

reasonableness of state action. The Clean Air Act forbids EPA to base its actions concerning SIPs on such grounds. *Union Electric Co. v. U.S. EPA*, 427 U.S. 246, 255–66 (1976); 42 U.S.C. 7410(a)(2).

C. Unfunded Mandates

Under Section 202 of the Unfunded Mandates Reform Act of 1995 ("Unfunded Mandates Act"), signed into law on March 22, 1995, EPA must prepare a budgetary impact statement to accompany any proposed or final rule that includes a Federal mandate that may result in estimated costs to State, local, or tribal governments in the aggregate; or to private sector, of \$100 million or more. Under Section 205, EPA must select the most cost-effective and least burdensome alternative that achieves the objectives of the rule and is consistent with statutory requirements. Section 203 requires EPA to establish a plan for informing and advising any small governments that may be significantly or uniquely impacted by the rule.

EPA has determined that the approval action promulgated does not include a Federal mandate that may result in estimated costs of \$100 million or more to either State, local, or tribal governments in the aggregate, or to the private sector. This Federal action approves pre-existing requirements under State or local law, and imposes no new Federal requirements. Accordingly, no additional costs to State, local, or tribal governments, or to the private sector, result from this action.

D. Submission to Congress and the General Accounting Office

Under 5 U.S.C. 801(a)(1)(A) as added by the Small Business Regulatory Enforcement Fairness Act of 1996, EPA submitted a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives and the Comptroller General of the General Accounting Office prior to publication of the rule in today's **Federal Register**. This rule is not a "major" rule as defined by 5 U.S.C. 804(2).

E. Petitions for Judicial Review

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by April 7, 1998. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule for the purposes of judicial review nor does it extend the time within which a petition

for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Hydrocarbons, Incorporation by reference, Intergovernmental relations, Ozone, Reporting and recordkeeping requirements, Volatile organic compounds.

Note: Incorporation by reference of the State Implementation Plan for the State of California was approved by the Director of the Federal Register on July 1, 1982.

Dated: January 15, 1998.

Felicia Marcus,

Regional Administrator, Region IX.

Part 52, chapter I, title 40 of the Code of Federal Regulations is amended as follows:

PART 52—[AMENDED]

1. The authority citation for part 52 continues to read as follows:

Authority: 42 U.S.C. et seq.

Subpart F—California

2. Section 52.220 is amended by adding paragraphs (c)(231)(i)(B)(2), (239)(i)(D)(I), and (244) to read as follows:

§ 52.220 Identification of plan.

* * * * *

(c) * * *

(231) * * *

(i) * * *

(B) * * *

(2) Rule 410.1, Rule 410.5, Rule 411, and Rule 414.5 amended on March 7, 1996.

* * * * *

(239) * * *

(i) * * *

(D) * * *

(I) Rule 2 amended on April 9, 1996.

* * * * *

(244) New and amended regulations for the following APCDs were submitted on March 3, 1997, by the Governor's designee.

(i) Incorporation by reference.

(A) Monterey Bay Unified Air Pollution Control District.

(I) Rule 101 revised on November 13, 1996.

* * * * *

[FR Doc. 98–2871 Filed 2–5–98; 8:45 am]

BILLING CODE 6560–50–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

43 CFR Parts 8560 and 8372

[AZ–010–01–1210–04]

Paria Canyon-Vermilion Cliffs Wilderness, AZ–UT: Visitor Rules

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of intent to implement recreation permit requirements.

SUMMARY: The Bureau of Land Management (BLM) has revised visitor rules for the Paria Canyon, Buckskin Gulch, Wire Pass, and the Coyote Buttes Special Management Area portions of the Paria Canyon-Vermilion Cliffs Wilderness, AZ–UT. The objectives of the new rules are to prevent further damage to wilderness resources and to improve visitors' opportunities to enjoy the area. The rules represent the minimum level of visitor management needed to accomplish those objectives.

