

## DEPARTMENT OF TRANSPORTATION

## Federal Aviation Administration

## 14 CFR Part 39

[Docket No. 97-NM-330-AD; Amendment 39-10539; AD 98-11-12]

RIN 2120-AA64

**Airworthiness Directives; de Havilland Model DHC-8-301, -311, -314, and -315 Series Airplanes**

AGENCY: Federal Aviation Administration, DOT.

ACTION: Final rule.

**SUMMARY:** This amendment adopts a new airworthiness directive (AD), applicable to certain de Havilland Model DHC-8-301, -311, -314, and -315 series airplanes, that requires installation of additional wiring and new electrical connectors for the lights in the forward end of the passenger overhead compartments. This amendment is prompted by issuance of mandatory continuing airworthiness information by a foreign civil airworthiness authority. The actions specified by this AD are intended to prevent severe overheating of the electrical connectors for the lights in the forward end of the passenger overhead compartments, which could result in smoke and fire in the passenger cabin.

**DATES:** Effective June 30, 1998.

The incorporation by reference of certain publications listed in the regulations is approved by the Director of the Federal Register as of June 30, 1998.

**ADDRESSES:** The service information referenced in this AD may be obtained from Bombardier Inc., Bombardier Regional Aircraft Division, Garratt Boulevard, Downsview, Ontario M3K 1Y5, Canada. This information may be examined at the Federal Aviation Administration (FAA), Transport Airplane Directorate, Rules Docket, 1601 Lind Avenue, SW., Renton, Washington; or at the FAA, Engine and Propeller Directorate, New York Aircraft Certification Office, 10 Fifth Street, Third Floor, Valley Stream, New York; or at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700, Washington, DC.

**FOR FURTHER INFORMATION CONTACT:** Wing Chan, Aerospace Engineer, Systems and Flight Test Branch, ANE-172, FAA, Engine and Propeller Directorate, New York Aircraft Certification Office, 10 Fifth Street, Third Floor, Valley Stream, New York 11581; telephone (516) 256-7511; fax (516) 568-2716.

**SUPPLEMENTARY INFORMATION:** A proposal to amend part 39 of the Federal Aviation Regulations (14 CFR part 39) to include an airworthiness directive (AD) that is applicable to certain de Havilland Model DHC-8-301, -311, -314, and -315 series airplanes was published in the **Federal Register** on March 23, 1998 (63 FR 13800). That action proposed to require installation of additional wiring and new electrical connectors for the lights in the forward end of the passenger overhead compartments.

**Comments**

Interested persons have been afforded an opportunity to participate in the making of this amendment. No comments were submitted in response to the proposal or the FAA's determination of the cost to the public.

**Conclusion**

The FAA has determined that air safety and the public interest require the adoption of the rule as proposed.

**Cost Impact**

The FAA estimates that 10 airplanes of U.S. registry will be affected by this AD, that it will take approximately 14 work hours per airplane to accomplish the required installation, and that the average labor rate is \$60 per work hour. Required parts will cost approximately \$122 per airplane. Based on these figures, the cost impact of the AD on U.S. operators is estimated to be \$9,620, or \$962 per airplane.

The cost impact figure discussed above is based on assumptions that no operator has yet accomplished any of the requirements of this AD action, and that no operator would accomplish those actions in the future if this AD were not adopted.

**Regulatory Impact**

The regulations adopted herein will not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this final rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

For the reasons discussed above, I certify that this action (1) is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and (3) will not have a significant economic

impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A final evaluation has been prepared for this action and it is contained in the Rules Docket. A copy of it may be obtained from the Rules Docket at the location provided under the caption **ADDRESSES**.

**List of Subjects in 14 CFR Part 39**

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

**Adoption of the Amendment**

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration amends part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

**PART 39—AIRWORTHINESS DIRECTIVES**

1. The authority citation for part 39 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40113, 44701.

**§ 39.13 [Amended]**

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

98-11-12 **De Havilland, Inc.:** Amendment 39-10539. Docket 97-NM-330-AD.

**Applicability:** Model DHC-8-301, -311, -314, and -315 series airplanes; serial numbers 100, and 202 through 433 inclusive; excluding serial numbers 271 and 408; 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 severe overheating of the electrical connectors for the lights in the forward end of the passenger overhead compartments, which could result in smoke and fire in the passenger cabin, accomplish the following:

(a) Within 400 hours time-in-service after the effective date of this AD, install additional wiring and new electrical connectors for the lights in the forward end of the passenger overhead compartments in accordance with Bombardier Alert Service

Bulletin S.B. A8-33-39, Revision A,' dated October 24, 1997.

(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, New York Aircraft Certification Office (ACO), FAA, Engine and Propeller Directorate. Operators shall submit their requests through an appropriate FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, New York ACO.

