

### Public Hearing

Persons wishing to speak at the public hearing should contact the person listed under **FOR FURTHER INFORMATION CONTACT** by 4:00 p.m., c.d.t. on April 29, 1998. The location and time of the hearing will be arranged with those persons requesting the hearing. Any disabled individual who has need for a special accommodation to attend a public hearing should contact the individual listed under **FOR FURTHER INFORMATION CONTACT**. If no one requests an opportunity to speak at the public hearing, the hearing will not be held.

Filing of a written statement at the time of the hearing is requested as it will greatly assist the transcriber. Submission of written statements in advance of the hearing will allow OSM officials to prepare adequate responses and appropriate questions.

The public hearing will continue on the specified date until all persons scheduled to speak have been heard. Persons in the audience who have not been scheduled to speak, and who wish to do so, will be heard following those who have been scheduled. The hearing will end after all persons scheduled to speak and persons present in the audience who wish to speak have been heard.

### Public Meeting

If only one person requests an opportunity to speak at a hearing, a public meeting, rather than a public hearing, may be held. Persons wishing to meet with OSM representatives to discuss the proposed amendment may request a meeting by contacting the person listed under **FOR FURTHER INFORMATION CONTACT**. All such meetings will be open to the public and, if possible, notices of meetings will be posted at the locations listed under **ADDRESSES**. A written summary of each meeting will be made a part of the Administrative Record.

## IV. 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 regulatory programs and program amendments since each such program is drafted and promulgated by a specific State, not by OSM. Under sections 503 and 505 of SMCRA (30 U.S.C. 1253 and 1255) and 30 CFR 730.11, 732.15, and 732.17(h)(10), decisions on proposed State regulatory programs and program amendments submitted by the States must be based solely on a determination of whether the submittal is consistent with SMCRA and its implementing Federal regulations and whether the other requirements of 30 CFR Parts 730, 731, and 732 have been met.

### National Environmental Policy Act

No environmental impact statement is required for this rule since section 702(d) of SMCRA (30 U.S.C. 1292(d)) provides that agency decisions on proposed State regulatory program provisions do not constitute major Federal actions within the meaning of section 102(2)(C) of the National Environmental Policy Act (42 U.S.C. 4332(2)(C)).

### 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 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 determinations as to whether this rule would have a significant economic impact, the Department relied upon the data and assumptions for the counterpart Federal regulations.

### Unfunded Mandates

OSM has determined and certifies pursuant to the Unfunded Mandates Reform Act (2 U.S.C. 1502 *et seq.*) that this rule will not impose a cost of \$100 million or more in any given year on local, state, or tribal governments or private entities.

### List of Subjects in 30 CFR Part 924

Intergovernmental relations, Surface mining, Underground mining.

Dated: April 6, 1998.

### Brent Wahlquist,

Regional Director, Mid-Continent Regional Coordinating Center.

[FR Doc. 98-9769 Filed 4-13-98; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[UT-001-0004b; FRL-5993-3]

### Approval and Promulgation of Air Quality Implementation Plans; Utah; 1993 Periodic Carbon Monoxide Emission Inventories for Utah

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing approval of the 1993 periodic carbon monoxide (CO) emission inventories for Ogden City and Utah County (which includes Provo-Orem) that were submitted by the Governor on November 12, 1997, as a revision to the State Implementation Plan (SIP), to satisfy certain requirements of section 187(a)(5) of the Clean Air Act (CAA), as amended in 1990. In the Final Rules Section of this **Federal Register**, EPA is approving the State's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial SIP revision and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no relevant adverse comments are received in response to this proposed rule, no further activity is contemplated in relation to this rule. If EPA receives relevant adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. EPA will not institute a second comment period on this action. Any parties interested in commenting on this action should do so at this time.

**DATES:** Comments must be received in writing by May 14, 1998.

**ADDRESSES:** Written comments should be addressed to: Richard R. Long, Director, Air Program (8P2-A), United States Environmental Protection Agency, Region 8, 999 18th Street, Suite 500, Denver, Colorado 80202-2466.

Copies of the documents relevant to this action are available for public

inspection during normal business hours at the following office: United States Environmental Protection Agency, Region 8, Air Program, 999 18th Street, Suite 500, Denver, Colorado 80202-2466.

Copies of the State documents relevant to this action are available for public inspection at the following office: Utah Department of Environmental Quality, Division of Air Quality, 150 North 1950 West, Salt Lake City, Utah 84114-4820.

**FOR FURTHER INFORMATION CONTACT:** Tim Russ, Air Program (8P2-A), United States Environmental Protection Agency, Region 8, 999 18th Street, Suite 500, Denver, Colorado 80202-2466; Telephone number: (303) 312-6479.

**SUPPLEMENTARY INFORMATION:** See the information provided in the Direct Final action which is located in the Rules Section of this **Federal Register**.

Dated: March 26, 1998.

**Jack McGraw,**

*Acting Regional Administrator, Region VIII.*

[FR Doc. 98-9677 Filed 4-13-98; 8:45 am]

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 50 CFR Part 697

[I.D. 040698B]

#### Atlantic Coastal Fisheries Cooperative Management

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice of public hearings; request for comments.

