

TABLE III.—END OF POLICY YEAR UNEARNED PREMIUM REFUND PER HUNDRED DOLLARS OF INSURED MORTGAGE AMOUNT (INCLUDING AMOUNT OF MIP FINANCED)—Continued

Policy year	Term of loan in years			
	15	20	25	30
15		.07	.10	.28
16		.04	.15	.24
17		.02	.12	.21
18		.01	.09	.18
19			.06	.15
20			.04	.13
21			.02	.10
22			.01	.08
23			.00	.06
24				.04
25				.03
26				.02
27				.01
28				.00
29				
30				

Dated: January 10, 1985.

Maurice L. Barksdale,

Assistant Secretary for Housing—Federal Housing Commissioner.

[FR Doc. 85-1593 Filed 1-18-85; 8:45 am]

BILLING CODE 4210-27-M

Office of the Assistant Secretary for Housing—Federal Housing Commissioner

24 CFR Part 200

[Docket No. N-85-1491; FR-2072]

User Fee Schedule for the Technical Suitability of Products Program; Amendment for Revisions in Truss Connector Bulletins

AGENCY: Office of the Assistant Secretary for Housing—Federal Housing Commissioner, HUD.

ACTION: Notice of revision to user fee schedule.

SUMMARY: This Notice revises the user fee schedule for the Technical Suitability of Products Program which was published on August 9, 1984, in 49 FR 31857 (1984). This revision to the user fee schedule includes the fee for revisions to Truss Connector Bulletins (TCBs).

EFFECTIVE DATE: January 22, 1985.

FOR FURTHER INFORMATION CONTACT:

Donald R. Fairman, Office of Manufactured Housing and Construction Standards, Department of Housing and Urban Development, Room 9156, 451 Seventh Street, SW., Washington, D.C. 20410. Telephone number (202) 755-5718. (This is not a toll-free number.)

SUPPLEMENTARY INFORMATION: The Department promulgated a final rule [24 CFR 200.934] in 49 FR 31854 [August 9,

1984] which established a system of fees to be charged manufacturers of products and materials to be used in structures approved for mortgages or loans insured under the National Housing Act. Under that rule, manufacturers who seek HUD acceptance of their products and materials under the Technical Suitability of Products Program (section 521 of the National Housing Act, 12 U.S.C. 1735e) are to be charged fees for initial applications, renewals, and revisions with respect to documents of technical suitability. The final rule, at 24 CFR 200.934(c), provides that the Department may "amend the fee schedule by publication of a Notice in the Federal Register."

Truss Connector Bulletins (TCBs) are one of the documents of technical suitability. The initial fee schedule, published at 49 FR 31857, did not include a fee for revisions to TCBs. By this Notice, the Department is establishing a fee of \$300.00 for revisions to TCBs. The complete fee schedule, as revised:

(i) Initial Applications:

Structural Engineering Bulletins (SEB), \$1,500.00

Mechanical Engineering Bulletins (MEB), \$1,500.00

Truss Connector Bulletins (TCB), \$500.00

Materials Releases (MR), \$1,500.00

Area Letter of Acceptance (ALA), \$500.00

Administrator Review for Acceptance (ARA), \$500.00

(ii) Revisions:

Structural Engineering Bulletins (SEB), \$1,000.00

Mechanical Engineering Bulletins (MEB), \$1,000.00

Truss Connector Bulletins (TCB), \$300.00

Materials Releases (MR), \$300.00

Area Letter of Acceptance (ALA), \$250.00

(iii) Basic renewal fee without revision [assessed \$100.00 every three years].

Authority: Sec. 7(d) and (j), Department of Housing and Urban Development Act, 42 U.S.C. 3535(d) and (j) and 24 CFR 200.934(c).

Dated: January 10, 1985.

Maurice L. Barksdale,

Assistant Secretary for Housing—Federal Housing Commissioner.

[FR Doc. 85-1591 Filed 1-18-85; 8:45 am]

BILLING CODE 4210-27-M

24 CFR Part 885

[Docket No. R-85-1218, FR-2056]

Loans for Housing for the Elderly or Handicapped; Fiscal Year 1985 Interest Rate

AGENCY: Office of the Assistant Secretary for Housing—Federal Housing Commissioner, HUD.

