



Friday
April 25, 1997

Part X

**Department of the
Interior**

Semiannual Regulatory Agenda

DEPARTMENT OF THE INTERIOR (DOI)

DEPARTMENT OF THE INTERIOR

Office of the Solicitor

25 CFR Ch. I

30 CFR Chs. II and VII

36 CFR Ch. I

43 CFR Subtitle A, Chs. I and II

48 CFR Ch. 14

50 CFR Chs. I and IV

Semiannual Regulatory Agenda

AGENCY: Office of the Solicitor, Interior.

ACTION: Semiannual regulatory agenda.

SUMMARY: This notice provides the semiannual agenda of rules scheduled for review or development between

April 1997 and October 1997. An agenda is required by the Regulatory Flexibility Act and Executive Order 12866.

ADDRESSES: Unless otherwise indicated, all agency contacts are located at the Department of the Interior, 1849 C Street NW., Washington, DC 20240.

FOR FURTHER INFORMATION CONTACT: All comments and inquiries with regard to these rules should be directed to the appropriate agency contact. General comments relating to the agenda should be directed to the Office of Solicitor, Division of Administration, Department of the Interior, at the address above or on 202-208-5257 or 202-208-3071.

SUPPLEMENTARY INFORMATION: With this publication, the Department satisfies the requirement of Executive Order 12866 that the Department publish an agenda of rules that have been issued or are

expected to be issued and of currently effective rules that are scheduled for review.

Simultaneously, the Department meets the requirement of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) that an agenda be published in April and October of each year identifying rules that will have significant economic effects on a substantial number of small entities. Rules that will have such effects are specifically identified in the agenda.

In addition, rules that were included in the Department's segment of The Regulatory Plan as published in the October 1996 agenda are also specifically identified in this agenda.

Dated: February 28, 1997.

Richard A. Stephan,
Federal Register Liaison Officer.

Assistant Secretary for Policy, Management and Budget—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1289	Natural Resource Damage Assessments: Type B Procedures	1090-AA29
1290	Principles of Ethical Conduct	1090-AA38
1291	Records and Testimony; Freedom of Information Act	1090-AA61

Assistant Secretary for Policy, Management and Budget—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1292	Department of the Interior Acquisition Regulation System	1090-AA60

Assistant Secretary for Policy, Management and Budget—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
1293	Revised Statute 2477 Rights-of-Way	1090-AA44

Assistant Secretary for Policy, Management and Budget—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1294	Buy American Requirements for Assistance Programs	1090-AA59

DOI

Office of the Special Trustee—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
1295	Special Deposits	1035-AA01

Office of the Special Trustee—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1296	Indians Trust Fund Management Act	1035-AA00

United States Fish and Wildlife Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1297	Endangered and Threatened Wildlife and Plants: Flat-Tailed Horned Lizard	1018-AC10
1298	Revision of Migratory Bird Hunting Regulations, 50 CFR Part 20	1018-AD01
1299	Endangered and Threatened Wildlife and Plants: Northern and Southern Populations of the Bog Turtle	1018-AD05
1300	Reclassification of Yacare Caiman From Endangered to Threatened With Special Rule	1018-AD67
1301	Federal Aid in Sport Fish Restoration Program Participation for District of Columbia and Insular Territories and Commonwealths	1018-AD83
1302	Convention on International Trade in Endangered Species (CITES)	1018-AD87
1303	Rescission of Administrative Procedures for Grants in Aid (Marine Mammal Protection Act of 1972)	1018-AD92
1304	Safe Harbor Policy and Guidance for Candidate Agreements	1018-AD95
1305	Standards for the Humane and Healthful Transport of Wild Reptiles and Amphibians to the United States	1018-AD98
1306	Proposed Approval of Selected State Programs Allowing the Export of Ginseng Harvested in 1997-1999	1018-AE03
1307	Proposed Special Rule With the Reclassification of the Vicuna From Endangered to Threatened	1018-AE04
1308	Endangered Species Listing: Preble's Meadow Jumping Mouse	1018-AE06
1309	Marine Mammals: Export of Cultural Exchange Handicrafts	1018-AE08
1310	Migratory Bird Hunting: Conditional Approval of Tungsten-Iron Shot as Nontoxic for 1997-98 and 1998-99 Seasons	1018-AE09
1311	Endangered and Threatened Wildlife and Plants: Change in Listing Status of Steller Sea Lions	1018-AE10
1312	Proposed Depredation Order for the Double-Crested Cormorant	1018-AE11
1313	Subsistence Management Regulations for Public Lands in Alaska; Subparts C&D - 1998-99 Subsistence Taking of Fish and Wildlife Regulations	1018-AE12
1314	Migratory Bird Harvest Information Program - Participating States for the 1997-98 Season	1018-AE13
1315	Migratory Bird Hunting: Proposed 1997-98 Migratory Game Bird Hunting Regulations (Preliminary) with Requests for Indian Tribal Proposals	1018-AE14
1316	Export of American Alligator for the 1998-2000 Harvest Seasons	1018-AE15
1317	U.S. Proposals to Amend Appendices to the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES)	1018-AE16
1318	Revisions to the Federal Aid Administrative Requirements	1018-AE17
1319	1997-98 Refuge Specific Regulations	1018-AE18
1320	Establishment of Regulations Governing the Conduct on Midway Atoll	1018-AE19
1321	Endangered and Threatened Wildlife and Plants: Proposed Endangered Status for Blackburn's Sphinx Moth from the Hawaiian Islands	1018-AE20

United States Fish and Wildlife Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1322	List of Migratory Birds	1018-AB72
1323	Migratory Bird Hunting: Revised Test Protocol for Nontoxic Approval Procedures for Shot and Shot Coatings	1018-AB80
1324	Eagle Permits	1018-AB81
1325	Export of American Ginseng Harvested in 1994-1996	1018-AC55
1326	Clean Vessel Act National Pumpout Symbol	1018-AC67
1327	Seizure and Forfeiture Procedures	1018-AC89

DOI

United States Fish and Wildlife Service—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
1328	Disposition of Surplus Range Animals	1018-AD75
1329	Subsistence Management Regulations for Public Lands in Alaska, Subparts C & D—1997-1998 Subsistence Taking of Fish and Wildlife Regulations	1018-AD90
1330	Regulations for the Administration of Special Use Permits on National Wildlife Refuges in Alaska	1018-AD93
1331	Endangered and Threatened Wildlife and Plants; Designated Ports for Listed Plants	1018-AD97
1332	1997 Migratory Bird Hunting and Conservation Stamp (Federal Duck Stamp) Contest	1018-AE07

United States Fish and Wildlife Service—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
1333	Captive-Bred Wildlife	1018-AB10
1334	Endangered and Threatened Wildlife and Plants	1018-AB66
1335	Endangered and Threatened Wildlife and Plants	1018-AB97
1336	Endangered and Threatened Wildlife and Plants: San Xavier Talussnail	1018-AC13
1337	Endangered and Threatened Wildlife and Plants; Reclassification of the Loch Lomond Coyote Thistle	1018-AC14
1338	Endangered and Threatened Wildlife and Plants: Critical Habitat for the Pecos Pupfish	1018-AC18
1339	Endangered and Threatened Wildlife and Plants: Alaska Breeding Population of the Steller's Eiders	1018-AC19
1340	Endangered and Threatened Wildlife and Plants: Parish's Alkali Grass	1018-AC21
1341	Endangered and Threatened Species: Sacramento Splittail	1018-AC26
1342	Endangered and Threatened Wildlife and Plants: Two California Butterflies and a Snake	1018-AC32
1343	Endangered and Threatened Wildlife and Plants: Golden Paintbrush	1018-AC52
1344	Endangered and Threatened Wildlife and Plants: Intercross Progeny Policy and Definitions	1018-AC54
1345	General Provisions and General Permit Procedures	1018-AC57
1346	Endangered and Threatened Wildlife and Plants: Jaguar	1018-AC61
1347	Endangered and Threatened Wildlife and Plants: Arkansas River Shiner	1018-AC62
1348	Endangered and Threatened Wildlife and Plants: Seven Freshwater Mussels from Alabama, Florida, and Georgia	1018-AC63
1349	Migratory Bird Hunting and Migratory Bird Permits	1018-AC69
1350	Endangered and Threatened Wildlife and Plants: Eggert's Sunflower	1018-AC74
1351	Endangered and Threatened Wildlife and Plants: Tropical Butterflies	1018-AC76
1352	Endangered and Threatened Wildlife and Plants: Tropical Birds	1018-AC77
1353	Endangered and Threatened Wildlife and Plants: Four Southwestern California Plants	1018-AC88
1354	Critical Habitat Designation for the Lost River and Shortnose Suckers	1018-AC90
1355	Endangered and Threatened Wildlife and Plants: Least Chub	1018-AC91
1356	Endangered and Threatened Wildlife and Plants: Holmgren's Milkvetch and Shem's Milkvetch	1018-AC92
1357	Endangered and Threatened Wildlife and Plants: 4 California Plants From Vernal Pools	1018-AC96
1358	Endangered and Threatened Wildlife and Plants: Two San Francisco Plants	1018-AC98
1359	Endangered and Threatened Wildlife and Plants: 10 Plants From the California Sierra Nevada Mountains Foothills	1018-AC99
1360	Endangered and Threatened Wildlife and Plants: Brother's Island Tuatara	1018-AD06
1361	Endangered and Threatened Wildlife and Plants: Reintroduction of a Nonessential Experimental Population of Mexican Wolves	1018-AD07
1362	Endangered and Threatened Wildlife and Plants: California Plants and the Black Legless Lizard	1018-AD09
1363	Endangered and Threatened Wildlife and Plants: Critical Habitat Designation for the Western Snowy Plover	1018-AD10
1364	Endangered and Threatened Wildlife and Plants: U.S. Populations of Atlantic Salmon	1018-AD12
1365	Endangered and Threatened Wildlife and Plants: Two San Francisco Marsh Plants	1018-AD14
1366	Marine Mammal Protection Act; Unintentional Take of Marine Mammals by Harassment Only in Activities Other Than Commercial Fishing	1018-AD18
1367	Marine Mammal Protection Act; Measures to Safely Deter Marine Mammals, Including Threatened and Endangered Marine Mammals	1018-AD19
1368	Endangered and Threatened Wildlife and Plants; Special Rule for the Northern Spotted Owl	1018-AD20
1369	Taxonomic Change From Subspecies to Vertebrate Population Segment for the Virgin River Chub	1018-AD22
1370	Critical Habitat Proposal for Virgin River Fishes	1018-AD23
1371	Endangered Species Listing: Three Aquatic Invertebrates in Comal and Hays Counties, Texas	1018-AD28
1372	Seven Plants From the Mountains of Southern California	1018-AD34
1373	Endangered and Threatened Wildlife and Plants: Pallid Manzanita	1018-AD35
1374	Endangered and Threatened Wildlife and Plants: Nine Plants From California	1018-AD36
1375	Endangered and Threatened Wildlife and Plants: Three Plants From the Channel Islands of Southern California	1018-AD37

DOI

United States Fish and Wildlife Service—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
1376	Endangered and Threatened Wildlife and Plants: Four Southwestern California Plants	1018-AD38
1377	Endangered and Threatened Wildlife and Plants: Sixteen Plant Taxa From the Northern Channel Islands, California	1018-AD39
1378	Endangered and Threatened Wildlife and Plants: Designation of Experimental Nonessential Whooping Crane Populations	1018-AD45
1379	Endangered Species Listing: Guajon or Rock Frog	1018-AD52
1380	Endangered and Threatened Wildlife and Plants: 42 South American Birds	1018-AD59
1381	Endangered and Threatened Wildlife and Plants: Four Plants From Interior Chaparral of Southwestern California and Northwestern Baja California, Mexico	1018-AD60
1382	Export of River Otters Taken in Missouri in 1996-1997 and Subsequent Seasons	1018-AD63
1383	Export of Appendix I Specimens That Were Bred for Commercial Purposes	1018-AD64
1384	Consolidation of Lists of Wildlife of Federal Concern	1018-AD66
1385	Subsistence Management Regulations for Public Lands in Alaska	1018-AD68
1386	Migratory Bird Hunting: Regulations Regarding Prohibition Against Artificially Altering/Manipulating Natural Vegetation in Moist Areas To Attract Waterfowl	1018-AD74
1387	Endangered and Threatened Species: Removal of Lloyd's Hedgehog Cactus From Federal List of Endangered and Threatened Plants	1018-AD91
1388	Endangered and Threatened Wildlife and Plants; Proposed Establishment of a Nonessential Experimental Population of Black-footed Ferrets in Northwestern Colorado and Northwestern UT	1018-AD99
1389	Endangered and Threatened Wildlife and Plants; Proposed Reintroduction of a Nonessential Experimental Population of Grizzly Bears in Idaho and Montana	1018-AE00
1390	Endangered and Threatened Wildlife and Plants; Proposed Establishment of Nonessential Experimental Population of 10 Freshwater Mussels in Holston River System in TN and VA	1018-AE01
1391	Revision to Subchapter C - The National Wildlife Refuge System	1018-AE02

United States Fish and Wildlife Service—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1392	Endangered and Threatened Wildlife and Plants: Eight Vernal Pool Plants of the Central Valley of California	1018-AC00
1393	Alaska Refuges Visitor Services	1018-AC02
1394	Endangered and Threatened Wildlife and Plants: Three Puerto Rican Trees	1018-AC04
1395	Endangered and Threatened Wildlife and Plants: Spring Creek Bladderpod	1018-AC42
1396	Endangered and Threatened Wildlife and Plants: Five Freshwater Mussels	1018-AC64
1397	Endangered and Threatened Wildlife and Plants: Two Plants From Southwestern California	1018-AC65
1398	Endangered and Threatened Wildlife and Plants: San Diego Fairy Shrimp	1018-AC83
1399	Endangered and Threatened Wildlife and Plants: Two California Butterflies	1018-AC84
1400	Endangered and Threatened Wildlife and Plants: Cactus Ferruginous Pygmy-Owl	1018-AC85
1401	Emergency Reclassification of the Snake River Spring/Summer Chinook Salmon	1018-AC97
1402	Importation of Polar Bear Trophies Taken in Canada	1018-AD04
1403	Endangered and Threatened Wildlife and Plants: Three Southern Arizona Cienega Species	1018-AD11
1404	Endangered Species Listing: Nogal or West Indian Walnut	1018-AD47
1405	Endangered Species Listing: Cordia Bellonis (No Common Name)	1018-AD48
1406	Addition of Canaan Valley National Wildlife Refuge to List of Open Areas for Hunting in West Virginia	1018-AD70
1407	Migratory Bird Harvest Information Program; Participating States in 1996-97	1018-AD73
1408	Migratory Bird Hunting: Approval of Bismuth Tin Shot as a Nontoxic Shot	1018-AD94
1409	Endangered and Threatened Wildlife and Plants: Listing of Central California Coast Coho Salmon as Threatened in California	1018-AE05

National Park Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1410	National Park Service Symbols: United States Park Police Insignia	1024-AB94
1411	Glacier Bay National Park, Alaska Fishing Regulations	1024-AB99

DOI

National Park Service—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
1412	Rights-of-Way	1024-AC01
1413	Applicability and Resource Protection Revisions	1024-AC38
1414	Off-Road Operation of Motor Vehicles	1024-AC47
1415	Non-Federal Oil and Gas Rights	1024-AC53
1416	Virgin Islands National Park: Vessel Mooring and Anchoring	1024-AC56
1417	Native American Graves Protection and Repatriation Act Regulations Future Applicability	1024-AC57
1418	Denali National Park and Preserve, Special Regulations	1024-AC58

National Park Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1419	National Natural Landmarks Program	1024-AB96
1420	Voyageurs National Park: Aircraft Operations	1024-AC23
1421	Badlands National Park—Commercial Vehicles	1024-AC30
1422	Shenandoah National Park: Backcountry and Fishing Regulations	1024-AC33
1423	Grand Teton National Park and John D. Rockefeller, Jr. Memorial Parkway: Snowmobile and Snowplane Routes and Regulations	1024-AC34
1424	Procedures for State, Tribal, and Local Government Historic Preservation Programs	1024-AC44
1425	Boating and Water Activities: Prohibited Operations	1024-AC46
1426	Native American Graves Protection and Repatriation Act Regulations; Civil Penalties	1024-AC48
1427	Big Cypress National Preserve; Recreational Frogging	1024-AC54
1428	General Provisions; Definitions; Change in Organizational Titles	1024-AC60

National Park Service—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1429	Big Thicket National Preserve; Moored Houseboats	1024-AC45

Bureau of Indian Affairs—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1430	Administration of the Higher Education Program	1076-AA10
1431	Grants to Tribally Controlled Community Colleges and Navajo Community College	1076-AD08
1432	Indian School Equalization Program	1076-AD09
1433	Tribal Self-Governance	1076-AD20
1434	Coal Leases: Terms and Conditions	1076-AD32
1435	Leasing Restricted Lands of Members of the Five Civilized Tribes, Oklahoma, for Mining	1076-AD33
1436	Exploration, Mining, and Reclamation of Lands	1076-AD36
1437	Leasing Wind River Reservation Lands for Oil and Gas Mining	1076-AD38
1438	Tribal Reorganization Under a Federal Statute	1076-AD46
1439	Petitioning Procedures	1076-AD47
1440	Academic and Dormitory Standards	1076-AD55
1441	Education Contracts Under the Johnson-O'Malley Act	1076-AD58
1442	Loans to Indians from the Revolving Loan Fund	1076-AD59
1443	School Construction Contracts for Public Schools	1076-AD69
1444	Adult Vocational Training	1076-AD72
1445	Loan Guarantee Program	1076-AD73
1446	Employment Assistance for Adult Indians	1076-AD75
1447	Certificates of Degree of Indian Blood	1076-AD78
1448	Indian Highway Safety Program Competitive Grant Selection Criteria	1076-AD82

DOI

Bureau of Indian Affairs—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
1449	Use of Columbia River Fish Access Sites	1076-AD83

Bureau of Indian Affairs—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1450	Administration of the Indian Adult Education Programs	1076-AA15
1451	Leasing and Permitting	1076-AA29
1452	Roads of the Bureau of Indian Affairs	1076-AB05
1453	Navajo Partitioned Lands Grazing Regulations	1076-AC81
1454	Range Regulations	1076-AD04
1455	Preference in Employment	1076-AD05
1456	Indian Tribal Justice Support	1076-AD15
1457	Leasing Osage Reservation Lands for Mining of Minerals Other Than Oil and Gas	1076-AD34
1458	Lead and Zinc Mining Operations and Leases on Quapaw Indian Lands	1076-AD35
1459	Management of the Tribal Assets of the Ute Indian Tribe	1076-AD37
1460	Irrigation Projects and Systems	1076-AD44
1461	Indian Electric Power Utilities	1076-AD45
1462	Special Education	1076-AD49
1463	Appeals from Administrative Actions	1076-AD50
1464	Housing improvement Program	1076-AD52
1465	Indian Country Law Enforcement	1076-AD56
1466	Arrangement with States, Territories, or Other Agencies for Social Welfare and Relief of Distress of Indians	1076-AD61
1467	Applicability of Rules of the Bureau of Indian Affairs	1076-AD64
1468	Operation of U.S.M.S. North Star Between Seattle, WA, and Alaska	1076-AD66
1469	Indian Fishing—Hoopa Valley Indian Reservation	1076-AD68
1470	Indian Business Development Program	1076-AD70
1471	Tribal Revenue Allocation Plans	1076-AD74
1472	Courts of Indian Offenses	1076-AD76

Bureau of Indian Affairs—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1473	Individual Indian Monies	1076-AC65
1474	American Indian Trust Fund Management Reform Act of 1994	1076-AD28
1475	Rights of Way Over Indian Lands	1076-AD40
1476	Osage Roll, Certificate of Competency	1076-AD41
1477	Patents in Fee, Certificates of Competency, and Sale of Indian Lands	1076-AD42
1478	Land Records and Title Documents	1076-AD43
1479	Licensed Indian Traders	1076-AD51
1480	Election of Officers of the Osage Tribal Council	1076-AD79
1481	Correction to Gaming Regulations	1076-AD84

Minerals Management Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1482	Royalty Payment Liability	1010-AB45
1483	Release of Third Party Proprietary Information	1010-AC08
1484	Seismic Reassessment of California Outer Continental Shelf Platforms	1010-AC17
1485	Amendments to Allowance Determination Regulations	1010-AC22
1486	Amendments to Standards for Reporting and Paying Royalties on Gas and the Gas Analysis Report	1010-AC23

DOI

Minerals Management Service—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
1487	Valuation of Oil from Indian Leases	1010-AC24
1488	Delegation to States	1010-AC25
1489	Oil and GAs and Sulphur Operations in the Outer Continental Shelf - Subpart A - General	1010-AC32
1490	Oil and Gas Production Rates	1010-AC36
1491	Blowout Preventer Testing Requirements	1010-AC37

Minerals Management Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1492	Valuation of Gas from Indian Leases	1010-AB57
1493	Credit Adjustments	1010-AB73
1494	Revision of Requirements Governing Corporate Surety Bonds for Outer Continental Shelf Leases	1010-AB92
1495	Gas Measurement and Commingling	1010-AB97
1496	Royalties, Rentals, Bonuses, and Other Monies	1010-AC01
1497	Valuation of Gas Production—Federal Leases	1010-AC02
1498	Fees for Lease Assignments and Pipeline Rights of Way	1010-AC04
1499	Allowances for Transportation and Processing Costs Associated With Gas Valuation	1010-AC06
1500	Valuation of Oil From Federal Mineral Leases	1010-AC09
1501	Geological and Geophysical Exploration of the Outer Continental Shelf	1010-AC10
1502	Civil Penalty Procedures	1010-AC11
1503	Safety and Pollution Prevention Equipment	1010-AC12
1504	Royalty Relief for Outer Continental Shelf Leases in the Gulf of Mexico	1010-AC13
1505	Deep Water Royalty Relief—Tracts Offered Between November 28, 1995, and November 28, 2000	1010-AC14
1506	Administrative Appeals Process	1010-AC21
1507	Oil Spill Responsibility for Offshore Facilities	1010-AC33

Minerals Management Service—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
1508	Late Payment and Overpayment Interest	1010-AC26
1509	Refunds and Recoupment of Overpayments on OCS	1010-AC27
1510	Suspension of Orders or Decisions Pending Appeal to Allow for Self-Bonding Based Upon Financial Solvency	1010-AC28
1511	Takes vs. Entitlements Reporting	1010-AC29
1512	Accounting Relief for Marginal Properties	1010-AC30
1513	Prepayment or Royalties	1010-AC31
1514	Chronic Erroneous Reporting	1010-AC34

Minerals Management Service—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1515	Amendments to 30 CFR 250.67—Hydrogen Sulfide	1010-AB50
1516	Response Plans for Facilities Seaward of the Coastline	1010-AB81
1517	Training of Lessee and Contractor Employees Engaged in Oil and Gas and Sulphur Operations in the Outer Continental Shelf	1010-AB99
1518	Updating Documents Incorporated by Reference	1010-AC03
1519	Unitization	1010-AC19

DOI

Office of Surface Mining Reclamation and Enforcement—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1520	Applicant/Violator System Permit Information	1029-AB62
1521	Basis for Coal Weight Determination	1029-AB68
1522	Abandoned Coal Refuse Sites - Title I	1029-AB70
1523	Contemporaneous Reclamation	1029-AB79
1524	Notification and Permit Processing	1029-AB80
1525	Prohibitions Under Section 522(e) of SMCRA	1029-AB82
1526	Indian Lands	1029-AB83
1527	Alluvial Valley Floors	1029-AB85
1528	Abandoned Mine Land Government-Financed Construction	1029-AB89

Office of Surface Mining Reclamation and Enforcement—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1529	Definition and Criteria for Valid Existing Rights	1029-AB42
1530	Coal Moisture	1029-AB78
1531	State Program Amendments - Elimination of Provisions - Part I	1029-AB86
1532	State Program Amendments - Elimination of Provisions - Part II	1029-AB87
1533	Inflation Adjustment Rule	1029-AB90

Office of Surface Mining Reclamation and Enforcement—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1534	Cooperative Agreements	1029-AB84
1535	Consolidation of Federal Surface Mining Program Regulations	1029-AB88

Bureau of Reclamation—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
1536	Recovering the Value of Rights of Use and Related Administrative Costs	1006-AA39

Bureau of Reclamation—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1537	Central Valley Project of California—Purposes, Uses, and Allocation of Water Supplies	1006-AA34
1538	Management of Lake Berryessa	1006-AA36
1539	Acreage Limitation Rules for Trusts	1006-AA38
1540	Offstream Storage and Marketing of the Stored Water in the Lower Colorado River Basin	1006-AA40

Bureau of Reclamation—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1541	Revenues Management	1006-AA30

DOI

Bureau of Reclamation—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
1542	Adjustments to the 1988 Operating Criteria for the Newlands Irrigation Project, Nevada	1006-AA37

Bureau of Reclamation—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1543	Acreage Limitation and Water Conservation	1006-AA32

Bureau of Land Management—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
1544	Coal Management	1004-AD11

Bureau of Land Management—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1545	Leases, Permits, and Easements	1004-AB51
1546	Sales—Federal Land Policy and Management Act	1004-AB77
1547	Tramroads and Logging Roads	1004-AC24
1548	Emergency Fire and Disaster Rehabilitation	1004-AC36
1549	Oil and Gas Leasing; Drainage	1004-AC54
1550	Desert Land Entries	1004-AC56
1551	Disposal of Reserved Minerals Under the Stock Raising Homestead Act	1004-AC59
1552	Land Withdrawals	1004-AC63
1553	Cost Recovery; Mineral Filings and Operations	1004-AC64
1554	Mineral Materials Disposal	1004-AC68
1555	Grazing Administration; Alaska; Livestock	1004-AC70
1556	Alaska Native Selections	1004-AC72
1557	Rights-of-Way Under the Mineral Leasing Act	1004-AC74
1558	Use; Rights-of-Way	1004-AC75
1559	Railroad Grants	1004-AC76
1560	Land Classification	1004-AC78
1561	Conveyances, Disclaimers, and Correction Documents	1004-AC82
1562	Application Procedures	1004-AC83
1563	Segregation and Opening of Lands	1004-AC84
1564	Equitable Adjudication	1004-AC89
1565	Oil and Gas Leasing and Operations	1004-AC94
1566	Color of Title and Omitted Lands	1004-AD00
1567	Special Resource Values; Shore Space	1004-AD01
1568	Wildlife Management	1004-AD02
1569	Paleontological Resources	1004-AD03
1570	Delegation of Authority, Cooperative Agreements and Contracts for Oil and Gas Inspection	1004-AD09
1571	Geothermal Resource Unit Agreement	1004-AD10
1572	Oil and Gas Leasing; National Petroleum Reserve, Alaska - Transfers, Extensions, and Consolidations	1004-AD13
1573	Authorities/Mission Statement	1004-AD15
1574	Bonding	1004-AD16
1575	Assignments	1004-AD17
1576	Qualifications	1004-AD18
1577	Application Procedures	1004-AD19
1578	BLM Insignia	1004-AD20

DOI

Bureau of Land Management—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1579	Public Availability of Minerals Resources Information	1004-AB55
1580	Management of Designated Wilderness Area	1004-AB69
1581	Coalbed Methane Development	1004-AC27
1582	Management of Solid Minerals Other Than Coal	1004-AC49
1583	Special Areas; State Irrigation Districts	1004-AC53
1584	State Exchanges; National Park System Exchanges; Wildlife Refuge Exchanges; Miscellaneous Exchanges	1004-AC58
1585	Bodie Bowl, California: Surface Management	1004-AC60
1586	Protection, Management, and Control of Wild Free-Roaming Horses and Burros; Private Maintenance; Adoption Fees	1004-AC61
1587	State Grants	1004-AC71
1588	Definitions	1004-AC73
1589	Indian Allotments	1004-AC77
1590	Carey Act Grants	1004-AC80
1591	Public Land Records	1004-AC81
1592	Patent Preparation and Issuance	1004-AC88
1593	Reclamation/Homesites	1004-AC91
1594	Free Use of Timber	1004-AC92
1595	Sustained Yield Forest Units	1004-AC93
1596	National Forest Exchanges	1004-AC97
1597	Gifts; Acquisition of Lands or Interest in Lands by Purchase or Condemnation	1004-AC98
1598	Appeals Procedures; Hearings Procedures	1004-AC99
1599	Mining Claims Under the General Mining Laws	1004-AD05
1600	Grazing Administration: Alaska; Reindeer	1004-AD06
1601	Geothermal Resources Leasing	1004-AD08
1602	Logical Mining Units: General; LMU Application Procedures; LMU Approval Criteria; LMU Diligence; Administration of LMU Operations	1004-AD12
1603	National Petroleum Reserve in Alaska	1004-AD14

Bureau of Land Management—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
1604	Non-Mineral Entry on Mineral Land	1004-AC65
1605	Planning, Programming, and Budgeting	1004-AC86
1606	Wild and Scenic Rivers	1004-AC87

Bureau of Land Management—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1607	Law Enforcement—Criminal	1004-AC30
1608	Coal Management	1004-AC37
1609	Mining Claims Under the General Mining Laws (Bonding)	1004-AC40
1610	Natural History Resource Management; Procedures	1004-AC45
1611	Onshore Oil and Gas Agreements	1004-AC62
1612	Alaska Homestead Settlement	1004-AC90
1613	Multiple Use, Mining; Mining Claims Under the General Mining Laws	1004-AC96
1614	Fair Market Value Determination	1004-AD07

DOI

Office of the Secretary—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1615	Transportation and Utility Systems In and Across, and Access Into, Conservation System Units in Alaska	1093-AA07

DEPARTMENT OF THE INTERIOR (DOI)

Proposed Rule Stage

Assistant Secretary for Policy, Management and Budget (ASPMB)

1289. NATURAL RESOURCE DAMAGE ASSESSMENTS: TYPE B PROCEDURES

Priority: Other Significant

Legal Authority: 42 USC 9651(c)

CFR Citation: 43 CFR 11

Legal Deadline: None

Abstract: CERCLA and the Clean Water Act allow natural resource trustees to bring a claim against a potentially responsible party for resources that have been injured by a release of a hazardous substance. CERCLA requires that natural resource damage assessment regulations be promulgated and that the regulations be reviewed, and revised as appropriate, every two years. This rulemaking is the biennial review of the administrative process for conducting assessments as well as the so-called "type B" procedures for determining injury and damages through scientific and economic studies. This rulemaking will also address the calculation of lost non-use values of natural resources, in compliance with State of Ohio v. Department of the Interior, 880 F.2d 432 (D.C. Cir. 1989), which ordered the Department to allow for the assessment of all reliably calculated values lost as a result of a natural resource injury.

Timetable:

Action	Date	FR Cite
ANPRM	07/16/96	61 FR 37031
ANPRM Comment Period End	09/16/96	
NPRM	01/00/98	
NPRM Comment Period End	04/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Willie R. Taylor, Director, Office of Environmental Policy and Compliance, Department of the Interior, Assistant Secretary for Policy, Management and Budget, Room

2340, MIB, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-3891

RIN: 1090-AA29

1290. PRINCIPLES OF ETHICAL CONDUCT

Priority: Info./Admin./Other

Legal Authority: 5 USC 7301; 5 USC app (Ethics Reform Act of 1989); EO 12731

CFR Citation: 5 CFR 3501

Legal Deadline: None

Abstract: The U.S. Office of Government Ethics (OGE) has issued new standards of conduct regulations. The Department of the Interior (DOI) is preparing special conduct regulations (applies only to DOI employees) to supplement OGE's new standards of conduct. Interior's supplemental regulations, if approved by OGE, will be codified in 5 CFR part 3501.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: On June 10, 1993, the Department published a final rule that removed portions of 43 CFR 20 that have been superseded by Standards of Conduct regulations issued by the U.S. Office of Government Ethics (OGE). The remaining regulations in 43 CFR 20 are preserved until they can be recodified in 5 CFR 3501 on or before February 3, 1994. OGE recently extended this date until February 3, 1995. Draft proposed supplemental regulations have been submitted to OGE and it has agreed to extend the recodification deadline for the Department.

Agency Contact: Mason Tsai, Deputy Ethics Program Coordinator,

Department of the Interior, Assistant Secretary for Policy, Management and Budget, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-5916

RIN: 1090-AA38

1291. ● RECORDS AND TESTIMONY; FREEDOM OF INFORMATION ACT

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 552 Freedom of Information Act

CFR Citation: 43 CFR 2

Legal Deadline: Final, Statutory, October 2, 1997.

Abstract: 43 CFR part 2, subparts A and B, are being revised in their entirety to reflect the provisions of the new FOIA law, "Electronic FOIA Amendments of 1996," Pub. L. 104-231, the recommendations of the National Performance Review lab, and other changes as necessary.

Timetable:

Action	Date	FR Cite
NPRM	07/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Alexandra Mallus, DOI FOIA Officer (OIRM), Department of the Interior, Assistant Secretary for Policy, Management and Budget, 1849 C Street NW., MS 5312, MIB, Washington, DC 20240
Phone: 202 208-5342
Fax: 202 501-2360
Email: alexandra_mallus@ios.doi.gov

RIN: 1090-AA61

DEPARTMENT OF THE INTERIOR (DOI)

Final Rule Stage

Assistant Secretary for Policy, Management and Budget (ASPMB)

1292. • DEPARTMENT OF THE INTERIOR ACQUISITION REGULATION SYSTEM**Priority:** Info./Admin./Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 63 Stat 390, sec 205(c); 40 USC 486(c); 5 USC 301; PL 103-355**CFR Citation:** 48 CFR 1401**Legal Deadline:** None**Abstract:** Under the auspices of the National Performance Review, the Department conducted a thorough review of the DIAR. The reviewers determined that only a few DIAR sections require codification in 48 CFR. This action will remove DIAR subparts related to internal procedures. Sections 1401.105 and 1401.303 will be revised and retained in 48 CFR Chapter 14.**Timetable:**

Action	Date	FR Cite
Final Action	04/00/97	
Final Action Effective	04/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Mary L. McGarvey, Procurement Analyst, Department of the Interior, Assistant Secretary for Policy, Management and Budget, Office of Acquisition and Property Mgmt., 1849 C Street NW., Washington, DC 20240

Phone: 202 208-3158

Fax: 202 208-6301

Email:

MARY_McGARVEY@ios.doi.gov

RIN: 1090-AA60

DEPARTMENT OF THE INTERIOR (DOI)

Long-Term Actions

Assistant Secretary for Policy, Management and Budget (ASPMB)

1293. REVISED STATUTE 2477 RIGHTS-OF-WAY**Priority:** Other Significant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 43 USC 1201; 43 USC 1732(b); 43 USC 1740; 43 USC 1457; 43 USC 1782(c); 16 USC 668dd; 16 USC 460k-3; 16 USC 1 to 4**CFR Citation:** 43 CFR 39**Legal Deadline:** None**Abstract:** This proposed rule would implement the Secretary of the Interior's June 1, 1993, recommendation to Congress that the Department promulgate regulations addressing rights-of-way pursuant to R.S. 2477 across lands now administered by the Bureau of Land Management, the

National Park Service, and the U.S. Fish and Wildlife Service. R.S. 2477--a provision adopted in 1866 that granted a right-of-way for the construction of highways across public land not reserved for public uses--was repealed in 1976, but valid existing rights-of-way were not terminated. This proposed rule is intended to clarify the meaning of the statute and provide a workable administrative process and standards for recognizing valid claims.

