

determined that all portions of the State's MSWLF permit program will ensure compliance with the revised Federal ground water and corrective action requirements in 40 CFR part 258, subpart E. In its application, Wyoming demonstrated that the State's permit program adequately meets the location restrictions, operating criteria, design criteria, ground-water monitoring and corrective action requirements, closure and post-closure care requirements, and financial assurance criteria in the revised Federal Criteria. In addition, the State of Wyoming also demonstrated that its MSWLF permit program contains specific provisions for public participation, compliance monitoring, and enforcement.

C. Public Comment

The EPA received no public comments on the tentative determination of adequacy for Wyoming's MSWLF permit program.

D. Decision

Since we received no public comments, I conclude that Wyoming's application for adequacy determination meets all the statutory and regulatory requirements established by RCRA. Accordingly, Wyoming is granted a determination of adequacy for all portions of its MSWLF permit program.

In its application for adequacy determination, Wyoming has not asserted jurisdiction over "Indian Country", as defined in 18 U.S.C. 1511. Accordingly, this approval does not extend to lands within the exterior boundaries of the Wind River Reservation. The requirements of 40 CFR part 258 apply to all owners/operators of MSWLFs located in Indian Country not covered by an approved MSWLF permitting program. MSWLF owner/operators seeking flexibility in the application of 40 CFR part 258 in Indian Country should contact Region VIII for further guidance.

In excluding Indian Country from the scope of this approval, EPA is not making a determination that the State either has adequate jurisdiction or lacks jurisdiction over sources in Indian Country. Should the State of Wyoming choose to seek program approval within Indian Country, it may do so without prejudice. Before EPA would approve the State's program for Indian Country, EPA would have to be satisfied that the State has authority, either pursuant to explicit Congressional authorization or applicable principles of Federal Indian law, to enforce its laws against existing and potential pollution sources within the area for which it seeks program approval and that such approval would

constitute sound administrative practice.

Section 4005(a) of RCRA provides that citizens may use the citizen suit provisions of section 7002 of RCRA to enforce the Federal MSWLF Criteria in 40 CFR part 258 independent of any State enforcement program. As EPA explained in the preamble to the final MSWLF Criteria, EPA expects that any owner or operator complying with provisions in a State program approved by EPA should be considered to be in compliance with the Federal Criteria. See 56 FR 50978, 50995 (October 9, 1991).

This action takes effect on July 15, 1997. EPA believes it has good cause under section 553(d) of the Administrative Procedures Act, 5 U.S.C. 553(d), to put this action into effect less than thirty days after publication in the **Federal Register**. All of the requirements and obligations in the State's program are already in effect as a matter of State law. EPA's action today does not impose any new requirements become enforceable by EPA as Federal law. Consequently, EPA finds that it does not need to give notice prior to making its approval effective.

Compliance With Executive Order 12866

The Office of Management and Budget has exempted this notice from the requirements of section 6 of Executive Order 12866.

Certification Under the Regulatory Flexibility Act

Pursuant to the provisions of 5 U.S.C. 605(b), I hereby certify that this tentative approval will not have a significant economic impact on a substantial number of small entities. It does not impose any new burdens on small entities. This proposed notice, therefore, does not require a regulatory flexibility analysis.

Submission to Congress and the General Accounting Office

Under 5 U.S.C. 801(a)(1)(A) as added by the Small Business Regulatory Enforcement Fairness Act of 1996, EPA submitted a report containing this action and other required information to the U.S. Senate, the U.S. House of Representatives and the Comptroller General of the General Accounting Office prior to publication of this action in today's **Federal Register**. This action is not a "major rule" as defined by 5 U.S.C. 804(2).

Authority: This notice is issued under the authority of sections 2002, 4005, and 4010 of the Solid Waste Disposal Act as amended; 42 U.S.C. 6912, 6945, and 6949(a).

Dated: June 10, 1997.

Kerrigan Clough,

Acting Regional Administrator.

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FEDERAL COMMUNICATIONS COMMISSION

Preparation for the 1997 World Radiocommunication Conference (WRC-97)

AGENCY: Federal Communications Commission and National Telecommunications and Information Administration.

