PART 918—LOUISIANA

27. The authority citation for part 918 continues to read as follows:

Authority: 30 U.S.C. 1201 et seq.

28. Section 918.15 is revised to read as follows:

§ 918.15 Approval of Louisiana regulatory program amendments.

The following is a list of the dates amendments were submitted to OSM and the dates when the Director’s decision approving all, or portions of these amendments, were published in the Federal Register:

<table>
<thead>
<tr>
<th>Original amendment submission date</th>
<th>Date of final publication</th>
</tr>
</thead>
<tbody>
<tr>
<td>April 26, 1994</td>
<td>Sept. 1, 1994</td>
</tr>
<tr>
<td>April 18, 1994</td>
<td>Sept. 16, 1994</td>
</tr>
<tr>
<td>April 29, 1994</td>
<td>June 27, 1995</td>
</tr>
</tbody>
</table>

PART 920—MARYLAND

29. The authority citation for part 920 continues to read as follows:

Authority: 30 U.S.C. 1201 et seq.

30. Section 920.15 is revised to read as follows:

§ 920.15 Approval of Maryland regulatory program amendments.

The following is a list of the dates amendments were submitted to OSM and the dates when the Director’s decision approving all, or portions of these amendments, were published in the Federal Register:

<table>
<thead>
<tr>
<th>Original amendment submission date</th>
<th>Date of final publication</th>
</tr>
</thead>
<tbody>
<tr>
<td>Nov. 12, 1991</td>
<td>Oct. 28, 1992</td>
</tr>
<tr>
<td>May 3, 1994</td>
<td>Sept. 20, 1994</td>
</tr>
</tbody>
</table>

PART 920—MARYLAND

31. Section 920.25 is revised to read as follows:

§ 920.25 Approval of Maryland abandoned mine land reclamation plan amendments.

The following is a list of the dates amendments were submitted to OSM and the dates when the Director’s decision approving all, or portions of these amendments, were published in the Federal Register:

<table>
<thead>
<tr>
<th>Original amendment submission date</th>
<th>Date of final publication</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sept. 4, 1992</td>
<td>March 22, 1993</td>
</tr>
<tr>
<td>Aug. 19, 1993</td>
<td>Dec. 9, 1994</td>
</tr>
</tbody>
</table>

BILLY CODE 4310–05–M

30 CFR Part 950

[Wy—026]

Wyoming Regulatory Program

AGENCY: Office of Surface Mining Reclamation and Enforcement, Interior.

ACTION: Proposed rule; public comment period and opportunity for public hearing on proposed amendment.

SUMMARY: Office of Surface Mining Reclamation and Enforcement (OSM) is announcing receipt of a proposed amendment to the Wyoming regulatory program (hereinafter, the “Wyoming program”) under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). The proposed amendment consists of revisions to statutes pertaining to in situ mining. The amendment is intended to revise the Wyoming program to be consistent with SMCRA.

DATES: Written comments must be received by 4:00 p.m., m.d.t. June 7, 1996. If requested, a public hearing on the proposed amendment will be held on June 3, 1996. Requests to present oral testimony at the hearing must be received by 4:00 p.m., m.d.t. on May 23, 1996.

ADDRESSES: Written comments should be mailed or hand delivered to Guy Padgett at the address listed below. Copies of the Wyoming program, the proposed amendment, and all written comments received in response to this document will be available for public review at the addresses listed below during normal business hours, Monday through Friday, excluding holidays. Each requester may receive one free copy of the proposed amendment by contacting OSM’s Casper Field Office.

Guy Padgett, Director, Casper Field Office, Office of Surface Mining Reclamation and Enforcement, Federal Building, Room 2128, 100 East “B” Street, Casper, Wyoming 82601–1918.

Dennis Hemmer, Director, Department of Environmental Quality, Herschler Building—4th Floor West, 125 West
Wyoming proposes to revise W.S. 35-11-426 to read as follows:

35-11-431. Research and development license; renewal; application.
(a) A special license to conduct research and development testing may be issued by the administrator for a one (1) year period without a permit and may be renewed annually. An application for a research and development testing license shall be accompanied by a fee of twenty-five dollars ($25.00) and shall include:

* * * * *
(vi) [Proof of notice and mailing to all persons within one half (½) mile of the license area having a valid legal estate of record] All requirements of W.S. 35-11-406 (j) and (k); and

III. Public Comment Procedures

In accordance with the provisions of 30 CFR 732.17(h), OSM is seeking comments on whether the proposed amendment satisfies the applicable program approval criteria of 30 CFR 732.15. If the amendment is deemed adequate, it will become part of the Wyoming program.

1. Written Comments

Written comments should be specific, pertain only to the issues proposed in this rulemaking, and include explanations in support of the commenter’s recommendations. Comments received after the time indicated under “DATES” or at locations other than the Casper Field Office will not necessarily be considered in the final rulemaking or included in the administrative record.

2. Public Hearing

Persons wishing to testify at the public hearing should contact the persons listed under FOR FURTHER INFORMATION CONTACT by 4:00 p.m., m.d.t. on May 23, 1996. Any disabled individual who has need for a special accommodation to attend a public hearing should contact the individual listed under FOR FURTHER INFORMATION CONTACT. The location and time of the hearing will be arranged with those persons requesting the hearing. If no one requests an opportunity to testify at the public hearing, the hearing will not be held.

Filing of a written statement at the time of the hearing is requested as it will greatly assist the transcriber. Submission of written statements in advance of the hearing will allow OSM officials to prepare adequate responses and appropriate questions.

The public hearing will continue on the specified date until all persons scheduled to testify have been heard. Persons in the audience who have not been scheduled to testify, and who wish to do so, will be heard following those who have been scheduled. The hearing will end after all persons scheduled to testify and persons present in the audience who wish to testify have been heard.

3. Public Meeting

If only one persons requests an opportunity to testify at a hearing, a public meeting, rather than a public hearing, may be held. Persons wishing to meet with OSM representatives to discuss the proposed amendment may request a meeting by contacting the person listed under “FOR FURTHER INFORMATION CONTACT.” All such meetings will be open to the public and, if possible, notices of meetings will be posted at the locations listed under “ADDRESSES.” A written summary of each meeting will be made a part of the administrative record.

IV. Procedural Determinations

1. 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).

2. 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. However, these standards are not applicable to the actual language of State regulatory programs and program amendments since each such program is drafted and promulgated by a specific State, not by OSM. Under sections 503 and 505 of SMCRA (30 U.S.C. 1253 and 1255) and the Federal regulations at 30 CFR 730.11, 732.15, and 732.17(h)(10), decisions on proposed State regulatory programs and program amendments submitted by the States must be based solely on a determination of whether the submittal is consistent with SMCRA and whether the other requirements of 30 CFR Parts 730, 731, and 732 have been met.

3. National Environmental Policy Act

No environmental impact statement is required for this rule as section 702(d) of SMCRA (30 U.S.C. 1292(d)) provides that agency decisions on proposed State regulatory program provisions do not constitute major Federal actions within the meaning of section 102(2)(C) of National Environmental Policy Act of 1969 (42 U.S.C. 4332 (2)(C)).
4. Paperwork Reduction Act

This rule does not contain information collection requirements that require approval by OMB under the Paperwork Reduction Act (44 U.S.C. 3507 et seq.).

5. Regulatory Flexibility Act

The Department of the Interior has determined that this rule will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 et seq.). The State submittal that is the subject of this rule is based upon counterpart Federal regulations for which an economic analysis was prepared and certification made that such regulations would not have a significant economic effect upon a substantial number of small entities. Accordingly, this rule will ensure that existing requirements previously promulgated by OSM will be implemented by the State. In making the determination as to whether this rule would have a significant economic impact, the Department relied upon the data and assumptions for the counterpart Federal regulations.

List of Subjects in 30 CFR Part 950

Intergovernmental relations, Surface mining, Underground mining.

Dated: April 25, 1996.

Russell F. Price, Acting Regional Director, Western Regional Coordinating Center.

[FR Doc. 96–11292 Filed 5–7–96; 8:45 am]

BILLING CODE 4310–05–M

Environmental Protection Agency

40 CFR Part 61

[FRL–5468–4]

RIN 2060–AF04

National Emission Standards for Hazardous Air Pollutants; National Emission Standard for Radon Emissions From Phosphogypsum Stacks

AGENCY: Environmental Protection Agency.

ACTION: Proposed rule; Notice of Reconsideration.

SUMMARY: On March 24, 1994, EPA announced its decision concerning a petition by The Fertilizer Institute (TFI) seeking reconsideration of a June 3, 1992 final rule revising the National Emission Standard for Radon Emissions from Phosphogypsum Stacks, 40 CFR Part 61, Subpart R. EPA partially granted and partially denied the TFI petition for reconsideration. Pursuant to that decision, EPA is convening a rulemaking to reconsider 40 CFR 61.205, the provision of the final rule which governs distribution and use of phosphogypsum for research and development, and the methodology utilized under 40 CFR 61.207 to establish the average radium-226 concentration for phosphogypsum removed from a phosphogypsum stack. This document identifies proposed changes to be considered as part of this reconsideration and specific underlying issues on which EPA seeks further comment.

DATES: Comments concerning this proposed rule must be received by EPA on or before July 8, 1996. EPA will hold a public hearing concerning this proposed rule in Washington, D.C. If a request for a hearing is received by EPA by June 7, 1996, in the event a hearing is requested, EPA shall publish a separate notice specifying the date and location of the hearing.

ADDRESS: Comments should be submitted (in duplicate if possible) to: Air and Radiation Docket and...