ACTION: Final rule.

SUMMARY: This rule amends 24 CFR Part 885 to establish the interest rate for direct loans made during Fiscal Year 1985 for housing for the elderly or handicapped. This rule implements provisions of the Housing and Urban Development-Independent Agencies Appropriations Act, 1985 (Pub. L. 98-371). That Act provides that the interest rate for section 202 loans made during Fiscal Year 1985 may not exceed 9.25 percent per annum (including an allowance for administrative costs and probable losses).

EFFECTIVE DATE: March 4, 1985.

FOR FURTHER INFORMATION CONTACT:

Robert W. Wilden, Director, Assisted Elderly and Handicapped Housing Division, 451 Seventh Street, SW., Room 6136, Washington, D.C. 20410. Telephone (202) 426-8730. (This is not a toll-free number.)

SUPPLEMENTARY INFORMATION:

Section 202(a)(3) of the Housing Act of 1959 provides that a loan for housing for the elderly or handicapped shall bear interest at a rate, established by the Secretary of Housing and Urban Development, "which is not more than a rate determined by the Secretary of the Treasury taking into consideration the average interest rate on all interest bearing obligations of the United States then forming a part of the public debt, computed at the end of the fiscal year next preceding the date on which the loan is made, adjusted to the nearest one-eighth of one per centum, plus an allowance adequate in the judgment of the Secretary [of HUD] to cover administrative costs and probable losses under the program." HUD regulations at 24 CFR § 885.410(g) incorporate this statutory provision and include a determination by the Secretary that the allowance for administrative costs and probable losses is one-fourth of one percent (.25%) per year for both the contraction and permanent loan periods.

On July 18, 1984, the President approved the Department of Housing and Urban Development-Independent Agencies Appropriations Act, 1985 (Pub. L. 98-371). That Act provides, "notwithstanding section

202(a)(3) of the Housing Act of 1959, loans made during fiscal year 1985 shall bear an interest rate which does not exceed 9.25 per centum, including the allowance adequate in the judgment of the Secretary to cover administrative costs and probable losses under the program." HUD anticipates that the application of the § 885.410(g) criteria would yield an interest rate substantially in excess of 9.25 percent per annum. Accordingly, this rule amends § 885.410(g) to set the interest rate for section 202 loans made during Fiscal Year 1985 at the 9.25 percent ceiling. This amendment will maintain the 9.25 percent rate set for section 202 loans made during Fiscal Years 1981-1984. (See 47 FR 9207, March 4, 1982; 48 FR 5721, February 8, 1983; and 48 FR 56748 December 23, 1983).

The Department regards the underlying statutory change, continuing in effect the past years' 9.25 percent rate, as mandatory and self-executing, and is closing new loans at the 9.25 percent rate now. Accordingly, the Secretary has determined that notice and public procedure on this rule would be unnecessary and that good cause exists for publishing this rule as a final rule.

Section 7(o)(3) of the Department of Housing and Urban Development Act (42 U.S.C. 3535(o)(3)) provides for a delay in the effectiveness of HUD regulations for a period of thirty calendar days of continuous session of Congress after publication. Accordingly, the effective date of this rule will be announced by subsequent notice in the Federal Register. However, in light of our determination that the statute is mandatory and self-executing, the effective date of the rule amendment will merely formalize the change in the Code of Federal Regulations.

This rule does not constitute a "major rule" as that term is defined in section 1(b) of Executive Order 12291 on Federal Regulation. Analysis of the rule indicates that it does not: (1) Have an annual effect on the economy of \$100 million or more; (2) cause a major increase in costs or prices for consumers, individual industries, Federal, State, or local government agencies, or geographic regions; or (3) have a significant adverse effect on competition, employment, investment, productivity, innovation, or on the ability of United States-based enterprises to compete with foreign-

based enterprises in domestic or export markets.

Under 24 CFR 50.20(l), an environmental finding is not necessary because statutorily required establishment of interest rates is among matters categorically excluded from the environmental requirements of 24 CFR Part 50.

