

substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). The State submittal that 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 906

Intergovernmental relations, Surface mining, Underground mining.

Dated: December 5, 1995.

Richard J. Seibel,  
Regional Director, Western Regional  
Coordinating Center.

For the reasons set out in the preamble, Title 30, Chapter VII, Subchapter T of the Code of Federal Regulations is amended as set forth below:

#### PART 906—COLORADO

1. The authority citation for Part 906 continues to read as follows:

Authority: 30 U.S.C. 1201 *et seq.*

2. Section 906.15 is amended by adding paragraph (s) to read as follows:

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

\* \* \* \* \*

(s) With the exception of Rule 1.04(111), concerning the exemption for public roads in the definition of "road," revisions to the following rules, as submitted to OSM on June 12, 1995, and as supplemented with explanatory information on September 26, 1995, are approved effective December 14, 1995: Definition of "coal"—Rule 1.04(21), Definition of "operator"—Rule 1.04(80), Definition of "person"—Rule 1.04(92), Definition of "road"—Rule 1.04(111), Definition of "surface coal mining operations"—Rule 104(132), Applicability of the Colorado program—Rule 1.05.1(1)(b), Water quality sampling and laboratory analyses—Rule 2.03.3(4), Lands unsuitable for surface coal mining operations—Rule 2.03.7(1), Permit application information regarding the measures, other than use of a rock headwall, to be taken to protect the inlet end of a ditch relief

culvert for roads, conveyors, or rail systems within the permit area—Rule 2.05.3(3)(c)(iv),

Design of coal processing waste dams and embankments—Rule 2.05.3(8)(c),

Permit application contents of the fish and wildlife plan—Rule 2.05.6(2)(iii)(A),

Permit application contents for prime farmland—Rule 2.06.6(2),

The use of published research or testing to establish the salt tolerance threshold values for specific crop yields in order to assess material damage to the quality or quantity of surface or ground water systems that supply alluvial valley floors—Rules 2.06.8(5)(c)(i) (A) and (B),

Public participation and approval of permit applications—Rule 2.07.2,

Reductions in the required performance bond amount—Rule 3.02.2(5),

Bond liability period for lands with approved industrial or commercial, or residential post-mining land use—Rule 3.02.3(c),

Bond forms—Rule 3.02.4(1),

3.02.4(1)(b), and 3.02.4(2)(c)(ix),

Alternative bonding systems—Rule 3.02.4(1)(d),

Irrevocable letters of credit—Rule 3.02.4(d)(i),

Requirements for establishment of vegetation which must be demonstrated prior to phase ii bond release—Rule 3.03.1(2)(b),

Airblast limitations—Rule 4.08.6(1),

Mine support facilities and commercial or industrial postmining land use designations—Rule 4.15.10(3), as augmented by Colorado's April 18, 1994, "Statement of Basis, Specific Statutory Authority, and Purpose," and

Subsidence-caused damages—Rule 4.20.3(2).

3. Section 906.16 is amended by removing and reserving paragraph (g) and adding paragraph (h) to read as follows:

##### § 906.16 Required program amendments.

\* \* \* \* \*

(h) By February 12, 1996, Colorado shall revise Rule 1.04(111), to delete the exemption for regulation of public roads under Colorado's program, or otherwise modify its program to qualify the exemption for public roads to consider the degree of effect that mining use has on the road.

[FR Doc. 95-30331 Filed 12-13-95; 8:45 am]

BILLING CODE 4310-05-M

#### ASSASSINATION RECORDS REVIEW BOARD

##### 36 CFR Part 1415

##### Rules Implementing the Privacy Act

**AGENCY:** Assassination Records Review Board.

**ACTION:** Final rulemaking.

**SUMMARY:** This part contains the regulations of the Assassination Records Review Board (Review Board) implementing the Privacy Act of 1974. The regulations inform the public that the Review Board is responsible for carrying out the provisions of the Privacy Act and for issuing internal Review Board orders and directives in connection with the Privacy Act. These regulations apply to all records that are contained in systems of records maintained by the Review Board and that are retrieved by an individual's name or personal identifier. Elsewhere in today's Federal Register appears a notice describing the Review Board's systems of records.

**EFFECTIVE DATE:** This regulation is effective January 16, 1996.

**FOR FURTHER INFORMATION CONTACT:** T. Jeremy Gunn, General Counsel, Assassination Records Review Board, 600 E Street NW., 2nd Floor, Washington, DC 20530.

##### SUPPLEMENTARY INFORMATION:

##### Background

Section 3(f) of the Privacy Act of 1974, 5 U.S.C. 552a(f), requires each Federal agency to promulgate rules that set forth procedures by which individuals can examine and request correction of agency records containing personal information. The Review Board, established by the President John F. Kennedy Assassination Records Collection Act of 1992, is therefore obligated to publish such regulations.

Because Privacy Act regulations are intended for use by the general public, the Review Board has tried to keep its rule simple and straightforward. Some aspects of the Privacy Act dealing solely with the Review Board's internal procedures and safeguards may be dealt with by directive to the Review Board's staff rather than by rule.

##### Notice and Comment Process

The Review Board received no public comments in response to its Notice of Proposed Rulemaking. The staff, in consultation with the Office of Management and Budget, proposed some technical amendments to the regulations. The following changes have been incorporated into the final rule: