

Arbitration if a pattern of misuse of this process becomes apparent. Misuse may be indicated by the parties' frequent delaying of the process or referral of inappropriate cases.

(b) Arbitrators who exhibit a pattern of unavailability for appointments or who are repeatedly unable to schedule hearings or render awards within established deadlines will, after written warning, be considered ineligible for appointment for this service.

**John Calhoun Wells,**

*Director.*

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## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### 30 CFR Part 75

RIN 1219-AB00

#### Safety Standards for Roof Bolts in Metal and Nonmetal Mines and Underground Coal Mines

**AGENCY:** Mine Safety and Health Administration (MSHA), Labor.

**ACTION:** Proposed rule; extension of comment period.

**SUMMARY:** MSHA is extending the comment period regarding the Agency's proposed rule for roof and rock bolts at metal and nonmetal mines and underground coal mines which was published in the **Federal Register** on April 28, 1997.

**DATES:** Comments must be received on or before July 14, 1997.

**ADDRESSES:** Comments on the proposed rule may be transmitted by electronic mail, fax, or mail. Comments by electronic mail must be clearly identified as such and sent to this e-mail address: [psilvey@msha.gov](mailto:psilvey@msha.gov). Comments by fax must be clearly identified as such and sent to: MSHA, Office of Standards, Regulations, and Variances, 703-235-5551. Send mail comments to: MSHA, Office of Standards, Regulations, and Variances, Room 631, 4015 Wilson Boulevard, Arlington, VA 22203-1984.

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

**SUPPLEMENTARY INFORMATION:** On April 28, 1997, MSHA published in the **Federal Register** (62 FR 22998) a proposed rule to revise the Agency's existing safety standards for roof and rock bolts at metal and nonmetal mines and underground coal mines by updating the reference to the American

Society for Testing and Materials (ASTM) standard for roof and rock bolts and accessories. The comment period was scheduled to close on June 27, 1997. The Agency received a request from the mining community to extend the period for public comment.

MSHA has evaluated the request and is extending the comment period to July 14, 1997. The Agency believes that this extension will provide sufficient time for all interested parties to review and comment on the proposal. All interested parties are encouraged to submit comments on or prior to July 14, 1997.

Dated: June 25, 1997.

**J. Davitt McAteer,**

*Assistant Secretary for Mine Safety and Health.*

[FR Doc. 97-17040 Filed 6-25-97; 3:06 pm]

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## ENVIRONMENTAL PROTECTION AGENCY

#### 40 CFR Part 69

[FRL-5850-5]

#### Special Exemptions From Requirements of the Clean Air Act for the Territory of Guam

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

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** On February 11, 1997, the Governor of Guam submitted a petition ("Petition") to the Administrator of EPA seeking a waiver of certain Clean Air Act ("CAA") requirements which apply to two baseload diesel electric generators to be located at the Piti Power Plant on Guam. The Petition was submitted pursuant to section 325(a) of the CAA. The waiver will help to ease a serious and ongoing energy emergency on Guam. Based upon the information in the Petition, EPA is proposing to grant the waiver requested.

The waiver allows two 45 megawatt baseload slow speed diesel electric generators and associated waste heat recovery boilers with a steam generator to be constructed, but not operated, at the Piti Power Plant prior to the receipt of a final Prevention of Significant Deterioration permit. Comments on this proposed rulemaking action may be made to the EPA as described below.

**DATES:** Comments on this proposed rulemaking action must be received on or before July 30, 1997.

**ADDRESSES:** *Comments may be mailed to:* Norman Lovelace, Chief, Insular Area Program, Cross Media Division (CMD-5), U.S. Environmental

Protection Agency, Region IX 75 Hawthorne Street, San Francisco, CA 94105.

**FOR FURTHER INFORMATION CONTACT:** Norman Lovelace, Chief, Insular Area Program, Cross Media Division (CMD-5), U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, California 94105. Telephone: (415) 744-1599.

#### SUPPLEMENTARY INFORMATION:

##### Background

Via a letter dated February 11, 1997, Governor Gutierrez of Guam submitted a petition ("Petition") to the Administrator of EPA. The Petition seeks a waiver of certain Clean Air Act ("CAA") requirements for the construction of two 45 megawatt baseload slow speed diesel electric generators and associated waste heat recovery boilers with a steam generator. These units will be part of the Piti Power Plant. The units will be designated as Piti Units No. 8 and No. 9.

The waiver application seeks to allow construction of Piti Units No. 8 and No. 9 prior to receipt of a Prevention of Significant Deterioration ("PSD") permit. Neither of these Piti Units will operate prior to receipt of a final PSD permit.

Guam has experienced a longstanding shortage of electrical energy, repeatedly leading to rotating blackouts in areas of the Island. The background to this energy shortage is described in a previous waiver proceeding before EPA in 1993. 50 FR 15579, 15580. The Petition describes how the 1993 energy shortage has continued despite a substantial capital development program by the Guam Power Authority ("GPA"). The energy shortage was created originally because of very rapid growth in energy demand due to increased residential electrical consumption and a boom in tourism. The Petition describes how energy shortfalls are now exacerbated as a result of substantial facility outages caused by equipment failures and a continued growth in demand.

As EPA noted in the 1993 waiver proceeding, Guam is an isolated island. 58 FR 13580. GPA currently generates all commercial electric power used on the Island. Unlike power authorities on the mainland United States, GPA does not have the option of purchasing power from outside the Island. Guam is, and must remain, self sufficient with regard to electric power generation.

The Petition states that Guam's electric power shortfall has continued because of facility outages caused by