



Federal Register

**Monday,
December 3, 2001**

Part X

**Department of the
Interior**

Semiannual Regulatory Agenda

DEPARTMENT OF THE INTERIOR (DOI)

DEPARTMENT OF THE INTERIOR

Office of the Secretary

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 Secretary, Interior.

ACTION: Semiannual regulatory agenda.

SUMMARY: This notice provides the semiannual agenda of rules scheduled for review or development between October 2001 and April 2002. The

Regulatory Flexibility Act and Executive Order 12866 require publication of the agenda.

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: You should direct all comments and inquiries with regard to these rules to the appropriate agency contact. You should direct general comments relating to the agenda to the Office of Executive Secretariat, 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 we have issued or expect to issue and of currently effective rules that we have scheduled for review.

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

For this edition of the Department's regulatory agenda, we have included the most important significant regulatory actions in The Regulatory Plan, which appears in part II of today's **Federal Register**. The table of contents below lists The Regulatory Plan entries and denotes them by a bracketed bold reference that directs the reader to the appropriate sequence number in part II.

Richard A. Stephan,
Federal Register Liaison Officer.

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

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1570	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Coastal Cutthroat Trout	1018-AG97
1571	Endangered and Threatened Wildlife and Plants; Listing the Yellow-Billed Cuckoo	1018-AG98
1572	Endangered and Threatened Wildlife and Plants; Determination of Critical Habitat for the Wenatchee Mountains Checkermallow, a Plant	1018-AH05
1573	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Kootenai River White Sturgeon	1018-AH06
1574	Endangered and Threatened Wildlife and Plants; Listing the Northern Sea Otter	1018-AH12
1575	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for the Desert Milk-Vetch	1018-AH14
1576	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Mountain Plover	1018-AH15
1577	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Kanab Ambersnail	1018-AH16
1578	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Canadian Lynx	1018-AH17
1579	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Colorado Butterfly Plant	1018-AH18
1580	Endangered and Threatened Wildlife and Plants; Listing Hirst's Panic Grass	1018-AH19
1581	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Atlantic Salmon	1018-AH20
1582	Endangered and Threatened Wildlife and Plants; Critical Habitat for Three Species of Beach Mouse in Alabama and Florida	1018-AH21
1583	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Alabama Sturgeon	1018-AH22
1584	Endangered and Threatened Wildlife and Plants; Critical Habitat for 11 Mussels	1018-AH23
1585	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Goldline Darter and the Blue Shiner	1018-AH24
1586	Endangered and Threatened Wildlife and Plants; Listing and Critical Habitat for the Highlands Tiger Beetle	1018-AH25
1587	Endangered and Threatened Wildlife and Plants; Listing of the Florida Semaphore Cactus	1018-AH26
1588	Endangered and Threatened Wildlife and Plants; Listing of the Plant Species Cordia Rupicola	1018-AH27
1589	Endangered and Threatened Wildlife and Plants; Listing of the Plant Species Agave Eggersiana and Solanum Conocarpum	1018-AH28
1590	Endangered and Threatened Wildlife and Plants; Listing Two Snails in Texas	1018-AH38
1591	Endangered and Threatened Wildlife and Plants; Listing of the Acuna Cactus	1018-AH39
1592	Endangered and Threatened Wildlife and Plants; Listing the Page Springsnail	1018-AH41
1593	Endangered and Threatened Wildlife and Plants; Amendment to the Nonessential Experimental Population for the Red Wolf	1018-AH43
1594	Endangered and Threatened Wildlife; Amendment to the Nonessential Experimental Population for the Mexican Wolf	1018-AH45
1595	Endangered and Threatened Wildlife; Establishment of a Nonessential Experimental Population of Whooping Cranes	1018-AH46
1596	Endangered and Threatened Wildlife; Removal of the Arctic Russian Population of Spectacled Eider From the List of Endangered and Threatened Wildlife	1018-AH48
1597	Endangered and Threatened Wildlife and Plants; Changes to the Regulations for Designation of Critical Habitat ..	1018-AH60

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United States Fish and Wildlife Service—Completed Actions (Continued)

Sequence Number	Title	Regulation Identification Number
1598	Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Bay Checkerspot Butterfly	1018-AH61
1599	Changes in the List of Species in Appendices to the Convention on International Trade in Endangered Species of Wild Fauna and Flora	1018-AH63
1600	Import of Polar Bear Trophies From Canada: Change in the Finding for the M'Clintock Channel Population and Revision of Regulations in Section 18.30	1018-AH72
1601	Endangered and Threatened Wildlife and Plants; Special Rule for the Mountain Plover	1018-AH84
1602	Migratory Bird Hunting; Withdrawal of Regulations Designed To Reduce The Mid-Continent Light Goose Population	1018-AI00

National Park Service—Prerule Stage

Sequence Number	Title	Regulation Identification Number
1603	Golden Gate National Recreation Area; Special Regulations	1024-AD03

National Park Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1604	Vehicles and Traffic Safety; Operating Under the Influence of Alcohol or Drugs	1024-AC69
1605	World Heritage Convention	1024-AC74
1606	Procedures for State, Tribal, and Local Government Historic Preservation Programs	1024-AC79
1607	Commercial Use Permits	1024-AC85
1608	Special Regulations of the National Park System; Canyonlands National Park Road Closure	1024-AC87
1609	Glen Canyon National Recreation Area; Personal Watercraft	1024-AC90
1610	Lake Mead National Recreation Area; Personal Watercraft	1024-AC91
1611	Big Thicket National Preserve; Personal Watercraft	1024-AC92
1612	Pictured Rocks National Lakeshore; Personal Watercraft	1024-AC93
1613	Fire Island National Seashore; Personal Watercraft	1024-AC94
1614	Gateway National Recreation Area; Personal Watercraft	1024-AC95
1615	Bighorn Canyon National Recreation Area; Personal Watercraft	1024-AC96
1616	Lake Meredith Recreation Area; Personal Watercraft	1024-AC97
1617	Chickasaw Recreation Area; Personal Watercraft	1024-AC98
1618	Curecanti Recreation Area; Personal Watercraft	1024-AC99
1619	Amistad Recreation Area; Personal Watercraft	1024-AD00
1620	Lake Roosevelt Recreation Area; Personal Watercraft	1024-AD01
1621	Assateague Island National Seashore; Personal Watercraft	1024-AD02
1622	Dry Tortugas National Park; Special Regulations	1024-AD04
1623	Native American Graves Protection and Repatriation Act; Future Applicability	1024-AD05

National Park Service—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1624	Leasing Regulations	1024-AC78
1625	Wrangell-St. Elias National Park and Preserve Resident Zone Communities	1024-AC83
1626	Native American Graves Protection and Repatriation Act Regulations; Civil Penalties	1024-AC84
1627	Virgin Islands Coral Reef National Monument; Special Regulations	1024-AC89

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National Park Service—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
1628	Snowmobile Use in National Park Service Areas	1024-AC82
1629	Special Regulations of the National Park System; Religious Ceremonial Collection of Golden Eaglets in Wupatki National Monument	1024-AC86

National Park Service—Completed Actions

Sequence Number	Title	Regulation Identification Number
1630	Rights-of-Way	1024-AC01
1631	Voyageurs National Park: Aircraft Operations	1024-AC23
1632	Applicability and Resource Protection Revisions	1024-AC38
1633	Non-Federal Oil and Gas Rights	1024-AC53
1634	Appalachian National Scenic Trail—Snowmobiles	1024-AC67
1635	Land and Water Conservation Fund of Assistance to States; Post-Completion Compliance Responsibilities	1024-AC68
1636	Solid Waste Sites in Units of the National Park System	1024-AC70
1637	Release of Information About National Park System Resources	1024-AC75
1638	National Capital Region Parks; Photo Radar Speed Enforcement	1024-AC80
1639	Conservation in National Parks	1024-AC81
1640	Concession Contracts	1024-AC88

Bureau of Indian Affairs—Prerule Stage

Sequence Number	Title	Regulation Identification Number
1641	Use or Distribution of Indian Judgment Funds	1076-AD94

Bureau of Indian Affairs—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1642	Indian School Equalization Program	1076-AD09
1643	Leasing Restricted Lands of Members of the Five Civilized Tribes, Oklahoma, for Mining	1076-AD33
1644	Tribal Reorganization Under a Federal Statute	1076-AD46
1645	Petitioning Procedures	1076-AD47
1646	Appeals From Administrative Actions	1076-AD50
1647	Academic and Dormitory Standards	1076-AD55
1648	Education Contracts Under the Johnson-O'Malley Act	1076-AD58
1649	Loans to Indians From the Revolving Loan Fund	1076-AD59
1650	School Construction Contracts for Public Schools	1076-AD69
1651	Job Placement and Training Program	1076-AD75
1652	Indian Child Protection	1076-AD96
1653	Certificates of Degree of Indian Blood	1076-AD97
1654	Arrangement With States, Territories, or Other Agencies for Relief of Distress and Social Welfare of Indians	1076-AD98
1655	Indian Reservation Roads Program	1076-AE06
1656	Buy Indian Act Regulations	1076-AE07
1657	Indian School Equalization Program - Provisions for Exceptional Children	1076-AE14
1658	Indian Reservation Roads Program	1076-AE17
1659	Trust Management Reform: Repeal of Outdated Rules	1076-AE20
1660	Appeals of Administrative Actions	1076-AE21
1661	Trust Funds for Tribes and Individual Indians	1076-AE22
1662	Leases and Permits	1076-AE23
1663	Tribal Revenue Allocation Plans	1076-AE24

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Bureau of Indian Affairs—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1664	Navajo Partitioned Lands Grazing Regulations	1076-AC81
1665	Preference in Employment	1076-AD05
1666	Grants to Tribally Controlled Community Colleges and Navajo Community College	1076-AD08
1667	Indian Tribal Justice Support	1076-AD15
1668	Leasing Osage Reservation Lands for Mining of Minerals Other Than Oil and Gas	1076-AD34
1669	Lead and Zinc Mining Operations and Leases on Quapaw Indian Lands	1076-AD35
1670	Exploration, Mining, and Reclamation of Lands	1076-AD36
1671	Irrigation Projects and Systems	1076-AD44
1672	Indian Electric Power Utilities	1076-AD45
1673	Indian Business Development Program	1076-AD70
1674	Courts of Indian Offenses	1076-AD76
1675	Use of Columbia River Fish Access Sites	1076-AD83
1676	Use of Columbia River In-Lieu Fishing Sites	1076-AD86
1677	Alaska Resupply Operation	1076-AE04
1678	Protection of Products of Indian Art and Craftsmanship	1076-AE16

Bureau of Indian Affairs—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
1679	Probate of Indian Estates Except for Members of the Five Civilized Tribes	1076-AE25

Bureau of Indian Affairs—Completed Actions

Sequence Number	Title	Regulation Identification Number
1680	Adult Vocational Training	1076-AD72
1681	Land Acquisitions for Gaming	1076-AD93
1682	Encumbrance of Indian Lands—Contract Approvals	1076-AE03
1683	San Carlos Apache Tribe Trust Fund and Lease Fund	1076-AE10
1684	Distribution of Fiscal Year 2001 Indian Reservation Roads Funds	1076-AE13
1685	Establishing a Court of Indian Offenses for the Santa Fe Indian School and Indian Hospital, New Mexico	1076-AE15
1686	Attorney Contacts with Indian Tribes	1076-AE18
1687	Adding the Fallon Paiute-Shoshone Indian Reservation and Colony to the Listing of Courts of Indian Offenses	1076-AE19

Minerals Management Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1688	Refunds and Recoupment of Overpayments on OCS	1010-AC27
1689	Takes vs. Entitlements Reporting	1010-AC29
1690	Accounting Relief for Marginal Properties	1010-AC30
1691	Prepayment of Royalties	1010-AC31
1692	Plans and Information	1010-AC47
1693	Incident Reporting	1010-AC57
1694	Records and Files Maintenance	1010-AC64
1695	Oil and Gas and Sulphur Operations in the Outer Continental Shelf—Safety Measures and Procedures for Pipeline Modifications and Repairs	1010-AC75
1696	Well Control and Production Safety Training	1010-AC78
1697	Appeals of Minerals Management Service Orders	1010-AC80
1698	Proprietary Terms and Data Disclosure	1010-AC81
1699	Documents Incorporated by Reference — API Specification 2C	1010-AC82
1700	Dealing with Sustained Casing Pressure	1010-AC83

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Minerals Management Service—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identification Number
1701	Documents Incorporated by Reference for Offshore Floating Production Facilities	1010-AC85
1702	Documents Incorporated by Reference — API RP 14F and API 510	1010-AC89
1703	Rights-of-Use and Easements and Pipeline Rights-of-Way	1010-AC91
1704	Suspension of Operations for Exploration Under Salt Sheets	1010-AC92
1705	Outer Continental Shelf Oil and Gas Leasing - Clarifying Amendments	1010-AC94
1706	Document Incorporated by Reference — API 510 — Pressure Vessel Inspection Code: Maintenance Inspection, Rating, Repair, and Alteration	1010-AC95

Minerals Management Service—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1707	Valuation of Oil From Indian Leases (Reg Plan Seq No. 74)	1010-AC24
1708	Oil and Gas Drilling Operations	1010-AC43
1709	Prospecting for Minerals Other Than Oil, Gas, and Sulphur in the Outer Continental Shelf	1010-AC48
1710	Forms and Reports	1010-AC63
1711	Decommissioning Activities	1010-AC65
1712	Requirements Governing Surety Bonds for the Outer Continental Shelf	1010-AC68
1713	Deep Water Royalty Relief for Outer Continental Shelf Oil and Gas Leases Issued After 2000 (Reg Plan Seq No. 75)	1010-AC71
1714	Solid Minerals Reporting Requirements	1010-AC86
1715	Technical Amendments to 30 CFR Part 218	1010-AC87
1716	Technical Amendments to 30 CFR Part 206	1010-AC88
1717	Technical Amendments to 30 CFR Part 216	1010-AC90
1718	Documents Incorporated by Reference - API RP 14C	1010-AC93

References in boldface appear in the Regulatory Plan in part II of this issue of the **Federal Register**.

Minerals Management Service—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
1719	Royalty Relief Terms	1010-AC58
1720	MMS Hearings and Investigations	1010-AC79

Minerals Management Service—Completed Actions

Sequence Number	Title	Regulation Identification Number
1721	Royalty Payment Liability	1010-AB45
1722	Credit Adjustments	1010-AB73
1723	Chronic Erroneous Reporting	1010-AC34
1724	Amendments to Sale of Federal Royalty Oil (Small Refiner Administrative Fee)	1010-AC70
1725	Leasing of Sulphur or Oil and Gas in the Outer Continental Shelf—Definition of Affected States	1010-AC74
1726	Amendments to Allowance Determination Rules	1010-AC77

Office of Surface Mining Reclamation and Enforcement—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1727	Abandoned Coal Refuse Sites—Title I	1029-AB70
1728	Contemporaneous Reclamation	1029-AB79

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Office of Surface Mining Reclamation and Enforcement—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identification Number
1729	Dam Safety Rules	1029-AB92
1730	Prime Farmlands	1029-AB98
1731	Abandoned Mine Land Reclamation Notices	1029-AB99

Office of Surface Mining Reclamation and Enforcement—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1732	Indian Lands	1029-AB83
1733	Electronic Filing of the OSM-1 Form	1029-AB95
1734	Civil Penalty Adjustments	1029-AC00

Bureau of Land Management—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1735	Sales—Federal Land Policy and Management Act	1004-AB77
1736	Desert Land Entries	1004-AC56
1737	Disposal of Reserved Minerals Under the Stock Raising Homestead Act	1004-AC59
1738	Geothermal Resource Unit Agreement	1004-AD10
1739	Conservation; Helium Leasing	1004-AD35
1740	Hazardous Materials Compliance	1004-AD38
1741	Grazing Administration—Exclusive of Alaska	1004-AD42
1742	Permits for Recreation on Public Lands	1004-AD45
1743	Wilderness Management	1004-AD46
1744	Onshore Oil and Gas Operations	1004-AD48
1745	Disclaimers of Interest	1004-AD50

Bureau of Land Management—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1746	Cost Recovery; Mineral Filings and Operations	1004-AC64
1747	Rights-of-Way, Principles and Procedures; Rights-of-Way Under the Mineral Leasing Act	1004-AC74
1748	Indian Allotments	1004-AC77
1749	Oil and Gas Leasing and Operations (Reg Plan Seq No. 76)	1004-AC94
1750	Oil and Gas Leasing; National Petroleum Reserve, Alaska—Unit Agreements	1004-AD13
1751	Use Authorizations (Recreation)	1004-AD25
1752	Mineral Materials Disposal	1004-AD29
1753	Location Recording, and Maintenance of Mining Claims and Sites	1004-AD31
1754	Supplementary Rules for Public Demonstrations at Grand Staircase-Escalante National Monument	1004-AD40
1755	Coal Management: Noncompetitive Leases; Management Provisions and Limitations	1004-AD43

References in boldface appear in the Regulatory Plan in part II of this issue of the **Federal Register**.

Bureau of Land Management—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
1756	Leases, Permits, and Easements	1004-AB51
1757	Coalbed Methane Development	1004-AC27
1758	Land Withdrawals	1004-AC63

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Bureau of Land Management—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identification Number
1759	Land Classification	1004-AC78
1760	Carey Act Grants	1004-AC80
1761	Appeals Procedures; Hearings Procedures	1004-AC99
1762	Color of Title and Omitted Lands	1004-AD00
1763	Coal Management	1004-AD11
1764	Mineral Patent Applications; Adverse Claims, Protests, and Conflicts	1004-AD32
1765	Financial Guarantees Procedures	1004-AD49

Bureau of Land Management—Completed Actions

Sequence Number	Title	Regulation Identification Number
1766	Segregation and Opening of Lands	1004-AC84
1767	Paleontological Resources	1004-AD03
1768	Timber Export and Substitution	1004-AD37
1769	Rights-of-Way, Principles and Procedures; Rights-of-Way Under the Mineral Leasing Act	1004-AD39
1770	Surface Management (Locatable Minerals)	1004-AD44
1771	Alaska Native Veterans Allotments	1004-AD47

Office of the Secretary—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
1772	Wild and Scenic Rivers	1093-AA08

Department of the Interior (DOI)

Proposed Rule Stage

Assistant Secretary for Policy, Management and Budget (ASPMB)

1350. NATURAL RESOURCE DAMAGE ASSESSMENTS: TYPE B PROCEDURES

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

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	09/16/96	
Period End		
NPRM	04/00/02	
NPRM Comment	07/00/02	
Period End		

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Frank DeLuise, Assessment Program, Department of the Interior, Assistant Secretary for Policy, Management and Budget, Room 4449, 1849 C Street N.W., Washington, DC 20240
Phone: 202 208-4143

RIN: 1090-AA29

1351. DEPARTMENT HEARINGS AND APPEALS; SPECIAL RULES APPLICABLE TO PUBLIC LAND HEARINGS AND APPEALS

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1201

CFR Citation: 43 CFR 4.401(c)(2); 43 CFR 4.403 to 4.408; 43 CFR 4.414; 43 CFR 4.415; 43 CFR 4.422(c)(2); 43 CFR 4.450-5

Legal Deadline: None

Abstract: This document proposes to amend procedural rules governing

DOI—ASPMB

Proposed Rule Stage

hearings and appeals in public-lands cases. The amendments are necessary to conform the rules to procedural practices contained in decisions of the Interior Board of Land Appeals. The amended rules would provide parties more complete information and more up-to-date procedures than the existing rules.

Timetable:

Action	Date	FR Cite
NPRM	03/00/02	
NPRM Comment Period End	05/00/02	
Final Action	10/00/02	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Agency Contact: Will A. Irwin, Administrative Judge, Department of the Interior, Assistant Secretary for Policy, Management and Budget, Interior Board of Appeals, 4015 Wilson Blvd., Arlington, VA 22203
Phone: 703 235-3750

RIN: 1090-AA68

1352. DEPARTMENT HEARINGS AND APPEALS; PROCEDURES APPLICABLE IN ADJUDICATIONS BEFORE THE HEARINGS DIVISION

Priority: Substantive, Nonsignificant

Legal Authority: 25 USC 372; 25 USC 373; 25 USC 373a; 25 USC 373b; 25 USC 374; 30 USC 1201 et seq; 43 USC 1201; 5 USC 571 to 583

CFR Citation: 25 CFR 15; 30 CFR 301; 43 CFR 1850; 43 CFR 4

Legal Deadline: None

Abstract: This proposed rule will amend regulations governing case management and case processing by administrative law judges in the field offices of OHA to increase efficiency.

Timetable:

Action	Date	FR Cite
NPRM	03/00/02	
NPRM Comment Period End	05/00/02	
Final Action	10/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected:

Undetermined

Agency Contact: Charles E. Breece, Deputy Director, Department of the Interior, Assistant Secretary for Policy, Management and Budget, 1849 C Street N.W., Washington, DC 20240
Phone: 703 235-3810

RIN: 1090-AA73

1353. • NON-PROCUREMENT SUSPENSION AND DEBARMENT; DRUG-FREE WORKPLACE GRANT REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: PL 103-355; 31 USC 6101; 41 USC 252a; 41 USC 701 et seq; EO 12549; EO 12689

CFR Citation: 43 CFR 42; 43 CFR 43

Legal Deadline: None

Abstract: This proposed rule would implement a common governmentwide rule for debarment and suspension and a common governmentwide rule for the Drug-Free Workplace Act of 1988, including several specific provisions that apply to the Department of the Interior.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Debra E. Sonderman, Property Management, Department of the Interior, Assistant Secretary for Policy, Management and Budget, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-6431

RIN: 1090-AA79

Department of the Interior (DOI)

Final Rule Stage

Assistant Secretary for Policy, Management and Budget (ASPMB)

1354. RECORDS AND TESTIMONY; FREEDOM OF INFORMATION ACT

Priority: Info./Admin./Other. Major status under 5 USC 801 is undetermined.

Legal Authority: 5 USC 552

CFR Citation: 43 CFR 2

Legal Deadline: None

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 to make other changes as necessary.

Timetable:

Action	Date	FR Cite
NPRM	07/16/01	66 FR 36966
NPRM Comment Period End	09/14/01	
Final Action	04/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Alexandra Mallus, DOI FOIA Officer (OIRM), Department of the Interior, Assistant Secretary for Policy, Management and Budget
Phone: 202 208-5342

RIN: 1090-AA61

1355. NONDISCRIMINATION IN FEDERALLY ASSISTED PROGRAMS OF THE DEPARTMENT OF THE INTERIOR ON THE BASIS OF RACE, COLOR NATIONAL ORIGIN, HANDICAP, OR AGE

Priority: Substantive, Nonsignificant

Legal Authority: 29 USC 794; 42 USC 2000d-1; 42 USC 6101 et seq

CFR Citation: 43 CFR 17

Legal Deadline: None

Abstract: This proposed joint rule will incorporate the broadened definitions of the terms "program" and "program or activity" as contained in the Civil Rights Restoration Act of 1987 (CRRA). The CRRA broadened the definitions of those terms so that all operations of an entity that receives Federal financial

DOI—ASPMB

Final Rule Stage

assistance are covered, not just the particular part receiving the Federal assistance.

Timetable:

Action	Date	FR Cite
NPRM	12/06/00	65 FR 76460
NPRM Comment Period End	01/05/01	
Final Action	12/00/01	
Final Action Effective	01/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: State, Local

Agency Contact: Melvin C. Fowler, Civil Rights Staff Assistant, Department of the Interior, Assistant Secretary for Policy, Management and Budget, 1849 C Street NW, Washington, DC 20240

Phone: 202 208-3455

RIN: 1090-AA77

1356. DEPARTMENT HEARINGS AND APPEALS PROCEDURES; RULES APPLICABLE IN INDIAN AFFAIRS HEARINGS AND APPEALS

Priority: Substantive, Nonsignificant

Legal Authority: 25 USC 2; 25 USC 331; 25 USC 372; 25 USC 373; 25 USC 373a; 25 USC 373b; 25 USC 374; 25 USC 9; 5 USC 301

CFR Citation: 43 CFR 4

Legal Deadline: None

Abstract: This proposed rule will revise the procedural rules for the field division of the Office of Hearings and Appeals concerning probate hearings as a result of the Department's reinvention labs. Hearings division regulations must

be amended to reflect changes made with Bureau of Indian Affairs probate regulations.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/18/01	66 FR 32884
Interim Rule Comment Period End	08/17/01	
Final Action	01/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Charles E. Breece, Deputy Director, Department of the Interior, Assistant Secretary for Policy, Management and Budget, 1849 C Street N.W., Washington, DC 20240
Phone: 703 235-3810

RIN: 1090-AA78

Department of the Interior (DOI)

Long-Term Actions

Assistant Secretary for Policy, Management and Budget (ASPMB)

1357. REVISED STATUTE 2477 RIGHTS-OF-WAY

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

Legal Authority: 16 USC 1 to 4; 16 USC 460k-3; 16 USC 668dd; 43 USC 1201; 43 USC 1457; 43 USC 1732(b); 43 USC 1740; 43 USC 1782(c)

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 Period End	08/01/95	60 FR 4135
Final Action	To Be Determined	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Local, State

Agency Contact: Ron Montagna, Realty Specialist, Department of the Interior, Assistant Secretary for Policy, Management and Budget
Phone: 202 452-7782
Email: ron_montagna@blm.gov

RIN: 1090-AA44

1358. ADMINISTRATIVE AND AUDIT REQUIREMENTS AND COST PRINCIPLES FOR ASSISTANCE PROGRAMS; BUY AMERICAN ACT

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 6101 note; 31 USC 7501; 41 USC 252a; 41 USC 701 et seq; EO 12549; EO 12674; EO 12689; EO 12731; OMB Circular A-102; OMB Circular A-110; PL 104-256, sec 501; PL 105-62, sec 303; PL 105-62, sec 503; PL 105-83, sec 307

CFR Citation: 43 CFR 12

Legal Deadline: None

Abstract: This final rule is in response to the Department of the Interior and Related Agencies Appropriations Act, 1998, and the Energy and Water Development Appropriations Act, 1998. It implements provisions regarding lobbying restrictions; denial of funds for preventing ROTC access to campuses; and the purchase of American-made equipment and products.

Timetable:

Action	Date	FR Cite
Final Action	To Be Determined	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Debra E. Sonderman, Property Management, Department of the Interior, Assistant Secretary for Policy, Management and Budget, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-6431

RIN: 1090-AA66

Department of the Interior (DOI)

Completed Actions

Assistant Secretary for Policy, Management and Budget (ASPMB)

1359. LIMITATION OF AWARDS TO PERMIT APPLICANTS UNDER SECTION 525(E) OF SMCRA

Priority: Substantive, Nonsignificant

CFR Citation: 43 CFR 4

Completed:

Reason	Date	FR Cite
Withdrawn - No further action to be taken.	09/25/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Will A. Irwin
Phone: 703 235-3750RIN: 1090-AA74
BILLING CODE 4310-RK-S

Department of the Interior (DOI)

Completed Actions

Office of the Special Trustee (OST)

1360. APPEALING ADMINISTRATIVE ACTIONS OF THE OFFICE OF THE SPECIAL TRUSTEE

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

CFR Citation: 25 CFR 1202

Completed:

Reason	Date	FR Cite
Withdrawn - Will not be published at this time.	09/25/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Sarah Yepa
Phone: 505 248-5751
Fax: 505 248-5782

RIN: 1035-AA03

Department of the Interior (DOI)

Prerule Stage

United States Fish and Wildlife Service (FWS)

1361. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING OF THE MIAMI BLUE BUTTERFLY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: Other, Judicial, December 2001, Settlement agreement. A 90-day finding for the Miami Blue butterfly must be completed by December 2001.

Abstract: We will complete a 90-day finding for the Miami Blue butterfly in Florida.

Timetable:

Action	Date	FR Cite
Notice	12/00/01	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH30

1362. • RELEASE OF CAPTIVE-REARED MALLARDS

Priority: Substantive, Nonsignificant

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

CFR Citation: 50 CFR 21

Legal Deadline: None

Abstract: This notice announces our intent to resume review of all aspects of regulations pertaining to the release and harvest of captive-reared mallards.

Timetable:

Action	Date	FR Cite
Notice of Intent	08/28/01	66 FR 45274
Notice	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal, State

Agency Contact: Jon Andrew, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, Room 634, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1714
Email: jon_andrew@fws.gov

RIN: 1018-AI05

1363. • NORTH AMERICAN WETLANDS CONSERVATION ACT GRANT ADMINISTRATION POLICIES

Priority: Economically Significant. Major under 5 USC 801.