Timetable:

Action	Date	FR Cite
NPRM	08/01/94	59 FR 39216
NPRM Comment	08/01/95	60 FR 4135
Period End		
Next Action Undetermined		

Small Entities Affected: None**Government Levels Affected:** State, Local**Additional Information:** Congress provided in the Department's appropriation act that final regulations cannot take effect unless "expressly authorized by an Act of Congress" subsequent to the enactment of the appropriation. Pub. L. 104-208, 108, 110 Stat. 3009 (1996).**Agency Contact:** Ron Montagna, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-7782**RIN:** 1090-AA44

DEPARTMENT OF THE INTERIOR (DOI)

Completed Actions

Assistant Secretary for Policy, Management and Budget (ASPMB)

1294. • BUY AMERICAN REQUIREMENTS FOR ASSISTANCE PROGRAMS**Priority:** Routine and Frequent**Legal Authority:** 5 USC 301; 31 USC 6101 note; 31 USC 7501; 41 USC 252a; 41 USC 701 et seq; PL 104-206, sec 501; PL 104-208, sec 307; EO 12549; EO 12674; EO 12689; EO 12731; OMB Circular A-102; OMB Circular A-110; OMB Circular A-128; OMB Circular A-133**CFR Citation:** 43 CFR 12**Legal Deadline:** Final, Statutory, September 30, 1997.**Abstract:** This final rule is in response to the Omnibus Consolidated Appropriations Act of 1997 and the Energy and Water Development Appropriations Act, 1997. Section 307(a) of Public Law 104-208 required that no funds made available in the Act may be expended by an entity unless the entity agrees that in expending the funds it will comply with sections 2 through 4 of the Buy American Act. As it did for awards governed by this provision made since FY 1993, the

Department continues to interpret the requirement to apply to assistance programs. Section 207(b)(1) of Public Law 104-208 again states that it is the sense of Congress that all equipment and products purchased with funds made available in the Act should be American-made. Likewise, the Department is again taking the position that congressional intent is different for awards made by the Bureau of Reclamation. As such, only the provisions in the regulation addressing the sense of Congress (section 12.700) and the notice requirements (section

DOI—ASPMB

Completed Actions

12.710) will apply to awards made by the Bureau of Reclamation using appropriated funds for FY 1997.

Timetable:

Action	Date	FR Cite
Final Action	12/30/96	61 FR 68666
Final Action Effective	12/30/96	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Debra E. Sonderman, Director, Procurement and Property

Management Systems, Department of the Interior, Assistant Secretary for Policy, Management and Budget, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-3336

RIN: 1090-AA59

BILLING CODE 4310-RK-F

DEPARTMENT OF THE INTERIOR (DOI)

Long-Term Actions

Office of the Special Trustee (OST)

1295. • SPECIAL DEPOSITS

Priority: Substantive, Nonsignificant

Legal Authority: 25 USC 2; 25 USC 9; PL 97-100; PL 97-257

CFR Citation: 25 CFR 114

Legal Deadline: None

Abstract: This rule sets forth the conditions governing the deposit, investment, and distribution of interest on funds held by BIA in special

deposits. It also provides procedures for determination of ownership and distribution of funds that are on deposit in account 14X6703, Indian monies proceeds of labor escrow account - pending determination of ownership.

Timetable:

Action	Date	FR Cite
Tribal Consultation	01/21/97	62 FR 3051
NPRM	04/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Bird Ford, Chief, Policies and Procedures, Department of the Interior, Office of the Special Trustee, 505 Marquette NW., Albuquerque, NM 87102
Phone: 505 248-5751

RIN: 1035-AA01

DEPARTMENT OF THE INTERIOR (DOI)

Completed Actions

Office of the Special Trustee (OST)

1296. • INDIANS TRUST FUND MANAGEMENT ACT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 4001

CFR Citation: 25 CFR 1200

Legal Deadline: None

Abstract: This rule implements the American Indian Trust Funds

Management Reform Act of 1994, which for the first time, allows American Indian tribes to take restricted funds out of trust fund status with the Department of the Interior. Tribes may now manage funds by themselves, with the help of commercial fund managers. This rule affects only tribal funds, not Individual Indian Monies (IIM). This rule replaces rules formerly located at 25 CFR part 144.

Timetable:

Action	Date	FR Cite
NPRM	05/16/96	61 FR 24731
Final Action	12/26/96	61 FR 67931

Small Entities Affected: None

Government Levels Affected: Tribal

Agency Contact: Bird Ford, Chief, Policies and Procedures, Department of the Interior, Office of the Special Trustee, 505 Marquette NW., Albuquerque, NM 87102
Phone: 505 248-3751

RIN: 1035-AA00

BILLING CODE 4310-53-F

DEPARTMENT OF THE INTERIOR (DOI)

Proposed Rule Stage

United States Fish and Wildlife Service (FWS)

1297. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: FLAT-TAILED HORNED LIZARD

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 to 1543

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory.

In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than one year after such proposal.

Abstract: Regulations will be developed to list the Flat-tailed horned lizard as an endangered or threatened

species. When prudent, critical habitat will also be identified.

Timetable:

Action	Date	FR Cite
NPRM	11/29/93	58 FR 62624
NPRM Comment Period End	01/28/94	
NPRM (Reopening of Comment Period)	02/22/94	59 FR 8450

DOI—FWS

Proposed Rule Stage

Action	Date	FR Cite
NPRM Comment Period Reopened	03/05/97	62 FR 10016
NPRM Comment Period End	05/09/97	

Small Entities Affected: Undetermined

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AC10

1298. REVISION OF MIGRATORY BIRD HUNTING REGULATIONS, 50 CFR PART 20

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 16 USC 703 to 711; 16 USC 712; 16 USC 742a to 742d; 16 USC 742e to 742j

CFR Citation: 50 CFR 20

Legal Deadline: None

Abstract: The Service proposes to revise and update regulations governing migratory bird hunting. Changes will be proposed that will clarify and include all the specific prohibitions in part 20 to apply to migratory game hunting during closed and open hunting seasons.

Timetable:

Action	Date	FR Cite
NPRM	07/00/97	

Small Entities Affected: Businesses

Government Levels Affected: State

Agency Contact: John J. Doggett, Chief, Division of Law Enforcement, Department of the Interior, United States Fish and Wildlife Service, MS-500 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1949

RIN: 1018-AD01

1299. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: NORTHERN AND SOUTHERN POPULATIONS OF THE BOG TURTLE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed that will determine the appropriate status for the northern population (ranges from New York to Maryland) of the bog turtle, and the southern population (ranges from southwestern Virginia to northern Georgia) as endangered due to similarity of appearance. This action is being taken because of constriction of the species' range, the declining size of remaining populations, and illegal collection. Critical habitat is not being proposed at this time.

Timetable:

Action	Date	FR Cite
NPRM	01/29/97	62 FR 4229
NPRM Comment Period End	04/29/97	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD05

1300. RECLASSIFICATION OF YACARE CAIMAN FROM ENDANGERED TO THREATENED WITH SPECIAL RULE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: The Service will develop regulations to declassify populations of the Yacare caiman in South America. Also included in this rulemaking is a

special rule to allow commercial trade in skins, other parts, and products of Yacare caimans from South America. The combination of actions proposed will have the effect of stimulated legal and responsible trade in Yacare caiman hides, and in this respect, constitutes removal of a barrier to trade.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: Businesses, Organizations

Government Levels Affected: Federal

Agency Contact: Charles W. Dane, Chief, Office of Scientific Authority, U.S. Fish and Wildlife Service, Department of the Interior, United States Fish and Wildlife Service, MS-750 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1708

RIN: 1018-AD67

1301. FEDERAL AID IN SPORT FISH RESTORATION PROGRAM PARTICIPATION FOR DISTRICT OF COLUMBIA AND INSULAR TERRITORIES AND COMMONWEALTHS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 669i; 16 USC 777i

CFR Citation: 50 CFR 80

Legal Deadline: None

Abstract: The Service is proposing to define new standards for the District of Columbia and Insular Territories and Commonwealths for participation in the Federal Aid in Sport Fish Restoration program by waiving the 10 percent cap on use of these funds for education.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Bob Lang, Chief, Division of Federal Aid, Department of the Interior, United States Fish and Wildlife Service, MS 140 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2156

RIN: 1018-AD83

DOI—FWS

Proposed Rule Stage

1302. CONVENTION ON INTERNATIONAL TRADE IN ENDANGERED SPECIES (CITES)**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 23**Legal Deadline:** None

Abstract: This will be a revision to an existing rule that will incorporate decisions/interpretations made at the last six Conferences of the Parties to the Convention on International Trade in Endangered Species of Wild Fauna and Flora.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Ken Stansel, Deputy Chief, Office of Management Authority, Department of the Interior, United States Fish and Wildlife Service, MS 430 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2093

RIN: 1018-AD87**1303. RESCISSION OF ADMINISTRATIVE PROCEDURES FOR GRANTS IN AID (MARINE MAMMAL PROTECTION ACT OF 1972)****Priority:** Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 16 USC 1361 to 1407**CFR Citation:** 50 CFR 82**Legal Deadline:** None

Abstract: The Service is rescinding 50 CFR 82, Administrative Procedures for Grants-in-Aid (Marine Mammal Protection Act of 1972). This regulation was determined unnecessary because funding has not been provided for many years and adequate instructions are contained in the Act and in existing regulations to disseminate funds if they become available in the future. This action is part of the regulatory reinvention effort and the Service is skipping the proposed rule stage and going directly to a final rule.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Bob Lang, Chief, Division of Federal Aid, Department of the Interior, United States Fish and Wildlife Service, MS 140 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2156

RIN: 1018-AD92**1304. • SAFE HARBOR POLICY AND GUIDANCE FOR CANDIDATE AGREEMENTS****Priority:** Substantive, Nonsignificant**Unfunded Mandates:** Undetermined**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 13; 50 CFR 17**Legal Deadline:** None

Abstract: The Service proposes technical amendments to its general regulations implementing its permitting program. The proposed revisions would explain and clarify applicable general permit conditions to the permitting procedures associated with habitat conservation plans and safe harbor agreements issued under section 10 of the Endangered Species Act of 1973. The Service also announces a safe harbor policy under the Act, providing incentives for private and other non-Federal landowners to restore, enhance, or maintain habitat for endangered and threatened species. The Service, in cooperation with the appropriate State agencies, may enter into safe harbor agreements with non-Federal landowners to enhance the survival of listed species with the concurrence of the landowner, include proposed or candidate species in such agreements. A procedure and guidance for providing assurances to non-Federal landowners involved in candidate conservation also is proposed.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240

Phone: 703 358-2171

RIN: 1018-AD95**1305. STANDARDS FOR THE HUMANE AND HEALTHFUL TRANSPORT OF WILD REPTILES AND AMPHIBIANS TO THE UNITED STATES****Priority:** Substantive, Nonsignificant

Legal Authority: 18 USC 42(c); 16 USC 3371 to 3378; 16 USC 1538d to 1538f; 16 USC 1540(f); 16 USC 1382; 16 USC 705; 16 USC 712(j); 31 USC 483(a)

CFR Citation: 50 CFR 14**Legal Deadline:** None

Abstract: The purpose of these regulations is to prescribe requirements necessary to ensure that the wild reptiles and amphibians shipped to the United States arrive alive, healthy and uninjured and that transportation of such animals occurs under humane and healthful conditions.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: Businesses**Government Levels Affected:** None

Agency Contact: Dr. Susan Liberman, Chief, Branch of Operations, Office of Management Authority, Department of the Interior, United States Fish and Wildlife Service, MS 430 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2095

RIN: 1018-AD98**1306. PROPOSED APPROVAL OF SELECTED STATE PROGRAMS ALLOWING THE EXPORT OF GINSENG HARVESTED IN 1997-1999**

Priority: Economically Significant. Major under 5 USC 801.

Legal Authority: 16 USC 1531 et seq**CFR Citation:** 50 CFR 23**Legal Deadline:** None

Abstract: This rule will announce findings on the export of American ginseng from the 1997-1999 harvest season in 25 states. The Service reviews information and data as a basis for determining whether to continue approval of export from specific states for this harvest season or to initiate changes. The State of Oregon intends to apply soon to export ginseng.

DOI—FWS

Proposed Rule Stage

Acceptance of information provided by State ginseng management programs allows the Service to expedite the issuance of permits as required by the CITES treaty.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Federal

Agency Contact: Charles W. Dane, Chief, Office of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, MS 750 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1708

RIN: 1018-AE03

1307. PROPOSED SPECIAL RULE WITH THE RECLASSIFICATION OF THE VICUNA FROM ENDANGERED TO THREATENED

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: This special rule will be associated with the reclassification of vicuna from endangered to threatened under the Endangered Species Act. The rule will provide for the conservation of the species and will stipulate conditions that must be met to allow for the importation of commercial specimens of the species.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Charles W. Dane, Chief, Office of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, MS 750 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1708

RIN: 1018-AE04

1308. ● ENDANGERED SPECIES LISTING: PREBLE'S MEADOW JUMPING MOUSE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory.
In accordance with 16 USC 1533 the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: The Service proposes to list Preble's Meadow Jumping Mouse, a small rodent, as an endangered species throughout its range without critical habitat. Preble's is restricted to four counties in Colorado and two counties in Wyoming. An undetermined number of Preble's on 10 sites are endangered due to modification and loss of wetland and riparian habitat from a range of human land uses including agricultural, residential, commercial, industrial, and recreational development.

Timetable:

Action	Date	FR Cite
NPRM	03/25/97	62 FR 14093
NPRM Comment Period End	05/27/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AE06

1309. ● MARINE MAMMALS: EXPORT OF CULTURAL EXCHANGE HANDICRAFTS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407

CFR Citation: 50 CFR 18

Legal Deadline: None

Abstract: This regulatory action will provide for the export from the United States of marine mammal products for cultural exchange between Indians, Aleuts, or Eskimos residing in Alaska and Natives of Russia, Canada or Greenland.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: None

Government Levels Affected: Tribal

Agency Contact: Thomas L. Striegler, Chief, Division of Law Enforcement, Department of the Interior, United States Fish and Wildlife Service, MS500 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1949

RIN: 1018-AE08

1310. ● MIGRATORY BIRD HUNTING: CONDITIONAL APPROVAL OF TUNGSTEN-IRON SHOT AS NONTOXIC FOR 1997-98 AND 1998-99 SEASONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 703 to 711; 16 USC 712; 16 USC 742a to 742j

CFR Citation: 50 CFR 20

Legal Deadline: None

Abstract: The Service proposes to conditionally approve tungsten-iron shot as nontoxic for the 1997-98 and 1998-99 migratory bird hunting seasons. The toxicological report, an extensive literature search and analysis, suggests that tungsten and tungsten-iron are nontoxic under conditions for the proposed shot configuration. Analysis of the toxicity study reveal no adverse effects over a 30-day period when dosing mallards with 8 BB size tungsten-iron shot.

Timetable:

Action	Date	FR Cite
NPRM	01/31/97	62 FR 4877
NPRM Comment Period End	04/01/97	
Final Action	10/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Paul R. Schmidt, Chief, Office of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, MS 634 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1838

RIN: 1018-AE09

DOI—FWS

Proposed Rule Stage

1311. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS: CHANGE IN LISTING STATUS OF STELLER SEA LIONS**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw or extend the rulemaking for six months) on a proposed listing no later than one year after such proposal.

Abstract: The National Marine Fisheries Service has made a determination that the Steller sea lion (a species under their jurisdiction) should be divided into two distinct population segments and reclassification of one of the segments from threatened to endangered is warranted. The FWS is responsible for actual addition of a species and changes in reclassification to the List of Endangered and Threatened Wildlife in 50 CFR 17.11(h).

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS 452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AE10**1312. ● PROPOSED DEPREDATION ORDER FOR THE DOUBLE-CRESTED CORMORANT****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 712**CFR Citation:** 50 CFR 21**Legal Deadline:** None

Abstract: The Service proposes to implement a depredation order for the double-crested cormorant. In those states in which double-crested cormorants have been shown to be seriously injurious to commercial freshwater aquaculture, and when found committing or about to commit depredations upon aquaculture stock, persons engaged in the production of

aquaculture commodity stocks would be allowed, without a Federal permit, to take or cause to be taken such double-crested cormorants as might be necessary to protect aquaculture stocks.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Paul R. Schmidt, Chief, Office of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, MS 634 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1838

RIN: 1018-AE11**1313. ● SUBSISTENCE MANAGEMENT REGULATIONS FOR PUBLIC LANDS IN ALASKA; SUBPARTS C&D - 1998-99 SUBSISTENCE TAKING OF FISH AND WILDLIFE REGULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 3111 to 3126**CFR Citation:** 50 CFR 100**Legal Deadline:** None

Abstract: This rule would revise the customary and traditional use determinations and establish regulations for hunting and trapping seasons, harvest limits, methods, and means related to taking of wildlife for subsistence uses during the 1998-1999 regulatory year. The rulemaking is necessary because Subpart D regulations require annual public review, and the customary and traditional use determinations also are open to the same annual regulatory revision process. When final this rulemaking will replace hunting and trapping regulations in "Subsistence Management Regulations for Public Lands in Alaska, Subparts C and D - 1997-1998 Subsistence Taking of Fish and Wildlife Regulations," which expire on June 30, 1998. This is a joint program with the Departments of Interior and Agriculture.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Richard Pospahala, Chief, Office of Subsistence Management, Department of the Interior, United States Fish and Wildlife Service, 1011 E Tudor Road, Anchorage, AK 99503
Phone: 907 786-3467

RIN: 1018-AE12**1314. ● MIGRATORY BIRD HARVEST INFORMATION PROGRAM - PARTICIPATING STATES FOR THE 1997-98 SEASON****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 703 to 711; 16 USC 712; 16 USC 742a to 742j**CFR Citation:** 50 CFR 20**Legal Deadline:** None

Abstract: The Service proposes to amend the Migratory Bird Harvest Information Program regulations. The Service plans to add Arizona, Florida, North Carolina, Texas and Kentucky to the list of participating states. This action will continue to require all licensed hunters who hunt migratory game birds in participating states to identify themselves as migratory bird hunters to the state licensing authority and to supply their name, address and date of birth to the state. Hunters will be required to have evidence of current participation in the program on their person while hunting migratory game birds in participating states. The quality and extent of information must be improved in order to better manage these populations. Hunter's names and addresses are necessary to provide a sample frame for voluntary hunter surveys to improve harvest estimates for all migratory game birds. States will gather migratory bird hunters' names and addresses and the Service will conduct the harvest surveys.

Timetable:

Action	Date	FR Cite
NPRM	03/14/97	62 FR 12524
NPRM Comment Period End	05/13/97	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Paul R. Schmidt, Chief, Office of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, MS 634 Arlington Square, 1849 C Street NW., Washington, DC 20240

DOI—FWS

Proposed Rule Stage

Phone: 703 358-1714

RIN: 1018-AE13

1315. • MIGRATORY BIRD HUNTING: PROPOSED 1997-98 MIGRATORY GAME BIRD HUNTING REGULATIONS (PRELIMINARY) WITH REQUESTS FOR INDIAN TRIBAL PROPOSALS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 703 to 711; 16 USC 712; 16 USC 742a to 742j

CFR Citation: 50 CFR 20

Legal Deadline: None

Abstract: The Service annually publishes a series of documents establishing migratory bird hunting regulations for the current hunting season. This annual process consists of proposed frameworks providing outside limits for dates and hours of shooting, as well as bag and possession limits; final frameworks for hunting seasons from which States may select regulations; and final rules approving such State selections.

Timetable:

Action	Date	FR Cite
NPRM	03/13/97	62 FR 12054
NPRM Comment Period End	07/25/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Paul R. Schmidt, Chief, Office of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, MS 634 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1714

RIN: 1018-AE14

1316. • EXPORT OF AMERICAN ALLIGATOR FOR THE 1998-2000 HARVEST SEASONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 23.57; 50 CFR 17.42(a)

Legal Deadline: None

Abstract: This rule will make minor changes in the tagging requirements for American alligator skins to conform with the CITES tagging resolution and announces proposed findings on the effects of the export of American

alligator under CITES for the 1998-2000 harvest seasons. This rule provides for the export of American alligator parts and products under CITES.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: Susan Lieberman, Chief, Branch of Operations, Department of the Interior, United States Fish and Wildlife Service, MS 430 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2095

RIN: 1018-AE15

1317. • U.S. PROPOSALS TO AMEND APPENDICES TO THE CONVENTION ON INTERNATIONAL TRADE IN ENDANGERED SPECIES OF WILD FAUNA AND FLORA (CITES)

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 23

Legal Deadline: None

Abstract: The Service will announce proposals submitted to the CITES Secretariat for consideration at the Tenth Meeting of the Conference of the Parties to CITES to be held in Harare, Zimbabwe, in June 1997. This notice will provide a rationale for species proposals submitted as well as for others previously announced by not submitted.

Timetable:

Action	Date	FR Cite
NPRM	08/00/97	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Federal

Agency Contact: Charles W. Dane, Chief, Office of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, MS 750 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1708

RIN: 1018-AE16

1318. • REVISIONS TO THE FEDERAL AID ADMINISTRATIVE REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 777i; 16 USC 669i; 18 USC 701

CFR Citation: 50 CFR 80

Legal Deadline: None

Abstract: The Service proposes to revise part 80 to clarify the language in the administrative requirements section and simplify some of the procedures to enable the states and the public to better understand the procedures and requirements for obtaining and administering grants under the Federal Aid in Fish and Federal Aid in Wildlife Restoration Acts.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Tribal

Agency Contact: Bob Lang, Chief, Division of Federal Aid, Department of the Interior, United States Fish and Wildlife Service, MS 420 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2156

RIN: 1018-AE17

1319. • 1997-98 REFUGE SPECIFIC REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 16 USC 460; 16 USC 664; 16 USC 668dd; 16 USC 715i

CFR Citation: 50 CFR 32

Legal Deadline: None

Abstract: The Service proposes to add and/or amend certain regulations governing sport fishing and hunting for migratory game bird, upland/small game, and big game on individual national wildlife refuges. Refuge Managers continuously review hunting and fishing programs to respond to visitor interest in recreation activities and to ensure compatibility with the purposes for which the individual refuges were established. Modifications to existing programs may include programs deleted, modified or

DOI—FWS

Proposed Rule Stage

expanded based on fluctuating environmental conditions, changes to State and other Federal regulations, and other factors. Modifications also are designed, to the extent practical, to make refuge hunting and fishing programs consistent with existing State hunting and fishing regulations.

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Robert Shallenberger, Chief, Division of Refuge Management, Department of the Interior, United States Fish and Wildlife Service, MS 670 Arlington Square, 1849 C Street NW., Washington, DC 20240 Phone: 703 358-1744

RIN: 1018-AE18

1320. • ESTABLISHMENT OF REGULATIONS GOVERNING THE CONDUCT ON MIDWAY ATOLL

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 460k; 16 USC 668dd; 16 USC 742(a); 16 USC 3101 et seq; 44 USC 359 et seq; 5 USC 301

CFR Citation: 50 CFR 26

Legal Deadline: None

Abstract: The Service proposes regulations to establish a special criminal and civil code of regulations

for Midway Atoll, an unincorporated possession of the U.S. The U.S. Navy had special criminal and civil regulations in 32 CFR, Part 762 - Midway Islands Code, during their tenure as administrators. It is necessary to reestablish this code because the existing code terminated when the U.S. Naval Air Facility was closed and the atoll was transferred to the U.S. Fish and Wildlife Service for administration as Midway Atoll National Wildlife Refuge by Executive Order 13022 on October 31, 1996.

Timetable:

Action	Date	FR Cite
NPRM	08/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Robert Shallenberger, Chief, Division of Refuge Management, Department of the Interior, United States Fish and Wildlife Service, MS 670 Arlington Square, 1849 C Street NW., Washington, DC 20240 Phone: 703 358-1744

RIN: 1018-AE19

1321. • ENDANGERED AND THREATENED WILDLIFE AND PLANTS: PROPOSED ENDANGERED STATUS FOR BLACKBURN'S SPHINX MOTH FROM THE HAWAIIAN ISLANDS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw or extend the rulemaking for six months) on a proposed listing no later than one year after such proposal.

Abstract: The Service is proposing to add the Blackburn's sphinx moth to the list of endangered and threatened wildlife. The single remaining population is found of the island of Maui in the Hawaiian Islands. It is the largest (in adult form) native insect with a wing span of 5 inches.

Timetable:

Action	Date	FR Cite
NPRM	04/02/97	62 FR 15640
NPRM Comment	06/02/97	
Period End		

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS 452 Arlington Square, 1849 C Street NW., Washington, DC 20240 Phone: 703 358-2171

RIN: 1018-AE20

DEPARTMENT OF THE INTERIOR (DOI)

Final Rule Stage

United States Fish and Wildlife Service (FWS)

1322. LIST OF MIGRATORY BIRDS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 704; 16 USC 712

CFR Citation: 50 CFR 10.13

Legal Deadline: None

Abstract: The List of Migratory Birds found at 50 CFR 10.13 is being revised to (1) bring the list into conformity with generally accepted taxonomy and nomenclature--English (common) and scientific names, as reflected in four published supplements to the 6th (1983) edition of the American Ornithologists' Union Checklist of North American Birds; and (2) add species that are of regular occurrence

in the United States that are not included on the current list.

Timetable:

Action	Date	FR Cite
NPRM	05/09/95	60 FR 24686
Final Action	10/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Paul R. Schmidt, Chief, Office of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, MS-634 Arlington Square, 1849 C Street NW., Washington, DC 20240

Phone: 703 358-1714

RIN: 1018-AB72

1323. MIGRATORY BIRD HUNTING: REVISED TEST PROTOCOL FOR NONTOXIC APPROVAL PROCEDURES FOR SHOT AND SHOT COATINGS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 703 et seq

CFR Citation: 50 CFR 20

Legal Deadline: None

Abstract: The principal purpose of this action is to promulgate a rulemaking that will update and amend the current nontoxic shot approval procedures by establishing a 3-tiered approval process.

DOI—FWS

Final Rule Stage

Shot approval will be considered at each tier with the testing becoming progressively more demanding. An environmentally benign shot could be granted approval at the first tier. This process is designed to include both candidate shot and shot coatings. Service has a policy regarding regulating anticorrosive coatings of steel shot to ensure nontoxicity, the policy has not been codified. The Service will seek public comment on its regulation of shot coatings to prevent inadvertent toxicity problems for waterfowl and other migratory birds.

Timetable:

Action	Date	FR Cite
ANPRM	06/30/93	58 FR 35332
ANPRM Comment Period End	09/28/93	
NPRM	01/26/96	61 FR 2470
NPRM Comment Period Reopened	04/29/96	61 FR 18924
Final Action	04/00/97	

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: This RIN was completed in error in the October 1995 agenda.

Agency Contact: Paul R. Schmidt, Chief, Office of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, MS-634, Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1838

RIN: 1018-AB80

1324. EAGLE PERMITS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 668

CFR Citation: 50 CFR 22

Legal Deadline: None

Abstract: Presently, the taking, possession, and transportation of bald or golden eagles, or their parts, nests, or eggs for the religious use of Native Americans is a permitted activity. The Service proposes to revise 50 CFR 22.22 to provide an import or export mechanism for eagle feathers legally possessed by Native Americans.

Timetable:

Action	Date	FR Cite
NPRM	06/16/94	59 FR 30892

Action	Date	FR Cite
NPRM Comment Period End	08/15/94	
Final Action	04/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Thomas L. Striegler, Deputy Chief, Division of Law Enforcement, Department of the Interior, United States Fish and Wildlife Service, MS-500 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1949

RIN: 1018-AB81

1325. EXPORT OF AMERICAN GINSENG HARVESTED IN 1994-1996

Priority: Routine and Frequent

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 23

Legal Deadline: NPRM, Statutory.

Abstract: This proposed rule will announce findings on the export of American ginseng from the 1994-96 harvest season in 21 States. The Service reviews information and data as a basis for determining whether to continue approval of export from specified States for this harvest season, or to initiate changes. Also, North Dakota has applied to export cultivated ginseng under a State program, and Michigan has submitted draft legislation and is intending to apply soon to export ginseng. Acceptance of information provided by State ginseng management programs allows the Service to expedite the issuance of permits as required by the CITES treaty.

Timetable:

Action	Date	FR Cite
NPRM	09/26/94	59 FR 49046
NPRM Comment Period End	10/26/94	
Final Action	04/00/97	

Small Entities Affected: Businesses

Government Levels Affected: State

Agency Contact: Marshall Jones, Assistant Director, International Affairs, Department of the Interior, United States Fish and Wildlife Service, U.S. Fish and Wildlife Service, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-6393

RIN: 1018-AC55

1326. CLEAN VESSEL ACT NATIONAL PUMPOUT SYMBOL

Priority: Substantive, Nonsignificant

Legal Authority: PL 102-587

CFR Citation: 50 CFR 85

Legal Deadline: None

Abstract: The Service proposes to develop regulations that will provide boaters with a national pumpout/dump station symbol. Currently there is a confusing array of state and private pumpout and dump station symbols. This program was authorized by Congress to provide incentives to public and private boating facilities to develop a system to properly handle human waste from boaters. A national pumpout/dump station symbol will provide boaters with a single nationwide symbol of pumpout and dump locations and provide a consistent message about the program nationally in education materials produced by each state.

Timetable:

Action	Date	FR Cite
NPRM	09/19/95	60 FR 48491
NPRM Comment Period End	11/20/95	
Final Action	08/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Bob Lang, Chief, Division of Federal Aid, Department of the Interior, United States Fish and Wildlife Service, MS-420 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2156

RIN: 1018-AC67

1327. SEIZURE AND FORFEITURE PROCEDURES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 16 USC 4222 to 4241; 16 USC 4901 to 4916; 18 USC 42

CFR Citation: 50 CFR 12

Legal Deadline: None

Abstract: The Service proposes to amend regulations in 50 CFR part 12 that establish procedures relating to

DOI—FWS

Final Rule Stage

property seized or subject to administrative forfeiture under various laws enforced by the Service. This revision is intended to provide uniform guidance for the bonded release, appraisal, administrative proceeding, petition for remission, and disposal of items subject to forfeiture. Also these revisions are intended to provide for greater consistency of Service seizure and forfeiture procedures with those of the U.S. Customs Service.

Timetable:

Action	Date	FR Cite
NPRM	11/27/95	60 FR 58468
Interim Final Rule	10/00/97	

Small Entities Affected: None

Government Levels Affected: State, Federal

Agency Contact: Thomas L. Striegler, Deputy Chief, Division of Law Enforcement, Department of the Interior, United States Fish and Wildlife Service, MS-500 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1949

RIN: 1018-AC89

1328. DISPOSITION OF SURPLUS RANGE ANIMALS

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 16 USC 668; 16 USC 715

CFR Citation: 50 CFR 30

Legal Deadline: None

Abstract: The Service proposes to revise its regulations pertaining to the disposition of surplus range animals. The Service has determined that this is in line with its general policies on Fenced Animal Management and Collections, Donations and Disposals as outlined in the Service Manual. The Service has further determined that this action is in accordance with the provisions of all applicable laws, is consistent with principles of sound wildlife management, and is otherwise in the public interest by allowing a broader population base the opportunity to receive surplus animals which can be used for research needs, other educational purposes, biological integrity of herd management and, in some cases, subsistence. In addition, special attention has been afforded to the Native American community in the

domain of bison for certain cultural and religious reasons.

Timetable:

Action	Date	FR Cite
NPRM	08/07/96	61 FR 41115
NPRM Comment	10/07/96	
Period End		
Final Action	04/00/97	

Small Entities Affected: None

Government Levels Affected: Tribal

Agency Contact: Robert Shallenberger, Chief, Division of Refuge Management, Department of the Interior, United States Fish and Wildlife Service, MS 670 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1744

RIN: 1018-AD75

1329. SUBSISTENCE MANAGEMENT REGULATIONS FOR PUBLIC LANDS IN ALASKA, SUBPARTS C & D—1997-1998 SUBSISTENCE TAKING OF FISH AND WILDLIFE REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 3111 to 3126

CFR Citation: 50 CFR 100

Legal Deadline: None

Abstract: This rule would revise the customary and traditional use determinations and establish regulations for hunting and trapping seasons, harvest limits, methods, and means related to taking of wildlife for subsistence uses during the 1997-98 regulatory year. The rulemaking is necessary because Subpart D regulations require annual public review, and the customary and traditional use determinations also are open to the same annual regulatory revision process. When final this rulemaking will replace hunting and trapping regulations in "Subsistence Management Regulations for Public Lands in Alaska, Subparts C and D - 1996-1997 Subsistence Taking of Fish and Wildlife Regulations," which expire on June 30, 1997. This is a joint program with the Departments of Interior and Agriculture.

Timetable:

Action	Date	FR Cite
NPRM	08/07/96	61 FR 41060
NPRM Comment	10/25/96	
Period End		
Final Action	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Richard Pospahala, Chief, Office of Subsistence Management, Department of the Interior, United States Fish and Wildlife Service, 1011 E. Tudor Road, Anchorage, AK 99503
Phone: 907 786-3467

RIN: 1018-AD90

1330. REGULATIONS FOR THE ADMINISTRATION OF SPECIAL USE PERMITS ON NATIONAL WILDLIFE REFUGES IN ALASKA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 460k

CFR Citation: 50 CFR 36

Legal Deadline: None

Abstract: The Service proposes these regulations to clarify, update and add to existing regulations for the administration of all special use permits on national wildlife refuges in Alaska. These regulations are being revised to provide the Service with the necessary regulatory authority to administer recent changes in the refuges' commercial visitor service programs and to ensure proper and uniform management of all permits on refuges in Alaska.

Timetable:

Action	Date	FR Cite
NPRM	11/01/96	61 FR 56502
NPRM Comment	12/31/96	
Period End		
Final Action	08/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Robert Shallenberger, Chief, Division of Refuge Management, Department of the Interior, United States Fish and Wildlife Service, MS 670 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1744

RIN: 1018-AD93

1331. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATED PORTS FOR LISTED PLANTS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 705; 16 USC 3378; 18 USC 42; 31 USC 483(a)

CFR Citation: 50 CFR 24

Legal Deadline: None

DOI—FWS

Final Rule Stage

Abstract: It is anticipated that this rule will add two or three designated ports for the importation of logs and lumber from trees that are listed as endangered or threatened under the Endangered Species Act as amended, or listed under the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES).

