

Washington, DC 20091-0221 (Attn: Notice No. 815)

FOR FURTHER INFORMATION CONTACT: Tami Light, Wine, Beer and Spirits Regulations Branch, 650 Massachusetts Avenue, NW., Washington, DC 20226; telephone (202) 927-8210.

SUPPLEMENTARY INFORMATION:

Background

On September 13, 1995, ATF published Notice No. 815, a notice of proposed rulemaking, in the Federal Register (60 FR 47506). ATF is soliciting comments on its proposal to issue regulations specifically setting forth the procedures for the issuance, denial, and revocation of certificates of label approval (COLAs), certificates of exemption from label approval, and distinctive liquor bottle approvals. The proposed denial and revocation regulations are new, whereas the proposed issuance regulations are more specific than the current regulations. The proposed regulations would also codify the procedures for administratively appealing the denial or revocation of certificates of label approval, exemptions from label approval, or distinctive liquor bottle approvals.

The comment period for Notice No. 815 closed on December 12, 1995. Prior to the end of the comment period ATF received a request for an extension of the comment period. This request was submitted by the Beer Institute in order that they may carefully address the issues raised in Notice No. 815, an area where a solid industry-government working relationship is critical.

In consideration of this request, ATF has decided to reopen the comment period for 30 days from the date of publication of this notice in the Federal Register. All written comments received will be considered in the development of a decision on this matter. Comments that provide the factual basis supporting the views or suggestions presented will be particularly helpful in developing a reasoned regulatory decision on this matter.

Drafting Information

The principal author of this document is Robert White, Alcohol and Tobacco Programs Division, Bureau of Alcohol, Tobacco and Firearms.

List of Subjects

27 CFR Part 4

Advertising, Consumer protection, Customs duties and inspection, Imports, Labeling, Packaging and containers, Wine.

27 CFR Part 5

Advertising, Consumer protection, Customs duties and inspection, Imports, Labeling, Liquors, Packaging and containers, Reporting and recordkeeping requirements, Trade practices.

27 CFR Part 7

Advertising, Beer, Consumer protection, Customs duties and inspection, Imports, Labeling.

27 CFR Part 13

Administrative practice and procedure, Alcohol and alcoholic beverages, Appeals, Applications, Certificates of label approval, Certificates of exemption from label approval, Denials, Distinctive liquor bottle approvals, Informal conferences, Labeling, Revocations.

27 CFR Part 19

Administrative practice and procedure, Alcohol and alcoholic beverages, Authority delegations, Claims, Chemicals, Customs duties and inspection, Electronic fund transfers, Excise taxes, Exports, Gasohol, Imports, Labeling, Liquors, Packaging and containers, Puerto Rico, Reporting and recordkeeping requirements, Research, Security measures, Spices and flavorings, Surety bonds, Transportation, Virgin Islands, Warehouses, Wine.

Authority: This notice is issued under the authority of 26 U.S.C. 7805 and 27 U.S.C. 205.

Approved: January 5, 1996.

John W. Magaw,

Director.

[FR Doc. 96-575 Filed 1-19-96; 8:45 am]

BILLING CODE 4810-31-U

NATIONAL LABOR RELATIONS BOARD

29 CFR Part 103

Appropriateness of Requested Single Location Bargaining Units in Representation Cases

AGENCY: National Labor Relations Board.

ACTION: Notice of extension of time for filing comments to proposed rulemaking.

SUMMARY: The National Labor Relations Board gives notice that it is extending the time for filing comments on the proposed rulemaking on the appropriateness of requested single location bargaining units in representation cases.

DATES: The comment period which presently ends at the close of business on January 22, 1996, is extended to the close of business on February 8, 1996.

ADDRESSES: Comments on the proposed rulemaking should be sent to: Office of the Executive Secretary, 1099 14th Street NW., Room 11600, Washington, DC 20570.

FOR FURTHER INFORMATION CONTACT: John J. Toner, Executive Secretary, Telephone: (202) 273-1940.

SUPPLEMENTARY INFORMATION: The Board's notice of proposed rulemaking on the appropriateness of requested single location bargaining units in representation cases was published in the Federal Register on September 28, 1995 (60 FR 50146). The notice provided that all responses to the notice of proposed rulemaking must be received on or before November 27, 1995. On November 20, 1995 the Board extended the time to January 22, 1996. In view of the recent shutdown of operations due to lack of appropriated funds, the Board has decided to extend the period for filing responses to the notice of proposed rulemaking until the close of business on Thursday, February 8, 1996.