BLM will drop certain ineffective rules and policies, carry forward those that are appropriate, and implement several new rules.

DATES:

Existing Rules/Policies To Be Dropped. Effective as of March 1, 1998.

New General Rules. Effective as of March 1, 1998.

New Specific Rules for Paria Canyon/Buckskin Gulch/Wire Pass/Coyote Buttes. Transition to the new rules will be as follows:

a. December 24, 1997 through February 28, 1998: All existing rules/policies continue.

b. February 1, 1998 through February 28, 1998: Reservation requests for dates on or after March 1, 1998 through one year from the month of application will be accepted using new visitor limits.

c. March 1, 1998: New visitor rules apply.

New Rules for Commercial Guides and Organizations.

a. Effective as of March 1, 1998.

b. Applications for Special Recreation Permits will be accepted at any time.

ADDRESSES: The public may examine material pertaining to the action at:

1. BLM, Arizona Strip Field Office, 345 East Riverside Drive, St. George, Utah 84790.

2. BLM, Kanab Resource Area, 318 North 100 East, Kanab, Utah 84741

3. Electronic Access Addresses www.for.nau.edu/paria-permits/

FOR FURTHER INFORMATION CONTACT: Tom Folks, (435) 688–3264 or Janaye Byergo, (435) 644–2672.

SUPPLEMENTARY INFORMATION:

- I. Existing Rules/Policies to be Dropped
- II. Existing Rules/Policies Carried Forward
- III. New Rules

I. Existing Rules/Policies to be Dropped

- a. Group size is limited in Coyote Buttes to no more than 4 persons.
- b. No more than 2 groups in Coyote Buttes per day.
- c. Pets must be leashed.
- d. Visitors pay fees after reservations are made for Coyote Buttes.
- e. Overnight visitors to Paria Canyon, Buckskin Gulch, and Wire Pass pay fee at self-service stations at the trail heads.
- f. The number of overnight visits to Paria Canyon, Buckskin Gulch, and Wire Pass are not limited.

II. Existing Rules/Policies Carried Forward*General*

- a. BLM will operate a year-round fee/permit and reservation system.
- b. Use fees are collected for all visitors to Paria Canyon, Buckskin Gulch, Wire Pass and Coyote Buttes.
- c. For visitors with current Golden Age or Golden Access cards, use fees are discounted 50% for cardholders only. Each cardholder's card number must be provided when making reservations.
- d. Golden Eagle passes do not apply to use fees, but are only for entrance fees to areas such as national parks or some national conservation areas.
- e. To keep fees as low as possible, refunds, date changes, and group size changes will not be made. Processing these types of actions substantially increases the cost of administration, which requires charging higher fees to recover costs. Be sure of trip plans before making application and paying fees.
- f. American Indian Access Rights—If it is determined that the canyons of Paria or Coyote Buttes are sacred or traditional areas to local Native American populations, then Native Americans are exempted from paying fees.
- g. Hikers must register at the trail heads when entering or leaving the area.
- h. Campfires and burning of trash or toilet paper are not allowed in the canyons or Coyote Buttes.
- i. Disturbing or defacing prehistoric or historic ruins, sites, artifacts or rock art panels is prohibited by law.
- j. All trash associated with an individual or group trip, including used toilet paper, must be packed out by that individual or group.
- k. The wilderness is closed to motor vehicles, motorized equipment, and other forms of mechanical transport, including bicycles and hang gliders.

l. Hunters (during hunting season, in possession of a valid state license and permit/tag for the areas), livestock grazing permittees, and employees, contractors, and volunteers working onsite for a state or federal agency do not count against the total daily visitor limits, nor are they subject to fee requirements. However, these individuals are required to comply with group size limitations. They are subject to any closure or other restriction implemented to protect sensitive resources.

m. BLM may, based on monitoring, temporarily or permanently close areas of Coyote Buttes or the canyons in order to protect sensitive resources.

