

part 71) amends the Class E airspace area at Clay Center, KS, by providing additional controlled airspace for aircraft executing the GPS Runway 17 SIAP to the Clay Center Municipal Airport.

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. Therefore, this regulation—(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) does not warrant preparation of a Regulatory Evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 71

Aviation, Incorporation by reference, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—[AMENDED]

1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854; 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389; 14 CFR 11.69.

§ 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of Federal Aviation Administration Order 7400.9C, Airspace Designations and Reporting Points, dated August 17, 1995 and effective September 16, 1995, is amended as follows:

Paragraph 6005 Class E airspace areas extending from 700 feet or more above the surface of the earth

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ACE KS E5 Clay Center, KS [Revised]

Clay Center Municipal Airport, KS
(Lat. 39°23'14"N., long. 97°09'26"W)

Clay Center NDB
(Lat. 39°22'51"N., long. 97°09'40"W)

That airspace extending upward from 700 feet above the surface within a 6-mile radius of the Clay Center Municipal Airport and within 2.6 miles each side of the 167° bearing from the Clay Center NDB extending from the 6-mile radius to 7 miles southeast of the airport and within 2 miles each side of the

001° bearing from the Clay Center Municipal Airport extending from the 6-mile radius to 10 miles north of the airport.

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Issued in Kansas City, MO, on September 11, 1995.

Herman J. Lyons, Jr.,

Manager, Air Traffic Division, Central Region.

[FR Doc. 95–24281 Filed 9–28–95; 8:45 am]

BILLING CODE 4910–13–M

14 CFR Part 71

[Airspace Docket No. 95–ANM–13]

Amendment of Class E Airspace; Sheridan, Wyoming

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action amends the Sheridan, Wyoming, Class E airspace to accommodate a new instrument approach procedure at Sheridan County Airport. This amendment brings publications up-to-date giving continuous information to the aviation public.

EFFECTIVE DATE: 0901 UTC, January 4, 1996.

FOR FURTHER INFORMATION CONTACT:

James Riley, ANM–537, Federal Aviation Administration, Docket No. 95–ANM–13, 1601 Lind Avenue S.W., Renton, Washington, 98055–4056; telephone number: (206) 227–2537.

SUPPLEMENTARY INFORMATION:

History

On July 31, 1995, the FAA proposed to amend part 71 of Federal Aviation Regulations (14 CFR part 71) by amending the Sheridan, Wyoming, Class E airspace designation (60 FR 38977). Interested parties were invited to participate in the rulemaking proceeding by submitting written comments on the proposal. No comments were received.

This action is the same as the proposal except for a typographical error discovered (and corrected herein) in the coordinates for the Sheridan County Airport and mileage southeast of the Sheridan VORTAC. The coordinates for this airspace docket are based on North American Datum 83. Class E airspace is published in Paragraphs 6002 and 6005, respectively, of FAA Order 7400.9C dated August 17, 1995, and effective September 16, 1995, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designation listed in this document will be published subsequently in the Order.

The Rule

This amendment to part 71 of Federal Aviation Regulations amends Class E airspace at Sheridan, Wyoming. The FAA has determined that this proposed regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore, (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) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, 14 CFR part 71 is amended as follows:

PART 71—[AMENDED]

1. The authority citation for 14 CFR part 71 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389; 14 CFR 11.69.

§ 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9C, Airspace Designations and Reporting Points, dated August 17, 1995, September 16, 1995, is amended as follows:

Paragraph 6002 Class E airspace areas designated as a surface area for an airport

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ANM WY E2 Sheridan, WY [Revised]

Sheridan County Airport, WY
(Lat. 44°46'15"N, long. 106°58'43"W)

Sheridan VORTAC
(Lat. 44°50'32"N, long. 107°03'40"W)

Within a 4.5-mile radius of the Sheridan County Airport, and within 4.5 miles each side of the 157° bearing from the airport, extending from the 4.5-mile radius to 17.6 miles southeast of the airport, and within 3.5 miles each side of the Sheridan VORTAC 312° and 327° radials extending from the 4.5-mile radius to 10.1 miles northwest of the VORTAC, and within 3.5 miles each side of the Sheridan VORTAC 140° radial extending from the 4.5-mile radius to 21.4 miles southeast of the VORTAC. This Class E.

airspace area is effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Airport/Facility Directory.

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Paragraph 6005 Class E airspace areas extending upward from 700 feet or more above the surface of the earth

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ANM WY E5 Sheridan, WY [Revised]
Sheridan County Airport, WY
(Lat. 44°46'15"N, long. 106°58'43"W)

Sheridan VORTAC

(Lat. 44°50'32"N, long. 107°03'40"W)

That airspace extending upward from 700 feet above the surface within a 6.1-mile radius of the Sheridan County Airport; that Airspace extending upward from 1,200 feet above the surface within 6.1 miles southwest and 8.7 miles northeast of the Sheridan VORTAC 138° and 318° radials extending from 16.1 miles northwest to 29.6 miles southeast of the VORTAC, and that airspace southeast of Sheridan bounded on the north by a line located 4.3 miles south of and parallel to the Sheridan VORTAC 104° radial, on the east by a 30.5-mile radius of the Sheridan VORTAC, and on the south by a line located 8.7 miles north of and parallel to the Sheridan VORTAC 138° radial.

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Issued in Seattle, Washington, on
September 14, 1995.

