

not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

#### Environmental Review

This proposal will be subject to an environmental analysis in accordance with the National Environmental Policy Act (NEPA), 42 U.S.C. 4321, *et seq.*, prior to any FAA final regulatory action.

#### List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

#### The Proposed Amendment

In consideration of the foregoing, the Federal Aviation Administration proposes to amend 14 CFR part 71 as follows:

### PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

■ 1. The authority citation for 14 CFR part 71 continues to read as follows:

**Authority:** 49 U.S.C. 106(f), 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

#### § 71.1 [Amended]

■ 2. The incorporation by reference in 14 CFR 71.1 of FAA Order JO 7400.11J, Airspace Designations and Reporting Points, dated July 31, 2024, and effective September 15, 2024, is amended as follows:

*Paragraph 6004 Class E Airspace Designated as an Extension to a Class D or Class E Surface Area.*

\* \* \* \* \*

#### AWP HI E4 Kailua-Kona, HI [Amended]

Ellison Onizuka Kona International at Keahole, HI

(Lat. 19°44'20" N, long. 156°02'44" W)

That airspace extending upward from the surface within 2.8 miles each side of the 186° bearing from the airport extending from the 4.3-mile radius of the airport to 5.7 miles south of the airport, and within 3.6 miles each side of the 002° bearing of the airport extending from the 4.3-mile radius to 9.5 miles north of the airport.

\* \* \* \* \*

#### AWP HI E4 Lihue HI [Removed]

Lihue Airport, HI

(Lat. 21°58'34" N, long. 159°20'20" W)

That airspace extending upward from the surface within that airspace beginning at lat. 21°54'25" N, long. 159°21'36" W, thence clockwise to lat. 21°58'15" N, long. 159°15'42" W; to lat. 21°55'03" N, long. 159°12'10" W; to lat. 21°51'03" N, long. 159°11'05" W; to lat. 21°50'34" N, long.

159°21'50" W, thence to the point of beginning.

\* \* \* \* \*

*Paragraph 6005 Class E Airspace Areas Extending Upward From 700 Feet or More Above the Surface of the Earth.*

\* \* \* \* \*

#### AWP HI E5 Lihue, HI [Amended]

Lihue Airport, HI

(Lat. 21°58'34" N, long. 159°20'20" W)

That airspace extending upward from 700 feet above the surface within a 4.3-mile radius of the airport, and within an area between the airport's 354° bearing clockwise to the 192° bearing between the 4.3-mile radius and the 7.3-mile radius; and that airspace extending upward from 1,200 feet above the surface within 12 NM of the shoreline of the islands of Kauai, Ni'ihau, and Ka'u'la.

\* \* \* \* \*

#### AWP HI E5 Honolulu, HI (Amended)

Daniel K. Inouye International Airport, HI

(Lat. 21°19'07" N, long. 157°55'21" W)

Kalaeloa John Rodgers Field

(Lat. 21°18'26" N, long. 158°04'13" W)

Honolulu VORTAC

(Lat. 21°18'30" N, long. 157°55'50" W)

That airspace extending upward from 700 feet above the surface south and southeast of Daniel K. Inouye International Airport beginning at lat. 21°20'19" N, long. 157°49'00" W, thence southeast to lat. 21°16'31.15" N, long. 157°45'11.19" W, thence east along the shoreline to where the shoreline intercepts the Honolulu VORTAC 15-mile radius, then clockwise along the 15-mile radius of the Honolulu VORTAC to intercept the Honolulu VORTAC 241° radial, then northeast bound along the Honolulu VORTAC 241° radial to intercept the 4.3-mile radius south of Kalaeloa John Rogers Field, then counterclockwise along the arc of the 4.3-mile radius of Kalaeloa John Rogers field to and counterclockwise along the arc of a 5-mile radius of the Honolulu VORTAC to the Honolulu VORTAC 106° radial, then westbound along the Honolulu 106° radial to the 4-mile radius of the Honolulu VORTAC, then counterclockwise along the 4-mile radius to intercept the Honolulu VORTAC 071° radial, thence to the point of beginning, excluding that portion beyond 12 NM of the coastline, and that airspace beginning at lat. 21°10'25" N, long. 158°11'22" W; to lat. 21°16'05" N, long. 158°14'35" W; to lat. 21°16'30" N, long. 158°13'46" W; to lat. 21°16'50" N, long. 158°00'00" W; to the point of beginning; and that airspace extending upward from 1,200 feet above the surface within 12 NM of the shoreline of the islands of Oahu, Molokai, Lanai, Maui, and Kaho'olawe.