ACTION: Notice; announcement of draft preliminary proposals to WRC-97.

SUMMARY: The FCC and NTIA have released a fourth set of Joint Draft Preliminary Proposals for WRC-97. The public is provided a 14-day period, from the date of the release of the notice, to provide comment on the draft proposals. Copies of the draft proposals are available for inspection and photocopying at the FCC's International Reference Center, 2000 M Street, N.W., Room 102, Washington, D.C., and on-line at <http://www.fcc.gov/ib/wrc97/>. Final U.S. proposals will be determined by the Department of State based on the recommendations of the FCC and NTIA. **DATES:** Comments must be submitted on or before July 21, 1997.

ADDRESSES: Office of the Secretary, Federal Communications Commission, 1919 M Street, N.W., Washington, D.C. 20554; Director, Office of Spectrum Plans and Policies, National Telecommunications and Information Administration, Department of Commerce, Room 4099, Washington, D.C. 20230.

FOR FURTHER INFORMATION CONTACT: Crystal Foster, FCC, 202-418-0749, and William T. Hatch, NTIA, at 202-482-1138.

SUPPLEMENTARY INFORMATION: The FCC's WRC-97 Advisory Committee and NTIA, through the Interdepartment Radio Advisory Committee, announced on June 7, 1997, their approval of a fourth set of draft preliminary proposals for WRC-97. In accordance with the streamlined procedures developed to improve the United States conference preparation process, the agencies are providing the public with this early opportunity to review and comment on draft proposals before further consideration. Final U.S. proposals will be determined by the Department of State based on the recommendations of the FCC and NTIA.

The joint preliminary draft proposals seek to:

- JPDP 31* Defer consideration of Appendix S7 (determination of coordination area around an earth station) until further work is completed (WRC-97 Agenda Item 1.3);
- JPDP 32* Bring forward the date of access to bands allocated by WARC-92 to high frequency broadcasting to 1 January 1998, on a secondary basis (WRC-97 Agenda Item 1.4);
- JPDP 33* Propose that ITU-R monitor the status of assignment of maritime mobile service identities and, if exhaustion is anticipated, participate in urgent studies to identify alternative numbering resources (Agenda Item 1.6.1);
- JPDP 34* Propose that WRC-99 consider giving priority to distress related communications originated from shore based rescue authorities (Agenda Item 1.6.3);
- JPDP 35* Delete all secondary allocations from the 136-137 MHz band in order to make the existing allocation to the aeronautical mobile (R) service exclusive with a footnote to accommodate existing meteorological satellites (WRC-97 Agenda Item 1.8);
- JPDP 36* Allocate spectrum within the 401-406 MHz band for MSS below 1 GHz while protecting meteorological services (WRC-97 Agenda Item 1.9.1);
- JPDP 37* Propose use of the band 14.0-14.5 GHz for provision of land and maritime mobile-satellite services on a secondary basis in Regions 1, 2, and 3 (WRC-97 Agenda Item 1.9.1);
- JPDP 38* Revise footnotes to FSS allocations at 15.4-15.7 GHz for use by NGSO MSS feeder links (WRC-97 Agenda Item 1.9.1);
- JPDP 39* Designate the remaining 100 MHz set aside by WRC-95 for NGSO FSS in the bands 18.8-19.3 GHz and 28.6-29.1 GHz (Agenda Item 1.9.1);
- JPDP 40* Defer to WRC-99 implementation of telecommand links in the space research and space operation services in 3 MHz of spectrum between 100 MHz and 1 GHz to allow time for completion of studies (Agenda Item 1.9.2);
- JPDP 41* Obtain a primary worldwide allocation in the 1215-1300 MHz band for space-based active sensors (WRC-97 Agenda Item 1.9.2);
- JPDP 42* Incorporate by reference new ITU-R Recommendation containing guidelines on sharing between

mobile and space services in the bands 2025-2110 MHz and 2200-2290 MHz (WRC-97 Agenda Item 1.9.2);