Legal Authority: 16 USC 4401 et seq

CFR Citation: None

Legal Deadline: None

Abstract: Grant Administration Policies are being published as an interim measure to guide the North American Wetlands Conservation Act (NAWCA) grants process and to provide advance notice of rulemaking; the Service intends to engage in rulemaking to set out its own regulations for NAWCA grants administration that will supersede the Grant Administration Policies.

Timetable:

Action	Date	FR Cite
ANPRM	01/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal, State, Local, Tribal

Agency Contact: David A Smith, Chief, Division of Bird Habitat Conservation, Department of the Interior, United States Fish and Wildlife Service, Suite 110, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1784

DOI—FWS

Prerule Stage

Fax: 703 358-2282

RIN: 1018—AI13

**Department of the Interior (DOI)
United States Fish and Wildlife Service (FWS)**

Proposed Rule Stage

1364. 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
Second NPRM	10/12/01	66 FR 52281
Second NPRM Comment Period End	11/13/01	
Final Action	12/00/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Jon Andrew, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, Room 634, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1714
Email: jon_andrew@fws.gov

RIN: 1018—AB72

1365. GENERAL PROVISIONS AND GENERAL PERMIT PROCEDURES—50 CFR PART 13**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 668a; 16 USC 704; 16 USC 712; 16 USC 742j-1; 16 USC 1382; 16 USC 1538(d); 16 USC 1539; 16 USC 1540(f); 16 USC 3374; 16 USC 4901 to 4916; 18 USC 42; 19 USC 1202; 31 USC 9701; EO 11911**CFR Citation:** 50 CFR 13**Legal Deadline:** None

Abstract: The Service proposes to amend 50 CFR part 13, which provides uniform permit procedures relating to the general administration of Service permits, to update the permit application fee schedule. Permit fees have not been revised since 1982. This change is necessary in order to recover a larger percentage of the cost of processing the permits.

Timetable:

Action	Date	FR Cite
NPRM	09/05/95	60 FR 46087
NPRM Correction	09/27/95	60 FR 49976
NPRM Comment Period Reopened	11/15/95	60 FR 57386
Second NPRM	01/00/02	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Jon Andrew, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, Room 634, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1714
Email: jon_andrew@fws.gov

RIN: 1018—AC57

1366. SEIZURE AND FORFEITURE PROCEDURES, 50 CFR PART 12**Priority:** Substantive, Nonsignificant**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 property seized and 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. In August 2000, the Civil Asset Forfeiture Reform Act became law. CAFRA mandated many changes to 50 CFR 12 that are incorporated in this proposed rule.

Timetable:

Action	Date	FR Cite
NPRM	11/27/95	60 FR 58468
Second NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** State, Federal

Agency Contact: Kevin Adams, Assistant Director for Law Enforcement, Department of the Interior, United States Fish and Wildlife Service
Phone: 703 358-1949
Email: kevin_adams@fws.gov

RIN: 1018—AC89

1367. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED ESTABLISHMENT OF NONESSENTIAL EXPERIMENTAL POPULATION OF TEN 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 propose to reintroduce mussels including 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. 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

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Proposed Rule Stage

exempt unavoidable and unintentional take, such as fishing, boating, trapping, or wading.

Timetable:

Action	Date	FR Cite
NPRM	08/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Ren Lohofener, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AE01

1368. REVISIONS TO THE FEDERAL AID ADMINISTRATIVE REQUIREMENTS

Priority: Other Significant. Major under 5 USC 801.

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	06/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: State, Tribal

Agency Contact: Jack Hicks, Management Analyst, Division of Federal Aid, Department of the Interior, United States Fish and Wildlife Service, MS 140, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1851
Email: jack_hicks@fws.gov

RIN: 1018-AE17

1369. U.S. PROPOSALS FOR CITES APPENDIX III; AMERICAN EEL

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

Legal Authority: 16 USC 1531 et seq; 16 USC 4201; PL 99-625

CFR Citation: 50 CFR 23

Legal Deadline: None

Abstract: Listing of native U.S. species in appendix III to CITES for more effective monitoring of trade, to ensure that traded specimens are legally acquired in their State(s) of origin, and to obtain the cooperation of other countries that are parties to CITES, in controlling the trade in such specimens.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Marie Maltese, Biologist, Division of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1708
Email: marie_maltese@fws.gov

RIN: 1018-AF09

1370. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; RECLASSIFICATION OF THE GRAY WOLF IN CERTAIN PARTS OF ITS RANGE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We plan to make a final determination on the proposed rule to reclassify certain populations of the gray wolf from endangered to threatened status under the Endangered Species Act, based on the recent recovery achievements, and to establish distinct population segments.

Timetable:

Action	Date	FR Cite
NPRM	07/13/00	65 FR 43449

Action	Date	FR Cite
Notice - Meetings and Hearings	07/26/00	65 FR 45956
Second NPRM	04/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Ren Lohofener, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AF20

1371. HUMANE AND HEALTHFUL TRANSPORT OF WILD MAMMALS, BIRDS, REPTILES AND AMPHIBIANS TO THE UNITED STATES

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 42; 16 USC 3371 to 3378

CFR Citation: 50 CFR 14

Legal Deadline: None

Abstract: The proposed rule contains amendments designed to add numerous transport standards to part 14 for reptiles and amphibians. Standards have already been promulgated for mammals and birds.

Timetable:

Action	Date	FR Cite
NPRM	02/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Teiko Saito, Chief, Division of Management Authority, Department of the Interior, United States Fish and Wildlife Service, Room 700, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2104
Email: teiko_saito@fws.gov

RIN: 1018-AF27

1372. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; ESTABLISHMENT OF A SPECIAL RULE FOR THE CANADA LYNX

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17.40

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Proposed Rule Stage

Legal Deadline: None

Abstract: The Fish and Wildlife Service plans to propose a special rule under section 4(d) of the Endangered Species Act to provide an alternative voluntary mechanism for the authorization of incidental take of lynx resulting from otherwise lawful trapping or hunting of wildlife other than lynx. The rule will establish criteria that must be satisfied by State or tribal trapping and hunting programs to minimize the likelihood of the incidental take of lynx by trappers and hunters pursuing bobcat or other species.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Undetermined

Agency Contact: Ren Lohofener, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AF40

1373. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REMOVAL OF THE DOUGLAS COUNTY, OREGON, POPULATION OF THE COLUMBIA WHITE-TAILED DEER FROM THE LIST OF ENDANGERED AND THREATENED SPECIES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We plan to repropose the rule to remove the Douglas County, Oregon, population of the Columbia white-tailed deer from the list of endangered and threatened species. This reproposal is based upon new information.

Timetable:

Action	Date	FR Cite
NPRM	05/11/99	64 FR 25263
NPRM Comment Period Reopened	11/03/99	64 FR 59729

Action	Date	FR Cite
NPRM Comment Period Reopened	12/29/99	64 FR 72992
Second NPRM	12/00/01	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Ren Lohofener, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AF43

1374. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING AND SPECIAL RULE FOR THE COASTAL CUTTHROAT TROUT

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Judicial, June 23, 2002, Settlement agreement.

Abstract: Together with the National Marine Fisheries Service, we will list the southeastern Washington/Columbia River population of the coastal cutthroat trout under the provisions of the Endangered Species Act. We will also determine whether to remove from the list the Umpqua River population. In addition, we will propose a special rule that would exempt certain recreational fishing and forest practices from the ESA prohibitions against take for this species.

Timetable:

Action	Date	FR Cite
NPRM - Listing	04/05/99	64 FR 16397
Final Rule - Umpqua Population	04/26/00	65 FR 24420
NPRM - Clarification	07/14/00	65 FR 43730
NPRM Comment Period Reopened	09/06/00	65 FR 53974
Second NPRM - Special Rule	12/00/01	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the

Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AF45

1375. IMPORTATION, EXPORTATION, AND TRANSPORTATION OF WILDLIFE, 50 CFR PART 14

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 704, 712, 1382, 1538(d) to (f), and 1540(f); 16 USC 3371 to 3378, 4223 to 4244, and 4901 to 4916; 18 USC 42; 31 USC 483(a)

CFR Citation: 50 CFR 14

Legal Deadline: None

Abstract: This proposed rule will revise the importation, exportation and transportation regulations pertaining to the movement of all wildlife into or out of the United States.

Timetable:

Action	Date	FR Cite
ANPRM	07/15/98	63 FR 38143
NPRM	12/00/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Undetermined

Agency Contact: Kevin Adams, Assistant Director for Law Enforcement, Department of the Interior, United States Fish and Wildlife Service
Phone: 703 358-1949
Email: kevin_adams@fws.gov

RIN: 1018-AF46

1376. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; TIBETAN ANTELOPE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Other, Statutory, 12 month finding.

Abstract: We received a petition to list the Tibetan antelope as endangered. We must determine if status review shows that the petitioned action is warranted. If so, we will propose endangered status for the Tibetan antelope, or chiru (Pantholops hodgsoni). The antelope is a wild ungulate native to Tibet, Kashmir, and north-central China. It is threatened by illegal trade in its wool,

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Proposed Rule Stage

known as shahtoosh, which is exceptionally fine. The wool and shawls made from it are in great demand on the black market, resulting in the slaughter of thousands of these animals annually. The species has experienced dramatic declines in recent years despite efforts by range countries to control poaching, as well as a prohibition on international commercial trade through listing in Appendix I of CITES.

Timetable:

Action	Date	FR Cite
Notice	04/25/00	65 FR 24171
NPRM	01/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Kurt Johnson, Biologist, Division of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1708
Email: kurt_johnson@fws.gov

RIN: 1018-AF49

1377. INJURIOUS WILDLIFE; ADDITION OF THE ASIAN SWAMP EEL

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 42

CFR Citation: 50 CFR 16

Legal Deadline: None

Abstract: We will review economic and biologic information on the Asian swamp eel (tentatively identified as *Monopterus albus*) for possible addition to the list of injurious wildlife under the Lacey Act.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Kari Jonell Duncan, Fishery Biologist, Division of Environmental Quality, Department of the Interior, United States Fish and Wildlife Service, Room 810B, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2464

Email: kari_duncan@fws.gov

RIN: 1018-AF53

1378. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; SPECIAL RULE FOR BULL TROUT IN WASHINGTON STATE

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: This rule would provide special regulations to authorize incidental take of bull trout in Washington State. This action would provide for enhanced Federal, State and local management options for this threatened species.

Timetable:

Action	Date	FR Cite
NPRM	11/01/99	64 FR 58934
NPRM Comment Period End	12/16/99	
Second NPRM	12/00/01	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ren Lohoefer, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AF71

1379. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED ENDANGERED STATUS FOR THE PLANT HACKELIA VENUSTA (SHOWY STICKSEED)

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 18

Legal Deadline: Final, Judicial, February 6, 2002, settlement.

Abstract: The U.S. Fish and Wildlife Service (Service) will list as endangered species status pursuant to the Endangered Species Act (Act) of 1973, as amended, for *hackelia venusta* (Piper) St. John (showy stickseed). The population has declined to the current size of less than 150 individual plants

at a single location in Tumwater Canyon, WA. Threats include competition and shading from native trees and shrubs, encroachment onto the site by nonnative, noxious plant species, wildfire and fire suppression, activities associated with fire suppression, and low seedling establishment.

Timetable:

Action	Date	FR Cite
NPRM	02/14/00	65 FR 7339
NPRM Comment Period End	04/14/00	
NPRM Comment Period Extended to 12/07/2001	11/07/01	66 FR 56265
Final Action	02/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AF75

1380. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED RECLASSIFICATION OF THE STRAIGHT-HORNED MARKHOR POPULATION OF THE TORGHAR REGION OF BALOCHISTAN, PAKISTAN, FROM ENDANGERED TO THREATENED

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Other, Statutory, 12 month finding.

Abstract: We received a petition to reclassify a certain population of the straight-horned markhor from endangered to threatened. We must determine if a status review shows that the petitioned action is warranted and if so, we will propose to change the classification of the straight-horned markhor population of the Torghar Hills region of Balochistan Province, Pakistan, from endangered to threatened under the Endangered Species Act of 1973. The markhor is a species of wild goat that occurs in small, isolated populations in rugged, arid mountain habitats in Afghanistan,

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Proposed Rule Stage

India, Pakistan, Tajikistan, Turkmenistan, and Uzbekistan.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kurt Johnson, Biologist, Division of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Arlington, VA 22203 Phone: 703 358-1708 Email: kurt_johnson@fws.gov

RIN: 1018-AG00

1381. FEDERAL FALCONRY STANDARDS AND FALCONRY PERMITTING

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 703 to 711

CFR Citation: 50 CFR 21.28; 50 CFR 21.29

Legal Deadline: None

Abstract: We will propose changes in the regulations governing the practice of falconry in the United States. We propose substantial reorganization of the current regulations, combining 50 CFR 21.28 and 21.29 and reorganizing the topics in those sections. We will add or change some provisions in the current regulations. The changes will make it easier to understand the requirements for falconry and the procedures for obtaining a falconry permit.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: State, Tribal

Agency Contact: Jon Andrew, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, Room 634, 4401 North Fairfax Drive, Arlington, VA 22203 Phone: 703 358-1714 Email: jon_andrew@fws.gov

RIN: 1018-AG11

1382. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED DETERMINATION OF ENDANGERED STATUS AND DESIGNATION OF CRITICAL HABITAT FOR THE GILA CHUB

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Judicial, August 18, 2001, Court Order.

Abstract: We are proposing endangered status and the designation of critical habitat for the Gila chub.

Timetable:

Action	Date	FR Cite
NPRM	07/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203 Phone: 703 358-2171

RIN: 1018-AG16

1383. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DELISTING THE GULF COAST DISTINCT POPULATION SEGMENT OF THE BROWN PELICAN POPULATION IN THE SOUTHEASTERN UNITED STATES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We plan to propose to remove the remaining Gulf coast population of the Brown pelican (Texas, Louisiana, Mississippi) from the list of threatened and endangered species.

Timetable:

Action	Date	FR Cite
NPRM	05/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ren Lohofener, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203 Phone: 703 358-2171

RIN: 1018-AG40

1384. MIGRATORY BIRD PERMITS; TAKE OF MIGRATORY BIRDS BY FEDERAL AGENCIES

Priority: Other Significant

Legal Authority: 16 USC 703 to 712

CFR Citation: 50 CFR 21.15

Legal Deadline: None

Abstract: According to a recent ruling of the United States Court of Appeals for the District of Columbia Circuit, Federal Agencies are subject to the Migratory Bird Treaty Act (MBTA) and must have authorization under the MBTA to take migratory birds. Our current regulations authorize issuance of permits to take migratory birds for activities such as scientific research, education, and depredation control. For many other activities that result in take of migratory birds, no permits have been available. This rule would allow Federal activities to take migratory birds that are not covered by existing permit regulations, provided certain conditions are met, until more specific regulations can be developed.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Jon Andrew, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, Room 634, 4401 North Fairfax Drive, Arlington, VA 22203 Phone: 703 358-1714 Email: jon_andrew@fws.gov

RIN: 1018-AG56

1385. CLEAN VESSEL ACT GUIDANCE REVISION

Priority: Substantive, Nonsignificant

Legal Authority: PL 102-587; PL 105-178

DOI—FWS

Proposed Rule Stage

CFR Citation: 50 CFR 85**Legal Deadline:** None**Abstract:** We are considering revising current guidance to address the needs of inland waterways recreational boaters.**Timetable:**

Action	Date	FR Cite
NPRM	06/00/02	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** State, Local, Federal**Agency Contact:** Michael Vanderford, Division of Federal Aid, Sportfishing Outreach Coordinator, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Suite 140, Arlington, VA 22203
Phone: 703 358-2420
Email: michael_vanderford@fws.gov**RIN:** 1018-AG59**1386. WILD BIRD CONSERVATION ACT: REVIEW OF APPROVED LIST OF CAPTIVE-BRED SPECIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 4901 to 4916**CFR Citation:** 50 CFR 15**Legal Deadline:** None**Abstract:** Under the Wild Bird Conservation Act, a species may be exempt from the prohibitions of the Act if it qualifies for inclusion in an approved list. One way for a species to be included is if the species occurs in trade only as captive-bred specimens. We intend to seek information and consider whether to amend this approved list, which was established in 1994.**Timetable:**

Action	Date	FR Cite
Notice	05/29/01	66 FR 29072
NPRM	12/00/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Michael Kreger, Biologist, Division of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1708
Email: michael_kreger@fws.gov**RIN:** 1018-AG64**1387. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: 5-YEAR REVIEW OF FOREIGN SPECIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** NPRM, Statutory, ESA requirement. ESA requires review of all listings every 5 years.**Abstract:** We will review the current list of foreign species to determine if any should be reclassified or delisted. Psittacine birds have been reviewed separately (see RIN 1018-AG63). Other taxonomic groups may be dealt with separately as the review proceeds.**Timetable:**

Action	Date	FR Cite
Notice	01/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Michael Kreger, Biologist, Division of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1708
Email: michael_kreger@fws.gov**RIN:** 1018-AG68**1388. INJURIOUS WILDLIFE - ADDITION OF BLACK CARP****Priority:** Substantive, Nonsignificant**Legal Authority:** 18 USC 42**CFR Citation:** 50 CFR 16**Legal Deadline:** None**Abstract:** We will review economic and biological information on the Black carp (*Mylopharyngodon piceus*) for possible addition to the list of injurious wildlife under the Lacey Act.**Timetable:**

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Kari Jonell Duncan, Fishery Biologist, Division of Environmental Quality, Department of

the Interior, United States Fish and Wildlife Service, Room 810B, 4401 North Fairfax Drive, Arlington, VA 22203

Phone: 703 358-2464

Email: kari_duncan@fws.gov

RIN: 1018-AG70**1389. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DETERMINATIONS OF WHETHER DESIGNATION OF CRITICAL HABITAT IS PRUDENT FOR 81 PLANTS AND PROPOSED DESIGNATIONS FOR 76 PLANTS FROM KAUAI AND NIIHAU, HAWAII****Priority:** Other Significant**Legal Authority:** 16 USC 1361 to 1407; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500; 16 USC 1531 to 1544**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Judicial, December 16, 2001, Court Order.**Abstract:** We propose to designate for a second time critical habitat for 77 plants from the islands of Kauai and Niihau, Hawaii.**Timetable:**

Action	Date	FR Cite
NPRM	11/07/00	65 FR 66807
Correction	11/13/00	65 FR 67796
NPRM Comment Period Reopened	03/07/01	66 FR 13691
Second NPRM	12/00/01	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171**RIN:** 1018-AG71**1390. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE SANTA CRUZ TARPLANT****Priority:** Other Significant**Legal Authority:** 16 USC 1361 to 1407; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500; 16 USC 1531 to 1544**CFR Citation:** 50 CFR 17

DOI—FWS

Proposed Rule Stage

Legal Deadline: NPRM, Judicial, September 30, 2001, Court order.

Abstract: We propose to determine critical habitat for the Santa Cruz tarplant in California.

Timetable:

Action	Date	FR Cite
NPRM	11/15/01	66 FR 57525
NPRM Comment	01/14/02	
Period End		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AG73

1391. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE PURPLE AMOLE

Priority: Other Significant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, September 30, 2001, Settlement agreement.

Abstract: We propose to determine critical habitat for the Purple amole in California.

Timetable:

Action	Date	FR Cite
NPRM	11/08/01	66 FR 56508
NPRM Comment	01/07/02	
Period End		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AG75

1392. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THREE COASTAL CALIFORNIA PLANTS

Priority: Other Significant

Legal Authority: 16 USC 1531 to 1544; 16 USC 1361 to 1407; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, September 30, 2001, Court order.

Abstract: We propose to designate critical habitat for three coastal plants in California: LaGraciosa thistle; Lompac Yerba Santa; and Gaviota tarplant.

Timetable:

Action	Date	FR Cite
NPRM	11/15/01	66 FR 57559
NPRM Comment	01/14/02	
Period End		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AG88

1393. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR KNEELAND PRAIRIE PENNYCRESS

Priority: Other Significant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, September 30, 2001, Court order.

Abstract: We propose to designate critical habitat for the Kneeland Prairie Pennycrest in California.

Timetable:

Action	Date	FR Cite
NPRM	10/24/01	66 FR 53756
NPRM Comment	12/10/01	
Period End		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AG92

1394. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE KECK'S CHECKERMALLOW

Priority: Other Significant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, June 10, 2002, Court order.

Abstract: We propose to designate critical habitat for the Keck's checkermallow in California.

Timetable:

Action	Date	FR Cite
NPRM	06/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AG93

1395. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE BAKER'S LARKSPUR AND THE YELLOW LARKSPUR

Priority: Other Significant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, June 10, 2002, Court order.

Abstract: We propose to determine critical habitat for the Baker's larkspur and the Yellow larkspur in California.

DOI—FWS

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	06/00/02	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AG96

1396. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR TWO CAVE INVERTEBRATES FROM KAUAI

Priority: Other Significant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: Final, Judicial, January 1, 2002, Court order to finalize by 01/01/02.

Abstract: We propose to designate critical habitat for the Kauai cave amphipod and the Kauai cave wolf spider.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH01

1397. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR 58 PLANTS IN HAWAII

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: Final, Judicial, April 30, 2002, 145 plants final by 04/30/02.

Abstract: We propose to determine critical habitat for 58 plants on the island of Hawaii. This action is part of litigation involving 245 Hawaiian plants.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH02

1398. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DETERMINATIONS OF WHETHER DESIGNATION OF CRITICAL HABITAT IS PRUDENT FOR 20 PLANTS AND RE-PROPOSED DESIGNATIONS FOR 32 PLANTS FROM MOLOKAI, HAWAII

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, March 20, 2002, Settlement agreement.

Abstract: We re-propose to determine critical habitat for 50 plants on Molokai, Hawaii, and 2 plants in the Maui/NUI Complex, Hawaii as the result of litigation.

Timetable:

Action	Date	FR Cite
NPRM	12/29/00	65 FR 83157

Action	Date	FR Cite
NPRM Comment Period Extended	02/22/01	66 FR 11132
Second NPRM	03/00/02	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH08

1399. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR PLANTS OF THE NORTHWEST ISLANDS, HAWAII

Priority: Other Significant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, November 30, 2000, 100 Hawaiian plants.

Final, Judicial, November 30, 2001, 100 Hawaiian plants.

Abstract: We propose to determine critical habitat for 8 plants on the Northwest Islands of Hawaii, which action is part of litigation.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH09

1400. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DETERMINATIONS OF WHETHER DESIGNATION OF CRITICAL HABITAT IS PRUDENT FOR 8 PLANTS AND RE-PROPOSED DESIGNATIONS FOR 18 PLANTS FROM LANAI, HAWAII

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500
CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, February 16, 2002, settlement.

Abstract: We re-propose to determine critical habitat for 33 plants on Lanai and 2 plants on Maui/Nui Complex, Hawaii, which action is part of litigation.

Timetable:

Action	Date	FR Cite
NPRM	12/27/00	65 FR 82085
NPRM	02/22/01	66 FR 11133
NPRM	04/06/01	66 FR 18223
NPRM	02/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH10

1401. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; 12-MONTH PETITION FINDING FOR THE BIG CYPRESS FOX SQUIRREL

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500
CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, March 2002, Settlement agreement.

Abstract: We announce a 12-month finding for the Big Cypress Fox squirrel.

Timetable:

Action	Date	FR Cite
NPRM	03/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH29

1402. ENDANGERED AND THREATENED WILDLIFE; ESTABLISHMENT OF A NONESSENTIAL EXPERIMENTAL POPULATION OF 2 FISHES IN SHOAL CREEK, ALABAMA AND TENNESSEE

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We plan to propose the establishment of nonessential experimental populations for 2 fishes, the Boulder darter and Spotfin chub, in Shoal Creek, Alabama and Tennessee.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ren Lohofener, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH44

1403. ENDANGERED AND THREATENED PLANTS; REMOVAL OF THE TRUCKEE BARBERRY FROM THE 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: We plan to propose to remove the Truckee barberry from the list of Endangered and Threatened Plants.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ren Lohofener, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH47

1404. ENDANGERED AND THREATENED WILDLIFE; REMOVAL OF FOUR ASH MEADOW SPECIES FROM THE LIST OF ENDANGERED AND THREATENED WILDLIFE AND PLANTS

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1531 et seq
CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We plan to propose to remove four species of Ash Meadow plants and animals from the List of Endangered and Threatened Wildlife and Plants: Ash Meadows Amargusa pupfish; Ash Meadows sunray; Ash Meadows gumplant; Spring Loving centuary.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ren Lohofener, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH49

DOI—FWS

Proposed Rule Stage

1405. ENDANGERED AND THREATENED WILDLIFE; REMOVAL OF THE GUAM BROADBILL AND MARIANNA MALLARD FROM THE LIST OF ENDANGERED AND THREATENED WILDLIFE**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** None**Abstract:** We plan to propose to remove the Guam broadbill and the Marianna mallard from the List of Endangered and Threatened Wildlife.**Timetable:**

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Ren Lohoefer, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171**RIN:** 1018-AH50**1406. ENDANGERED AND THREATENED PLANTS; REMOVAL OF THE PAPERY WHITLOW-WORT FROM THE 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:** We plan to propose to remove the Papery whitlow-wort, a plant, from the List of Endangered and Threatened Plants.**Timetable:**

Action	Date	FR Cite
NPRM	07/00/02	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Ren Lohoefer, Endangered Species: Division of Consultation, HCP's, Recovery andState Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171**RIN:** 1018-AH51**1407. ENDANGERED AND THREATENED WILDLIFE; REMOVAL OF THE SAN MARCOS GAMBUSIA, A FISH, FROM THE LIST OF ENDANGERED AND THREATENED WILDLIFE****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** None**Abstract:** We propose to remove the San Marcos gambusia, a fish, from the List of Endangered and Threatened Wildlife.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/01	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Ren Lohoefer, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171**RIN:** 1018-AH52**1408. ENDANGERED AND THREATENED PLANTS; REMOVAL OF THE JOHNSTON'S FRANKENIA FROM THE 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:** We plan to propose to remove the Johnston's frankenia, a plant which occurs in Texas, from the List of Endangered and Threatened Plants.**Timetable:**

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Ren Lohoefer, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171**RIN:** 1018-AH53**1409. ENDANGERED AND THREATENED WILDLIFE; ESTABLISHMENT OF A NONESSENTIAL EXPERIMENTAL POPULATION OF THE BLACK-FOOTED FERRET IN WYOMING****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** None**Abstract:** We plan to propose to establish an additional (the 8th) nonessential experimental population of the black-footed ferret in Campbell, Converse, Niobrara and Weston Counties, Wyoming.**Timetable:**

Action	Date	FR Cite
NPRM	07/00/02	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Ren Lohoefer, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171**RIN:** 1018-AH54**1410. ENDANGERED AND THREATENED WILDLIFE; RECLASSIFICATION OF THE GILA TROUT FROM ENDANGERED TO THREATENED****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17

DOI—FWS

Proposed Rule Stage

Legal Deadline: None

Abstract: We propose to reclassify from endangered to threatened the Gila trout.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ren Lohofener, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH57

1411. ENDANGERED AND THREATENED PLANTS; RECLASSIFICATION OF THE WIREWEED FROM ENDANGERED TO THREATENED IN FLORIDA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We plan to propose to reclassify the wireweed, a plant which occurs in Florida, from endangered to threatened.

Timetable:

Action	Date	FR Cite
NPRM	06/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ren Lohofener, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH58

1412. ENDANGERED AND THREATENED PLANTS; RECLASSIFICATION OF THE MISSOURI BLADDER-POD, A PLANT, FROM ENDANGERED TO THREATENED

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We plan to propose to reclassify the Missouri bladder-pod, a plant, from endangered to threatened.

Timetable:

Action	Date	FR Cite
NPRM	02/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ren Lohofener, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH59

1413. EXPORT OF LIVE ALLIGATORS

Priority: Substantive, Nonsignificant

Legal Authority: EO 13112

CFR Citation: 50 CFR 13; 50 CFR 17; 50 CFR 23

Legal Deadline: None

Abstract: This policy will prohibit the export of live American alligators because of invasive species concerns in the countries of destination of the animals.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Tribal, Federal

Agency Contact: Teiko Saito, Chief, Division of Management Authority, Department of the Interior, United States Fish and Wildlife Service, Room 700, 4401 North Fairfax Drive, Arlington, VA 22203

Phone: 703 358-2104
Email: teiko_saito@fws.gov

RIN: 1018-AH65

1414. AUDIT RESOLUTION POLICY

Priority: Substantive, Nonsignificant

Legal Authority: OMB Circular A-133

CFR Citation: 50 CFR 80; 43 CFR 12

Legal Deadline: None

Abstract: We will publish 6 USFWS Manual chapters regarding Federal government auditing standards as they pertain to State grantees.

