

EFFECTIVE DATE: July 13, 1995.

FOR FURTHER INFORMATION CONTACT:

Mr. Richard Liblong, Director of Information and Consumer Affairs, Occupational Safety and Health Administration, U.S. Department of Labor, Room N3647, 200 Constitution Avenue NW., Washington, DC 20210, telephone (202) 219-8151.

SUPPLEMENTARY INFORMATION: On June 29, 1995, OSHA issued a corrections document, correcting and clarifying certain provisions of the final asbestos standards in general industry, construction and shipyard employment that were issued on August 10, 1994. Several typographical errors were discovered and one correction was inadvertently omitted from this document.

The standard and this correction document are issued under the authority of sections 4, 6(b), 8(c), and 8(g) of the Occupational Safety and Health Act of 1970 (29 U.S.C. 653, 655, 657); section 107, Contract Work Hours and Safety Standards Act (Construction Safety Act, 40 U.S.C. 333); section 41, Longshore and Harbor Workers' Compensation Act (33 U.S.C. 941); and 29 CFR part 1911.

Correction of Publication

The following corrections are made to the final rule for Occupational Exposure to Asbestos published in the **Federal Register** on August 10, 1994 (59 FR 40964) and corrected in the **Federal Register** on June 29, 1995 (59 FR 33974).

PART 1915—[CORRECTED]

1. On page 41080, in § 1915.1001, paragraph (b), in the definition of "Class III asbestos work," line 2 from the top of the third column, the words "may be" are corrected to read "is likely to be".

2. The definition of "Disturbance" in paragraph (b) of § 1915.1001, on page 41080, in the third column, in the **Federal Register** document of August 10, 1994 and corrected in the **Federal Register** document of June 29, 1995 on page 33988 is further corrected by removing the first two sentences and adding a new sentence in its place to read as follows:

§ 1915.1001 Asbestos.

* * * * *

(b) * * *

Disturbance means activities that disrupt the matrix of ACM or PACM, crumble or pulverize ACM or PACM, or generate visible debris from ACM or PACM. * * *

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PART 1926—[CORRECTED]

3. The definition of "Class III asbestos work" in paragraph (b) of § 1926.1101, on page 41132, in the second column, in the **Federal Register** document of August 10, 1994 and corrected in the **Federal Register** document of June 29, 1995 on page 33995 is further corrected. The words "may be" are corrected to read "is likely to be".

4. The definition of "Disturbance" in paragraph (b) of § 1926.1101, on page 41132, in the third column, in the **Federal Register** document of August 10, 1994 and corrected in the **Federal Register** document of June 29, 1995 on page 33996 is further corrected by removing the first two sentences and adding a new sentence in its place to read as follows:

§ 1926.1101 Asbestos.

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(b) * * *

Disturbance means activities that disrupt the matrix of ACM or PACM, crumble or pulverize ACM or PACM, or generate visible debris from ACM or PACM. * * *

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Signed at Washington, DC this 10th day of July, 1995.

Joseph A. Dear,

Assistant Secretary, Occupational Safety and Health Administration.

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DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Part 925

Missouri Regulatory Program

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

ACTION: Final rule; approval of amendment.

SUMMARY: OSM is approving, with certain exceptions and additional requirements, a proposed amendment to the Missouri regulatory program (hereinafter referred to as the "Missouri program") under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). Missouri proposed revisions to rules pertaining to definitions, topsoil redistribution, impoundment design, disposal of coal processing and noncoal waste, backfilling and grading, coal exploration, fish and wildlife plan, permit approval findings, notice of violations, and eligibility for small

operators assistance. The amendment is intended to revise the State program to be consistent with the corresponding Federal regulations and SMCRA, clarify ambiguities, and improve operational efficiency.

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FOR FURTHER INFORMATION CONTACT: Michael C. Wolfrom, Telephone: (816) 374-6405.

SUPPLEMENTARY INFORMATION:

I. Background on the Missouri Program

On November 21, 1980, the Secretary of Interior conditionally approved the Missouri program. General background information on the Missouri program, including the Secretary's findings, the disposition of comments, and the conditions of approval of the Missouri program can be found in the November 21, 1980, **Federal Register** (45 FR 77017). Subsequent actions concerning Missouri's program and program amendments can be found at 30 CFR 925.12, 925.15, and 925.16.

II. Proposed Amendment

By letter dated February 10, 1995 (administrative record No. MO-612), Missouri submitted a proposed amendment to its program pursuant to SMCRA (30 U.S.C. 1201 *et seq.*). Missouri submitted the proposed amendment with the intent of satisfying the required program amendments at 30 CFR 925.16(b)(4), (p)(9), and (q)(1) through (q)(5), and at its own initiative to improve its program. The amendment also contains nonsubstantive revisions to eliminate editorial and typographical errors and to accomplish necessary recodification required by the addition or deletion of provisions. The provisions of 10 Code of State Regulations (CSR) that Missouri proposed to revise were: (1) 10 CSR 40-3.030(4) to require that contamination of topsoil be prevented during redistribution; (2) 10 CSR 40-3.040(10)(B)5 to reference the January 1991, U.S. Natural Resources Conservation Service (formerly the Soil Conservation Service) technical document, Practice Standards 378, concerning impoundment design; (3) 10 CSR 40-3.110(3)(A)1 to clarify that the requirements of this section apply to coal seams, combustible materials, and acid- and toxic-forming materials, to require that coal processing waste and noncoal waste be covered in accordance with the regulations for disposal of coal processing waste at 10 CSR 40-3.080, and to delete the existing requirement that exposed coal seams and combustible materials, including coal processing waste, be covered with a