This rule was not listed in Department's October 22, 1984 Semiannual Agenda of Regulations (49 FR 41684) published under Executive Order 12291 and the Regulatory Flexibility Act.

The Catalog of Federal Domestic Assistance Program title and number is: Housing for the Elderly and Handicapped, 14.157.

Under section 605(b) of the Regulatory Flexibility Act, the undersigned hereby certifies that this rule does not have a significant economic impact on a substantial number of small entities, because it provides, in accordance with statutory authority, for the continuation of a uniform interest rate for all section 202 project developments, regardless of their size.

#### List of Subjects in 24 CFR Part 885

Aged, grant programs, Housing and community development, Handicapped, loan programs, Housing and community development, Low and moderate income housing.

#### PART 885—LOANS FOR HOUSING FOR THE ELDERLY OR HANDICAPPED

Accordingly, in 24 CFR Part 885, the introductory paragraph of § 885.410(g) is revised to read as follows:

##### § 885.410 Amount and terms of financing.

(g) Except for loans made during Fiscal Years 1982, 1983, 1984 and 1985, which shall bear an interest rate of nine and one-fourth percent (9.25%) per annum, loans shall bear interest at a rate established by the Secretary by adding:

Authority: Sec. 202, Housing Act of 1959, 12 U.S.C. 1701q; sec. 7(d), Department of Housing and Urban Development Act, 42 U.S.C. 3535(d).

Dated: January 10, 1985.

Maurice L. Barksdale,  
Assistant Secretary for Housing—Federal  
Housing Commissioner.

[FR Doc. 85-1590 Filed 01-18-85; 8:45 am]

BILLING CODE 4210-01-M

#### DEPARTMENT OF THE TREASURY

##### Bureau of Alcohol, Tobacco and Firearms

#### 27 CFR Part 9

[T.D. ATF-192; Ref. Notice No. 405,443]

##### Madera Viticultural Area; Correction

AGENCY: Bureau of Alcohol, Tobacco and Firearms, Treasury.

ACTION: Final rule; correction.

SUMMARY: This document corrects a final rule adopting the Madera viticultural area which appeared in the Federal Register on December 7, 1984. This document corrects the description of the viticultural area.

FOR FURTHER INFORMATION CONTACT: Charles N. Bacon, FAA, Wine and Beer Branch, Telephone: (202) 566-7626.

SUPPLEMENTARY INFORMATION: In FR Doc. 84-32007 appearing on page 47831 in the issue of Friday, December 7, 1984, make the following correction:

##### § 9.92 [Corrected]

In § 9.92, on page 47833, third column, the first sentence of the introductory text of paragraph (c) should read: "The Madera viticultural area is located in Madera and Fresno Counties, California."

Signed: January 11, 1985,  
Stephen E. Higgins,  
Director.

[FR Doc. 85-1606 Filed 1-18-85; 8:45 am]  
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#### DEPARTMENT OF THE INTERIOR

##### Office of Surface Mining Reclamation and Enforcement

#### 30 CFR Part 920

##### Approval of Permanent Program Amendment From the State of Maryland Under the Surface Mining Control and Reclamation Act of 1977

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

ACTION: Final rule.

SUMMARY: OSM is announcing the approval of a program amendment submitted by Maryland as an amendment to the State's permanent regulatory program (hereinafter referred to as the Maryland program) under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). The amendment establishes a program for blaster

training, examination and certification and revises the State's performance standards for the use of explosives.

Maryland submitted the proposed program amendment on May 28, 1984. Additional information was submitted on June 13, 1984. OSM published a notice in the *Federal Register* on July 16, 1984, announcing receipt of the amendment and inviting public comment on the adequacy of the proposed amendment (49 FR 28741). The public comment period ended August 15, 1984. On October 5, 1984, the State submitted revised proposed regulations and other information to address certain issues raised during the review of the May 28, 1984, proposed amendment. These issues were presented to the State in a letter from OSM dated September 8, 1984 (Administrative Record No. MD 274). A public comment period for this additional information was announced in the *Federal Register* on November 1, 1984 (49 FR 43974). The comment period for this additional information ended on November 16, 1984.

