

since new (CSN) for first stage LPC disks, P/N 3606429-1.

(c) The definition of a disk cycle may be found in the applicable AlliedSignal Inc. APU Component Maintenance Manual.

(d) Except as provided in paragraph (e) of this AD, no alternative replacement times may be approved for first stage LPC disks, P/N 3606429-1.

(e) An alternative method of compliance or adjustment of the compliance time that provides an acceptable level of safety may be used if approved by the Manager, Los Angeles Aircraft Certification Office. The request should be forwarded through an appropriate FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Los Angeles Aircraft Certification Office.

Note 2: Information concerning the existence of approved alternative methods of compliance with this airworthiness directive, if any, may be obtained from the Los Angeles Aircraft Certification Office.

(f) Special flight permits may be issued in accordance with sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate the aircraft to a location where the requirements of this AD can be accomplished.

Issued in Burlington, Massachusetts, on February 25, 1997.

James C. Jones,

*Acting Manager, Engine and Propeller Directorate, Aircraft Certification Service.*

[FR Doc. 97-6745 Filed 3-17-97; 8:45 am]

BILLING CODE 4910-13-U

## DEPARTMENT OF THE INTERIOR

### Office of Surface Mining Reclamation and Enforcement

#### 30 CFR Part 914

[SPATS No. IN-138-FOR; Amendment No. 95-3 II]

#### Indiana Regulatory Program

**AGENCY:** Office of Surface Mining Reclamation and Enforcement (OSM), Interior.

**ACTION:** Proposed rule; correction.

**SUMMARY:** OSM is correcting errors in the **SUPPLEMENTARY INFORMATION** section, under *II. Description of the Proposed Amendment*, for a proposed rule announcing receipt of a proposed amendment to the Indiana regulatory program that was published on Tuesday, February 18, 1997 (62 FR 7192).

**FOR FURTHER INFORMATION CONTACT:** Charles F. McDaniel, Acting Director, Indianapolis Field Office, Telephone: (317) 226-6700.

#### SUPPLEMENTARY INFORMATION:

##### II. Description of the Proposed Amendment

On page 7192 of the February 18, 1997, Federal Register, the following corrections are made:

1. In the second column, under 2. 310 IAC 12-3-131 *Small Operator Assistance; Eligibility for Assistance*, beginning in the fourth line, the words "by redesignating subsections (20(A))" should read "by redesignating subsections (2)(B) as (2)(A)".

2. In the third column, under 4. 310 IAC 12-3-132.5 *Small Operator Assistance; Application Approval and Notice*, the two paragraphs under this heading were included in the discussion of this proposed regulation revision in error. The following information should have been included in the discussion:

Indiana proposes to clarify the application approval and notice requirements for its small operator assistance program.

3. In the third column, under 5. 310 IAC 12-3-133 *Small Operator Assistance; Program Services and Data Requirements*, the following two paragraphs should have been included in the discussion of this proposed regulation revision following the existing text:

Indiana proposes to add new subsection (c) to allow data collection and analysis to proceed concurrently with the development of mining and reclamation plans by the operator.

Indiana proposes to add new subsection (d) to require that data collected under its small operator assistance program be made available to the public and that the program administrator develop procedures for interstate coordination and exchange of data.

Dated: March 10, 1997.

Brent Wahlquist,

*Regional Director, Mid-Continent Regional Coordinating Center.*

[FR Doc. 97-6753 Filed 3-17-97; 8:45 am]

BILLING CODE 4310-05-M

#### 30 CFR Part 946

[VA-104-FOR]

### Virginia Abandoned Mine Land Reclamation Program

**AGENCY:** Office of Surface Mining Reclamation and Enforcement (OSM), Interior.

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

**SUMMARY:** OSM is opening the public comment period on a proposed

amendment to the Virginia Abandoned Mine Land Reclamation (AMLR) Program (hereinafter referred to as the Virginia Program) under the surface Mining Control and Reclamation Act of 1977 (SMCRA), 30 U.S.C. 1201 et seq., as amended. In response to comments from OSM and others, the State revised and resubmitted the AMLR plan amendment. The proposed amendment is intended to streamline Virginia's total AMLR plan to be consistent with the Federal regulations.