\* \* \* \* \*

#### AWP HI E5 Kailua-Kona, HI [Amended]

Ellison Onizuka Kona International Airport at Keahole, HI

(Lat. 19°44'20" N, long. 156°02'44" W)

That airspace extending upward from 700 feet above the surface within a 7.4-mile radius of Ellison Onizuka Kona International

Airport at Keahole, and within 4 miles each side of the 002° bearing of the airport extending from the 7.4-mile radius to 11 miles north of the airport; and that airspace extending upward from 1,200 feet above the surface within 12 miles off the coastline of the Island of Hawaii.

\* \* \* \* \*

#### AWP HI E5 Hawaiian Islands, HI [Removed]

That airspace extending upward from 1,200 feet above the surface within 12 NM of the Hawaiian Islands' shoreline beginning at lat. 22°06'28" N, long. 159°04'39" W, to lat. 21°46'57" N, long. 158°14'41" W, to 12 NM from the shoreline of Oahu. Thence, clockwise along the line 12 NM from and parallel to the shoreline of the State of Hawaii, to lat. 20°30'29" N, long. 155°53'40" W, to lat. 20°28'08" N, long. 155°52'03" W, to 12 NM from the shoreline of Hawaii. Thence, clockwise along the line 12 NM from and parallel to the shoreline of Hawaii to lat. 20°03'26" N, long. 156°05'30" W, to lat. 20°22'48" N, long. 156°18'51" W, to 12 NM from the shoreline of Maui. Thence clockwise along the line 12 NM from and parallel to the shoreline of the State of Hawaii, to lat. 21°25'19" N, long. 158°26'08" W, to lat. 21°44'34" N, long. 159°15'27" W, to 12 NM from the shoreline of Kauai. Thence, clockwise along the line 12 NM from and parallel to the shoreline of the State of Hawaii to the beginning.

\* \* \* \* \*

Issued in Des Moines, Washington, on July 22, 2025.

**B.G. Chew,**

*Group Manager, Operations Support Group, Western Service Center.*

[FR Doc. 2025–14675 Filed 8–1–25; 8:45 am]

**BILLING CODE 4910–13–P**

## DEPARTMENT OF THE INTERIOR

### Office of Surface Mining Reclamation and Enforcement

#### 30 CFR Part 926

[SATS No. MT–047–FOR; Docket ID: OSM–2025–0007; S1D1S SS08011000 SX064A000 256S180110; S2D2S SS08011000 SX064A000 25XS501520]

#### Montana Regulatory Program

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

**ACTION:** Proposed rule; public comment period and opportunity for public hearing on proposed amendment.

**SUMMARY:** We, the Office of Surface Mining Reclamation and Enforcement (OSMRE), are announcing receipt of a proposed amendment to the Montana regulatory program (hereinafter, the Montana program) under the Surface Mining Control and Reclamation Act of 1977 (SMCRA or the Act). Montana

submitted this proposed amendment to us, on its own initiative, following the passage of Montana House Bill 616 (HB 616) during the 2025 legislative session. Montana proposes several changes to the Montana Code Annotated (MCA) generally related to the option for an permittee to include predictive modeling, along with monitoring data, in its bond release application to prove compliance with approved reclamation plans and allowing Montana to retain a portion of a bond for areas that are contributing suspended solids. This notice also allows for a public comment period and the possibility for a public hearing, if one is requested.