After providing opportunity for public comment and conducting a thorough review of the program amendment, the Director has determined that the amendment meets the requirements of SMCRA and the Federal regulations. The Federal rules at 30 CFR Part 920 codifying decisions concerning the Maryland program are being amended to implement this action.

This rule is being made effective immediately in order to expedite the State program amendment process and encourage States to conform their programs to the Federal standards without undue delay; consistency of the State and Federal standards is required by SMCRA.

**EFFECTIVE DATE:** January 22, 1985.

**FOR FURTHER INFORMATION CONTACT:**

Danny Ellis, Acting Field Office Director, Charleston Field Office, Office of Surface Mining, 603 Morris Street, Charleston, West Virginia 25301; Telephone (304) 347-7158.

**SUPPLEMENTARY INFORMATION:**

**I. Background**

The Maryland program was conditionally approved by the Secretary of the Interior on December 1, 1980 (45 FR 79430-79451). Information pertinent to the general background, revisions, modifications, and amendments to the proposed permanent program submission, as well as the Secretary's findings, the disposition of comments and a detailed explanation of the conditions of approval of the Maryland program can be found in the December 1, 1980, *Federal Register*. On February

18, 1982, following submission of program amendments to satisfy the conditions of program approval, the Maryland program was fully approved by the Secretary (47 FR 7214-7217).

**II. Submission of Revisions**

On May 28, 1984, Maryland submitted a statute and regulations and other material which would establish requirements for the training, examination and certification of blasters working in surface coal mining operations and revise the State's performance standards for the use of explosives. Additional information was submitted on June 13, 1984. These materials were later supplemented by additional information submitted by the State on October 5, 1984. The modifications include regulations governing the use of explosives and the standards for certification of blasters and a proposed training outline. In addition, information on previous training requirements is included.

At the time of the Secretary's approval of the Maryland program, OSM had not yet promulgated Federal rules governing the training and certification of blasters. Therefore, the State was not required to include such requirements in its program. However, in the notice announcing conditional approval of the Maryland program, the Secretary specified that Maryland would be required to adopt such provisions following promulgation of the Federal standards (45 FR 79444, December 1, 1980).

On March 4, 1983, OSM issued final rules effective April 14, 1983, establishing the Federal standards for the training, examination and certification of blasters at 30 CFR Chapter M (48 FR 9486). The Federal rules require each State to design and implement its own blaster certification program. Under the Federal rules, each State must develop the method of training, examining, and certifying blasters which best meets local needs within the Federal regulatory framework. The Federal rules require training, field experience, and a written examination, and specify certain other requirements.

The Federal rules at 30 CFR 850.12 require the State regulatory authority to develop a program and submit it to OSM as a proposed program amendment within 12 months after the publication date of the Federal rules. The Federal rules at 30 CFR 816.61(c) further provide that no later than 12 months after the State's blaster certification program has been approved by OSM, all blasting operations in the State shall be

conducted under the direction of a certified blaster.

On March 8, 1983, OSM published revised rules governing the use of explosives. The rules revised the requirements relating to blasting standards, preblasting surveys, airblast, ground vibration and flyrock, monitoring of blasts and blast design.

On July 16, 1984, OSM published a notice in the *Federal Register* announcing receipt of the Maryland amendment and inviting public comment on whether the proposed amendment was no less effective than the Federal regulations (49 FR 28741). The public comment period ended August 15, 1984. An opportunity to request a public hearing was provided, but none was requested.

On October 5, 1984, the State submitted revised proposed regulations and other information to address certain issues raised during the review of the proposed amendment. These issues were presented to the State in a letter from OSM dated September 6, 1984 (Administrative Record No. MD 274).

A public comment period for this additional information was announced in the *Federal Register* on November 1, 1984 (49 FR 43974). The comment period for this additional information ended on November 16, 1984.