**DATES:** Written comments must be received on or before 4:00 p.m. on April 2, 1997.

**ADDRESSES:** Written comments should be mailed or hand-delivered to Mr. Robert A. Penn, Director, Big Stone Gap Field Office at the first address listed below.

Copies of the Virginia program, the proposed AMLR plan amendment (including revisions and supplementary submittals), and all written comments received in response to the proposed amendment will be available for public review at the addresses listed below during normal business hours, Monday through Friday, excluding holidays:

Office of Surface Mining Reclamation and Enforcement, Big Stone Gap Field Office, Powell Valley Square Shopping Center, 1941 Neeley Road, Suite 201, Compartment 116, Big Stone Gap, Virginia 24219, Telephone: (540) 523-4303.

Virginia Division of Mined Land Reclamation, P.O. Drawer 900, Big Stone Gap, Virginia 24219, Telephone: (703) 523-8100.

Each requester may receive, free of charge, one copy of the proposed amendment by contacting the OSM Big Stone Gap Field Office.

**FOR FURTHER INFORMATION CONTACT:** Mr. Robert A. Penn, Director, Big Stone Gap Field Office, Telephone: (540) 523-4303.

#### SUPPLEMENTARY INFORMATION:

##### I. Background on the Virginia Program

On December 15, 1981, the Secretary of the Interior conditionally approved the Virginia program. Background on the Virginia program, including the Secretary's findings, the disposition of comments, and the conditions of approval can be found in the December 15, 1981 Federal Register (46 FR 61085-61115). Subsequent actions concerning the conditions of approval and AMLR program amendments are identified at 300 CFR 946.20 and 946.25.

## II. Discussion of the Proposed Amendment

By letter received February 29, 1996 (Administrative Record No. VA-871), the Virginia Division of Mined Land Reclamation (DMLR) submitted a proposed amendment to the Virginia Program. This amendment is intended to revise and streamline Virginia's total AMLR plan to more closely parallel the Federal state reclamation plan information requirements of 30 CFR 884.13.

The proposed revisions to the AMLR plan concern: The purpose of the State reclamation program; ranking and selection; coordination with other programs; land acquisition, management and disposal; reclamation on private land; rights of entry; public participation policies; organization; staffing policies; purchasing and procurement; accounting system; location of known or suspected eligible land and water; description of problems occurring on lands and waters (map); reclamation proposals; economic base; aesthetic, historic or cultural, and recreation values; and endangered and threatened plant, fish, wildlife and habitat. The primary purpose of the amendment is to incorporate the 1990 amendments to SMCRA, and the AMLR provisions of the Energy Policy Act of 1992, Pub. L. 102-486, 106 Stat. 2776 (1992).

OSM announced receipt of the proposed amendment in the March 18, 1996, Federal Register (61 FR 10919), and in the same document opened the public comment period and provided an opportunity for a public hearing on the adequacy of the proposed amendment. The public comment period closed on April 17, 1996. No hearing was requested, so none was held.

During its review of the amendment, OSM identified concerns relating to various sections of the proposed plan and provided draft comments to the State (Administrative Record Number VA-898). OSM representatives met with DMLR representatives on October 31, 1996, and November 4, 1996, to resolve comments included in the draft list prepared by OSM (Administrative Record Number VA-899).

On November 19, 1996, OSM conducted a telephone conference with DMLR representatives to further resolve issues included in the draft issues list. OSM representatives met with DMLR representatives on November 20, 1996, to continue to resolve issues in the draft issues list. The results of the November 19, 1996, teleconference and the November 20, 1996, meeting, including the changes proposed by the DMLR to

be made to the Virginia plan submittal, are documented in the Virginia Administrative Record Number VA-900. In addition, VA-900 contains copies of the forms (Lien Waiver, Right of Entry, Claim of Lien, and AML Complaint Investigation) that the DMLR uses to implement the Virginia program. These forms are considered by OSM to be part of the Virginia plan submittal.