Specific to White House Campground

a. For campground use, visitors deposit fees at the self serve fee station located at the campground. Each group is required to fill-out a fee envelope and obtain fee receipt. The fee schedule is: \$5.00/site/night

Specific to Paria Canyon, Buckskin Gulch, Wire Pass

a. Day-use visitors to these areas deposit fees at self serve fee stations located at White House, Buckskin Gulch, and Wire Pass Trail heads. No reservations for day-use are needed. Each trip leader is required to fill-out a fee envelope and obtain fee receipt. The fee schedule is: \$5.00/person/day.

b. Group size for all use in the canyons is limited to ten persons per group. All groups larger than ten must split up and begin hiking on different days. These groups are not permitted to rejoin during the trip. Minimum distance is two miles apart.

c. Visitors staying one or more nights in the canyons must camp only in existing campsites or, if necessary and safe, on shoreline terraces.

d. Wrather Canyon is closed to camping.

e. All camp, latrine, and pack stock restraint areas must be at least 200 feet from springs.

f. Cutting of trees, limbs, or other plants to make camp "improvements" is prohibited.

g. Private recreational use of horses, burros, llamas, and goats is allowed in Paria Canyon. Horses must stay on the shoreline terraces.

h. The use of horses in conjunction with an approved Special Recreation Use Permit is allowed only in Paria Canyon from Bush Head Canyon downstream to the wilderness boundary.

Specific to Coyote Buttes

a. The Coyote Buttes Special Management Area (SMA) is limited to day-use only. No overnight camping in the SMA.

b. Reservations are required for day-use in this area.

c. All reservations are issued on a first-come, first-served basis.

d. Each trip leader is issued a permit.

e. Day-use visitors pay fees to BLM's fee project partner, Northern Arizona University, via fax, or mail. A permit is then mailed to you. The fee schedule is: \$5.00/person (permit required).

f. No private recreational or commercial use of horses, burros, llamas, and goats is allowed.

g. Walk-in permits (no reservation) may be available at times. Reservations for available walk-ins may be made only at the Paria Information Station up to seven days prior to the available date.

Specific to Commercial Guides and Organizations

a. Organized groups, companies, or individuals who use the public lands for business or financial gain or benefit from salaries, or support other programs (ie; professional guides, Sierra Club, schools, college clubs, Museum or Elder Hostel Sponsored trips, etc.) are considered commercial users.

b. Commercial users intending to operate within the wilderness must obtain a Special Recreation Use Permit (43 CFR 8372) prior to operating on or utilizing public lands.

III. New Rules*General*

a. Dogs are allowed in the canyons and Coyote Buttes with the following requirements:

(1) Owners pay a daily use fee: \$5.00/day for each dog (fees are not required for guide dogs for the blind.)

(2) Owners be informed of rules and restrictions

(3) Owners agree to keep dogs under control at all times (to prevent harassment of wildlife and visitors).

(4) Owners dispose of dog waste with the same method used for human waste.

(5) All dogs must be on a leash in the Glen Canyon National Recreation Area portion of lower Paria Canyon.

b. Visitors to areas requiring reservations must pay fees at the time reservations are made with BLM's fee project partner, Northern Arizona University, via fax or mail. A permit is then issued via mail.

Specific to Paria Canyon, Buckskin Gulch, Wire Pass

a. Reservations are required for overnight use in these areas.

- b. All reservations are issued on a first-come, first-served basis.
- c. Each trip leader is issued a permit.
- d. Overnight use in Paria Canyon, Buckskin Gulch, and Wire Pass is limited to a combined trail head entry total of no more than 20 persons per day.
- e. No fees are charged for children 12 years and under for day-use in Paria Canyon, Buckskin Gulch, and Wire Pass.
- f. Walk-in permits (no reservation) for overnight use may be available at times. Reservations for available walk-ins may be made only at the Paria Information Station up to seven days prior to the available date.