Timetable:

Action	Date	FR Cite
Policy	01/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: State, Federal

Agency Contact: Jack Hicks, Management Analyst, Division of Federal Aid, Department of the Interior, United States Fish and Wildlife Service, MS 140, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1851
Email: jack_hicks@fws.gov

RIN: 1018-AH69

1415. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: REPROPOSED DETERMINATIONS OF PRUDENCY AND PROPOSED DESIGNATIONS OF CRITICAL HABITAT FOR PLANTS FROM MAUI AND KAHOO LAWE, HAWAII

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, November 30, 2000, 100 Hawaii plants. Final, Judicial, November 30, 2001, 100 Hawaii plants.

Abstract: We repropose a determination for critical habitat for approximately 63 plants from Maui and Kahoolawe, Hawaii.

Timetable:

Action	Date	FR Cite
NPRM	12/18/00	65 FR 79191
NPRM	02/22/01	66 FR 11131

DOI—FWS

Proposed Rule Stage

Action	Date	FR Cite
NPRM Comment Period End	04/02/01	
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH70

1416. EAGLE PERMITS: NEW DEFINITIONS, PERMITS FOR INCIDENTAL TAKING OF BALD EAGLES NECESSARY TO PROTECT OTHER INTERESTS IN ANY PARTICULAR LOCALITY

Priority: Other Significant**Legal Authority:** 16 USC 668a**CFR Citation:** 50 CFR 22**Legal Deadline:** None

Abstract: This rule would allow take of bald eagles under the Eagle Protection Act incidental to otherwise lawful activities, in the event the species is removed from the U.S. Endangered Species List.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** State, Tribal, Federal

Agency Contact: Jon Andrew, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, Room 634, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1714
Email: jon_andrew@fws.gov

RIN: 1018-AH74

1417. EXPORT OF CAVIAR: LABELING OF STURGEON AND PADDLEFISH (ACIPENSERIFORMES) CAVIAR CONTAINERS INTENDED FOR INTERNATIONAL TRADE; 50 CFR 23

Priority: Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 23**Legal Deadline:** None

Abstract: This action will require the labeling of exports of native American caviar to comply with labeling requirements adopted by the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES), of which the United States is a party country.

Timetable:

Action	Date	FR Cite
NPRM	07/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal

Agency Contact: Teiko Saito, Chief, Division of Management Authority, Department of the Interior, United States Fish and Wildlife Service, Room 700, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2104
Email: teiko_saito@fws.gov

RIN: 1018-AH78

1418. MIGRATORY BIRD HUNTING; PROPOSED 2001-2002 MIGRATORY GAME BIRD HUNTING REGULATIONS (PRELIMINARY) WITH REQUESTS FOR INDIAN TRIBAL PROPOSALS

Priority: Economically Significant. Major under 5 USC 801.**Legal Authority:** 16 USC 703 to 712; 16 USC 742(a) to 742(j)**CFR Citation:** 50 CFR 20**Legal Deadline:** None

Abstract: This action establishes annual migratory game bird hunting regulations.

Timetable:

Action	Date	FR Cite
Final Rule	08/21/01	66 FR 44009
Final Rule	08/29/01	66 FR 45729
Final Rule	08/31/01	66 FR 46199
Final Rule	09/27/01	66 FR 49477
Final Rule	09/28/01	66 FR 49747
Final Rule	09/28/01	66 FR 49773
NPRM	10/11/01	66 FR 51919

Action	Date	FR Cite
NPRM Comment Period End	10/26/01	
Final Rule Correction, Effective	11/13/01	66 FR 56780 09/28/2001

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** State, Tribal

Agency Contact: Jon Andrew, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, Room 634, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1714
Email: jon_andrew@fws.gov

RIN: 1018-AH79

1419. • MIGRATORY BIRD PERMITS; REGULATIONS GOVERNING REHABILITATION ACTIVITIES

Priority: Substantive, Nonsignificant**Legal Authority:** 16 USC 712(2)**CFR Citation:** 50 CFR 21**Legal Deadline:** None

Abstract: The Service proposes to amend the Migratory Bird Permit regulations which authorize permits to take, possess, transport, sell, purchase, barter, import and export migratory birds. The Service proposes to establish a new section to authorize rehabilitation permits, which currently are authorized under 50 CFR 21.27, Special Purpose permits.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal, State, Local, Tribal

Agency Contact: Jon Andrew, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, Room 634, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1714
Email: jon_andrew@fws.gov

RIN: 1018-AH87

1420. • PROCEDURES FOR ESTABLISHING SPRING/SUMMER SUBSISTENCE HARVEST REGULATIONS FOR MIGRATORY BIRDS

Priority: Substantive, Nonsignificant

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

CFR Citation: 50 CFR 92

Legal Deadline: None

Abstract: These regulations establish procedures for implementing a spring/summer migratory bird subsistence harvest in Alaska.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: State

Agency Contact: Bob Stevens, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, 1011 E Tudor Road, Anchorage, AK 99503 Phone: 907 786-3499

RIN: 1018-AH88

1421. • IMPORTATION OF EXOTIC WILD BIRDS INTO THE UNITED STATES; ADDING BLUE-FRONTED AMAZON PARROTS FROM ARGENTINA'S APPROVED SUSTAINABLE USE MANAGEMENT PLAN TO THE APPROVED LIST OF NON-CAPTIVE BRED SPECIES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 4901 to 4916

CFR Citation: 50 CFR 15

Legal Deadline: None

Abstract: This rule would allow the import into the United States of parrots removed from the wild in Argentina under an approved sustainable use management plan. This is the first such plan that, if approved, would contribute to the goals of the Wild Bird Conservation Act to promote the conservation of exotic birds through sustainable use.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Teiko Saito, Chief, Division of Management Authority, Department of the Interior, United States Fish and Wildlife Service, Room 700, 4401 North Fairfax Drive, Arlington, VA 22203 Phone: 703 358-2104 Email: teiko_saito@fws.gov

RIN: 1018-AH89

1422. • ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR THE RIO GRANDE SILVERY MINNOW

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, November 30, 2001, settlement agreement.

Abstract: We propose to designate critical habitat for the Rio Grande silvery minnow in New Mexico.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203 Phone: 703 358-2171

RIN: 1018-AH91

1423. • ENDANGERED AND THREATENED WILDLIFE AND PLANTS; SAFE HARBOR AGREEMENTS AND CANDIDATE CONSERVATION AGREEMENTS WITH ASSURANCES

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 13; 50 CFR 17

Legal Deadline: None

Abstract: Presently, Safe Harbor Agreements and Candidate

Conservation Agreements with Assurances only allow incidental take of species. The Service is proposing to amend the policies to allow for intentional take of species.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: Federal, State, Local, Tribal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203 Phone: 703 358-2171

RIN: 1018-AH93

1424. • ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR BLACKBURN'S SPHINX MOTH

Priority: Other Significant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, November 2001, Court order.

Abstract: We propose to designate critical habitat for the Blackburn's sphinx moth.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203 Phone: 703 358-2171

RIN: 1018-AH94

DOI—FWS

Proposed Rule Stage

1425. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR NEWCOMB'S SNAIL**Priority:** Other Significant**Legal Authority:** 16 USC 1361 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** NPRM, Judicial, November 2001, Court order.**Abstract:** We propose to designate critical habitat for the Newcomb's snail.**Timetable:**

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171**RIN:** 1018-AH95**1426. ● CIVIL PROCEDURES FOR CAFRA COMPLIANT WILDLIFE INVESTIGATIVE SEIZURES****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 3371**CFR Citation:** 50 CFR 11**Legal Deadline:** None**Abstract:** These regulations will contain uniform rules and procedures for the assessment of civil penalties in connection with violations of certain laws and regulations enforced by the Service.**Timetable:**

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Kevin Adams, Assistant Director for Law Enforcement, Department of the Interior, United States Fish and Wildlife Service
Phone: 703 358-1949
Email: kevin_adams@fws.gov**RIN:** 1018-AH97**1427. ● PARTNERS FOR FISH AND WILDLIFE PROGRAM****Priority:** Info./Admin./Other**Legal Authority:** 16 USC 742(a) to 754**CFR Citation:** None**Legal Deadline:** None**Abstract:** Portions of the U.S. Fish and Wildlife Service manual are being revised to update policy on the implementation of the Partners for Fish and Wildlife Program. This program provides private landowners with cost-sharing and restoration expertise to restore fish and wildlife habitat. The program does not acquire lands and is a voluntary incentive program. The revisions update policy, incorporate Office of Inspector General recommendations, and clarify technical assistance and cost-sharing in light of changes in U.S. Department of Agriculture conservation programs.**Timetable:**

Action	Date	FR Cite
Notice of Availability	01/00/02	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Hannibal Bolton, Chief, Division of Fish and Wildlife Management Assistance and Habitat Restoration, Department of the Interior, United States Fish and Wildlife Service, Room 840, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1718**RIN:** 1018-AH98**1428. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; RECLASSIFICATION OF TWO AUSTRALIAN PARAKEETS FROM ENDANGERED TO THREATENED****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq; 16 USC 4201; PL 99-625**CFR Citation:** 50 CFR 17**Legal Deadline:** None**Abstract:** We propose to reclassify these two species of Australian parakeets so that their listing under the Endangered Species Act accurately reflects their current status.**Timetable:**

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** Federal**Agency Contact:** Michael Kreger, Biologist, Division of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1708
Email: michael_kreger@fws.gov**RIN:** 1018-AI04**1429. ● MIGRATORY BIRD HUNTING AND PERMITS; REGULATIONS FOR MANAGING HARVEST OF LIGHT GOOSE POPULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 703 to 712; 16 USC 742(a) to 742(j)**CFR Citation:** 50 CFR 20; 50 CFR 21 subpart E**Legal Deadline:** None**Abstract:** This rule authorizes new methods of take for light goose hunting under 50 CFR part 20 and revises subpart E of 50 CFR part 21 for the management of overabundant light goose populations. It also modifies the conservation order that will increase take of such populations under the authority of this subpart.**Timetable:**

Action	Date	FR Cite
NPRM	10/12/01	66 FR 52077
NPRM Correction	11/07/01	66 FR 56266
NPRM Comment Period End	12/11/01	
NPRM Comment Period End	12/14/01	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** State, Tribal**Agency Contact:** Jon Andrew, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, Room 634, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1714
Email: jon_andrew@fws.gov**RIN:** 1018-AI07

1430. • SUBSISTENCE MANAGEMENT REGULATIONS FOR PUBLIC LANDS IN ALASKA, SUBPART C AND SUBPART D — 2003 SUBSISTENCE TAKING OF FISH AND SHELLFISH REGULATIONS

Priority: Routine and Frequent

Legal Authority: 16 USC 3124

CFR Citation: 50 CFR 100; 36 CFR 242

Legal Deadline: None

Abstract: This rulemaking will revise the regulations for seasons, harvest limits, methods, and means related to taking of fish and shellfish for subsistence uses during the 2003 regulatory year. This rulemaking is necessary because subpart D is subject to an annual review cycle.

Timetable:

Action	Date	FR Cite
NPRM	02/00/02	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: William Knauer, Office of Subsistence Management, Department of the Interior, United States Fish and Wildlife Service, 1011 East Tudor Road, Anchorage, AK 99503
Phone: 907 786-3888

RIN: 1018-AI09

1431. • ENDANGERED AND THREATENED WILDLIFE AND PLANTS; BELUGA STURGEON

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq; 16 USC 4201; PL 99-625

CFR Citation: 50 CFR 17

Legal Deadline: Other, Statutory, Notice of 90-day finding.

We must determine if petitioned action is warranted within 90 days or as soon as possible after receipt of petition.

Abstract: Based upon a review of the species in response to a petition, we may propose to list the Beluga sturgeon (*Huso huso*) as endangered. This species historically inhabited the Caspian, Black, Azor and Adriatic Seas, and all rivers flowing into them. The Adriatic Sea population has been extirpated, and no wild Beluga sturgeon has been found in the Sea of Azor since the mid 1980's. This species has declined due to fishing pressure. This

species is highly valued for its caviar and is subject to both legal and substantial levels of illegal fishing. The Beluga sturgeon has also been impacted by dam building and other forms of habitat modification.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Marie Maltese, Biologist, Division of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1708
Email: marie_maltese@fws.gov

RIN: 1018-AI11

1432. • CORRECTIONS TO RIGHTS-OF-WAY REGULATIONS

Priority: Info./Admin./Other

Legal Authority: PL 101-475

CFR Citation: 50 CFR 29

Legal Deadline: None

Abstract: The Service proposes to make revisions to the Rights-of-Way General Regulations in 50 CFR 29 - Subpart B. The revisions will correct the address of our Region 5 Office in 50 CFR 29.21-2(c)(5). We will also implement section 1 of Public Law 101-475 by correcting the names of the House and Senate Committees we must notify upon receipt of an application for a right-of-way for an oil and gas pipeline that is 24 inches or more in diameter and again before granting right-of-way. Finally, the proposed revised regulation will delete the reference to a 60-day waiting period after notification of our intent to grant the right-of-way. (The waiting period was repealed by Congress.)

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Barbara Ann Wyman, Program Manager, Division of Realty,

Department of the Interior, United States Fish and Wildlife Service, Room 622, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1811
Fax: 703 358-2223
Email: barbara_wyman@fws.gov

RIN: 1018-AI12

1433. • ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING AND DESIGNATION OF CRITICAL HABITAT FOR THREE SNAILS AND ONE AMPHIPOD

Priority: Other Significant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625; 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, February 6, 2002, Settlement agreement.

Abstract: We propose to list and designate critical habitat for Koster's tyronia, Noel's amphipod, Pecos assimineia and the Roswell springsnail in New Mexico and Texas.

Timetable:

Action	Date	FR Cite
NPRM	02/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal, State, Local, Tribal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AI15

1434. • ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING OF THE ROTA BRIDLED WHITE-EYE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625; 100 Stat.3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, September 29, 2001, Settlement agreement.

DOI—FWS

Proposed Rule Stage

Abstract: We propose to list a bird, the Rota bridled white-eye, which occurs in the Marianas Islands.

Timetable:

Action	Date	FR Cite
NPRM	10/03/01	66 FR 50383
NPRM Comment Period End	12/03/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal, State, Local, Tribal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AI16

1435. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; EMERGENCY LISTING OF THE PYGMY RABBIT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625; 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: Other, Judicial, November 23, 2001, Settlement agreement.

Abstract: We are emergency listing the Columbia Basin Distinct Population Segment of the Pygmy rabbit in Washington.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal, State, Local, Tribal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AI17

1436. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; EMERGENCY LISTING OF THE CARSON'S WANDERING SKIPPER

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625; 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: Other, Judicial, November 23, 2001, Settlement agreement.

Abstract: We are emergency listing the Carson's wandering skipper, a butterfly that occurs in Nevada.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal, State, Local, Tribal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AI18

1437. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; EMERGENCY LISTING OF THE TUMBLING CREEK CAVESNAIL

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625; 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: Other, Judicial, December 17, 2001, Settlement agreement.

Abstract: We are emergency listing the Tumbling Creek cavesnail which is known to occur in only one cave in Missouri.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal, State, Local, Tribal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AI19

1438. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE TOPEKA SHINER

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625; 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, August 13, 2002, Settlement agreement.

Abstract: We propose to designate critical habitat for the fish, the Topeka shiner, which occurs in Iowa, Kansas, Minnesota, Missouri, and South Dakota.

Timetable:

Action	Date	FR Cite
NPRM	08/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal, State, Local

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AI20

1439. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE GULF STURGEON

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625; 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, February 2, 2002, Settlement agreement.

Abstract: We propose to designate critical habitat for the Gulf sturgeon.

DOI—FWS

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	02/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AI23

1440. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR 103 OAHU, HAWAII PLANTS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625; 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, April 30, 2002, Settlement agreement.

Abstract: We propose to designate critical habitat for 103 Oahu, Hawaii plants.

Timetable:

Action	Date	FR Cite
NPRM	04/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AI24

1441. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR 6 GUAM SPECIES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625; 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, June 1, 2002, Settlement agreement.

Abstract: We propose to designate critical habitat for 6 Guam species. These include two mammals, the Little Marianna fruit bat and the Marianna fruit bat, and four birds, the Guam broadbill, the Mariana crow, the Guam Micronesian kingfisher and the Guam Bridled white-eye.

Timetable:

Action	Date	FR Cite
NPRM	06/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AI25

1442. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR FOUR FAIRY SHRIMP AND 11 PLANTS IN CALIFORNIA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625; 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, November 30, 2001, Settlement agreement.

Abstract: We propose to designate critical habitat for four fairy shrimp and 11 plants in California. The fairy shrimp are the Conservancy fairy shrimp, the Longhorn fairy shrimp, the Vernal Pool fairy shrimp and the Vernal Pool tadpole shrimp.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AI26

1443. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR FIVE CARBONATE PLANTS IN CALIFORNIA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625; 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, January 30, 2002, Settlement agreement.

Abstract: We propose to designate critical habitat for five carbonate plants in California: Parish's daisy; Cushenbury buckwheat; Cushenbury milk-vetch; San Bernardino Mountains bladderpod; and Cushenbury oxytheca.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AI27

1444. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING OF THE ISLAND FOX

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625; 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, November 30, 2001, Settlement agreement.

Abstract: We propose to list the Island fox, which occurs on the Channel Islands off California.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal, State, Local, Tribal

DOI—FWS

Proposed Rule Stage

Agency Contact: Chris Nolin, Chief,
Office of Conservation and
Classification, Department of the

Interior, United States Fish and
Wildlife Service, Room 452, 4401 North
Fairfax Drive, Arlington, VA 22203

Phone: 703 358-2171

RIN: 1018—AI28

Department of the Interior (DOI)

Final Rule Stage

United States Fish and Wildlife Service (FWS)

**1445. CONVENTION ON
INTERNATIONAL TRADE IN
ENDANGERED SPECIES (CITES)**

Priority: Other Significant

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 nine Conferences of the Parties to the Convention on International Trade in Endangered Species of Wild Fauna and Flora.

Timetable:

Action	Date	FR Cite
NPRM	05/08/00	65 FR 26663
Correction	06/29/00	65 FR 40167
Final Rule	02/00/02	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: State,
Federal

Agency Contact: Teiko Saito, Chief,
Division of Management Authority,
Department of the Interior, United
States Fish and Wildlife Service, Room
700, 4401 North Fairfax Drive,
Arlington, VA 22203
Phone: 703 358-2104
Email: teiko_saito@fws.gov

RIN: 1018—AD87

**1446. RECLASSIFICATION OF THE
VICUNA FROM ENDANGERED TO
THREATENED WITH A SPECIAL RULE**

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 proposed 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 (i.e., wool and wool products).

Timetable:

Action	Date	FR Cite
NPRM	09/08/99	64 FR 48743
Final Action	01/00/02	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Kurt Johnson,
Biologist, Division of Scientific
Authority, Department of the Interior,
United States Fish and Wildlife
Service, 4401 North Fairfax Drive,
Arlington, VA 22203
Phone: 703 358-1708
Email: kurt_johnson@fws.gov

RIN: 1018—AE04

**1447. INJURIOUS WILDLIFE;
ADDITION OF BRUSH-TAILED
POSSUM**

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 42

CFR Citation: 50 CFR 16

Legal Deadline: None

Abstract: The Service proposes to review the economic and biological information on the brush-tailed possum of genus *Trichosurus* for possible addition to the list of injurious wildlife under the Lacey Act.

Timetable:

Action	Date	FR Cite
ANPRM	01/24/96	61 FR 1893
ANPRM Comment Period End	03/25/96	
NPRM	11/02/99	64 FR 59149
NPRM Comment Period End	01/03/00	
Final Action	12/00/01	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Susan Mangin,
Department of the Interior, United
States Fish and Wildlife Service
Phone: 703 358-2466

RIN: 1018—AE34

**1448. ENDANGERED AND
THREATENED WILDLIFE AND
PLANTS; DELISTING OF THE BALD
EAGLE THROUGHOUT THE LOWER
48 STATES**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: The bald eagle was reclassified to threatened status throughout the lower 48 States in 1995. Continued recovery gains and increasing population trends now make it possible to consider removing the bald eagle from the endangered species list. The Service plans to make a final determination on the proposal to delist the bald eagle.

Timetable:

Action	Date	FR Cite
NPRM	07/06/99	64 FR 36454
NPRM Comment Period End	10/06/99	
Final Action	06/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Ren Lohofener,
Endangered Species: Division of
Consultation, HCP's, Recovery and
State Grants, Department of the Interior,
United States Fish and Wildlife
Service, Room 420, 4401 North Fairfax
Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018—AF21

DOI—FWS

Final Rule Stage

1449. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PREBLES MEADOW JUMPING MOUSE; SPECIAL RULE AND DESIGNATION OF CRITICAL HABITAT**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17.40**Legal Deadline:** None

Abstract: We plan to propose an amendment to the proposed special rule under the Endangered Species Act which allows limited incidental take of the Prebles Meadow jumping mouse in Colorado and Wyoming. In addition, we will propose to designate critical habitat for the Prebles Meadow jumping mouse.

Timetable:

Action	Date	FR Cite
NPRM	12/03/98	63 FR 66777
NPRM Comment Period Reopened	01/29/99	64 FR 4607
NPRM Comment Period Reopened	03/06/99	64 FR 12924
NPRM Comment Period Reopened	03/16/99	
NPRM Comment Period Reopened	06/23/00	65 FR 39117
Final Rule	01/00/01	
Final Rule	05/22/01	66 FR 28125
NPRM	08/30/01	66 FR 45829
NPRM Comment Period End	10/01/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Ren Lohofener, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AF30**1450. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; SPECIAL RULE FOR THE CHIRICAHUA LEOPARD FROG****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17.11**Legal Deadline:** None

Abstract: We will list the Chiricahua leopard frog (Arizona and New Mexico) under the Endangered Species Act, with a special rule.

Timetable:

Action	Date	FR Cite
NPRM	06/14/00	65 FR 37343
NPRM Comment Period Reopened	09/27/00	65 FR 58033
NPRM Comment Period End	10/27/00	
Final Action	06/00/02	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AF41**1451. IMPORTATION OF CAPTIVE-BRED EXOTIC BIRDS INTO THE UNITED STATES FROM BREEDING FACILITIES IN OTHER COUNTRIES**

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

Legal Authority: 16 USC 4901 to 4916**CFR Citation:** 50 CFR 15.41; 50 CFR 15.42**Legal Deadline:** None

Abstract: We will establish the information requirements and approval criteria for the import of captive-bred wild exotic birds from overseas breeding facilities. This rule applies primarily to species listed in the appendices to the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES), which are otherwise prohibited from import by the Wild Bird Conservation Act of 1992. The rule also describes the process for handling petitions to approve qualifying facilities, establishes the duration of approval, provides for the suspension and revocation of approval, and provides for notice of approved facilities in the Federal Register.

Timetable:

Action	Date	FR Cite
NPRM	03/17/94	59 FR 12784
Final Action	01/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Robert Gabel, Chief, Branch of Consultation and Monitoring, Division of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, Room 750, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1708
Email: roddy_gabel@fws.gov

RIN: 1018-AF44**1452. ADMINISTRATION OF THE NATIONAL COASTAL WETLANDS CONSERVATION GRANT PROGRAM****Priority:** Other Significant**Legal Authority:** 16 USC 3951 et seq**CFR Citation:** 50 CFR 87**Legal Deadline:** None

Abstract: We will establish the requirements of the National Coastal Wetlands Conservation Grant Program, authorized by section 305 of the Coastal Wetlands Planning, Protection and Restoration Act. The program is designed to assist coastal States by providing grants to State agencies to protect and restore their coastal wetland ecosystems. The proposed rule includes the goals of the program, eligibility requirements, ranking criteria, and grant administration procedures.

Timetable:

Action	Date	FR Cite
NPRM	08/20/01	66 FR 43555
Final Action	01/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** State

Agency Contact: Hannibal Bolton, Chief, Division of Fish and Wildlife Management Assistance and Habitat Restoration, Department of the Interior, United States Fish and Wildlife Service, Room 840, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1718

RIN: 1018-AF51

DOI—FWS

Final Rule Stage

1453. POLICY FOR EVALUATION OF CONSERVATION EFFORTS IN ENDANGERED SPECIES DECISIONMAKING**Priority:** Other Significant**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 announce a draft policy for the evaluation of conservation efforts in making listing decisions under the Endangered Species Act of 1973, as amended (Act). The policy identifies criteria to be used in determining whether conservation agreements, conservation plans, management plans, or other formalized conservation efforts remove the need to list a species as threatened or endangered under the Act.

Timetable:

Action	Date	FR Cite
NPRM	06/13/00	65 FR 37102
Final Action	12/00/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** State, Local, Tribal, Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AF55**1454. POLICY ON GENERAL CONSERVATION PERMITS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq; 16 USC 1361 et seq; 16 USC 703 et seq**CFR Citation:** None**Legal Deadline:** None

Abstract: This policy will contain provisions to issue permits to qualified organizations to conduct general conservation activities over a specified period of time instead of issuing multiple permits for each activity.

Timetable:

Action	Date	FR Cite
Notice of Proposed Policy	10/28/99	64 FR 58086
Final Action	08/00/02	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** Businesses, Organizations**Government Levels Affected:** None

Agency Contact: Teiko Saito, Chief, Division of Management Authority, Department of the Interior, United States Fish and Wildlife Service, Room 700, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2104
Email: teiko_saito@fws.gov

RIN: 1018-AF63**1455. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DELISTING THE NORTHERN POPULATION OF THE TIDEWATER GOBY****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** None

Abstract: The Service plans to make a final determination on the proposed rule to remove the northern population of the tidewater goby from the List of Threatened and Endangered Species. Currently, all tidewater goby populations in California are on the List of Endangered and Threatened Species.

Timetable:

Action	Date	FR Cite
NPRM	06/24/99	64 FR 33816
NPRM Comment Period Reopened	02/15/00	65 FR 7483
NPRM Comment Period Reopened	01/03/01	66 FR 345
Final Action	05/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Ren Lohofener, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AF67**1456. ENDANGERED AND THREATENED WILDLIFE; LISTING THE GOLDEN SEDGE****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Judicial, January 2002, settlement.

Abstract: This action will list as endangered status the *Carex lutea* (golden sedge) under the Endangered Species Act. This rare plant is currently known from only eight populations in Pender and Onslow Counties, NC. If listed as endangered or threatened, the protective regulations of 50 CFR 17 would take effect.

Timetable:

Action	Date	FR Cite
NPRM	08/16/99	64 FR 44470
Final Action	01/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AF68**1457. U.S. PROPOSALS FOR CITES APPENDIX III; CERTAIN TURTLE SPECIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 23**Legal Deadline:** None

Abstract: This action would add certain native turtle species to Appendix III of the Convention on International Trade in Endangered Species of Wild Fauna and Flora. If adopted, exports of the species would require CITES documentation from the Service to ensure that foreign countries accept the shipments. This action is necessary to monitor the impact of trade on the species in an effort to maintain healthy populations.

Timetable:

Action	Date	FR Cite
NPRM	01/26/00	65 FR 4217

DOI—FWS

Final Rule Stage

Action	Date	FR Cite
NPRM Comment Period End	03/13/00	
Final Action	01/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Kurt Johnson, Biologist, Division of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1708
Email: kurt_johnson@fws.gov

RIN: 1018–AF69

1458. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; ENDANGERED STATUS FOR SOUTHERN CALIFORNIA DISTINCT VERTEBRATE POPULATION SEGMENT (DPS) OF MOUNTAIN YELLOW-LEGGED FROG

Priority: Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Judicial, June 22, 2002, settlement.

Abstract: The U.S. Fish and Wildlife Service will list the southern California distinct vertebrate population segment (DPS) of mountain yellow-legged frog as endangered under the Endangered Species Act of 1973 (Act). This proposal, when made final, will extend the Act's protection to this species.

Timetable:

Action	Date	FR Cite
NPRM	12/22/99	64 FR 71714
NPRM Comment Period End	02/22/00	
NPRM Comment Period Reopened	03/20/00	65 FR 14936
NPRM Comment Period Reopened	05/19/00	65 FR 31870
Final Action	06/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018–AF83

1459. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; ENDANGERED STATUS FOR SAN DIEGO AMBROSIA

Priority: Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Judicial, June 15, 2002.

