

the total TRI burden associated with the chemical being proposed for deletion, and will complete the required Information Collection Worksheet to adjust the total TRI estimate. The reporting and recordkeeping burdens associated with TRI are approved by OMB under OMB No. 2070-0093 (Form R, EPA ICR No. 1363) and under OMB No. 2070-0145 (Form A, EPA ICR No. 1704). The current public reporting burden for TRI is estimated to average 52.1 hours for a Form R submitter and 34.6 hours for a Form A submitter. These estimates include the time needed for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless its displays a currently valid OMB control number. The OMB control number for this information collection appears above. In addition, the OMB control number for EPA's regulations, after initial display in the final rule, are displayed on the collection instruments and are also listed in 40 CFR part 9.

Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the Director, OPPE Regulatory Information Division, U.S. Environmental Protection Agency, Mail Code 2137, 401 M St., SW., Washington, DC 20460. Include the OMB control number in any correspondence.

#### B. Executive Order 12875

Under Executive Order 12875, entitled *Enhancing Intergovernmental Partnerships* (58 FR 58093, October 28, 1993), EPA may not issue a regulation that is not required by statute and that creates a mandate upon a State, local or Tribal government, unless the Federal government provides the funds necessary to pay the direct compliance costs incurred by those governments. If the mandate is unfunded, EPA must provide to OMB a description of the extent of EPA's prior consultation with representatives of affected State, local and Tribal governments, the nature of their concerns, copies of any written communications from the governments, and a statement supporting the need to issue the regulation. In addition, Executive Order 12875 requires EPA to develop an effective process permitting elected officials and other representatives of State, local and Tribal governments "to provide meaningful

and timely input in the development of regulatory proposals containing significant unfunded mandates."

Today's proposed rule does not create an unfunded Federal mandate on State, local or Tribal governments. The proposed rule does not impose any enforceable duties on these entities. Accordingly, the requirements of section 1(a) of Executive Order 12875 do not apply to this proposed rule.

#### C. Executive Order 13084

Under Executive Order 13084, entitled *Consultation and Coordination with Indian Tribal Governments* (63 FR 27655, May 19, 1998), EPA may not issue a regulation that is not required by statute, that significantly or uniquely affects the communities of Indian tribal governments, and that imposes substantial direct compliance costs on those communities, unless the Federal government provides the funds necessary to pay the direct compliance costs incurred by the Tribal governments. If the mandate is unfunded, EPA must provide OMB, in a separately identified section of the preamble to the rule, a description of the extent of EPA's prior consultation with representatives of affected Tribal governments, a summary of the nature of their concerns, and a statement supporting the need to issue the regulation. In addition, Executive Order 13084 requires EPA to develop an effective process permitting elected and other representatives of Indian tribal governments "to provide meaningful and timely input in the development of regulatory policies on matters that significantly or uniquely affect their communities."

Today's proposed rule does not significantly or uniquely affect the communities of Indian tribal governments. This action does not involve or impose any requirements that affect Indian Tribes. Accordingly, the requirements of section 3(b) of Executive Order 13084 do not apply to this proposed rule.

#### List of Subjects in 40 CFR Part 372

Environmental protection, Community right-to-know, Reporting and recordkeeping requirements, and Toxic chemicals.

Dated: February 5, 1999.

**Susan H. Wayland,**

*Assistant Administrator for Prevention, Pesticides and Toxic Substances.*

Therefore, it is proposed that 40 CFR part 372 be amended as follows:

#### PART 372—[AMENDED]

1. The authority citation for part 372 would continue to read as follows:

**Authority:** 42 U.S.C. 11013 and 11028.

#### § 372.65 [Amended]

2. Section 372.65(c) is amended by adding the following parenthetical to the chromium compounds listing "(except for chromite ore mined in the Transvaal Region of South Africa and the unreacted ore component of the chromite ore processing residue (COPR). COPR is the solid waste remaining after aqueous extraction of oxidized chromite ore that has been combined with soda ash and kiln roasted at approximately 2,000 °F.)"

[FR Doc. 99-4318 Filed 2-22-98; 8:45 am]

BILLING CODE 6560-50-F

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR PARTS 0, 73, and 76

[MM Docket Nos. 98-204 and 96-16, DA 99-326]

#### Revision of Broadcast and Cable EEO Rules and Policies

**AGENCY:** Federal Communications Commission.

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

**SUMMARY:** In *Review of the Commission's Broadcast and Cable Equal Employment Opportunity Rules and Policies*, the Commission partially grants a motion for extension of time. The Minority Media and Telecommunications Council (MMTC) requests the extension of time due to problems encountered in preparing its comments, including difficulties encountered in securing witness testimony and the illness of the MMTC's Executive Director. The Commission believes that the public interest favors a partial grant of this extension of time request, in order to grant the MMTC additional time in which to prepare its comments, while not unnecessarily delaying the expeditious resolution of the important issues raised in this proceeding.

