

**§ 39.13 [Amended]**

2. Section 39.13 is amended by adding the following new airworthiness directive:

**98-13-34 Empresa Brasileira de Aeronautica S.A. (EMBRAER):**

Amendment 39-10625. Docket 98-NM-181-AD.

**Applicability:** All Model EMB-145 series airplanes, certificated in any category.

**Note 1:** This AD applies to each airplane identified in the preceding applicability provision, regardless of whether it has been modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (b) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if the unsafe condition has not been eliminated, the request should include specific proposed actions to address it.

**Compliance:** Required as indicated, unless accomplished previously.

To prevent failure of the nose landing gear (NLG) to extend and lock down properly, which could result in damage to the airplane structure, and consequent reduced controllability of the airplane upon landing, accomplish the following:

(a) Within 50 flight hours after the effective date of this AD, perform an emergency extension (free-fall) functional test of the NLG, to ensure that the mechanism extends and locks down properly, in accordance with EMBRAER Alert Service Bulletin 145-32-A029, dated April 15, 1998. Repeat the functional test and lubrication procedures thereafter at intervals not to exceed every "A" check, but no later than 400 flight cycles.

**Note 2:** The alert service bulletin references EMBRAER Aircraft Maintenance Manual (AMM), Chapter 32-34-00, as an additional source of service information for accomplishment of the emergency extension functional test.

(1) If the extension time of the landing gear is within 30 seconds, prior to further flight, lubricate all NLG hinge points in accordance with Figure 1 of the Accomplishment Instructions of the alert service bulletin.

(2) If the extension time of the landing gear exceeds 30 seconds, prior to further flight, accomplish the requirements of paragraphs (a)(2)(i) and (a)(2)(ii) of this AD.

(i) Lubricate all NLG hinge points in accordance with Figure 1 of the Accomplishment Instructions of the alert service bulletin. And

(ii) Perform a normal system functional test of the NLG for five cycles, and repeat the emergency extension functional test specified by paragraph (a) of this AD. If the extension and locking time still exceeds 30 seconds, prior to further flight, repair in accordance with a method approved by either the Manager, Atlanta Aircraft Certification Office (ACO), FAA, Small Airplane Directorate, or

the Departamento de Aviação Civil (DAC) (or its delegated agent).

**Note 3:** The alert service bulletin references EMBRAER AMM, Chapter 32-30-00, as an additional source of service information for accomplishment of the normal system functional test.

(3) If any malfunction other than that specified in paragraph (a)(2) of this AD is detected, prior to further flight, repair in accordance with a method approved by the Manager, Atlanta ACO, or the DAC (or its delegated agent).

(b) An alternative method of compliance or adjustment of the compliance time that provides an acceptable level of safety may be used if approved by the Manager, Atlanta ACO. Operators shall submit their requests through an appropriate FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Atlanta ACO.

**Note 4:** Information concerning the existence of approved alternative methods of compliance with this AD, if any, may be obtained from the Atlanta ACO.

(c) Special flight permits may be issued in accordance with sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate the airplane to a location where the requirements of this AD can be accomplished.

(d) The tests and lubrication shall be done in accordance with EMBRAER Alert Service Bulletin 145-32-A029, dated April 15, 1998. This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Copies may be obtained from Empresa Brasileira de Aeronautica S.A. (EMBRAER), P.O. Box 343—CEP 12.225, Sao Jose dos Campos—SP, Brazil. Copies may be inspected at the FAA, Transport Airplane Directorate, 1601 Lind Avenue, SW., Renton, Washington; or at the FAA, Small Airplane Directorate, Atlanta Aircraft Certification Office, One Crown Center, 1895 Phoenix Boulevard, suite 450, Atlanta, Georgia; or at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700, Washington, DC.

**Note 5:** The subject of this AD is addressed in Brazilian airworthiness directive 98-05-01, dated May 12, 1998.

(e) This amendment becomes effective on July 9, 1998.

Issued in Renton, Washington, on June 16, 1998.