Abstract: The Service will list the San Diego ambrosia as endangered under the Endangered Species Act of 1973 (Act). This plant is restricted to San Diego and Riverside Counties, California and Baha California, Mexico from Colonet to Lake Chapala. This proposed rule, when made final, will extend protection under the Act to the San Diego ambrosia.

Timetable:

Action	Date	FR Cite
NPRM	12/29/99	64 FR 72993
NPRM Comment Period End	02/28/00	
NPRM	03/30/00	65 FR 16869
NPRM Comment Period End	05/30/00	
Final Action	06/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018–AF86

1460. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSAL TO LIST THE MISSISSIPPI GOPHER FROG DISTINCT POPULATION SEGMENT OF DUSKY GOPHER FROG AS ENDANGERED

Priority: Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Judicial, December 22, 2001, settlement.

Abstract: The Service will list the Mississippi gopher frog distinct population segment of the dusky gopher frog as endangered under the Endangered Species Act of 1973 (Act).

Historically, the Mississippi gopher frog occurred in at least nine counties or parishes across the Mobile River delta in Alabama. Today, it is known from only one site in Harrison County, Mississippi. This proposed rule, if made final, would extend the Act's protection to the Mississippi gopher frog distinct population segment.

Timetable:

Action	Date	FR Cite
NPRM	05/23/00	65 FR 33283
Final Action	12/00/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018–AF90

1461. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; ESTABLISHMENT OF NONESSENTIAL EXPERIMENTAL POPULATIONS FOR FOUR FISHES: DUSKYTAIL DARTER, SMOKY MADTOM, YELLOWFIN MADTOM, AND SPOTFIN CHUB

Priority: Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** None

Abstract: We plan to make a final determination on the proposed rule to designate nonessential experimental population (NEP) status under Section 10(j) of the Endangered Species Act of 1973 (Act), and reintroduce two federally listed endangered fishes—the duskytail darter and smoky madtom—and two Federally listed threatened fishes—the yellowfin madtom and spotfin chub—into the Tellico River between the backwaters of the Tellico Reservoir (approximately Tellico River mile (TRM) 19 and TRM 33, near the Tellico Ranger Station, in Monroe County, Tennessee.

Timetable:

Action	Date	FR Cite
NPRM	06/08/01	66 FR 30853
NPRM Comment Period End	08/07/01	
Final Action	06/00/02	

DOI—FWS

Final Rule Stage

Regulatory Flexibility Analysis

Required: No

Government Levels Affected:

Undetermined

Agency Contact: Ren Lohofener, Endangered Species, Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AF96

1462. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING OF BUENA VISTA LAKE SHREW AS ENDANGERED

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory, March 1, 2002.

Abstract: The Service proposes to list the Buena Vista Lake shrew (*Sorex ornatus relictus*) as endangered under the authority of the Endangered Species Act of 1973 without critical habitat. The Buena Vista Lake shrew is found in marshes and sloughs within a site formerly known as the Kern Lake Preserve, Kern County, California. This subspecies may also occur in the Tulare Basin and at Kern National Wildlife Refuge, but its status is unknown. The only known population occurs on privately owned land that currently has no Federal protection.

Timetable:

Action	Date	FR Cite
NPRM	06/01/00	65 FR 35033
NPRM Comment Period Reopened	08/14/00	65 FR 49530
Final Action	03/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AG04

1463. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED LISTING OF VERMILION DARTER AS ENDANGERED

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Judicial, November 19, 2001, settlement.

Abstract: The Fish and Wildlife Service will list the vermilion darter (*Etheostoma chermocki*) as endangered under the authority of the Endangered Species Act of 1973, as amended. The vermilion darter is found in only 11.6 kilometers (7.2 miles) of the main stem of Turkey Creek, and the lowermost reaches of Dry Creek and Beaver Creek, within the Turkey Creek drainage, a tributary of the Locust Fork of the Black Warrior River, northeast Jefferson County, Alabama. This proposed rule, if made final, will extend the protection of the Act to the vermilion darter.

Timetable:

Action	Date	FR Cite
NPRM	04/18/00	65 FR 20792
Final Action	01/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AG05

1464. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; RECLASSIFICATION OF SCUTELLARIA MONTANA (LARGE-FLOWERED SKULLCAP) FROM ENDANGERED TO THREATENED

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory, July 12, 2001.

Abstract: The U.S. Fish and Wildlife Service (Service) plans to make a final determination on the reclassification of *Scutellaria montana* (large-flowered skullcap) from its present endangered

status to threatened status under the authority of the Endangered Species Act of 1973, as amended (Act). This proposed reclassification is based on the substantial improvement in the status of this species. Since listing, 22 additional sites have been discovered, and the total known number of individuals has increased from about 6,700 to more than 48,000.

Timetable:

Action	Date	FR Cite
NPRM	07/12/00	65 FR 42973
NPRM Comment Period End	09/11/00	
Final Action	01/00/02	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ren Lohofener, Endangered Species, Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AG07

1465. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED ENDANGERED STATUS FOR THREE PLANTS FROM THE MARIANA ISLANDS AND GUAM

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory, June 1, 2001.

Abstract: We, the U.S. Fish and Wildlife Service (Service), propose endangered status pursuant to the Endangered Species Act of 1973, as amended (Act), for three plants (no common names): *Nesogenes rotensis*, *Osmoxylon mariannense*, and *Tabernaemontana rotensis*. *Nesogenes rotensis* and *O. mariannense* are found only on the island of Rota in the U.S. Commonwealth of the Northern Mariana Islands (CNMI). *Tabernaemontana rotensis* occurs on both Rota and the United States Territory of Guam.

Timetable:

Action	Date	FR Cite
NPRM	06/01/00	65 FR 35025

DOI—FWS

Final Rule Stage

Action	Date	FR Cite
NPRM Comment Period Reopened	10/30/00	65 FR 64649
NPRM Comment Period End	11/29/00	
Final Action	06/00/02	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AG09

1466. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED ENDANGERED STATUS FOR 12 SPECIES OF PICTURE-WING FLIES FROM THE HAWAIIAN ISLANDS

Priority: Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Judicial, July 31, 2001, Court Order.

Abstract: We propose endangered status pursuant to the Endangered Species Act of 1973, as amended (Act), for 12 species of Hawaiian picture-wing flies—*Drosophila aglaia*, *D. differens*, *D. hemipeza*, *D. heteroneura*, *D. montgomeryi*, *D. mulli*, *D. musaphilia*, *D. neoclavisetae*, *D. obatai*, *D. ochrobasis*, *D. substenoptera*, and *D. tarphytrichia*. These species are found on one or more of the following Hawaiian Islands: Kauai, Oahu, Molokai, Maui, and Hawaii. These 12 species face substantial threats from one or more of the following: habitat degradation, loss of host plants, biological pest control, and predation from alien arthropods.

Timetable:

Action	Date	FR Cite
NPRM	01/17/01	66 FR 3964
Final Action	01/00/02	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AG23

1467. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DELISTING OF THE HOOVER'S WOOLY-STAR

Priority: Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** None

Abstract: We plan to make a final determination on the proposed rule to remove the Hoover's Woolly-Star from the list of Endangered and Threatened Plants. This action is based on information that indicates this plant is more widespread and abundant than previously thought, more resilient and less vulnerable to certain activities, and adequately protected on public lands.

Timetable:

Action	Date	FR Cite
NPRM	03/06/01	66 FR 13474
NPRM Comment Period End	05/07/01	
Final Action	03/00/02	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Ren Lohofener, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AG41

1468. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR THE OAHU ELEPAIO, A BIRD, IN HAWAII

Priority: Other Significant**Legal Authority:** 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Judicial, December 30, 2001, Court order.

Abstract: We will designate critical habitat for the Oahu Elepaio, a bird, in Hawaii. This rulemaking is part of a court-ordered action.

Timetable:

Action	Date	FR Cite
NPRM	06/06/01	66 FR 30372
NPRM Comment Period Reopened	08/06/01	66 FR 40960
Correction	09/05/01	66 FR 46428
Final Action	01/00/02	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AG99

1469. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE OTAY TARPLANT

Priority: Other Significant**Legal Authority:** 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500**CFR Citation:** 50 CFR 17**Legal Deadline:** NPRM, Judicial, May 30, 2001, Settlement agreement.

Abstract: We will designate critical habitat for the Otoy Tarplant in California.

Timetable:

Action	Date	FR Cite
NPRM	06/13/01	66 FR 32052
Final Action	05/00/02	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH00

DOI—FWS

Final Rule Stage

1470. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR THE QUINO CHECKERSPOT BUTTERFLY**Priority:** Other Significant**Legal Authority:** 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500**CFR Citation:** 50 CFR 17**Legal Deadline:** NPRM, Judicial, February 1, 2001, Court Order.**Abstract:** We determine critical habitat for the Quino Checkerspot butterfly in California.**Timetable:**

Action	Date	FR Cite
NPRM	02/07/01	66 FR 9475
NPRM Comment Period Reopened	06/20/01	66 FR 33046
Final Action	01/00/02	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171**RIN:** 1018-AH03**1471. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR CHORIZANTHE PUNGENS VAR. PUNGENS (MONTEREY SPINEFLOWER)****Priority:** Other Significant**Legal Authority:** 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500**CFR Citation:** 50 CFR 17**Legal Deadline:** NPRM, Judicial, January 15, 2001, Settlement agreement.**Abstract:** We determine critical habitat for the Monterey spineflower in Southern California.**Timetable:**

Action	Date	FR Cite
NPRM	02/15/01	66 FR 10440
NPRM Comment Period Reopened	09/19/01	66 FR 48228
Final Action	01/00/02	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171**RIN:** 1018-AH04**1472. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE SAN BERNARDINO KANGAROO RAT****Priority:** Other Significant**Legal Authority:** 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500**CFR Citation:** 50 CFR 17**Legal Deadline:** NPRM, Judicial, December 1, 2001, Court Order.**Abstract:** We determine critical habitat for the San Bernardino Kangaroo rat in California as the result of litigation.**Timetable:**

Action	Date	FR Cite
NPRM	12/08/00	65 FR 77177
NPRM Comment Period Reopened	09/04/01	66 FR 46251
Final Action	12/00/01	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171**RIN:** 1018-AH07**1473. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PRUDENCY AND CRITICAL HABITAT FOR A MOLLUSK, THE CAROLINA HEELSPLITTER****Priority:** Other Significant**Legal Authority:** 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Judicial, April 1, 2002, Settlement agreement.**Abstract:** We determine critical habitat for the mollusk, the Carolina Heelsplitter, in North Carolina and South Carolina.**Timetable:**

Action	Date	FR Cite
NPRM	07/11/01	66 FR 36229
NPRM Comment Period End	08/27/01	
Final Action	04/00/02	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171**RIN:** 1018-AH31**1474. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PRUDENCY AND CRITICAL HABITAT FOR THE ROCK GNOME LICHEN****Priority:** Other Significant**Legal Authority:** 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Judicial, October 1, 2001, settlement agreement.**Abstract:** We determine critical habitat for the rock gnome lichen in North Carolina and Tennessee.**Timetable:**

Action	Date	FR Cite
NPRM	04/05/01	66 FR 18062
NPRM Comment Period End	06/04/01	
Final Action	01/00/02	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and

DOI—FWS

Final Rule Stage

Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH32

1475. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PRUDENCY AND CRITICAL HABITAT DESIGNATION FOR A MOLLUSK, THE APPALACHIAN ELKTOE

Priority: Other Significant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: Final, Judicial, July 16, 2002, Settlement agreement.

Abstract: We designate critical habitat for the Appalachian elktoe, a mollusk, in North Carolina and Tennessee.

Timetable:

Action	Date	FR Cite
NPRM	02/08/01	66 FR 9540
Final Action	07/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH33

1476. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING OF THE SACRAMENTO MOUNTAIN CHECKERSPOT BUTTERFLY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, August 31, 2001, Court order.

Abstract: We propose the listing of the Sacramento Mountain checkerspot butterfly as endangered including a critical habitat determination in New Mexico.

Timetable:

Action	Date	FR Cite
NPRM	09/06/01	66 FR 46575
NPRM Comment	09/26/01	66 FR 49158
Period Extended		
Final Action	09/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH40

1477. INTERAGENCY POLICY ON THE PRESCRIPTION OF FISHWAYS UNDER SECTION 18 OF THE FEDERAL POWER ACT

Priority: Other Significant

Legal Authority: 16 USC 791(a) et seq

CFR Citation: None

Legal Deadline: None

Abstract: This will invite public comment on proposed policy guidance for us and the National Marine Fisheries Service regarding the prescription of fishways under section 18 of the Federal Power Act, for non-Federal hydropower projects licensed by the Federal Energy Regulatory Commission.

Timetable:

Action	Date	FR Cite
Notice	12/22/00	65 FR 80898
Final Action	12/00/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Dr. Benjamin Tuggle, Chief, Division of Federal Program Activities, Department of the Interior, United States Fish and Wildlife Service, Room 400, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2161
Fax: 703 358-1869

RIN: 1018-AH42

1478. ENDANGERED AND THREATENED PLANTS; REMOVAL OF THE ROBIN'S CINQUEFOIL FROM THE LIST OF ENDANGERED AND THREATENED SPECIES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We plan to make a final determination on the proposed rule to remove the plant, Robin's cinquefoil, from the list of endangered and threatened wildlife.

Timetable:

Action	Date	FR Cite
NPRM	06/08/01	66 FR 30860
Final Action	06/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ren Lohoefer, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH56

1479. ADDITION OF THE BASKING SHARK AND THE STAG BEETLE TO APPENDIX III UNDER CITES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 23

Legal Deadline: None

Abstract: This action will amend the regulations in 50 CFR part 23 by adding the basking shark and the stag beetle to appendix III under the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES).

Timetable:

Action	Date	FR Cite
Direct Final Rule	01/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Teiko Saito, Chief, Division of Management Authority,

DOI—FWS

Final Rule Stage

Department of the Interior, United States Fish and Wildlife Service, Room 700, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2104
Email: teiko_saito@fws.gov
RIN: 1018-AH66

1480. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE DOLLY VARDEN AS A THREATENED SPECIES IN WASHINGTON DUE TO SIMILARITY OF APPEARANCE TO BULL TROUT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We propose to list the Dolly Varden (*Salvelinus malma*) as threatened under the "Similarity of Appearance" provision of the Endangered Species Act in Washington, due to its similarity of appearance to the bull trout.

Timetable:

Action	Date	FR Cite
NPRM	01/09/01	66 FR 1628
Final Action	01/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH68

1481. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REOPENING OF COMMENT PERIOD ON THE THREATENED STATUS OF THE SACRAMENTO SPLITTAIL (POGONICHTHYS MACROLEPIDOTIS)

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Judicial, January 31, 2002, Settlement Agreement.

Abstract: We were ordered by a court to reanalyze the information concerning

the listing decision for the Sacramento splittail. Therefore, we have reopened the comment period for this issue. The previous regulatory action that finalized the listing decision for the Sacramento splittail was assigned RIN 1018-AC26, and was completed with the publication of the final rule designating the Sacramento splittail as a threatened species, effective March 10, 1999 (64 FR 5963). Since RIN 1018-AC26 has been completed, we are considering the reopening of the comment period on this issue to be a new regulatory action, which has been assigned this current RIN.

Timetable:

Action	Date	FR Cite
Comment Period Extended	01/12/01	66 FR 2828
Comment Period Reopened	05/08/01	66 FR 23181
Comment Period End	06/07/01	
Comment Period Reopened	08/17/01	66 FR 43145
Comment Period End	10/01/01	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH73

1482. CONFERRING DESIGNATED PORT STATUS ON ANCHORAGE, ALASKA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 668; 16 USC 704; 16 USC 712; 16 USC 1382; 16 USC 1538(d) to 1538(f); 16 USC 1540(f); 16 USC 3371 to 3378; 16 USC 4223 to 4244; 16 USC 4901 to 4916; 18 USC 42; 31 USC 9701; ...

CFR Citation: 50 CFR 14

Legal Deadline: None

Abstract: This proposed rule will amend 50 CFR part 14 by adding the port of Anchorage, Alaska to the list of designated ports in section 14.12.

Timetable:

Action	Date	FR Cite
NPRM	08/20/01	66 FR 43554

Action	Date	FR Cite
NPRM Comment Period End	09/19/01	
Final Action	12/00/01	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Kevin Adams, Assistant Director for Law Enforcement, Department of the Interior, United States Fish and Wildlife Service
Phone: 703 358-1949
Email: kevin_adams@fws.gov

RIN: 1018-AH75

1483. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED ENDANGERED STATUS FOR POLYGONUM HICKMANII (SCOTTS VALLEY POLYGONUM)

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Judicial, October 19, 2001, Settlement agreement.

Abstract: We propose to list the Scotts Valley polygonum as an endangered species.

Timetable:

Action	Date	FR Cite
NPRM	11/09/00	65 FR 67335
Final Action	01/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH76

1484. SUBSISTENCE MANAGEMENT REGULATIONS FOR PUBLIC LANDS IN ALASKA, SUBPART C AND SUBPART D—2002 SUBSISTENCE TAKING OF FISH AND SHELLFISH REGULATIONS

Priority: Routine and Frequent

Legal Authority: 16 USC 3124

CFR Citation: 50 CFR 100; 36 CFR 242

Legal Deadline: None

Abstract: This proposed rule will revise the regulations for seasons, harvest limits, methods, and means related to taking of fish and shellfish for subsistence uses during the 2002 regulatory year. The rulemaking is necessary because subpart D is subject to an annual review cycle.

Timetable:

Action	Date	FR Cite
NPRM	02/13/01	66 FR 10161
Final Action	02/00/02	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: William Knauer, Office of Subsistence Management, Department of the Interior, United States Fish and Wildlife Service, 1011 East Tudor Road, Anchorage, AK 99503
Phone: 907 786-3888

RIN: 1018-AH77

1485. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; ESTABLISHMENT OF PROTECTION AREAS FOR THE WEST INDIAN MANATEE IN FLORIDA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, August 2001, settlement agreement. Final, Judicial, January 2002, settlement agreement.

Abstract: The Service plans to make a final determination on the proposed rule, required under a litigation agreement, that identifies 16 manatee protection areas throughout peninsular Florida. Four areas are proposed as manatee sanctuaries, where all waterborne activities are prohibited with an exception for residents, and 12 areas are proposed as manatee refuges, where certain waterborne activities are prohibited or regulated.

Timetable:

Action	Date	FR Cite
NPRM	08/10/01	66 FR 42318
NPRM	08/29/01	66 FR 45662
Final Action	01/00/02	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Ren Lohoefer, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH80

1486. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR POLYGONUM HICKMANII (SCOTS VALLEY POLYGONUM) AND CHORIZANTHE ROBUSTA VAR. HARTWEGII (SCOTS VALLEY SPINEFLOWER)

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, February 1, 2001, Settlement Agreement. Final, Judicial, October 19, 2001, Settlement Agreement.

Abstract: We designate critical habitat for the Scotts Valley polygonum and the Scotts Valley spineflower.

Timetable:

Action	Date	FR Cite
NPRM	02/15/01	66 FR 10469
NPRM Comment Period Reopened	09/19/01	66 FR 48227
Final Action	01/00/02	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH82

1487. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR CHORIZANTHE ROBUSTA VAR. ROBUSTA (ROBUST SPINEFLOWER)

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, February 1, 2001, Settlement Agreement. Final, Judicial, October 19, 2001, Settlement Agreement.

Abstract: We designate critical habitat for the Robust spineflower in California.

Timetable:

Action	Date	FR Cite
NPRM	02/15/01	66 FR 10419
NPRM Comment Period Reopened	09/19/01	66 FR 48225
Final Action	01/00/02	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH83

1488. • SUBSISTENCE MANAGEMENT REGULATIONS FOR PUBLIC LANDS IN ALASKA, SUBPARTS A AND B; INTERIM RULE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 3124

CFR Citation: 50 CFR 100; 36 CFR 242

Legal Deadline: Other, Statutory, April 30, 2001, Interim Final Rule.

Abstract: This interim rule will clarify the appeal process and expand the number of items that the Federal Subsistence Board may delegate to agency field officials.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/12/01	66 FR 31533
Final Action	01/00/02	

Regulatory Flexibility Analysis

Required: No

DOI—FWS

Final Rule Stage

Small Entities Affected: No**Government Levels Affected:** Federal**Agency Contact:** William Knauer, Office of Subsistence Management, Department of the Interior, United States Fish and Wildlife Service, 1011 East Tudor Road, Anchorage, AK 99503
Phone: 907 786-3888**RIN:** 1018-AH85**1489. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR THE GREAT PLAINS BREEDING POPULATION OF THE PIPING PLOVER****Priority:** Other Significant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Judicial, March 15, 2002, court order.**Abstract:** We will designate critical habitat for the Great Plains population of the piping plover.**Timetable:**

Action	Date	FR Cite
NPRM	06/12/01	66 FR 31760
NPRM	07/06/01	66 FR 35580
Final Action	03/00/02	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171**RIN:** 1018-AH96**1490. ● PUBLIC NOTICE FOR CITES APPENDIX III LISTING OF SPANISH CEDAR AND BIGLEAF MAHOGANY BY THE GOVERNMENT OF PERU****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq; 16 USC 4201; PL 99-625**CFR Citation:** 50 CFR 23**Legal Deadline:** None**Abstract:** This notice advises the public that, by unilateral action provided for in the Convention on International Trade in Endangered

Species of Wild Fauna and Flora (CITES), the Government of Peru has listed Spanish cedar and bigleaf mahogany in CITES appendix III. This listing invokes certain permitting requirements to assist Peru in controlling trade in these species.

Timetable:

Action	Date	FR Cite
Direct Final Rule	01/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Federal**Agency Contact:** Julie Lyke, Biologist, Division of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Arlington, VA 22203

Phone: 703 358-1708

Email: julie_lyke@fws.gov

RIN: 1018-AH99**1491. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; ESTABLISHMENT OF A NONESSENTIAL EXPERIMENTAL POPULATION OF GRIZZLY BEARS IN THE BITTERROOT AREA OF IDAHO AND MONTANA; REMOVAL OF REGULATIONS****Priority:** Economically Significant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** None**Abstract:** The Service plans to make a final determination on the proposal to select the no-action alternative, as analyzed in the Bitterroot Final Environmental Impact Statement, as the preferred alternative.**Timetable:**

Action	Date	FR Cite
NPRM	06/22/01	66 FR 33620
NPRM Comment	08/21/01	
Period End		
Final Action	06/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Federal, State**Agency Contact:** Ren Lohofener, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203

Phone: 703 358-2171

RIN: 1018-AI03**1492. ● SUBSISTENCE MANAGEMENT REGULATIONS FOR PUBLIC LANDS IN ALASKA, SUBPART C AND SUBPART D — 2002-2003 SUBSISTENCE TAKING OF WILDLIFE REGULATIONS****Priority:** Routine and Frequent**Legal Authority:** 16 USC 3124**CFR Citation:** 50 CFR 100; 36 CFR 242**Legal Deadline:** None**Abstract:** This rule will revise the regulations for seasons, harvest limits, methods and means for the subsistence taking of wildlife during the 2002 regulatory year. This rulemaking is necessary because subpart D is subject to an annual review cycle.**Timetable:**

Action	Date	FR Cite
NPRM	08/27/01	66 FR 45081
Final Action	06/00/02	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal**Agency Contact:** William Knauer, Office of Subsistence Management, Department of the Interior, United States Fish and Wildlife Service, 1011 East Tudor Road, Anchorage, AK 99503
Phone: 907 786-3888**RIN:** 1018-AI06**1493. ● ADDITION BY INDONESIA OF RAMIN TO APPENDIX III UNDER THE CONVENTION ON INTERNATIONAL TRADE IN ENDANGERED SPECIES OF WILD FAUNA AND FLORA****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq; 16 USC 4201; PL 99-625**CFR Citation:** 50 CFR 23**Legal Deadline:** None**Abstract:** This notice advises the public that, by unilateral action provided for in the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES), the Government of Indonesia has listed the tree species, Ramin, in CITES Appendix III. This listing invokes certain permitting requirements to assist Indonesia in controlling trade in this species.

DOI—FWS

Final Rule Stage

Timetable:

Action	Date	FR Cite
Direct Final Rule	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Pat Ford, Biologist, Division of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1708
Email: pat_ford@fws.gov

RIN: 1018-AI08

1494. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REMOVAL OF THE TINIAN MONARCH FLYCATCHER FROM THE LIST OF ENDANGERED AND THREATENED SPECIES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: The Service is planning to make a final determination on the proposed rule to delist the Tinian monarch flycatcher from the list of endangered and threatened species, due to apparent increases in population numbers and likely improvement in habitat quality. This bird occurs on Tinian Island in the Marianas. The proposed rule was published in the

Federal Register on February 22, 1999, page 8533, under RIN 1018-AE40.

Timetable:

Action	Date	FR Cite
Final Action	04/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ren Lohofener, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AI14

Department of the Interior (DOI)

Long-Term Actions

United States Fish and Wildlife Service (FWS)

1495. EXPORTATION OF MARINE MAMMAL PRODUCTS FOR CULTURAL EXCHANGE, 50 CFR PART 18

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 18

Legal Deadline: None

Abstract: This regulatory action concerns a modification to allow the export of marine mammal products and to the Native exemption provisions in the Marine Mammal Protection Act. The action will be made to allow for cultural exchange of marine mammal products between Natives of Alaska, Greenland, Russia and Canada.

Timetable:

Action	Date	FR Cite
NPRM	To Be Determined	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Tribal

Agency Contact: Kevin Adams, Assistant Director for Law Enforcement, Department of the Interior, United States Fish and Wildlife Service
Phone: 703 358-1949
Email: kevin_adams@fws.gov

RIN: 1018-AE33

1496. MIGRATORY BIRD PERMITS; SPECIFIC PERMIT PROVISIONS; IMPORT AND EXPORT PERMITS; BANDING OR MARKING PERMITS; AND SCIENTIFIC COLLECTING PERMITS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 712(2)

CFR Citation: 50 CFR 21

Legal Deadline: None

Abstract: The Service proposes to amend the Migratory Bird Permit Regulations providing permits for the taking, possession, transportation, sale, purchase, importation, exportation, and banding or marking of migratory birds. The Service is revising the requirements for scientific collecting, banding or marking permits and import and export permits.

Timetable:

Action	Date	FR Cite
NPRM	To Be Determined	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Jon Andrew, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, Room 634, 4401 North Fairfax Drive, Arlington, VA 22203

Phone: 703 358-1714
Email: jon_andrew@fws.gov

RIN: 1018-AE63

1497. MIGRATORY BIRD PERMITS; INTRODUCTION, GENERAL REQUIREMENTS AND EXCEPTIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 712(2)

CFR Citation: 50 CFR 21

Legal Deadline: None

Abstract: The Service proposes to amend the migratory-bird permit regulations providing permits for the taking, possession, transportation, sale, purchase, and barter of migratory birds. The Service is revising these permit regulations to update them, simplify language, and ensure consistency in text between all parts and sections.

Timetable:

Action	Date	FR Cite
NPRM	To Be Determined	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Jon Andrew, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and

DOI—FWS

Long-Term Actions

Wildlife Service, Room 634, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1714
Email: jon_andrew@fws.gov

RIN: 1018-AE64

1498. IMPLEMENTATION OF THE 1994 AMENDMENTS TO THE MARINE MAMMAL PROTECTION ACT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1374

CFR Citation: 50 CFR 18

Legal Deadline: None

Abstract: Section 104 of the Marine Mammal Protection Act authorizes the Director of the Service, acting on behalf of the Secretary of the Interior, to issue permits for activities otherwise prohibited by the Act. Regulations will be developed for issuance of permits and the 1994 amendments to the Act.