Timetable:

Action	Date	FR Cite
NPRM	01/16/97	62 FR 2354
NPRM Comment Period End	03/17/97	
Final Action	10/00/97	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: Federal

Agency Contact: Dr. Susan Lieberman, Chief, Branch of Operations, Office of Management Authority, Department of

the Interior, United States Fish and Wildlife Service, MS 430 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2095

RIN: 1018-AD97

1332. • 1997 MIGRATORY BIRD HUNTING AND CONSERVATION STAMP (FEDERAL DUCK STAMP) CONTEST

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 718

CFR Citation: 50 CFR 91

Legal Deadline: None

Abstract: The Service is revising the regulations governing the conduct of the 1997 Migratory Bird Hunting Conservation Stamp (Federal Duck Stamp) Contest. The following changes

are proposed by the Service: (1) deadline for submitting entry; (2) technical requirements for design; and (3) subject matter of entry.

Timetable:

Action	Date	FR Cite
NPRM	01/30/97	62 FR 4516
NPRM Comment Period End	03/31/97	
Final Action	08/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Robert Lesino, Chief, Duck Stamp Office, Department of the Interior, United States Fish and Wildlife Service, 1849 C Street NW., Room 2058, Washington, DC 20240
Phone: 202 208-4354

RIN: 1018-AE07

DEPARTMENT OF THE INTERIOR (DOI)

Long-Term Actions

United States Fish and Wildlife Service (FWS)

1333. CAPTIVE-BRED WILDLIFE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: The Fish and Wildlife Service regulates certain activities involving non-native endangered or threatened wildlife species that are born in captivity in the United States. Currently, this is accomplished by requiring persons who wish to conduct otherwise prohibited activities with such wildlife to register with the Service to obtain a captive-bred wildlife or CBW registration. These regulations will be reviewed to determine if further action is necessary to relieve certain restrictions on the public that may have become burdensome, counterproductive, or outmoded.

Timetable:

Action	Date	FR Cite
ANPRM	01/07/92	57 FR 548
ANPRM Comment Period End	03/09/92	
NPRM	06/11/93	58 FR 32632
NPRM Comment Period End	09/09/93	
Interim Final Rule	12/27/93	58 FR 68323
Final Action	00/00/00	

Captive-bred wildlife regulations, part 2
NPRM 12/27/93 (58 FR 68323)

Small Entities Affected: None

Government Levels Affected: None

Additional Information: On June 11, 1993, the Service published a proposed rule that would revise the captive-bred wildlife regulations and the definitions of the terms "harass" and "enhance the propagation or survival". During the 90-day comment period, extensive comments on the proposal were received. The Service has decided to eliminate education as the sole basis for justifying issuance of a captive-bred wildlife registration, and a final rule to that effect was published on December 27, 1993 (58 FR 68323). The Service will split this action into three final rules and reopen the comment period on the balance of the issues in the proposals, including the question of the value of education as it relates to endangered species permits.

Agency Contact: Kenneth Stansell, Chief, Office of Management Authority, Department of the Interior, United States Fish and Wildlife Service, MS-420 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2093

RIN: 1018-AB10

1334. ENDANGERED AND THREATENED WILDLIFE AND PLANTS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed which would list, reclassify, or delist, as appropriate, certain species of fish, wildlife, and plants under the Endangered Species Act, and where prudent, would identify critical habitat for endangered and threatened species. Such actions are taken upon determination that species are endangered, threatened, or neither, and are based solely on the biological information available to the Department.

Timetable:

Addax antelope

NPRM 11/05/91 (56 FR 56491)
NPRM Comment Period Reopened 06/08/92 (57 FR 24220)
Final Action 00/00/00

DOI—FWS

Long-Term Actions

Dama gazelle

NPRM 11/05/91 (56 FR 56491)
 NPRM Comment Period Reopened
 06/08/92 (57 FR 24220)
 Final Action 00/00/00

Ohio emerald dragonfly

Final Action 01/26/95 (60 FR 5267)
 NPRM 00/00/00

Oryx antelope

NPRM 11/05/91 (56 FR 56491)
 NPRM Comment Period Reopened
 06/08/92 (57 FR 24220)
 Final Action 00/00/00

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
 Phone: 703 358-2171

RIN: 1018-AB66

1335. ENDANGERED AND THREATENED WILDLIFE AND PLANTS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory.
 In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed which would list, reclassify, or delist, as appropriate, certain species of fish, wildlife, and plants under the Endangered Species Act, and where prudent, would identify critical habitat for endangered and threatened species. Such actions are taken upon determination that species are endangered, threatened, or neither, and are based solely on the biological information available to the Department.

Timetable:**Appalachian elktoe**

NPRM 09/03/93 (58 FR 46940)
 Final Action 11/23/94 (59 FR 60324)

Arroyo southwestern toad

NPRM 08/03/93 (58 FR 41378)
 NPRM Comment Period Reopened
 09/09/93 (58 FR 47428)
 Final Action 12/16/94 (59 FR 64859)

Dugong

NPRM 08/05/93 (58 FR 41688)
 Withdrawn 08/26/96

Louisiana black bear, critical habitat

NPRM 12/03/93 (58 FR 63560)
 NPRM Comment Period Reopened
 03/07/94 (59 FR 10607)
 Final Action 00/00/00

McFarlane's four-o'clock

NPRM 08/26/93 (58 FR 45085)
 Final Action 03/15/96 (61 FR 10693)

Pahrump poolfish

Final Action 08/05/93 (58 FR 41688)
 NPRM 09/22/93 (58 FR 49279)

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
 Phone: 703 358-2171

RIN: 1018-AB97

1336. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: SAN XAVIER TALUSSNAIL

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory.
 In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed which would list, reclassify, or delist, as appropriate, the San Xavier talussnail under the Endangered Species Act. Where prudent, critical habitat will be identified for the endangered or threatened species. Such actions are taken only upon determination that the species is endangered, threatened, or neither, and are based solely on the biological information available to the Department.

Timetable:

Action	Date	FR Cite
NPRM	03/23/94	59 FR 13691
NPRM Comment	05/23/94	
Period End		
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-

452 Arlington Square, 1849 C Street NW., Washington, DC 20240
 Phone: 703 358-2171

RIN: 1018-AC13

1337. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; RECLASSIFICATION OF THE LOCH LOMOND COYOTE THISTLE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory.
 In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed which will list, reclassify, or delist, as appropriate, the Loch Lomond coyote thistle under the Endangered Species Act. Where prudent, critical habitat will be identified for the species. Such actions are taken upon determination that the species is endangered, threatened, or neither, and are based solely on the biological information available to the Department.

Timetable:

Action	Date	FR Cite
NPRM	11/29/93	58 FR 62629
NPRM Comment	01/28/94	
Period End		
Final Action	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
 Phone: 703 358-2171

RIN: 1018-AC14

1338. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: CRITICAL HABITAT FOR THE PECOS PUFFISH

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory.
 In accordance with 16 USC 1533, the Service must take action (list,

DOI—FWS

Long-Term Actions

withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be proposed that will determine the appropriate status for the Pecos pupfish and identify critical habitat.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AC18

1339. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: ALASKA BREEDING POPULATION OF THE STELLER'S EIDERS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed that will list, reclassify, or delist, as appropriate the Alaska breeding populations of the Steller's eiders under the Endangered Species Act, and where prudent, would identify critical habitat. Such actions are taken upon determination that species are endangered, threatened, or neither, and are based solely on the biological information available to the Department.

Timetable:

Action	Date	FR Cite
NPRM	07/14/94	59 FR 35896
NPRM Comment Period End	11/14/94	

Barton Springs salamander
NPRM (Reopening of Comment Period)
06/30/95 (60 FR 34225)

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AC19

1340. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: PARISH'S ALKALI GRASS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed that will list, reclassify, or delist, as appropriate, Parish's alkali grass, under the Endangered Species Act, and where prudent, critical habitat is identified. Such actions are taken upon determination that species are endangered, threatened, or neither, and are based solely on the biological information available to the Department.

Timetable:

Action	Date	FR Cite
NPRM	03/28/94	59 FR 14378
NPRM Comment Period End	05/27/94	
NPRM Comment Period Reopened	08/30/94	59 FR 44700
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AC21

1341. ENDANGERED AND THREATENED SPECIES: SACRAMENTO SPLITTAIL

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed that will list, reclassify, or delist, as appropriate, the Sacramento splittail under the Endangered Species Act, and where prudent, will identify critical habitat. Such actions are taken upon determination that species are endangered, threatened, or neither, and are based solely on the biological information available to the Department.

Timetable:

Action	Date	FR Cite
NPRM	01/06/94	59 FR 862
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AC26

1342. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: TWO CALIFORNIA BUTTERFLIES AND A SNAKE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing, no later than one year after such proposal.

Abstract: Regulations will be developed that will determine the appropriate status for the Callippe silverspot butterfly, the Behren's silverspot butterfly, and the Alameda whipsnake. All three species, and the larval food plants on which the female butterflies lay their eggs are threatened by over-collection, commercial/residential development, alien plant competition, unsuitable levels of livestock grazing, trampling by hikers, livestock, and off-road vehicle use.

DOI—FWS

Long-Term Actions

Timetable:

Action	Date	FR Cite
NPRM	02/04/94	59 FR 5377
NPRM Comment Period End	04/05/94	
Next Action	Undetermined	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AC32

1343. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: GOLDEN PAINTBRUSH

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed that will list, reclassify, or delist, as appropriate, the Golden paintbrush under the Endangered Species Act, and where prudent, will identify critical habitat. Such actions are taken upon determination that species are endangered, threatened, or neither, and are based solely on the biological information available to the Department.

Timetable:

Action	Date	FR Cite
NPRM	05/10/94	59 FR 24106
NPRM Comment Period End	07/04/94	
Next Action	Undetermined	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AC52

1344. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: INTERCROSS PROGENY POLICY AND DEFINITIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: The Fish and Wildlife Service and the National Marine Fisheries Service propose to amend the regulations implementing the Endangered Species Act by adding definitions for intercross and intercross progeny (to include hybrids). Also, 50 CFR 17.11(g) and 17.12(g) will be amended by adding wording to indicate that the listing of a taxon as endangered or threatened would include all individuals that share characteristic traits of that taxon, including individuals produced under conditions of confinement. The amendments are necessary in order to proceed with the evaluation and implementation of intercrossing as a recovery technique for the Florida panther.

Timetable:

Action	Date	FR Cite
NPRM	02/07/96	61 FR 4710
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AC54

1345. GENERAL PROVISIONS AND GENERAL PERMIT PROCEDURES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 10; 50 CFR 13; 50 CFR 17

Legal Deadline: None

Abstract: The Service proposes to amend 50 CFR part 13 which provides

uniform permit procedures relating to the application, issuance, renewal, suspension, revocation and general administration of Service permits. The Service's criteria for suspension and revocation of permits and its review procedures will also be revised. Permit fee rates are amended to increase rates for the cost of processing certain permits. This change is necessary in order to recover a larger percentage of the cost of processing the permits. Several new permit fee exemptions will be added.

Timetable:

Action	Date	FR Cite
NPRM	09/05/95	60 FR 46087
Final Action	00/00/00	
General provisions and general permit procedures		
NPRM Comment Period Reopened	11/15/95	(60 FR 57386)

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Thomas L. Striegler, Deputy Chief, Division of Law Enforcement, Department of the Interior, United States Fish and Wildlife Service, MS-500 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1949

RIN: 1018-AC57

1346. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: JAGUAR

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed to extend endangered status to the jaguar in the United States portion of its range, without critical habitat. The jaguar is currently listed as an endangered species from the U.S./Mexico border southward through Central and South America. Currently no known breeding population of jaguar is known in the United States.

DOI—FWS

Long-Term Actions

Timetable:

Action	Date	FR Cite
NPRM	07/13/94	59 FR 35674
NPRM Comment Period End	09/11/94	
Final Action	00/00/00	

Jaguar

NPRM Comment Period Reopened
01/31/97 (62 FR 4718)
NPRM Comment Period Reopened
01/31/97 (62 FR 4718)

Small Entities Affected: None**Government Levels Affected:** State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AC61**1347. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: ARKANSAS RIVER SHINER****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17

Legal Deadline: Final, Statutory.
In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed that will determine the appropriate status for the Arkansas River population of the Arkansas River shiner. This small minnow is endemic to the Arkansas River drainage in Arkansas, Kansas, New Mexico, Oklahoma, and Texas, but is presently almost entirely restricted to the Canadian/South Canadian River in Oklahoma, Texas, and New Mexico.

Timetable:

Action	Date	FR Cite
NPRM	08/03/94	59 FR 39532
NPRM Comment Period End	10/03/94	

Next Action Undetermined

Small Entities Affected: None**Government Levels Affected:** State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240

Phone: 703 358-2171

RIN: 1018-AC62**1348. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: SEVEN FRESHWATER MUSSELS FROM ALABAMA, FLORIDA, AND GEORGIA****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17

Legal Deadline: Final, Statutory.
In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed that will determine the appropriate status for seven freshwater mussels from the Apalachicola Region of SE Alabama, SW Georgia and north Florida. The seven species are: Chipola slabshell, Purple bankclimber, Fat three-ridge, Shiny-rayed pocketbook Gulf moccasinshell, Ochlockonee moccasinshell, and Oval pigtoe. Critical habitat is not being proposed at this time.

Timetable:

Action	Date	FR Cite
NPRM	08/03/94	59 FR 39524
NPRM Comment Period End	11/01/94	
NPRM (Reopening of Comment Period)	12/12/94	59 FR 63987
NPRM (Reopening of Comment Period)	04/24/95	60 FR 20072
NPRM (Reopening of Comment Period)	07/09/96	61 FR 36020
Final Action	00/00/00	

Small Entities Affected: None**Government Levels Affected:** State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AC63**1349. MIGRATORY BIRD HUNTING AND MIGRATORY BIRD PERMITS****Priority:** Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in

the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 16 USC 703 to 711; 16 USC 712; 16 USC 742(a) to 742 (d); 16 USC 742(e) to 742 (j)

CFR Citation: 50 CFR 20; 50 CFR 21**Legal Deadline:** None

Abstract: In November 1991, the Service began a review of its regulations on migratory bird hunting and migratory bird permits. In a notice published in the Federal Register on December 1, 1993, (58 FR 63488) the issues were described and needed changes and possible alternatives were discussed. That notice also provided additional information that would facilitate public comment on the regulations being reviewed. The Service will develop regulations that will clarify the regulations in 50 CFR parts 20 and 21 that are perceived by many individuals to be unclear, update any outdated information, and correct any technical errors.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Thomas L. Striegler, Deputy Chief, Division of Law Enforcement, Department of the Interior, United States Fish and Wildlife Service, MS-500 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1949

RIN: 1018-AC69**1350. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: EGGERT'S SUNFLOWER****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17

Legal Deadline: Final, Statutory.
In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed that will determine the appropriate status for the Eggert's sunflower, a perennial member of the

DOI—FWS

Long-Term Actions

aster family. This species is presently known from Alabama, Tennessee, and Kentucky. Critical habitat is not being proposed at this time.

Timetable:

Action	Date	FR Cite
NPRM	09/09/94	59 FR 46607
NPRM Comment Period End	11/08/94	
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AC74

1351. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: TROPICAL BUTTERFLIES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: The Service will develop regulations that will determine the appropriate status for up to 27 species of tropical butterflies.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AC76

1352. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: TROPICAL BIRDS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed that will determine the appropriate status for up to 38 species of tropical birds.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AC77

1353. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: FOUR SOUTHWESTERN CALIFORNIA PLANTS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed to determine the appropriate status for four plants found in southwestern California and northwestern Baja California, Mexico. These species are: Munz's onion, San Jacinto Valley crownscale, Thread-leaved brodiaea, and Spreading navaretia. These four plants occur in vernal pools and other wetlands or on clay soils and moist grasslands throughout their range. Critical habitat will be proposed for the San Jacinto Valley crownscale, only at this time.

Timetable:

Action	Date	FR Cite
NPRM	12/15/94	59 FR 64794
NPRM Comment Period End	02/13/95	
NPRM (Reopening of Comment Period)	03/07/95	60 FR 12531
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AC88

1354. CRITICAL HABITAT DESIGNATION FOR THE LOST RIVER AND SHORTNOSE SUCKERS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed that will identify critical habitat for the Lost River and Shortnose suckers, two species federally listed as endangered. Both species are endemic to the Upper Klamath River Basin of Oregon and California.

Timetable:

Action	Date	FR Cite
NPRM	12/01/94	59 FR 61744
NPRM Comment Period End	01/30/95	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AC90

DOI—FWS

Long-Term Actions

1355. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: LEAST CHUB**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend that rulemaking for six months) on a proposed listing no later than 1 year after such proposal.**Abstract:** Regulations will be developed that will determine the appropriate status for the Least chub under the Endangered Species Act.**Timetable:**

Action	Date	FR Cite
NPRM	09/29/95	60 FR 50518
NPRM Comment Period End	11/28/95	
NPRM (Reopening of Comment Period)	06/07/96	61 FR 29047
Final Action	00/00/00	

Small Entities Affected: None**Government Levels Affected:** State**Agency Contact:** E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171**RIN:** 1018-AC91**1356. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: HOLMGREN'S MILKVETCH AND SHEM'S MILKVETCH****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend that rulemaking for six months) on a proposed listing no later than 1 year after such proposal.**Abstract:** Regulations will be developed that will determine the appropriate status for two plants--Holmgren's milkvetch and Shem's milkvetch--under the Endangered Species Act.**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None**Government Levels Affected:** State**Agency Contact:** E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171**RIN:** 1018-AC92**1357. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: 4 CALIFORNIA PLANTS FROM VERNAL POOLS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.**Abstract:** Regulations will be developed that will determine the appropriate status for four plants--Contra Costa gold fields, Few-flowered navarretia, Many-flowered navarretia, and the Lake County stone crop. These species grow in and around the margins of vernal pools and in seasonally wet areas in northern California.**Timetable:**

Action	Date	FR Cite
NPRM	12/19/94	59 FR 65311
NPRM Comment Period End	02/17/95	
NPRM Comment Period Reopened	03/16/95	60 FR 14253
Next Action	Undetermined	

Small Entities Affected: None**Government Levels Affected:** State**Agency Contact:** E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171**RIN:** 1018-AC96**1358. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: TWO SAN FRANCISCO PLANTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.**Abstract:** Regulations will be developed that will determine the appropriate status for 2 plants--San Francisco lessingia and the San Bruno Mountains manzanita. The San Francisco lessingia is currently restricted to the Presidio in San Francisco County. The San Bruno manzanita is currently found only on San Bruno Mountain in San Mateo County.**Timetable:**

Action	Date	FR Cite
NPRM	10/04/94	59 FR 50550
NPRM Comment Period End	12/05/94	
Final Action	00/00/00	

Small Entities Affected: None**Government Levels Affected:** State**Agency Contact:** E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171**RIN:** 1018-AC98**1359. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: 10 PLANTS FROM THE CALIFORNIA SIERRA NEVADA MOUNTAINS FOOTHILLS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.**Abstract:** Regulations will be developed that will determine appropriate status for 10 plants: Chinese Camp brodiaea, Piute Mountains navarretia, Carpenteria, Springville clarkia, Kelso Creek monkeyflower, Red Hills vervain, Rawhide Hill onion, Mariposa lupine, Mariposa pussypaws, and Greenhorn adobe lily, under the Endangered

DOI—FWS

Long-Term Actions

Species Act. Critical habitat is not being proposed at this time.

Timetable:

Action	Date	FR Cite
NPRM	10/04/94	59 FR 50540
NPRM Comment Period End	12/05/94	
NPRM (Reopening of Comment Period)	12/29/94	59 FR 67268
NPRM (Reopening of Comment Period)	02/14/95	60 FR 8342
NPRM Comment Period Reopened	02/04/97	62 FR 5199
Next Action	Undetermined	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AC99

1360. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: BROTHER'S ISLAND TUATARA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed to determine the status for the reptile, Brother's Island tuatara. This reptile is known only from North Brother's Island in Cook Strait, New Zealand. Although legally covered by an endangered classification, this species previously was considered part of the related and more widespread tuatara (*Sphenodon punctatus*). Both species are threatened by various factors (excessive human hunting) especially predation from introduced rats.

Timetable:

Action	Date	FR Cite
NPRM	01/26/95	60 FR 5159
NPRM Comment Period End	04/26/95	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD06

1361. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: REINTRODUCTION OF A NONESSENTIAL EXPERIMENTAL POPULATION OF MEXICAN WOLVES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: Regulations will be developed designating a nonessential experimental population of Mexican wolves, three family groups per year for five years, into the Blue Range Area (Arizona) primary wolf recovery zone and allow population expansion into secondary wolf recovery zones in the Apache and Gila National Forests in New Mexico.

Timetable:

Action	Date	FR Cite
NPRM	05/01/96	61 FR 19237
Final Action	00/00/00	

Small Entities Affected: Businesses

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD07

1362. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: CALIFORNIA PLANTS AND THE BLACK LEGLESS LIZARD

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed that will determine the appropriate status for five plants--Coastal dunes milk-vetch, Yadon's piperia, Hickman's potentilla, Monterey clovers, Gowen cypress, and the Black legless lizards--under the Endangered Species Act. Critical habitat is not being proposed at this time.

Timetable:

Action	Date	FR Cite
NPRM	08/02/95	60 FR 39326
NPRM Comment Period End	09/25/95	
NPRM (Reopening of Comment Period)	02/02/97	62 FR 15646
Next Action	Undetermined	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD09

1363. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: CRITICAL HABITAT DESIGNATION FOR THE WESTERN SNOWY PLOVER

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Judicial, June 1, 1995.

Abstract: The Service proposes to designate critical habitat for the Pacific coast population of the Western snowy plover. The plover was listed as a threatened species on March 5, 1993. Critical habitat for the plover is proposed in coastal areas of Washington, Oregon, and California.

Timetable:

Action	Date	FR Cite
NPRM	03/02/95	60 FR 11768
Western snowy plover NPRM (Reopening of Comment Period)	05/15/95 (60 FR 25882)	
Next Action	Undetermined	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species,

DOI—FWS

Long-Term Actions

Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD10

1364. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: U.S. POPULATIONS OF ATLANTIC SALMON

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed that will determine the appropriate status for a distinct population segment (in seven eastern Maine river systems) of anadromous Atlantic salmon without critical habitat, under the Endangered Species Act. Where once the Atlantic salmon occurred from the Housatonic River, Connecticut to the St. Croix River on the Maine-New Brunswick, Canada border, now most salmon populations have been extirpated and some spawning habitat is no longer accessible or is unsuitable, due to dams or water pollution. Currently, remnant populations of anadromous Atlantic salmon are restricted to several rivers in eastern Maine. This is a joint Fish and Wildlife Service/National Marine Fisheries Service rule/finding with neither agency having the lead.

Timetable:

Action	Date	FR Cite
NPRM	09/29/95	60 FR 50530
NPRM Comment Period End	12/28/95	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD12

1365. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: TWO SAN FRANCISCO MARSH PLANTS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: Regulations will be developed that will determine the appropriate status for two San Francisco marsh plants, Suisun thistle and Soft bird's-beak, under the Endangered Species Act. These two species are restricted to either salt or brackish marshes within the greater San Francisco Bay area in northern California.

Timetable:

Action	Date	FR Cite
NPRM	06/12/95	60 FR 31000
NPRM Comment Period End	07/27/95	
NPRM (Comment Period Extended)	09/06/96	61 FR 47105
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD14

1366. MARINE MAMMAL PROTECTION ACT; UNINTENTIONAL TAKE OF MARINE MAMMALS BY HARASSMENT ONLY IN ACTIVITIES OTHER THAN COMMERCIAL FISHING

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 18

Legal Deadline: None

Abstract: The Marine Mammal Protection Act, as amended in April 1994, authorizes the Secretary to allow U.S. citizens to incidentally, unintentionally take small numbers of marine mammals by harassment only

for periods up to one year during specified activities other than commercial fishing. This regulatory action would implement this statutory provision.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Robert Peoples, Acting Chief, Division of Fish and Wildlife Management Assistance, Department of the Interior, United States Fish and Wildlife Service, MS-840 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1718

RIN: 1018-AD18

1367. MARINE MAMMAL PROTECTION ACT; MEASURES TO SAFELY DETER MARINE MAMMALS, INCLUDING THREATENED AND ENDANGERED MARINE MAMMALS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 18

Legal Deadline: None

Abstract: The Marine Mammal Act as amended in April 1994, requires the Service to develop a list of guidelines to safely deter marine mammals for which the Service has statutory management responsibility, including threatened and endangered species. Such measures of deterrence are for use in protecting: (1) fishing gear or catch; (2) private property; (3) personal human safety, or (4) public property. This regulatory action would implement these statutory provisions.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Robert Peoples, Acting Chief, Division of Fish and Wildlife Management Assistance, Department of the Interior, United States Fish and Wildlife Service, MS-840 Arlington Square, 1849 C Street NW., Washington, DC 20240

DOI—FWS

Long-Term Actions

Phone: 703 358-1718

RIN: 1018-AD19

1368. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; SPECIAL RULE FOR THE NORTHERN SPOTTED OWL

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: The Service will propose a section 4(d) rule for the northern spotted owl under the Endangered Species Act that will define the conditions under which incidental take of the species through habitat modification would not be a violation of section 9 of the Act. An environmental impact statement is also being prepared, and will be available for review concurrent with the proposed rule.

Timetable:

Action	Date	FR Cite
NPRM	02/17/95	60 FR 9484
NPRM Comment Period End	05/18/95	
NPRM Comment Period Reopened	04/08/96	61 FR 15452
NPRM Comment Period Reopened	05/10/96	61 FR 21426
NPRM Comment Period Reopened	06/17/96	61 FR 30588
Final Action	00/00/00	

Northern spotted owl

- NPRM Comment Period Reopened 05/18/95 (60 FR 26712)
- NPRM Comment Period Reopened 07/17/95 (60 FR 36382)
- NPRM Comment Period Reopened 09/25/95 (60 FR 49358)
- NPRM Comment Period Reopened 11/27/95 (60 FR 58323)
- NPRM Comment Period Reopened 01/31/96 (61 FR 3369)
- NPRM Comment Period Reopened 02/23/96 (61 FR 6964)

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD20

1369. TAXONOMIC CHANGE FROM SUBSPECIES TO VERTEBRATE POPULATION SEGMENT FOR THE VIRGIN RIVER CHUB

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: Recent taxonomic work concluded that specific rank is warranted for the Virgin River chub, a federally listed endangered species found in the Virgin River system of Arizona, Nevada, and Utah. Additionally, researchers concluded that the chub in the Muddy River of Nevada, is conspecific with the Virgin River chub. Previously this distinctive population of the Virgin River chub, a category 2 candidate for Federal listing, was considered a separate, unnamed subspecies of roundtail chub, and was referred to as the Moapa roundtail chub. Because of this recent taxonomic work, the Service accepts that specific rank is warranted for the Virgin River chub and proposes to change the listing of the Virgin River chub in the Virgin River from a subspecies to a vertebrate population segment in the List of Endangered and Threatened Wildlife. In addition, the Service initiates a status review of the Virgin River chub in the Muddy River to determine whether this vertebrate population warrants listing as a threatened or endangered species.

Timetable:

Action	Date	FR Cite
NPRM	07/24/95	60 FR 37866
NPRM Comment Period End	09/22/95	
Final Action	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Local

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD22

1370. CRITICAL HABITAT PROPOSAL FOR VIRGIN RIVER FISHES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory.

In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than 1 year after such proposal.

Abstract: The Service proposes to designate critical habitat for the Virgin River Chub, the Woundfin and Virgin spinedace. The Virgin River chub and Woundfin are listed as endangered; the Virgin spinedace has been proposed for listing as threatened (May 18, 1994), but the listing has not been finalized as yet.

Timetable:

Action	Date	FR Cite
NPRM	04/05/95	60 FR 17296
NPRM Comment Period End	06/05/95	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: State

Additional Information: This rulemaking was inadvertently published as RIN 1018-AD22. The final rule will be published with the correct RIN 1018-AD23. The rulemaking action(s) listed under this RIN has(have) been temporarily suspended due to legislative restriction on publication of final listing and critical habitat determinations.

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD23

1371. ENDANGERED SPECIES LISTING: THREE AQUATIC INVERTEBRATES IN COMAL AND HAYS COUNTIES, TEXAS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory.

In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than one year after such proposal.

Abstract: Regulations will be developed that will determine the appropriate status for three aquatic invertebrates: Peck's cave amphipod,

DOI—FWS

Long-Term Actions

Comal Springs riffle beetle and Comal Springs dryopid beetle. These species are known only from springs in Comal County and Hays County, Texas. They are threatened by loss of necessary aquatic habitat due to increasing groundwater withdrawal by humans throughout the aquifer that supplies the springs and by the potential for contamination of their limited range.

Timetable:

Action	Date	FR Cite
NPRM	06/05/95	60 FR 29537
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD28

1372. SEVEN PLANTS FROM THE MOUNTAINS OF SOUTHERN CALIFORNIA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than one year after such proposal.

Abstract: The Service will develop regulations that will determine the appropriate status for seven plants from the mountains of southern California: San Bernardino bluegrass, California dandelion, Johnson's rock-cress, Bear Valley sandwort, Ash-grey Indian paintbrush, Southern mountain wild buckwheat, and Hidden Lake bluecurls.

Timetable:

Action	Date	FR Cite
NPRM	08/02/95	60 FR 39337
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240

Phone: 703 358-2171

RIN: 1018-AD34

1373. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: PALLID MANZANITA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than one year after such proposal.

Abstract: Regulations will be developed that will determine the appropriate status for the Pallid manzanita. This plant species is found only in dry chaparral habitat within or near the northern Diablo Range of California in Alameda and Contra Costa Counties. The species is threatened by shading and competition from native and non-native plants, fire suppression, habitat regulatory mechanisms, and stochastic events by virtue of the small isolated nature of the remaining populations. All occurrences of this species are located on state, county and private lands.

Timetable:

Action	Date	FR Cite
NPRM	08/02/95	60 FR 39309
NPRM Comment	02/25/97	62 FR 8417
Period Reopened		
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD35

1374. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: NINE PLANTS FROM CALIFORNIA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list,

withdraw, or extend the rulemaking for six months) on a proposed listing no later than one year after such proposal.

Abstract: Regulations will be developed that will determine the appropriate status for nine California plants: Sonoma alopecurus, Clara Hunt's milkvetch, white sedge, Vine Hill clarkia, Pitkin marsh lily, Calistoga allocarya, Napa bluegrass, Kenwood marsh checkermallow, and Showy Indian clover. These plants are found in the grasslands and mesic areas of the central coast of California. Critical habitat is not being proposed at this time.

Timetable:

Action	Date	FR Cite
NPRM	08/02/95	60 FR 39314
NPRM (Comment	09/11/96	61 FR 47856
Period Extended)		
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD36

1375. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: THREE PLANTS FROM THE CHANNEL ISLANDS OF SOUTHERN CALIFORNIA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than one year after such proposal.

Abstract: Regulations will be developed that will determine the appropriate status for the three plants: Catalina Island mountain-mahogany, San Clemente Island woodland star, and the Santa Cruz Island rockrose. These three plants occur on the Southern California Channel Islands. Critical habitat is not being proposed at this time.

DOI—FWS

Long-Term Actions

Timetable:

Action	Date	FR Cite
NPRM	07/25/95	60 FR 37987
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD37

1376. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: FOUR SOUTHWESTERN CALIFORNIA PLANTS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than one year after such proposal.

Abstract: Regulations will be developed that will determine the appropriate status for four California plants: San Diego thornmint, Laguna Beach liveforever, Otay tarweed and Willowy monardella. These species are found in San Diego County and northern Baja, California. Critical habitat is not being proposed at this time.

Timetable:

Action	Date	FR Cite
NPRM	08/09/95	60 FR 40549
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD38

1377. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: SIXTEEN PLANT TAXA FROM THE NORTHERN CHANNEL ISLANDS, CALIFORNIA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than one year after such proposal.

Abstract: Regulations will be developed that will determine the appropriate status for sixteen plant taxa from California: Hoffmann's rock-cress, Santa Rosa Island manzanita, Island barberry, Soft-leaved paintbrush, Santa Rosa Island dudleya, Munchkin dudleya, Santa Cruz Island dudleya, Island bedstraw, Hoffmann's slender-flowered gilia, Island rush-rose, Island alumroot, Santa Cruz Island bushmallow, Santa Cruz Island malacothrix, Island malacothrix, Island phacelia, and Santa Cruz Island fringe-pod. The plant taxa and their habitats have been affected by soil loss, habitat alteration by mammals alien to the Channel Islands, direct predation by these same alien mammals, habitat alteration by native seabirds, and seabirds and vehicular traffic, overcollection for scientific or recreational purposes, and competition from other plants. All 16 taxa are endemic to the northern Channel Islands (Anacapa, Santa Cruz, Santa Rosa, and San Miguel) with the exception of one population of island rush-rose that occurs on the more southerly island of Santa Catalina.

Timetable:

Action	Date	FR Cite
NPRM	07/25/95	60 FR 37993

16 Plants No. Channel Islands California
NPRM Comment Period Reopened
01/22/97 (62 FR 3263)

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD39

1378. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: DESIGNATION OF EXPERIMENTAL NONESSENTIAL WHOOPING CRANE POPULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: The Service proposes to designate the whooping crane population in the Rocky Mountains as an experimental nonessential population and to remove whooping crane critical habitat designations from four national wildlife refuges: Bosque del Apache in New Mexico, Monte Vista and Alamosa in Colorado, and Grays Lake in Idaho. The private lands involved are holdings inside refuge boundaries and a 1-mile buffer around Grays Lake National Wildlife Refuge. The Service further proposes to use this population, and captive-reared sandhill cranes and whooping cranes, in experiments to evaluate methods for introducing whooping cranes into the wild where migration is required.

Timetable:

Action	Date	FR Cite
NPRM	02/06/96	61 FR 4394
NPRM Comment Period End	04/08/96	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD45

1379. ENDANGERED SPECIES LISTING: GUAJON OR ROCK FROG

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw or extend the rulemaking for six months) on a proposed listing no later than one year after such proposal.

Abstract: The Service will propose regulations that will determine the

DOI—FWS

Long-Term Actions

appropriate status for the guajon or rock frog. This frog is endemic to Puerto Rico and is known from the Pandura mountain range in the extreme southeastern part of the island. Critical habitat is not being proposed at this time.

Timetable:

Action	Date	FR Cite
NPRM	10/02/95	60 FR 51432
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD52

1380. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: 42 SOUTH AMERICAN BIRDS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than one year after such proposal.

Abstract: Regulations will be developed that will determine the appropriate status for 42 kinds of birds found in South America, including the Galapagos Islands. All have restricted distributions and are threatened by habitat destruction and various other factors.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD59

1381. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: FOUR PLANTS FROM INTERIOR CHAPARRAL OF SOUTHWESTERN CALIFORNIA AND NORTHWESTERN BAJA CALIFORNIA, MEXICO

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw, or extend the rulemaking for six months) on a proposed listing no later than one year after such proposal.

Abstract: Regulations will be developed that will determine the appropriate status for four plants Nevin's barberry, Mexican flannelbush, Vail Lake ceanothus and Dehesa beargrass. These perennial shrubs and plants are found in chaparral habitat west of the Peninsular Ranges in southwestern California and northwestern Baja California, Mexico. Critical habitat is not being proposed at this time.