Dated, Washington, DC, January 17, 1996.

By direction of the Board.

John J. Toner,

Executive Secretary.

[FR Doc. 96-741 Filed 1-19-96; 8:45 am]

BILLING CODE 7545-01-M

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Part 914

[SPATS No. IN-132-FOR; Amendment No. 95-10]

Indiana Regulatory Program

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

ACTION: Proposed rule; public comment period and opportunity for public hearing.

SUMMARY: OSM is announcing receipt of a proposed amendment to the Indiana regulatory program (hereinafter the "Indiana program") under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). The proposed amendment consists of the recodification of the Indiana Surface Coal Mining and Reclamation Act. The proposed amendment represents the Indiana Legislative Services Agency's

effort to streamline and simplify Indiana natural resources law by placing all such provisions in Title 14, including those pertaining to surface coal mining.

DATES: Written comments must be received by 4:00 p.m., e.s.t., February 21, 1996. If requested, a public hearing on the proposed amendment will be held on February 13, 1996. Requests to speak at the hearing must be received by 4:00 p.m., e.s.t., on February 6, 1996.

ADDRESSES: Written comments and requests to speak at the hearing should be mailed or hand delivered to Mr. Roger W. Calhoun, Director, Indianapolis Field Office, at the address listed below.

Copies of the Indiana program, the proposed amendment, a listing of any scheduled public hearings, and all written comments received in response to this document will be available for public review at the addresses listed below during normal business hours, Monday through Friday, excluding holidays. Each requester may receive one free copy of the proposed amendment by contacting OSM's Indianapolis Field Office.

Roger W. Calhoun, Director,
Indianapolis Field Office, Office of Surface Mining Reclamation and Enforcement, Minton-Capehart Federal Building, Room 301, Indianapolis, Indiana 46204-1521, Telephone: (317) 226-6700.

Indiana Department of Natural Resources, 402 West Washington Street, Room C256, Indianapolis, Indiana 46204, Telephone: (317) 232-1547.

FOR FURTHER INFORMATION CONTACT: Mr. Roger W. Calhoun, Director, Indianapolis Field Office, Telephone: (317) 226-6700.

SUPPLEMENTARY INFORMATION:

I. Background on the Indiana Program

On July 29, 1982, the Secretary of the Interior conditionally approved the Indiana program. General background information on the Indiana program, including the Secretary's findings, the disposition of comments, and the conditions of approval can be found in the July 26, 1982, Federal Register (47 FR 32071). Subsequent actions concerning the Indiana program can be found at 30 CFR 914.10, 914.15, and 914.16.

II. Description of the Proposed Amendment

By letter dated September 11, 1995 (Administrative Record No. IND-1508), Indiana submitted a proposed amendment to its program pursuant to

SMCRA. Indiana submitted the proposed amendment at its own initiative. The proposed amendment concerns the recodification of the Indiana Surface Coal Mining and Reclamation Act (ISCMRA), Title 13 of the Indiana Code (IC) 13-4.1, as enacted by the Indiana General Assembly under 1995 House Enrolled Act 1047 (HEA 1047). HEA 1047 was signed into law by Governor Evan Bayh on May 10, 1995. HEA repealed IC 13-4.1 and recodified its substantive provisions at Title 14 of the Indiana Code (IC) 14-34. Editorial changes, including minor structural and grammatical changes, were made throughout the recodified statutes. Indiana, also, submitted IC 14-8 which contains several definitional sections including some previously contained in IC 13-4.1, and savings provisions which state that HEA 1047 is not intended to enact a substantive change to pre-existing law, nor affect any rules promulgated, or rights or liabilities accrued, under the authority of prior law. There were not substantive revisions proposed by Indiana.

Listed below are the existing IC 13-4.1 section numbers with the new corresponding IC 14-8 and/or IC 14-34 section numbers.