Timetable:

Action	Date	FR Cite
NPRM	To Be	Determined

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Teiko Saito, Chief, Division of Management Authority, Department of the Interior, United States Fish and Wildlife Service, Room 700, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2104
Email: teiko_saito@fws.gov

RIN: 1018-AE72

1499. CONSIDERATION OF LISTING THE GREEN IGUANA (IGUANA IGUANA) AS INJURIOUS, PURSUANT TO THE LACEY ACT

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 42

CFR Citation: 50 CFR 16

Legal Deadline: None

Abstract: The Humane Society of the United States requested that the Service list the green iguana as injurious under the Lacey Act. Iguanas are released into the wild by their owners for various reasons. These iguanas may be carriers of Salmonella bacteria and could negatively impact native populations. A notice requesting information will be published so that data can be gathered as to the injurious nature of the

iguanas. This information will be analyzed to determine whether listing is warranted.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Kari Jonell Duncan, Fishery Biologist, Division of Environmental Quality, Department of the Interior, United States Fish and Wildlife Service, Room 810B, 4401 North Fairfax Drive, Arlington, VA 22203

Phone: 703 358-2464

Email: kari_duncan@fws.gov

RIN: 1018-AF08

1500. TAKING OF MARINE MAMMALS BY LEVEL B HARASSMENT; ISSUANCE OF GENERAL AUTHORIZATION FOR SCIENTIFIC RESEARCH AND PERMITS FOR PHOTOGRAPHY, EDUCATIONAL, AND COMMERCIAL PURPOSES

Priority: Substantive, Nonsignificant

Legal Authority: PL 103-238; 16 USC 1361 to 1407

CFR Citation: 50 CFR 18

Legal Deadline: None

Abstract: The Service proposes to issue regulations that would allow us to authorize harassment but not injury or death of marine mammals under our jurisdiction, for scientific research and for photography for educational or commercial purposes. This rule would further implement the 1994 Amendments to the Marine Mammal Protection Act.

Timetable:

Action	Date	FR Cite
NPRM	To Be	Determined

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Teiko Saito, Chief, Division of Management Authority, Department of the Interior, United States Fish and Wildlife Service, Room 700, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2104
Email: teiko_saito@fws.gov

RIN: 1018-AF26

1501. NATIONAL WILDLIFE REFUGE SYSTEM; MISSION, GOALS, AND PURPOSES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 668(dd) to 668(ee)

CFR Citation: None

Legal Deadline: None

Abstract: This proposed policy will address the mission, goals and purposes of the National Wildlife Refuge System in the context of the National Wildlife Refuge System Improvement Act of 1997.

Timetable:

Action	Date	FR Cite
Proposed Policy	01/16/01	66 FR 3668
Comment Period Extended	03/15/01	66 FR 15136
NPRM Comment Period Reopened	05/15/01	66 FR 26879
NPRM Comment Period Reopened	06/21/01	66 FR 33268
Final Action	To Be	Determined

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Federal

Agency Contact: James W. Kurth, Deputy Chief, National Wildlife Refuge System, Department of the Interior, United States Fish and Wildlife Service, MS 670 ARLSQ, Washington, DC 20240
Phone: 703 358-1744

RIN: 1018-AG46

1502. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DETERMINATION OF CRITICAL HABITAT FOR THE SCALESHELL

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, October 1, 2001, Settlement agreement.

Abstract: We propose to determine critical habitat for the Scaleshell, a mollusk, in Arkansas, Missouri and Oklahoma.

Timetable:

Action	Date	FR Cite
NPRM	To Be	Determined

DOI—FWS

Long-Term Actions

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH35

1503. ENDANGERED AND THREATENED WILDLIFE; RECLASSIFICATION OF THE MARIANNA FRUIT BAT ON GUAM FROM ENDANGERED TO THREATENED
Priority: Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** None

Abstract: We plan to reclassify the Marianna Fruit bat on Guam from endangered to threatened.

Timetable: Next Action Undetermined**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Ren Lohofener, Endangered Species: Division of Consultation, HCP's, Recovery and State Grants, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AH55

1504. MIGRATORY BIRD PERMITS; REGULATIONS GOVERNING EDUCATION; 50 CFR 21
Priority: Substantive, Nonsignificant**Legal Authority:** 16 USC 712(2)**CFR Citation:** 50 CFR 21**Legal Deadline:** None

Abstract: The Service proposes to amend the migratory bird permit regulations to establish a new section to authorize possession for education, which currently is authorized under 50 CFR 21.27, Special Purpose permits.

Timetable:

Action	Date	FR Cite
Notice	11/20/00	65 FR 69726

Next Action Undetermined

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** State

Agency Contact: Jon Andrew, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, Room 634, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1714
Email: jon_andrew@fws.gov

RIN: 1018-AH71

1505. NATIONAL WILDLIFE REFUGE SYSTEM; MISCELLANEOUS RECEIPTS
Priority: Substantive, Nonsignificant**Legal Authority:** 16 USC 668(dd) to 668(ee)**CFR Citation:** None**Legal Deadline:** None

Abstract: This action provides specific guidance on the management and oversight of privately owned mineral rights within the National Wildlife Refuge System. The chapter clarifies the rights, responsibilities and options of both the Refuge Manager and the private holder of the reserved/excepted mineral rights.

Timetable:

Action	Date	FR Cite
Proposed Notice	To Be Determined	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** State, Local

Agency Contact: James W. Kurth, Deputy Chief, National Wildlife Refuge System, Department of the Interior, United States Fish and Wildlife Service, MS 670 ARLSQ, Washington, DC 20240
Phone: 703 358-1744

RIN: 1018-AH81

1506. • MARINE MAMMALS: INCIDENTAL TAKE DURING SPECIFIED ACTIVITIES (MANATEES)
Priority: Other Significant**Legal Authority:** 16 USC 1361 et seq**CFR Citation:** 50 CFR 18**Legal Deadline:** NPRM, Judicial, March 6, 2001, settlement agreement.

Abstract: We intend to develop a rule that would allow for the incidental, unintentional take of small numbers of Florida manatees, that result from government activities related to watercraft and watercraft access facilities within the geographic area of the species' range in Florida for a period of not more than 5 years.

Timetable:

Action	Date	FR Cite
ANPRM	03/12/01	66 FR 14352
NPRM	11/00/02	

Regulatory Flexibility Analysis**Required:** Undetermined**Small Entities Affected:** No**Government Levels Affected:** State, Local, Federal

Agency Contact: Hannibal Bolton, Chief, Division of Fish and Wildlife Management Assistance and Habitat Restoration, Department of the Interior, United States Fish and Wildlife Service, Room 840, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1718

RIN: 1018-AH86

1507. • MARINE MAMMALS: INCIDENTAL TAKE DURING SPECIFIED ACTIVITIES (BEAUFORT SEA POLAR BEAR AND WALRUS)
Priority: Substantive, Nonsignificant**Legal Authority:** 16 USC 1361 et seq**CFR Citation:** 50 CFR 18**Legal Deadline:** None

Abstract: The Marine Mammal Protection Act authorizes issuance of regulations to allow the incidental, unintentional take of small numbers of marine mammals in activities (other than commercial fishing) in specific geographical areas. These regulations would authorize incidental take of polar bears and walrus in the Beaufort Sea during oil and gas energy activities for up to 5 years, when current regulations expire on March 31, 2003.

Timetable:

Action	Date	FR Cite
NPRM	To Be Determined	

Regulatory Flexibility Analysis**Required:** No

DOI—FWS

Long-Term Actions

Small Entities Affected: No

Government Levels Affected: Federal, State, Local

Agency Contact: Hannibal Bolton, Chief, Division of Fish and Wildlife Management Assistance and Habitat Restoration, Department of the Interior, United States Fish and Wildlife Service, Room 840, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1718

RIN: 1018-AH92

1508. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS: RETENTION OF THREATENED STATUS FOR ARGALI IN KYRGYZSTAN, MONGOLIA, AND TAJIKISTAN

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq; 16 USC 4201; PL 99-625

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We will review the status of the Argali sheep in Kyrgyzstan, Mongolia, and Tajikistan to determine if the current listing of these populations under the Endangered Species Act accurately reflects their current status.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Federal

Agency Contact: Kurt Johnson, Biologist, Division of Scientific

Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1708
Email: kurt_johnson@fws.gov

RIN: 1018-AI02

1509. ● ADMINISTRATIVE REQUIREMENTS, FEDERAL AID IN FISH & FEDERAL AID IN WILDLIFE RESTORATION ACTS

Priority: Info./Admin./Other

Legal Authority: 16 USC 777; 16 USC 669

CFR Citation: 50 CFR 80.14

Legal Deadline: None

Abstract: This rulemaking would add a paragraph at 50 CFR 80.14(b)(2)(A) and possibly (B) and (C) as well, describing exactly when and when not to hold dog field trials on State land acquired with Wildlife or Sport Fish Restoration grant funds.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State

Federalism: This action may have federalism implications as defined in EO 13132.

Agency Contact: Jack Hicks, Management Analyst, Division of Federal Aid, Department of the Interior, United States Fish and Wildlife

Service, MS 140, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1851
Email: jack_hicks@fws.gov

RIN: 1018-AI10

1510. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE VENTURA MARSH MILKVETCH

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245; PL 99-625; 100 Stat. 3500

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, October 1, 2002, Settlement agreement.

Abstract: We propose to designate critical habitat for the plant, the Ventura Marsh milkvetch, which occurs in California.

Timetable:

Action	Date	FR Cite
NPRM	10/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal, State, Local

Agency Contact: Chris Nolin, Chief, Office of Conservation and Classification, Department of the Interior, United States Fish and Wildlife Service, Room 452, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AI21

Department of the Interior (DOI)

United States Fish and Wildlife Service (FWS)

Completed Actions

1511. CRITICAL HABITAT DESIGNATION FOR THE LOST RIVER AND SHORTNOSE SUCKERS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State

Agency Contact: Chris Nolin

Phone: 703 358-2171

RIN: 1018-AC90

1512. REVISION OF MIGRATORY BIRD HUNTING REGULATIONS, 50 CFR PART 20

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 20

Completed:

Reason	Date	FR Cite
Withdrawn	10/18/01	

Regulatory Flexibility Analysis Required: Yes

Government Levels Affected: State

Agency Contact: Kevin Adams
Phone: 703 358-1949
Email: kevin_adams@fws.gov

RIN: 1018-AD01

1513. MARINE MAMMAL PROTECTION ACT; UNINTENTIONAL TAKE OF MARINE MAMMALS BY HARASSMENT ONLY IN ACTIVITIES OTHER THAN COMMERCIAL FISHING

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 18

DOI—FWS

Completed Actions

Completed:

Reason	Date	FR Cite
Withdrawn	10/18/01	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Hannibal Bolton
Phone: 703 358-1718

RIN: 1018-AD18

1514. MARINE MAMMAL PROTECTION ACT; MEASURES TO SAFELY DETER MARINE MAMMALS, INCLUDING THREATENED AND ENDANGERED MARINE MAMMALS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 18

Completed:

Reason	Date	FR Cite
Withdrawn	10/19/01	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Hannibal Bolton
Phone: 703 358-1718

RIN: 1018-AD19

1515. TAXONOMIC CHANGE FROM SUBSPECIES TO VERTEBRATE POPULATION SEGMENT FOR THE VIRGIN RIVER CHUB

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	09/24/01	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Local

Agency Contact: Chris Nolin
Phone: 703 358-2171

RIN: 1018-AD22

1516. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED REVISION OF SPECIAL REGULATIONS FOR GRAY WOLF

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	10/18/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Ren Lohoefer
Phone: 703 358-2171

RIN: 1018-AE45

1517. EAGLE PERMITS; PERMITS FOR FALCONRY PURPOSES

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 22.24

Completed:

Reason	Date	FR Cite
Withdrawn	10/28/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Tribal

Agency Contact: Jon Andrew
Phone: 703 358-1714
Email: jon_andrew@fws.gov

RIN: 1018-AE62

1518. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSAL TO LIST AS ENDANGERED OR THREATENED MARIANA FRUIT BAT

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	09/28/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Chris Nolin
Phone: 703 358-2171

RIN: 1018-AE83

1519. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE COWHEAD LAKE TUI CHUB AS ENDANGERED OR THREATENED

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	09/28/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Chris Nolin
Phone: 703 358-2171

RIN: 1018-AE85

1520. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; ESTABLISHMENT OF NONESSENTIAL EXPERIMENTAL POPULATION STATUS FOR 16 FRESHWATER MUSSELS AND 1 FRESHWATER SNAIL

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	06/14/01	66 FR 32250

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Ren Lohoefer
Phone: 703 358-2171

RIN: 1018-AE92

1521. RECLASSIFICATION OF MORELET'S CROCODILE (CROCODYLUS MORELETI) FROM ENDANGERED TO THREATENED

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	10/18/01	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Javier Alvarez
Phone: 703 358-1708
Email: javier_alvarez@fws.gov

RIN: 1018-AF10

1522. MIGRATORY BIRD PERMITS; SPECIFIC PERMIT PROVISIONS; SPECIAL PURPOSE PERMITS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 21

Completed:

Reason	Date	FR Cite
Withdrawn	10/18/01	

DOI—FWS

Completed Actions

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Jon Andrew

Phone: 703 358-1714

Email: jon_andrew@fws.gov

RIN: 1018-AF28**1523. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESERT YELLOWHEAD****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**CFR Citation:** 50 CFR 17.11**Completed:**

Reason	Date	FR Cite
Withdrawn	09/24/01	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:**

Undetermined

Agency Contact: Chris Nolin

Phone: 703 358-2171

RIN: 1018-AF31**1524. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; MOUNTAIN PLOVER****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**CFR Citation:** 50 CFR 17.11**Completed:**

Reason	Date	FR Cite
Withdrawn	09/28/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:**

Undetermined

Agency Contact: Chris Nolin

Phone: 703 358-2171

RIN: 1018-AF35**1525. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; ASIAN BONYTONGUE****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	10/18/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** John Field

Phone: 703 358-1708

Email: john_field@fws.gov

RIN: 1018-AF48**1526. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; GUIDANCE FOR CONDUCTING SECTION 7 CONSULTATIONS FOR THE INDIANA BAT****Priority:** Substantive, Nonsignificant**CFR Citation:** None**Completed:**

Reason	Date	FR Cite
Withdrawn	10/18/01	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:**

Undetermined

Agency Contact: Ren Lohofener

Phone: 703 358-2171

RIN: 1018-AF50**1527. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE SCALESHELL MUSSEL****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Final Action	10/09/01	66 FR 51322

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Chris Nolin

Phone: 703 358-2171

RIN: 1018-AF57**1528. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; THREATENED STATUS FOR SPALDING'S CATCHFLY****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action	10/10/01	66 FR 51597

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Chris Nolin

Phone: 703 358-2171

RIN: 1018-AF79**1529. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; ENDANGERED STATUS FOR COOK'S LOMATIUM AND LARGE FLOWERED WOOLY MEADOWFOAM****Priority:** Substantive, Nonsignificant**CFR Citation:** 15 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/24/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Chris Nolin

Phone: 703 358-2171

RIN: 1018-AF84**1530. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LIST OHLONE TIGER BEETLE AS ENDANGERED****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Final Action	10/03/01	66 FR 50340

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Chris Nolin

Phone: 703 358-2171

RIN: 1018-AF89**1531. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; ESTABLISHMENT OF CRITICAL HABITAT DESIGNATION FOR THE SANTA ANA SUCKER****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis**Required:** No

DOI—FWS

Completed Actions

Government Levels Affected: None

Agency Contact: Chris Nolin
Phone: 703 358-2171

RIN: 1018-AF94

1532. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATED PORTS FOR LISTED PLANTS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 24

Completed:

Reason	Date	FR Cite
Withdrawn	10/18/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Teiko Saito
Phone: 703 358-2104
Email: teiko_saito@fws.gov

RIN: 1018-AF99

1533. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED LISTING OF TWO SOUTHWEST MILKVETCH PLANTS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	09/28/01	66 FR 49560

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Chris Nolin
Phone: 703 358-2171

RIN: 1018-AG02

1534. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED DESIGNATION OF CRITICAL HABITAT FOR THE PIPING PLOVER IN WINTERING HABITAT

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Second NPRM	05/07/01	66 FR 22983
Final Action	07/10/01	66 FR 36037

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin
Phone: 703 358-2171

RIN: 1018-AG13

1535. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED DESIGNATION OF CRITICAL HABITAT FOR THE PIPING PLOVER IN BREEDING HABITAT

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	05/07/01	66 FR 22938

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin
Phone: 703 358-2171

RIN: 1018-AG14

1536. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR THE RIVERSIDE FAIRY SHRIMP

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	05/30/01	66 FR 29383

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin
Phone: 703 358-2171

RIN: 1018-AG34

1537. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING AND DESIGNATION OF CRITICAL HABITAT FOR THE SLICKSPOT PEPPERGRASS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	09/24/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin
Phone: 703 358-2171

RIN: 1018-AG35

1538. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR THE HINES EMERALD DRAGONFLY

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin
Phone: 703 358-2171

RIN: 1018-AG37

1539. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR THE SPRUCE-FIR MOSS SPIDER

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	07/06/01	66 FR 35547

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin
Phone: 703 358-2171

RIN: 1018-AG38

1540. MIGRATORY BIRD PERMITS; DETERMINATION THAT THE STATE OF CONNECTICUT MEETS FEDERAL FALCONRY STANDARDS AND AMENDED LIST OF STATES MEETING FEDERAL FALCONRY STANDARDS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 21

Completed:

Reason	Date	FR Cite
Withdrawn	10/18/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Federal

DOI—FWS

Completed Actions

Agency Contact: Jon Andrew
Phone: 703 358-1714
Email: jon_andrew@fws.gov
RIN: 1018-AG42

1541. REGULATIONS TO IMPLEMENT THE CONSERVATION AND REINVESTMENT ACT (CARA)

Priority: Economically Significant. Major under 5 USC 801.

CFR Citation: Not Yet Determined

Completed:

Reason	Date	FR Cite
Withdrawn	10/18/01	

Regulatory Flexibility Analysis Required: Yes

Government Levels Affected: State

Agency Contact: Tim Hess
Phone: 703 358-1851
Email: tim_hess@fws.gov

RIN: 1018-AG43

1542. CLARIFICATION OF THE DEFINITION OF "LANDS" FOR NATIONAL WILDLIFE REFUGE SYSTEM LANDS IN ALASKA

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 36

Completed:

Reason	Date	FR Cite
Withdrawn	08/28/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: George Constantino
Phone: 907 786-3499

RIN: 1018-AG45

1543. NATIONAL WILDLIFE REFUGE SYSTEM; HABITAT MANAGEMENT PLANNING POLICY

Priority: Substantive, Nonsignificant

CFR Citation: None

Completed:

Reason	Date	FR Cite
Withdrawn	08/28/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Federal

Agency Contact: James W. Kurth

Phone: 703 358-1744

RIN: 1018-AG48

1544. REGULATIONS FOR SUBSISTENCE HUNTING AND FISHING ON FEDERAL LANDS IN ALASKA FOR THE 2001-2002 SEASONS

Priority: Routine and Frequent

CFR Citation: 50 CFR 100; 36 CFR 242

Completed:

Reason	Date	FR Cite
Final Action	06/25/01	66 FR 33744

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: William Knauer
Phone: 907 786-3888

RIN: 1018-AG55

1545. MIGRATORY BIRD PERMITS; ADVANCE NOTICE OF PROPOSED RULEMAKING TO DEVELOP ADDITIONAL PERMITTING REGULATIONS TO GOVERN TAKE OF MIGRATORY BIRDS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 21

Completed:

Reason	Date	FR Cite
Withdrawn	09/07/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Jon Andrew
Phone: 703 358-1714
Email: jon_andrew@fws.gov

RIN: 1018-AG57

1546. 2001-2002 REFUGE-SPECIFIC HUNTING AND SPORT FISHING REGULATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 32

Completed:

Reason	Date	FR Cite
NPRM	07/03/01	66 FR 35193
Final Action	09/04/01	66 FR 46346

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: James W. Kurth

Phone: 703 358-1744

RIN: 1018-AG58

1547. ADMINISTRATIVE REQUIREMENTS FOR FEDERAL AID IN FISH AND FEDERAL AID IN WILDLIFE RESTORATION ACT

Priority: Substantive, Nonsignificant

CFR Citation: None

Completed:

Reason	Date	FR Cite
Withdrawn	09/05/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Jack Hicks
Phone: 703 358-1851
Email: jack_hicks@fws.gov

RIN: 1018-AG60

1548. UPDATING THE LIST OF FISH DISEASES OF CONCERN AND IMPROVING PROCEDURES FOR PREVENTING THEM FROM ENTERING THE UNITED STATES

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 16.13

Completed:

Reason	Date	FR Cite
Withdrawn	08/31/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Thomas A. Bell
Phone: 703 358-1856
Email: thomas_a_bell@fws.gov

RIN: 1018-AG61

1549. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: TROPICAL LADYSLIPPER ORCHIDS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	10/18/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Robert Gabel

DOI—FWS

Completed Actions

Phone: 703 358-1708
 Email: roddy_gabel@fws.gov
 RIN: 1018-AG62

1550. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: 5-YEAR REVIEW OF FOREIGN PSITTACINE BIRDS

Priority: Substantive, Nonsignificant
CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Notice	09/22/00	65 FR 57363

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Michael Kreger
 Phone: 703 358-1708
 Email: michael_kreger@fws.gov
 RIN: 1018-AG63

1551. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: MEXICAN BOBCAT

Priority: Substantive, Nonsignificant
CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	10/18/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kurt Johnson
 Phone: 703 358-1708
 Email: kurt_johnson@fws.gov
 RIN: 1018-AG65

1552. EXPORT OF RIVER OTTERS TAKEN IN TEXAS

Priority: Substantive, Nonsignificant
CFR Citation: 50 CFR 23

Completed:

Reason	Date	FR Cite
Withdrawn	09/07/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Federal

Agency Contact: Robert Gabel
 Phone: 703 358-1708
 Email: roddy_gabel@fws.gov
 RIN: 1018-AG66

1553. EXPORT OF BOBCATS TAKEN IN PENNSYLVANIA

Priority: Substantive, Nonsignificant
CFR Citation: 50 CFR 23

Completed:

Reason	Date	FR Cite
Withdrawn	09/07/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Federal

Agency Contact: Robert Gabel
 Phone: 703 358-1708
 Email: roddy_gabel@fws.gov
 RIN: 1018-AG67

1554. WILD BIRD CONSERVATION ACT: REVIEW OF REGULATIONS TO ALLOW IMPORTS OF EXOTIC WILD BIRDS FOR PERSONAL PETS, SCIENTIFIC RESEARCH, ZOOLOGICAL BREEDING AND DISPLAY AND COOPERATIVE BREEDING PROGRAMS

Priority: Substantive, Nonsignificant
CFR Citation: 50 CFR 15

Completed:

Reason	Date	FR Cite
Withdrawn	10/18/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Michael Kreger
 Phone: 703 358-1708
 Email: michael_kreger@fws.gov
 RIN: 1018-AG69

1555. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE STEPHEN'S KANGAROO RAT

Priority: Substantive, Nonsignificant
CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	09/24/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin
 Phone: 703 358-2171
 RIN: 1018-AG74

1556. ENDANGERED AND THREATENED WILDLIFE AND PLANTS, LISTING THE TAHOE YELLOWCRESS

Priority: Substantive, Nonsignificant
CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	09/24/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin
 Phone: 703 358-2171

RIN: 1018-AG76

1557. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE GENTNER'S FRITILLARY

Priority: Substantive, Nonsignificant
CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin
 Phone: 703 358-2171

RIN: 1018-AG78

1558. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE FENDER'S BLUE BUTTERFLY

Priority: Substantive, Nonsignificant
CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin
 Phone: 703 358-2171

RIN: 1018-AG79

DOI—FWS

Completed Actions

1559. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE WILLIAMETE DAISY**Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AG80**1562. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE SAN DIEGO AMBROSIA****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AG84**1565. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE UMBTANUM DESERT BUCKWHEAT****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AG87**1560. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE KINCAID'S LUPINE****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AG81**1563. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE WASHINGTON GROUND SQUIRREL****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/24/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AG85**1566. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE NORTHERN IDAHO GROUND SQUIRREL****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AG89**1561. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE NORTHERN WORMWOOD****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/24/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AG83**1564. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE OREGON SPOTTED FROG****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/24/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AG86**1567. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE RIPARIAN BRUSH RABBIT****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AG90

DOI—FWS

Completed Actions

1568. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE RIPARIAN WOODRAT**Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AG91**1569. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE MARDON SKIPPER (POLITES MARDON)****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AG95**1570. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE COASTAL CUTTHROAT TROUT****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AG97**1571. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE YELLOW-BILLED CUCKOO****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AG98**1572. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DETERMINATION OF CRITICAL HABITAT FOR THE WENATCHEE MOUNTAINS CHECKERMALLOW, A PLANT****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Final Action	09/06/01	66 FR 46536

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH05**1573. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE KOOTENAI RIVER WHITE STURGEON****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Final Action	09/06/01	66 FR 46548

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH06**1574. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE NORTHERN SEA OTTER****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/24/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH12**1575. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR THE DESERT MILK-VETCH****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH14**1576. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE MOUNTAIN PLOVER****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH15

DOI—FWS

Completed Actions

1577. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE KANAB AMBERSNAIL**Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH16**1578. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE CANADIAN LYNX****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/24/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH17**1579. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE COLORADO BUTTERFLY PLANT****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH18**1580. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING HIRST'S PANIC GRASS****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH19**1581. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE ATLANTIC SALMON****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/24/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH20**1582. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THREE SPECIES OF BEACH MOUSE IN ALABAMA AND FLORIDA****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/24/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH21**1583. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE ALABAMA STURGEON****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/24/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH22**1584. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR 11 MUSSELS****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH23**1585. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE GOLDLINE DARTER AND THE BLUE SHINER****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH24

DOI—FWS

Completed Actions

1586. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING AND CRITICAL HABITAT FOR THE HIGHLANDS TIGER BEETLE**Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/24/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH25**1587. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING OF THE FLORIDA SEMAPHORE CACTUS****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH26**1588. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING OF THE PLANT SPECIES CORDIA RUPICOLA****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH27**1589. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING OF THE PLANT SPECIES AGAVE EGGERSIANA AND SOLANIUM CONOCARPUM****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH28**1590. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING TWO SNAILS IN TEXAS****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/24/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH38**1591. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING OF THE ACUNA CACTUS****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH39**1592. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE PAGE SPRINGSNAIL****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/24/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH41**1593. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; AMENDMENT TO THE NONESSENTIAL EXPERIMENTAL POPULATION FOR THE RED WOLF****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	10/18/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Ren Lohoefer
Phone: 703 358-2171**RIN:** 1018-AH43**1594. ENDANGERED AND THREATENED WILDLIFE; AMENDMENT TO THE NONESSENTIAL EXPERIMENTAL POPULATION FOR THE MEXICAN WOLF****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	10/18/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Ren Lohoefer
Phone: 703 358-2171**RIN:** 1018-AH45

DOI—FWS

Completed Actions

1595. ENDANGERED AND THREATENED WILDLIFE; ESTABLISHMENT OF A NONESSENTIAL EXPERIMENTAL POPULATION OF WHOOPING CRANES**Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Final Action	06/26/01	66 FR 33903

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Ren Lohofener
Phone: 703 358-2171**RIN:** 1018-AH46**1596. ENDANGERED AND THREATENED WILDLIFE; REMOVAL OF THE ARCTIC RUSSIAN POPULATION OF SPECTACLED EIDER FROM THE LIST OF ENDANGERED AND THREATENED WILDLIFE****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	10/18/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Ren Lohofener
Phone: 703 358-2171**RIN:** 1018-AH48**1597. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CHANGES TO THE REGULATIONS FOR DESIGNATION OF CRITICAL HABITAT****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH60**1598. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR THE BAY CHECKERSPOT BUTTERFLY****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Final Action	04/30/01	66 FR 21450

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Federal**Agency Contact:** Chris Nolin
Phone: 703 358-2171**RIN:** 1018-AH61**1599. CHANGES IN THE LIST OF SPECIES IN APPENDICES TO THE CONVENTION ON INTERNATIONAL TRADE IN ENDANGERED SPECIES OF WILD FAUNA AND FLORA****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 23**Completed:**

Reason	Date	FR Cite
Final Action	05/18/01	66 FR 27601

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Federal**Agency Contact:** Javier Alvarez
Phone: 703 358-1708
Email: javier_alvarez@fws.gov**RIN:** 1018-AH63**1600. IMPORT OF POLAR BEAR TROPHIES FROM CANADA: CHANGE IN THE FINDING FOR THE M'CLINTOCK CHANNEL POPULATION AND REVISION OF REGULATIONS IN SECTION 18.30****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 18.30**Completed:**

Reason	Date	FR Cite
Final Action	10/05/01	66 FR 50843

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Federal**Agency Contact:** Teiko Saito
Phone: 703 358-2104
Email: teiko_saito@fws.gov**RIN:** 1018-AH72**1601. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; SPECIAL RULE FOR THE MOUNTAIN PLOVER****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17; 50 CFR 21**Completed:**

Reason	Date	FR Cite
Withdrawn	09/10/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Federal**Agency Contact:** Ren Lohofener
Phone: 703 358-2171**RIN:** 1018-AH84**1602. • MIGRATORY BIRD HUNTING; WITHDRAWAL OF REGULATIONS DESIGNED TO REDUCE THE MID-CONTINENT LIGHT GOOSE POPULATION****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 703 to 712; 16 USC 742(a) to 742(j); PL 106-108**CFR Citation:** 50 CFR 20**Legal Deadline:** None**Abstract:** This rule is intended to notify the public of a clarification of the expiration date of regulations imposed by Congress to reduce the population of mid-continent light geese. In this rule, we clarify the expiration date of special regulations pertaining to hunting methods (electronic calls and unplugged shotguns) for taking mid-continent light geese. We also clarify the expiration date of the conservation order for the reduction of the mid-continent light goose population.**Timetable:**

Action	Date	FR Cite
Final Action	06/14/01	66 FR 32264

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Federal, State**Agency Contact:** Jon Andrew, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, Room 634, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1714
Email: jon_andrew@fws.gov**RIN:** 1018-AI00

BILLING CODE 4310-55-S

Department of the Interior (DOI)
National Park Service (NPS)

Prerule Stage

1603. • GOLDEN GATE NATIONAL RECREATION AREA; SPECIAL REGULATIONS
Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 9a

CFR Citation: 36 CFR 7.97

Legal Deadline: None

Abstract: This advance notice of proposed rulemaking will seek public

comment on a range of potential management options for addressing appropriate pet management within the Golden Gate National Recreation Area, consistent with protecting national park resources and assuring visitor safety.