Timetable:

Action	Date	FR Cite
NPRM	10/02/95	60 FR 51445
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS-452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD60

1382. EXPORT OF RIVER OTTERS TAKEN IN MISSOURI IN 1996-1997 AND SUBSEQUENT SEASONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 23

Legal Deadline: None

Abstract: The Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) regulates international trade in certain animal and plant species. Exports of animals and plants listed on Appendix II of CITES require an export

permit from the country of origin. The purpose of this rulemaking is to announce findings by the Scientific and Management Authorities of the United States on the proposed export of river otters harvested in the State of Missouri, and to add Missouri to the list of States and Indian Nations for which the export of river otters is approved. The Service intends to apply these findings to harvests in Missouri during the 1996-97 season and subsequent seasons, subject to the conditions applying to approved states.

Timetable:

Action	Date	FR Cite
NPRM	04/02/96	61 FR 14543
NPRM Comment	06/03/96	
Period End		
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: Marshall Jones, Assistant Director, International Affairs, Department of the Interior, United States Fish and Wildlife Service, U.S. Fish and Wildlife Service, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-6393

RIN: 1018-AD63

1383. EXPORT OF APPENDIX I SPECIMENS THAT WERE BRED FOR COMMERCIAL PURPOSES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 23

Legal Deadline: None

Abstract: The regulations need to be updated to clarify the process of obtaining export permits for Appendix I specimens that are bred for commercial purposes including the procedure for becoming registered with the Convention on International Trade in Endangered Species (CITES) Secretariat.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Margaret Tieger, Chief, Branch of Permits, Office of Management Authority, Department of the Interior, United States Fish and Wildlife Service, MS-420 Arlington

DOI—FWS

Long-Term Actions

Square, 1849 C Street NW.,
Washington, DC 20240
Phone: 703 358-2104
Fax: 703 358-2281
RIN: 1018-AD64

1384. CONSOLIDATION OF LISTS OF WILDLIFE OF FEDERAL CONCERN

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 16 USC 1531 et seq; 16 USC 703; 16 USC 1361; 16 USC 4901; 18 USC 42; 16 USC 3371

CFR Citation: 50 CFR 10

Legal Deadline: None

Abstract: The Service proposes to consolidate into this part 10 lists of plants and wildlife currently contained in various parts of Subchapter B (Parts 14, 15, 16, 17, 18, and 23).

Timetable:

Action	Date	FR Cite
ANPRM	03/19/96	61 FR 11180
ANPRM Comment Period End	05/03/96	

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Marshall Jones, Assistant Director, International Affairs, Department of the Interior, United States Fish and Wildlife Service, U.S. Fish and Wildlife Service, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-6393

RIN: 1018-AD66

1385. SUBSISTENCE MANAGEMENT REGULATIONS FOR PUBLIC LANDS IN ALASKA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 3101 to 3126

CFR Citation: 36 CFR 242; 50 CFR 100

Legal Deadline: None

Abstract: Identification of waters included within ANILCA definition of public lands and amendment of Federal Subsistence Board's authority.

Timetable:

Action	Date	FR Cite
ANPRM	04/04/96	61 FR 15014

Action	Date	FR Cite
ANPRM Comment Period End	06/14/96	
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: The Department of Justice has advised the U.S. District Court that the proposed rulemaking will be published within 60 days of February 5, 1996.

Agency Contact: Tom Boyd, Office of Subsistence Management, U.S. Fish and Wildlife Service, Department of the Interior, United States Fish and Wildlife Service, 1011 E. Tudor Road, Anchorage, AK 99503
Phone: 907 786-3447
Fax: 907 786-3898

RIN: 1018-AD68

1386. MIGRATORY BIRD HUNTING: REGULATIONS REGARDING PROHIBITION AGAINST ARTIFICIALLY ALTERING/MANIPULATING NATURAL VEGETATION IN MOIST AREAS TO ATTRACT WATERFOWL

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 703 et seq; 16 USC 712; 16 USC 742

CFR Citation: 50 CFR 20

Legal Deadline: None

Abstract: This action notifies the public and invites comments regarding promulgation of a separate rulemaking that will govern the manner in which or if at all natural vegetation in moist soil areas may be altered or manipulated artificially to attract waterfowl for hunting purposes. Previously, the subject regulations had been part of the ongoing review of 50 CFR 20 but now will be considered separately.

Timetable:

Action	Date	FR Cite
ANPRM	03/22/96	61 FR 11805
ANPRM Comment Period End	06/20/96	
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Keith Morehouse, North American Waterfowl & Wetlands Office, Department of the Interior, United States Fish and Wildlife Service, MS110 Arlington Square, 1849 C Street NW., Washington, DC 20240

Phone: 703 358-1784

RIN: 1018-AD74

1387. ENDANGERED AND THREATENED SPECIES: REMOVAL OF LLOYD'S HEDGEHOG CACTUS FROM FEDERAL LIST OF ENDANGERED AND THREATENED PLANTS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: The Service proposes to remove Lloyd's hedgehog cactus from the Federal list of endangered and threatened plants. Lloyd's hedgehog cactus was listed as endangered on October 26, 1979, due to threats of collection and highway projects. Recent evidence indicates that Lloyd's hedgehog cactus is not a distinct species but rather a hybrid. Lloyd's hedgehog cactus is presently known from four counties in west Texas and one county in New Mexico and from Chihuahua, Mexico.

Timetable:

Action	Date	FR Cite
NPRM	06/14/96	61 FR 30209
NPRM Comment Period End	08/13/96	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS 452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD91

1388. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED ESTABLISHMENT OF A NONESSENTIAL EXPERIMENTAL POPULATION OF BLACK-FOOTED FERRETS IN NORTHWESTERN COLORADO AND NORTHEASTERN UT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

DOI—FWS

Long-Term Actions

Abstract: The Service, in conjunction with the Bureau of Land Management, the Colorado Division of Wildlife, and the Utah Division of Wildlife Resources, proposes to introduce black-footed ferrets into northwestern Colorado/northeastern Utah. The northwestern Colorado/northeastern Utah experimental population area is proposed to be designated a nonessential experimental population in accordance with Section 10(j) of the Endangered Species Act.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS 452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AD99

1389. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED REINTRODUCTION OF A NONESSENTIAL EXPERIMENTAL POPULATION OF GRIZZLY BEARS IN IDAHO AND MONTANA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: The Service proposes to establish a nonessential experimental population of grizzly bears into the Bitterroot ecosystem in central Idaho and western Montana in late September or early October 1996. This experimental population is proposed to be designated a nonessential experimental population in accordance with section 10(j) of the Act.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: State, Local, Tribal

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS 452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AE00

1390. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED ESTABLISHMENT OF NONESSENTIAL EXPERIMENTAL POPULATION OF 10 FRESHWATER MUSSELS IN HOLSTON RIVER SYSTEM IN TN AND VA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: The Service plans to reintroduce ten mussels (Appalachian monkeyface pearl mussel, cracking pearl mussel, Cumberland monkeyface pearl mussel, dromedary pearl mussel, fanshell, orange-foot pimpleback pearl mussel, ring pink mussel, rough pigtoe and tan riffleshell) into historic habitat in the next two to three years. The mussels to be used in the reintroduction will include artificially propagated juveniles and adults taken from the wild, under certain circumstances. Mussel propagation technology currently is being developed using nonendangered surrogate species. The 4(d) rule will exempt unavoidable and unintentional take, such as fishing, boating, trapping, or wading.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS 452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171

RIN: 1018-AE01

1391. REVISION TO SUBCHAPTER C - THE NATIONAL WILDLIFE REFUGE SYSTEM

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 16 USC 460k

CFR Citation: 50 CFR Subchapter C

Legal Deadline: None

Abstract: The Service plans to rewrite Subchapter C to include new public recreation policy on National Wildlife Refuges to include opening refuges to all public recreation (hunting, fishing, wildlife observation, photography, boating, hiking, camping, and picnicking) at the time of purchase. This is an administrative action and will not involve compliance cost to the public.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Robert Shallenberger, Chief, Division of Refuge Management, Department of the Interior, United States Fish and Wildlife Service, MS 670 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-1744

RIN: 1018-AE02

DEPARTMENT OF THE INTERIOR (DOI)
United States Fish and Wildlife Service (FWS)
Completed Actions
1392. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: EIGHT VERNAL POOL PLANTS OF THE CENTRAL VALLEY OF CALIFORNIA

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	03/26/97	62 FR 14338

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith
Phone: 703 358-2171

RIN: 1018-AC00

1393. ALASKA REFUGES VISITOR SERVICES

Priority: Other Significant

CFR Citation: 50 CFR 36

Completed:

Reason	Date	FR Cite
Final Action	01/14/97	62 FR 1838
Final Action Effective	02/13/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Richard S. Pospahala
Phone: 907 786-3467

RIN: 1018-AC02

1394. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: THREE PUERTO RICAN TREES

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	03/04/97	62 FR 9724

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith
Phone: 703 358-2171

RIN: 1018-AC04

1395. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: SPRING CREEK BLADDERPOD

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	12/23/96	61 FR 67493
Final Action Effective	01/22/97	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith
Phone: 703 358-2171

RIN: 1018-AC42

1396. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: FIVE FRESHWATER MUSSELS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	01/10/97	62 FR 1647
Final Action Effective	02/10/97	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith
Phone: 703 358-2171

RIN: 1018-AC64

1397. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: TWO PLANTS FROM SOUTHWESTERN CALIFORNIA

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	02/06/97	62 FR 5560

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith
Phone: 703 358-2171

RIN: 1018-AC65

1398. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: SAN DIEGO FAIRY SHRIMP

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	02/03/97	62 FR 4925
Final Action Effective	02/03/97	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith
Phone: 703 358-2171

RIN: 1018-AC83

1399. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: TWO CALIFORNIA BUTTERFLIES

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	01/16/97	62 FR 2313
Final Action Effective	01/16/97	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith
Phone: 703 358-2171

RIN: 1018-AC84

1400. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: CACTUS FERRUGINOUS PYGMY-OWL

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	03/10/97	62 FR 10730
Final Action Effective	04/09/97	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith
Phone: 703 358-2171

RIN: 1018-AC85

1401. EMERGENCY RECLASSIFICATION OF THE SNAKE RIVER SPRING/SUMMER CHINOOK SALMON

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	02/04/97	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: E. LaVerne Smith
Phone: 703 358-2171

RIN: 1018-AC97

DOI—FWS

Completed Actions

1402. IMPORTATION OF POLAR BEAR TROPHIES TAKEN IN CANADA**Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 18**Completed:**

Reason	Date	FR Cite
Final Action	02/18/97	62 FR 7302

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Margaret Tieger
Phone: 703 358-2104**RIN:** 1018-AD04**1403. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: THREE SOUTHERN ARIZONA CIENEGA SPECIES****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Final Action	01/06/97	62 FR 665
Final Action Effective	02/05/97	

Small Entities Affected: None**Government Levels Affected:** State**Agency Contact:** E. LaVerne Smith
Phone: 703 358-2171**RIN:** 1018-AD11**1404. ENDANGERED SPECIES LISTING: NOGAL OR WEST INDIAN WALNUT****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Final Action	01/13/97	62 FR 1691
Final Action Effective	02/12/97	

Small Entities Affected: None**Government Levels Affected:** State**Agency Contact:** E. LaVerne Smith
Phone: 703 358-2171**RIN:** 1018-AD47**1405. ENDANGERED SPECIES LISTING: CORDIA BELLONIS (NO COMMON NAME)****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Final Action	01/10/97	62 FR 1644
Final Action Effective	02/10/97	

Small Entities Affected: None**Government Levels Affected:** State**Agency Contact:** E. LaVerne Smith
Phone: 703 358-2171**RIN:** 1018-AD48**1406. ADDITION OF CANAAN VALLEY NATIONAL WILDLIFE REFUGE TO LIST OF OPEN AREAS FOR HUNTING IN WEST VIRGINIA****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 32**Completed:**

Reason	Date	FR Cite
Withdrawn	02/04/97	

Small Entities Affected: None**Government Levels Affected:** State**Agency Contact:** Robert Shallenberger
Phone: 703 358-1744**RIN:** 1018-AD70**1407. MIGRATORY BIRD HARVEST INFORMATION PROGRAM; PARTICIPATING STATES IN 1996-97****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 20**Completed:**

Reason	Date	FR Cite
Final Action	08/30/96	61 FR 46350

The final rule was published under AD68.

Small Entities Affected: Governmental Jurisdictions**Government Levels Affected:** State**Agency Contact:** Paul R. Schmidt
Phone: 703 358-1714**RIN:** 1018-AD73**1408. MIGRATORY BIRD HUNTING: APPROVAL OF BISMUTH TIN SHOT AS A NONTOXIC SHOT****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 20**Completed:**

Reason	Date	FR Cite
Final Action	01/31/97	62 FR 4874
Final Action Effective	03/03/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Paul R. Schmidt
Phone: 703 358-1964**RIN:** 1018-AD94**1409. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS: LISTING OF CENTRAL CALIFORNIA COAST COHO SALMON AS THREATENED IN CALIFORNIA****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Statutory. In accordance with 16 USC 1533, the Service must take action (list, withdraw or extend the rulemaking for six months) on a proposed listing no later than one year after such proposal.**Abstract:** The Service is adding the central California coast coho salmon to the list of endangered and threatened wildlife. This measure, authorized by the Endangered Species Act of 1973, corresponds with a determination of endangered status for this species, as defined under the Act, by the National Marine Fisheries Service which has jurisdiction for this species.**Timetable:**

Action	Date	FR Cite
Final Action	11/20/96	61 FR 59028
Final Action Effective	11/30/96	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** E. LaVerne Smith, Chief, Division of Endangered Species, Department of the Interior, United States Fish and Wildlife Service, MS 452 Arlington Square, 1849 C Street NW., Washington, DC 20240
Phone: 703 358-2171**RIN:** 1018-AE05

BILLING CODE 4310-55-F

DEPARTMENT OF THE INTERIOR (DOI)

Proposed Rule Stage

National Park Service (NPS)

1410. NATIONAL PARK SERVICE SYMBOLS: UNITED STATES PARK POLICE INSIGNIA**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 16 USC 1; 16 USC 3**CFR Citation:** 36 CFR 11**Legal Deadline:** None**Abstract:** The National Park Service proposed rule and request for comments relates to the United States Park Police insignia. It will recognize an official United States Park Police insignia, provide for its future protection and prevent the unauthorized use of the insignia.**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	
NPRM Comment Period End	08/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Dennis Burnett, Staff Park Ranger, Department of the Interior, National Park Service, P.O. Box 37127, Washington, DC 20013-7127
Phone: 202 208-4874
Fax: 202 208-6756
Email: Dennis_Burnett@nps.gov**RIN:** 1024-AB94**1411. GLACIER BAY NATIONAL PARK, ALASKA FISHING REGULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1; 16 USC 3; 16 USC 3101 et seq**CFR Citation:** 36 CFR 13.65**Legal Deadline:** None**Abstract:** The proposed regulations would allow several exemptions for specific commercial fishing activities in Glacier Bay National Park's marine waters from the existing Nationwide National Park Service prohibition on such activities. Some commercial fishing activities would cease at the end of their exemption period.**Timetable:**

Action	Date	FR Cite
NPRM	08/05/91	56 FR 37262

Action	Date	FR Cite
NPRM Comment Period End	11/03/91	56 FR 46589
Reproposal	04/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** James M. Brady, Superintendent, Department of the Interior, National Park Service, Glacier Bay National Park, P.O. Box 140, Gustavus, AK 99826-0140
Phone: 907 697-2230**RIN:** 1024-AB99**1412. RIGHTS-OF-WAY****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 16 USC 3; 16 USC 5; 16 USC 79**CFR Citation:** 36 CFR 14**Legal Deadline:** None**Abstract:** The regulations for rights-of-way found at 36 CFR part 14, subparts A to H were promulgated as interim regulations in 1980. The regulations no longer meet the needs of the Service or of rights-of-way applicants. Final regulations need to be developed through a revision of part 14.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	06/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Dick Young, Park Ranger, Department of the Interior, National Park Service, Colonial National Park, P.O. Box 210, Yorktown, VA 23690
Phone: 804 898-3400**RIN:** 1024-AC01**1413. APPLICABILITY AND RESOURCE PROTECTION REVISIONS****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

duplication, or streamline requirements.

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 462**CFR Citation:** 36 CFR 2**Legal Deadline:** None**Abstract:** A major revision of 36 CFR part 2 was completed in 1983. This current review is to address clarification of the applicability of these regulations in National Park Service areas, and to update existing resource protection and visitor use regulations.**Timetable:**

Action	Date	FR Cite
NPRM	07/00/97	
NPRM Comment Period End	09/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Dennis Burnett, Staff Park Ranger, Department of the Interior, National Park Service, Room 3315, MS 650, P.O. Box 37127, Washington, DC 20013-7127

Phone: 202 208-4874

Fax: 202 208-6756

RIN: 1024-AC38**1414. OFF-ROAD OPERATION OF MOTOR VEHICLES****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 460(g); 16 USC 462(k)**CFR Citation:** 36 CFR 7.67**Legal Deadline:** None**Abstract:** This proposed rule will amend the existing off-road vehicle use regulations at Cape Cod National Seashore through a negotiated rulemaking committee.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	06/00/97	

Small Entities Affected: None**Government Levels Affected:** None

DOI—NPS

Proposed Rule Stage

Agency Contact: Linda Canzanelli, Assistant Superintendent, Department of the Interior, National Park Service, Cape Cod National Seashore, South Wellfleet, MA 0663
Phone: 508 349-3785

RIN: 1024-AC47

1415. NON-FEDERAL OIL AND GAS RIGHTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 16 USC 1; 16 USC 230a; 16 USC 450kk; 16 USC 459d-3; 16 USC 459h-3; 16 USC 460ee; 16 USC 460cc-2(i); 16 USC 460m; 16 USC 698c; 16 USC 698f; 16 USC 3101; 18 USC 3571; 18 USC 3581; 43 USC 600d

CFR Citation: 36 CFR 9

Legal Deadline: None

Abstract: This rule will update existing regulations that were promulgated in 1978 to make them consistent with existing laws, policies, and practices and will improve their clarity and workability. The rule will implement Congressional mandates for park resource protection contained in the Big Cypress National Preserve Act of 1988. The rule will strengthen the ability of the NPS to protect the natural, cultural, and historic resources of system units from non-Federal oil and gas and geothermal operations within park boundaries.

Timetable:

Action	Date	FR Cite
NPRM	05/00/97	
NPRM Comment Period End	07/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Carol McCoy, Chief, Policy and Regulations Section, Mining and Minerals Branch, Department of the Interior, National Park Service, P.O. Box 25287, Denver CO 80225-0287
Phone: 303 969-2096

RIN: 1024-AC53

1416. VIRGIN ISLANDS NATIONAL PARK: VESSEL MOORING AND ANCHORING

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 9; 16 USC 460; 16 USC 462

CFR Citation: 36 CFR 7

Legal Deadline: None

Abstract: This rule will establish procedures for vessel anchoring and mooring. Unregulated anchoring has resulted in acute damage to coral reef communities and seagrass beds. Restricting anchoring and requiring vessels to use moorings will reduce the potential for additional damage.

Timetable:

Action	Date	FR Cite
NPRM	09/00/97	
NPRM Comment Period End	11/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dennis Burnett, Park Renger, Department of the Interior, National Park Service, P.O. Box 37127, Washington, DC 20013-7127
Phone: 202 208-4874
Fax: 202 208-6956

RIN: 1024-AC56

1417. • NATIVE AMERICAN GRAVES PROTECTION AND REPATRIATION ACT REGULATIONS FUTURE APPLICABILITY

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 25 USC 3001

CFR Citation: 43 CFR 10.13

Legal Deadline: None

Abstract: The proposed rule relates to one section of regulations implementing NAGPRA. This section outlines procedures for the future applicability of NAGPRA to museums and Federal agencies.

Timetable:

Action	Date	FR Cite
NPRM	08/00/97	

Action	Date	FR Cite
NPRM Comment Period End	10/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Francis P. McManamon, Departmental Consulting Archaeologist, Department of the Interior, National Park Service, P.O. Box 37127, Washington, DC 20013-7127
Phone: 202 343-4101

RIN: 1024-AC57

1418. • DENALI NATIONAL PARK AND PRESERVE, SPECIAL REGULATIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 462(k); 16 USC 3101 et seq

CFR Citation: 36 CFR 13.63

Legal Deadline: None

Abstract: This proposed rule will change out-of-date references to Mount McKinley National Park to Denali National Park. It will also consolidate in the special regulations existing designations, closures, permit requirements, and other restrictions regarding vehicle use, vehicle traffic, oversize vehicles, snowmachines, and public health, safety, and resource protection postings and closures.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Russ Wilson, Alaska Desk Officer, Department of the Interior, National Park Service, P.O. Box 37127, Washington, DC 20013-7127
Phone: 202 208-6381

RIN: 1024-AC58

DEPARTMENT OF THE INTERIOR (DOI)

Final Rule Stage

National Park Service (NPS)

1419. NATIONAL NATURAL LANDMARKS PROGRAM**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 16 USC 461 et seq**CFR Citation:** 36 CFR 62**Legal Deadline:** None**Abstract:** This proposed rulemaking will amend the current regulations for the National Natural Landmarks Program. Proposed changes include strengthening and clarifying provisions for landowner notification, adding requirements for voluntary landowner consent for natural landmark designation, and providing for review of natural landmark nominations by the National Park System Advisory Board.**Timetable:**

Action	Date	FR Cite
ANPRM	10/29/90	55 FR 43384
NPRM	11/21/91	56 FR 58790
NPRM Comment Period End	02/19/92	
Final Action	06/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Gary Johnston, Chief, Wildlife and Vegetation Division, Department of the Interior, National Park Service, P.O. Box 37127, Washington, DC 20013-7127
Phone: 202 343-8115**RIN:** 1024-AB96**1420. VOYAGEURS NATIONAL PARK: AIRCRAFT OPERATIONS****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 16 USC 1; 16 USC 3; 16 USC 9a**CFR Citation:** 36 CFR 7.33**Legal Deadline:** None**Abstract:** This proposed rulemaking amends the current special regulations for Voyageurs National Park by adding a section designating areas open to

aircraft use within the Park. This addition is necessary because National Park Service general regulations require such special regulatory designations for areas in parks open to the operation or use of aircraft. The intended effects are to increase safety, protect resources, and provide appropriate enjoyment to park users.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/02/95	60 FR 39257
NPRM	01/31/96	61 FR 3360
NPRM Comment Period End	09/05/96	61 FR 20775
Final Action	09/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Bruce McKeeman, Chief Ranger, Department of the Interior, National Park Service, Voyageurs National Park, HCR 9, Box 600, International Falls, MN 56649-9701
Phone: 218 283-9821**RIN:** 1024-AC23**1421. BADLANDS NATIONAL PARK—COMMERCIAL VEHICLES****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 460(g); 16 USC 462(k)**CFR Citation:** 36 CFR 7.23**Legal Deadline:** None**Abstract:** The National Park Service proposes to establish a special regulation to permit the operation of local commercial vehicles on 5.8 miles of park roads between the Northeast and Interior entrances to Badlands National Park. The park currently allows limited local commercial use of these roads and this rulemaking would exempt this portion of park roads from the general prohibition on commercial vehicles in National Park areas. The Superintendent will be provided the discretion to require permits and fees for this use. The proposed rule will prohibit transportation of hazardous materials and overwidth/overweight vehicles except in limited circumstances.**Timetable:**

Action	Date	FR Cite
NPRM	08/07/96	61 FR 41058
NPRM Comment Period End	10/06/96	
Final Action	04/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Scott Lopez, Chief Ranger, Department of the Interior, National Park Service, Badlands National Park, P.O. Box 6, Interior, SD 57750
Phone: 605 433-5361**RIN:** 1024-AC30**1422. SHENANDOAH NATIONAL PARK: BACKCOUNTRY AND FISHING REGULATIONS****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 16 USC 1; 16 USC 3; 16 USC 9a**CFR Citation:** 36 CFR 7.15**Legal Deadline:** None**Abstract:** The National Park Service is proposing to remove the majority of the backcountry and fishing regulations specific to Shenandoah National Park. This rule will retain only those regulations not covered by parts 1 and 2 of 36 CFR and deemed necessary for the proper management of the park.**Timetable:**

Action	Date	FR Cite
NPRM	02/12/96	61 FR 5354
NPRM Comment Period End	04/13/96	
Final Action	08/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Dennis Burnett, Staff Park Ranger, Department of the Interior, National Park Service, P.O. Box 37127, Washington, DC 20013-7127
Phone: 202 208-4874**RIN:** 1024-AC33

DOI—NPS

Final Rule Stage

1423. GRAND TETON NATIONAL PARK AND JOHN D. ROCKEFELLER, JR. MEMORIAL PARKWAY: SNOWMOBILE AND SNOWPLANE ROUTES AND REGULATIONS**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 16 USC 1; 16 USC 3; 16 USC 9a**CFR Citation:** 36 CFR 7.22**Legal Deadline:** None**Abstract:** The National Park Service proposes to change the special regulations relating to the use of and designated routes for snowmobiles and snowplanes within Grand Teton National Park and John D. Rockefeller, Jr. Memorial Parkway. The proposed rule will define more clearly the use of snowmobiles, snowplanes, and designated routes. This rule can eliminate the use of snowmobiles in the Potholes-Baseline Flats area at the discretion of the Superintendent and establish special regulations allowing snowmobile use on the Continental Divide Snowmobile Trail. The proposed rule will also establish a requirement for operators of snowmobiles within Grand Teton National Park to have a valid driver's license or learner's permit.**Timetable:**

Action	Date	FR Cite
NPRM	10/25/95	60 FR 54633
NPRM Comment Period End	12/26/95	
Final Action	09/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Dennis Burnett, Staff Park Ranger, Department of the Interior, National Park Service, P.O. Box 37127, Washington, DC 20013-7127
Phone: 202 208-4874**RIN:** 1024-AC34**1424. PROCEDURES FOR STATE, TRIBAL, AND LOCAL GOVERNMENT HISTORIC PRESERVATION PROGRAMS****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing

Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 16 USC 470 et seq**CFR Citation:** 36 CFR 61**Legal Deadline:** None**Abstract:** The National Park Service proposes to revise the requirements for State and local historic preservation programs as well as the way the NPS administers these programs. The proposed changes are intended to provide more flexibility in (1) State historic preservation office staffing; (2) State Historic Preservation Review Board membership and operations; and (3) carrying out State Historic Preservation Officer responsibilities. The revision streamlines the process for certification of local governments to participate officially in the national historic preservation program. This proposed revision also officially recognizes the growing role of tribal historic preservation programs. Some of the changes are necessary because of the 1992 amendments to the National Historic Preservation Act.**Timetable:**

Action	Date	FR Cite
NPRM	10/02/96	61 FR 51536
NPRM Comment Period End	12/02/96	
Final Action	06/00/97	

Small Entities Affected: None**Government Levels Affected:** State, Local, Tribal, Federal**Agency Contact:** John W. Renaud, Department of the Interior, National Park Service, P.O. Box 37127, Washington, DC 20013-7127
Phone: 202 343-1059
Fax: 202 343-1836**RIN:** 1024-AC44**1425. BOATING AND WATER ACTIVITIES: PROHIBITED OPERATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1; 16 USC 1a-2(h); 16 USC 3**CFR Citation:** 36 CFR 3.6; 36 CFR 3.23**Legal Deadline:** None**Abstract:** The NPS is proposing to amend its boating regulations to include the authority to regulate access to NPS waters to individuals and

vessels that have recently operated in waters infested with injurious, non-indigenous aquatic plant and animal species to protect park aquatic resources, ecosystems, and supporting infrastructure.

Timetable:

Action	Date	FR Cite
NPRM	06/24/96	61 FR 32383
NPRM Comment Period End	08/23/96	
Final Action	06/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Dennis Burnett, Staff Park Ranger, Department of the Interior, National Park Service, Room 3315, MS650, P.O. Box 37127, Washington, DC 20013-7127
Phone: 202 208-4874
Fax: 202 208-6756
Email: Dennis_Burnett@NPS.GOV**RIN:** 1024-AC46**1426. NATIVE AMERICAN GRAVES PROTECTION AND REPATRIATION ACT REGULATIONS; CIVIL PENALTIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 25 USC 3001**CFR Citation:** 43 CFR 10**Legal Deadline:** None**Abstract:** This proposed rule details procedures for assessing civil penalties upon institutions receiving Federal funds that fail to comply with applicable provisions of the Act and implementing regulations.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	01/13/97	62 FR 1820
Final Action	01/00/98	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Dr. Francis P. McManamon, Departmental Consulting Archaeologist, Department of the Interior, National Park Service, P.O. Box 37127, Washington, DC 20013-7127
Phone: 202 343-4101**RIN:** 1024-AC48

DOI—NPS

Final Rule Stage

1427. BIG CYPRESS NATIONAL PRESERVE; RECREATIONAL FROGGING

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1; 16 USC 3; 16 USC 9a
CFR Citation: 36 CFR 7.86
Legal Deadline: None

Abstract: This rule will allow the recreational, non-commercial taking of the pig frog (*Rana grylio*) in the Preserve. The rule will designate seasons, times, locations, methods, and means of taking, and establish harvest limits and permit requirements.

Timetable:

Action	Date	FR Cite
NPRM	11/22/96	61 FR 59393
NPRM Comment	01/21/97	
Period End		
Final Action	08/00/97	

Small Entities Affected: None
Government Levels Affected: None

Agency Contact: William Carroll, Chief Ranger, Big Cypress National Preserve, Department of the Interior, National Park Service, HCR 61, Box 110, Ochopee, FL 34141
 Phone: 941 695-2000
RIN: 1024-AC54

1428. • GENERAL PROVISIONS; DEFINITIONS; CHANGE IN ORGANIZATIONAL TITLES

Priority: Info./Admin./Other
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 4601-6a; 16 USC 462; 16 USC 1901; 30 USC 21
CFR Citation: 36 CFR 1.4; 36 CFR 7; 36 CFR 9; 36 CFR 20
Legal Deadline: None

Abstract: In 1995, the NPS reorganized the agency and changed several organizational titles. The result of some of these title changes has been confusion. As a result, some of these title changes will revert to their original terms: "Field Area" will revert to "Region" and "Field Director" will revert to "Regional Director."

Timetable:

Action	Date	FR Cite
Final Action	09/00/97	

Small Entities Affected: None
Government Levels Affected: None

Agency Contact: Dennis Burnett, Regulations Program Manager, Department of the Interior, National Park Service, P.O. Box 37127, Washington, DC 20013-7127
 Phone: 202 208-4874
 Fax: 202 208-6756
RIN: 1024-AC60

**DEPARTMENT OF THE INTERIOR (DOI)
 National Park Service (NPS)**

Completed Actions

1429. BIG THICKET NATIONAL PRESERVE; MOORED HOUSEBOATS

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 36 CFR 7.85

Completed:

Reason	Date	FR Cite
Withdrawn NPS to develop boating plan prior to regulation.	01/15/97	

Small Entities Affected: None

Government Levels Affected: None
Agency Contact: Dennis Burnett
 Phone: 202 208-4874
 Fax: 202 208-6756
RIN: 1024-AC45
BILLING CODE 4310-70-F

**DEPARTMENT OF THE INTERIOR (DOI)
 Bureau of Indian Affairs (BIA)**

Proposed Rule Stage

1430. ADMINISTRATION OF THE HIGHER EDUCATION PROGRAM

Priority: Other Significant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 13; PL 67-85
CFR Citation: 25 CFR 40
Legal Deadline: None

Abstract: This rule will revise established policies and provide uniform procedures to govern the

higher education program administered under the authority of 25 USC 13. This rule applies only to educational grants; Bureau educational loans are governed by 25 CFR part 91. This part has been redesignated from 25 CFR part 32.

Timetable:

Action	Date	FR Cite
Public Consultation	01/23/91	
NPRM	02/19/97	62 FR 7395
NPRM Comment	05/20/97	
Period End		
Final Action	04/00/98	

Small Entities Affected: None

Government Levels Affected: Tribal, Federal

Additional Information: This rule is being repropounded due to a court decision on the definition of "Indian."

Agency Contact: Garry R. Martin, Education Specialist, Department of the Interior, Bureau of Indian Affairs, Room 3512 MIB, 1849 C Street NW., Washington, DC 20240
 Phone: 202 208-4871
 Fax: 202 208-3312
RIN: 1076-AA10

DOI—BIA

Proposed Rule Stage

1431. GRANTS TO TRIBALLY CONTROLLED COMMUNITY COLLEGES AND NAVAJO COMMUNITY COLLEGE**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 25 USC 1801 to 1852; 25 USC 640; 25 USC 1831**CFR Citation:** 25 CFR 41**Legal Deadline:** None**Abstract:** This rule applies to the provision of financial assistance, technical assistance, and endowments to tribal colleges and Navajo Community College and will strengthen requirements relating to: (1) Criteria for satisfactory programs; (2) counting Indian students; (3) developing planning grants; (5) forward funding; (6) renovation and construction of facilities; and (7) preparing construction feasibility reports.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	07/00/97	

Small Entities Affected: None**Government Levels Affected:** Undetermined**Agency Contact:** Garry R. Martin, Education Specialist, Department of the Interior, Bureau of Indian Affairs, Room 3522, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-3312**RIN:** 1076-AD08**1432. INDIAN SCHOOL EQUALIZATION PROGRAM****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 25 USC 13; 25 USC 2008**CFR Citation:** 25 CFR 39**Legal Deadline:** None**Abstract:** This rule will change the definitions of some disabling conditions so that they are consistent with Department of Education definitions of some disabling conditions and adjust the way schools are reimbursed for student transportation services.**Timetable:**

Action	Date	FR Cite
NPRM	05/00/97	
NPRM Comment Period End	08/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Rod Young, Chief, Branch of Administrative Services, Department of the Interior, Bureau of Indian Affairs, Room 3515 MIB, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-4555
TDD: 202 208-3271**RIN:** 1076-AD09**1433. TRIBAL SELF-GOVERNANCE****Priority:** Other Significant**Legal Authority:** PL 103-413**CFR Citation:** 25 CFR 1000**Legal Deadline:** None**Abstract:** This rule will clarify how the Department and tribes will carry out their respective responsibilities under the Tribal Self-Governance Act of 1994. At the request of a majority of Indian tribes with self-governance agreements, the Secretary has established a negotiated rulemaking committee to negotiate and promulgate such regulations as are necessary to carry out the Act.**Statement of Need:** The Department of the Interior (DOI) needs to clarify how it and the tribes will carry out their respective responsibilities under the Tribal Self-Governance Act of 1994. Provisions are needed to clarify or establish:

- Procedures for conducting negotiations, defining stable base budgets, time lines for the transfer of funds for tribes, and the amount of residual funds to be retained;
- The processes for accepting new tribes into the self-governance program planning and negotiation process, for awarding planning and negotiation grants, for approving waiver requests, and for determining and negotiating

tribal shares of BIA and eligible non-BIA programs;

- Mechanisms for reviewing tribal trust functions;

- Retrocession procedures;

- Procedures for ensuring that proper health and safety standards exist in construction projects and are included in annual funding agreements;

- Reporting requirements of tribes and DOI; and

- A mechanism for negotiating the inclusion of specific provisions of Federal procurement regulations into annual funding agreements.