IC 13-4.1	IC 14-8/IC 14-34
13-4.1-1-2	14-34-1-3
13-4.1-1-3(1)	14-8-2-11, 14-34-10-1
13-4.1-1-3(2)	14-8-2-48
13-4.1-1-3(3)	14-8-2-71
13-4.1-1-3(3.5)	14-8-2-122, 14-34-10-2
13-4.1-1-3(4)	14-8-2-130, 14-34-15-6(a)
13-4.1-1-3(5)	14-8-2-190(3), 14-34-4-8, 14-34-8-4
13-4.1-1-3(6)	14-8-2-199
13-4.1-1-3(7)	14-8-2-200
13-4.1-1-3(8)	14-8-2-201
13-4.1-1-3(9)	14-8-2-202(g)
13-4.1-1-3(10)	14-8-2-213
13-4.1-1-3(10.5)	14-8-2-269, 14-34-18-2
13-4.1-1-3(11)	14-8-2-272
13-4.1-1-3(12)	14-8-2-273
13-4.1-1-3(13)	14-8-2-291, 14-34-15-7(a)
13-4.1-1-4	14-34-1-2
13-4.1-1-5	14-34-1-4
13-4.1-1-6	14-34-1-1(2)
13-4.1-1-7	14-34-1-1(1)
13-4.1-1-8	14-34-1-5
13-4.1-2-1(a)	14-34-2-1
13-4.1-2-1(b)-(e)	14-34-2-2
13-4.1-2-2(a)	14-34-2-3
13-4.1-2-2(b)	14-34-2-4
13-4.1-2-2(c)	14-34-2-5
13-4.1-2-2.5	14-34-2-3(7)
13-4.1-2-3	14-34-2-6
13-4.1-2-4	14-34-2-7
13-4.1-3-1	14-34-3-1
13-4.1-3-2(a)	14-34-3-2

IC 13-4.1	IC 14-8/IC 14-34
13-4.1-3-2(b)	14-34-13-1
13-4.1-3-2(c)	14-34-13-2
13-4.1-3-2(d)	14-34-13-3
13-4.1-3-2(e)	14-34-14-2
13-4.1-3-2(f)	14-34-14-4
13-4.1-3-2(g)	14-34-14-5
13-4.1-3-3(a)	14-34-3-3
13-4.1-3-3(b)	14-34-3-4
13-4.1-3-3(c)	14-34-3-5
13-4.1-3-3(d)	14-34-3-6 and 7
13-4.1-3-3(e)	14-34-3-8
13-4.1-3-3(f)	14-34-3-9
13-4.1-3-3.1	14-34-3-10
13-4.1-3-3.5	14-34-3-11
13-4.1-3-4	14-34-3-12
13-4.1-3-5	14-34-3-13
13-4.1-3-6	14-34-3-14
13-4.1-4-1(a)	14-34-4-1
13-4.1-4-1(b)	14-34-4-2(a)
13-4.1-4-1(c)	14-34-4-2(b)
13-4.1-4-1(d)	14-34-4-3
13-4.1-4-2(a)	14-34-4-4
13-4.1-4-2(b)	14-34-4-5
13-4.1-4-2(c)	14-34-4-6
13-4.1-4-3(a)	14-34-4-7(a)
13-4.1-4-3(b)	14-34-4-7(b)
13-4.1-4-3(c)	14-34-4-8
13-4.1-4-3(d)	14-34-4-9
13-4.1-4-3.1	14-34-4-10
13-4.1-4-4	14-34-4-11
13-4.1-4-5(a)	14-34-4-12
13-4.1-4-5(b)	14-34-4-13(a)
13-4.1-4-5(c)	14-34-4-13(b)
13-4.1-4-5(d)	14-34-4-13(c)
13-4.1-4-5.1	14-34-4-14
13-4.1-4-5.2	14-34-4-15
13-4.1-4-5.3	14-34-4-16
13-4.1-4-6	14-34-4-17
13-4.1-4-7	14-34-4-18
13-4.1-5-1	14-34-5-1
13-4.1-5-2	14-34-5-2
13-4.1-5-3	14-34-5-3
13-4.1-5-4	14-34-5-4
13-4.1-5-5	14-34-5-5
13-4.1-5-5.1	14-34-5-6
13-4.1-5-5.2	14-34-5-7
13-4.1-5-5.3	14-34-5-8
13-4.1-5-6	14-34-5-9
13-4.1-5-7	14-34-5-10
13-4.1-5-8	14-34-5-11
13-4.1-6-1	14-34-6-1
13-4.1-6-2	14-34-6-2
13-4.1-6-3	14-34-6-3
13-4.1-6-4	14-34-6-4
13-4.1-6-5	14-34-6-5
13-4.1-6-6	14-34-6-6
13-4.1-6-7(a)	14-34-6-7
13-4.1-6-7(b)	14-34-6-8
13-4.1-6-7(c)	14-34-6-9
13-4.1-6-7(d)	14-34-6-10
13-4.1-6-7(e)	14-34-6-11
13-4.1-6-7(f)	14-34-6-12
13-4.1-6-7(g)	14-34-6-13
13-4.1-6-7(h)	14-34-6-14
13-4.1-6-8	14-34-6-15
13-4.1-6-9(a)	14-34-6-16(a)
13-4.1-6-9(b)	14-34-6-16(b)
13-4.1-6-9(c)	14-34-6-16(c)
13-4.1-6-9(d)	14-34-6-16(d)
13-4.1-6-9(e)	14-34-6-16(e)
13-4.1-6-9(f)	14-34-6-16(f)
13-4.1-6.3-1	14-8-2-9
13-4.1-6.3-2	14-34-7-4(a)
13-4.1-6.3-3	14-34-7-4(b)