Timetable:

Action	Date	FR Cite
ANPRM	12/00/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Mary Gibson Scott, Assistant Superintendent, Department of the Interior, National Park Service, Fort Mason, Building 201, San Francisco, CA 94123-0022
 Phone: 415 561-4739
 Fax: 415 561-4710
 Email: mary_gibson_scott@nps.gov

RIN: 1024-AD03

Department of the Interior (DOI)
National Park Service (NPS)

Proposed Rule Stage

1604. VEHICLES AND TRAFFIC SAFETY; OPERATING UNDER THE INFLUENCE OF ALCOHOL OR DRUGS
Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 462k; 16 USC 9a

CFR Citation: 36 CFR 4.23

Legal Deadline: None

Abstract: The National Park Service (NPS) is proposing to amend its regulations concerning motor vehicle operation under the influence of alcohol within units of the NPS. Current NPS regulations prohibit operation with a blood alcohol concentration (BAC) of 0.10 grams or more of alcohol per 100 milliliters of blood or 0.10 grams of alcohol per 210 liters of breath. On March 3, 1998, President Clinton directed the NPS to promulgate regulations adopting a stricter limit of 0.08 grams BAC within units of the NPS.

Timetable:

Action	Date	FR Cite
NPRM	04/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manger, Department of the Interior, National Park Service, 1849 C Street NW., Washington, DC 20240
 Phone: 202 208-4206
 Fax: 202 208-6756
 Email: kym_hall@nps.gov

RIN: 1024-AC69

1605. WORLD HERITAGE CONVENTION
Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 470a-1; 16 USC 470a-2

CFR Citation: 36 CFR 73

Legal Deadline: None

Abstract: This rule will revise the existing World Heritage regulations to make necessary changes, such as correcting or eliminating the annual calendar for preparing and submitting U.S. nominations (now outdated), correcting the criteria for selecting sites (also outdated), and providing more explicit procedures for public participation. The underlying treaty (World Heritage Convention) and law (Historic Preservation Act Amendments of 1980) will remain in place unchanged.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: James Charleton, International Cooperation Specialist, Department of the Interior, National Park Service, MS 2252, Office of International Affairs, 1849 C Street N.W., MS 2252, Washington, DC 20240
 Phone: 202 565-1280

RIN: 1024-AC74

1606. PROCEDURES FOR STATE, TRIBAL, AND LOCAL GOVERNMENT HISTORIC PRESERVATION PROGRAMS
Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 470 et seq

CFR Citation: 36 CFR 61

Legal Deadline: None

Abstract: The NPS proposes to establish the requirements and procedures by which those Indian tribes that choose to do so can assume State Historic Preservation Officer duties with regard to tribal lands and become eligible for grants-in-aid to carry out those duties.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment Period End	02/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Tribal

Agency Contact: Bryan Mitchell, Division, Department of the Interior, National Park Service, 1849 C Street N.W., NC330, Washington, DC 20240
 Phone: 202 343-9558
 Fax: 202 343-3921
 Email: bryan_mitchell@nps.gov

RIN: 1024-AC79

1607. COMMERCIAL USE PERMITS
Priority: Substantive, Nonsignificant

Legal Authority: PL 105-391

CFR Citation: 36 CFR 52

Legal Deadline: None

Abstract: Public Law 105-391 became effective on November 13, 1998. The

DOI—NPS

Proposed Rule Stage

new Act mandates revised procedures for issuing commercial use authorizations. Section 417 of Public Law 105-391 requires that the Secretary promulgate implementing regulations as soon as practicable after the effective date of the Act. Existing regulations governing commercial use within National Parks are not adequate to administer the provisions of the new statute and must be revised to reflect new requirements.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Henry Benedetti, Chief of Concessions, Southeast Region, Department of the Interior, National Park Service, Atlanta Federal Center, 1924 Building, 100 Alabama St. S.W., Atlanta, GA 30303
Phone: 404 562-3108
Fax: 404 562-3204
Email: henry_benedetti@nps.gov

RIN: 1024-AC85**1608. SPECIAL REGULATIONS OF THE NATIONAL PARK SYSTEM; CANYONLANDS NATIONAL PARK ROAD CLOSURE**

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

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 460(q); 16 USC 462(k); 16 USC 9a

CFR Citation: 36 CFR 7.102**Legal Deadline:** None

Abstract: In September 2000, the Tenth Circuit lifted the injunction that the U.S. District Court of Utah had placed to prevent vehicle access to a particular road in Canyonlands National Park. At the time of the Tenth Circuit's opinion, the road had been closed for two years. After the injunction was lifted, the NPS closed the road to study further the condition of the road and the benefits derived from discontinued use of the road. This rulemaking allows the road to remain closed while studies and monitoring continue until all litigation is resolved.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** State

Agency Contact: K.C. Becker, Attorney-Advisor, Department of the Interior, National Park Service, Office of the Solicitor, 1849 C Street N.W., Washington, DC 20240
Phone: 202 208-7957
Email: kc_becker@do.gov

RIN: 1024-AC87**1609. • GLEN CANYON NATIONAL RECREATION AREA; PERSONAL WATERCRAFT****Priority:** Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 462(k)

CFR Citation: 36 CFR 7.70**Legal Deadline:** None

Abstract: This proposed rule would allow personal watercraft use in designated areas of the park. This rulemaking is necessary because the regulations that currently allow personal watercraft use in units of the National Park System will expire on April 22, 2002.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment Period End	02/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Kym A. Hall, Regulations Program Manger, Department of the Interior, National Park Service, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024-AC90**1610. • LAKE MEAD NATIONAL RECREATION AREA; PERSONAL WATERCRAFT****Priority:** Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 462(k)

CFR Citation: 36 CFR 7.48**Legal Deadline:** None

Abstract: This proposed rulemaking would allow personal watercraft use in designated areas of the park. The rulemaking is necessary because the regulations that currently allow personal watercraft use in units of the National Park System will expire on April 22, 2002.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment Period End	02/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Kym A. Hall, Regulations Program Manger, Department of the Interior, National Park Service, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024-AC91**1611. • BIG THICKET NATIONAL PRESERVE; PERSONAL WATERCRAFT****Priority:** Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 462(k)

CFR Citation: 36 CFR 7.85**Legal Deadline:** None

Abstract: This proposed rulemaking would allow personal watercraft use in designated areas of the park. The rulemaking is necessary because the regulations that currently allow personal watercraft use in units of the National Park System will expire on April 22, 2002.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment Period End	02/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Kym A. Hall, Regulations Program Manger, Department of the Interior, National Park Service, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-4206

DOI—NPS

Proposed Rule Stage

Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024-AC92

1612. ● PICTURED ROCKS NATIONAL LAKESHORE; PERSONAL WATERCRAFT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 462(k)

CFR Citation: 36 CFR 7.32

Legal Deadline: None

Abstract: This proposed rulemaking would allow personal watercraft use in designated areas of the park. The rulemaking is necessary because the regulations that currently allow personal watercraft use in units of the National Park System will expire on April 22, 2002.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment	02/00/02	
Period End		

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manger, Department of the Interior, National Park Service, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024-AC93

1613. ● FIRE ISLAND NATIONAL SEASHORE; PERSONAL WATERCRAFT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 462(k)

CFR Citation: 36 CFR 7.20

Legal Deadline: None

Abstract: This proposed rulemaking would allow personal watercraft use in designated areas of the park. The rulemaking is necessary because the regulations that currently allow personal watercraft use in units of the National Park System will expire on April 22, 2002.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment	02/00/02	
Period End		

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manger, Department of the Interior, National Park Service, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024-AC94

1614. ● GATEWAY NATIONAL RECREATION AREA; PERSONAL WATERCRAFT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 462(k)

CFR Citation: 36 CFR 7.29

Legal Deadline: None

Abstract: This proposed rulemaking would allow personal watercraft use in designated areas of the park. The rulemaking is necessary because the regulations that currently allow personal watercraft use in units of the National Park System will expire on April 22, 2002.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment	02/00/02	
Period End		

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Kym A. Hall, Regulations Program Manger, Department of the Interior, National Park Service, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024-AC95

1615. ● BIGHORN CANYON NATIONAL RECREATION AREA; PERSONAL WATERCRAFT

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

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 462(k)

CFR Citation: 36 CFR 7.92

Legal Deadline: None

Abstract: This proposed rule would allow personal watercraft use in designated areas of the park. The rulemaking is necessary because the regulations that currently allow personal watercraft use in units of the National Park System will expire on April 22, 2002.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment	02/00/02	
Period End		

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manger, Department of the Interior, National Park Service, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024-AC96

1616. ● LAKE MEREDITH RECREATION AREA; PERSONAL WATERCRAFT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 462(k)

CFR Citation: 36 CFR 7.57

Legal Deadline: None

Abstract: This proposed rulemaking would allow personal watercraft use in designated areas of the park. The rulemaking is necessary because the regulations that currently allow personal watercraft use in units of the National Park System will expire on April 22, 2002.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment	02/00/02	
Period End		

DOI—NPS

Proposed Rule Stage

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Kym A. Hall,
Regulations Program Manger,
Department of the Interior, National
Park Service, 1849 C Street NW.,
Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024—AC97**1617. • CHICKASAW RECREATION AREA; PERSONAL WATERCRAFT****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 462(k)**CFR Citation:** 36 CFR 7.50**Legal Deadline:** None

Abstract: This proposed rulemaking would allow personal watercraft use in designated areas of the park. The rulemaking is necessary because the regulations that currently allow personal watercraft use in units of the National Park System will expire on April 22, 2002.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment Period End	02/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Kym A. Hall,
Regulations Program Manger,
Department of the Interior, National
Park Service, 1849 C Street NW.,
Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024—AC98**1618. • CURECANTI RECREATION AREA; PERSONAL WATERCRAFT****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 462(k)**CFR Citation:** 36 CFR 7.51**Legal Deadline:** None

Abstract: This proposed rulemaking would allow personal watercraft use in designated areas of the park. The

rulemaking is necessary because the regulations that currently allow personal watercraft use in units of the National Park System will expire on April 22, 2002.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment Period End	02/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Kym A. Hall,
Regulations Program Manger,
Department of the Interior, National
Park Service, 1849 C Street NW.,
Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024—AC99**1619. • AMISTAD RECREATION AREA; PERSONAL WATERCRAFT****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 462(k)**CFR Citation:** 36 CFR 7.79**Legal Deadline:** None

Abstract: This proposed rulemaking would allow personal watercraft use in designated areas of the park. The rulemaking is necessary because the regulations that currently allow personal watercraft use in areas of the National Park System will expire on April 22, 2002.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment Period End	02/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Kym A. Hall,
Regulations Program Manger,
Department of the Interior, National
Park Service, 1849 C Street NW.,
Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024—AD00**1620. • LAKE ROOSEVELT RECREATION AREA; PERSONAL WATERCRAFT****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 462(k)**CFR Citation:** 36 CFR 7.55**Legal Deadline:** None

Abstract: This proposed rulemaking would allow personal watercraft use in designated areas of the park. The rulemaking is necessary because the regulations that currently allow personal watercraft use in areas of the National Park System will expire on April 22, 2002.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment Period End	02/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Kym A. Hall,
Regulations Program Manger,
Department of the Interior, National
Park Service, 1849 C Street NW.,
Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024—AD01**1621. • ASSATEAGUE ISLAND NATIONAL SEASHORE; PERSONAL WATERCRAFT****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 462(k)**CFR Citation:** 36 CFR 7.65**Legal Deadline:** None

Abstract: This proposed rulemaking would allow personal watercraft use in designated areas of the park. The rulemaking is necessary because the regulations that currently allow personal watercraft use in areas of the National Park System will expire on April 22, 2002.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment Period End	02/00/02	

Regulatory Flexibility Analysis**Required:** No

DOI—NPS

Proposed Rule Stage

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manger, Department of the Interior, National Park Service, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024-AD02

1622. • DRY TORTUGAS NATIONAL PARK; SPECIAL REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 410xx

CFR Citation: 36 CFR 7.104

Legal Deadline: None

Abstract: This rule will outline and enforce visitor use restrictions, area closures, visitor use zones, and permit requirements that are necessary to implement a recent amendment to the park general management plan. In addition, the rule will close one use zone, a research natural area, in the park to fishing, and restrict species that may be taken in the remaining zones. It will also regulate the landing of

aircraft. The rule will also seek consistency with regulation of the surrounding Florida Keys National Marine Sanctuary in order to pull together management of an ecosystem that crosses jurisdictional boundaries.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Federalism: Undetermined

Agency Contact: Philip Selleck, Chief Ranger, Department of the Interior, National Park Service, Dry Tortugas National Park, 40001 State Road 9336, Homestead, FL 33034-6733
Phone: 305 242-7700

RIN: 1024-AD04

1623. • NATIVE AMERICAN GRAVES PROTECTION AND REPATRIATION ACT; FUTURE APPLICABILITY

Priority: Substantive, Nonsignificant

Legal Authority: 25 USC 3001 et seq

CFR Citation: 43 CFR 10.13

Legal Deadline: None

Abstract: This proposed rule relates to one section of the regulations that implement the Native American Graves Protection and Repatriation Act. This section will clarify the applicability of NAGPRA to museums and Federal agencies following the statutory deadlines for completion of summaries and inventories.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: John Robbins, Assistant Director, Cultural Resources, Department of the Interior, National Park Service, 1849 C Street N.W., NC-340, Washington, DC 20240
Phone: 202 343-3388
Fax: 202 343-5260
Email: john_robbins@nps.gov

RIN: 1024-AD05

**Department of the Interior (DOI)
National Park Service (NPS)**

Final Rule Stage

1624. LEASING REGULATIONS

Priority: Other Significant

Legal Authority: 16 USC 1a-2(k); 16 USC 470h-3

CFR Citation: 36 CFR 18

Legal Deadline: None

Abstract: This proposed rule would amend current NPS regulations concerning the leasing of historic properties within areas of the National Park System to encompass additional types of properties as authorized by law and to change in certain respects the procedural requirements for leasing of properties.

Timetable:

Action	Date	FR Cite
NPRM	12/12/00	65 FR 77538
NPRM Comment Period End	02/12/01	
Final Action	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Laurie Shaffer, Chief of Operations, Department of the Interior, National Park Service, P.O. Box 25287, Denver, CO 80225-0287
Phone: 303 987-6911
Fax: 303 987-6901
Email: laurie_shaffer@nps.gov

RIN: 1024-AC78

1625. WRANGELL-ST. ELIAS NATIONAL PARK AND PRESERVE RESIDENT ZONE COMMUNITIES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 1361; 16 USC 1531; 16 USC 1a-2(h); 16 USC 3; 16 USC 3101 et seq; 16 USC 462(k)

CFR Citation: 36 CFR 13

Legal Deadline: None

Abstract: The proposed rulemaking will amend special regulations for Wrangell-St. Elias regarding resident zone communities. This amendment

will add the communities of Dot Lake, Tetlin Tanacross, and Northway (including Northway, Northway Village and Northway Junction). This will allow residents to engage in subsistence activities in the park without needing an NPS subsistence permit.

Timetable:

Action	Date	FR Cite
NPRM	06/14/01	66 FR 32282
NPRM Comment Period End	08/13/01	
Final Action	04/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Hunter Sharp, Chief Ranger, Department of the Interior, National Park Service, P.O. Box 439, Copper Center, AK 99573
Phone: 907 822-5234
Email: hunter_sharp@nps.gov

RIN: 1024-AC83

DOI—NPS

Final Rule Stage

1626. NATIVE AMERICAN GRAVES PROTECTION AND REPATRIATION ACT REGULATIONS; CIVIL PENALTIES**Priority:** Substantive, Nonsignificant**Legal Authority:** 25 USC 3001 et seq**CFR Citation:** 43 CFR 10**Legal Deadline:** None

Abstract: This final rule relates to one section of the regulations that implement the Native American Graves Protection and Repatriation Act of 1990. This section outlines procedures for assessing civil penalties upon museums that fail to comply with applicable provisions of the Act.

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/13/97	62 FR 1820
Interim Final Rule Effective	02/12/97	
Interim Final Rule Comment Period End	04/14/97	
Final Action	12/00/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: John Robbins, Assistant Director, Cultural Resources, Department of the Interior, National Park Service, 1849 C Street N.W., NC-340, Washington, DC 20240
Phone: 202 343-3388
Fax: 202 343-5260
Email: john_robbins@nps.gov
RIN: 1024-AC84

1627. • VIRGIN ISLANDS CORAL REEF NATIONAL MONUMENT; SPECIAL REGULATIONS**Priority:** Other Significant**Legal Authority:** 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 462(k)**CFR Citation:** 36 CFR 7.73; 36 CFR 7.103**Legal Deadline:** None

Abstract: This is an interim regulation to implement Presidential Proclamation No. 7932, which established the Virgin Islands Coral Reef National Monument. This regulation prohibits extractive uses, with some exceptions, and anchoring within the monument, and expands the boundaries of Buck Island Reef National Monument. The regulation also implements Presidential

Proclamation No. 7399, which prohibits all extractive uses and boat anchoring, except in deep sand areas (all other anchoring is subject to permit) at Buck Island. Both proclamations require NPS to prepare management plans for each park within three years. We are soliciting comments on this interim rule and will take them into account in developing the final rule once we have completed the general management plans.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/00/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** State, Federal

Agency Contact: K.C. Becker, Attorney-Advisor, Department of the Interior, National Park Service, Office of the Solicitor, 1849 C Street N.W., Washington, DC 20240
Phone: 202 208-7957
Email: kc_becker@doi.gov

RIN: 1024-AC89**Department of the Interior (DOI)
National Park Service (NPS)****Long-Term Actions****1628. SNOWMOBILE USE IN NATIONAL PARK SERVICE AREAS****Priority:** Other Significant**Legal Authority:** 16 USC 1; 16 USC 3; 16 USC 4601-6a(e); 16 USC 469(k)**CFR Citation:** 36 CFR 2.18; 36 CFR 7**Legal Deadline:** None

Abstract: NPS proposes to revise existing regulations regarding snowmobile use in NPS areas. Criteria currently used to determine whether snowmobile use is appropriate will be removed and replaced with a new set of criteria. Subsequently, park-specific regulations in 36 CFR part 7 may need to be revised to meet the new criteria.

Timetable:

Action	Date	FR Cite
NPRM	01/05/01	66 FR 1069
NPRM Comment Period End	03/06/01	
Next Action	Undetermined	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None

Agency Contact: Kym A. Hall, Regulations Program Manger, Department of the Interior, National Park Service, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024-AC82**1629. SPECIAL REGULATIONS OF THE NATIONAL PARK SYSTEM; RELIGIOUS CEREMONIAL COLLECTION OF GOLDEN EAGLETS IN WUPATKI NATIONAL MONUMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1; 16 USC 3; 42 USC 1996; 42 USC 2000bb**CFR Citation:** 36 CFR 7.101**Legal Deadline:** None

Abstract: The NPS has preliminarily determined that under certain circumstances it is appropriate to allow

the Hopi Tribe to collect golden eaglets within Wupatki National Monument for religious ceremonial purposes. This rule would authorize this activity upon terms and conditions sufficient to protect park resources against impairment, and consistent with the Bald and Golden Eagle Protection Act.

Timetable:

Action	Date	FR Cite
NPRM	01/22/01	66 FR 6516
NPRM Comment Period End	03/23/01	
Undetermined	To Be	Determined

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Tribal

Agency Contact: Patricia L. Parker, Chief, American Indian Liaison Office, Department of the Interior, National Park Service, 1849 C Street N.W., Room 3410, Washington, DC 20240
Phone: 202 208-5475
Fax: 202 273-0870

DOI—NPS

Long-Term Actions

Email: pat_parker@nps.gov

RIN: 1024-AC86

**Department of the Interior (DOI)
National Park Service (NPS)**

Completed Actions

1630. RIGHTS-OF-WAY**Priority:** Other Significant**CFR Citation:** 36 CFR 14**Completed:**

Reason	Date	FR Cite
Withdrawn - No further action to be taken at this time.	09/25/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Dick Young
Phone: 757 898-7846

RIN: 1024-AC01

1631. VOYAGEURS NATIONAL PARK: AIRCRAFT OPERATIONS**Priority:** Substantive, Nonsignificant**CFR Citation:** 36 CFR 7.33**Completed:**

Reason	Date	FR Cite
Withdrawn - No further action to be taken at this time.	09/25/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Jim Hummel
Phone: 218 283-9821

RIN: 1024-AC23

1632. APPLICABILITY AND RESOURCE PROTECTION REVISIONS**Priority:** Substantive, Nonsignificant**CFR Citation:** 36 CFR 2**Completed:**

Reason	Date	FR Cite
Withdrawn - No action to be taken at this time.	09/25/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Kym A. Hall
Phone: 202 208-4206

Fax: 202 208-6756

Email: kym_hall@nps.gov

RIN: 1024-AC38

1633. NON-FEDERAL OIL AND GAS RIGHTS**Priority:** Substantive, Nonsignificant**CFR Citation:** 36 CFR 9**Completed:**

Reason	Date	FR Cite
Withdrawn - No action to be taken at this time.	09/25/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Carol McCoy
Phone: 303 969-2096

RIN: 1024-AC53

1634. APPALACHIAN NATIONAL SCENIC TRAIL—SNOWMOBILES**Priority:** Substantive, Nonsignificant**CFR Citation:** 36 CFR 7.100**Completed:**

Reason	Date	FR Cite
Withdrawn - No further action to be taken at this time.	09/25/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Kym A. Hall
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024-AC67

1635. LAND AND WATER CONSERVATION FUND OF ASSISTANCE TO STATES; POST-COMPLETION COMPLIANCE RESPONSIBILITIES**Priority:** Other Significant**CFR Citation:** 36 CFR 59**Completed:**

Reason	Date	FR Cite
Withdrawn - No further action to be taken at this time.	09/25/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** State**Agency Contact:** Wayne Strum
Phone: 202 565-1129

RIN: 1024-AC68

1636. SOLID WASTE SITES IN UNITS OF THE NATIONAL PARK SYSTEM**Priority:** Substantive, Nonsignificant**CFR Citation:** 36 CFR 6.7**Completed:**

Reason	Date	FR Cite
Withdrawn - No action to be taken at this time.	09/25/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Julia Brunner
Phone: 303 969-2012

RIN: 1024-AC70

1637. RELEASE OF INFORMATION ABOUT NATIONAL PARK SYSTEM RESOURCES**Priority:** Info./Admin./Other**CFR Citation:** 36 CFR 80**Completed:**

Reason	Date	FR Cite
Withdrawn - No action to be taken at this time.	09/25/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** K.C. Becker
Phone: 202 208-7957
Email: kc_becker@doi.gov

RIN: 1024-AC75

DOI—NPS

Completed Actions

1638. NATIONAL CAPITAL REGION PARKS; PHOTO RADAR SPEED ENFORCEMENT**Priority:** Info./Admin./Other**CFR Citation:** 36 CFR 7.96**Completed:**

Reason	Date	FR Cite
Withdrawn - No further action to be taken at this time.	09/25/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Audrey Calhoun
Phone: 703 289-2500
Email: audrey_calhoun@nps.gov**RIN:** 1024-AC80**1639. CONSERVATION IN NATIONAL PARKS****Priority:** Other Significant**CFR Citation:** 36 CFR 1.11**Completed:**

Reason	Date	FR Cite
Withdrawn - No action to be taken this time.	09/25/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** K.C. Becker
Phone: 202 208-7957
Email: kc_becker@doi.gov**RIN:** 1024-AC81**1640. • CONCESSION CONTRACTS****Priority:** Other Significant**Legal Authority:** 16 USC 1; 16 USC 3**CFR Citation:** 36 CFR 51**Legal Deadline:** None**Abstract:** This final rulemaking amends portions of 36 CFR 51 to make binding arbitration for the final determination of construction costs and the valuation

of leasehold surrender interest optional in the discretion of a concessioner. The amendment assures that 36 CFR 51 is in conformance with the Administrative Disputes Resolution Act, 5 USC 575.

Timetable:

Action	Date	FR Cite
Final Action	07/03/01	66 FR 35082
Final Action Effective	07/03/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Cynthia Orlando, Concessions Program Manager, Department of the Interior, National Park Service, 1849 C Street N.W., Room 7313, Washington, DC 20240
Phone: 202 565-1212
Email: cynthia_orlando@nps.gov**RIN:** 1024-AC88**BILLING CODE** 4310-70-S**Department of the Interior (DOI)
Bureau of Indian Affairs (BIA)**

Prerule Stage

1641. USE OR DISTRIBUTION OF INDIAN JUDGMENT FUNDS**Priority:** Substantive, Nonsignificant**Legal Authority:** 25 USC 1401 et seq**CFR Citation:** 25 CFR 87**Legal Deadline:** None**Abstract:** This rule will update the existing provisions to reflect the

changes to the Indian Judgment Funds Distribution Act that were made in 1992 by Public Law 102-572.

Timetable:

Action	Date	FR Cite
ANPRM	12/00/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Daisy West, Tribal Relations Officer, Department of the Interior, Bureau of Indian Affairs, Room 4603, Room 4603 MIB, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-2475
Fax: 202 501-0679**RIN:** 1076-AD94**Department of the Interior (DOI)
Bureau of Indian Affairs (BIA)**

Proposed Rule Stage

1642. INDIAN SCHOOL EQUALIZATION PROGRAM**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**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	01/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Kenneth Whitehorn, Chief, Branch of Planning, Department of the Interior, Bureau of Indian Affairs, MS 3512 MIB, 1849 C Street NW, Washington, DC 20240

Phone: 202 208-4976

RIN: 1076-AD09**1643. LEASING RESTRICTED LANDS OF MEMBERS OF THE FIVE CIVILIZED TRIBES, OKLAHOMA, FOR MINING****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**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

DOI—BIA

Proposed Rule Stage

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	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Annette Jenkins, Department of the Interior, Bureau of Indian Affairs, 101 North Fifth Street, Muskogee, OK 74401
Phone: 918 687-2324

RIN: 1076–AD33

1644. TRIBAL REORGANIZATION UNDER A FEDERAL STATUTE

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

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	06/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Duane Bird Bear, Department of the Interior, Bureau of Indian Affairs, Tribal Government Services, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-5097

RIN: 1076–AD46

1645. PETITIONING PROCEDURES

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

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

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	06/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Duane Bird Bear, Department of the Interior, Bureau of Indian Affairs, Tribal Government Services, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-5097

RIN: 1076–AD47

1646. APPEALS FROM ADMINISTRATIVE ACTIONS

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

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

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	
NPRM	12/00/01	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Arthur Gary, Improvement Project, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-6246
Fax: 202 219-1146
Email: arthur_gary@bia.gov

RIN: 1076–AD50

1647. ACADEMIC AND DORMITORY STANDARDS

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

Legal Authority: 25 USC 2; 25 USC 2001 to 2003; 25 USC 9; PL 95-561

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	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kenneth Whitehorn, Chief, Branch of Planning, Department of the Interior, Bureau of Indian Affairs, MS 3512 MIB, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-4976

RIN: 1076–AD55

1648. EDUCATION CONTRACTS UNDER THE JOHNSON-O'MALLEY ACT

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

Legal Authority: 25 USC 455 to 457

CFR Citation: 25 CFR 273

Legal Deadline: None

Abstract: The rule will include guidelines and responsibilities related

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Proposed Rule Stage

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	01/00/02	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Garry R. Martin, Education Specialist, Department of the Interior, Bureau of Indian Affairs
Phone: 202 208-3478

RIN: 1076-AD58

1649. LOANS TO INDIANS FROM THE REVOLVING LOAN FUND

Priority: Info./Admin./Other. Major status under 5 USC 801 is undetermined.