DOI expects that the rulemaking process will identify other components of the program that require clarification.

Summary of the Legal Basis: The Tribal Self-Governance Act of 1994 requires DOI, upon request of a majority of self-governance tribes, to negotiate and promulgate regulations to carry out the tribal self-governance program. The Act calls for a negotiated rulemaking committee under 5 USC 565, composed of Federal and tribal representatives, with a majority of the tribal representatives from self-governance tribes. The Act also authorizes DOI to adapt negotiated rulemaking procedures to the unique context of self-governance and the government-to-government relationship between the United States and the Indian tribes. On November 1, 1994, a majority of self-governance tribes wrote the Secretary requesting the immediate initiation of negotiated rulemaking.**Alternatives:** There is a range of alternatives for each of the program components, from maintaining discretion and flexibility at the local level to standardizing requirements and procedures on the national level.**Anticipated Costs and Benefits:** The rule is expected to promote greater efficiency of Federal and tribal government operations. It is also expected to reduce opportunity costs resulting from untimely Federal actions. The rule will improve the ability of Federal and tribal governments to plan their self-governance activities. This should lead to greater stability of operations. Clarifying procedures for conducting operations will improve the ability of governments to plan for the time and cost of conducting negotiations.

DOI—BIA

Proposed Rule Stage

Clarifying time lines for transfer of base funding and other funds to tribes will improve planning and reduce the opportunity costs resulting from the untimely transfer of funds under the self-governance program. Budget and operation planning will be improved by specifying the process for accepting additional tribes into the self-governance program planning and negotiating process as well as the process for awarding planning and negotiation grants. Since retrocession procedures will be specified, governments will be better able to plan for retrocessions. Standardization of tribal shares will allow the self-governance program to comply with statutory requirements not to limit or reduce the services, contracts, or funds that any other Indian tribe or tribal organization is eligible to receive.

Risks: By removing uncertainty and promoting a more stable framework for the program, the rule will greatly lower the risk of not achieving the stated goals of tribal self-governance. It will change the role of Federal agencies that serve tribes by shifting their responsibilities from day-to-day management of tribal affairs to those concerned with protecting and advocating tribal interests.

Timetable:

Action	Date	FR Cite
Notice of Intent to Establish a Negotiated Rulemaking Committee	02/15/95	60 FR 8806
NPRM	04/00/97	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: Tribal, Federal

Agency Contact: Kenneth D. Reinfeld, Senior Program/Policy Analyst, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., Room 2548, Washington, DC 20240
Phone: 202 219-0240
Fax: 202 219-1404

RIN: 1076-AD20

1434. COAL LEASES: TERMS AND CONDITIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 30 USC 1201 et seq

CFR Citation: 25 CFR 200

Legal Deadline: None

Abstract: This rule deletes part 200 from 25 CFR. The rule is outdated and no longer used. Hard rock mining procedures can be found under 25 CFR 216.

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kim Snyder, Liaison Officer, Energy and Minerals Division of Energy and Minerals, Department of the Interior, Bureau of Indian Affairs, Office of Trust Responsibilities, 12136 West Bayaud Avenue, Suite 300, Lakewood, CO 80228
Phone: 303 969-5270
Fax: 303 969-5273

RIN: 1076-AD32

1435. LEASING RESTRICTED LANDS OF MEMBERS OF THE FIVE CIVILIZED TRIBES, OKLAHOMA, FOR MINING

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 356

CFR Citation: 25 CFR 213

Legal Deadline: None

Abstract: BIA is revising this rule to ensure consistency with existing law and to improve operating procedures. Issues to be addressed include authority to lease inherited restricted land, processing lease payments through the Minerals Management Service, and the approval process for division orders.

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Charles Robertson, Realty Officer, Muskogee Area Office, Department of the Interior, Bureau of Indian Affairs, 101 North Fifth Street, Muskogee, OK 74401

Phone: 918 687-2324

Fax: 918 687-2454

RIN: 1076-AD33

1436. EXPLORATION, MINING, AND RECLAMATION OF LANDS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 355; 25 USC 396; 25 USC 473; 25 USC 501; 25 USC 396; 5 USC 301

CFR Citation: 25 CFR 216

Legal Deadline: None

Abstract: This rule will update part 216 to incorporate changes in regulations as well as the mining industry. It will bring the bureau into conformance with the standards of the Bureau of Land Management and the Office of Surface Mining and will protect the Indian mineral owners by giving them no less protection than what is given to Federal lands. Indian mineral owners will be protected through the regulation of exploration for minerals by adequate measures that avoid, minimize, or correct damage to the environment, land, water, and the public safety.

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kim Snyder, Liaison Officer, Energy and Minerals Division of Energy and Minerals, Department of the Interior, Bureau of Indian Affairs, 12136 West Bayaud Avenue, Lakewood, CO 80228

Phone: 303 969-5270

Fax: 303 969-5273

RIN: 1076-AD36

1437. LEASING WIND RIVER RESERVATION LANDS FOR OIL AND GAS MINING

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

DOI—BIA

Proposed Rule Stage

duplication, or streamline requirements.

Legal Authority: 43 USC 301

CFR Citation: 25 CFR 227

Legal Deadline: None

Abstract: This revision will reflect organizational changes in the Bureau of Indian Affairs and the Bureau of Land Management. The principal changes update the references to the Bureau of Land Management official who is assigned responsibilities by the regulations.

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Perry Baker, Superintendent, Wind River Agency, Department of the Interior, Bureau of Indian Affairs, Fort Washakie, WY 82514

Phone: 307 332-7810

Fax: 307 332-4578

RIN: 1076-AD38

1438. TRIBAL REORGANIZATION UNDER A FEDERAL STATUTE

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 473a; 25 USC 476; 25 USC 477; 25 USC 503

CFR Citation: 25 CFR 81

Legal Deadline: None

Abstract: This rule contains uniform procedures for conducting Secretarial elections for voting on proposed constitutions when tribes wish to reorganize, adopt constitutional amendments, ratify and amend charters, or revoke existing constitutions. This revision will incorporate changes to comply with Public Law 100-581.

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Delores Springer, Office of Tribal Services, Department of the Interior, Bureau of Indian Affairs, Room 4641 MIB, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-7435

RIN: 1076-AD46

1439. PETITIONING PROCEDURES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 301; 25 USC 2; 25 USC 9; 25 USC 473a; 25 USC 476; 25 USC 477; 25 USC 503

CFR Citation: 25 CFR 82

Legal Deadline: None

Abstract: This rule contains procedures for submitting petitions that request the Secretary to call elections to amend tribal constitutions, issue charters, and other actions. The revision will allow the petitioners' spokesman to make technical changes to petitions in consultation with the Bureau and to change the petition format.

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Delores Springer, Office of Tribal Services, Department of the Interior, Bureau of Indian Affairs, Room 4641 MIB, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-7435

RIN: 1076-AD47

1440. ACADEMIC AND DORMITORY STANDARDS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 25 USC 2001; 25 USC 2002; 25 USC 2003; PL 95-561; 5 USC 301; 25 USC 2; 25 USC 9

CFR Citation: 25 CFR 36

Legal Deadline: None

Abstract: This rule will eliminate subparts A through G of 25 CFR 36. Of 189 Bureau schools, 179 have adopted State or regional academic standards. BIA will assist the remaining schools to achieve State or regional accreditation. This will render the rules in subparts A through G obsolete.

Timetable:

Action	Date	FR Cite
NPRM	07/00/97	
NPRM Comment Period End	10/01/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sandra Fox, Goals 2000 Coordinator, Department of the Interior, Bureau of Indian Affairs, Room 3512 MIB, 1849 C Street NW., Washington, DC 20240

Phone: 202 273-2339

Fax: 202 208-3312

RIN: 1076-AD55

1441. EDUCATION CONTRACTS UNDER THE JOHNSON-O'MALLEY ACT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 455 to 457

CFR Citation: 25 CFR 273

Legal Deadline: None

Abstract: The rule will include guidelines and responsibilities related to agreements under the provisions of the Indian Self Determination Act Amendments of 1994. The new provisions will reduce the burden of reporting requirements by the tribes.

Timetable:

Action	Date	FR Cite
NPRM	05/00/97	
NPRM Comment Period End	08/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Garry R. Martin, Education Specialist, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-4871

DOI—BIA

Proposed Rule Stage

Fax: 202 208-3312

RIN: 1076-AD58

1442. LOANS TO INDIANS FROM THE REVOLVING LOAN FUND**Priority:** Info./Admin./Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 25 USC 1469**CFR Citation:** 25 CFR 101**Legal Deadline:** None**Abstract:** The direct loan program is being eliminated. We will eliminate most of 25 CFR 101 and will rewrite the rest.**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Woody Sneed, Financial Analyst, Department of the Interior, Bureau of Indian Affairs, Room 2641 MIB, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-4796
Fax: 202 208-3664

RIN: 1076-AD59

1443. SCHOOL CONSTRUCTION CONTRACTS FOR PUBLIC SCHOOLS**Priority:** Info./Admin./Other**Legal Authority:** PL 104-4**CFR Citation:** 25 CFR 277**Legal Deadline:** None**Abstract:** This rule is being eliminated because the program it governs has never been funded.**Timetable:**

Action	Date	FR Cite
NPRM	05/00/97	
NPRM Comment	08/00/97	
Period End		

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Joann Sebastian Morris, Office of Indian Education Programs, Department of the Interior, Bureau of Indian Affairs, Room 3512

- MIB, 1849 C Street NW., Washington, DC 20240

Phone: 202 208-6123

Fax: 202 208-3312

RIN: 1076-AD69

1444. ADULT VOCATIONAL TRAINING**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 25 USC 309; PL 88-230**CFR Citation:** 25 CFR 27**Legal Deadline:** NPRM, Statutory, April 30, 1997.**Abstract:** The rule for BIA's adult vocational training program is being rewritten in plain English as part of the President's regulatory reform initiative**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Dean Poleahla, Office of Economic Development, Department of the Interior, Bureau of Indian Affairs, Room 2061 - MIB, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-2671
Fax: 202 208-3664

RIN: 1076-AD72

1445. LOAN GUARANTEE PROGRAM**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 25 USC 1451**CFR Citation:** 25 CFR 103**Legal Deadline:** None**Abstract:** The rule for the guaranteed loan program is being rewritten in plain English as part of the President's regulatory reform initiative.**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Woody Sneed, Financial Analyst, Department of the Interior, Bureau of Indian Affairs, Room 2063 - MIB, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-4796
Fax: 202 208-3664
Email: Woody_Sneed@ios.doi.gov

RIN: 1076-AD73

1446. EMPLOYMENT ASSISTANCE FOR ADULT INDIANS**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 25 USC 13**CFR Citation:** 25 CFR 26**Legal Deadline:** NPRM, Statutory, April 30, 1997.**Abstract:** The rule for BIA's employment assistance program for adult Indians is being rewritten in plain English as part of the President's regulatory reform initiative.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Dean Poleahla, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., Room 2061 MIB, Washington, DC 20240
Phone: 202 208-2671
Fax: 202 208-3664

RIN: 1076-AD75

1447. CERTIFICATES OF DEGREE OF INDIAN BLOOD**Priority:** Info./Admin./Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 25 USC 9; 25 USC 13**CFR Citation:** 25 CFR 70

DOI—BIA

Proposed Rule Stage

Legal Deadline: None

Abstract: This rule revises into plain English the procedures for processing certificates of degree of Indian blood.

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	

Small Entities Affected: None

Government Levels Affected: Tribal

Agency Contact: Bettie Rushing, Office of Tribal Services, Department of the Interior, Bureau of Indian Affairs, Room 4641 MIB, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-3463
Fax: 202 501-0679

RIN: 1076-AD78

1448. INDIAN HIGHWAY SAFETY PROGRAM COMPETITIVE GRANT SELECTION CRITERIA

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 23 USC 402; 25 USC 13

CFR Citation: 25 CFR 181

Legal Deadline: None

Abstract: This rule will notify Indian tribes how BIA determines which tribes will participate in a grant program that awards funds for reducing the number of traffic accidents.

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Charles L. Jaynes, Program Administrator, Department of the Interior, Bureau of Indian Affairs, 505 Marquette NW., Suite 1705, Albuquerque, NM 87102
Phone: 505 248-5053
Fax: 505 248-5064

RIN: 1076-AD82

1449. USE OF COLUMBIA RIVER FISH ACCESS SITES

Priority: Substantive, Nonsignificant

Legal Authority: PL 100-581

CFR Citation: 25 CFR 247

Legal Deadline: None

Abstract: This rule contains procedures for permitting tribal use of fishing access sites on the Columbia River. These sites are required to allow tribes boat access to the river so that they may exercise their treaty fishing rights. The rule defines who may use the sites, permitted and prohibited activities, and health and safety standards. It also provides rules for using facilities located on the sites.

Timetable:

Action	Date	FR Cite
NPRM	09/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Chuck James, Area Archeologist, Department of the Interior, Bureau of Indian Affairs, 911 NE 11th Avenue, Portland, OR 97232
Phone: 503 231-6229
Fax: 503 231-2275

RIN: 1076-AD83

DEPARTMENT OF THE INTERIOR (DOI)

Final Rule Stage

Bureau of Indian Affairs (BIA)

1450. ADMINISTRATION OF THE INDIAN ADULT EDUCATION PROGRAMS

Priority: Other Significant

Legal Authority: 25 USC 13

CFR Citation: 25 CFR 46

Legal Deadline: None

Abstract: These proposed regulations are designed to provide standardized administrative procedures for administering and operating Indian adult education programs.

Timetable:

Action	Date	FR Cite
NPRM	12/30/87	12 FR 49172
NPRM Comment Period End	02/29/88	52 FR 49172
Public consultation	01/23/91	
NPRM	08/25/94	59 FR 44016
NPRM Comment Period End	01/31/95	
Final Action	05/01/97	

Small Entities Affected: None

Government Levels Affected: Tribal

Agency Contact: Garry R. Martin, Education Specialist, Department of the Interior, Bureau of Indian Affairs, Office of Indian Education Programs, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-4871
TDD: 202 208-3312

RIN: 1076-AA15

1451. LEASING AND PERMITTING

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 395; 25 USC 402; 25 USC 403; 25 USC 466

CFR Citation: 25 CFR 162

Legal Deadline: None

Abstract: This rule will reorganize the existing leasing and permitting rule into subparts and incorporate the

provisions on range permits and leasing required by Public Law 103-177.

Timetable:

Action	Date	FR Cite
NPRM	06/17/96	61 FR 30560
NPRM Comment Period End	10/15/96	
Final Action	09/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mark Bradford, Chief, Branch of Agriculture and Range, Department of the Interior, Bureau of Indian Affairs, Room 4513 - MIB, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-3598
Fax: 202 219-1255

RIN: 1076-AA29

1452. ROADS OF THE BUREAU OF INDIAN AFFAIRS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in

DOI—BIA

Final Rule Stage

the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 47; 25 USC 318a; 23 USC 202; 23 USC 204

CFR Citation: 25 CFR 170

Legal Deadline: None

Abstract: The Bureau of Indian Affairs is proposing to revise 25 CFR part 170 to reflect the current Bureau of Indian Affairs and Federal Highway Administration policies for road systems on Indian reservations. This change is proposed to assure that funds are apportioned from the Highway Trust Fund for construction projects on Indian reservations roads in accordance with the relative needs of the reservation, and to encourage tribal self-determination.

Timetable:

Action	Date	FR Cite
NPRM	03/24/94	59 FR 14030
NPRM Comment Period End	05/23/94	
Final Action	08/00/97	
Final Action Effective	09/00/97	

Small Entities Affected: None

Government Levels Affected: Tribal

Agency Contact: LeRoy Gishi, Chief, Division of Transportation, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., Room 4058, MIB, Washington, DC 20240
Phone: 202 208-4359
Fax: 202 208-4696

RIN: 1076-AB05

1453. NAVAJO PARTITIONED LANDS GRAZING REGULATIONS

Priority: Other Significant

Legal Authority: 25 USC 640(d)

CFR Citation: 25 CFR 161

Legal Deadline: None

Abstract: These regulations are necessary for implementation of the livestock and grazing control provisions of 25 USC 640(d). In 1982 the Federal District Court for Arizona abolished 25 CFR 153, Grazing Regulation for the Joint Use Administrative Area and ordered the Secretary to promulgate new regulations for the control of grazing and livestock for the former Joint Use Administrative Area. Due to a lack of tribal concurrence, regulations were not promulgated for lands partitioned to the Navajo Tribe. Navajo

tribal concurrence has been recently obtained; therefore, the BIA needs to move forward with publication of these regulations. Any cost associated with the implementation of these regulations will be assumed within the BIA annual budget. Cost associated with compliance of the provisions of these regulations will be borne by the Navajo Tribe or its members. There is no associated cost to the general public.

Timetable:

Action	Date	FR Cite
NPRM	11/01/95	60 FR 55506
NPRM Comment Period End	09/06/96	61 FR 29327
Final Action	09/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mark Bradford, Chief, Branch of Agriculture and Range, Department of the Interior, Bureau of Indian Affairs, Room 4513, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-3598
Fax: 202 219-1255

RIN: 1076-AC81

1454. RANGE REGULATIONS

Priority: Other Significant

Legal Authority: PL 103-177

CFR Citation: 25 CFR 162; 25 CFR 166

Legal Deadline: Final, Statutory, December 3, 1995.

Abstract: This rule implements the Education Trespass and Land Management portion of Public Law 103-177.

Timetable:

Action	Date	FR Cite
NPRM	06/03/96	61 FR 27824
NPRM Comment Period End	10/01/96	
Final Action	09/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mark Bradford, Chief, Branch of Agriculture and Range, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., Room 4559, Washington, DC 20240
Phone: 202 208-3598
Fax: 202 501-1716

RIN: 1076-AD04

1455. PREFERENCE IN EMPLOYMENT

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 479

CFR Citation: 25 CFR 5

Legal Deadline: None

Abstract: The Bureau is proposing to eliminate provisions relating to preference in employment because they expired on January 5, 1990.

Timetable:

Action	Date	FR Cite
NPRM	07/12/96	61 FR 36671
NPRM Comment Period End	09/10/96	
Final Action	06/30/97	
Final Action Effective	07/30/97	

Small Entities Affected: None

Government Levels Affected: Tribal

Agency Contact: Bettie Rushing, Department of the Interior, Bureau of Indian Affairs, Room 4641 MIB, 1849 C Street NW., Washington, DC 20245
Phone: 202 208-4400

RIN: 1076-AD05

1456. INDIAN TRIBAL JUSTICE SUPPORT

Priority: Substantive, Nonsignificant

Legal Authority: PL 103-176; 5 USC 301; 25 USC 2; 25 USC 9; 25 USC 13; 25 USC 200; 25 USC 3601 et seq

CFR Citation: 25 CFR 92

Legal Deadline: Final, Statutory, June 3, 1994.

Abstract: This rule will establish a base funding formula for the distribution of appropriations under the Indian Tribal Justice Act. BIA will use this formula to determine the funding levels to be awarded to eligible Indian tribes for use in establishing or enhancing traditional or contemporary justice systems.

Timetable:

Action	Date	FR Cite
Tribal Consultation	06/20/95	
NPRM	07/30/96	61 FR 39607
NPRM Comment Period End	09/30/96	
Final Action	06/00/97	
Final Action Effective	07/00/97	

DOI—BIA

Final Rule Stage

Small Entities Affected: None

Government Levels Affected: Tribal

Agency Contact: Bettie Rushing, Chief, Branch of Judicial Services, Office of Tribal Services, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., Room 4641 MIB, Washington, DC 20240
Phone: 202 208-4400

RIN: 1076-AD15

1457. LEASING OSAGE RESERVATION LANDS FOR MINING OF MINERALS OTHER THAN OIL AND GAS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 59-321

CFR Citation: 25 CFR 214

Legal Deadline: None

Abstract: This revision eliminates royalties for minerals not found within the Osage Mineral Estate and gives the Osage tribal Council authority for setting applicable royalty rates. This revision also replaces outmoded methods of exchange with modern methods and designates officials responsible for management of non-oil and gas minerals within the Osage Mineral Estate. The revisions will enhance the Department's management of the production of these minerals and eliminate inaccuracies in the current regulations.

Timetable:

Action	Date	FR Cite
NPRM	08/08/96	61 FR 41365
NPRM Comment Period End	10/07/96	
Final Action	06/00/97	
Final Action Effective	07/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Gordon Jackson, Superintendent, Osage Agency, Department of the Interior, Bureau of Indian Affairs, P.O. Box 1539, Pawhuska, OK 74056
Phone: 918 287-1032
Fax: 918 287-4320

RIN: 1076-AD34

1458. LEAD AND ZINC MINING OPERATIONS AND LEASES ON QUAPAW INDIAN LANDS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 66-359; PL 75-39

CFR Citation: 25 CFR 215

Legal Deadline: None

Abstract: This rule will update the procedures for leasing and discovery, testing, processing, developing, and mining lead and zinc on lands under the jurisdiction of BIA's Miami Agency in Ottawa County, Oklahoma. The revisions will assist affected Indians with the efficient development of their lead and zinc deposits without waste, avoidable loss, or damage to their natural resources, the environment, or other resources. The rule will also retitle 25 CFR 215.

Timetable:

Action	Date	FR Cite
NPRM	08/27/96	61 FR 44019
NPRM Comment Period End	10/28/96	
Final Action	09/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dennis Sisco, Superintendent, Miami Agency, Department of the Interior, Bureau of Indian Affairs, P.O. Box 391, Miami, OK 74355
Phone: 918 542-3396
Fax: 918 542-7202

RIN: 1076-AD35

1459. MANAGEMENT OF THE TRIBAL ASSETS OF THE UTE INDIAN TRIBE

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 677; 25 USC 2; 25 USC 9

CFR Citation: 25 CFR 217

Legal Deadline: None

Abstract: This rule provides procedures for joint management of undivided assets by the Tribal Business Committee, representing the full-blood group, and the Ute Distribution Corporation, representing the mixed-blood group. This action is required by law to divide net proceeds from the undivided assets between the two groups in proportion to the number of persons comprising the final membership roll of each group.

Timetable:

Action	Date	FR Cite
NPRM	06/03/96	61 FR 27831
NPRM Comment Period End	08/02/96	
Final Action	06/00/97	
Final Action Effective	07/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dave Allison, Superintendent, Uintah and Ouray Agency, Department of the Interior, Bureau of Indian Affairs, P.O. Box 130, Fort Duchesne, UT 84026
Phone: 801 722-4300
Fax: 801 722-2323

RIN: 1076-AD37

1460. IRRIGATION PROJECTS AND SYSTEMS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 385

CFR Citation: 25 CFR 171

Legal Deadline: None

Abstract: This rule governs the operation and maintenance of BIA-owned irrigation projects. It is being revised as part of the President's reinvention initiative.

Timetable:

Action	Date	FR Cite
NPRM	07/05/96	61 FR 35167
NPRM Comment Period End	09/03/96	
Final Action	09/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ross Mooney, Civil Engineer, Department of the Interior,

DOI—BIA

Final Rule Stage

Bureau of Indian Affairs, Room 4513
MIB, 1849 C Street NW., Washington,
DC 20240
Phone: 202 208-5480
Fax: 202 219-1255
RIN: 1076-AD44

1461. INDIAN ELECTRIC POWER UTILITIES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 385

CFR Citation: 25 CFR 175

Legal Deadline: None

Abstract: This rule contains procedures governing the operation of BIA-owned power utilities. It is being revised as part of the President's reinvention initiative.

Timetable:

Action	Date	FR Cite
NPRM	06/07/96	61 FR 29040
NPRM Comment Period End	08/06/96	
Final Action	09/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Ross Mooney, Civil Engineer, Department of the Interior, Bureau of Indian Affairs, Room 4513 MIB, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-5480
Fax: 202 219-1255
RIN: 1076-AD45

1462. SPECIAL EDUCATION

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: PL 102-109
Individuals with Disabilities Act

CFR Citation: 25 CFR 45

Legal Deadline: None

Abstract: Part 45 is being eliminated because it does not comply with PL 102-119, the Individuals with Disabilities Act (IDEA). The Department

of Education's rule at 34 CFR 300 already incorporates the requirements of IDEA. BIA management and clientele feel that using 34 CFR 300 is in the best interest of all concerned. For this reason, BIA is eliminating the rules in 25 CFR 45.

Timetable:

Action	Date	FR Cite
NPRM	07/02/96	61 FR 34399
NPRM Comment Period End	09/03/96	
Final Action	04/00/97	

Small Entities Affected: None

Government Levels Affected: Tribal

Agency Contact: Kenneth C. Whitehorn, Acting Chief, Branch of Exceptional Education, Department of the Interior, Bureau of Indian Affairs, Room 3512, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-3559
TDD: 202 273-0030

RIN: 1076-AD49

1463. APPEALS FROM ADMINISTRATIVE ACTIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 301; 25 USC 2; 25 USC 9

CFR Citation: 25 CFR 2

Legal Deadline: None

Abstract: This rule changes the BIA delegations of authority and appeals process. The change will reduce burden on the tribes since there will be less confusion about how to file appeals and the processing of appeals within the Bureau. The revision will also clarify the rule and make it consistent with Bureau policy.

Timetable:

Action	Date	FR Cite
NPRM	06/21/96	61 FR 31875
NPRM Comment Period End	09/19/96	
Final Action	06/00/97	
Final Action Effective	07/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Bettie Rushing, Tribal Services, Department of the Interior, Bureau of Indian Affairs, Room 4641, 1849 C Street NW., Washington, DC 20240

Phone: 202 208-4400

Fax: 202 208-5113

RIN: 1076-AD50

1464. HOUSING IMPROVEMENT PROGRAM

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 13

CFR Citation: 25 CFR 256

Legal Deadline: None

Abstract: This revision will simplify, streamline, and update the Bureau's housing program to better reflect the needs of its customers and to better reflect current and proposed industry and Government housing standards.

Timetable:

Action	Date	FR Cite
NPRM	07/15/96	61 FR 36829
NPRM Comment Period End	09/13/96	
Final Action	06/00/97	
Final Action Effective	07/00/97	

Small Entities Affected: None

Government Levels Affected: Tribal, Federal

Agency Contact: June Henkel, Chief, Division of Housing Assistance, Department of the Interior, Bureau of Indian Affairs, Room 4603, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-2721
Fax: 202 208-4097

RIN: 1076-AD52

1465. INDIAN COUNTRY LAW ENFORCEMENT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 2801 TO 2809; 18 USC 1153; 18 USC 1157; 13 USC 18; EO 10450

DOI—BIA

Final Rule Stage

CFR Citation: 25 CFR 12.100

Legal Deadline: None

Abstract: This revision will retitle part 12 and revise it to comply with the President's reinvention initiative. This revision is contingent upon revision of the BIA manual and publication of a detention handbook. The material that the Bureau formerly planned to publish as a separate part covering detention standards will now be shortened and incorporated into part 12.

Timetable:

Action	Date	FR Cite
NPRM	07/05/96	61 FR 35163
NPRM Comment Period End	09/03/96	
Final Action	06/00/97	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: Tribal, Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Mark Mullins, Criminal Investigator, Division of Law Enforcement, Department of the Interior, Bureau of Indian Affairs, Room 4550, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-5787
Fax: 202 208-6170

RIN: 1076-AD56

1466. ARRANGEMENT WITH STATES, TERRITORIES, OR OTHER AGENCIES FOR SOCIAL WELFARE AND RELIEF OF DISTRESS OF INDIANS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 454

CFR Citation: 25 CFR 21

Legal Deadline: None

Abstract: The Bureau is revising these regulations by rewriting them in plain English so that they will be more user friendly.

Timetable:

Action	Date	FR Cite
NPRM	07/01/96	61 FR 33876
Final Action	06/00/97	
Final Action Effective	07/00/97	

Small Entities Affected: None

Government Levels Affected: Tribal

Agency Contact: Larry R. Blair, Chief, Division of Social Services, Department of the Interior, Bureau of Indian Affairs, Room 4603 MIB, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-2721

RIN: 1076-AD61

1467. APPLICABILITY OF RULES OF THE BUREAU OF INDIAN AFFAIRS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 301; R.S. 463; 25 USC 2

CFR Citation: 25 CFR 1

Legal Deadline: None

Abstract: This rule provides information on the applicability of the Bureau's regulations. It is being rewritten in plain English to make it more user friendly.

Timetable:

Action	Date	FR Cite
NPRM	06/03/96	61 FR 27821
NPRM Comment Period End	08/02/96	
Final Action	06/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: James McDivitt, Acting Director, Office of Management and Administration, Department of the Interior, Bureau of Indian Affairs, Room 4657 MIB, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-4174
Fax: 202 208-3575

RIN: 1076-AD64

1468. OPERATION OF U.S.M.S. NORTH STAR BETWEEN SEATTLE, WA, AND ALASKA

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 301; 25 USC 2; 25 USC 9; 25 USC 13

CFR Citation: 25 CFR 142

Legal Deadline: None

Abstract: The Bureau is proposing to revise these rules to improve the language, enhance the utility, and eliminate obsolete provisions.

Timetable:

Action	Date	FR Cite
ANPRM	06/20/96	61 FR 31470
ANPRM Comment Period End	08/19/96	
Final Action	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Warren Heislet, Assistant Area Director, Juneau Area Office, Department of the Interior, Bureau of Indian Affairs, 709 West 9th Street, Juneau, Alaska 99802
Phone: 907 586-7177

RIN: 1076-AD66

1469. INDIAN FISHING—HOOPA VALLEY INDIAN RESERVATION

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 43 USC 1457; 25 USC 2; 25 USC 9; 25 USC 13

CFR Citation: 25 CFR 250

Legal Deadline: None

Abstract: This part is being eliminated because it is no longer needed.

Timetable:

Action	Date	FR Cite
NPRM	05/02/96	61 FR 19600
NPRM Comment Period End	07/01/96	
Final Action	06/00/97	
Final Action Effective	07/00/97	

Small Entities Affected: None

DOI—BIA

Final Rule Stage

Government Levels Affected: None
Agency Contact: Rick Fielitz, Area Forester, Sacramento Area Office, Department of the Interior, Bureau of Indian Affairs, 2 Federal Office Building, 2800 Cottage Way, Sacramento, CA 95825
 Phone: 916 979-2581
 Fax: 916 978-4695
RIN: 1076-AD68

1470. INDIAN BUSINESS DEVELOPMENT PROGRAM

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.
Legal Authority: 25 USC 1524
CFR Citation: 25 CFR 286
Legal Deadline: None
Abstract: The Indian Business Development Program is being discontinued. Entities already having received grants must submit business financial statements. The rule is being rewritten in plain English to reflect this situation.
Timetable:

Action	Date	FR Cite
NPRM	01/30/97	62 FR 4497
Final Action	12/00/97	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Woody Sneed, Financial Analyst, Department of the

Interior, Bureau of Indian Affairs, Room 2063 MIB, 1849 C Street NW., Washington, DC 20240
 Phone: 202 208-4796
 Fax: 202 208-3664
 Email: Woody__Sneed@ios.doi.gov
RIN: 1076-AD70

1471. TRIBAL REVENUE ALLOCATION PLANS

Priority: Info./Admin./Other
Legal Authority: 25 USC 13
CFR Citation: 25 CFR 1
Legal Deadline: None
Abstract: Notifies the public of how tribal revenues are allocated.
Timetable:

Action	Date	FR Cite
NPRM	06/07/96	61 FR 29044
NPRM Comment Period End	08/06/96	
Final Action	06/00/97	
Final Action Effective	07/00/97	

Small Entities Affected: None
Government Levels Affected: None
Additional Information: The NPRM was published in the Federal Register as RIN 1076-AD14.
Agency Contact: Deborah Maddox, Director, Office of Tribal Services, Department of the Interior, Bureau of Indian Affairs, Room 4603, 1849 C Street NW., Washington, DC 20240
 Phone: 202 208-3463
RIN: 1076-AD74

1472. COURTS OF INDIAN OFFENSES

Priority: Routine and Frequent
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 5 USC 301; 25 USC 2; 25 USC 9; 25 USC 13; 25 USC 200
CFR Citation: 25 CFR 11
Legal Deadline: None
Abstract: This rule will add offenses and clarify the authority of Courts of Indian Offenses.
Timetable:

Action	Date	FR Cite
NPRM	07/05/96	61 FR 35158
NPRM Comment Period End	09/04/96	
Final Action	06/00/97	
Final Action Effective	07/00/97	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Bettie Rushing, Office of Tribal, Services, Department of the Interior, Bureau of Indian Affairs, Room 4641 MIB, 1849 C Street NW., Washington, DC 20240
 Phone: 202 208-3463
 Fax: 202 501-0679
RIN: 1076-AD76

DEPARTMENT OF THE INTERIOR (DOI) Bureau of Indian Affairs (BIA)

Completed Actions

1473. INDIVIDUAL INDIAN MONIES

Priority: Other Significant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
CFR Citation: 25 CFR 115
Completed:

Reason	Date	FR Cite
Withdrawn No further action will be taken at this time.	01/28/97	

Small Entities Affected: None

Government Levels Affected: None
Agency Contact: Pat Gerard
 Phone: 505 766-3223
RIN: 1076-AC65

1474. AMERICAN INDIAN TRUST FUND MANAGEMENT REFORM ACT OF 1994

Priority: Other Significant
CFR Citation: 25 CFR 144

Completed:

Reason	Date	FR Cite
Withdrawn Published under RIN 1035-AA00.	12/26/96	

Small Entities Affected: None
Government Levels Affected: Tribal
Agency Contact: Pat Gerard
 Phone: 505 248-5711
 Fax: 505 248-5782
RIN: 1076-AD28

DOI—BIA

Completed Actions

1475. RIGHTS OF WAY OVER INDIAN LANDS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 25 CFR 169

Completed:

Reason	Date	FR Cite
Withdrawn - No further action will be taken.	01/27/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Larry Scrivner
Phone: 202 208-7737
Fax: 202 219-1065

RIN: 1076-AD40

1476. OSAGE ROLL, CERTIFICATE OF COMPETENCY

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 25 CFR 154

Completed:

Reason	Date	FR Cite
Withdrawn - No further action will be taken.	01/27/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Larry Scrivner
Phone: 202 208-7737
Fax: 202 219-1065

RIN: 1076-AD41

1477. PATENTS IN FEE, CERTIFICATES OF COMPETENCY, AND SALE OF INDIAN LANDS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

duplication, or streamline requirements.