IC 13-4.1	IC 14-8/IC 14-34	IC 13-4.1	IC 14-8/IC 14-34
13-4.1-6.3-4	14-34-7-4(c)	13-4.1-9-2.5(d)	14-34-11-3(c)
13-4.1-6.3-5	14-34-7-1	13-4.1-9-3	14-34-11-4
13-4.1-6.3-6	14-34-7-2	13-4.1-10-1	14-34-12-1
13-4.1-6.3-7	14-34-7-3	13-4.1-10-2	14-34-12-2
13-4.1-6.3-8	14-34-7-4(d)	13-4.1-10-3	14-34-12-3
13-4.1-6.3-9	14-34-7-5	13-4.1-11-1	14-34-15-1
13-4.1-6.3.10	14-34-7-6	13-4.1-11-1.5	14-34-15-2
13-4.1-6.3-11	14-34-7-7	13-4.1-11-2	14-34-15-3
13-4.1-6.3-12	14-34-7-8	13-4.1-11-3	14-34-15-4
13-4.1-6.3-13	14-34-7-9	13-4.1-11-4	14-34-15-5
13-4.1-6.5-1	14-34-8-2	13-4.1-11-5(a)	14-34-15-6(b)
13-4.1-6.5-2	14-34-8-1	13-4.1-11-5(b)	14-34-15-6(c)
13-4.1-6.5-3	14-34-8-3	13-4.1-11-5(c)	14-34-15-6(d)
13-4.1-6.5-4(a)	14-34-8-4(c)	13-4.1-11-5(d)	14-34-15-6(e)
13-4.1-6.5-4(b)	14-34-8-4(d)	13-4.1-11-6	14-34-15-7(b)-(i)
13-4.1-6.5-4(c)	14-34-8-4(e)	13-4.1-11-7(a)	14-34-15-8(a)
13-4.1-6.5-4(d)	14-34-8-4(f)	13-4.1-11-7(b)	14-34-15-8(b)
13-4.1-6.5-4(e)	14-34-8-4(g)	13-4.1-11-8	14-34-15-9
13-4.1-6.5-4(f)	14-34-8-4(h)	13-4.1-11-9	14-34-15-10
13-4.1-6.5-4(g)(1)	14-34-8-4(b)	13-4.1-11-10	14-34-15-11
13-4.1-6.5-4(g)(2)	14-34-8-4(a)	13-4.1-11-11(a)	14-34-15-12(a)
13-4.1-6.5-5	14-34-8-5	13-4.1-11-11(b)	14-34-15-12(b)
13-4.1-6.5-6	14-34-8-6	13-4.1-11-11(c)	14-34-15-12(c)
13-4.1-6.5-7	14-34-8-7	13-4.1-11-11(d)	14-34-15-12(d)
13-4.1-6.5-8	14-34-8-8	13-4.1-11-11(e)	14-34-15-12(e)
13-4.1-6.5-9	14-34-8-9	13-4.1-11-11(f)	14-34-15-12(f)
13-4.1-6.5-10	14-34-8-10	13-4.1-11-11(g)	14-34-15-13
13-4.1-6.5-11	14-34-8-11	13-4.1-11-11(h)	14-34-15-14
13-4.1-7-1	14-34-9-1	13-4.1-11-11(i)	14-34-15-15
13-4.1-7-2	14-34-9-2	13-4.1-11-12	14-34-15-16
13-4.1-7-3	14-34-9-3	13-4.1-12-1(a)	14-34-16-1(a)
13-4.1-7-4	14-34-9-4	13-4.1-12-1(b)	14-34-16-1(b), 14-34-16-2
13-4.1-7-5	14-34-9-5		
13-4.1-7-6	14-34-9-6		
13-4.1-8-1(1)	14-34-10-2(b)(2)	13-4.1-12-1(c)	14-34-16-3
13-4.1-8-1(2)	14-34-10-2(b)(3)	13-4.1-12-1(d)	14-34-16-4