**DATES:** We will accept written comments on this amendment until 4:00 p.m., Mountain Daylight Time (M.D.T.) September 3, 2025. If requested, we may hold a public hearing or meeting on the amendment on August 29, 2025. We will accept requests to speak at a hearing until 4:00 p.m., M.D.T. on August 19, 2025.

**ADDRESSES:** You may submit comments, identified by SATS No. MT-047-FOR, by any of the following methods:

- *Mail/Hand Delivery:* OSMRE, Attn: Jeffrey Fleischman, P.O. Box 11018, 100 East B Street, Room 4100, Casper, Wyoming 82602.
- *Fax:* (307) 261-6552.
- *Federal eRulemaking Portal:* The amendment has been assigned Docket ID: OSM-2025-0007. If you would like to submit comments, go to <http://www.regulations.gov>. Follow the instructions for submitting comments.

*Instructions:* All submissions received must include the agency name and docket number for this rulemaking. For detailed instructions on submitting comments and additional information on the rulemaking process, see the “Public Comment Procedures” heading of the **SUPPLEMENTARY INFORMATION** section of this document.

*Docket:* For access to the docket to review copies of the Montana program, this amendment, a listing of any scheduled public hearings or meetings, and all written comments received in response to this document, you must go to the address listed below during normal business hours, Monday through Friday, excluding holidays. The full text of the program amendment is available for you to read at [www.regulations.gov](http://www.regulations.gov). Or you may receive one free copy of the amendment by contacting OSMRE’s Casper Field Office: Attn: Jeffrey Fleischman, Field Office Director, Office of Surface Mining Reclamation and Enforcement, 100 East B Street, Casper, Wyoming 82602, Telephone: (307) 261-6550, Email: [jfleischman@osmre.gov](mailto:jfleischman@osmre.gov).

In addition, you may review a copy of the amendment during regular business hours at the following location: Attn: Eric Dahlgren, Bureau Chief, Mining Bureau, Montana Department of Environmental Quality, 2401 Colonial Drive, Helena, MT 59601-0901, Telephone: (406) 444-5245 Email: [edahlgren@mt.gov](mailto:edahlgren@mt.gov).

**FOR FURTHER INFORMATION CONTACT:**  
Attn: Jeffrey Fleischman, Field Office Director, Office of Surface Mining Reclamation and Enforcement, 100 East B Street, Casper, Wyoming 82602, Telephone: (307) 261-6550, Email: [jfleischman@osmre.gov](mailto:jfleischman@osmre.gov).

**SUPPLEMENTARY INFORMATION:**

- I. Background on the Montana Program
- II. Description of the Proposed Amendment
- III. Public Comment Procedures
- IV. Procedural Determinations

**I. Background on the Montana Program**

Subject to OSMRE’s oversight, section 503(a) of the Act permits a State to assume primacy for the regulation of surface coal mining and reclamation operations on non-Federal and non-Indian lands within its borders by demonstrating that its approved, State program includes, among other things, State laws and regulations that govern surface coal mining and reclamation operations in accordance with the Act and consistent with the Federal regulations. See 30 U.S.C. 1253(a)(1) and (7).

On the basis of these criteria, the Secretary of the Interior conditionally approved the Montana program on April 1, 1980. You can find background information on the Montana program, including the Secretary’s findings, the disposition of comments, and conditions of approval of the Montana program in the April 1, 1980, **Federal Register** (45 FR 21560). You can also find later actions concerning the Montana program and program amendments at 30 CFR 926.15.

**II. Description of the Proposed Amendment**

By letter dated May 6, 2025 (Administrative Record No. MT-047-01), Montana sent us an amendment to its program under SMCRA (30 U.S.C. 1201 *et seq.*). We found Montana’s proposed amendment to be administratively complete on May 7, 2025. Montana submitted this proposed amendment to us, on its own initiative, following the passage of Montana House Bill 616 (HB 616) during the 2025 legislative session.