On December 5, 1996, OSM conducted a telephone conference with DMLR representatives to resolve the remaining issues. The results of that telephone conference are documented at Administrative Record Number VA-901.

On December 10, 1996, Virginia submitted draft language to the U.S. Fish and Wildlife Service (USFWS) to address USFWS comments made on April 4, 1996 (Administrative Record Number VA-904).

On January 7, 1997, the USFWS recommended further modifications to the endangered and threatened species section of the proposed AMLR plan amendment wording (Administrative Record Number VA-905).

On February 6, 1997, OSM provided USFWS with Virginia's AMLR plan language that was revised in response to USFWS comments on endangered and threatened species (Administrative Record Number VA-906).

On February 10, 1997 (Administrative Record Number VA-907), OSM met with DMLR to discuss changes made to the AMLR plan amendment by Virginia to address OSM's comments on the amendment that were identified in OSM's draft issues list (Administrative Record Number VA-898).

On February 7, 1997, USFWS confirmed that DMLR's draft wording changes to the endangered and threatened species section of the proposed AMLR plan amendment now includes the modifications proposed by USFWS (Administrative Record Number VA-908).

On February 10, 1997, the U.S. Environmental Protection Agency (EPA) confirmed that draft wording modifications to the proposed Virginia AMLR plan amendment received from DMLR on November 20, 1996, resolve EPA's identified concerns (Administrative Record Number VA-909).

On February 14, 1997, OSM proposed wording changes to DMLR to resolve OSM concerns regarding sentences added to the proposed AMLR plan amendment by DMLR related to remining (Administrative Record Number VA-910).

On February 27, 1997, DMLR agreed to modify AMLR plan wording to

resolve OSM concerns regarding sentences added to the proposed AMLR plan amendment by DMLR related to remining (Administrative Record Number VA-911).

By electronic mail correspondence dated March 5, 1997, (Administrative Record Number VA-912), Virginia submitted a revised copy of the proposed AMLR plan that contains the changes made to resolve the issues identified by OSM, the USFWS, and the EPA. The full text of the revised proposed AMLR plan amendment submitted by Virginia is available for public inspection at the addresses listed above. The Director now seeks public comment on whether the proposed amendment is no less effective than the Federal regulations. If approved, the amendment will become part of the Virginia program.

## III. Public Comment Procedures

In accordance with the provisions of 30 CFR 884.15, OSM is now seeking comment on whether the amendment proposed by Virginia satisfies the applicable requirements for the approval of State AMLR program amendments. If the amendment is deemed adequate, it will become part of the Virginia program.

### *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 Big Stone Gap Field Office will not necessarily be considered in the final rulemaking or included in the Administrative Record.

## VI. Procedural Determinations

### *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).

### *Executive Order 12988*

The Department of the Interior has conducted the reviews required by section 3 of Executive Order 12988 (Civil Justice Reform) and has determined that, to the extent allowed by law, 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 and Tribal abandoned mine land reclamation plans and revisions thereof since each such plan is drafted and adopted by a specific State or Tribe, not by OSM. Decisions on proposed

State and Tribal abandoned mine land reclamation plans and revisions thereof submitted by a State or Tribe are based on a determination of whether the submittal meets the requirements of Title IV of SMCRA (30 U.S.C. 1231–1243) and the Federal regulations at 30 CFR Parts 884 and 888.

#### *National Environmental Policy Act*

No environmental impact statement is required for this rule since agency decisions on proposed State and Tribal abandoned mine land reclamation plans and revisions thereof are categorically excluded from compliance with the National Environmental Policy Act (42 U.S.C. 4332) by the Manual of the Department of the Interior [516 DM 6, appendix 8, paragraph 8.4B(29)].

#### *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.*).

#### *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 which is the subject of this rule is based upon 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 established by SMCRA or 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 in the analyses for the corresponding Federal regulations.

#### *Unfunded Mandates*

This rule will not impose a cost of \$100 million or more in any given year on any governmental entity or the private sector.

