

Federal Aviation Regulations (14 CFR 43.7), and must be entered into the aircraft records showing compliance with this AD in accordance with section 43.9 of the Federal Aviation Regulations (14 CFR 43.9). Based on these figures, there is no cost impact of the proposed AD on U.S. owners/operators because the proposed action can be accomplished by the owner/operator.

#### Proposed Compliance Time

The proposed action, the LBA AD, and the Alexander Schleicher Technical Note No. 23, dated January 29, 1991, differ on the compliance time. The LBA AD and the Technical Note require that the replacement of the SFM pages be accomplished at the next annual inspection.

The FAA is proposing a calendar compliance time instead of the next annual inspection because the service history on the U.S.-registered Schleicher Model ASK-21 sailplane does not warrant a need for immediate compliance, and because each sailplane has a different time for the next annual inspection. The calendar compliance will ensure that all of the sailplanes have changed the flight manual and be aware of the new information at approximately the same time.

#### Regulatory Impact

The regulations proposed herein would not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this proposal would not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

For the reasons discussed above, I certify that this action (1) is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and (3) if promulgated, will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A copy of the draft regulatory evaluation prepared for this action has been placed in the Rules Docket. A copy of it may be obtained by contacting the Rules Docket at the location provided under the caption ADDRESSES.

#### List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

#### The Proposed Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration proposes to amend part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

#### PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40113, 44701.

##### § 39.13 [Amended]

2. Section 39.13 is amended by adding a new airworthiness directive (AD) to read as follows:

**Alexander Schleicher:** Docket No. 97-CE-108-AD.

**Applicability:** Model ASK-21 sailplanes, serial numbers 21-001 through 21-205, certificated in any category.

**Note 1:** This AD applies to each sailplane identified in the preceding applicability provision, regardless of whether it has been modified, altered, or repaired in the area subject to the requirements of this AD. For sailplanes that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (d) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if the unsafe condition has not been eliminated, the request should include specific proposed actions to address it.

**Compliance:** Required within the next 3 calendar months after the effective date of this AD, unless already accomplished.

To prevent operators from using inaccurate stall and spin recovery information provided in the sailplane flight manual (SFM), which, if not corrected, could result in the inability to recover from a spin or stall during flight, accomplish the following:

(a) Remove pages 2, 22, 24, 33, and 34 from the Alexander Schleicher Model ASK-21 SFM, and replace these pages with new pages of the same numbers that have footnote "TN 23 dated Jan 1991", in accordance with Alexander Schleicher ASK 21 Technical Note No. 23, dated January 29, 1991.

(b) Incorporating the SFM revisions, as required by this AD, may be performed by the owner/operator holding at least a private pilot certificate as authorized by section 43.7 of the Federal Aviation Regulations (14 CFR 43.7), and must be entered into the aircraft records showing compliance with this AD in accordance with section 43.9 of the Federal Aviation Regulations (14 CFR 43.9).

(c) 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 sailplane to a location where the requirements of this AD can be accomplished.

(d) An alternative method of compliance or adjustment of the compliance time that

provides an equivalent level of safety may be approved by the Manager, Small Airplane Directorate, Aircraft Certification Service, 1201 Walnut, suite 900, Kansas City, Missouri 64106. The request shall be forwarded through an appropriate FAA Maintenance Inspector, who may add comments and then send it to the Manager, Small Airplane Directorate.

**Note 2:** Information concerning the existence of approved alternative methods of compliance with this AD, if any, may be obtained from the Small Airplane Directorate.

(e) Questions or technical information related to Alexander Schleicher Technical Note No. 23, dated January 29, 1991, should be directed to Alexander Schleicher, Segelflugzeugbau, 6416 Poppenhausen, Wasserkuppe, Federal Republic of Germany; telephone 49.6658.890 or 49.6658.8920; facsimile: 49.6658.8923 or 49.6658.8940. This service information may be examined at the FAA, Central Region, Office of the Regional Counsel, Room 1558, 601 E. 12th Street, Kansas City, Missouri 64106.

**Note 3:** The subject of this AD is addressed in German AD No. 91-112 Schleicher, dated June 19, 1991.

Issued in Kansas City, Missouri, on January 29, 1998.

**Terry L. Chasteen,**

*Acting Manager, Small Airplane Directorate, Aircraft Certification Service.*

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#### DEPARTMENT OF LABOR

#### Occupational Safety and Health Administration

#### 29 CFR Part 1910.1035

[Docket No. H-371]

RIN 1218-AB46

#### Occupational Exposure to Tuberculosis

**AGENCY:** Occupational Safety and Health Administration (OSHA), Labor.

**ACTION:** Proposed rule; correction notice; announcement of hearings sites and dates.

**SUMMARY:** With this notice, OSHA is correcting the deadline for the submission of written comments on its proposed standard for occupational exposure to tuberculosis and is announcing the dates and locations of the informal public hearings to be held in Los Angeles, California, and New York City, New York, and Chicago, Illinois.

**DATES:** Written comments on the proposed standard and Notices of Intent to Appear at the hearings must be postmarked on or before February 17, 1998.

The hearings will begin April 7, 1998, in Washington, D.C.; May 5, 1998, in Los Angeles, CA; May 19, 1998, in New York City, NY; and June 2, 1998, in Chicago, IL, starting at 10:00 a.m. on the first day at each location and at 9:00 a.m. on succeeding days.

**ADDRESSES:** Comments on the proposed standard, Notices of Intent to Appear at the hearings, testimony, and documentary evidence are to be submitted in quadruplicate to the Docket Officer, Docket No. H-371, Room N-2625, U.S. Department of Labor, 200 Constitution Ave., NW, Washington, DC 20210, telephone (202) 219-7894. Comments of 10 pages or fewer may be transmitted by fax to (202) 219-5046, provided the original and three copies are sent to the Docket Officer thereafter.