Montana proposes several changes throughout 82-4-232(6) of the MCA. First, Montana proposes that, in a permittee’s application for bond release,

the permittee may include other information or methods to demonstrate compliance with its approved reclamation plan, including predictive modeling if it is used in conjunction with monitoring data. Second, Montana proposes that the Montana Department of Environmental Quality (MDEQ) may use a permittees predictive modeling in its review and determination of the permittees bond release application. Third, Montana proposes that MDEQ can retain a portion of a permittee’s bond if sediment sampling or predictive modeling demonstrates that disturbed areas eligible for release are contributing suspended solids to streams and runoffs.

Finally, HB 616 adds three contingencies that affect the amended sections above, but that are not codified into the MCA. This includes a “Severability” clause that would allow valid parts to remain effective if other parts are found invalid, a “Contingent Voidness” clause that would void any portion of the act disapproved by the United States Secretary of the Interior, and an “Effective Date” clause, which makes HB 616 effective the date in which it is passed and approved.

The full text of the program amendment is available for you to read at the locations listed above under **ADDRESSES** or at [www.regulations.gov](http://www.regulations.gov).

**III. Public Comment Procedures**

Under the provisions of 30 CFR 732.17(h), we are seeking your comments on whether the amendment satisfies the applicable program approval criteria of 30 CFR 732.15. If we approve the amendment, it will become part of the State program.

*Electronic or Written Comments*

If you submit written or electronic comments on the proposed rule during the 30-day comment period, they should be specific, confined to issues pertinent to the proposed regulations, and explain the reason for any recommended change(s). We appreciate any and all comments, but those most useful and likely to influence decisions on the final regulations will be those that either involve personal experience or include citations to and analyses of SMCRA, its legislative history, its implementing regulations, case law, other pertinent State or Federal laws or regulations, technical literature, or other relevant publications.

We cannot ensure that comments received after the close of the comment period (see **DATES**) or sent to an address other than those listed (see **ADDRESSES**) will be included in the docket for this rulemaking and considered.

### Public Availability of Comments

Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment including your personal identifying information, may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

### Public Hearing

If you wish to speak at the public hearing, contact the person listed under **FOR FURTHER INFORMATION CONTACT** by 4:00 p.m., M.D.T. on August 19, 2025. If you are disabled and need reasonable accommodations to attend a public hearing, contact the person listed under **FOR FURTHER INFORMATION CONTACT**. We will arrange the location and time of the hearing with those persons requesting the hearing. If no one requests an opportunity to speak, we will not hold a hearing.

To assist the transcriber and ensure an accurate record, we request, if possible, that each person who speaks at the public hearing provide us with a written copy of his or her comments. The public hearing will continue on the specified date until everyone scheduled to speak has been given an opportunity to be heard. If you are in the audience and have not been scheduled to speak and wish to do so, you will be allowed to speak after those who have been scheduled. We will end the hearing after everyone scheduled to speak and others present in the audience who wish to speak, have been heard.

### Public Meeting

If only one person requests an opportunity to speak, we may hold a public meeting rather than a public hearing. If you wish to meet with us to discuss the amendment, please request a meeting by contacting the person listed under **FOR FURTHER INFORMATION CONTACT**. All such meetings are open to the public and, if possible, we will post notices of meetings at the locations listed under **ADDRESSES**. We will make a written summary of each meeting a part of the administrative record.

## IV. Procedural Determinations

### *Executive Order 12866—Regulatory Planning and Review and Executive Order 13563—Improving Regulation and Regulatory Review*

Executive Order 12866 provides that the Office of Information and Regulatory Affairs in the Office of Management and

Budget (OMB) will review all significant rules. Pursuant to OMB guidance, dated October 12, 1993 (OMB Memo M–94–3), the approval of State program amendments is exempted from OMB review under Executive Order 12866. Executive Order 13563 reaffirms and supplements Executive Order 12866.