Helen Fabian Parke,

Manager, Air Traffic Division, Northwest Mountain Region.

[FR Doc. 95-24282 Filed 9-28-95; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF LABOR

Occupational Safety and Health Administration

29 CFR Parts 1915 and 1926

RIN 1218-AB25

Occupational Exposure to Asbestos

AGENCY: Occupational Safety and Health Administration, Department of Labor.

ACTION: Final rule; amendments.

SUMMARY: This document corrects the Asbestos final rule which was published August 10, 1994 (59 FR 40964, 29 CFR 1915.1001 and 1926.1101) and corrected and clarified June 29, 1995 (60 FR 33974).

EFFECTIVE DATE: These amendments take effect on October 1, 1995.

FOR FURTHER INFORMATION CONTACT: Ms. Ann Cyr, Acting Director of Information and Consumer Affairs, Occupational Safety and Health Administration, U.S. Department of

Labor, Room N3647, 200 Constitution Avenue, NW., Washington, DC 20210, telephone (202) 219-8151.

SUPPLEMENTARY INFORMATION: OSHA issued improved asbestos standards for general industry, construction, and shipyard employment on August 10, 1994 at 59 FR 40964 to better protect workers from lung cancer, asbestosis and other diseases caused by asbestos exposure. OSHA published a notice correcting and clarifying certain provisions on June 29, 1995. This document further corrects and clarifies various provisions of the construction and shipyards employment standards. The general industry standard is not further amended.

Because the corrections are based on the existing rulemaking record and are not intended to affect the protection afforded by the standard in a significant way, OSHA finds good cause, pursuant to 29 CFR 1911.15 and the Administrative Procedure Act, for promulgating the corrections without notice and opportunity for public comment.

OSHA briefly describes in this preamble, changes to the regulatory text of the standards which are more than typographical in nature.

In both the construction and shipyards standards paragraph (g)(7)(iii) is redesignated as (g)(7)(ii)(C) to clarify that dropcloths are required beneath all indoor removal activity.

OSHA has determined that when gaskets are removed intact, wet methods are not required. Therefore, paragraph (g)(8)(iv)(B) is deleted and the word "wet" is removed from (g)(8)(iv)(C). The standard still requires that when gaskets are visibly deteriorated, they must be removed using glovebags and wet methods.

Paragraph (g)(11) of 1926.1101 and paragraph (g)(12) of 1915.1001 are revised to allow bituminous or asphaltic pipeline coating to be handled using the same "alternative methods" set forth in the June 1995 correction notice, for certain bituminous/resinous roofing materials. OSHA recognizes that asphaltic wrap is similar to these roofing materials because the highly effective material used to bind asbestos fibers, is the same. A new paragraph (g)(11)(vi) of the construction standard (1926.1101) and (g)(12)(vi) of the shipyard employment standard (1915.1001) is added to specify that activities that disturb asphaltic pipeline wrap must be performed using wet methods. Submissions by Exxon to the 1994 rulemaking record which indicate that these activities generate low fiber levels were performed using wet methods (Docket H033e, Exhibit 127).

In the preamble to the June 29 Federal Register correction document, OSHA stated its intention to allow the use of powered air-purifying respirators adequately fitted to give a good face seal when exposure assessment and monitoring data indicate that asbestos exposure levels do not exceed 1.0 fibers per cubic centimeter as an 8-hour time weighted average. However, this provision was inadvertently omitted from the regulatory text. Paragraph (h)(2)(v) of both standards is corrected to include this provision.

Paragraph (o)(4) of both standards is corrected to allow competent/qualified person training to be obtained in a course that meets the EPA criteria for supervisors, one which is state-approved, or one which is equivalent in stringency, content, and length. This restores the August 10, 1994 regulatory text allowing training in state-approved courses for competent/qualified persons which was inadvertently omitted from the June 19 document.

List of Subjects in 29 CFR Parts 1915 and 1916

Asbestos, Occupational Safety and Health.

This document was prepared under the direction of Joseph A. Dear, Assistant Secretary of Labor for Occupational Safety and Health, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210.

Accordingly, pursuant to sections 4, 6(b), 8(c), and 8(g) of the Occupational Safety and Health Act of 1970 (29 U.S.C. 653, 655, 657); Sec. 107, Contract Work Hours and Safety Standards Act (Construction Safety Act, 40 U.S.C. 333); Sec. 41, Longshore and Harbor Workers' Compensation Act (33 U.S.C. 941); 5 U.S.C. Sec. 553; and 29 CFR Part 1911; 29 CFR Parts 1915 and 1926 are amended as set forth below.

Signed at Washington, DC this 25th day of September, 1995.

Joseph A. Dear,

Assistant Secretary, Occupational Safety and Health Administration.

PART 1915—OCCUPATIONAL SAFETY AND HEALTH STANDARDS FOR SHIPYARD EMPLOYMENT

§ 1915.1001 [Amended]

1. and 2. The authority citation of 29 CFR Part 1915 continues to read as follows:

Authority: Sec. 41, Longshore and Harbor Workers Compensation Act (33 U.S.C. 941); sections 4, 6, and 8, Occupational Safety and Health Act of 1970 (29 U.S.C. 653, 655, 657); sec. 4 of the Administrative Procedure Act (5 U.S.C. 553); Secretary of Labor's Order No. 12-71 (36 FR 8754), 8-76 (41 FR 25059), 9-