**DATES:** Comments due March 1, 1999; reply comments due March 31, 1999.

**ADDRESSES:** Federal Communications Commission, Office of the Secretary, 445 12th Street, SW, Washington, DC 20554.

**FOR FURTHER INFORMATION CONTACT:** Hope G. Cooper, Mass Media Bureau, Enforcement Division. (202) 418-1450.

**SUPPLEMENTARY INFORMATION:**

1. On November 20, 1998, the Commission released a *Notice of Proposed Rule Making*, MM Docket No. 98-204, 63 FR 66104, December 1, 1998, (NPRM), requesting comment on various proposals concerning the Commission's broadcast and cable EEO rules and policies. Comment and Reply Comment deadlines were established for January 19, 1999, and February 18, 1999, respectively.

2. On December 17, 1998, the National Association of Broadcasters ("NAB") filed a "Motion for Extension of Time of Comment and Reply Comment Deadlines" ("Motion").<sup>1</sup> Therein, the NAB requested that we extend the due dates for the submission of comments and reply comments in response to the NPRM to February 18, 1999, and March 23, 1999, respectively. On January 4, 1999, the Minority Media and Telecommunications Council ("MMTC") sent a letter to the Commission expressing support for the NAB's Motion.

3. Because we believed that the public interest would be served by an extension of the comment period in this proceeding, we granted the NAB's Motion and extended the date for filing comments to February 18, 1999, and extended the date for filing reply comments to March 23, 1999, in an Order released January 5, 1999, DA 99-105.

4. On February 10, 1999, the MMTC filed a "Motion for Extension of Time." Therein, the MMTC requested that we extend the due date for the submission of comments in response to the NPRM for three weeks, until March 11, 1999. The MMTC does not seek an extension of the reply comment deadline. In support of its request, the MMTC contends that the workload of preparing comments in this proceeding has been overwhelming, in that it has encountered difficulties in securing witness testimony and because of the illness of the MMTC's Executive Director, who has the responsibility of managing the project and drafting most of the comments. The MMTC argues that, because the MMTC comments will address virtually every issue raised in the NPRM and a "majority of the national organizations likely to participate in this proceeding are expected to sign on to the MMTC's Comments," \* \* \* a brief extension will assist the FCC in developing a full

record," expediting rather than delaying the resolution of this proceeding.<sup>2</sup>

5. It is Commission policy that extensions of time not be routinely granted. See 1.46(a) of the Commission's Rules, 47 CFR 1.46(a). However, we believe that, in light of the importance of the issues presented in this proceeding, the public interest would be served by affording MMTC additional time in which to prepare its comments. At the same time, we also believe that a three-week extension is too long and inconsistent with the timely dispatch of the Commission's business. As previously stated, we have heretofore extended the comment deadline for 30 days at the request of the NAB, with the support of MMTC. While we appreciate the difficulties faced by the MMTC in drafting comments to this proceeding, we do not wish to delay unnecessarily the expeditious resolution of the important issues raised in this proceeding. Therefore, we believe that the public interest favors a partial grant of this extension of time request. Thus, we will extend the date for filing comments to March 1, 1999. In addition, we believe that the public interest favors a corresponding extension of time for filing reply comments and we will extend that date to March 31, 1999.

6. *Accordingly, It Is Ordered* that the Motion for Extension of Time filed by the MMTC *Is Granted In Part and Denied In Part*.

7. *It is Further Ordered* that the Commission, on its own motion, Extends the time for filing reply comments.

8. *It Is Therefore Ordered* that the dates for filing comments and reply comments in this proceeding *Are Extended* to March 1, 1999, and March 31, 1999, respectively.

9. This action is taken pursuant to authority found in 4(i) and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i) and 303(r), and 0.204(b), 0.283 and 1.46 of the Commission's Rules, 47 CFR 0.204(b), 0.283 and 1.46.

**List of Subjects***47 CFR Part 0*

Organization and functions (Government agencies).

*47 CFR Part 73*

Radio, Equal employment opportunity, Reporting and recordkeeping requirements, Television.

*47 CFR Part 76*

Cable television, Equal employment opportunity, Reporting and recordkeeping requirements.

Federal Communications Commission.

**Roy J. Stewart,**

*Chief, Mass Media Bureau.*

[FR Doc. 99-4467 Filed 2-22-99; 8:45 am]

BILLING CODE 6712-01-P

**FEDERAL COMMUNICATIONS COMMISSION****47 CFR Part 73**

[MM Docket No. 99-49; RM-9473]

**Radio Broadcasting Services; El Jebel, CO**

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition for rule making filed on behalf of Mountain West Broadcasting requesting the allotment of Channel 263A to El Jebel, Colorado, as that community's first local aural transmission service. Coordinates used for this proposal are 39-23-42 NL and 107-06-29 WL.

**DATES:** Comments must be filed on or before April 5, 1999, and reply comments on or before April 20, 1999.

**ADDRESSES:** Secretary, Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, as follows: Mountain West Broadcasting, c/o Victor A. Michael, Jr., 6807 Foxglove Drive, Cheyenne, Wyoming 82009.

**FOR FURTHER INFORMATION CONTACT:** Nancy Joyner, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No. 99-49, adopted February 3, 1999, and released February 12, 1999. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Service, Inc., 1231 20th Street, NW., Washington, DC 20036, (202) 857-3800.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

<sup>1</sup> See National Association of Broadcasters' Motion for Extension of Time of Comment and Reply Comment Deadlines, MM Docket Nos. 98-204 and 96-16 at 1.

<sup>2</sup> See Minority Media and Telecommunications Council's Motion for Extension of Time, MM Docket Nos. 98-204 and 96-16.