**Note 2:** Information concerning the existence of approved alternative methods of compliance with this AD, if any, may be obtained from the New York 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 installation shall be done in accordance with Bombardier Alert Service Bulletin S.B. A8-33-39, Revision A,' dated October 24, 1997. 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 Bombardier, Inc., Bombardier Regional Aircraft Division, Garratt Boulevard, Downsview, Ontario M3K 1Y5, Canada. Copies may be inspected at the FAA, Transport Airplane Directorate, 1601 Lind Avenue, SW., Renton, Washington; or at the FAA, Engine and Propeller Directorate, New York Aircraft Certification Office, 10 Fifth Street, Third Floor, Valley Stream, New York; or at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700, Washington, DC.

**Note 3:** The subject of this AD is addressed in Canadian airworthiness directive CF-97-17, dated September 26, 1997.

(e) This amendment becomes effective on June 30, 1998.

Issued in Renton, Washington, on May 14, 1998.

**John J. Hickey,**

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

[FR Doc. 98-13403 Filed 5-22-98; 8:45 am]

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## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### 30 CFR Parts 56, 57, and 75

RIN 1219-AB00

#### Roof Bolts in Metal and Nonmetal and Underground Coal Mines; Correction

**AGENCY:** Mine Safety and Health Administration (MSHA), Labor.

**ACTION:** Final rule; correction.

**SUMMARY:** This document corrects the compliance date to the final rule for roof bolts in metal and nonmetal and underground coal mines published in the **Federal Register** on April 22, 1998.

**EFFECTIVE DATE:** May 26, 1998.

**FOR MORE INFORMATION CONTACT:** Patricia W. Silvey, Director, Office of Standards, Regulations, and Variances, MSHA, (703) 235-1910.

#### SUPPLEMENTARY INFORMATION:

On April 22, 1998, (63 FR 20026) MSHA published a final rule on roof bolts in metal and nonmetal and underground coal mines. This document corrects an error that appears under **DATES** on page 20026. The mandatory compliance date is corrected to read "June 22, 1999".

Dated: May 19, 1998.

**Patricia W. Silvey,**

*Director, Office of Standards, Regulations, and Variances.*

[FR Doc. 98-13896 Filed 5-22-98; 8:45 am]

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## POSTAL SERVICE

### 39 CFR Part 3

#### Amendments to Bylaws of the Board of Governors Concerning Establishment of Special Rate of Postage Under the Stamp Out Breast Cancer Act

**AGENCY:** Postal Service.

**ACTION:** Final rule.

**SUMMARY:** The Board of Governors of the United States Postal Service has approved an amendment to its bylaws. The amendment reserves to the Governors responsibility to set the special rate of postage for special postage stamps pursuant to 39 U.S.C. § 414.

**DATES:** Effective: April 7, 1998.

**FOR FURTHER INFORMATION CONTACT:** Thomas Koerber, (202) 268-4800.

**SUPPLEMENTARY INFORMATION:** The Board of Governors of the Postal Service consists of nine Presidentially appointed Governors, and the Postmaster General and Deputy Postmaster General. 39 U.S.C. § 202. The bylaws of the Board list certain matters reserved for action by the Governors alone. 39 CFR § 3.4. At its meeting on April 6, 1998, the Board approved a conforming amendment to this bylaw.

The amendment gives effect to 39 U.S.C. § 414, as enacted by the Stamp Out Breast Cancer Act, Pub. L. No. 105-41, 111 Stat. 1119 (1997). Section 414 provides that the Postal Service make available a special postage stamp offered at a special rate of First-Class Mail postage to enable the public to make contributions to fund breast cancer research. The rate of postage for the special postage stamp is the First-Class Mail single-piece rate, currently 32 cents, plus a markup not to exceed 25 percent of that rate category. Subsection (b)(2) of section 414 vests the Governors of the Postal Service with authority to establish the special rate of postage for the special postage stamp "in accordance with such procedures as the Governors shall by regulation prescribe."

In accordance with section 414, the Board amended § 3.4 of the bylaws to insert a new paragraph (i), reserving to the Governors authority to establish the special rate of postage.

#### List of Subjects in 39 CFR Part 3

Administrative practice and procedure, Organization and functions (Government agencies), Postal service.

Accordingly, 39 CFR Part 3 is amended as follows:

#### PART 3—[AMENDED]

1. The authority citation for part 3 is amended to read as follows:

**Authority:** 39 U.S.C. 202, 203, 205, 401 (2), (10), 402, 414, 1003, 2802-2804, 3013; 5 U.S.C. 552b (g), (j); Inspector General Act, 5 U.S.C. app.

2. Section 3.4 is amended by republishing the introductory text and adding new paragraph (i) at the end of that section to read as follows:

#### § 3.4—Matters reserved for decision by the Governors.

The following matters are reserved for decision by the Governors:

\* \* \* \* \*

(i) Establishment of rates of postage for special postage stamps, 39 U.S.C. § 414.

**Stanley F. Mires,**

*Chief Counsel, Legislative.*

[FR Doc. 98-13807 Filed 5-22-98; 8:45 am]

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