**I. Director's Findings**

The Director finds, in accordance with SMCRA and 30 CFR 732.17 and 732.15, that the program amendment establishing a program for blaster certification submitted by Maryland on May 28, 1984, as modified on October 5, 1984, meets the requirements of SMCRA and 30 CFR Chapter VII, as discussed below. The program amendment revising the State regulations for the use of explosives meets the requirements of SMCRA and 30 CFR Chapter VII with one exception, as discussed below.

**A. Blaster Training, Examination and Certification**

**1. General**

The Maryland submission provides that the Maryland Department of Natural Resources, in accordance with Maryland statute NR 7-520 will be responsible for the training, examination and certification of blasters within the State.

Since 1979, all blasters within the State of Maryland have been required to obtain a certification from the Maryland Bureau of Mines (BOM). Each blaster requesting certification attended a training course and was required to pass a test provided by the BOM. The

training covered many of the subject areas required by 30 CFR Part 850.

The State has proposed to use this previous training to satisfy some of the training requirements of the Federal regulations. It was proposed to provide a refresher training course to all currently certified blasters which would briefly address the subjects covered in the previous training and supplement the previous training with the other topics required by 30 CFR Part 850. All applicants for certification must pass a test including all of the required topics following the refresher training.

The Director has reviewed this method of providing training to those persons who have previously received training and certification and found it to be no less effective than the Federal requirements, provided that the State supplements it with refresher training. In addition, the refresher training must include complete coverage of the topics listed in 30 CFR Part 850 which were not previously addressed. These additional topics include the following requirements of 30 CFR Part 850:

- a. 850.13(b)(1)(ii).
- b. 850.13(b)(2)(i).
- c. 850.13(b)(6).
- d. 850.13(b)(10).

2. Code of Maryland Administrative Regulations (COMAR) Title 08, Subtitle 13, Chapter 09, Sections 02 and 25, Submitted October 5, 1984

a. Section .25A.(3) of the October 5 proposed regulations provides that no later than one year from the effective date of the regulations, all blasting operations shall be conducted by or under the direction of at least one person who has been certified by the BOM in accordance with Section .25H. The Director finds that this provision is no less effective than the Federal regulations at 30 CFR Part 850.

b. Section .25H.(2)(a)(iii) of the October 5 proposed regulations requires that persons seeking to become certified blasters must complete such training as required by the regulations.

Section .25H.(2)(b) specifies the topics to be included in the required training. The Director finds that the Maryland regulation includes all the topics required by 30 CFR 850.13(b) and therefore is no less effective than the Federal rule.

c. Sections .25H. (2), (3) and (4) of the October 5 proposed regulations set forth the requirements necessary for a person to become a certified blaster. The regulations require that a person must: (1) Be at least 21 years of age; (2) have received at least one year of qualifying experience under the direction of a certified blaster; and (3) received

training as required by the State regulations.

Applicants will be examined by the Maryland Bureau of Mines as set forth in Section .25H.(3). The Director finds that these provisions are no less effective than 30 CFR 850.14 which sets forth the minimum requirements for examination of candidates for blaster certification.

d. Sections .25H. (4) and (6) of the October 5 proposed regulations set forth the requirements for certification and recertification. Section .25H.(4) provides that in order for a candidate to be certified, he must successfully pass the examination required by Section .25H.(3) and be found to be competent and have the necessary experience. Section .25H.(6) provides that a blaster must be recertified every three years by submitting validated proof that he has had at least one year of active blasting experience in the previous three years. To be recertified, the blaster must be currently certified. Reexamination of a certified blaster is required in order to be recertified two consecutive times. The Director finds that these provisions are no less effective than the Federal rules at 30 CFR 850.13(a) and 850.13(c).

e. Section .25H.(8)(a) of the October 5 proposed regulations specifies that a blaster shall, upon request by an authorized representative of the Maryland Bureau of Mines or OSM, exhibit his or her certificate. Section .25H.(7) requires that certified blasters shall take every reasonable precaution to protect their certificates from loss, theft, or unauthorized duplication. Any such occurrence shall be reported immediately to the Bureau of Mines. Section .25H.(8)(b) specifies that a blaster's certification shall not be transferred or assigned. Section .25H.(8)(c) specifies that blasters shall not delegate their authority or responsibility to any individual who is not a certified blaster. The Director finds these provisions to be no less effective than 30 CFR 850.15(d) and 850.15(e), which specify conditions of certification and requirements for the protection of certification.