**Darrell M. Pederson,**

*Acting Manager, Transport Airplane Directorate, Aircraft Certification Service.*

[FR Doc. 98-16497 Filed 6-23-98; 8:45 am]

BILLING CODE 4910-13-U

**ACTION:** Notice of suspension of applicability of certain requirements.

**SUMMARY:** The Agency is temporarily suspending the application of certain requirements governing program status and on-campus and off-campus employment for J-1 students whose means of financial support, as reflected on their Form IAP-66, Certificate of Eligibility for Exchange Visitor Status, is from Indonesia, South Korea, Malaysia, Thailand, or the Philippines. This action is necessary to mitigate the adverse impact upon these students due to the sharp and sudden drop in the value of the currencies of Indonesia, South Korea, Malaysia, Thailand, and the Philippines.

**DATES:** This action is effective June 24, 1998 and will remain in effect until rescinded.

**FOR FURTHER INFORMATION CONTACT:** Sally Lawrence, Program Designation Branch Chief, Office of Exchange Visitor Program Services, United States Information Agency, 301 4th Street, SW, Washington, DC 20547; Telephone (202) 401-9823.

**SUPPLEMENTARY INFORMATION:** Over the past several months, the currencies of Indonesia, South Korea, Malaysia, Thailand, and the Philippines have suffered a severe drop in value relative to the United States dollar. This economic crisis in their home countries has in turn affected Exchange Visitor Program college and university students studying in the United States. These students, many of whom are dependent upon financial support originating in their home country have found themselves without funds. To ameliorate the hardship arising from this lack of financial support and facilitate these students continued studies, the Agency is suspending the application of the full course of study requirement set forth at 22 CFR 514.23(e) and the application of the requirements governing student employment set forth at 22 CFR 514.23(g) effective June 24, 1998 until rescinded.

College and university students in J-1 status whose means of financial support comes from Indonesia, South Korea, Malaysia, Thailand, or the Philippines and whose financial support has been disrupted, reduced, or eliminated due to the economic crisis in their home country may be authorized to pursue full-time or part-time on-campus or off-campus employment by their responsible officers. A reduction in course load may be necessary for some students due to employment and accordingly, such students will be

## UNITED STATES INFORMATION AGENCY

### 22 CFR Part 514

#### Exchange Visitor Program

**AGENCY:** United States Information Agency.

deemed to be in valid J-1 Exchange Visitor Program student status if they are (i) an undergraduate student and enrolled for not less than six semester hours of academic credit or its recognized equivalent; or (ii) a graduate student enrolled for not less than three hours of academic credit or its recognized equivalent.

Responsible officers who authorize on-campus or off-campus employment for these students should type or print on the pink copy of the Form IAP-66 "Special Student Relief work authorization granted from (insert beginning date of employment) until (insert the earlier of the last day of the student's program or one year from the beginning date of employment)," and sign and date such notation. If a reduced course load is also authorized due to the employment, the responsible officer should type or print on the pink copy of the Form IAP-66 "reduced course load authorized," and sign and date such notation.

The Agency's suspension of the application of the requirements set forth in 22 CFR 514.23(e) and 22 CFR 514.23(g) for these identified students will continue until amended or rescinded by the Agency in a document published in the **Federal Register**.

Dated: June 16, 1998.

**Joseph Duffey,**  
*Director.*

[FR Doc. 98-16588 Filed 6-23-98; 8:45 am]

BILLING CODE 8230-01-M

## DEPARTMENT OF THE INTERIOR

### Office of Surface Mining Reclamation and Enforcement

#### 30 CFR Part 925

[SPATS No. MO-034-FOR]

#### Missouri Abandoned Mine Land Reclamation Plan

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

**ACTION:** Final rule; approval of amendment.

**SUMMARY:** OSM is approving a proposed amendment to the Missouri abandoned mine land reclamation plan (hereinafter referred to as the "Missouri plan") under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). The amendment is intended to revise the Missouri plan to allow the Missouri Department of Natural Resources, Land Reclamation Commission, Land Reclamation Program to assume responsibility for administering the abandoned mine land reclamation

emergency program in Missouri on behalf of OSM.