CFR Citation: 25 CFR 152

Completed:

Reason	Date	FR Cite
Withdrawn - No further action will be taken.	01/27/97	

Small Entities Affected: None

Government Levels Affected: Tribal, Federal

Agency Contact: Larry Scrivner
Phone: 202 208-7737
Fax: 202 219-1065

RIN: 1076-AD42

1478. LAND RECORDS AND TITLE DOCUMENTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 25 CFR 150

Completed:

Reason	Date	FR Cite
Withdrawn - No further action will be taken.	01/27/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Larry Scrivner
Phone: 202 208-7737
Fax: 202 219-1065

RIN: 1076-AD43

1479. LICENSED INDIAN TRADERS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 25 CFR 140

Completed:

Reason	Date	FR Cite
Withdrawn - No further action will be taken.	01/27/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Nancy Jemison
Phone: 703 235-2571
Fax: 703 235-8610

RIN: 1076-AD51

1480. ELECTION OF OFFICERS OF THE OSAGE TRIBAL COUNCIL

Priority: Info./Admin./Other

CFR Citation: 25 CFR 90

Completed:

Reason	Date	FR Cite
Withdrawn No further action will be taken at this time.	01/27/97	

Small Entities Affected: None

Government Levels Affected: Tribal

Agency Contact: Bettie Rushing
Phone: 202 208-4400
Fax: 202 501-0679

RIN: 1076-AD79

1481. • CORRECTION TO GAMING REGULATIONS

Priority: Info./Admin./Other

Legal Authority: 25 USC 2701

CFR Citation: 25 CFR 290

Legal Deadline: None

Abstract: This correction clarifies that the rule applies prospectively to plans submitted for approval from the effective date of the final rule.

Timetable:

Action	Date	FR Cite
Final Action	01/08/97	61 FR 1057
Final Action Effective	01/08/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: George Skibine, Director, Indian Gaming Management Staff, Department of the Interior, Bureau of Indian Affairs, Room 4070, 1849 C Street NW., Washington, DC 20240

Phone: 202 208-4068
Fax: 202 208-3153

RIN: 1076-AD84

BILLING CODE 4310-02-F

DEPARTMENT OF THE INTERIOR (DOI)
Minerals Management Service (MMS)

Proposed Rule Stage

1482. ROYALTY PAYMENT LIABILITY**Priority:** Substantive, Nonsignificant**Legal Authority:** 25 USC 396 et seq; 25 USC 396a et seq; 25 USC 2101 et seq; 30 USC 181 et seq; 30 USC 351 et seq; 30 USC 1001 et seq; 30 USC 1701 et seq; 31 USC 9701; 43 USC 1301 et seq; 43 USC 1331 et seq; 43 USC 1801 et seq**CFR Citation:** 30 CFR 211**Legal Deadline:** None

Abstract: Responsibilities of Minerals Management Service include the collection of royalties, bonuses, rentals, and related revenues from Federal and Indian mineral leases. These monies are, for the most part, collected from the current designated payor on the lease. However, if MMS is unable to collect from the current payor, it must pursue collections from a prior payor(s), the lessee, or an assignee of the lease. Existing regulations are unclear as to the responsibilities and liabilities of the parties involved. Therefore, MMS is proposing to amend its regulations to clarify payor, lessee, and assignee requirements and responsibilities.

Timetable:

Action	Date	FR Cite
NPRM	04/13/94	59 FR 17504
NPRM	06/09/95	60 FR 30492
Comment Period Extended to 1/8/96	08/30/95	60 FR 45112
Comment Period Extended to 1/26/96	10/03/95	60 FR 56033
NPRM	10/00/97	
NPRM Comment Period End	12/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** David Guzy, Chief, Rules and Publications, Department of the Interior, Minerals Management Service, P.O. Box 25165, MS 3000, Denver, CO 80225-0165

Phone: 303 231-4332

Fax: 303 231-3194

Email: david_guzy@smtp.mms.gov

RIN: 1010-AB45**1483. RELEASE OF THIRD PARTY PROPRIETARY INFORMATION****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 301 et seq; 25 USC 396 et seq; 30 USC 181 et seq; 31 USC 9701; 43 USC 1301 et seq**CFR Citation:** 30 CFR 243**Legal Deadline:** None

Abstract: This revision will allow MMS to provide appellants with documents containing proprietary information upon which assessments are based and which third parties furnished to MMS. This rule addresses only situations where MMS provides documents in administrative appeal. It does not address MMS providing any other type of document outside the administrative appeals process.

Timetable:

Action	Date	FR Cite
NPRM	04/03/97	62 FR 16116
NPRM Comment Period End	06/03/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** David Guzy, Chief, Rules and Publications, Department of the Interior, Minerals Management Service, PO Box 25165, Room 3000, Denver, CO 80225-0165

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Email: david_guzy@smtp.mms.gov

RIN: 1010-AC08**1484. SEISMIC REASSESSMENT OF CALIFORNIA OUTER CONTINENTAL SHELF PLATFORMS****Priority:** Substantive, Nonsignificant**Legal Authority:** 14 USC 1334**CFR Citation:** 30 CFR 250.145**Legal Deadline:** None

Abstract: MMS has been investigating the need for platform seismic reassessment guidelines since the Loma Prieta earthquake. This rule will require an operator to ascertain the safety of a platform before making major modifications or after damage to a primary member.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Room 4700, Herndon, VA 22070-4817

Phone: 703 787-1600

Fax: 703 787-1575

RIN: 1010-AC17**1485. AMENDMENTS TO ALLOWANCE DETERMINATION REGULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 30 USC 1701; 30 USC 181; 30 USC 351; 43 USC 1301**CFR Citation:** 30 CFR 206**Legal Deadline:** None

Abstract: This rule is being revised to reflect a recent decision by the Interior Board of Land Appeals that 30 CFR 206.157 does not confer authority to revoke an approved gas transportation allowance in effect when the regulation was promulgated in March 1988.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
NPRM Comment Period End	12/00/97	

Small Entities Affected: None**Government Levels Affected:** State, Tribal**Agency Contact:** David S. Guzy, Chief, Rules and Publications, Department of the Interior, Minerals Management Service, P.O. Box 25165, Room 3101, Denver, CO 80225-0165

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Email: David_Guzy@smtp.mms.gov

RIN: 1010-AC22**1486. AMENDMENTS TO STANDARDS FOR REPORTING AND PAYING ROYALTIES ON GAS AND THE GAS ANALYSIS REPORT****Priority:** Substantive, Nonsignificant**Legal Authority:** 30 USC 301; 25 USC 396; 25 USC 396a; 25 USC 2101; 30 USC 181; 30 USC 351; 30 USC 1001; 30 USC 1701; 31 USC 3716; 31 USC 9701; 43 USC 1301; 43 USC 1331; 43 USC 1801; 31 USC 3720a**CFR Citation:** 30 CFR 202; 30 CFR 216**Legal Deadline:** None

Abstract: To make the Royalty Management Program's regulations consistent with proposed offshore regulations to require gas reporting at the standard conditions of 14.73 psia and adjusted to 60 degrees Fahrenheit.

DOI—MMS

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	04/03/97	62 FR 16121
NPRM Comment	05/05/97	
Period End		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: David S. Guzy, Chief, Rules and Publications, Department of the Interior, Minerals Management Service, Room 3101, P.O. Box 25165, Denver, CO 80225-0165
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RIN: 1010-AC23

1487. • VALUATION OF OIL FROM INDIAN LEASES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 301; 25 USC 396; 25 USC 396a; 25 USC 2101; 30 USC 181; 30 USC 351; 30 USC 1001; 30 USC 1701; 31 USC 9701; 43 USC 1301; 43 USC 1331; 43 USC 1801

CFR Citation: 30 CFR 206

Legal Deadline: None

Abstract: This rule modifies the valuation procedures for arm's-length and non-arm's-length transactions for oil produced from or allocated to Indian leases. Because of different terms of Indian leases and the government's Indian trust responsibility, MMS has decided to develop separate rules for Federal oil valuation.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment	06/00/97	
Period End		

Small Entities Affected: None

Government Levels Affected: Tribal

Agency Contact: David S. Guzy, Chief, Rules and Procedures Staff, Royalty Management Program, Department of the Interior, Minerals Management Service, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3432

Fax: 303 231-3194

RIN: 1010-AC24

1488. • DELEGATION TO STATES

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 30 USC 1735

CFR Citation: 30 CFR 229

Legal Deadline: Final, Statutory, September 1, 1997.

Abstract: This rule allows the Secretary to delegate to the States certain royalty management functions for Federal lands. It expands the functions that a State can request for delegation, including: conducting audits and investigations, processing production and financial reporting and correcting erroneous data; performing automated verification; and issuing demands, subpoenas, and orders to perform restructured accounting. The rule states the specific activities that a State must perform under each delegation and the standards a State must follow in performing each function.

Timetable:

Action	Date	FR Cite
NPRM	05/00/97	
NPRM Comment	07/00/97	
Period End		

Small Entities Affected: None

Government Levels Affected: State, Federal

Agency Contact: David S. Guzy, Chief, Rules and Procedures Staff, Royalty Management Program, Department of the Interior, Minerals Management Service, P.O. Box 25165, Denver, CO 80225-0165
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RIN: 1010-AC25

1489. • OIL AND GAS AND SULPHUR OPERATIONS IN THE OUTER CONTINENTAL SHELF - SUBPART A - GENERAL

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in

the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1334

CFR Citation: 30 CFR 250

Legal Deadline: None

Abstract: This rule is a complete rewrite in plain English and changes the current regulation by both adding and deleting language. Although some of these changes could be considered significant when compared to the current regulations, they support the policies and procedures now in place. The proposed rule is revised to be as broad and general in scope as feasible.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
NPRM Comment	12/00/97	
Period End		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, Room 4700, 381 Elden Street, Herndon, VA 20147
Phone: 703 787-1600

RIN: 1010-AC32

1490. • OIL AND GAS PRODUCTION RATES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1331 et seq

CFR Citation: 30 CFR 250

Legal Deadline: None

Abstract: This rule eliminates obsolete and burdensome requirements. In addition, the rule is rewritten in plain English.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
NPRM Comment	12/00/97	
Period End		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior,

DOI—MMS

Proposed Rule Stage

Minerals Management Service, Room 4700, 381 Elden Street, Herndon, VA 20147

Phone: 703 787-1600

RIN: 1010-AC36

1491. • BLOWOUT PREVENTER TESTING REQUIREMENTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1334

CFR Citation: 30 CFR 250.57

Legal Deadline: None

Abstract: This rule allows lessees up to 14 days between blowout preventer (BOP) pressure tests instead of the weekly tests currently required. MMS proposes this revision based upon a recently completed study of BOP performance. This study concluded that no statistical difference exists between 8- and 14-day intervals. MMS estimates that the revised testing time frame could save industry \$20 million to \$30 million per year without compromising safety.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, Room 4700, 381 Elden Street, Herndon, VA 20147

Phone: 703 787-1600

RIN: 1010-AC37

DEPARTMENT OF THE INTERIOR (DOI)

Final Rule Stage

Minerals Management Service (MMS)

1492. VALUATION OF GAS FROM INDIAN LEASES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 301 et seq; 25 USC 396 et seq; 25 USC 396a et seq; 25 USC 2101 et seq; 30 USC 181 et seq; 30 USC 351 et seq; 30 USC 1001 et seq; 30 USC 1701 et seq; 31 USC 9701; 43 USC 1301 et seq; 43 USC 1331 et seq; 43 USC 1801 et seq

CFR Citation: 30 CFR 206

Legal Deadline: None

Abstract: The rule will amend the regulations governing the valuation of gas produced from Indian leases. The primary purpose of these amendments is to ensure that Indian mineral lessors receive maximum revenues from mineral resources on their land consistent with the Department's trust responsibility and lease terms.

Timetable:

Action	Date	FR Cite
ANPRM	08/04/94	59 FR 39712
NPRM	09/23/96	61 FR 49894
NPRM Comment Period End	11/22/96	
Final Action	10/00/97	
Final Action Effective	12/00/97	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This rule is being developed using the negotiated rulemaking process which will include representatives of MMS, Indian tribes, States, and industry. Notice of public meetings will be published in the Federal Register.

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RIN: 1010-AB57

1493. CREDIT ADJUSTMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301 et seq; 25 USC 396 et seq; 25 USC 396a et seq; 25 USC 2101 et seq; 30 USC 181 et seq; 30 USC 351 et seq; 30 USC 1001 et seq; 30 USC 1701 et seq; 31 USC 9701; 43 USC 1301 et seq; 43 USC 1331 et seq; 43 USC 1801 et seq

CFR Citation: 30 CFR 218

Legal Deadline: None

Abstract: Section 10 of the Outer Continental Shelf Lands Act (OCSLA), 43 USC 1339, requires that a lessee or payor under an offshore lease submit a request to Minerals Management Service (MMS) for recoupment or refund of an overpayment (credit adjustment) within 2 years of the date of the original payment. However, current law does not provide for a time

limitation on credit adjustments under onshore Federal or Indian leases similar to that provided in the OCSLA. This rule would add a new provision entitled "Limitations on Credit Adjustments" which would restrict credit adjustments without prior authorization to payments due within 5 years before the date of the adjustments. The rule provides that MMS could authorize credit adjustments with respect to payments made more than 5 years but less than 10 years before the date of the adjustments. However, credit adjustments with respect to any payment made more than 10 years before the date of the adjustment would be prohibited.

The Debt Collection Act of 1982 (DCA), 31 USC 3716, allows Federal agencies to collect outstanding claims by administrative offset. The DCA instructs each agency to prescribe regulations before collecting a claim by administrative offset, of royalties, interest, or other amounts due under Federal and Indian oil, gas, and other mineral leases.

Timetable:

Action	Date	FR Cite
NPRM	08/17/93	58 FR 43588
NPRM Comment Period End	11/01/93	58 FR 50301
Final Action	10/00/97	
Final Action Effective	11/00/97	

Small Entities Affected: None

Government Levels Affected: None

DOI—MMS

Final Rule Stage

Additional Information: This rule now includes the material formerly contained in RIN 1010-AB74.

Agency Contact: David Guzy, Chief, Rules and Publications, Department of the Interior, Minerals Management Service, P.O. Box 25165, MS 3000, Denver, CO 80225-0165
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RIN: 1010-AB73

1494. REVISION OF REQUIREMENTS GOVERNING CORPORATE SURETY BONDS FOR OUTER CONTINENTAL SHELF LEASES

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1331 et seq

CFR Citation: 30 CFR 250; 30 CFR 251; 30 CFR 256

Legal Deadline: None

Abstract: This rule will amend current regulations requiring lessee surety bonds. The value of surety bonds required by current regulations for leases approved before November 27, 1993, is not adequate to protect the government from loss due to lessees' failure to comply with the terms of OCS leases. This rule embodies a comprehensive approach to the complex problems associated with the movement of smaller operators into the OCS. The potential costs are the increase in cost to obtain a higher level of bond coverage. Benefits would be the enhancement of smaller operators' ability to provide necessary surety, and to provide greater protection of the public interest by reducing the potential for losses to the government.

Timetable:

Action	Date	FR Cite
NPRM	12/08/95	60 FR 63011
NPRM Comment Period End	05/06/96	60 FR 8901
Final Action	04/00/97	
Final Action Effective	07/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, Room 4700, 381 Elden Street, Herndon, VA 22070

Phone: 703 787-1600

RIN: 1010-AB92

1495. GAS MEASUREMENT AND COMMINGLING

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1334; 30 USC 1711

CFR Citation: 30 CFR 250.181; 30 CFR 250.182; 30 CFR 250.184; 30 CFR 250.183; 30 CFR 250.180

Legal Deadline: None

Abstract: This rule would amend and update regulations applicable to oil and gas measurement, add a provision to an existing regulation that would clarify conditions under which surface commingling of gas would be approved, and add a new section to require measurement or estimation of gas volumes used on the leases or otherwise not saved for sale.

Timetable:

Action	Date	FR Cite
NPRM	02/20/97	62 FR 8665
Final Action	03/00/98	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, Room 4700, 381 Elden Street, Herndon, VA 22070-4817

Phone: 703 787-1600

RIN: 1010-AB97

1496. ROYALTIES, RENTALS, BONUSSES, AND OTHER MONIES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 396; 25 USC 2101; 30 USC 181; 30 USC 351; 30 USC 1701; 31 USC 9701; 43 USC 1301; 43 USC 1331; 43 USC 1801

CFR Citation: 30 CFR 218

Legal Deadline: None

Abstract: This rule implements changes in Treasury regulations that require agencies to use electronic collection and deposit of funds when cost effective, practical, and consistent with statutory authority. The rule will simplify industry's payments to MMS in compliance with the new Treasury requirements.

Timetable:

Action	Date	FR Cite
NPRM	04/19/96	61 FR 17266
NPRM Comment Period End	07/19/96	61 FR 28829
Final Action	05/00/97	
Final Action Effective	06/00/97	

Small Entities Affected: None

Government Levels Affected: State, Tribal

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RIN: 1010-AC01

1497. VALUATION OF GAS PRODUCTION—FEDERAL LEASES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 301; 25 USC 396; 25 USC 2101; 30 USC 181; 30 USC 351; 30 USC 1001; 30 USC 1701; 31 USC 9701; 43 USC 1301; 43 USC 1331; 43 USC 1801

CFR Citation: 30 CFR 206

Legal Deadline: None

Abstract: This rule amends regulations regarding the valuation of gas produced from Federal leases and agreements for arms-length and non-arms-length contracts. Due to the variety of situations in producing and marketing gas products, MMS's purpose is to provide a valuation procedure that closely reflects market conditions and allows royalty to be based upon information readily available to the lessee. The procedure will minimize the administrative burden on industry and MMS.

Timetable:

Action	Date	FR Cite
NPRM	05/21/96	61 FR 25421
NPRM Comment Period End	08/19/96	61 FR 37865
Final Action	10/00/97	
Final Action Effective	11/00/97	

Small Entities Affected: None

DOI—MMS

Final Rule Stage

Government Levels Affected: State, Federal

Additional Information: This rule was developed using the negotiated rulemaking process which included representatives of MMS, States, industry, and other interested parties. Public meetings were held in accordance with notices published in the Federal Register.

Agency Contact: David Guzy, Chief, Rules and Publications, Department of the Interior, Minerals Management Service, P.O. Box 25165, MS 3000, Denver, CO 80225-0165
Phone: 303 231-3432
Fax: 303 231-3194
Email: david_guzy@smtp.gov

RIN: 1010-AC02

1498. FEES FOR LEASE ASSIGNMENTS AND PIPELINE RIGHTS OF WAY

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1334; 43 USC 1331 et seq

CFR Citation: 30 CFR 250.160; 30 CFR 250.163; 30 CFR 256.64

Legal Deadline: None

Abstract: This rule amends the requirements governing filing fees for pipeline right of way applications and assignments and lease transfers. By increasing the filing fees, MMS will recover the costs of processing these documents. The amendment also establishes that future changes in these filing fees will be indexed to the Consumer Price Index "U."

Timetable:

Action	Date	FR Cite
NPRM	08/11/95	60 FR 41034
NPRM Comment Period End	10/10/95	
Final Action	05/00/97	
Final Action Effective	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Room 4700, Herndon, VA 22070

Phone: 703 787-1600
Fax: 703 787-1575

RIN: 1010-AC04

1499. ALLOWANCES FOR TRANSPORTATION AND PROCESSING COSTS ASSOCIATED WITH GAS VALUATION

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 301; 25 USC 396; 25 USC 2101; 30 USC 181; 30 USC 351; 30 USC 1001; 30 USC 1701; 31 USC 9701; 43 USC 1301; 43 USC 1331; 43 USC 1801

CFR Citation: 30 CFR 206

Legal Deadline: None

Abstract: This rule amends the regulations governing valuation for royalty purposes of gas produced from Federal and Indian leases. It primarily addresses allowances for transportation of gas. The amendments would clarify the methods by which gas royalties and deductions for gas transportation are calculated. The rule will also clarify changes required by Federal Energy Regulatory Commission Order 636 which has caused significant changes in the natural gas transportation industry.

Timetable:

Action	Date	FR Cite
NPRM	07/31/96	61 FR 39931
NPRM Comment Period End	09/30/96	
Final Action	10/00/97	
Final Action Effective	11/00/97	

Small Entities Affected: None

Government Levels Affected: State, Tribal

Agency Contact: David Guzy, Chief, Rules and Publications, Department of the Interior, Minerals Management Service, P.O. Box 25165, Room 3000, Denver, CO 80225-0165
Phone: 303 231-3432
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Email: david_guzy@smtp.mms.gov

RIN: 1010-AC06

1500. VALUATION OF OIL FROM FEDERAL MINERAL LEASES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 396 et seq; 25 USC 2101 et seq; 30 USC 181 et seq; 30 USC 351 et seq; 30 USC 1701 et seq; 31 USC 9701; 43 USC 1301 et seq; 43 USC 1331 et seq; 43 USC 1801 et seq

CFR Citation: 30 CFR 206

Legal Deadline: None

Abstract: This rule will improve oil valuation and reporting procedures to reflect current oil selling arrangements in the oil and gas industry.

Timetable:

Action	Date	FR Cite
ANPRM	12/20/95	60 FR 65610
ANPRM Comment Period End	03/19/96	
NPRM	01/24/97	62 FR 3742
NPRM Comment Period End	03/25/97	
Final Action	10/00/97	
Final Action Effective	11/00/97	

Small Entities Affected: None

Government Levels Affected: State, Tribal

Agency Contact: David Guzy, Chief, Rules and Publications, Department of the Interior, Minerals Management Service, PO Box 25165, Room 3000, Denver, CO 80225-0165
Phone: 303 231-2432
Fax: 303 231-3194
Email: david_guzy@smt.mms.gov

RIN: 1010-AC09

1501. GEOLOGICAL AND GEOPHYSICAL EXPLORATION OF THE OUTER CONTINENTAL SHELF

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1331 et seq; 43 USC 4332 et seq

CFR Citation: 30 CFR 251

DOI—MMS

Final Rule Stage

Legal Deadline: None

Abstract: This rule is being revised to reflect the current requirements and practices and to conform with new or changed laws and regulations. It expands the requirements for filing notice to include all geological and geophysical research not conducted under permit. It also clarifies that these regulations apply only to oil, gas, and sulphur, as all other minerals in the Outer Continental Shelf are covered by 30 CFR 280. This rule will provide other information, such as current filing location addresses.

Timetable:

Action	Date	FR Cite
NPRM	02/11/97	62 FR 6149
NPRM Comment Period End	04/14/97	
Final Action	03/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Room 4700, Herndon, VA 22070
Phone: 703 787-1600
Fax: 703 787-1575

RIN: 1010-AC10

1502. CIVIL PENALTY PROCEDURES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1334

CFR Citation: 30 CFR 250 subpart N

Legal Deadline: None

Abstract: This rule will be reinvented by rewriting it in plain English. The Outer Continental Shelf Lands Act provides MMS with significant flexibility in imposing civil penalties. MMS will rewrite the rule to state the process more clearly and remove provisions that are not needed.

Timetable:

Action	Date	FR Cite
NPRM	12/19/96	61 FR 66966
NPRM Comment Period End	03/19/97	

Action	Date	FR Cite
Final Action	10/00/97	
Final Action Effective	11/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, Room 4700, 381 Elden Street, Herndon, VA 22070
Phone: 703 787-1600

RIN: 1010-AC11

1503. SAFETY AND POLLUTION PREVENTION EQUIPMENT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1334

CFR Citation: 30 CFR 250.1; 30 CFR 250.2; 30 CFR 250.124; 30 CFR 250.126

Legal Deadline: None

Abstract: This amendment revises the safety and pollution prevention equipment quality assurance program. It also clarifies existing rules for safety valves and establishes a new definition for the term "lessee."

Timetable:

Action	Date	FR Cite
NPRM	12/18/96	61 FR 66639
NPRM Comment Period End	02/18/97	
Final Action	12/00/97	
Final Action Effective	01/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Room 4700, Herndon, VA 22070
Phone: 703 787-1600
Fax: 703 787-1575

RIN: 1010-AC12

1504. ROYALTY RELIEF FOR OUTER CONTINENTAL SHELF LEASES IN THE GULF OF MEXICO

Priority: Substantive, Nonsignificant

Legal Authority: PL 104-58 Outer Continental Shelf Deep Water Relief Act

CFR Citation: 30 CFR 202; 30 CFR 206; 30 CFR 210; 30 CFR 216; 30 CFR 217; 30 CFR 218; 30 CFR 250.175; 30 CFR 256.32; 30 CFR 260

Legal Deadline: Final, Statutory, May 28, 1996.

Abstract: The Act authorizes the Secretary of the Interior to modify royalty or net profit share terms of certain existing leases and to offer new leases subject to the Act's provisions for royalty suspension volumes in water depths of 200 meters or more in parts of the Central and Western Gulf of Mexico. The Act directs the Secretary to promulgate implementing regulations within 180 days of enactment.

Timetable:

Action	Date	FR Cite
ANPRM	02/23/96	61 FR 6958
ANPRM Comment Period End	04/08/96	
Interim Final Rule	05/31/96	61 FR 27263
Final Action	12/00/97	
Final Action Effective	01/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Eldon Street, Room 4700, Herndon, VA 22075-4817
Phone: 703 787-1600
Fax: 703 787-1575

RIN: 1010-AC13

1505. DEEP WATER ROYALTY RELIEF—TRACTS OFFERED BETWEEN NOVEMBER 28, 1995, AND NOVEMBER 28, 2000

Priority: Substantive, Nonsignificant

Legal Authority: PL 104-58 Outer Continental Shelf Deep Water Royalty Relief Act

CFR Citation: 30 CFR 260

Legal Deadline: Final, Statutory, May 28, 1996.

Abstract: The Outer Continental Shelf lands Act authorizes the Secretary of

DOI—MMS

Final Rule Stage

the Interior to modify royalty or net profit share terms of certain existing leases and to offer new leases subject to the Act's provisions for royalty suspension volumes in water depths of 200 meters or more in parts of the Central and Western Gulf of Mexico. The Act directs the Secretary to promulgate implementing regulations within 180 days of enactment.

Timetable:

Action	Date	FR Cite
Interim Final Rule	03/25/96	61 FR 12022
Final Action	12/00/97	
Final Action Effective	01/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Room 4700, Herndon, VA 22075-4817
Phone: 703 787-1600
Fax: 703 787-1575

RIN: 1010-AC14

1506. ADMINISTRATIVE APPEALS PROCESS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 25 USC 2; 25 USC 9; 30 USC 189; 30 USC 285; 30 USC 359; 30 USC 1023; 30 USC 1702 et seq; 31 USC 9701; 43 USC 1334; 43 USC 1335

CFR Citation: 30 CFR 290

Legal Deadline: None

Abstract: Under this rule, the Director generally would be required to decide appeals within 16 months or the appeal would be automatically denied. The appellant could then continue its appeal before the Interior Board of Land Appeals. The rule also would impose a new appellant fee on appeals to the Director, unless the appellant was an Indian tribe or allottee. Indian tribes and allottees pay no filing fee.

Timetable:

Action	Date	FR Cite
NPRM	10/28/96	61 FR 55607
NPRM Comment Period End	12/27/96	
Final Action	12/00/97	
Final Action Effective	01/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Hugh Hilliard, Chief, Appeals Division, Department of the Interior, Minerals Management Service, Room 4230, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-2622

RIN: 1010-AC21

1507. ● OIL SPILL RESPONSIBILITY FOR OFFSHORE FACILITIES

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 2701

CFR Citation: 30 CFR 253

Legal Deadline: None

Abstract: This rule requires responsible parties of offshore oil and gas facilities to provide evidence of oil spill financial responsibility.

Timetable:

Action	Date	FR Cite
ANPRM	08/25/93	58 FR 44797
ANPRM Comment Period End	02/25/94	
NPRM	03/25/97	62 FR 14052
NPRM Comment Period End	06/23/97	
Final Action	03/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: William S. Cook, Chief, performance and Safety Division, Department of the Interior, Minerals Management Service, Room 4700, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093

RIN: 1010-AC33

DEPARTMENT OF THE INTERIOR (DOI)

Long-Term Actions

Minerals Management Service (MMS)

1508. ● LATE PAYMENT AND OVERPAYMENT INTEREST

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 301 et seq; 25 USC 396 et seq; 25 USC 396a et seq; 25 USC 2101 et seq; 25 USC 181 et seq; 25 USC 351 et seq; 25 USC 1001 et seq; 25 USC 1701; 25 USC 1735; 25 USC 3716; 25 USC 3720a; 25 USC 9701; 25 USC 1301 et seq; 25 USC 1331 et seq; 25 USC 1801 et seq

CFR Citation: 30 CFR 206; 30 CFR 218

Legal Deadline: None

Abstract: This rule allows MMS to pay interest on Federal onshore and offshore royalty overpayments, and makes interest charges and payments more equitable between the payor and the recipient. Interest will be paid on overpayments related to royalty, rent, and estimates resulting from sales of Federal onshore and offshore production.

Timetable:

Action	Date	FR Cite
ANPRM Comment Period End	04/00/98	
NPRM	06/00/98	

Small Entities Affected: None

Government Levels Affected: State, Tribal

Agency Contact: David S. Guzy, Chief, Rules and Procedures Staff, Royalty Management Program, Department of the Interior, Minerals Management Service, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3432
Fax: 303 231-3194

RIN: 1010-AC26

1509. ● REFUNDS AND RECOUPMENT OF OVERPAYMENTS ON OCS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in

DOI—MMS

Long-Term Actions

the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 301 et seq; 25 USC 396 et seq; 25 USC 396a et seq; 25 USC 2101 et seq; 25 USC 181 et seq; 25 USC 351 et seq; 25 USC 1001 et seq; 25 USC 1701 et seq; 25 USC 1735; 25 USC 3716; 25 USC 3720a; 25 USC 9701; 25 USC 1301 et seq; 25 USC 1331 et seq; 25 USC 1801 et seq

CFR Citation: 30 CFR 230

Legal Deadline: None

Abstract: This rule limits refund procedures to payments received by MMS before 8/13/96 and adds language authorizing payment of interest on royalty overpayments for offshore sales of mineral production.

Timetable:

Action	Date	FR Cite
NPRM	04/00/98	
NPRM Comment Period End	06/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: David S. Guzy, Chief, Rules and Procedures Staff, Royalty Management Program, Department of the Interior, Minerals Management Service, P.O. Box 25162, Denver, CO 80225-0165
Phone: 303 231-3432
Fax: 303 231-3194

RIN: 1010-AC27

1510. ● SUSPENSION OF ORDERS OR DECISIONS PENDING APPEAL TO ALLOW FOR SELF-BONDING BASED UPON FINANCIAL SOLVENCY

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301 et seq; 25 USC 396 et seq; 25 USC 396a et seq; 25 USC 2102 et seq; 30 USC 181 et seq; 30 USC 351 et seq; 30 USC 1001 et seq; 30 USC 1701 et seq; 30 USC 1702 et seq; 30 USC 1735 et seq; 30 USC 9701; 30 USC 1301 et seq; 30 USC 1331 et seq; 30 USC 1801 et seq

CFR Citation: 30 CFR 243

Legal Deadline: None

Abstract: The Federal Oil and Gas Royalty Simplification and Fairness Act allows for self-bonding based upon financial solvency. Our proposed rule defines financial solvency and outlines the steps we will use to test for financial solvency.

Timetable:

Action	Date	FR Cite
NPRM	04/00/98	
NPRM Comment Period End	06/00/98	

Small Entities Affected: None

Government Levels Affected: Tribal, Federal

Agency Contact: David S. Guzy, Chief, Rules and Management Staff, Royalty Management Program, Department of the Interior, Minerals Management Service, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3432
Fax: 303 231-3194

RIN: 1010-AC28

1511. ● TAKES VS. ENTITLEMENTS REPORTING

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 30 USC 1735

CFR Citation: 30 CFR 204

Legal Deadline: None

Abstract: This rule addresses reporting and payment requirements for production removed and sold from a Federal lease, unit participating area, or communication agreement beginning September 1996.

Timetable:

Action	Date	FR Cite
NPRM	04/00/98	
NPRM Comment Period End	06/00/98	

Small Entities Affected: None

Government Levels Affected: State, Federal

Agency Contact: David S. Guzy, Chief, Rules and Procedures Staff, Royalty Management Program, Department of the Interior, Minerals Management Service, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3432
Fax: 303 231-3194

RIN: 1010-AC29

1512. ● ACCOUNTING RELIEF FOR MARGINAL PROPERTIES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 30 USC 1735

CFR Citation: 30 CFR 204

Legal Deadline: None

Abstract: This rule allows reporters to seek accounting, reporting, and auditing relief for their marginal properties in accordance with section 117(c) of the Federal Oil and Gas Royalty Management Act of 1982 as amended by the Federal Oil and Gas Royalty Simplification and Fairness Act of 1996.

Timetable:

Action	Date	FR Cite
NPRM	04/00/98	
NPRM Comment Period End	06/00/98	

Small Entities Affected: None

Government Levels Affected: State, Federal

Agency Contact: David S. Guzy, Chief, Rules and Procedures, Royalty Management Program, Department of the Interior, Minerals Management Service, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3432
Fax: 303 231-3194

RIN: 1010-AC30

1513. ● PREPAYMENT OR ROYALTIES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 30 USC 1735

CFR Citation: 30 CFR 204

Legal Deadline: None

Abstract: This rule allows payors to prepay royalty in lieu of monthly royalty payments for their marginal properties with approval from the affected States. It will establish the criteria used by payors, States, and

DOI—MMS

Long-Term Actions

MMS to calculate, report, and monitor royalty prepayments.

Timetable:

Action	Date	FR Cite
NPRM	04/00/98	
NPRM Comment Period End	06/00/98	

Small Entities Affected: None

Government Levels Affected: State, Federal

Agency Contact: David S. Guzy, Chief, Rules and Procedures Staff, Royalty Management Program, Department of the Interior, Minerals Management Service, P.O. Box 25165, Denver, CO 80225-0165

Phone: 303 231-3432

Fax: 303 231-3194

RIN: 1010-AC31

1514. • CHRONIC ERRONEOUS REPORTING

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 301 et seq; 25 USC 396 et seq; 25 USC 396a et seq; 25 USC 2101 et seq; 30 USC 181 et seq; 30 USC 351 et seq; 30 USC 351 et seq; 30 USC 1001 et seq; 30 USC 1701 et seq; 30 USC 1735; 30 USC 3716; 30 USC 3720a; 30 USC 9701; 30 USC 1301 et seq; 30 USC 1331 et seq

CFR Citation: 30 CFR 216; 30 CFR 218

Legal Deadline: None

Abstract: This rule eliminates assessments for late reporting and failure to report and modify incorrect

assessments. The new rule will define what is considered a chronic erroneous reporter and applicable assessments. Penalties for failure to report are also addressed.