Legal Authority: 25 USC 1469

CFR Citation: 25 CFR 101

Legal Deadline: None

Abstract: The rule for the direct loan program is being rewritten in plain language as part of the Department's regulatory reform initiative.

Timetable:

Action	Date	FR Cite
NPRM	04/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Woodrow B. Sneed, Financial Analyst, Department of the Interior, Bureau of Indian Affairs, MS 4660, MS 4660 MIB, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-4796

RIN: 1076-AD59

1650. SCHOOL CONSTRUCTION CONTRACTS FOR PUBLIC SCHOOLS

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

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	01/00/02	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Ken Ross, Department of the Interior, Bureau of Indian Affairs, 201 Third Street NW., Suite 510, Albuquerque, NM 87103
Phone: 505 346-6545

RIN: 1076-AD69

1651. JOB PLACEMENT AND TRAINING PROGRAM

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

Legal Authority: 25 USC 13

CFR Citation: 25 CFR 26

Legal Deadline: None

Abstract: The rule for BIA's employment assistance program for adult Indians is being rewritten in plain English as part of the Department's regulatory reform initiative.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Lynn Forcia, Office of Economic Development, Department of the Interior, Bureau of Indian Affairs, MS 4640 MIB, 1849 C Street NW, Washington, DC 20240
Phone: 202 219-5270

RIN: 1076-AD75

1652. INDIAN CHILD PROTECTION

Priority: Substantive, Nonsignificant
Legal Authority: 25 USC 13; 25 USC 2; 25 USC 3201 et seq; 25 USC 9; 42 USC 13031

CFR Citation: 25 CFR 63

Legal Deadline: None

Abstract: The Bureau is revising subpart B to better reflect Agency practices and to provide clearer guidance to tribes and tribal organizations that receive funds under the Indian Self-Determination and

Education Assistance Act and the Tribally Controlled Schools Act.

Timetable:

Action	Date	FR Cite
NPRM	06/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Bettie Rushing, BIA Security Programs, Department of the Interior, Bureau of Indian Affairs, PO Box 1887, Albuquerque, NM
Phone: 505 248-6082

RIN: 1076-AD96

1653. CERTIFICATES OF DEGREE OF INDIAN BLOOD

Priority: Substantive, Nonsignificant

Legal Authority: 25 USC 13; 25 USC 9

CFR Citation: 25 CFR 70

Legal Deadline: None

Abstract: This rule will codify procedures for processing certificates of degree of Indian blood.

Timetable:

Action	Date	FR Cite
NPRM	04/18/00	65 FR 20775
NPRM Comment Period Extended	06/20/00	65 FR 38228
NPRM Comment Period End	07/17/00	
NPRM Comment Period Extended	08/16/00	
NPRM Comment Period Extended	06/25/01	66 FR 33654
NPRM Comment Period End	12/31/01	
Final Action	05/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Duane Bird Bear, Department of the Interior, Bureau of Indian Affairs, Tribal Government Services, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-5097

RIN: 1076-AD97

1654. ARRANGEMENT WITH STATES, TERRITORIES, OR OTHER AGENCIES FOR RELIEF OF DISTRESS AND SOCIAL WELFARE OF INDIANS

Priority: Substantive, Nonsignificant

Legal Authority: 25 USC 2

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CFR Citation: 25 CFR 21

Legal Deadline: None

Abstract: This part, which allows BIA to seek arrangements with States or counties or other Federal agencies to provide welfare for Indians residing in a State within the exterior boundaries of Indian reservations under BIA jurisdiction, will be deleted because it has never been used.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Larry R. Blair, Chief, Division of Social Services, Department of the Interior, Bureau of Indian Affairs, MS 4641, MS 4641 MIB, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-2721

RIN: 1076-AD98

1655. INDIAN RESERVATION ROADS PROGRAM

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

Legal Authority: 23 USC 202; 25 USC 2; 25 USC 9; 5 USC 301

CFR Citation: 25 CFR 170

Legal Deadline: None

Abstract: This rule establishes a new funding formula and procedures for distributing Department of Transportation funds for Indian reservation roads.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	
Final Action	02/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Tribal

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

RIN: 1076-AE06

1656. BUY INDIAN ACT REGULATIONS

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

Legal Authority: 25 USC 47; 36 Stat 861; 41 USC 253(c)(5)

CFR Citation: 48 CFR 14 app A

Legal Deadline: None

Abstract: This rule will regulate the implementation of BIA's longstanding policy of contracting with Indian-owned firms on a preferential basis and will regulate the determination of eligibility and availability of Indian firms to perform a specific requirement for products, services, and road construction outside the State of Oklahoma and regulate the authority to deviate from the general policy and will regulate the determination of eligibility throughout contractual performance.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

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: Peter S. Markey, Procurement Analyst, Division of Acquisition and Property Management, Department of the Interior, Bureau of Indian Affairs, MS 2626C MIB, 1849 C Street NW., Washington, DC 20240
Phone: 703 390-6479
Email: peter_markey@bia.gov

RIN: 1076-AE07

1657. • INDIAN SCHOOL EQUALIZATION PROGRAM - PROVISIONS FOR EXCEPTIONAL CHILDREN

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

Legal Authority: 25 USC 13; 25 USC 2008

CFR Citation: 25 CFR 39

Legal Deadline: None

Abstract: This rule would change the current practice of identifying, screening, testing, and placement of students in special education based on funding, not need. The Secretary and BIA Office of Indian Education Programs have assured the Department of Education that they will revise the funding mechanism as soon as feasible to ensure that placements do not violate the requirement of 20 U.S.C. 1412(a)(5)(A). The authority and need for this rule is 25 U.S.C. 13; 25 U.S.C. 2008. Rulemaking is preferable because the current special education procedures must be changed to comply with the "Individuals with Disabilities Education Act Amendment of 1997, Public Law 105-17.

Timetable:

Action	Date	FR Cite
NPRM	02/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Tribal

Agency Contact: Glenn F. Allison, Education Specialist, Department of the Interior, Bureau of Indian Affairs, Office of Indian Education Programs, MS 3512 MIB, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-3628

RIN: 1076-AE14

1658. • INDIAN RESERVATION ROADS PROGRAM

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

Legal Authority: 25 USC 202; 25 USC 2; 5 USC 301

CFR Citation: 25 CFR 170

Legal Deadline: None

Abstract: This proposed rule would establish policies and procedures governing the Indian Reservation Roads (IRR) Program. It expands transportation activities available to tribes and tribal organizations and provides guidance to tribes and tribal organizations for planning, designing, constructing, and maintaining transportation facilities. This rule also includes a proposed funding formula for allocating IRR Program funds based upon the relative needs of Indian tribes, and reservation or tribal communities, for transportation assistance; and the relative administrative capacities of various tribes.

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Timetable:

Action	Date	FR Cite
NPRM	12/00/01	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Governmental Jurisdictions**Government Levels Affected:** State, Tribal

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

RIN: 1076-AE17
1659. • TRUST MANAGEMENT REFORM: REPEAL OF OUTDATED RULES

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

Legal Authority: 43 USC 1601; 25 USC 883; 25 USC 355; 25 USC 121; 25 USC 331; 25 USC 408; 25 USC 500; 25 USC 474

CFR Citation: 25 CFR 112; 25 CFR 116; 25 CFR 121; 25 CFR 123; 25 CFR 125; 25 CFR 154; 25 CFR 156; 25 CFR 178; 25 CFR 243

Legal Deadline: None

Abstract: BIA plans to repeal various outdated regulations in many different areas because the regulations are no longer required. Some of the regulations govern payments that have already been completed, other regulations pertain to programs that are obsolete or no longer reflect Department policy.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Tribal

Agency Contact: Arthur Gary, Improvement Project, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-6246
Fax: 202 219-1146
Email: arthur_gary@bia.gov

RIN: 1076-AE20
1660. • APPEALS OF ADMINISTRATIVE ACTIONS

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

Legal Authority: 25 USC 2; 25 USC 9**CFR Citation:** 25 CFR 2**Legal Deadline:** None

Abstract: BIA plans to update the regulations governing administrative appeals to: (1) clarify who has the right to file an appeal; (2) provide firm deadlines for filing appeals and responses; (3) provide options to appellants if BIA delays making a decision on an appeal; and (4) provide an expedited process for certain types of appeals.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Tribal

Agency Contact: Arthur Gary, Improvement Project, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-6246
Fax: 202 219-1146
Email: arthur_gary@bia.gov

RIN: 1076-AE21
1661. • TRUST FUNDS FOR TRIBES AND INDIVIDUAL INDIANS

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

Legal Authority: 25 USC 161 (a); 25 USC 162a; 25 USC 164; 25 USC 4001

CFR Citation: 25 CFR 115**Legal Deadline:** None

Abstract: BIA plans to revise that portion of the regulations relating to management of trust accounts of adult Indians. Technical corrections will also be made to other sections as necessary.

Timetable:

Action	Date	FR Cite
NPRM	09/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Tribal

Agency Contact: Arthur Gary, Improvement Project, Department of the

Interior, Bureau of Indian Affairs, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-6246
Fax: 202 219-1146
Email: arthur_gary@bia.gov

RIN: 1076-AE22
1662. • LEASES AND PERMITS

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

Legal Authority: 25 USC 380; 25 USC 403; 25 USC 403c; 25 USC 425 ; 25 USC 415d; 25 USC 477; 25 USC 635

CFR Citation: 25 CFR 162**Legal Deadline:** None

Abstract: BIA plans to update the regulations governing leasing of Indian trust and restricted lands by adding subpart covering business and residential leases and by revising those sections of the current regulations that affect only certain Indian reservations.

Timetable:

Action	Date	FR Cite
NPRM	04/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Tribal

Agency Contact: Arthur Gary, Improvement Project, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-6246
Fax: 202 219-1146
Email: arthur_gary@bia.gov

RIN: 1076-AE23
1663. • TRIBAL REVENUE ALLOCATION PLANS

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

Legal Authority: 25 USC 2; 25 USC 9; 25 USC 2710; 5 USC 301

CFR Citation: 25 CFR 290**Legal Deadline:** None

Abstract: The Secretary of the Interior is responsible for reviewing tribal plans for allocating revenues from gaming activities. The Secretary must determine whether the proposed is sufficient to promote tribal economic development and fund essential tribal programs, benefits, and services. BIA plans to revise the regulations in part 290 to include additional criteria to

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assist the Secretary making this determination.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Tribal

Agency Contact: George Skibine, Director, Indian Gaming Management

Staff, Department of the Interior, Bureau of Indian Affairs, MS 2070, MS 2070 MIB, 1849 C Street NW, Washington, DC 20240
Phone: 202 219-4066

RIN: 1076—AE24

**Department of the Interior (DOI)
Bureau of Indian Affairs (BIA)**

Final Rule Stage

1664. NAVAJO PARTITIONED LANDS GRAZING REGULATIONS

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

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	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Mark Bradford, Chief, Branch of Agriculture and Range, Department of the Interior, Bureau of Indian Affairs, MS 4513, MS 4513 MIB, 1849 C Street NW, Washington, DC 20240

Phone: 202 208-3598

RIN: 1076—AC81

1665. PREFERENCE IN EMPLOYMENT

Priority: Info./Admin./Other. Major status under 5 USC 801 is undetermined.

Legal Authority: 25 USC 479

CFR Citation: 25 CFR 5

Legal Deadline: None

Abstract: The Bureau is amending the preference in employment regulations to clarify that they apply not only within the bureau but within other organizations in the Department of the Interior.

Timetable:

Action	Date	FR Cite
NPRM	07/12/96	61 FR 36671
NPRM Comment Period End	09/10/96	
Final Action	12/00/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Tribal

Agency Contact: Duane Bird Bear, Department of the Interior, Bureau of Indian Affairs, Tribal Government Services, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-5097

RIN: 1076—AD05

1666. GRANTS TO TRIBALLY CONTROLLED COMMUNITY COLLEGES AND NAVAJO COMMUNITY COLLEGE

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

Legal Authority: 25 USC 1801 to 1852; 25 USC 640

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; (4) forward funding; (5) renovation and construction of facilities and (6) preparing construction feasibility reports.

Timetable:

Action	Date	FR Cite
NPRM	04/01/97	62 FR 15446
NPRM Comment Period End	06/02/98	
Final Action	03/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Undetermined

Agency Contact: Garry R. Martin, Education Specialist, Department of the Interior, Bureau of Indian Affairs
Phone: 202 208-3478

RIN: 1076—AD08

1667. INDIAN TRIBAL JUSTICE SUPPORT

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

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

CFR Citation: 25 CFR 92

Legal Deadline: None

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	

DOI—BIA

Final Rule Stage

Action	Date	FR Cite
NPRM	07/30/96	61 FR 39607
NPRM Comment Period End	09/30/96	
Final Action	01/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Tribal

Agency Contact: Ralph Gonzales, Housing Program Specialist, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-4401

RIN: 1076-AD15

1668. LEASING OSAGE RESERVATION LANDS FOR MINING OF MINERALS OTHER THAN OIL AND GAS

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

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	01/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Charles Hurlburt, Department of the Interior, Bureau of Indian Affairs, 101 North Fifth Street, Muskogee, OK 74401
Phone: 918 287-1351

RIN: 1076-AD34

1669. LEAD AND ZINC MINING OPERATIONS AND LEASES ON QUAPAW INDIAN LANDS

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

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	01/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: John Dalgarn, Supervisory Realty Specialist, Department of the Interior, Bureau of Indian Affairs, Miami Agency, P.O. Box 391, Miami, OK 74355
Phone: 918 542-3396

RIN: 1076-AD35

1670. EXPLORATION, MINING, AND RECLAMATION OF LANDS

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

Legal Authority: 25 USC 355; 25 USC 396; 25 USC 473; 25 USC 501**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
Final Action	01/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Kim Snyder, Liaison Officer, Department of the Interior, Bureau of Indian Affairs, Suite 300, 12136 West Bayaud Avenue, Lakewood Avenue, CO 80228
Phone: 303 969-5270

RIN: 1076-AD36

1671. IRRIGATION PROJECTS AND SYSTEMS

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

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	01/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Ross Mooney, Civil Engineer, Department of the Interior, Bureau of Indian Affairs, Room 4559, MIB, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-5480

RIN: 1076-AD44

DOI—BIA

Final Rule Stage

1672. INDIAN ELECTRIC POWER UTILITIES

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

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	12/00/01	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Agency Contact: Ross Mooney, Civil Engineer, Department of the Interior, Bureau of Indian Affairs, Room 4559, MIB, 1849 C Street NW, Washington, DC 20240

Phone: 202 208-5480

RIN: 1076-AD45

1673. INDIAN BUSINESS DEVELOPMENT PROGRAM

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

Legal Authority: 25 USC 1524

CFR Citation: 25 CFR 286

Legal Deadline: None

Abstract: The rule for the Indian Business Development Program is being rewritten in plain English as part of the President's regulatory reform initiative. Entities already having received grants must submit business financial statements.

Timetable:

Action	Date	FR Cite
NPRM	01/30/97	62 FR 4497
Final Action	12/00/01	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: David B. Johnson, Department of the Interior, Bureau of

Indian Affairs, Office of the Solicitor, Division of Indian Affairs, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-3026

RIN: 1076-AD70

1674. COURTS OF INDIAN OFFENSES

Priority: Routine and Frequent. Major status under 5 USC 801 is undetermined.

Legal Authority: 25 USC 13; 25 USC 2; 25 USC 200; 25 USC 9

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	01/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Ralph Gonzales, Housing Program Specialist, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-4401

RIN: 1076-AD76

1675. USE OF COLUMBIA RIVER FISH ACCESS SITES

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

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	10/28/97	62 FR 55767
Final Action	01/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Chuck James, Area Archeologist, Department of the Interior, Bureau of Indian Affairs
Phone: 503 231-6229

RIN: 1076-AD83

1676. USE OF COLUMBIA RIVER IN-LIEU FISHING SITES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301

CFR Citation: 25 CFR 248

Legal Deadline: None

Abstract: This rule contains procedures for permitting tribal use of in-lieu fishing sites on the Columbia River. These sites are owned by the Federal government and are necessary to allow boat access to the river so that Indian fishers can 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 on the site.

Timetable:

Action	Date	FR Cite
NPRM	10/28/97	62 FR 55767
Final Action	01/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Chuck James, Area Archeologist, Department of the Interior, Bureau of Indian Affairs
Phone: 503 231-6229

RIN: 1076-AD86

1677. ALASKA RESUPPLY OPERATION

Priority: Info./Admin./Other

Legal Authority: 25 USC 13; 25 USC 9; 38 Stat. 486; 42 Stat. 208; 5 USC 301; R.S. 463; R.S. 465

CFR Citation: 25 CFR 142

Legal Deadline: None

Abstract: This proposed rule makes technical revisions to reflect terms now

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Final Rule Stage

in common usage, e.g., “Regional Director” and “Traffic Manager.” A new section refers to the application of Indian preference in hiring pursuant to the Indian Reorganization Act of 1934 (25 USC 479).

Timetable:

Action	Date	FR Cite
NPRM	08/03/00	65 FR 47704
NPRM Comment Period End	10/02/00	
Final Action	12/00/01	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Tribal

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: Duncan Brown, Regulatory Analyst, Department of the Interior, Bureau of Indian Affairs, Room

7229 MIB, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-4582
Fax: 202 219-2100
Email: duncan_l_brown@ios.doi.gov
RIN: 1076-AE04

1678. ● PROTECTION OF PRODUCTS OF INDIAN ART AND CRAFTSMANSHIP

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

Legal Authority: 18 USC 1159; 25 USC 305 et seq

CFR Citation: 25 CFR 309

Legal Deadline: None

Abstract: This rule establishes regulations to provide guidance to persons who produce, market, or purchase products marketed as Indian arts and crafts, as defined under the Indian Arts and Crafts Act of 1990, PL 101-644. The proposed regulations

further clarify the definition of “Indian product” by including specific examples of “Indian product,” as well as examples of what is not an “Indian product,” in the regulations implementing the Indian Arts and Crafts Enforcement Act of 2000, Public Law 101-497, an amendment to the Indian Arts and Crafts Act of 1990, Public Law 101-644.

Timetable:

Action	Date	FR Cite
NPRM	05/21/01	66 FR 27915
Final Action	12/00/01	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Meridith Stanton, Department of the Interior, Bureau of Indian Affairs, Indian Arts and Crafts Board, Room 4004 MIB, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-3773

RIN: 1076-AE16

Department of the Interior (DOI)
Bureau of Indian Affairs (BIA)

Long-Term Actions

1679. ● PROBATE OF INDIAN ESTATES EXCEPT FOR MEMBERS OF THE FIVE CIVILIZED TRIBES

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

Legal Authority: 25 USC 372; 25 USC 373; 25 USC 374

CFR Citation: 25 CFR 15

Legal Deadline: None

Abstract: BIA plans to revise the regulations covering probate of Indian estates (except for estates of members of the Five Civilized Tribes) to make necessary technical corrections.

Timetable:

Action	Date	FR Cite
NPRM	11/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Tribal

Agency Contact: Arthur Gary, Improvement Project, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-6246
Fax: 202 219-1146
Email: arthur_gary@bia.gov

RIN: 1076-AE25

Department of the Interior (DOI)
Bureau of Indian Affairs (BIA)

Completed Actions

1680. ADULT VOCATIONAL TRAINING

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

CFR Citation: 25 CFR 27

Completed:

Reason	Date	FR Cite
Withdrawn - This rule is now combined with RIN 1076-AD75.	10/01/01	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Lynn Forcia
Phone: 202 219-5270

RIN: 1076-AD72

1681. LAND ACQUISITIONS FOR GAMING

Priority: Substantive, Nonsignificant

CFR Citation: 25 CFR 292

Completed:

Reason	Date	FR Cite
Withdrawn - No further action will be taken at this time.	10/01/01	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: State, Local, Tribal

Agency Contact: George Skibine
Phone: 202 219-4066

RIN: 1076-AD93

DOI—BIA

Completed Actions

1682. ENCUMBRANCE OF INDIAN LANDS—CONTRACT APPROVALS**Priority:** Substantive, Nonsignificant**CFR Citation:** 25 CFR 84**Completed:**

Reason	Date	FR Cite
Final Action	07/26/01	66 FR 38918
Final Action Effective	09/24/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Duncan Brown

Phone: 202 208-4582

Fax: 202 219-2100

Email: duncan_l_brown@ios.doi.gov

RIN: 1076—AE03**1683. SAN CARLOS APACHE TRIBE TRUST FUND AND LEASE FUND****Priority:** Substantive, Nonsignificant**CFR Citation:** 25 CFR 183**Completed:**

Reason	Date	FR Cite
Interim Final Rule	04/27/01	66 FR 21086
Interim Final Rule Effective	04/27/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Ross Mooney

Phone: 202 208-5480

RIN: 1076—AE10**1684. • DISTRIBUTION OF FISCAL YEAR 2001 INDIAN RESERVATION ROADS FUNDS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 Stat 861; 78 Stat 241, 253, 257; 45 Stat 750**CFR Citation:** 25 CFR 170.4b**Legal Deadline:** None

Abstract: This rule was issued for the purpose of distributing the remaining 25 percent of the fiscal year 2001 Indian Reservation Roads funds to projects on or near Indian Reservations using the relative need formula.

Timetable:

Action	Date	FR Cite
Final Action	03/29/01	66 FR 17073
Final Action Effective	03/29/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Tribal

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

RIN: 1076—AE13**1685. • ESTABLISHING A COURT OF INDIAN OFFENSES FOR THE SANTA FE INDIAN SCHOOL AND INDIAN HOSPITAL, NEW MEXICO****Priority:** Info./Admin./Other**Legal Authority:** RS 463; 25 USC 2; 38 Stat 586; 25 USC 200**CFR Citation:** 25 CFR 11.100**Legal Deadline:** None

Abstract: This rule amends the regulations by adding the Santa Fe Indian School property (Southwest Region, New Mexico) to the listing of Courts of Indian Offenses, Section 11.100(a)(14). This amendment will establish a Court of Indian Offenses for a period not to exceed one year. It is necessary to establish a Court of Indian Offenses with jurisdiction over the Santa Fe Indian School property in order to protect lives and property.

Timetable:

Action	Date	FR Cite
Final Action	05/03/01	66 FR 22119
Final Action Effective	05/03/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Ralph Gonzales, Housing Program Specialist, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-4401

RIN: 1076—AE15**1686. • ATTORNEY CONTACTS WITH INDIAN TRIBES****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 301; 25 USC 2; 25 USC 9; 25 USC 82a; 25 USC 13; 25 USC 450 et seq**CFR Citation:** 25 CFR 89**Legal Deadline:** None

Abstract: We issued this final rule removing the text of certain sections pertaining to approval by the Secretary

of the Interior of tribal attorney contracts. (These provisions did not apply to attorney contacts entered into by the Five Civilized Tribes (Cherokee, Choctaw, Chickasaw, Creek and Seminole) in Oklahoma.) Congress repealed our statutory authority to grant approvals of tribal attorney contracts when it passed the Indian Tribal Economic Development and Contract Encouragement Act of 2000.

Timetable:

Action	Date	FR Cite
Final Action	07/26/01	66 FR 38924
Final Action Effective	07/26/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Tribal

Agency Contact: Duncan Brown, Regulatory Analyst, Department of the Interior, Bureau of Indian Affairs, Room 7229 MIB, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-4582
Fax: 202 219-2100

Email: duncan_l_brown@ios.doi.gov

RIN: 1076—AE18**1687. • ADDING THE FALLON PAIUTE-SHOSHONE INDIAN RESERVATION AND COLONY TO THE LISTING OF COURTS OF INDIAN OFFENSES****Priority:** Substantive, Nonsignificant**Legal Authority:** RS 463; 25 USC 2; 38 Stat 586; 25 USC 200**CFR Citation:** 25 CFR 11**Legal Deadline:** None

Abstract: This rule amends the regulations by adding the Fallon Paiute-Shoshone Indian Tribe of the Fallon Reservation and Colony (Western Region, Nevada) to the listing of Courts of Indian Offenses, Section 11.100(a)(14). This amendment will establish a Court of Indian Offenses for a period not to exceed one year. It is necessary to establish a Court of Indian Offenses with jurisdiction over the Fallon Paiute-Shoshone Indian Tribe of the Fallon Reservation and Colony in order to protect lives and property.

Timetable:

Action	Date	FR Cite
Final Action	09/18/01	66 FR 48085
Final Action Effective	09/18/01	

Regulatory Flexibility Analysis**Required:** Yes

DOI—BIA

Completed Actions

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: Tribal

Agency Contact: Ralph Gonzales, Housing Program Specialist, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW, Washington, DC 20240

Phone: 202 208-4401

RIN: 1076—AE19

BILLING CODE 4310—02—S

**Department of the Interior (DOI)
Minerals Management Service (MMS)**

Proposed Rule Stage

1688. REFUNDS AND RECOUPMENT OF OVERPAYMENTS ON OCS

Priority: Substantive, Nonsignificant

Legal Authority: 25 USC 1001 et seq; 25 USC 1301 et seq; 25 USC 1331 et seq; 25 USC 1701 et seq; 25 USC 1735; 25 USC 1801 et seq; 25 USC 181 et seq; 25 USC 2101 et seq; 25 USC 351 et seq; 25 USC 3716; 25 USC 3720a; 25 USC 396 et seq; 25 USC 396a et seq; 25 USC 9701; 5 USC 301 et seq

CFR Citation: 30 CFR 206; 30 CFR 218; 30 CFR 230

Legal Deadline: None

Abstract: This rule allows MMS to pay interest on Federal onshore and offshore oil and gas royalty overpayments and makes interest charges 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 oil and gas production.

Timetable:

Action	Date	FR Cite
NPRM	05/00/02	
NPRM Comment Period End	07/00/02	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Carol Shelby, Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 320B2, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3151
Fax: 303 231-3385
Email: carol.shelby@mms.gov

RIN: 1010—AC27

1689. TAKES VS. ENTITLEMENTS REPORTING

Priority: Substantive, Nonsignificant

Legal Authority: 30 USC 1735

CFR Citation: 30 CFR 205

Legal Deadline: None

Abstract: This rule addresses reporting and payment requirements for production removed and sold from a Federal lease, unit participating area, or communitization agreement beginning September 1996.

Timetable:

Action	Date	FR Cite
NPRM	03/00/02	
NPRM Comment Period End	05/00/02	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State

Agency Contact: Carol Shelby, Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 320B2, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3151
Fax: 303 231-3385
Email: carol.shelby@mms.gov

RIN: 1010—AC29

1690. ACCOUNTING RELIEF FOR MARGINAL PROPERTIES

Priority: Substantive, Nonsignificant

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	01/21/99	64 FR 3360
NPRM Comment Period End	03/22/99	
Supplementary NPRM	06/00/02	

Action	Date	FR Cite
NPRM Comment Period End	08/00/02	

**Regulatory Flexibility Analysis
Required:** Yes

Small Entities Affected: Businesses

Government Levels Affected: State

Agency Contact: Carol Shelby, Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 320B2, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3151
Fax: 303 231-3385
Email: carol.shelby@mms.gov

RIN: 1010—AC30

1691. PREPAYMENT OF ROYALTIES

Priority: Substantive, Nonsignificant

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 MMS to calculate, report, and monitor royalty prepayments.