- JPDP 43* Establish a common worldwide primary allocation for active spaceborne sensors at 3100-3300 MHz (Agenda Item 1.9.2);
- JPDP 44* Provide a common worldwide primary allocation for space research (Earth-to-space) in the band 7145-7235 MHz (WRC-97 Agenda Item 1.9.2);
- JPDP 45* Establish a primary worldwide allocation for passive spaceborne sensors at 18.6-18.8 GHz (WRC-97 Agenda Item 1.9.2);
- JPDP 46* Defer consideration of allocations above 50 GHz for Earth exploration-satellite (passive) service (WRC-97 Agenda Item 1.9.4.1);
- JPDP 47* Designate spectrum for stratospheric stations in the 47.2-47.5 GHz and 47.9-48.2 GHz bands on a non-exclusive basis (WRC-97 Agenda Item 1.9.6); and
- JPDP 48* Modify Recommendation 66 to call for continuation of studies on unwanted emissions (Agenda Item 4)

Members of the public are invited to provide to the FCC and NTIA comments on the joint preliminary draft proposals. The deadline for comments on this fourth set of joint preliminary draft proposals is July 21, 1997. Timely comments will be considered by the FCC WRC-97 Advisory Committee.

Commenters should send an original plus one copy of their comment to the Office of the Secretary, Federal Communications Commission, 1919 M Street, NW., Washington, D.C. 20554. Comments should clearly note "Reference No. ISP-96-005" to ensure proper routing and should refer to specific proposals by their Joint Preliminary Draft Proposal number. Copies of the comments should also be submitted to the Director, Office of Spectrum Plans and Policies, National Telecommunications and Information Administration, Department of Commerce, Room 4099, Washington, D.C. 20230. Parties preferring to e-mail their comments should address their comments to WRC97@fcc.gov and WRC97@ntia.doc.gov and they should reference "Fourth Draft Proposals" in the subject line.

The draft proposals and comments received will be made available for public inspection at the FCC's International Reference Center, 2000 M Street, NW., Room 102, Washington, D.C., 202-418-1492. Copies of the documents can also be purchased

through the FCC's duplication contractor, ITS, Inc., 202-857-3800.

Further information about the FCC WRC-97 Advisory Committee, including its schedule of meetings and the draft proposals, is available on the Internet at <http://www.fcc.gov/ib/wrc97/>. Meetings of the Advisory Committee and its Informal Working Groups are open to the public.

Federal Communications Commission.

William F. Caton,

Acting Secretary.

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FEDERAL COMMUNICATIONS COMMISSION

[DA 97-1425]

Petition for Permanent Waiver of the Mandatory Reassignment of 453.025 MHz in the Southern California Metropolitan Area to the Emergency Medical Radio Service

AGENCY: Federal Communications Commission.

ACTION: Notice.

SUMMARY: The Public Safety and Private Wireless Division of the Wireless Telecommunications Bureau invited the public to comment on a Petition for Permanent Waiver filed by Kaiser Foundation Hospitals and Health Plan to grandfather Kaiser's existing Special Emergency Radio Service wide-area, paging system that operates on 453.025 MHz in the Southern California metropolitan area. This action was taken to provide the public and those parties eligible in the Emergency Medical Radio Service with an opportunity to comment on Kaiser's waiver request. Release of the Public Notice will ensure that interested parties fully participate in the Commission decision on whether to grant Kaiser's waiver request.

DATES: Comments must be filed on or before August 8, 1997, and reply comments on or before August 25, 1997.

FOR FURTHER INFORMATION CONTACT: Freda Lippert Thyden, Public Safety and Private Wireless Division, Wireless Telecommunications Bureau, (202) 418-0680.

SUPPLEMENTARY INFORMATION: This is a summary of the Public Safety and Private Wireless Division's Public Notice, DA 97-1425, adopted July 8, 1997, and released July 8, 1997. The full text of this Public Notice is available for inspection and copying during normal business hours in the Public Safety and Private Wireless Division, Wireless Telecommunications Bureau, 2025 M