Timetable:

Action	Date	FR Cite
NPRM	04/00/98	
NPRM Comment Period End	06/00/98	

Small Entities Affected: None

Government Levels Affected: State, Federal

Agency Contact: David S. Guzy, Chief, Rules and Procedures Staff, Royalty Management Program, Department of the Interior, Minerals Management Service, Room 3101, P.O. Box 25165, Denver, CO 80225-0165

Phone: 303 231-3432

Fax: 303 231-3194

RIN: 1010-AC34

DEPARTMENT OF THE INTERIOR (DOI)

Completed Actions

Minerals Management Service (MMS)

1515. AMENDMENTS TO 30 CFR 250.67—HYDROGEN SULFIDE

Priority: Substantive, Nonsignificant

CFR Citation: 30 CFR 250.67

Completed:

Reason	Date	FR Cite
Final Action	01/27/97	62 FR 3973

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kumkum Ray

Phone: 703 787-1600

RIN: 1010-AB50

1516. RESPONSE PLANS FOR FACILITIES SEAWARD OF THE COASTLINE

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 30 CFR 254

Completed:

Reason	Date	FR Cite
Final Action	03/25/97	62 FR 13991
Final Action Effective	06/23/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kumkum Ray

Phone: 703 787-1600

RIN: 1010-AB81

1517. TRAINING OF LESSEE AND CONTRACTOR EMPLOYEES ENGAGED IN OIL AND GAS AND SULPHUR OPERATIONS IN THE OUTER CONTINENTAL SHELF

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 30 CFR 250.210; 30 CFR 250.211; 30 CFR 250.212; 30 CFR 250.213; 30 CFR 250.214; 30 CFR 250.215

Completed:

Reason	Date	FR Cite
Final Action	02/05/97	62 FR 5320
Final Action Effective	03/07/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kumkum Ray

Phone: 703 787-1600

RIN: 1010-AB99

1518. UPDATING DOCUMENTS INCORPORATED BY REFERENCE

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 30 CFR 250.1; 30 CFR 250.180

Completed:

Reason	Date	FR Cite
Final Action	11/26/96	61 FR 60019
Final Action Effective	12/26/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: John Mirabella

Phone: 703 787-1600

RIN: 1010-AC03

1519. UNITIZATION

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing

DOI—MMS

Completed Actions

Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 30 CFR 250 subpart M

Completed:

Reason	Date	FR Cite
Final Action	02/05/97	62 FR 5329
Final Action Effective	03/07/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kumkum Ray
Phone: 703 787-1600
Fax: 703 787-1575

RIN: 1010-AC19
BILLING CODE 4310-MR-F

DEPARTMENT OF THE INTERIOR (DOI)

Proposed Rule Stage

Office of Surface Mining Reclamation and Enforcement (OSMRE)

1520. APPLICANT/VIOLATOR SYSTEM PERMIT INFORMATION

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 30 USC 1201 et seq

CFR Citation: 30 CFR 701; 30 CFR 773; 30 CFR 774; 30 CFR 778; 30 CFR 843

Legal Deadline: None

Abstract: The Office of Surface Mining Reclamation and Enforcement proposes to establish new regulations and amend existing provisions to clarify the role of the Applicant/Violator System (AVS) in the permit application process; amend the definitions of ownership and control and of transfer, assignment or sale of permit rights; establish procedures for successor in interest; and revise requirements for information to be submitted as part of the permit application process.

Timetable:

Action	Date	FR Cite
NPRM	06/28/93	58 FR 34652
NPRM	12/00/97	

Small Entities Affected: None

Government Levels Affected: State, Federal

Agency Contact: Stephen Sheffield, Chief, Applicant/Violator System Office, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue NW., Washington, DC 20240
Phone: 202 208-2883
Email: sheffie@osmre.gov

RIN: 1029-AB62

1521. BASIS FOR COAL WEIGHT DETERMINATION

Priority: Substantive, Nonsignificant

Legal Authority: 30 USC 1201 et seq

CFR Citation: 30 CFR 870

Legal Deadline: None

Abstract: Some processors purchase raw coal from operators on an estimated clean coal basis. The Office of Surface Mining Reclamation and Enforcement's rules require reclamation fee payment on the actual gross weight of the clean or raw coal at the time of sale, transfer or use. Records required to document the basis of a coal sale are not clearly defined. Legislative changes provide OSM the authority to audit coal preparation plants, tipples and loading facilities. Records a person operating a coal preparation plant must maintain on coal purchases are not specified in regulation. A person operating a preparation plant is not liable for fee payment on coal sales that exceed purchases. This rule would allow an operator who sells coal to a processor, who actually cleans the coal, to pay fees on the same basis on which the operator is paid by the processor. The person who operates a coal preparation plant would be liable for reclamation fee payment on all coal sold that exceeds coal purchased. Records to be maintained to document the basis for coal sales would be defined in regulation.

Timetable:

Action	Date	FR Cite
NPRM	12/29/92	57 FR 62116
NPRM Comment	04/00/97	
Period End		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James K. Krawchyk, Chief, Division of Compliance Management, Department of the Interior, Office of Surface Mining

Reclamation and Enforcement, Three Parkway Center, Pittsburgh, PA 15220
Phone: 412 921-2676

RIN: 1029-AB68

1522. ABANDONED COAL REFUSE SITES - TITLE I

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 30 USC 1201 et seq

CFR Citation: 30 CFR 785; 30 CFR 829; 30 CFR 830; 30 CFR 845; 30 CFR 870

Legal Deadline: NPRM, Statutory, October 24, 1993.

Abstract: OSM will propose new regulations governing permitting and performance standards for on-site processing of abandoned coal refuse piles and operations for removal of abandoned coal refuse piles. The rules are required to implement Section 2503(e) of the Energy Policy Act of 1992.

Timetable:

Action	Date	FR Cite
NPRM	09/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Doug Growitz, Hydrologist, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue NW., Washington, DC 20240
Phone: 202 208-2634
Fax: 202 208-0239
Email: dgrowitz@osmre.gov

RIN: 1029-AB70

DOI—OSMRE

Proposed Rule Stage

1523. CONTEMPORANEOUS RECLAMATION

Priority: Other Significant

Legal Authority: 30 USC 1201 et seq

CFR Citation: 30 CFR 816; 30 CFR 780; 30 CFR 773

Legal Deadline: None

Abstract: This rule will amend regulations to ensure that coal mine operators reclaim their operations in a contemporaneous manner using site-based contemporaneous standards.

Timetable:

Action	Date	FR Cite
NPRM	09/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dennis Hunter, Office of Technology Development, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue NW., Washington, DC 20240
Phone: 202 208-2802
Fax: 202 219-3100
Email: DHUNTER@OSMRE.GOV

RIN: 1029-AB79

1524. NOTIFICATION AND PERMIT PROCESSING

Priority: Substantive, Nonsignificant

Legal Authority: 30 USC 1201

CFR Citation: 30 CFR 773

Legal Deadline: None

Abstract: This rule would: (1) require that written findings be provided to all parties in an informal conference held during the permitting process regardless of the decision of the Regulatory Authority and (2) increase the protection afforded private landowners with property within the permit area of approved mining and reclamation permits. Preliminary information indicates that the rule may increase the costs of operations to the coal industry in certain states while protecting the property values of private homeowners.

Timetable:

Action	Date	FR Cite
NPRM	10/26/94	59 FR 53884
NPRM Comment Period End	02/27/95	59 FR 66287

Action	Date	FR Cite
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Comment Period Reopened 04/00/97
Final Action 12/00/97

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Scott Boyce, Environmental Protection Specialist, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue NW., Washington, DC 20240
Phone: 202 208-2986
Fax: 202 219-0239
Email: sboyce@osmre.gov

RIN: 1029-AB80

1525. PROHIBITIONS UNDER SECTION 522(E) OF SMCRA

Priority: Other Significant

Legal Authority: 30 USC 1201 et seq

CFR Citation: 30 CFR 761

Legal Deadline: None

Abstract: This rule will clarify the applicability of section 522 (e) of SMCRA to subsidence resulting from underground coal mining. Section 522 (e) prohibits surface coal mining operations in certain areas designated by Congress, subject to existing rights.

Timetable:

Action	Date	FR Cite
NPRM	01/31/97	62 FR 4864
NPRM Comment Period End	06/02/97	
Final Action	03/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Nancy Broderick, Office of Title V Policy, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Ave. NW., Washington, DC 20240
Phone: 202 208-2700
Fax: 202 219-0239
Email: nbroderi@osmre.gov

RIN: 1029-AB82

1526. INDIAN LANDS

Priority: Substantive, Nonsignificant

Legal Authority: 30 USC 1201 et seq

CFR Citation: 25 CFR 200; 30 CFR 700

Legal Deadline: None

Abstract: This rule will amend regulations to allow OSM to contract

to the Navajo and Hopi Tribes certain functions relating to permitting, mine plan review, bonding, and other functions authorized by the Indian land provisions of SMCRA. The rule is being proposed pursuant to a settlement agreement.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: None

Government Levels Affected: Tribal

Agency Contact: Suzy Hudak, Rules and Legislation Staff, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue NW., Washington, DC 20240
Phone: 202 208-2713
Fax: 202 219-0239
Email: shudak@osmre.gov

RIN: 1029-AB83

1527. ALLUVIAL VALLEY FLOORS

Priority: Substantive, Nonsignificant

Legal Authority: 30 USC 1201 et seq

CFR Citation: 30 CFR 785

Legal Deadline: None

Abstract: This rule requires that a request for an alluvial valley floor (AVF) determination be accompanied by a permit application. Current procedures allow a permit applicant to request an AVF determination without submitting a permit application. The revision should result in fewer instances where a taking occurs as a result of the prohibition against mining in an AVF. The provisions may substantially lessen compensation costs for the government.

Timetable:

Action	Date	FR Cite
NPRM	12/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: State, Federal

Agency Contact: Andy DeVito, Regulatory Analyst, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue NW., Washington, DC 20240
Phone: 202 208-2701
Fax: 202 219-3100
Email: adevito@OSMRE.gov

RIN: 1029-AB85

DOI—OSMRE

Proposed Rule Stage

1528. • ABANDONED MINE LAND GOVERNMENT-FINANCED CONSTRUCTION**Priority:** Substantive, Nonsignificant**Legal Authority:** 30 USC 1201 et seq**CFR Citation:** 30 CFR 707**Legal Deadline:** None**Abstract:** This rule will amend the definition of government-financed construction in section 707. The definition concerns an exemption from the Surface Mining Control and Reclamation Act that is currently

limited to construction funded with 50 percent or more by government funds. This proposed change would have two impacts. It would create greater efficiency by allowing OSM to leverage limited Abandoned Mine Land Funds. It would also provide a means to address the abandoned unreclaimed refuse piles. The rule would facilitate reclamation through a new cooperative effort using resources and financing from the private sector.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: Undetermined**Government Levels Affected:** State**Agency Contact:** Douglas Growitz, Hydrologist, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue NW., Washington, DC 20240
Phone: 202 208-2634
Email: dgrowitz@osmre.gov**RIN:** 1029-AB89

DEPARTMENT OF THE INTERIOR (DOI)

Final Rule Stage

Office of Surface Mining Reclamation and Enforcement (OSMRE)

1529. DEFINITION AND CRITERIA FOR VALID EXISTING RIGHTS**Priority:** Other Significant**Legal Authority:** 30 USC 1201 et seq**CFR Citation:** 30 CFR 740; 30 CFR 745; 30 CFR 761; 30 CFR 772**Legal Deadline:** None**Abstract:** This rule will amend the portions of the permanent program which address the circumstances which constitute valid existing rights to mine coal in areas where Congress has otherwise prohibited mining under section 522(e) of the Surface Mining Control and Reclamation Act of 1977. This revision is in response to a court decision in round III of the litigation on OSM's permanent program regulations.**Timetable:**

Action	Date	FR Cite
NPRM	01/31/97	62 FR 4836
NPRM Comment Period End	06/02/97	
Final Action	03/00/98	

Small Entities Affected: None**Government Levels Affected:** Federal**Agency Contact:** Dennis Rice, Regulatory Analyst, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Ave. NW., Washington, DC 20240
Phone: 202 208-2829
Fax: 202 219-0239
Email: drice@osmre.gov**RIN:** 1029-AB42**1530. COAL MOISTURE****Priority:** Substantive, Nonsignificant**Legal Authority:** 30 USC 1201 et seq**CFR Citation:** 30 CFR 870**Legal Deadline:** None**Abstract:** This rule adds specific criteria an operator must use in determining an excess moisture allowance claimed under 30 CFR 870.12. These criteria will codify technical guidance contained in AML Payer Letters issued since June 1988. The rule will identify acceptable methods and procedures for estimating total and inherent moisture contained in low rank coal. The criteria are based upon OSM experience and industry practices.**Timetable:**

Action	Date	FR Cite
NPRM	12/03/96	61 FR 64220
Final Action	11/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** James K. Krawchyk, Chief, Division of Compliance Management, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, Three Parkway Center, Pittsburgh, PA 15220
Phone: 412 921-2976**RIN:** 1029-AB78**1531. STATE PROGRAM AMENDMENTS - ELIMINATION OF PROVISIONS - PART I****Priority:** Info./Admin./Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.**Legal Authority:** 30 USC 1201 et seq**CFR Citation:** 30 CFR 901 to 920**Legal Deadline:** None**Abstract:** This amendment will reduce the text of the state program amendment regulation. The rule will place State program amendment approvals/disapprovals into tabular format.**Timetable:**

Action	Date	FR Cite
NPRM	05/08/96	61 FR 20786
NPRM Comment Period End	07/08/96	
Final Action	04/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** John A. Trelease, Program Specialist, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue NW., Washington, DC 20240
Phone: 202 208-2783
Fax: 202 219-3100
Email: jtrelease@osmre.gov**RIN:** 1029-AB86

DOI—OSMRE

Final Rule Stage

1532. STATE PROGRAM AMENDMENTS - ELIMINATION OF PROVISIONS - PART II

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 30 USC 1201 et seq

CFR Citation: 30 CFR 925 to 950

Legal Deadline: None

Abstract: This amendment will reduce the text of the State program amendments regulation. The rule will place state program amendment approvals and disapprovals into tabular format.

Timetable:

Action	Date	FR Cite
NPRM	05/28/96	61 FR 26477
NPRM Comment Period End	07/29/96	
Final Action	04/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: John Trelease, Program Specialist, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue NW., Washington, DC 20240

Phone: 202 208-2783

Fax: 202 219-3100

Email: jtrelease@osmre.gov

RIN: 1029-AB87

Abstract: This rule will adjust OSM's civil monetary penalties (CMPs) for inflation as required by the Debt Collection Improvement Act of 1996. The CMPs are authorized by the Surface Mining Control and Reclamation Act of 1977.

Timetable:

Action	Date	FR Cite
Final Action	04/00/97	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: Andy DeVito, Regulatory Analyst, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue NW., Washington, DC 20240

Phone: 202 208-2701

Email: adevito@osmre.gov

RIN: 1029-AB90

1533. • INFLATION ADJUSTMENT RULE

Priority: Substantive, Nonsignificant

Legal Authority: 30 USC 1201 et seq; PL 101-410; PL 104-134

CFR Citation: 30 CFR 723; 30 CFR 724; 30 CFR 845; 30 CFR 846

Legal Deadline: Final, Statutory, October 23, 1996.

DEPARTMENT OF THE INTERIOR (DOI)

Completed Actions

Office of Surface Mining Reclamation and Enforcement (OSMRE)

1534. COOPERATIVE AGREEMENTS

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

CFR Citation: 30 CFR 745; 30 CFR 900; 30 CFR 901; 30 CFR 906; 30 CFR 913; 30 CFR 926; 30 CFR 931; 30 CFR 934; 30 CFR 935; 30 CFR 936; 30 CFR 944; 30 CFR 946; 30 CFR 948; 30 CFR 950

Completed:

Reason	Date	FR Cite
Withdrawn No further action will be taken.	01/27/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Andy DeVito

Phone: 202 208-2701

Fax: 202 219-3100

Email: adevito@OSMRE.gov

RIN: 1029-AB84

1535. CONSOLIDATION OF FEDERAL SURFACE MINING PROGRAM REGULATIONS

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

CFR Citation: 30 CFR 903; 30 CFR 905; 30 CFR 910; 30 CFR 912; 30 CFR 921; 30 CFR 922; 30 CFR 933; 30 CFR 937; 30 CFR 939; 30 CFR 941

Completed:

Reason	Date	FR Cite
Withdrawn No further action will be taken.	01/27/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Norman Hess

Phone: 202 208-2635

Fax: 202 208-0239

RIN: 1029-AB88

BILLING CODE 4310-05-F

DEPARTMENT OF THE INTERIOR (DOI)

Prerule Stage

Bureau of Reclamation (RB)

1536. • RECOVERING THE VALUE OF RIGHTS OF USE AND RELATED ADMINISTRATIVE COSTS

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 387; 31 USC 438a

CFR Citation: 43 CFR 429; 43 CFR 430

Legal Deadline: None

Abstract: This rule will include new requirements to comply with OMB Circular A-25, Specify procedures for appealing decisions made by the Bureau, and make other changes. The rule will also rescind 43 CFR part 430,

which contains the same procedures for only one site.

Timetable:

Action	Date	FR Cite
ANPRM	09/00/97	

Small Entities Affected: Businesses

Government Levels Affected: None

DOI—RB

Prerule Stage

Agency Contact: Ronald Schuster, Manager, Lands, Recreation, and Cultural Resources, Department of the

Interior, Bureau of Reclamation, P.O. Box 25007, Denver, CO 80225
Phone: 303 236-1061

Fax: 303 236-0890
Email: rschuster@usbr.gov
RIN: 1006-AA39

**DEPARTMENT OF THE INTERIOR (DOI)
Bureau of Reclamation (RB)**

Proposed Rule Stage

1537. CENTRAL VALLEY PROJECT OF CALIFORNIA—PURPOSES, USES, AND ALLOCATION OF WATER SUPPLIES

Priority: Substantive, Nonsignificant
Legal Authority: 5 USC 551; 5 USC 553
CFR Citation: 43 CFR 432; 50 CFR 1
Legal Deadline: None

Abstract: The rule will address water for fish and wildlife, water conservation standards, water transfers, land retirement, tiered pricing, renewal of long-term contracts, and implementation of the restoration fund created by the Central Valley Improvement Act. This rule is being developed jointly by the Bureau of Reclamation and the Fish and Wildlife Service.

Timetable:

Action	Date	FR Cite
ANPRM	08/02/94	59 FR 39316
ANPRM Comment Period End	02/01/95	59 FR 67265
NPRM	11/00/97	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Federal

Agency Contact: Patricia L. Rivera, Central Valley Improvement Act, Implementation Officer, Department of the Interior, Bureau of Reclamation, 2800 Cottage Way, Sacramento, CA 95825-1898
Phone: 916 979-2326
Fax: 916 979-2535
RIN: 1006-AA34

1538. MANAGEMENT OF LAKE BERRYESSA

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: PL 93-493
CFR Citation: 43 CFR 430

Legal Deadline: None

Abstract: This rule specifies that the procedures detailed in 43 CFR 4 are available to concessioners at Lake Berryessa, California, for appealing decisions made by the Bureau of Reclamation. This regulation is no longer needed since this information will be included in the amendment to 43 CFR 429.

Timetable:

Action	Date	FR Cite
NPRM	09/00/97	

Small Entities Affected: Organizations

Government Levels Affected: None

Agency Contact: Ed Cramer, Policy Analyst, Department of the Interior, Bureau of Reclamation, PO Box 25007, Denver, CO 80225
Phone: 303 236-1061
Fax: 303 236-6763
RIN: 1006-AA36

1539. ● ACREAGE LIMITATION RULES FOR TRUSTS

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 43 USC 390aa to 390zz

CFR Citation: 43 CFR 426.7

Legal Deadline: None

Abstract: During the recently completed Reclamation Reform Act of 1982 (RRA) rulemaking, the Department of the Interior received a number of comments regarding the compliance of certain large trusts with the acreage limitation provisions of the RRA. Comments expressed a variety of viewpoints, including the assertion that some trusts with landholdings (owned and leased land) in excess of 960 acres may circumvent the requirements of Federal reclamation law. The Department is seeking comments on this issue and hopes to obtain the views of interested parties on the extent of the Department's statutory authority to address this matter.

Timetable:

Action	Date	FR Cite
ANPRM	12/18/96	61 FR 66827
ANPRM Comment Period End	03/18/97	
NPRM	10/07/97	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Steven Richardson, Director, Policy and External Affairs, Department of the Interior, Bureau of Reclamation, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-4291
RIN: 1006-AA38

1540. ● OFFSTREAM STORAGE AND MARKETING OF THE STORED WATER IN THE LOWER COLORADO RIVER BASIN

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 43 USC 617; 43 USC 391; 5 USC 553

CFR Citation: 43 CFR 415

Legal Deadline: None

Abstract: The State of Arizona has enacted a law that authorizes Arizona to store Colorado River water in Arizona for California and Nevada and market the stored water. The Arizona law does not allow Arizona to enter into contracts with California or Nevada for water storage or interstate marketing until the Secretary of the Interior adopts a regulation. In response to Arizona's request, the Bureau of Reclamation intends to develop and adopt a regulation that facilitates such programs.

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	
NPRM Comment Period End	08/00/97	
Final Action	01/00/98	
Final Action Effective	03/00/98	

Small Entities Affected: None

DOI—RB

Proposed Rule Stage

Government Levels Affected: None
Agency Contact: Dale Ensminger,
 Contract and Repayment Specialist,
 Department of the Interior, Bureau of

Reclamation, Boulder Canyon
 Operations Office, Post Office Box
 61470, Boulder City, NV 89006-1470
 Phone: 702 293-8659

Fax: 702 293-8042
 Email: ibr3dmi0.31cdate:DEMSPINGER
RIN: 1006-AA40

DEPARTMENT OF THE INTERIOR (DOI)
Bureau of Reclamation (RB)

Final Rule Stage

1541. REVENUES MANAGEMENT

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 553; 43 USC
 373; 43 USC 391; 43 USC 392a; 16 USC
 835; 30 USC 355; 30 USC 1019; 43 USC
 374; 43 USC 375; 43 USC 394; 43 USC
 553; 43 USC 501; 43 USC 562; 43 USC
 525; 43 USC 648

CFR Citation: 43 CFR 403

Legal Deadline: None

Abstract: This rule specifies crediting
 methods used for revenues generated

by incidental use of Reclamation
 project lands and facilities in
 accordance with Federal law. It is being
 published so that water users have
 access to the legal requirements that the
 Bureau of Reclamation applies in
 crediting.

Timetable:

Action	Date	FR Cite
NPRM	09/12/94	59 FR 46801
NPRM Comment Period End	01/13/95	59 FR 58808
Final Action	03/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Alonzo D. Knapp,
 Manager, Reclamation Law, Contracts,
 and Repayment Office, Department of
 the Interior, Bureau of Reclamation,
 P.O. Box 25007, Denver, CO 80225-
 0007

Phone: 303 236-1061

RIN: 1006-AA30

DEPARTMENT OF THE INTERIOR (DOI)
Bureau of Reclamation (RB)

Long-Term Actions

**1542. ADJUSTMENTS TO THE 1988
 OPERATING CRITERIA FOR THE
 NEWLANDS IRRIGATION PROJECT,
 NEVADA**

Priority: Substantive, Nonsignificant

Legal Authority: 32 Stat 388 et seq; 43
 USC 373; 70 Stat 775; 72 Stat 705; 104
 Stat 3289

CFR Citation: 43 CFR 418

Legal Deadline: None

Abstract: The 1988 operating criteria
 for the Newlands Project were
 approved by the Deputy Secretary and
 the U.S. District Court for Nevada. They
 were, however, never promulgated as
 a rule. The criteria govern the

Newlands Project with the goal of
 improving efficiency and maximizing
 use of water from the Carson River
 while minimizing use of water from the
 Truckee River as a supplemental
 supply. The proposed adjustments
 recognize changes in project acreage,
 provide greater management flexibility,
 and further reduce reliance on Truckee
 River water.

Timetable:

Action	Date	FR Cite
NPRM	12/09/96	61 FR 68432
NPRM Comment Period End	02/07/97	
Final Action	04/00/98	

Small Entities Affected: None

Government Levels Affected: None

Public Compliance Cost: Initial Cost:
 \$0; Yearly Recurring Cost: \$300,000;
 Base Year for Dollar Estimates: 1994

Agency Contact: Jeffrey P. Zippin,
 Team Leader, Truckee-Carson
 Coordination Office, Department of the
 Interior, Bureau of Reclamation, 1000
 E. William Street, Suite 100, Carson
 City, NV 89701-3116

Phone: 702 887-0640

Fax: 702 887-1898

RIN: 1006-AA37

DEPARTMENT OF THE INTERIOR (DOI)
Bureau of Reclamation (RB)

Completed Actions

**1543. ACREAGE LIMITATION AND
 WATER CONSERVATION**

Priority: Other Significant

CFR Citation: 43 CFR 426; 43 CFR 427

Completed:

Reason	Date	FR Cite
Final Action Section 426.10 was effective 1/1/97.	12/18/96	61 FR 66754
Final Action Effective	01/01/98	

Small Entities Affected: Businesses,
 Governmental Jurisdictions,
 Organizations

Government Levels Affected: State,
 Local, Federal

Agency Contact: J. Austin Burke
 Phone: 303 236-3292

RIN: 1006-AA32

BILLING CODE 4310-09-F

DEPARTMENT OF THE INTERIOR (DOI)
Bureau of Land Management (BLM)

Prerule Stage

1544. • COAL MANAGEMENT**Priority:** Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 30 USC 189; 30 USC 359; 30 USC 1266; 43 USC 1733; 43 USC 1740

CFR Citation: 43 CFR 3400

Legal Deadline: None

Abstract: This rule will begin with an advance notice of proposed rulemaking to solicit the public's views on how to streamline and clarify the regulations on coal management, and how to reduce regulatory burdens. The regulations will be presented in "Plain English."

Timetable:

Action	Date	FR Cite
ANPRM	04/00/97	
NPRM	09/00/97	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Bill LeSage, Mining Engineer, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
 Phone: 202 452-0360
 Fax: 202 452-0399
 Email: brlesage@www.blm.gov

RIN: 1004-AD11
DEPARTMENT OF THE INTERIOR (DOI)
Bureau of Land Management (BLM)

Proposed Rule Stage

1545. LEASES, PERMITS, AND EASEMENTS**Priority:** Substantive, Nonsignificant

Legal Authority: 43 USC 1732; 43 USC 1740

CFR Citation: 43 CFR 2920

Legal Deadline: None

Abstract: This rule will amend the existing regulations to provide for improved administration of Leases, Permits and Easements under the Federal Land Policy and Management Act.

Timetable:

Action	Date	FR Cite
NPRM	11/21/90	55 FR 48810
NPRM Comment Period End	01/22/91	
Second NPRM	02/09/95	60 FR 7878
Second NPRM Comment Period End	04/10/95	
Final Rule for Minimum Impact Land Use Permits Only	06/24/96	61 FR 32351
Final Rule Effective	07/24/96	
Third NPRM	07/00/97	

Small Entities Affected: None**Government Levels Affected:** None

Additional Information: This rule is being repropounded in part. Complete final rule will be published upon consideration of public comments on partially repropounded rule.

Agency Contact: Jeff Holdren, Supervisory Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240

Phone: 202 452-7776

RIN: 1004-AB51**1546. SALES—FEDERAL LAND POLICY AND MANAGEMENT ACT****Priority:** Substantive, Nonsignificant

Legal Authority: 43 USC 1701; 43 USC 1713

CFR Citation: 43 CFR 2710

Legal Deadline: None

Abstract: This rule will amend 43 CFR part 2710 to provide for improved administration of sales of public land under the Federal Land Policy and Management Act.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Jim Paugh, Realty Specialist, Department of the Interior, Bureau of Land Management, 2515 Warren Ave., P.O. Box 1828, Cheyenne, WY 82003
 Phone: 307 775-6306

RIN: 1004-AB77**1547. TRAMROADS AND LOGGING ROADS****Priority:** Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1732; 43 USC 1733; 43 USC 1740; 43 USC 1761 to 1771; 43 USC 1181a to 1181b

CFR Citation: 43 CFR 2810

Legal Deadline: None

Abstract: The rule will amend the regulations implementing title V of the Federal Land Policy and Management Act of 1976 with respect to tramroads and logging roads over the Oregon and California Railroad lands and Coos Bay Wagon Road lands. It will reflect current administrative requirements, facilitate environmental protection, and provide standards for recreational use.

Timetable:

Action	Date	FR Cite
ANPRM	11/16/95	60 FR 57561
ANPRM Comment Period End	01/15/96	60 FR 66246
NPRM	04/00/97	

Small Entities Affected: Businesses**Government Levels Affected:** Undetermined

Agency Contact: John Styduhar, Realty Specialist, Department of the Interior, Bureau of Land Management, BLM Oregon State Office, P.O. Box 2965, 1300 N.E. 44th, Portland, OR 97208-2965
 Phone: 503 952-6422

RIN: 1004-AC24**1548. EMERGENCY FIRE AND DISASTER REHABILITATION****Priority:** Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

DOI—BLM

Proposed Rule Stage

duplication, or streamline requirements.

Legal Authority: 43 USC 315a et seq; 43 USC 1740

CFR Citation: 43 CFR 9240

Legal Deadline: None

Abstract: This rule will make emergency rehabilitation project decisions effective upon issuance to minimize unnecessary delay in repairing damage caused by fire and other natural disasters, and avoiding erosion and other adverse impacts on public lands resulting from natural disasters.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local

Agency Contact: Tom Roberts, Range Conservationist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Room 406 LS
Phone: 202 452-7769

RIN: 1004-AC36

1549. OIL AND GAS LEASING; DRAINAGE

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 3100

Legal Deadline: None

Abstract: This rule will specify who has the responsibility for drainage protection, what it constitutes, and when it begins.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	06/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Donnie Shaw, Compliance Team Leader, Department of the Interior, Bureau of Land Management, Bureau of Land Management, 1849 C Street NW.
Phone: 202 452-3446

RIN: 1004-AC54

1550. DESERT LAND ENTRIES

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 2520

Legal Deadline: None

Abstract: This rule will transfer much of the regulation on entries of desert land to the BLM Manual if the underlying statute is not repealed as no longer practical.

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Sherry Oshiver, Regulatory Analyst, Department of the Interior, Bureau of Land Management, Regulatory Management Team (420), 1849 C Street NW., Washington, DC 20240
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RIN: 1004-AC56

1551. DISPOSAL OF RESERVED MINERALS UNDER THE STOCK RAISING HOMESTEAD ACT

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 299

CFR Citation: 43 CFR 3814

Legal Deadline: Final, Statutory, October 13, 1993.

Abstract: This interim final rule will establish new procedures for mineral exploration and development under the General Mining Law of 1872 on lands where the surface was patented under the Stock Raising Homestead Act of 1916 and the mineral estate remains reserved to the Federal Government.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Roger Haskins, Mining Law Specialist, Department of

the Interior, Bureau of Land Management, Regulatory Management Team, 1849 C Street NW., Washington, DC 20240

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Email: !W0140@attmail.com

RIN: 1004-AC59

1552. LAND WITHDRAWALS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1714; 43 USC 1740

CFR Citation: 43 CFR 2091; 43 CFR 2310; 43 CFR 2370

Legal Deadline: None

Abstract: This rule will revise the regulations on withdrawals and revocations of withdrawals to streamline operations and clarify the regulations. It will also amend the regulations to expedite the opening of formerly withdrawn lands to the operation of the public land laws.

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jeff Holdren, Supervisory Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-7779

RIN: 1004-AC63

1553. COST RECOVERY; MINERAL FILINGS AND OPERATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 30 USC 181 et seq; 30 USC 351 to 360; 30 USC 1001 et seq; 30 USC 22; 5 USC app; 31 USC 9701; 43 USC 1734

CFR Citation: 43 CFR 3100; 43 CFR 3200; 43 CFR 3400; 43 CFR 3500; 43 CFR 3600; 43 CFR 3700; 43 CFR 3800

Legal Deadline: None

Abstract: This rule will amend regulations for user fees for locatable

DOI—BLM

Proposed Rule Stage

minerals, mineral materials, and leasable minerals (solids and fluids) to adjust current fees or establish new fees in accordance with Title V of the Independent Offices Appropriations Act of 1952 (user charges), OMB Circular A-25 "User Charges" and section 304 of the Federal Land Policy and Management Act of 1976.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Durga N. Rimal, Geologist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-0350
Fax: 202 452-0399

RIN: 1004-AC64

1554. MINERAL MATERIALS DISPOSAL

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 30 USC 601 et seq

CFR Citation: 43 CFR 3600; 43 CFR 3610; 43 CFR 3620

Legal Deadline: None

Abstract: This rule will amend current regulations to simplify and make bonding requirements easier to follow. It also adds a provision under which certificates of deposit could be used as a bond. In addition, some editorial changes will be made to make the rules easier to understand.

Timetable:

Action	Date	FR Cite
NPRM	07/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Durga N. Rimal, Geologist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Mail Stop BLM-LS501, Washington, DC 20240
Phone: 202 452-0350

Fax: 202 452-0349

RIN: 1004-AC68

1555. GRAZING ADMINISTRATION; ALASKA; LIVESTOCK

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 315; 43 USC 315(a) to 315(r); 43 USC 1181(d); 43 USC 1701

CFR Citation: 43 CFR 4200

Legal Deadline: None

Abstract: The rule will convert the current regulations into plain English. No change will be made to the legal or policy content of the regulations.

Timetable:

Action	Date	FR Cite
NPRM	08/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Erica Petacchi, Regulatory Analyst, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Mail Stop BLM-LS501, Washington, DC 20240
Phone: 202 452-5084
Fax: 202 452-0349

RIN: 1004-AC70

1556. ALASKA NATIVE SELECTIONS

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1601

CFR Citation: 43 CFR 2650

Legal Deadline: None

Abstract: This rule will revise the regulations to clarify portions and remove those portions pertaining to procedural matters.

Timetable:

Action	Date	FR Cite
NPRM	07/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Joe Labay, Land Law Examiner, Department of the Interior, Bureau of Land Management, 222 West 7th Avenue, Room 13, Anchorage, AK 99513

Phone: 907 271-3340

RIN: 1004-AC72

1557. RIGHTS-OF-WAY UNDER THE MINERAL LEASING ACT

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 2880

Legal Deadline: None

Abstract: This rule will move much of the existing regulations to manuals, notices to applicants, etc. This action will ease update of cost recovery schedules. Materials will be combined with other rights-of-way guidance.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Ron Montagna, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-7782
Fax: 202 452-7708

RIN: 1004-AC74

1558. USE; RIGHTS-OF-WAY

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 2800

Legal Deadline: None

Abstract: This rule will move material from existing regulations to manuals, notices to applicants, etc. This action

DOI—BLM

Proposed Rule Stage

will ease update of cost recovery schedules.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Ron Montagna, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-7782
Fax: 202 452-7708

RIN: 1004-AC75

1559. RAILROAD GRANTS

Priority: Routine and Frequent

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 43 USC 1201; 49 USC 65

CFR Citation: 43 CFR 2630

Legal Deadline: None

Abstract: This rule will remove these regulations in their entirety due to their limited usage.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jeff Holdren, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Mail Stop BLM LS-10th Floor, Washington, DC 20240
Phone: 202 452-7779
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RIN: 1004-AC76

1560. LAND CLASSIFICATION

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 43 USC 315; EO 6910; EO 6964; 43 USC 1411 to 1418; 43 USC 869

CFR Citation: 43 CFR 2400

Legal Deadline: None

Abstract: This rule will remove 43 CFR group 2400. These regulations are no longer needed because they contain either statutory reiteration or internal procedures best suited to the BLM Manual. Furthermore, land classification is rarely done, and can be accomplished under the remaining statutes without regulatory guidance.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Jeff Holdren, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Mail Stop BLM-L St. 10th Floor
Phone: 202 452-7779
Fax: 202 452-7708

RIN: 1004-AC78

1561. CONVEYANCES, DISCLAIMERS, AND CORRECTION DOCUMENTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 15; 43 USC 1161; 43 USC 1201; 43 USC 1745; 43 USC 1746

CFR Citation: 43 CFR 1860

Legal Deadline: None

Abstract: This rule will update portions of the existing regulation and eliminate outdated provisions.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Vanessa Engle, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Mail Stop BLM-LS1000
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Fax: 202 452-7708

RIN: 1004-AC82

1562. APPLICATION PROCEDURES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 251; 43 USC 263; 43 USC 689; 43 USC 690; 43 USC 1201; 43 USC 1374; 43 USC 1740

CFR Citation: 43 CFR 1820

Legal Deadline: None

Abstract: This rule will revise the existing regulation to consolidate certain business practice rules and update to recognize modern technology.