#### List of Subjects in 30 CFR Part 914

Intergovernmental relations, Surface mining, Underground mining.

Dated: March 10, 1997.

Ronald C. Recker,

*Acting Regional Director, Appalachian Regional Coordinating Center.*

[FR Doc. 97–6752 Filed 3–17–97; 8:45 am]

BILLING CODE 4310–05–M

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 70

[AD–FRL–5710–8]

### Clean Air Act Interim Approval of Operating Permits Program; Commonwealth of Virginia

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

**ACTION:** Proposed interim approval.

**SUMMARY:** EPA proposes interim approval of the Commonwealth of Virginia's Operating Permits Program, which Virginia submitted in response to Federal statutory and regulatory directives that States adopt programs providing for the issuance of operating permits to all major stationary sources and to certain other sources. EPA is proposing interim approval of Virginia's submittal because Virginia's program substantially meets the requirements for approval set forth at 40 Code of Federal Regulations (CFR) Part 70, but still requires some revisions to fully meet those requirements. The required revisions which Virginia will have to make before EPA could grant full approval are discussed in this notice.

**DATES:** Comments on this proposed action must be received in writing by April 17, 1997. Comments should be addressed to the contact indicated below.

**ADDRESSES:** Copies of the State's submittal and other supporting information used in developing the proposed interim approval are available for inspection during normal business hours at the following locations: (1) U.S. EPA Region III; Air, Radiation, & Toxics Division; 841 Chestnut Building; Philadelphia, PA 19107, and (2) Virginia Department of Environmental Quality; 629 East Main Street, Richmond, Virginia 23219.

**FOR FURTHER INFORMATION CONTACT:** Ray Chalmers, 3AT23; U.S. EPA Region III; Air, Radiation, & Toxics Division; 841 Chestnut Building; Philadelphia, PA 19107. (215) 566–2061.

#### SUPPLEMENTARY INFORMATION:

##### I. Introduction

##### A. Submittal and Review Requirements

As required under Title V of the 1990 Clean Air Act Amendments (sections 501–507 of the Clean Air Act (CAA)), EPA has promulgated rules which define the minimum elements of an approvable State operating permits program and the corresponding standards and procedures by which the

EPA will approve, oversee, and withdraw approval of State operating permits programs (see 57 FR 32250 (July 21, 1992)). These rules are codified at 40 Code of Federal Regulations (CFR) Part 70. Title V directs States to develop, and submit to EPA, programs for issuing these operating permits to all major stationary sources and to certain other sources.

The CAA directs States to develop and submit these programs to EPA by November 15, 1993, and requires EPA to approve or disapprove each program within one year after receiving the submittal. The EPA's program review occurs pursuant to section 502 of the CAA and the part 70 regulations, which together outline criteria for approval or disapproval. Where a program substantially, but not fully, meets the requirements of section 502 of the CAA and Part 70, EPA may grant the program interim approval for a period of up to 2 years. If EPA has not fully approved a program by November 15, 1995, or by the end of an interim program, it must establish and implement a Federal program.

Due in part to pending litigation over several aspects of the Part 70 rule promulgated on July 21, 1992, Part 70 is in the process of being revised. When the final revisions to Part 70 are promulgated, the requirements of the revised Part 70 will redefine EPA's criteria for the minimum elements of an approvable State operating permits program and the corresponding standards and procedures by which EPA will review State operating permits program submittals. Until the date on which the revisions to Part 70 are promulgated, the currently effective July 21, 1992, version of Part 70 shall be used as the basis for EPA review.

##### B. Federal Oversight and Potential Sanctions

If EPA were to finalize this proposed interim approval, it would extend for two years following the effective date of the final interim approval. During the interim approval period, Virginia would be protected from sanctions, and EPA would not be obligated to promulgate, administer and enforce a Federal permits program for the Commonwealth. Permits issued under a program with interim approval have full standing with respect to part 70, and the one year time period for submittal of permit applications by subject sources begins upon the effective date of interim approval, as does the three year time period for processing the initial permit applications.

Following final interim approval, if Virginia failed to submit a complete