The hearing locations are: Washington, D.C., The Frances Perkins Building Auditorium, U.S. Department of Labor, 200 Constitution Avenue, NW; Los Angeles, CA, Los Angeles Convention Center, Room 409 A, 1204 South Figueroa Street; New York City, NY, U.S. Department of Labor, Rooms 831 A and B and 841 C and D, 201 Varick Street; Chicago, IL, State of Illinois Building, Room C-500, 160 North LaSalle Street.

**FOR FURTHER INFORMATION CONTACT:** Bonnie Friedman, Office of Information and Consumer Affairs, Occupational Safety and Health Administration, Room N-3647, U.S. Department of Labor, 200 Constitution Ave., NW, Washington, DC 20210, Telephone (202) 219-8148, FAX (202) 219-5986.

**SUPPLEMENTARY INFORMATION:** OSHA's proposed standard on Occupational Exposure to Tuberculosis was published October 17, 1997 (62 FR 54160). On December 12, 1997, OSHA extended the deadlines for written comments, Notices of Intent to Appear, and written testimony and documentary evidence. OSHA also rescheduled the Washington, D.C. informal public hearings and added three additional hearings sites.

In that notice, the deadline for written comments and Notices of Intent to Appear was incorrectly reported; the correct date for this deadline is February 17, 1998. The deadline for submission of written testimony for parties requesting more than 10 minutes at the public hearings or submitting documentary evidence is February 27, 1998.

OSHA also announced in that notice that the Agency would publish the dates and locations of the three additional hearing sites when that information became available. Those dates and

locations are as follows: Los Angeles, CA, beginning May 5, 1998, at the Los Angeles Convention Center, Room 409 A, 1204 South Figueroa Street; New York City, NY, beginning May 19, 1998, at the U.S. Department of Labor, Rooms 831 A and B and 841 C and D, 201 Varick Street; Chicago, IL, beginning June 2, 1998, at the State of Illinois Building, Room C-500, 160 North LaSalle Street.

All other information pertaining to the filing of written comments, Notices of Intent to Appear, written testimony and documentary evidence can be found in either the proposed tuberculosis rule (62 FR 54160; at 54283) or the extension notice for the proposal (62 FR 65388).

#### Authority

This document has been prepared under the direction of Charles N. Jeffress, Assistant Secretary of Labor for Occupational Safety and Health, U.S. Department of Labor, 200 Constitution Avenue, NW, Washington, D.C. 20210.

It is issued under section 6(b) of the Occupational Safety Health Act (29 U.S.C. 655), Secretary of Labor's Order 6-96, (62 FR 111) and 29 CFR Part 1911.

Signed at Washington, D.C. on this 2nd day of February, 1998.

**Charles N. Jeffress,**

*Assistant Secretary of Labor.*

[FR Doc. 98-2906 Filed 2-3-98; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 82

[FRL-5961-9]

RIN 2060-AH26

### Protection of Stratospheric Ozone: Control of Methyl Bromide Emissions Through Use of Tarps

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

**ACTION:** Notice of proposed determination.

**SUMMARY:** Through this action EPA is proposing a determination that requiring the use of gas impermeable tarps to control emissions of the pesticide methyl bromide is not appropriate under section 608(a)(2) of the Clean Air Act at this time. This proposed determination is also being issued, pursuant to a consent decree, as a direct final determination in the final rules section of today's **Federal Register**. A detailed discussion of the reasoning for this proposed determination is set forth in the direct

final determination and the accompanying study referred to therein. If no adverse comment is timely received, no further action will be taken with respect to this proposal and the direct final determination will become final on the date provided in that action.

**DATES:** Comments must be received by March 9, 1998.

**ADDRESSES:** Comments on this proposed determination should be addressed to Public Docket No. A-98-07, U.S. Environmental Protection Agency, OAR Docket and Information Center, Room M-1500, Mail Code 6102, 401 M Street, S.W., Washington, D.C. 20460. The docket may be inspected from 8:00 a.m. until 5:30 p.m., weekdays. The docket phone number is (202) 260-7548, and the fax number is (202) 260-4400. A reasonable fee may be charged for copying docket materials. A second copy of any comments should also be sent to Carol Weisner, U.S. Environmental Protection Agency, Stratospheric Protection Division, 401 M Street, SW, Mail Code 6205J, Washington, DC 20460, if by mail, or at 501 3rd Street, N.W., Washington, DC 20001, if comments are sent by courier delivery.

#### FOR FURTHER INFORMATION CONTACT:

Carol Weisner at (202) 564-9193 or fax (202) 565-2096, U.S. Environmental Protection Agency, Stratospheric Protection Division, 401 M Street, S.W., Mail Code 6205-J, Washington, DC 20460.

**SUPPLEMENTARY INFORMATION:** If no adverse comment is timely received, no further activity is contemplated in relation to this proposed determination and the direct final determination in the final rules section of today's **Federal Register** will be final and become effective in accordance with the information discussed in that action. If adverse comment is timely received, the direct final determination will be withdrawn and all public comments will be addressed in a subsequent final determination. The Agency will not institute a second comment period on this proposed determination; therefore, any parties interested in commenting should do so during this comment period.

For more detailed information and the rationale supporting this proposed determination, the reader should review the information provided in the direct final determination in the final rules section of today's **Federal Register**.

#### I. Administrative Requirements

##### A. Executive Order 12866

Executive Order 12866 (58 FR 51735, October 4, 1993) provides for