### *Other Laws and Executive Orders Affecting Rulemaking*

When a State submits a program amendment to OSMRE for review, our regulations at 30 CFR 732.17(h) require us to publish a notice in the **Federal Register** indicating receipt of the proposed amendment, its text or a summary of its terms, and an opportunity for public comment. We conclude our review of the proposed amendment after the close of the public comment period and determine whether the amendment should be approved, approved in part, or not approved. At that time, we will also make the determinations and certifications required by the various laws and executive orders governing the rulemaking process and include them in the final rule.

### List of Subjects in 30 CFR Part 926

State regulatory program approval, State-Federal cooperative agreement, required program amendments.

**Marcelo Calle,**

*Acting Regional Director, Unified Regions 5, 7–11.*

[FR Doc. 2025–14720 Filed 8–1–25; 8:45 am]

**BILLING CODE 4310–05–P**

## DEPARTMENT OF THE INTERIOR

### Office of Surface Mining Reclamation and Enforcement

### 30 CFR Part 926

[SATS No. MT–046–FOR; Docket ID: OSM–2025–0006; S1D1S SS08011000 SX064A000 256S180110; S2D2S SS08011000 SX064A000 25XS501520]

### Montana Regulatory Program

**AGENCY:** Office of Surface Mining Reclamation and Enforcement, Interior.  
**ACTION:** Proposed rule; public comment period and opportunity for public hearing on proposed amendment.

**SUMMARY:** We, the Office of Surface Mining Reclamation and Enforcement (OSMRE), are announcing receipt of a proposed amendment to the Montana regulatory program (hereinafter, the Montana program) under the Surface Mining Control and Reclamation Act of 1977 (SMCRA or the Act). Montana

submitted this proposed amendment to us, on its own initiative, following the passage of Montana Senate Bill 368 (SB 368) during the 2025 legislative session. Montana proposes several changes to the Montana Code Annotated (MCA) generally related to the proposed the addition of a process for operators to correct minor maintenance items. This notice also allows for a public comment period and the possibility for a public hearing, if one is requested.

**DATES:** We will accept written comments on this amendment until 4:00 p.m., Mountain Daylight Time (M.D.T.) September 3, 2025. If requested, we may hold a public hearing or meeting on the amendment on August 29, 2025. We will accept requests to speak at a hearing until 4:00 p.m., M.D.T. on August 19, 2025.

**ADDRESSES:** You may submit comments, identified by SATS No. MT–046–FOR, by any of the following methods:

- **Mail/Hand Delivery:** OSMRE, Attn: Jeffrey Fleischman, P.O. Box 11018, 100 East B Street, Room 4100, Casper, Wyoming 82602.

- **Fax:** (307) 261–6552.

- **Federal eRulemaking Portal:** The amendment has been assigned Docket ID: OSM–2025–0006. If you would like to submit comments, go to <http://www.regulations.gov>. Follow the instructions for submitting comments.

**Instructions:** All submissions received must include the agency name and docket number for this rulemaking. For detailed instructions on submitting comments and additional information on the rulemaking process, see the “Public Comment Procedures” heading of the **SUPPLEMENTARY INFORMATION** section of this document.

**Docket:** For access to the docket to review copies of the Montana program, this amendment, a listing of any scheduled public hearings or meetings, and all written comments received in response to this document, you must go to the address listed below during normal business hours, Monday through Friday, excluding holidays. The full text of the program amendment is available for you to read at [www.regulations.gov](http://www.regulations.gov). Or you may receive one free copy of the amendment by contacting OSMRE’s Casper Field Office: Attn: Jeffrey Fleischman, Field Office Director, Office of Surface Mining Reclamation and Enforcement, 100 East B Street, Casper, Wyoming 82602, Telephone: (307) 261–6550, Email: [jfleischman@osmre.gov](mailto:jfleischman@osmre.gov).

In addition, you may review a copy of the amendment during regular business hours at the following location: Attn: Eric Dahlgren, Bureau Chief, Mining Bureau, Montana Department of