

TABLE 1—WASTES EXCLUDED FROM NON-SPECIFIC SOURCES—Continued

Facility	Address	Waste description
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*	*	*
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3. Reopener Language—

- (a) If, anytime after disposal of the delisted waste, USG possesses or is otherwise made aware of any data (including but not limited to leachate data or groundwater monitoring data) or any other data relevant to the delisted waste indicating that any constituent identified in Condition (1) is at a level higher than the delisting level established in Condition (1), or is at a level in the groundwater at a level exceeding the point of exposure groundwater levels established in Section VI.A. of the preamble, then USG must report such data, in writing, to the Regional Administrator within 10 days of first possessing or being made aware of that data.
- (b) Based on the information described in paragraph (a) and any other information received from any source, the Regional Administrator will make a preliminary determination as to whether the reported information requires Agency action to protect human health or the environment. Further action may include suspending, or revoking the exclusion, or other appropriate response necessary to protect human health and the environment.
- (c) If the Regional Administrator determines that the reported information does require Agency action, the Regional Administrator will notify USG in writing of the actions the Regional Administrator believes are necessary to protect human health and the environment. The notice shall include a statement of the proposed action and a statement providing USG with an opportunity to present information as to why the proposed Agency action is not necessary or to suggest an alternative action. USG shall have 10 days from the date of the Regional Administrator's notice to present the information.
- (d) If after 10 days USG presents no further information, the Regional Administrator will issue a final written determination describing the Agency actions that are necessary to protect human health or the environment. Any required action described in the Regional Administrator's determination shall become effective immediately, unless the Regional Administrator provides otherwise.
3. Notifications—USG must provide a one-time written notification to any State Regulatory Agency to which or through which the waste described above will be transported for disposal at least 60 days prior to the commencement of such activities. Failure to provide such a notification will result in a violation of the delisting petition and a possible revocation of the decision.

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[FR Doc. 00-24790 Filed 9-26-00; 8:45 am]

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DEPARTMENT OF TRANSPORTATION**National Highway Traffic Safety Administration****49 CFR Part 571**

[Docket No. 00-7794]

Federal Motor Vehicle Safety Standards (FMVSS); Small Business Impacts of School Bus Safety**AGENCY:** National Highway Traffic Safety Administration (NHTSA), DOT.**ACTION:** Notice of regulatory review; extension of comment period.**SUMMARY:** This document grants a request to extend the comment period on an agency request for comments on

the economic impact of its regulations on small entities. As required by Section 610 of the Regulatory Flexibility Act, we are attempting to identify rules that may have a significant economic impact on a substantial number of small entities. We also request comments on ways to make these regulations easier to read and understand. The focus of this notice is rules that specifically relate to school bus safety.

DATES: Extended comment closing date: Comments on the September 13, 2000 notice, 65 FR 55212, Docket No. 00-7794, must be received by the agency on or before close of business on November 13, 2000.

ADDRESSES: You should mention the docket number of this document in your comments and submit your comments in writing to: Docket Management, Room PL-401, 400 Seventh Street, SW., Washington, DC, 20590. Alternatively, you may submit your comments

electronically by e-mail at <http://dms.dot.gov>.

You may call the Docket at 202-366-9324, and visit it from 10 a.m. to 5 p.m., Monday through Friday.

FOR FURTHER INFORMATION CONTACT: Nita Kavalauskas, Office of Regulatory Analysis and Evaluation, Office of Plans and Policy, National Highway Traffic Safety Administration, U.S. Department of Transportation, 400 Seventh Street, SW., Washington, DC, 20590. Telephone: (202) 366-2584. Facsimile (fax): (202) 366-2559.

SUPPLEMENTARY INFORMATION: On September 13, 2000, NHTSA published a notice announcing a review of Federal Motor Vehicle Safety Standards (FMVSS) relating to school bus safety. Section 610 of the Regulatory Flexibility Act of 1980 (Pub. L. 96-354), as amended by the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104-121), requires agencies to conduct periodic reviews of

final rules that have a significant economic impact on a substantial number of small business entities. The purpose of these reviews is to determine whether such rules should be continued without change, amended, or rescinded, consistent with the objectives of applicable statutes, to minimize any significant economic impact of the rules on a substantial number of small entities. We will consider: (1) The continued need for the rule; (2) the nature of complaints or comments received from the public; (3) the complexity of the rule; (4) the extent to which the rule overlaps, duplicates, or conflicts with other federal rules or with state or local government rules; and (5) the length of time since the rule has been evaluated or the degree to which technology, economic conditions, or other factors have changed in the area affected by the rule. We are seeking comments on whether any requirements in 49 CFR 571.131, 571.217, and 571.220 through 571.222 have a significant economic impact on a substantial number of small entities. In conjunction with our section 610 reviews, we will review §§ 57.131, 571.217, and 571.220 through 571.222 to determine if these regulations can be organized and/or rewritten to make them easier to read, understand, and use.

