

significant change in existing HUD policies or programs will result from promulgation of this rule, as those policies and programs relate to family concerns.

Regulatory Agenda

This rule was listed as item number 1415 in HUD's Semiannual Agenda of Regulations published on May 8, 1995 (60 FR 23368, 23370) in accordance with Executive Order 12866 and the Regulatory Flexibility Act.

List of Subjects in 24 CFR Part 203

Hawaiian Natives, Home improvement, Indians—lands, Loan programs—housing and community development, Mortgage insurance, Reporting and recordkeeping requirements, Solar energy.

Accordingly, 24 CFR part 203 is amended as follows:

PART 203—SINGLE FAMILY MORTGAGE INSURANCE

1. The authority citation for 24 CFR part 203 continues to read as follows:

Authority: 12 U.S.C. 1709, 1710, 1715b and 1715u; 42 U.S.C. 3535(d).

2. Section 203.259a is amended by adding a new sentence to the end of paragraph (b), to read as follows:

§ 203.259a Scope.

* * * * *

(b) * * * In the cases that the Commissioner deems appropriate, the Commissioner may require, by means of instructions communicated to all affected mortgages, that up-front MIP be remitted electronically.

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3. A new § 203.269 is added to the end of the undesignated center heading "Mortgage Insurance Premiums—Periodic Payment", to read as follows:

§ 203.269 Method of payment of periodic MIP.

In cases that the Commissioner deems appropriate, the Commissioner may require, by means of instructions communicated to all affected mortgagees, that periodic MIP be remitted electronically.

4. Section 203.284 is amended by revising paragraph (f) to read as follows:

§ 203.284 Calculation of up-front and annual MIP on or after July 1, 1991.

* * * * *

(f) *Applicability of other sections.* The provisions of §§ 203.261, 203.264, 203.266, 203.267, 203.268(a)(1), 203.269, 203.280, and 203.282 are applicable to mortgages subject to premiums under this section.

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5. Section 203.285 is amended by revising paragraph (c) to read as follows:

§ 203.285 Fifteen-year mortgages: Calculation of up-front and annual MIP on or after December 26, 1992.

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(c) *Applicability of certain provisions.* The provisions of §§ 203.261, 203.266, 203.267, 203.268, 203.269, 203.280, and 203.282 are applicable to mortgages subject to premiums under this section. The provisions of paragraphs (d), (e), and (g) of § 203.284 also shall be applicable to mortgages subject to premiums under this section.

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Dated: June 20, 1995.

Nicolas P. Retsinas,

Assistant Secretary for Housing-Federal Housing Commissioner.

[FR Doc. 95-16128 Filed 6-29-95; 8:45 am]

BILLING CODE 4210-27-P

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Part 904

Arkansas Regulatory Program

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

ACTION: Final rule; approval of amendment.

SUMMARY: OSM is approving, with additional requirements, a proposed amendment to the Arkansas regulatory program (hereinafter referred to as the "Arkansas program") under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). Arkansas proposed changes to its statute by adding definitions of the terms "unanticipated event or condition" and "lands eligible for reining," deleting the authority to either regulate or not regulate surface coal mining operations affecting 2 acres or less, and revising provisions pertaining to violations and revegetation performance standards for reining permits. The amendment was intended to revise the Arkansas program to be consistent with SMCRA.

EFFECTIVE DATE: June 30, 1995.

FOR FURTHER INFORMATION CONTACT: Timothy Dieringer, Acting Director, Tulsa Field Office, Telephone: (918) 581-6430.

SUPPLEMENTARY INFORMATION:

I. Background on the Arkansas Program

On November 21, 1980, the Secretary of the Interior conditionally approved the Arkansas program. General background information on the Arkansas program, including the Secretary's findings, the disposition of comments, and the conditions of approval of the Arkansas program can be found in the November 21, 1980, **Federal Register** (45 FR 77003). Subsequent actions concerning Arkansas's program and program amendments can be found at 30 CFR 904.12 and 904.15.

II. Proposed Amendment

By letter dated August 26, 1994, Arkansas submitted a proposed amendment to its program pursuant to SMCRA (administrative record No. AR-522). Arkansas submitted the proposed amendment at its own initiative with the intent of making its coal mining statutes consistent with SMCRA. Arkansas proposed to revise the Arkansas Surface Coal Mining and Reclamation Act of 1979 (ASCMRA) at (1) section 5, jurisdiction and powers; rules and regulations, (2) section 13, surface coal mining permits, and (3) section 15, environmental protection performance standards.

OSM published a notice in the September 29, 1994, **Federal Register** (59 FR 49616) announcing receipt of the amendment and inviting public comment on the adequacy of the proposed amendment (administrative record No. AR-526). The public comment period ended October 31, 1994.

During its review of the amendment, OSM identified concerns with section 13(k) of ASCMRA, regarding reining permit violations, and section 15(d)(1) of ASCMRA, regarding revegetation performance standards on lands eligible for reining. OSM notified Arkansas of the concerns by letter dated November 22, 1994 (administrative record No. AR-539). Arkansas responded in a letter dated March 1, 1995, by submitting a revised amendment (administrative record No. AR-540).

In the revised amendment, Arkansas proposed to add definitions of the terms "unanticipated event or condition" and "lands eligible for reining" at sections 4(18) and 4(19) of ASCMRA.

Based upon the revisions to the proposed program amendment submitted by Arkansas, OSM reopened the public comment period in the March 17, 1995, **Federal Register** (60 FR 14399, administrative record No. AR-544). The