f. Section .25H.(5) sets forth the provisions concerning suspension and revocation of a blaster's certification. The rule provides that upon written notice and opportunity for a hearing, the Bureau of Mines may, and upon a finding of willful conduct, shall suspend or revoke a blaster's certification for any of the following reasons: (1) Noncompliance with any order of the Bureau; (2) unlawful use in the workplace of, or current addiction to, alcohol, narcotics or other dangerous drugs; (3) violation of any provisions of

State or Federal explosives laws or regulations; (4) providing false information or a misrepresentation to obtain certification; or (5) refusal to exhibit his or her certificate to any authorized representative. The rule provides that if advance notice and a hearing opportunity cannot be provided, an opportunity for a hearing shall be provided as soon as practical following suspension, revocation or other adverse action. The rule further provides that upon notice of a suspension or revocation the blaster shall immediately surrender the suspended or revoked certificate to the Bureau. The Director finds these provisions to be no less effective than 30 CFR 850.15(b).

g. Section .25A.(7) requires that the blasting crew or others who assist in the use of explosives and are not certified blasters, receive direction and training from the certified blaster in charge of the blasting operation as required by 30 CFR 850.13(a)(2). The Director finds that this provision is no less effective than the Federal requirement.

## B. Use of Explosives

### 1. General

The Maryland submission included proposed revisions to the Maryland regulations governing the use of explosives. These revisions were the subject of public and Federal agency review during the same comment periods as provided for the blaster certification program. As a result of these reviews, a list of deficiencies found in the proposed revisions was provided to the State on September 6, 1984 (Administrative Record No. MD 274). The listing included areas of the proposed regulations which were found not to be no less effective than the Federal requirements (comments 1, 4 and 6) as well as apparent typographical and editorial errors (comments 2, 3, 6 and 7). All of the typographical and editorial errors were corrected by submission of the October 5 proposed regulations. The substantive comments presented in the September 6 listing are discussed below.

### 2. Code of Maryland Administrative Regulations (COMAR) Title 08, Subtitle 13, Chapter 09, Sections 02 and 25, Submitted October 5, 1984

a. Section .020(6)(g) of the October 5 proposed regulations provides for the minimum information to be included in the blasting plan as required by 30 CFR 780.13(a). The Director finds that this provision is no less effective than the Federal rule.

b. Section .25C.(2) of the October 5 proposed regulations provides that copies of the blast schedule shall be distributed to each resident or owner of dwellings or other structures within ½ mile of the permit area. The notice shall also advise how to request a pre-blasting survey. However, the requirement fails to specify that the notice shall be distributed at least 30 days prior to blasting. The Director finds that this provision is less effective than 30 CFR 816.62(a) and is requiring a program amendment to specify that the notice advising how to request a pre-blast survey shall be provided at least 30 days prior to blasting.

c. Section .25F.(8) of the October 5 proposed regulations provides that flyrock may not be cast more than half the distance to the nearest dwelling or other occupied structure. The Director finds that this provision is no less effective than 30 CFR 816.67(c).

#### IV. Public Comments

Pursuant to section 503(b) of SMCRA and 30 CFR 732.17(h)(10)(i), of those Federal agencies invited to comment, acknowledgments were received from the Department of the Army, Office of the Chief of Engineers; the Department of the Interior, National Park Service; the Department of Labor, Mine Safety and Health Administration; the Advisory Council on Historic Preservation; and the Environmental Protection Agency. The comments were limited and did not identify and deficiencies in the proposed program amendment. The Advisory Council on Historic Preservation stated the likelihood exists that implementation of the State program will result in adverse effects upon properties included in or eligible for the National Register of Historic Places. However, no specific comments on the effects were included in their comments. Therefore, the Director is unable to respond to their concerns in relation to the program amendment currently being considered. No additional public comments were received.

The disclosure of Federal agency comments is made pursuant to Section 503(b)(1) of SMCRA and 30 CFR 732.17(h)(10)(i).

