b) of that section. This rule (1) does not preempt any State, Tribal, or local laws or regulations; (2) has no retroactive effect; and (3) does not require administrative proceedings before parties may file suit in court challenging its provisions.

**4. National Environmental Policy Act**

This rule has been reviewed by OSM and it has been determined to be categorically excluded from the National Environmental Policy Act (NEPA) process in accordance with the Departmental Manual (516 DM 2 appendix 1.10) and the Council on Environmental Quality Regulations for Implementing the Procedural Provisions of NEPA (40 CFR 1507.3).