Specific to Coyote Buttes

- a. The Coyote Buttes SMA is divided near Top Rock Spring into the Southern and Northern Coyote Buttes SMAs.
- b. Visitor use in the Southern Coyote Buttes Special Management Area is limited to no more than ten persons per day.
- c. Visitor use in the Northern Coyote Buttes Special Management Area is limited to no more than ten persons per day.
- d. The maximum group size limit in Coyote Buttes is six persons.
- e. A separate reservation and fee payment must be made for each day requested.

Specific to Commercial Guides and Organizations

- a. Commercial users may, after receiving authorization through procedures set forth in 43 CFR 8372, operate in the canyons and Coyote Buttes under one or both of the following modes:
 - (1) Authorized commercial users will depend on visitors to contract their services when visitors have either (a) successfully acquired a non-commercial use permit for areas requiring reservations/permits or, (b) desired a guide for areas not requiring reservations, such as day-use in the canyons or the remaining non-fee/non reservation portions of the wilderness.
 - (2) All authorized guides will be listed in various forms of BLM hiking information media, with the information sent to successful permit holders. Commercial guides may market their availability as guides. As guides are retained for service under this mode, they will not count against the group size limit or the total visitor limit for the given day. Parties will be limited to one guide each under this option.
- b. For areas requiring reservations/permits, commercial users compete with non-commercial visitors for permits on

a first-come, first-served basis. Commercial users reserve no more than one entry day per week under this option. Fees for reserved dates will be paid at the time of reservation. For permits reserved under this option, guides will count against both the group size and the total visitor limit for the given day. BLM would not limit the number of guides per permit under this option.

Dated: January 26, 1998.

Roger G. Taylor,

Arizona Strip Field Manager.

[FR Doc. 98-2960 Filed 2-5-98; 8:45 am]

BILLING CODE 4310-32-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 97-232; RM-9191]

Radio Broadcasting Services; Eureka, MT

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document allots Channel 228C3 to Eureka, Montana, as that community's first local FM broadcast service in response to a petition filed by William G. Brady d/b/a KHJ Radio. See 62 FR 61953, November 20, 1997. The coordinates for Channel 228C3 at Eureka are 48-52-54 and 115-02-54. Although there is no site restriction for the allotment, our analysis indicates that Channel 228C3 at Eureka is short-spaced to vacant Channel 226C, Cranbrook, British Columbia, Canada. Therefore, concurrence from the Canadian government has been obtained for the allotment of Channel 228C3 at Eureka as a specially negotiated short-spaced allotment. With this action, this proceeding is terminated. A filing window for Channel 228C3 at Eureka will not be opened at this time. Instead, the issue of opening a filing window for this channel will be addressed by the Commission in a subsequent order.

EFFECTIVE DATE: March 16, 1998.

FOR FURTHER INFORMATION CONTACT: Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Report and Order, MM Docket No. 97-232, adopted January 21, 1998, and released January 30, 1998. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's

Reference Center (Room 239), 1919 M Street, NW, Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 1231 20th Street, NW., Washington, DC 20036, (202) 857-3800, facsimile (202) 857-3805.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303, 334 and 336.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Montana, is amended by adding Eureka, Channel 228C3.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 98-2987 Filed 2-5-98; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

Radio Broadcasting Services; Various Locations

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, on its own motion, editorially amends the Table of FM Allotments to specify the actual classes of channels allotted to various communities. The changes in channel classifications have been authorized in response to applications filed by licensees and permittees operating on these channels. This action is taken pursuant to *Revision of Section 73.3573(a)(1) of the Commission's Rules Concerning the Lower Classification of an FM Allotment*, 4 FCC Rcd 2413 (1989), and the *Amendment of the Commission's Rules to permit FM Channel and Class Modifications [Upgrades] by Applications*, 8 FCC Rcd 4735 (1993).

EFFECTIVE DATE: February 6, 1998.

FOR FURTHER INFORMATION CONTACT: Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.