#### V. Director's Decision

The Director, based on the above findings, is approving the May 28, 1984, amendment, as modified on October 5, 1984, to the Maryland program. As indicated above, there is one provision of the State's proposed regulations governing the use of explosives which is less effective than the Federal regulations and requires revision. This

provision is discussed in Finding B.2.b. above. This provision must be corrected by the State and submitted as a program amendment by March 25, 1985. The Director is amending Part 920 of 30 CFR Chapter VII to implement this decision.

#### VI. Procedural Requirements

1. *Compliance with the National Environmental Policy Act:* The Secretary has determined that, pursuant to section 702(d) of SMCRA, 30 U.S.C. 1292(d), no environmental impact statement need be prepared on this rulemaking.

2. *Executive Order No. 12291 and the Regulatory Flexibility Act:* On August 28, 1981, the Office of Management and Budget (OMB) granted OSM an exemption from sections 3, 4, 7, and 8 of Executive Order 12291 for actions directly related to approval or conditional approval of State regulatory programs. Therefore, this action is exempt from preparation of a Regulatory Impact Analysis and regulatory review by OMB.

The Department of the Interior has determined that this rule will not have a significant economic effect on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). This rule will not impose any new requirements; rather, it will ensure that existing requirements established by SMCRA and the Federal rules will be met by the State.

3. *Paperwork Reduction Act:* This rule does not contain information collection requirements which require approval by the Office of Management and Budget under 44 U.S.C. 3507.

#### List of Subjects in 30 CFR Part 920

Coal mining, Intergovernmental relations, Surface mining, Underground mining.

**Brent W. Blaich,**

*Acting Director, Office of Surface Mining,*  
January 15, 1985.

#### PART 920—MARYLAND

1. 30 CFR 920.15 is amended by adding paragraph (b) as follows:

##### § 920.15 Approval of regulatory program amendments.

(b) The following amendment submitted to OSM on May 28, 1984, as modified on October 5, 1984, is approved effective January 22, 1985. Maryland's blaster certification program and revisions to the State regulations governing the use of explosives, as contained in the proposed Code of Maryland Administrative Regulations, Title 08, Subtitle 13 Chapter 09 Sections

02 and 25 submitted to OSM on October 5, 1984, and all other items as submitted by Maryland on May 28, 1984, and modified on October 5, 1984. This approval is contingent on promulgation of the above referenced proposed regulations in the identical form reviewed by OSM and the public.

2. 30 CFR Part 920 is amended by adding a new § 920.16 as follows:

##### §920.16 Required Program Amendments.

Pursuant to 30 CFR 732.17, Maryland is required to submit the following program amendment by March 25, 1985.

(a) Amend its program to require that at least 30 days before initiation of blasting, the operator shall notify in writing, all residents or owners of dwellings or other structures located within ½ mile of the permit area how to request a pre-blasting survey.

(b) [Reserved]

(Pub. L. 95-87, Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1201 *et seq.*))

[FR Doc. 85-1493 Filed 1-18-85; 8:45 am]

BILLING CODE 4310-05-M

#### DEPARTMENT OF TRANSPORTATION

##### Coast Guard

##### 33 CFR Part 117

[CGD3 84-32]

##### Drawbridge Operation Regulations; Raccoon Creek, NJ

**AGENCY:** Coast Guard, DOT.

**ACTION:** Final Rule.

**SUMMARY:** At the request of Consolidated Rail Corporation (CONRAIL), Coast Guard is changing the regulations governing the Raccoon Creek railroad bridge at Bridgeport, New Jersey. This change will require the draw to open on signal from March 1 through November 30 from 7 a.m. to 11 p.m., and will allow the draw to open on four hours' notice at all other times. This change is being made because of minimal bridge openings during the periods notice will be required. This action will continue to relieve the bridge owner of the burden of having a person constantly available to open the draw and will still provide for the reasonable needs of navigation.

**EFFECTIVE DATE:** These regulations become effective on February 21, 1985.

**FOR FURTHER INFORMATION CONTACT:** William C. Heming, Bridge Administrator, Third Coast Guard District (212)668-7994.