Timetable:

Action	Date	FR Cite
NPRM	07/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Mary Linda Ponticelli, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Mail Stop BLM-LS1000
Phone: 202 452-0364
Fax: 202 452-7708

RIN: 1004-AC83

1563. SEGREGATION AND OPENING OF LANDS

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 2091

Legal Deadline: None

Abstract: This rule will simplify and modernize the existing regulations on segregation and opening public lands that are involved in various transactions such as sales or exchanges.

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

DOI—BLM

Proposed Rule Stage

Agency Contact: Jeff O. Holdren, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240

Phone: 202 452-7779

RIN: 1004-AC84

1564. EQUITABLE ADJUDICATION

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: RS 2540; 43 USC 1161

CFR Citation: 43 CFR 1870

Legal Deadline: None

Abstract: This rule will remove 43 CFR 1870 because the equitable adjudication process is no longer used and there are no known remaining preemption entries or suspended entries under the authorizing statute, the Act of September 20, 1922.

Timetable:

Action	Date	FR Cite
NPRM	11/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jeff Holdren, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Mail Stop BLM LS1000, Washington, DC 20240

Phone: 202 452-7779

Fax: 202 452-7708

RIN: 1004-AC89

1565. OIL AND GAS LEASING AND OPERATIONS

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 30 USC 181 et seq

CFR Citation: 43 CFR 3100

Legal Deadline: None

Abstract: This rule will revise the BLM's current Federal oil and gas leasing and operations regulations. The regulation will be written in plain

English to make it more clear and understandable to the reader. It will also use performance standards in lieu of prescriptive requirements that will be flexible for operators and BLM and at the same time ensure protection of the environment and Federal royalty interests. American Petroleum Institute (API) and American Gas Association (AGA) standards will be cited rather than parrot those requirements in the rule itself. Finally, BLM Onshore Orders will be incorporated into the operating regulations, thereby locating all BLM oil and gas regulations in one place.

Statement of Need: This rulemaking is necessary to comply with National Performance Review recommendations and other reinventing government initiatives. The rule is also needed to clarify and streamline existing regulations.

Summary of the Legal Basis: The Mineral Leasing Act gives BLM authority to lease oil and gas on Federal lands and conduct operational inspections and enforcement of the regulations in leased areas. With respect to Federal oil and gas leasing, no other agency or entity has authority to undertake these actions on behalf of the United States.

Alternatives: The alternative would be not to reinvent BLM's current regulatory scheme and to continue to operate under prescriptive regulations which are at times ambiguous and hard to understand. This alternative of reinventing BLM's oil and gas leasing and operational regulations was chosen to make the regulations more clear and understandable. The proposed rule will allow operators flexibility to deal with unique geologic or engineering circumstances while at the same time protect the environment by requiring compliance with meaningful standards.

Anticipated Costs and Benefits: We anticipate that this rule will promote greater efficiency from both the public and BLM. We believe that by making the regulations clearer, the "rules of the game" will be better understood by our external customers and by the people in BLM charged with enforcing the requirements of the rule. We also believe that performance standards will allow operators to develop more efficient ways of complying with the regulations because they will have the flexibility to deal with unique geologic or engineering circumstances in novel

ways as long as they meet the standard set by the rule. BLM will cite API and AGA standards in the rule and this may add additional costs for some operators to acquire those written standards. However, many operators already own copies of those standards and if they do not, copies are available in public and university libraries and will be available at BLM offices. The API and AGA standards are reasonably available to the public. We believe that the benefits of performance-based regulations versus prescriptive regulations, along with the availability of the written standards outweigh any potential costs an operator may undertake.

Risks: It is possible that the public will not understand or will misinterpret the performance standards we set out in the rule. We have taken this into account and plan to draft user guides before the rule takes effect. The user guides will offer the public detailed explanations of the standards in the regulations and will provide examples of how an operator might meet a given standard. If we find that a given standard is flawed, we will adjust the standard in future rulemakings. As always, we welcome public comment on the proposed rulemaking and invite the public to comment in particular on the performance standards we set out in the rule.

Timetable:

Action	Date	FR Cite
NPRM	08/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ian Senio, Regulatory Analyst, Regulatory Management Team (420), Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240

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Email:

WoComment@WO0033wp.wo.blm.gov

RIN: 1004-AC94

1566. COLOR OF TITLE AND OMITTED LANDS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

DOI—BLM

Proposed Rule Stage

duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 2540

Legal Deadline: None

Abstract: As part of its reinventing government effort, BLM proposes to rewrite the current color of title and omitted lands regulations in plain English. No substantive changes are proposed.

Timetable:

Action	Date	FR Cite
NPRM	09/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Erica Petacchi, Regulatory Management Team, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
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Fax: 202 452-5002

RIN: 1004-AD00

1567. SPECIAL RESOURCE VALUES; SHORE SPACE

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 2094

Legal Deadline: None

Abstract: This rule will remove obsolete regulations on calculating shore space. Ongoing Native Allotment adjudications will be handled using the existing regulations as found in part 2094.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Jeff Holdren, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Mail Stop BLM - LS1000, Washington, DC 20240
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Fax: 202 452-7708

RIN: 1004-AD01

1568. WILDLIFE MANAGEMENT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 6100

Legal Deadline: None

Abstract: This rule will propose policies and procedures for protecting, managing, and controlling wildlife habitat under BLM's administration in cooperation with State governments.

Timetable:

Action	Date	FR Cite
NPRM	09/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Alan Sands, Fish and Wildlife Team, Department of the Interior, Bureau of Land Management, 3380 Americana Terrace, Boise, ID 83706-2500
Phone: 208 384-3067

RIN: 1004-AD02

1569. PALEONTOLOGICAL RESOURCES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 3622; 43 CFR 8365; 43 CFR 6600

Legal Deadline: None

Abstract: This rule will consolidate into one part of the CFR various BLM regulatory provisions relating to paleontological resource management and rewrite them in plain English.

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Carl Barna, Paleontological Program Coordinator, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-0325

RIN: 1004-AD03

1570. DELEGATION OF AUTHORITY, COOPERATIVE AGREEMENTS AND CONTRACTS FOR OIL AND GAS INSPECTION

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1732

CFR Citation: 43 CFR 3190

Legal Deadline: None

Abstract: This rule would increase the funding level for cooperative inspection agreements to up to 100 percent. This would allow BLM to reimburse States and tribes for the costs of conducting inspections of Federal and Indian oil and gas leases.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Ian Senio, Regulatory Analyst, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-5049

RIN: 1004-AD09

1571. • GEOTHERMAL RESOURCE UNIT AGREEMENT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1740; 30 USC 1001 et seq

CFR Citation: 43 CFR 3280

DOI—BLM

Proposed Rule Stage

Legal Deadline: None

Abstract: This rule will rewrite unit agreement regulations in plain English, reduce and streamline information and permitting requirements, provide BLM maximum flexibility in permitting decision making to accommodate the full range of unitization scenarios, reorganize the regulations to make specific requirements easier to find and understand.

Timetable:

Action	Date	FR Cite
NPRM	05/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Christopher Fontecchio, Regulatory Analyst, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-5012

RIN: 1004-AD10

1572. • OIL AND GAS LEASING; NATIONAL PETROLEUM RESERVE, ALASKA - TRANSFERS, EXTENSIONS, AND CONSOLIDATIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6503; 43 USC 1740

CFR Citation: 43 CFR 3130; 43 CFR 3135

Legal Deadline: None

Abstract: This rule will make clear whether lessees may enter into unit agreements involving lands in the National Petroleum Reserve, Alaska.

Timetable:

Action	Date	FR Cite
NPRM	07/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Erick Kaarlela, Senior Specialist, Operations and Inspection, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
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RIN: 1004-AD13

1573. • AUTHORITIES/MISSION STATEMENT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 1800

Legal Deadline: None

Abstract: This rule will provide a mission statement for the BLM and consolidate in one part of 43 CFR a description of the statutory authorities underlying the program regulations of the BLM.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Frances Watson, Regulatory Analyst, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240

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Email: fwatson@www.blm.gov

RIN: 1004-AD15

1574. • BONDING

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 1800

Legal Deadline: None

Abstract: This rule will consolidate in one part of 43 CFR all of the provisions relating to bonding and financial guarantees supporting rights and privileges to use or occupy the public lands under lease, permit, or other authorization.

Timetable:

Action	Date	FR Cite
NPRM	11/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Christopher Fontecchio, Regulatory Analyst, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240

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Email: cfontecc@www.blm.gov

RIN: 1004-AD16

1575. • ASSIGNMENTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 1800

Legal Deadline: None

Abstract: This rule will consolidate in one part of 43 CFR all of the provisions relating to assignments of rights and privileges to use or occupy the public lands, including leases, easements, preferences, allotments, and licenses.

Timetable:

Action	Date	FR Cite
NPRM	02/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Carole Smith, Regulatory Analyst, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240

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Email: csmith@www.blm.gov

RIN: 1004-AD17

1576. • QUALIFICATIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

DOI—BLM

Proposed Rule Stage

duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 1800

Legal Deadline: None

Abstract: This rule will consolidate in one part of 43 CFR all of the provisions on determining whether a person is qualified for a lease, permit, license, preference, payment, or any other benefit or authorization relating to the public lands.

Timetable:

Action	Date	FR Cite
NPRM	02/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Carole Smith, Regulatory Analyst, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
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 Email: csmith@www.blm.gov

RIN: 1004-AD18

1577. • APPLICATION PROCEDURES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 1820

Legal Deadline: None

Abstract: This rule will rewrite the existing regulations in plain English, centralize most application procedures in one part of the regulations, and remove them from the various program regulations.

Timetable:

Action	Date	FR Cite
NPRM	02/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Frank Bruno, Regulatory Analyst, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
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 Email: fbruno@www.blm.gov

RIN: 1004-AD19

1578. • BLM INSIGNIA

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 1800

Legal Deadline: None

Abstract: This rule will establish procedures for using BLM insignia.

Timetable:

Action	Date	FR Cite
NPRM	08/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Frank Bruno, Regulatory Analyst, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
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 Email: fbruno@www.blm.gov

RIN: 1004-AD20

DEPARTMENT OF THE INTERIOR (DOI)

Final Rule Stage

Bureau of Land Management (BLM)

1579. PUBLIC AVAILABILITY OF MINERALS RESOURCES INFORMATION

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 552

CFR Citation: 43 CFR 3000

Legal Deadline: None

Abstract: This rule will remove conflicts between existing mineral regulations relating to public availability of mineral resources information and the Freedom of Information Act. The rule will also remove discrepancies among the

various mineral regulations regarding public release of information.

Timetable:

Action	Date	FR Cite
NPRM	05/31/91	56 FR 24767
NPRM Comment Period End	07/31/91	
Final Action	05/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sid Vogelpohl, Asst. District Manager, Mineral Resources, Department of the Interior, Bureau of Land Management, Jackson District Office, 411 Briarwood Drive, Suite 404, Jackson MS 39206
 Phone: 601 977-5402
 Fax: 601 977-5440

RIN: 1004-AB55

1580. MANAGEMENT OF DESIGNATED WILDERNESS AREA

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1701 et seq; 16 USC 1131 et seq

CFR Citation: 43 CFR 8560; 43 CFR 6300

Legal Deadline: None

Abstract: This rule will amend the existing regulations to remove obsolete provisions, clarify and simplify the regulations, and add provisions on access to inholdings, rights-of-way, use of mechanized equipment by certain individuals, access by Native Americans.

Timetable:

Action	Date	FR Cite
NPRM	12/19/96	61 FR 66968

DOI—BLM

Final Rule Stage

Action	Date	FR Cite
NPRM Comment	02/18/97	
Period End		
Final Action	11/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Rob Hellie, Wilderness Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-7703

RIN: 1004-AB69

1581. COALBED METHANE DEVELOPMENT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 13368

CFR Citation: 43 CFR 3170

Legal Deadline: Final, Statutory, October 24, 1995.

Abstract: The rule will implement section 1339 of the Energy Policy Act of 1992. It will prevent conflicts in ownership of coalbed methane from impeding development of that resource by requiring pooling of development and payment of the proceeds into an escrow account until the ownership issue is resolved by a State entity of competent jurisdiction. The rule will also allow States to avoid the Federal regulations by promulgating their own regulations that substantially comply with Federal requirements.

Timetable:

Action	Date	FR Cite
NPRM	09/15/95	60 FR 47920
NPRM Comment	11/14/95	
Period End		
Final Action	12/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Agency Contact: David R. Stewart, Assistant Deputy State Director for Mineral Resources, Department of the Interior, Bureau of Land Management, BLM Eastern States, 7450 Boston Boulevard, Springfield, VA 22153
Phone: 703 440-1728

RIN: 1004-AC27

1582. MANAGEMENT OF SOLID MINERALS OTHER THAN COAL

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 3500

Legal Deadline: None

Abstract: This rule will remove repetitive introductory material and combine the common provisions of the series of regulations of leasing of specific non-coal minerals.

Timetable:

Action	Date	FR Cite
NPRM	10/18/96	61 FR 54384
NPRM Comment	03/07/97	62 FR 5373
Period End		
Final Action	12/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Erica Petacchi, Regulatory Analyst, Department of the Interior, Bureau of Land Management, Regulatory Management Team (420), 1849 C Street NW., Washington, DC 20240

Phone: 202 452-5084

Fax: 202 452-5002

Email: !WO140@attmail.com

RIN: 1004-AC49

1583. SPECIAL AREAS; STATE IRRIGATION DISTRICTS

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 2780

Legal Deadline: None

Abstract: This rule will remove the establishment and operation of State irrigation districts from the regulations and relocate necessary provisions in the BLM Manual.

Timetable:

Action	Date	FR Cite
NPRM	09/13/96	61 FR 48454
Final Action	04/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Chris Fontecchio, Regulatory Analyst, Department of the Interior, Bureau of Land Management, Regulatory Management Team (420), 1849 C Street NW.

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Email: !WO140@attmail.com

RIN: 1004-AC53

1584. STATE EXCHANGES; NATIONAL PARK SYSTEM EXCHANGES; WILDLIFE REFUGE EXCHANGES; MISCELLANEOUS EXCHANGES

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 2210; 43 CFR 2240; 43 CFR 2250; 43 CFR 2270

Legal Deadline: None

Abstract: This rule will remove these subparts, which are merely cross-references to the basic exchange regulations.

Timetable:

Action	Date	FR Cite
NPRM	12/06/96	61 FR 64658
NPRM Comment	01/06/97	
Period End		
Final Action	08/07/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ted Milesnick, Realty Specialist, Department of the Interior, Bureau of Land Management, Special Area Land Tenure Team (420), 1849 C Street NW., Washington, DC 20240

Phone: 202 452-7727

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Email: !WO140@attmail.com

RIN: 1004-AC58

1585. BODIE BOWL, CALIFORNIA: SURFACE MANAGEMENT

Priority: Substantive, Nonsignificant

Legal Authority: 108 Stat 4771 and 4509

CFR Citation: 43 CFR 3826

Legal Deadline: Final, Statutory, April 30, 1995.

DOI—BLM

Final Rule Stage

Abstract: This rule will implement the provisions of title X of the Act of October 31, 1994, entitled the Bodie Protection Act of 1994. This rule will protect an historic mining district by setting forth procedures for operating mining claims and sites.

Timetable:

Action	Date	FR Cite
NPRM	11/08/96	61 FR 57837
NPRM Comment Period End	01/07/97	
Final Action	11/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Roger Haskins, Mining Law Specialist, Department of the Interior, Bureau of Land Management, Regulatory Management Team (420), 1849 C Street NW., Washington, DC 20240
Phone: 202 452-0355
Email: !W0140@attmail.com

RIN: 1004-AC60

1586. PROTECTION, MANAGEMENT, AND CONTROL OF WILD FREE-ROAMING HORSES AND BURROS; PRIVATE MAINTENANCE; ADOPTION FEES

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 47; 16 USC 1331 to 1340

CFR Citation: 43 CFR 4750.4-2

Legal Deadline: None

Abstract: This proposed rule will provide authority to increase adoption fees for wild horses and burros that have a higher market value due to their herd area and/or other characteristic or trait.

Timetable:

Action	Date	FR Cite
NPRM	07/10/96	61 FR 36333
NPRM Comment Period End	09/09/96	
Final Action	04/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Lili Thomas, Wild Horse and Burro Specialist, Department of the Interior, Bureau of Land Management, National Wild Horse and Burro Program Office, NV 960, 850 Harvard Way (P.O. Box 12000), Reno, NV 89520

Phone: 702 785-6583

RIN: 1004-AC61

1587. STATE GRANTS

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 851 and 852; 43 USC 852 NOTE; 43 USC 870

CFR Citation: 43 CFR 2620

Legal Deadline: None

Abstract: The rule will streamline the existing regulations where possible and eliminate portions that pertain to procedural matters.

Timetable:

Action	Date	FR Cite
NPRM	11/15/96	61 FR 58500
NPRM Comment Period End	01/14/97	
Final Action	07/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Olivia Short, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Room 501 LS, Washington, DC 20240

Phone: 202 452-0345

RIN: 1004-AC71

1588. DEFINITIONS

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1201; 43 USC 1740

CFR Citation: 43 CFR 1300

Legal Deadline: None

Abstract: This rule will relocate definitions from various sections of BLM's portion of 43 CFR into a central section for general definitions. The new location will be in 43 CFR 1800. Several definitions that had been formerly repeated in various sections will appear as one consolidated definition.

Timetable:

Action	Date	FR Cite
NPRM	11/19/96	61 FR 58843
NPRM Comment Period End	01/21/97	
Final Action	10/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ted Hudson, Regulatory Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Mail Stop BLM-LS501, Washington, DC 20240

Phone: 202 452-5042

Fax: 202 452-5002

RIN: 1004-AC73

1589. INDIAN ALLOTMENTS

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1201; 25 USC 334; 25 USC 336

CFR Citation: 43 CFR 2530

Legal Deadline: None

Abstract: This rule will convert existing regulations to plain English and remove those portions that relate to procedural matters.

Timetable:

Action	Date	FR Cite
NPRM	10/16/96	61 FR 53887
NPRM Comment Period End	11/15/96	
Final Action	12/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jeff Holdren, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Mail Stop BLM LS-10th Floor

Phone: 202 452-7779

Fax: 202 452-7708

RIN: 1004-AC77

1590. CAREY ACT GRANTS

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing

DOI—BLM

Final Rule Stage

Government effort. It will eliminate existing text in the CFR.

Legal Authority: 43 USC 641 et seq

CFR Citation: 43 CFR 2610

Legal Deadline: None

Abstract: This rule will remove these regulations as they are inconsistent with present day management policies. Application of these provisions of the Carey Act would not be feasible due to limited water and suitable lands.

Timetable:

Action	Date	FR Cite
NPRM	09/10/96	61 FR 47725
NPRM Comment Period End	10/10/96	
Final Action	04/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jeff Holdren, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Mail Stop BLM-L St.10th Floor, Washington, DC 20240
Phone: 202 452-7779
Fax: 202 452-7708

RIN: 1004-AC80

1591. PUBLIC LAND RECORDS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 13; 43 USC 1701

CFR Citation: 43 CFR 1813

Legal Deadline: None

Abstract: This rule will update the existing regulations to address modernization and automation.

Timetable:

Action	Date	FR Cite
NPRM	12/23/96	61 FR 67517
NPRM Comment Period End	02/21/97	
Final Action	09/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Vanessa Engle, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Mail Stop BLM LS1000, Washington, DC 20240

Phone: 202 452-7780

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RIN: 1004-AC81

1592. PATENT PREPARATION AND ISSUANCE

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: RS 2450, as amended; 43 USC 1161

CFR Citation: 43 CFR 1862

Legal Deadline: None

Abstract: This rule will remove 43 CFR 1862 and place the procedures in BLM manuals and handbooks.

Timetable:

Action	Date	FR Cite
NPRM	08/16/96	61 FR 42579
NPRM Comment Period End	09/16/96	
Final Action	08/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Vanessa Engle, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Mail Stop BLM LS1000, Washington, DC 20240
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RIN: 1004-AC88

1593. RECLAMATION/HOMESITES

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 2764; 43 CFR 2765

Legal Deadline: None

Abstract: This rule will remove obsolete regulations governing townsites associated with reclamation projects and grants of land in reclamation townsites for school purposes.

Timetable:

Action	Date	FR Cite
NPRM	10/03/96	61 FR 51666

Action	Date	FR Cite
NPRM Comment Period End	12/02/96	
Final Action	04/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Jeff O. Holdren, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-7779

RIN: 1004-AC91

1594. FREE USE OF TIMBER

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 43 USC 315 to 315r; 43 USC 1201

CFR Citation: 43 CFR 5511

Legal Deadline: None

Abstract: This rule will remove 43 CFR 5511.1-2 and 5511.1-4 because they are obsolete and no longer serve a useful purpose.

Timetable:

Action	Date	FR Cite
NPRM	09/13/96	61 FR 48455
NPRM Comment Period End	10/15/96	
Final Action	07/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jeff Holdren, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Mail Stop BLM LS1000, Washington, DC 20240
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Fax: 202 452-7708

RIN: 1004-AC92

1595. SUSTAINED YIELD FOREST UNITS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

DOI—BLM

Final Rule Stage

Legal Authority: 43 USC 1181e; 43 USC 1740

CFR Citation: 43 CFR 5040

Legal Deadline: None

Abstract: This rule will amend part 5040 by removing obsolete sections and rewriting the remaining sections in plain English.

Timetable:

Action	Date	FR Cite
NPRM	11/15/96	61 FR 58501
NPRM Comment Period End	01/14/97	
Final Action	07/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Lyndon Werner, Forester, Department of the Interior, Bureau of Land Management, Oregon State Office OR-931, P.O. Box 2965, Portland, OR 97208
Phone: 503 952-6071

RIN: 1004-AC93

1596. NATIONAL FOREST EXCHANGES

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 2202

Legal Deadline: None

Abstract: This rule will delete 43 CFR subpart 2202 because it duplicates material contained in BLM's general exchange regulations and the Forest Service's land exchange regulations at 36 CFR 254. BLM also will extend the provisions of its general exchange regulations to National Forest System lands.

Timetable:

Action	Date	FR Cite
NPRM	09/11/96	61 FR 47855
NPRM Comment Period End	10/11/96	
Final Action	04/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ted Milesnick, Special Areas and Land Tenure Team, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240

Phone: 202 452-7727

RIN: 1004-AC97

1597. GIFTS; ACQUISITION OF LANDS OR INTEREST IN LANDS BY PURCHASE OR CONDEMNATION

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 2110; 43 CFR 2130

Legal Deadline: None

Abstract: This rule will move 43 CFR 2111.4 to 43 CFR part 2091 and will remove the remainder of 43 CFR parts 2110 and 2130 in their entirety. These regulations are either statements of policy, internal procedures, or restatements of statutory provisions. BLM believes that they can be deleted without having any substantive impact on the public.

Timetable:

Action	Date	FR Cite
NPRM	09/11/96	61 FR 47853
NPRM Comment Period End	10/11/96	
Final Action	09/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: David Beaver, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Mail Stop BLM LS1000, Washington, DC 20240

Phone: 202 452-7788

Fax: 202 452-7708

RIN: 1004-AC98

1598. APPEALS PROCEDURES; HEARINGS PROCEDURES

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1701; 43 USC 1740

CFR Citation: 43 CFR 1840; 43 CFR 1850

Legal Deadline: None

Abstract: BLM proposes to amend its regulations that govern administrative review procedures for protests of proposed decisions, contests, appeals of BLM decisions, and hearings on the record. The proposed regulations would provide more consistent procedures for administrative review of BLM decisions, and would clarify when and how BLM decisions go into effect and whether an appeal will stay the effectiveness of a BLM decision.

Timetable:

Action	Date	FR Cite
NPRM	10/17/96	61 FR 54120
NPRM Comment Period End	01/17/97	61 FR 58160
Final Action	11/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jeff Holdren, Realty Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Mail Stop BLM LS1000, Washington, DC 20240

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RIN: 1004-AC99

1599. MINING CLAIMS UNDER THE GENERAL MINING LAWS

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 3744; 43 CFR 3745; 43 CFR 3811; 43 CFR 3824; 43 CFR 3825

Legal Deadline: None

Abstract: This rule will remove the regulations on claimant's rights, helium, the watershed of Prescott, Arizona, the Papago Indian Reservation, and fissionable source material on coal lands. Each of these regulations is unnecessary or obsolete, either because they describe programs that no longer exist, or because they contain requirements already achieved by other regulations.

Timetable:

Action	Date	FR Cite
NPRM	10/03/96	61 FR 51667

DOI—BLM

Final Rule Stage

Action	Date	FR Cite
NPRM Comment Period End	11/04/96	
Final Action	04/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Christopher Fontecchio, Regulatory Analyst, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-5012

RIN: 1004-AD05

1600. GRAZING ADMINISTRATION: ALASKA; REINDEER

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 4300

Legal Deadline: None

Abstract: This rule will convert the current regulations into plain English. No change will be made in the legal or policy content of the regulations.

Timetable:

Action	Date	FR Cite
NPRM	11/01/96	61 FR 56497
NPRM Comment Period End	12/02/96	
Final Action	07/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Frank Bruno, Regulatory Analyst, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240

Phone: 202 452-0352

Fax: 202 452-5002

RIN: 1004-AD06

1601. GEOTHERMAL RESOURCES LEASING

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 3200

Legal Deadline: None

Abstract: This rule will reduce and streamline permitting and informational requirements, provide BLM maximum decisionmaking flexibility on permit applications and processing, accommodate the full range of potential geothermal operations and development scenarios, and provide industry with greater flexibility in submitting applications. It will also provide more specific permit application information to allow more consistent interpretation of requirements by BLM and industry.

Timetable:

Action	Date	FR Cite
NPRM	10/08/96	61 FR 52736
NPRM Comment Period End	01/06/97	
Final Action	12/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Christopher Fontecchio, Regulatory Analyst, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-5012

RIN: 1004-AD08

1602. • LOGICAL MINING UNITS: GENERAL; LMU APPLICATION PROCEDURES; LMU APPROVAL CRITERIA; LMU DILIGENCE; ADMINISTRATION OF LMU OPERATIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 30 USC 189; 30 USC 359; 30 USC 1266; 43 USC 1733; 43 USC 1740

CFR Citation: 43 CFR 3400

Legal Deadline: None

Abstract: This rule will amend the regulations that pertain to formation and administration of logical mining units (LMUs). The rule will implement procedures designed to prevent the use of LMUs to extend the diligent development period of a Federal coal lease unless the lessee demonstrates

progress toward production of the Federal coal reserves. The rule will clarify the circumstances in which BLM considers a Federal lease to be "producing" as it relates to section 2(a)2(A) of the Mineral Leasing Act, and also implement a Federal District Court ruling related to submission of resource recovery and protection plans.

Timetable:

Action	Date	FR Cite
NPRM	09/15/95	60 FR 47920
NPRM Comment Period End	11/14/95	
Final Action	04/00/97	

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: This rule was previously proposed under RIN 1004-AC15, then combined with 1004-AC37. Now 1004-AC37 has been removed and this rule will be published as a final rule.

Agency Contact: Bill LeSage, Mining Engineer, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-0340
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RIN: 1004-AD12

1603. • NATIONAL PETROLEUM RESERVE IN ALASKA

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 42 USC 6503; 43 USC 1740

CFR Citation: 43 CFR 2360

Legal Deadline: None

Abstract: This rule is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Timetable:

Action	Date	FR Cite
NPRM	10/23/96	61 FR 54977
NPRM Comment Period End	11/22/96	
Final Action	10/00/97	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This rule was inadvertently reported as a completed

DOI—BLM

Final Rule Stage

action, 1004-AC79, in the November 29, 1996, Semiannual Agenda.

Agency Contact: Jeff Holdren, Senior Realty Specialist, Department of the

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RIN: 1004-AD14

DEPARTMENT OF THE INTERIOR (DOI)
Bureau of Land Management (BLM)

Long-Term Actions

1604. NON-MINERAL ENTRY ON MINERAL LAND

Priority: Routine and Frequent

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 30 USC 124; 30 USC 186

CFR Citation: 43 CFR 2093

Legal Deadline: None

Abstract: This action will remove portions of the regulations, thereby deleting outdated portions or those parts that are procedural in nature.

Timetable:

Action	Date	FR Cite
NPRM	11/01/96	61 FR 56496
NPRM Comment Period End	12/02/96	
Final Action	04/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jeff O. Holdren, Geologist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Mail Stop BLM-L St., 10th Floor, Washington, DC 20240
Phone: 202 452-7779

RIN: 1004-AC65

1605. PLANNING, PROGRAMMING, AND BUDGETING

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 1600

Legal Deadline: None

Abstract: This rule will update and streamline the resource planning regulations of BLM. It will amend them to reflect BLM's reorganized field management structure, and will expressly allow management framework plans to remain in effect if they meet the requirements of law.

Timetable:

Action	Date	FR Cite
NPRM	04/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: David Williams, Planning, Assessment, and Community Support Group Manager, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-7793

RIN: 1004-AC86

1606. WILD AND SCENIC RIVERS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 6400

Legal Deadline: None

Abstract: This rule will amend and redesignate the regulations on designation and management of areas of critical environmental concern and rewrite them in plain English.

Timetable:

Action	Date	FR Cite
ANPRM	06/05/96	61 FR 28546
ANPRM Comment Period End	07/05/96	
NPRM	09/10/96	61 FR 47726
NPRM Comment Period Extended	11/04/96	61 FR 56651
NPRM Comment Period End	12/04/96	
Final Action	04/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Gary Marsh, Special Areas and Land Tenure Team, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20204
Phone: 202 452-7795

RIN: 1004-AC87

DEPARTMENT OF THE INTERIOR (DOI)
Bureau of Land Management (BLM)

Completed Actions

1607. LAW ENFORCEMENT—CRIMINAL

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

duplication, or streamline requirements.

CFR Citation: 43 CFR 9260

Completed:

Reason	Date	FR Cite
Withdrawn - No further action to be taken.	03/06/97	

Small Entities Affected: None

Government Levels Affected: None

DOI—BLM

Completed Actions

Agency Contact: Dennis McLane
Phone: 208 387-5127

RIN: 1004-AC30

1608. COAL MANAGEMENT

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 43 CFR 3400; 43 CFR 3410; 43 CFR 3420; 43 CFR 3440; 43 CFR 3450; 43 CFR 3460; 43 CFR 3470; 43 CFR 3480

Completed:

Reason	Date	FR Cite
Withdrawn No further action on this rule.	02/14/97	62 FR 6910

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Bill LeSage
Phone: 202 452-0350

RIN: 1004-AC37

1609. MINING CLAIMS UNDER THE GENERAL MINING LAWS (BONDING)

Priority: Other Significant

CFR Citation: 43 CFR 3809

Completed:

Reason	Date	FR Cite
Final Action	02/28/97	62 FR 9093
Final Action Effective	03/31/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Richard Deery
Phone: 202 452-0350

RIN: 1004-AC40

1610. NATURAL HISTORY RESOURCE MANAGEMENT; PROCEDURES

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 43 CFR 8200

Completed:

Reason	Date	FR Cite
Withdrawn Combined with 1004-AC30 and 1004-AD03.	01/16/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ian Senio
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Fax: 202 452-5002
Email: !WO140@attmail.com

RIN: 1004-AC45

1611. ONSHORE OIL AND GAS AGREEMENTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 43 CFR 3180

Completed:

Reason	Date	FR Cite
Withdrawn Combined with 1004-AC94.	01/15/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sherry Barnett
Phone: 913 621-4100

RIN: 1004-AC62

1612. ALASKA HOMESTEAD SETTLEMENT

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

CFR Citation: 43 CFR 2567

Completed:

Reason	Date	FR Cite
Final Action	09/10/96	61 FR 47724
Final Action Effective	10/10/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Frank Bruno
Phone: 202 452-0352

Fax: 202 454-5002

RIN: 1004-AC90

1613. MULTIPLE USE, MINING; MINING CLAIMS UNDER THE GENERAL MINING LAWS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

CFR Citation: 43 CFR 3740; 43 CFR 3810; 43 CFR 3820

Completed:

Reason	Date	FR Cite
Withdrawn Combined with 1004-AD05.	01/16/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Roger Haskins
Phone: 202 452-0355
Fax: 202 452-0349

RIN: 1004-AC96

1614. FAIR MARKET VALUE DETERMINATION

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 43 CFR 1410

Completed:

Reason	Date	FR Cite
Withdrawn No further action expected on this rule at this time.	01/22/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: David Cavanaugh
Phone: 202 452-7774

RIN: 1004-AD07

BILLING CODE 4310-84-F

DEPARTMENT OF THE INTERIOR (DOI)

Final Rule Stage

Office of the Secretary (OS)

1615. TRANSPORTATION AND UTILITY SYSTEMS IN AND ACROSS, AND ACCESS INTO, CONSERVATION SYSTEM UNITS IN ALASKA**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 16 USC 1; 16 USC 3; 16 USC 668dd et seq; 16 USC 3101 et seq; 43 USC 1201**CFR Citation:** 43 CFR 36**Legal Deadline:** NPRM, Judicial, April 30, 1995.**Abstract:** This rule will revise regulations implementing the provisions of title IX of the Alaska National Interest Lands Conservation Act (ANILCA). The regulations concern transportation and utility systems (TUS) in Alaska when any portion of the route of the TUS will be within any conservation system unit, national recreation area, or national conservation area. The regulations detail the procedures that must be followed to obtain Federal approval needed for a TUS. In addition, the regulations address special access, temporary access, and access to inholdings.**Timetable:**

Action	Date	FR Cite
NPRM	09/17/96	61 FR 48873
NPRM Comment Period End	11/18/96	
Final Action	06/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Russell Wilson, Paralegal, Department of the Interior, Office of the Secretary, Alaska Regional Office, 2525 Gambell Street, Anchorage, AK 99503

Phone: 907 257-2641

RIN: 1093-AA07

[FR Doc. 97-5792 Filed 04-24-97; 8:45 am]

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