The request for comments specified a comment closing date of September 29, 2000. However, on September 13, 2000, we received a request for an extension of the comment closing date from the National Truck Equipment Association (NTEA) on behalf of its affiliate division, the Manufacturers Council of Small School Buses (MCSSB). NTEA stated that it wished to provide comments on our request, but was unable to gather information from small businesses and submit comments within the time frame. Therefore, NTEA requested an additional 60 days for submission of its comments.

The agency is interested in comments from NTEA, small businesses and other interested parties. Thus, in order to provide NTEA and other interested parties ample time and opportunity to express their views on the small business impacts of school bus safety, NHTSA believes that there is good cause for the extension of the comment period. NHTSA has determined that an appropriate comment period is the same amount of time it typically allows for comments to a notice of proposed rulemaking. However, the agency does not believe that an extension of 60 days past the original comment date is warranted. NHTSA has determined that it is appropriate to extend the comments

period for 45 days and that such an extension is consistent with the public interest. Accordingly, NTEA's request to extend the comment period for an additional 60 days is denied, but the comment period is extended for a period of 45 days to November 13, 2000.

Authority: 49 U.S.C. 322, 30111, 30115, 30117, and 30166; delegation of authority is at 49 CFR 1.50.

William H. Walsh,

Associate Administrator for Plans and Policy.
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DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 17

RIN 1018-AF41

Endangered and Threatened Wildlife and Plants; Reopening of Comment Period, Notice of Public Hearings, and Clarification of Special Rule on Proposed Threatened Status for Chiricahua Leopard Frog

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Proposed rule; reopening of comment period, notice of public hearing, and clarification.

SUMMARY: We, the U.S. Fish and Wildlife Service give notice that the comment period is reopened and that public hearings are scheduled on the proposed rule to list the Chiricahua leopard frog as threatened with a special rule. The hearings and the reopening of the comment period will allow all interested parties to submit oral or written comments on the proposal. We also clarify the extent of lands to which a proposed special rule for the frog would apply.

DATES: We will hold the public hearings 7 p.m. to 9 p.m. on October 10, 2000, in Silver City, New Mexico; and October 11, 2000, in Bisbee, Arizona. The comment period for this proposal is now reopened until November 13, 2000. Comments must be received by the closing date. We will not consider any comments we receive after the closing date in the final decision on the proposal.

ADDRESSES: We will hold the public hearings at Light Hall Auditorium, Western New Mexico University, 1000 College Street, Silver City, New Mexico; and Bisbee High School Auditorium, School Terrace Road (south of Highway 92), Bisbee, Arizona. Send written

comments to the Field Supervisor, U.S. Fish and Wildlife Service, 2321 W. Royal Palm Road, Suite 103, Phoenix, Arizona 85021. Comments and materials received will be available for public inspection, by appointment, during normal business hours at the above Fish and Wildlife Service address.

FOR FURTHER INFORMATION CONTACT: Jeffrey A. Humphrey, at the above address (602-640-2720).

SUPPLEMENTARY INFORMATION:

Background

We published a proposed rule to list Chiricahua leopard frog (*Rana chiricahuensis*) as threatened pursuant to the Endangered Species Act of 1973, as amended (Act) in the **Federal Register** on June 14, 2000 (64 FR 37343). The Chiricahua leopard frog is now absent from many historical localities and numerous mountain ranges, valleys, and drainages within its former range. In areas where it is present, populations are often few, small and widely scattered. Known threats include habitat alteration, destruction, and fragmentation; predation by nonnative organisms; and disease. Problems associated with small population numbers and size, and adverse effects from water-borne contaminants may also threaten the species.

Concurrently with publication of the proposed rule to list the Chiricahua leopard frog as threatened, we published a proposed special rule under 4(d) of the Act to amend regulations at 50 CFR 17.43. The special rule stated that “. . . incidental take of the Chiricahua leopard frog will not be considered a violation of section 9 of the Endangered Species Act of 1973, as amended (Act), if it results from livestock use of or maintenance activities at livestock tanks located on private or tribal lands.” The intent of the special rule was to encourage continued conservation of Chiricahua leopard frog habitat in livestock tanks on all non-Federal lands, rather than limiting the conservation incentive to just private and tribal lands. Incidental take of Chiricahua leopard frogs during operations and maintenance of livestock tanks on Federal lands will be reviewed under the section 7 consultation process.

Clarification of Special Rule

3. We propose to amend 50 CFR 17.43 by adding paragraphs to read as follows:

§ 17.43 Special rules-amphibians.

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(b) *What species is covered by this special rule?* Chiricahua leopard frog (*Rana chiricahuensis*).