**SUMMARY:** NMFS will hold public hearings to receive comments on NMFS' proposals for management of American lobster in Federal waters. NMFS proposes to transfer the Federal legislative authority for American lobster from the Magnuson-Stevens Fishery Conservation and Management Act (MSA) to the Atlantic Coastal Fisheries Cooperative Management Act (ACFCMA). NMFS is seeking public comment on proposed management options to regulate American lobster in Federal waters. Also, the existing moratorium on new entrants in the EEZ lobster fishery may be extended through December 31, 2003, for Federal lobster permit holders.

**DATES:** Written comments on the lobster management proposals contained in the Draft Environmental Impact Statement will be accepted through May 19, 1998. Testimony may be presented at the public hearings, which are scheduled to be held from April 27, 1998, through May 19, 1998, in Maine, New Hampshire, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Maryland, and North Carolina. See **SUPPLEMENTARY INFORMATION** for times and locations of the hearings and special accommodations.

**ADDRESSES:** Direct requests for copies of the lobster public hearing document should be sent to the State, Federal and Constituent Programs Office, National Marine Fisheries Service, Northeast Region, One Blackburn Drive, Gloucester, MA 01930-2298.

**FOR FURTHER INFORMATION CONTACT:** Bob Ross, NMFS, Northeast Region, 978/281-9234.

**SUPPLEMENTARY INFORMATION:** NMFS proposes several changes to management of the American lobster resource in waters under Federal authority. The proposed changes include a transferral of Federal legislative authority for American lobster from the MSA to the ACFCMA. Since the majority of the American lobster fishery takes place in state waters (approximately 80 percent), Federal action under the ACFCMA is the best approach for a comprehensive management plan for lobster throughout its range. This approach will facilitate partnership management in Federal and state jurisdictional waters in a time frame to minimize the potential for a stock collapse of the resource.

NMFS is seeking public comment on proposed management options to regulate American lobster in Federal waters. Alternatives being considered range from a continuation of existing management measures to a maximum protection of American lobster in Federal waters by a complete removal of all trap gear from the water and a prohibition against retention, sale, barter or trade of American lobster taken from Federal waters. Other alternatives include a limit on current trap effort and implementation of a gradual reduction in the maximum number of traps allowed to be fished by Federal lobster permit holders, while limiting the non-trap sector to a maximum number of lobsters allowed per trip, regardless of trip length.

Also, the existing moratorium on new entrants to the EEZ lobster fishery may be extended until December 31, 2003, for Federal lobster permit holders.

By this action NMFS is announcing 13 public hearings concerning the proposed lobster management measures. The dates, time, and locations of the hearings are scheduled as follows:

1. Monday, April 27, 1998, 3 p.m.—Fuller School Auditorium, 4 School House Road, Gloucester, MA.

2. Tuesday, April 28, 1998, 3 p.m.—Emmanuel Baptist Church Assembly Hall, 156 High Street, Portland, ME.

3. Wednesday, April 29, 1998, 3 p.m.—Rockland District High School Auditorium, 400 Broadway, Rockland, ME.

4. Thursday, April 30, 1998, 3 p.m.—Downeast Convention Center at the Holiday Inn, 215 High Street (U.S. Routes 1 and 3), Ellsworth, ME.

5. Friday, May 1, 1998, 3 p.m.—University of Maine at Machias, Reynolds Center Gym, 9 O'Brien Avenue, Machias, ME.

6. Tuesday, May 5, 1998, 3 p.m.—Urban Forestry Center, 35 Elwyn Road, Portsmouth, NH.

7. Wednesday, May 6, 1998, 3 p.m.—Narragansett Town Hall Assembly Room, 25 Fifth Street, Narragansett, RI.

8. Thursday, May 7, 1998, 3 p.m.—Howard Johnson Hotel, Dickens Room, 1052 Boston Post Road, Milford, CT.

9. Friday, May 8, 1998, 1 p.m.—Quality Inn of Tom's River, 815 Route 37 West, Tom's River, NJ.

10. Monday, May 11, 1998, 6 p.m.—Massachusetts Maritime Academy, Admirals Hall, Harrington Building, 101 Academy Dr., Buzzards Bay, MA.

11. Thursday, May 14, 1998, 3 p.m.—Ramada Inn, Exit 72, Long Island Expressway and Route 25, Riverhead, NY.

12. Monday, May 18, 1998, 5 p.m.—North Carolina Aquarium on Roanoke Island, Airport Road, Manteo, NC.

13. Tuesday, May 19, 1998, 5 p.m.—Sheraton Fontainebleau Hotel, 10100 Coastal Highway, Ocean City, MD.

#### Special Accommodations

These meetings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Bob Ross (see **ADDRESSES**) at least 5 days prior to the meeting date.

**Authority:** 16 U.S.C. 1851 et. seq.

Dated: April 8, 1998.

**Bruce C. Morehead,**

*Acting Director, Office of Sustainable Fisheries National Marine Fisheries Service.*

[FR Doc. 98-9823 Filed 4-9-98; 2:38 pm]

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