**EFFECTIVE DATE:** June 24, 1998.

**FOR FURTHER INFORMATION CONTACT:** Perry Pursell, Office of Surface Mining, Mid-Continent Regional Coordinating Center, Alton Federal Building, 501 Belle Street, Alton, Illinois 62002. Telephone: (618) 463-6460.

#### SUPPLEMENTARY INFORMATION:

- I. Background on the Missouri Plan
- II. Submission of the Proposed Amendment
- III. Director's Findings
- IV. Summary and Disposition of Comments
- V. Director's Decision
- VI. Procedural Determinations

#### I. Background on the Missouri Plan

On January 29, 1982, the Secretary of the Interior approved the Missouri plan. Background information on the Missouri plan, including the Secretary's findings, the disposition of comments, and the approval of the plan can be found in the January 29, 1982, **Federal Register** (47 FR 4253). Subsequent actions concerning the Missouri plan and amendments to the plan can be found at 30 CFR 925.25.

#### II. Submission of the Proposed Amendment

Section 410 of SMCRA authorizes the Secretary to use funds under the abandoned mine land reclamation (AMLR) program to abate or control emergency situations in which adverse effects of past coal mining pose an immediate danger to the public health, safety, or general welfare. On September 29, 1982 (47 FR 42729), OSM invited States to amend their AMLR plans for the purpose of undertaking emergency reclamation programs on behalf of OSM. States would have to demonstrate that they have the statutory authority to undertake emergencies, the technical capability to design and supervise the emergency work, and the administrative mechanisms to quickly respond to emergencies either directly or through contractors.

Under the provisions of 30 CFR 884.15, any State may submit proposed amendments to its approved AMLR plan. If the proposed amendments change the scope or major policies followed by the State in the conduct of its AMLR program, OSM must follow the procedures set out in 30 CFR 884.14 for reviewing and approving or disapproving the proposed amendments.

The proposed assumption of the AMLR emergency program on behalf of OSM is a major addition to the Missouri plan. Therefore, to assume the emergency program, Missouri must either revise its plan to include administering the AMLR emergency

program, or demonstrate that its plan currently includes provisions for assuming and administering the emergency program.

By letter dated March 31, 1998 (Administrative Record No. AML-MO-103), Missouri submitted an amendment to its plan pursuant to SMCRA. Missouri submitted the amendment at its own initiative. The amendment is intended to demonstrate Missouri's capability to effectively undertake the AMLR emergency program on behalf of OSM. In its formal submittal, Missouri stated that a review of the Missouri plan indicates that the authority already exists for the Missouri Department of Natural Resources, Land Reclamation Commission, Land Reclamation Program (LRP) to assume responsibility for the AMLR emergency program. Missouri noted that the designation by the governor and the legal opinion of the State Attorney General that are included in its plan are applicable to all AML activities, including the emergency program, and that all other existing policies and procedures in its plan are adequate to cover the emergency program, with two minor exceptions. These exceptions were addressed in Missouri's technical capability to design and supervise the emergency works, and Missouri's amendment. The applicable parts of the existing Missouri plan and the revisions to the plan that would demonstrate that Missouri has the authority to undertake emergencies, Missouri's technical capacity to design and supervise the emergency work, and Missouri's administrative mechanisms to quickly respond to emergencies either directly or through contractors are discussed below.

A. The following information, taken from the approved Missouri plan, was included by reference in Missouri's formal submission to OSM in order to verify that the authority already exists for the LRP to assume AMLR emergency program responsibilities:

1. A letter from the Governor that designates the Missouri Department of Natural Resources, Land Reclamation Commission as the agency responsible for the Abandoned Mine Land Reclamation Program in Missouri.

2. A legal opinion from the Attorney General that the Missouri Department of Natural Resources, Land Reclamation Commission has the power to administer the Abandoned Mine Land Reclamation Program in Missouri.

3. A copy of sections 444.810, .825, .915, .920, .925, .930, and .940 of the Revised Statutes of Missouri (RSMo), the Missouri Land Reclamation Act.