

4. 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.*).

5. 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 that is the subject of this rule is based upon counterpart 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 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 for the counterpart Federal regulations.

List of Subjects in 30 CFR Part 950

Intergovernmental relations, Surface mining, Underground mining.

Dated: April 25, 1996.

Russell F. Price,
Acting Regional Director, Western Regional
Coordinating Center.

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National Park Service

36 CFR Part 7

RIN 1024-AC23

Voyageurs National Park, Aircraft Operations—Designation of Areas

AGENCY: National Park Service, Interior.
ACTION: Proposed rule; reopening of public comment period.

SUMMARY: The proposed rule would amend the special regulations for Voyageurs National Park by replacing the interim rule (60 FR 39257) that was published on August 2, 1995, designating certain areas open to aircraft use within the park. This rulemaking is necessary to comply with NPS general regulations that require special regulatory designation for areas in parks open to the operation or use by aircraft. The intended effect of this rule is to increase safety, protect resources and provide appropriate enjoyment to all park users.

The 1980 Master Plan for the park states that float planes and ski planes will be allowed upon all lakes deemed safe by the Minnesota Department of Transportation. It also stated this allowance would be subject to the findings of a wilderness study. The 1992 wilderness study. The 1992 wilderness study recommended that planes be allowed on the four major lakes (Rainy, Kabetogama, Namakan and Sand Point), as well as the following interior lakes: Locator, War Club, Quill, Loiten, Shoepack, Little Trout and Mukooda. Each year the park receives an increasing number of inquiries for permission to land float planes in the park.

Public aircraft use on park waters occurred prior to the designation of the park in 1971. This use is primarily related to fishing, camping, transportation to resorts and summer dwellings and is typical for the area. Float plane use is mainly associated with the four major lakes with use of the interior lakes constituting less than one percent of the park's use. Aircraft are currently prohibited from using about 22 small interior lakes that have been determined to be too small to use safely by the Minnesota Department of Transportation. Three other lakes that have been used periodically and are accessible by hiking trails will not be opened to float plane use by this regulation. The closing of these three interior lakes will allow the park to manage the interior lakes on an equitable basis since other motorized uses are prohibited.

DATES: Written Comments will be accepted through September 5, 1996.

ADDRESSES: Comments should be addressed to: Superintendent, Proposed Regulation Comment, Voyageurs National Park, 3131 Highway 53, International Falls, MN 56649-8904.

FOR FURTHER INFORMATION CONTACT: Chief Ranger, Voyageurs National Park, 3131 Highway 53, International Falls, MN 56649-8904. Telephone (218) 283-9821.

SUPPLEMENTARY INFORMATION:

Extended Comment Period: Voyageurs National Park—Aircraft Operations, Designation of Areas

This document announces a 120-day reopening of the comment period for the proposed rule—Voyageurs National Park—Aircraft Operations, Designation of Areas—that was published in the Federal Register on January 31, 1996 (61 FR 3360). The initial comment period expired on April 1, 1996. Comments received during the initial comment period requested additional

time to review the proposed regulation. Accordingly, the comment period for the proposed rule is hereby extended an additional 120 days.

Dated: April 25, 1996.

George T. Frampton, Jr.,
Assistant Secretary for Fish and Wildlife and
Parks.

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 61

[FRL-5468-4]

RIN 2060-AF04

National Emission Standards for Hazardous Air Pollutants; National Emission Standard for Radon Emissions From Phosphogypsum Stacks

AGENCY: Environmental Protection Agency.

ACTION: Proposed rule; Notice of Reconsideration.

SUMMARY: On March 24, 1994, EPA announced its decision concerning a petition by The Fertilizer Institute (TFI) seeking reconsideration of a June 3, 1992 final rule revising the National Emission Standard for Radon Emissions from Phosphogypsum Stacks, 40 CFR Part 61, Subpart R. EPA partially granted and partially denied the TFI petition for reconsideration. Pursuant to that decision, EPA is convening a rulemaking to reconsider 40 CFR 61.205, the provision of the final rule which governs distribution and use of phosphogypsum for research and development, and the methodology utilized under 40 CFR 61.207 to establish the average radium-226 concentration for phosphogypsum removed from a phosphogypsum stack. This document identifies proposed changes to be considered as part of this reconsideration and specific underlying issues on which EPA seeks further comment.

DATES: Comments concerning this proposed rule must be received by EPA on or before July 8, 1996. EPA will hold a public hearing concerning this proposed rule in Washington, D.C. if a request for a hearing is received by EPA by June 7, 1996. In the event a hearing is requested, EPA will publish a separate notice specifying the date and location of the hearing.

ADDRESSES: Comments should be submitted (in duplicate if possible) to: Air and Radiation Docket and