13-4.1-8-1(3)	14-34-10-2(b)(4)-(b)(6)	13-4.1-12-1(e)	14-34-16-5
		13-4.1-12-2	14-34-16-6
13-4.1-8-1(3)(A)-(C)	14-34-10-2(b)(5)(A)-(C)	13-4.1-12-3	14-34-16-7
		13-4.1-12-4	14-34-16-8
13-4.1-8-1(3)(i)	14-34-10-2(b)(6)(A)	13-4.1-12-6	14-34-16-9
13-4.1-8-1(3)(ii)	14-34-10-2(b)(6)(B)	13-4.1-13-1	14-34-17-1
13-4.1-8-1(4)	14-34-10-2(b)(7)	13-4.1-13-2	14-34-17-2
13-4.1-8-1(5)	14-34-10-2(b)(8)	13-4.1-13-3	14-34-17-3
13-4.1-8-1(6)	14-34-10-2(b)(9)	13-4.1-14-1	14-34-18-3
13-4.1-8-1(7)	14-34-10-2(b)(10)	13-4.1-14-2	14-34-18-4
13-4.1-8-1(8)	14-34-10-2(b)(11)	13-4.1-14-3	14-34-18-5
13-4.1-8-1(9)	14-34-10-2(b)(12)	13-4.1-14-4	14-34-18-6
13-4.1-8-1(10)	14-34-10-2(b)(13)	13-4.1-14-5	14-34-18-1
13-4.1-8-1(11)	14-34-10-2(b)(14)	13-4.1-15-1	14-34-19-1
13-4.1-8-1(12)	14-34-10-2(b)(15)	13-4.1-15-2	14-34-19-2
13-4.1-8-1(13)	14-34-10-2(b)(16)	13-4.1-15-3	14-34-19-3
13-4.1-8-1(14)	14-34-10-2(b)(17)	13-4.1-15-4	14-34-19-4
13-4.1-8-1(15)	14-34-10-2(b)(18)	13-4.1-15-5	14-34-19-5
13-4.1-8-1(16)	14-34-10-2(b)(19)	13-4.1-15-6	14-34-19-6
13-4.1-8-1(17)	14-34-10-2(b)(20)	13-4.1-15-7	14-34-19-7
13-4.1-8-1(18)	14-34-10-2(b)(21)	13-4.1-15-8	14-34-19-8
13-4.1-8-1(19)	14-34-10-2(b)(22)	13-4.1-15-9	14-34-19-9
13-4.1-8-1(20)	14-34-10-2(b)(23)	13-4.1-15-10	14-34-19-10
13-4.1-8-1(21)	14-34-10-2(b)(24)	13-4.1-15-11	14-34-19-11
13-4.1-8-1(22)	14-34-10-2(b)(25)	13-4.1-15-12(a)	14-34-19-12(a)-(b)
13-4.1-8-1(23)	14-34-10-2(b)(26)	13-4.1-15-12(b)	14-34-19-12(c)
13-4.1-8-1(24)	14-34-10-2(b)(27)	13-4.1-15-12(c)	14-34-19-12(d)
13-4.1-8-1(25)	14-34-10-2(b)(28)	13-4.1-15-13	14-34-19-13
13-4.1-8-1(26)	14-34-10-2(b)(29)	13-4.1-15-14	14-34-19-14
13-4.1-8-2(a)	14-34-10-3(b)		
13-4.1-8-2(b)	14-34-10-3(a)		
13-4.1-8-3	14-34-10-4		
13-4.1-8-4	14-34-10-5		
13-4.1-9-1	14-34-11-1		
13-4.1-9-2	14-34-11-2		
13-4.1-9-2.5(a)	14-34-11-3(b)		
13-4.1-9-2.5(b)	14-34-11-3(a)		
13-4.1-9-2.5(c)	14-34-11-3(a)		

adequate, it will become part of the Indiana 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 Indianapolis Field Office will not necessarily be considered in the final rulemaking or included in the Administrative Record.

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., e.s.t. on February 6, 1996. The location and time of the hearing will be arranged with those persons requesting the hearing. 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.

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.

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.

III. Public Comment Procedures

In accordance with the provisions of 30 CFR 732.17(h), OSM is seeking comments on whether the proposed amendment satisfies the applicable program approval criteria of 30 CFR 732.15. If the amendment is deemed

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 12778

The Department of the Interior has conducted the reviews required by section 2 of Executive Order 12778 (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 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 914

Intergovernmental relations, Surface mining, Underground mining.

Dated: January 12, 1996.
Brent Wahlquist,
Regional Director, Mid-Continent Regional
Coordinating Center.

[FR Doc. 96-646 Filed 1-19-96; 8:45 am]

BILLING CODE 4310-05-M

30 CFR Part 914

[SPAT No. IN-133-FOR; Amendment No. 95-11]

Indiana Regulatory Program

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

ACTION: Proposed rule; public comment period and opportunity for public hearing.

SUMMARY: OSM is announcing receipt of a proposed amendment to the Indiana regulatory program (hereinafter the "Indiana program") under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). The proposed amendment consists of revisions to the Indiana Surface Coal Mining and Reclamation Act (ISM CRA) as enacted by the Indiana General Assembly (1995) in House Enrolled Act 1575 (HEA 1575). The proposed amendment concerns unanticipated events or conditions, lands eligible for remining, and surface and underground tonnage fees. The amendment is intended to revise the Indiana program to be consistent with SMCRA and to incorporate State initiatives.

DATES: Written comments must be received by 4:00 p.m., e.s.t., February 21, 1996. If requested, a public hearing on the proposed amendment will be held on February 13, 1996. Requests to speak at the hearing must be received by 4:00 p.m., e.s.t., on February 6, 1996

ADDRESSES: Written comments and requests to speak at the hearing should be mailed or hand delivered to Mr. Roger W. Calhoun, Director, Indianapolis Field Office, at the address listed below.

Copies of the Indiana program, the proposed amendment, a listing of any scheduled public hearings, and all

written comments received in response to this document will be available for public review at the addresses listed below during normal business hours, Monday through Friday, excluding holidays. Each requester may receive one free copy of the proposed amendment by contacting OSM's Indianapolis Field Office.

Roger W. Calhoun, Director,
Indianapolis Field Office, Office of
Surface Mining Reclamation and
Enforcement, Minton-Capehart
Federal Building, Room 301,
Indianapolis, Indiana 46204,
Telephone: (317) 226-6700.
Indiana Department of Natural
Resources, 402 West Washington
Street, Room C256, Indianapolis,
Indiana 46204, Telephone: (317) 232-
1547.

FOR FURTHER INFORMATION CONTACT:
Roger W. Calhoun, Director,
Indianapolis Field Office, Telephone:
(317) 226-6700.

SUPPLEMENTARY INFORMATION:

I. Background on the Indiana Program

On July 29, 1982, the Secretary of the Interior conditionally approved the Indiana program. Background information on the Indiana program, including the Secretary's findings, the disposition of comments, and the conditions of approval can be found in the July 26, 1982, Federal Register (47 FR 32107). Subsequent actions concerning the conditions of approval and program amendments can be found at 30 CFR 914.10, 914.15, and 914.16.

II. Description of the Proposed Amendment

By letter dated September 11, 1995 (Administrative Record No. IND-109), Indiana submitted a proposed amendment to its program pursuant to SMCRA. Indiana submitted the proposed amendment at its own initiative. HEA 1575 amends ISMCRA by adding new sections and revising existing sections to recodified Indiana Code (IC) 14-8 and 14-34. The proposed amendment concerns unanticipated events or conditions, lands eligible for remining, and surface and underground tonnage fees. The recodification of the current provisions of ISMCRA is proposed in Indiana's Regulatory Program Amendment No. 95-10, and it will be discussed in a separate proposed rule.

1. IC 14-8-2-144.5 Lands Eligible for Remining

Indiana proposed to add the following definition for lands eligible for remining at IC 14-8-2-144.5