Timetable:

Action	Date	FR Cite
NPRM	08/00/02	
NPRM Comment Period End	10/00/02	

**Regulatory Flexibility Analysis
Required:** Yes

Small Entities Affected: Businesses

Government Levels Affected: State

Agency Contact: Carol Shelby, Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 320B2, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3151
Fax: 303 231-3385

DOI—MMS

Proposed Rule Stage

Email: carol.shelby@mms.gov

RIN: 1010-AC31

1692. PLANS AND INFORMATION

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1331 et seq

CFR Citation: 25 CFR 250

Legal Deadline: None

Abstract: MMS requires companies to submit for approval their exploration and development plans for activities on the Outer Continental Shelf. The companies must submit these plans before they can begin any activities, except preliminary activities. This rule would rewrite the requirements into clearer language and organize them into discrete sections by topic, to make them easier to follow.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment	03/00/02	
Period End		

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AC47

1693. INCIDENT REPORTING

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1331 et seq

CFR Citation: 30 CFR 250

Legal Deadline: None

Abstract: There continues to be rapid growth in offshore exploration and production activities in the Gulf of Mexico. Since safety is our top priority, we must upgrade our accident investigation functions. To do this we need accurate and timely information. This rule is the only way to require operators, lessees, and permit holders in the Outer Continental Shelf (OCS) to give us a written report about each OCS accident. It will also establish clearer guidelines for accident reporting thresholds and timing.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	
NPRM Comment	04/00/02	
Period End		

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AC57

1694. RECORDS AND FILES MAINTENANCE

Priority: Substantive, Nonsignificant

Legal Authority: 25 USC 2102 et seq; 25 USC 396 et seq; 30 USC 1001 et seq; 30 USC 181 et seq; 30 USC 351 et seq; 31 USC 9701; 43 USC 1301 et seq; 43 USC 1331 et seq; 43 USC 1801 et seq; 5 USC 301 et seq

CFR Citation: 30 CFR 212

Legal Deadline: None

Abstract: This rule will amend records and files maintenance regulations to incorporate the longer retention requirements for records related to Federal oil and gas.

Timetable:

Action	Date	FR Cite
NPRM	09/00/02	
NPRM Comment	11/00/02	
Period End		

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Carol Shelby, Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 320B2, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3151
Fax: 303 231-3385
Email: carol.shelby@mms.gov

RIN: 1010-AC64

1695. OIL AND GAS AND SULPHUR OPERATIONS IN THE OUTER CONTINENTAL SHELF—SAFETY MEASURES AND PROCEDURES FOR PIPELINE MODIFICATIONS AND REPAIRS

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1331 et seq

CFR Citation: 30 CFR 250

Legal Deadline: None

Abstract: The rule will address problems that arise out of the fact that eventually all pipeline valves leak internally. This is due to abrasion and deposition of operational residues on valve seats. Internal valve leakage poses a potential safety problem to offshore workers at the time pipeline repairs are performed because hydrocarbons and pressure differentials in the lines can pose a significant hazard of fire and explosion. The rule will require that lessees and operators consider and submit in writing the measures they plan to take and the procedures they plan to follow to ensure the safety of company or contract workers and to prevent pollution before beginning a pipeline modification or repair, and it will amend section 250.1006(b)(1) by requiring that a blind flange be installed at the platform end of any pipeline taken out of service to prevent seepage into the line through leaking valves.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	
NPRM Comment	02/00/02	
Period End		

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AC75

1696. • WELL CONTROL AND PRODUCTION SAFETY TRAINING

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

Legal Authority: 43 USC 1331

CFR Citation: 30 CFR 250; 30 CFR 251

DOI—MMS

Proposed Rule Stage

Legal Deadline: None

Abstract: This rule would amend MMS rules governing training of lessee employees engaged in oil and gas and sulphur operations in the OCS. We are proposing to establish a third party accreditation system and implement a cost recovery process that would: (1) Accredite an independent third party either well control or safety training programs; (2) Promote innovation by encouraging third-party accreditors to serve as “think tanks” for improved training; and (3) Provide for MMS certification through the use of a cost recovery system.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	
NPRM Comment Period End	02/00/02	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AC78**1697. • APPEALS OF MINERALS MANAGEMENT SERVICE ORDERS**

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

Legal Authority: 43 USC 1331 et seq**CFR Citation:** 30 CFR 242; 30 CFR 290; 43 CFR 4**Legal Deadline:** None

Abstract: This rule streamlines appeals process to facilitate processing appeals within the 33-month deadline required by the Federal Oil and Gas Royalty Simplification and Fairness Act of 1996 (RSFA). It also implements the requirements of OMB Circular A-25, which establishes guidelines for Federal agencies to assess fees to cover the costs of Government-provided services or benefits beyond those accruing to the general public. The proposed rule will: (1) Require the Appellant to file its Notice of Appeal

and Statement of Reasons directly with the MMS Appeals Division and file copies with the office that issued the order; (2) Implement most of the recommendations made by the Royalty Policy Committee; (3) Eliminate the requirement for an MMS Field Report containing MMS's arguments; (4) Clarify the right of the States and tribes to participate in the appeals process ; and (5) Provide for settlement negotiations as required in RSFA.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Platte Clark, Acting Chief, Appeals Division, Department of the Interior, Minerals Management Service, 4230 MIB, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-2394
Fax: 202 219-5565
Email: platte.clark@mms.gov

RIN: 1010-AC80**1698. • PROPRIETARY TERMS AND DATA DISCLOSURE**

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

Legal Authority: 43 USC 1331**CFR Citation:** 30 CFR 250; 30 CFR 251**Legal Deadline:** None

Abstract: This rule would modify the proprietary terms for geophysical data and information and any of their derivatives that MMS acquires under 30 CFR part 251. We propose to change the beginning of the proprietary terms from the date of submission to MMS to the date MMS issues the permit. The rule would also allow selective disclosure of geological and geophysical data and information and allow selective disclosure of data and information generated on a lease to persons with a direct interest in issues concerning field determination and royalty relief eligibility.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment Period End	03/00/02	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AC81**1699. • DOCUMENTS INCORPORATED BY REFERENCE — API SPECIFICATION 2C**

Priority: Routine and Frequent. Major status under 5 USC 801 is undetermined.

Legal Authority: 43 USC 1331**CFR Citation:** 30 CFR 250**Legal Deadline:** None

Abstract: MMS is proposing to incorporate by reference the Fifth Edition of the American Petroleum Institute's Specification for Offshore Cranes into our regulations. MMS is proposing this action to establish a minimum design standard for new cranes installed on fixed platforms on the Outer Continental Shelf (OCS) and to require all existing cranes installed on OCS fixed platforms to be equipped with anti-two block safety devices. This proposed rule would ensure that OCS lessees use the best available and safest technologies for the design and construction of cranes used in the OCS.

Timetable:

Action	Date	FR Cite
NPRM	07/19/01	66 FR 37611
NPRM Comment Period End	10/17/01	
Final Action	06/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AC82

DOI—MMS

Proposed Rule Stage

1700. • DEALING WITH SUSTAINED CASING PRESSURE

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

Legal Authority: 43 USC 1331

CFR Citation: 30 CFR 250

Legal Deadline: None

Abstract: This proposed rulemaking amends subpart E (Oil and Gas Well-Completion Operations) of MMS operating regulations. It describes procedures for dealing with sustained casing pressure in oil and gas wells on the Outer Continental Shelf. Currently, lessees must request a departure from MMS regulations to operate a well that has sustained casing pressure. When granting a departure, MMS requires that lessees perform periodic checks and evaluations to ensure that the pressure is not a danger to personnel, equipment, or the environment. This proposed rule will codify these procedures and ensure uniform regulatory practices among MMS regional offices. The proposed changes will also help ensure that lessees will continue to conduct operations in a safe manner.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment Period End	03/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AC83

1701. • DOCUMENTS INCORPORATED BY REFERENCE FOR OFFSHORE FLOATING PRODUCTION FACILITIES

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

Legal Authority: 43 USC 1331

CFR Citation: 30 CFR 250

Legal Deadline: None

Abstract: We are proposing to amend our regulations to better address

floating offshore platforms that, until now, have not been expressly covered. This will require a complete rewrite of subpart I to include floating production systems. These systems are variously described as column-stabilized units; floating production, storage and offloading facilities; tension-leg platforms; spars, etc. We are also incorporating into our regulations a body of industry standards pertaining to floating production systems, and this will save the public the costs of developing Government standards.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	
NPRM Comment Period End	02/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AC85

1702. • DOCUMENTS INCORPORATED BY REFERENCE — API RP 14F AND API 510

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

Legal Authority: 43 USC 1331 et seq

CFR Citation: 30 CFR 250

Legal Deadline: None

Abstract: MMS is proposing to update one document incorporated by reference and add one new document incorporated by reference in our regulations governing oil and gas and sulphur operations in the Outer Continental Shelf. These revisions will ensure that lessees use the best available and safest technologies while operating in the OCS. The updated document is the Fourth Edition of the American Petroleum Institute's (API) Recommended Practice for Design and Installation of Electrical Systems for Fixed and Floating Offshore Petroleum Facilities for Unclassified and Class I, Division 1 and Division 2 Locations (API RP 14F), dated June 1999. The new document is the Eighth Edition of

API's document titled "Pressure Vessel Inspection Code: Maintenance Inspection, Rating, Repair, and Alteration" (API 510), dated June 1997, plus one addendum with approved revisions.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment Period End	03/00/02	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AC89

1703. • RIGHTS-OF-USE AND EASEMENTS AND PIPELINE RIGHTS-OF-WAY

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

Legal Authority: 43 USC 1331 et seq

CFR Citation: 30 CFR 250

Legal Deadline: None

Abstract: MMS is proposing to modify requirements governing rights-of-use and easement and pipeline rights-of-way in the Outer Continental Shelf. These changes will increase rental rates for pipeline rights-of-way and establish rentals for rights-of-use and easement. The proposed rule will also allow MMS to charge additional payment when the right-of-use and easement or the pipeline right-of-way prevents MMS from making the area available to other companies for exploration and possible development and production. This change is needed because of requests by lessees and pipeline right-of-way holders to use large areas outside of the area covered by their lease and pipeline right-of-way for accessory structures.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	
NPRM Comment Period End	03/00/02	

DOI—MMS

Proposed Rule Stage

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AC91**1704. • SUSPENSION OF OPERATIONS FOR EXPLORATION UNDER SALT SHEETS**

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

Legal Authority: Not Yet Determined**CFR Citation:** 30 CFR 250**Legal Deadline:** None

Abstract: MMS is proposing to modify requirements governing suspensions of operations for oil and gas leases in the Outer Continental Shelf (OCS). There are instances where oil and gas companies begin to conduct timely analysis of geophysical data early in the lease term; however, this data may be inconclusive because of problems caused by the existence of salt sheets. In such cases, the proposed rule will allow companies to apply for a suspension to avoid the possibility of having to drill a well before completing the necessary geophysical analysis. In return for the consideration for additional time to analyze geophysical data under the salt sheet, the lessee must show they have made and will continue to make substantial efforts and financial commitment in the processing and reprocessing of their geophysical data.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	

Action

Date	FR Cite
01/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AC92**1705. • OUTER CONTINENTAL SHELF OIL AND GAS LEASING - CLARIFYING AMENDMENTS**

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

Legal Authority: 43 USC 1331 et seq**CFR Citation:** 30 CFR 260**Legal Deadline:** None

Abstract: This rule proposes clarifying amendments to regulations on OCS bidding systems in 30 CFR part 260, revised as of July 1, 2001. The proposed amendments make explicit that water depth and production timing on leases issued after 2000 and placed on a field with leases issued earlier play no role in the way we determine the royalty suspension volume applicable to eligible leases on the field.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment Period End	01/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior,

Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AC94**1706. • DOCUMENT INCORPORATED BY REFERENCE — API 510 — PRESSURE VESSEL INSPECTION CODE: MAINTENANCE INSPECTION, RATING, REPAIR, AND ALTERATION**

Priority: Routine and Frequent. Major status under 5 USC 801 is undetermined.

Legal Authority: 43 USC 1331 et seq**CFR Citation:** 30 CFR 250**Legal Deadline:** None

Abstract: This rule proposes adding a document to be incorporated by reference into MMS's regulations governing oil and gas and sulphur operations in the outer continental shelf (OCS). This revision will ensure that lessees use the best available and safest technologies while operating in the OCS. The new document, API 510, is titled "Pressure Inspection Code: Maintenance Inspection, Rating, Repair, and Alteration."

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
NPRM Comment Period End	03/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AC95

Department of the Interior (DOI)

Final Rule Stage

Minerals Management Service (MMS)

1707. VALUATION OF OIL FROM INDIAN LEASES

Regulatory Plan: This entry is Seq. No. 74 in part II of this issue of the **Federal Register**.

RIN: 1010-AC24**1708. OIL AND GAS DRILLING OPERATIONS****Priority:** Other Significant**Legal Authority:** 43 USC 1331 et seq**CFR Citation:** 30 CFR 250**Legal Deadline:** None

Abstract: The rule will be written in plain English, substantive changes will be incorporated, and the rule will reflect the results of the blowout preventer study.

DOI—MMS

Final Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	06/21/00	65 FR 38453
NPRM Comment Period End	10/19/00	65 FR 46126
Final Action	02/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AC43

1709. PROSPECTING FOR MINERALS OTHER THAN OIL, GAS, AND SULPHUR IN THE OUTER CONTINENTAL SHELF

Priority: Substantive, Nonsignificant**Legal Authority:** 43 USC 1331 et seq**CFR Citation:** 30 CFR 280**Legal Deadline:** None

Abstract: This rule will expand the provisions governing research by requiring everyone conducting geological and geophysical scientific research without a permit to file a notice with MMS. These revisions respond to changes in technology and practice.

Timetable:

Action	Date	FR Cite
NPRM	12/08/99	64 FR 68649
NPRM Comment Period End	02/07/00	
Final Action	12/00/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AC48

1710. FORMS AND REPORTS

Priority: Substantive, Nonsignificant**Legal Authority:** 25 USC 2102 et seq; 25 USC 396 et seq; 30 USC 101 et seq;

30 USC 1701 et seq; 30 USC 181 et seq; 30 USC 351 et seq; 31 USC 3176 et seq; 31 USC 9701; 43 USC 1301 et seq; 43 USC 1331 et seq; 43 USC 1801 et seq; 5 USC 301 et seq

CFR Citation: 30 CFR 210**Legal Deadline:** None

Abstract: This rule will update the list of Minerals Revenue Management information collections, the purpose of the collections, and the estimated reporting burden associated with each collection. It will also update MMS mailing addresses.

Timetable:

Action	Date	FR Cite
Final Action	01/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Carol Shelby, Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 320B2, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3151
Fax: 303 231-3385
Email: carol.shelby@mms.gov

RIN: 1010-AC63

1711. DECOMMISSIONING ACTIVITIES

Priority: Substantive, Nonsignificant**Legal Authority:** 5 USC 552(a)**CFR Citation:** 30 CFR 250**Legal Deadline:** None

Abstract: This rule will amend MMS' regulations governing operations in the Outer Continental Shelf to update decommissioning requirements. The new layout of the rule follows the logical sequence of plugging a well, decommissioning the platform and pipeline, and clearing the waste site. The proposed rule also updates the requirements to reflect changes in technology. We have restructured the requirements to make the regulations easier to read and understand. The proposed technical changes will help ensure that lessees decommission operations safely and effectively.

Timetable:

Action	Date	FR Cite
NPRM	07/07/00	65 FR 41892
NPRM Comment Period End	10/05/00	
Final Action	01/00/02	
Final Action Effective	02/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AC65

1712. REQUIREMENTS GOVERNING SURETY BONDS FOR THE OUTER CONTINENTAL SHELF

Priority: Substantive, Nonsignificant**Legal Authority:** 43 USC 1331 et seq**CFR Citation:** 30 CFR 256**Legal Deadline:** None

Abstract: This rule would change requirements governing surety bonds for activities on the Outer Continental Shelf. These changes will codify the terms and conditions under which a surety will be relieved of responsibility when MMS terminates the period and liability of a bond. Codifying these terms and conditions is necessary to clarify the responsibilities of the lessee after the lease expires.

Timetable:

Action	Date	FR Cite
NPRM	01/08/01	66 FR 1277
NPRM Comment Period End	03/09/01	
Final Action	02/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1600
Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AC68

1713. DEEP WATER ROYALTY RELIEF FOR OUTER CONTINENTAL SHELF OIL AND GAS LEASES ISSUED AFTER 2000

Regulatory Plan: This entry is Seq. No. 75 in part II of this issue of the **Federal Register**.

RIN: 1010-AC71

DOI—MMS

Final Rule Stage

1714. • SOLID MINERALS REPORTING REQUIREMENTS

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

Legal Authority: 5 USC 301 et seq; 25 USC 396 et seq; 25 USC 396(A) et seq; 25 USC 2101 et seq; 30 USC 181 et seq; 30 USC 351 et seq; 30 USE 1001 et seq; 31 USC 9701

CFR Citation: 30 CFR 206; 30 CFR 210; 30 CFR 216; 30 CFR 218

Legal Deadline: None

Abstract: MMS is replacing eight existing solid minerals report forms with one form and three supplementary data submissions. The new information collection requirements will reduce the reporting burden for the solid minerals industry while more comprehensive data for use in MMS's compliance activities.

Timetable:

Action	Date	FR Cite
NPRM	06/05/01	66 FR 30121
NPRM Comment Period End	07/05/01	
Final Action	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Carol Shelby, Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 320B2, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3151
Fax: 303 231-3385
Email: carol.shelby@mms.gov

RIN: 1010-AC86

1715. • TECHNICAL AMENDMENTS TO 30 CFR PART 218

Priority: Info./Admin./Other. Major status under 5 USC 801 is undetermined.

Legal Authority: 25 USC 396 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 USCA 3335; 43 USC 1301 et seq; 43 USC 1331 et seq; 43 USC 1801 et seq

CFR Citation: 30 CFR 218

Legal Deadline: None

Abstract: MMS is amending its revenue collection regulations to reflect updated cross-references, organization names,

publication titles, and other administrative changes.

Timetable:

Action	Date	FR Cite
Final Action	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Carol Shelby, Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 320B2, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3151
Fax: 303 231-3385
Email: carol.shelby@mms.gov

RIN: 1010-AC87

1716. • TECHNICAL AMENDMENTS TO 30 CFR PART 206

Priority: Info./Admin./Other. Major status under 5 USC 801 is undetermined.

Legal Authority: 5 USC 301 et seq; 5 USC 396 et seq; 5 USC 396a et seq; 5 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: MMS is amending its valuation regulations to reflect updated cross-references, organization names, publication titles, and other administrative changes.

Timetable:

Action	Date	FR Cite
Final Action	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Carol Shelby, Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 320B2, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3151
Fax: 303 231-3385
Email: carol.shelby@mms.gov

RIN: 1010-AC88

1717. • TECHNICAL AMENDMENTS TO 30 CFR PART 216

Priority: Info./Admin./Other. Major status under 5 USC 801 is undetermined.

Legal Authority: 5 USC 301 et seq; 25 USC 396; 25 USC 2107; 30 USC 189; 30 USC 190; 30 USC 359; 30 USC 1023; 30 USC 1751(a); 31 USC 3716; 31 USC 9701; 43 USC 1334; 43 USC 1801; 44 USC 3506(a)

CFR Citation: 30 CFR 216

Legal Deadline: None

Abstract: MMS is amending its valuation regulations to reflect updated cross-references, organization names, publication titles, and other administrative changes.

Timetable:

Action	Date	FR Cite
Final Action	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Carol Shelby, Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 320B2, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3151
Fax: 303 231-3385
Email: carol.shelby@mms.gov

RIN: 1010-AC90

1718. • DOCUMENTS INCORPORATED BY REFERENCE - API RP 14C

Priority: Routine and Frequent. Major status under 5 USC 801 is undetermined.

Legal Authority: 43 USC 1331 et seq

CFR Citation: 30 CFR 250

Legal Deadline: None

Abstract: MMS is updating one document incorporated by reference in regulations governing oil, gas, and sulphur operations in the Outer Continental Shelf (OCS). This final rule revises the American Petroleum Institute (API) Recommended Practice (RP) 14C (API RP 14C), Sixth Edition, March 1998, currently incorporated by reference into our regulations. We are updating the API RP 14C document to the Seventh Edition, March 2001. The new edition will allow lessees to use updated industry standard technologies while operating in the OCS.

DOI—MMS

Final Rule Stage

Timetable:

Action	Date	FR Cite
Final Action	12/00/01	
Final Action Effective	01/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Kumkum Ray, Geologist, Department of the Interior,

Minerals Management Service, 381 Elden Street, Herndon, VA 20170
 Phone: 703 787-1600
 Fax: 703 787-1093
 Email: kumkum.ray@mms.gov
RIN: 1010-AC93

Department of the Interior (DOI)
Minerals Management Service (MMS)

Long-Term Actions

1719. ROYALTY RELIEF TERMS**Priority:** Substantive, Nonsignificant**Legal Authority:** 25 USC 396 et seq**CFR Citation:** 30 CFR 203**Legal Deadline:** None

Abstract: This rule amends the circumstances that discontinue the existing royalty relief for end-of-life leases and also introduces a categorical royalty relief program for deep gas drilling on existing shallow water tracts.

Timetable:

Action	Date	FR Cite
NPRM	10/00/02	
NPRM Comment Period End	12/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
 Phone: 703 787-1600
 Fax: 703 787-1093
 Email: kumkum.ray@mms.gov
RIN: 1010-AC58

1720. • MMS HEARINGS AND INVESTIGATIONS**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 30 USC 1717**CFR Citation:** 30 CFR 240**Legal Deadline:** None

Abstract: This rule will explain how the Minerals Management Service will conduct hearings and investigations necessary and appropriate to carrying

out the Secretary's duties under the Federal Oil and Gas Royalty Management Act of 1982.

Timetable:

Action	Date	FR Cite
NPRM	10/00/02	
NPRM Comment Period End	12/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Carol Shelby, Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 320B2, P.O. Box 25165, Denver, CO 80225-0165
 Phone: 303 231-3151
 Fax: 303 231-3385
 Email: carol.shelby@mms.gov
RIN: 1010-AC79

Department of the Interior (DOI)
Minerals Management Service (MMS)

Completed Actions

1721. ROYALTY PAYMENT LIABILITY**Priority:** Other Significant**CFR Citation:** 30 CFR 211**Completed:**

Reason	Date	FR Cite
Withdrawn - No further action will be taken at this time.	10/01/01	

Regulatory Flexibility Analysis Required: Yes**Government Levels Affected:** None

Agency Contact: Carol Shelby
 Phone: 303 231-3151
 Fax: 303 231-3385
 Email: carol.shelby@mms.gov
RIN: 1010-AB45

1722. CREDIT ADJUSTMENTS**Priority:** Substantive, Nonsignificant**CFR Citation:** 30 CFR 218**Completed:**

Reason	Date	FR Cite
Withdrawn - No further action will be taken at this time.	10/01/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Carol Shelby
 Phone: 303 231-3151
 Fax: 303 231-3385
 Email: carol.shelby@mms.gov
RIN: 1010-AB73

1723. CHRONIC ERRONEOUS REPORTING**Priority:** Substantive, Nonsignificant**CFR Citation:** 30 CFR 216; 30 CFR 218**Completed:**

Reason	Date	FR Cite
Withdrawn - No further action will be taken at this time.	10/01/01	

Regulatory Flexibility Analysis Required: Yes**Government Levels Affected:** State

Agency Contact: Carol Shelby
 Phone: 303 231-3151
 Fax: 303 231-3385
 Email: carol.shelby@mms.gov
RIN: 1010-AC34

DOI—MMS

Completed Actions

1724. AMENDMENTS TO SALE OF FEDERAL ROYALTY OIL (SMALL REFINER ADMINISTRATIVE FEE)**Priority:** Substantive, Nonsignificant**CFR Citation:** 30 CFR 208**Completed:**

Reason	Date	FR Cite
Final Action	05/24/01	66 FR 28655
Final Action Effective	06/26/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Carol Shelby

Phone: 303 231-3151

Fax: 303 231-3385

Email: carol.shelby@mms.gov

RIN: 1010-AC70**1725. LEASING OF SULPHUR OR OIL AND GAS IN THE OUTER CONTINENTAL SHELF—DEFINITION OF AFFECTED STATES****Priority:** Substantive, Nonsignificant**CFR Citation:** 30 CFR 256**Completed:**

Reason	Date	FR Cite
Final Action	06/19/01	66 FR 32902
Final Action Effective	06/19/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** State, Federal**Agency Contact:** Kumkum Ray

Phone: 703 787-1600

Fax: 703 787-1093

Email: kumkum.ray@mms.gov

RIN: 1010-AC74**1726. AMENDMENTS TO ALLOWANCE DETERMINATION RULES****Priority:** Substantive, Nonsignificant**CFR Citation:** 30 CFR 206**Completed:**

Reason	Date	FR Cite
Withdrawn - No further action will be taken at this time.	10/01/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Undetermined**Agency Contact:** Carol Shelby

Phone: 303 231-3151

Fax: 303 231-3385

Email: carol.shelby@mms.gov

RIN: 1010-AC77**BILLING CODE** 4310-MR-S

Department of the Interior (DOI)

Proposed Rule Stage

Office of Surface Mining Reclamation and Enforcement (OSMRE)

1727. ABANDONED COAL REFUSE SITES—TITLE I**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**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:** None**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	12/00/01	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Agency Contact:** Inhi Hong, Engineer, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue NW, MS 120-SIB, Washington, DC 20240

Phone: 202 208-2628

RIN: 1029-AB70**1728. CONTEMPORANEOUS RECLAMATION****Priority:** Other Significant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 30 USC 1201 et seq**CFR Citation:** 30 CFR 773; 30 CFR 780; 30 CFR 816**Legal Deadline:** None**Abstract:** This rule will amend our regulations to ensure that coal mine operators reclaim their operations in a contemporaneous manner.**Timetable:**

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** John Craynon, Chief, Technology Development Staff, Department of the Interior, Office of Surface Mining Reclamation and Enforcement

Phone: 202 208-2866

RIN: 1029-AB79**1729. DAM SAFETY RULES****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 30 USC 1201 et seq**CFR Citation:** 30 CFR 816; 30 CFR 817**Legal Deadline:** None**Abstract:** This rule will require the surface coal mining permittee to have an emergency action plan (EAP) when a dam is placed in service. This would bring OSM's regulations on EAPs into compliance with the Federal guidelines for dam safety and the Departmental Manual. It would ensure that EAPs are in place for all Class B and Class C hazard structures that may not necessarily be regulated by the Mine Safety and Health Administration but for which OSM is responsible.**Timetable:**

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** State**Agency Contact:** Larry Trainor, Mining Engineer, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue NW, Washington, DC 20240

DOI—OSMRE

Proposed Rule Stage

Phone: 202 208-2617

RIN: 1029-AB92

1730. • PRIME FARMLANDS

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

Legal Authority: 30 USC 1201 et seq

CFR Citation: 30 CFR 785; 30 CFR 823

Legal Deadline: None

Abstract: This rule will update the references to two US Department of Agriculture (USDA) handbooks that were previously incorporated by reference into our regulations. The rule will also change the names of certain USDA and OSM offices to reflect current terminology. These changes will not alter the substantive requirements or procedures contained in the regulations.

Timetable:

Action	Date	FR Cite
NPRM	03/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Scott Boyce, Agronomist, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, Room 203 SIB, 1951 Constitution Avenue NW, Washington, DC 20240

Phone: 202 208-2986

TDD Phone: 202 208-2737

Fax: 202 208-3276

Email: sboyce@osmre.gov

RIN: 1029-AB98

1731. • ABANDONED MINE LAND RECLAMATION NOTICES

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

Legal Authority: 30 USC 1201 et seq

CFR Citation: 30 CFR 875

Legal Deadline: None

Abstract: This rule will eliminate the requirement to publish a Federal Register notice announcing the receipt of, and seeking comments on, applications for construction of public facilities that are funded from the

abandoned mine land fund. The publication requirement will because a discretionary action. Previous Federal Register notices have generated little interest from the public and have added delays to the construction of AML projects.

Timetable:

Action	Date	FR Cite
NPRM	02/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Vance Greer, Physical Scientist, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, Room 120 SIB, 1951 Constitution Avenue NW, Washington, DC 20240

Phone: 202 219-2737

TDD Phone: 202 208-2737

Fax: 202 219-0239

Email: vgreer@osmre.gov

RIN: 1029-AB99

Department of the Interior (DOI)

Final Rule Stage

Office of Surface Mining Reclamation and Enforcement (OSMRE)

1732. INDIAN LANDS

Priority: Substantive, Nonsignificant

Legal Authority: 30 USC 1201 et seq

CFR Citation: 30 CFR 700; 30 CFR 740; 30 CFR 750

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 the Surface Mining Control and Reclamation Act. The rule is being proposed to implement a settlement agreement.

Timetable:

Action	Date	FR Cite
NPRM	02/19/99	64 FR 8464
NPRM Comment Period End	06/21/99	64 FR 18585
Final Action	12/00/01	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Tribal

Agency Contact: Suzy Hudak, Regulatory Analyst, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue NW, Washington, DC 20240

Phone: 202 208-2713

RIN: 1029-AB83

1733. ELECTRONIC FILING OF THE OSM-1 FORM

Priority: Substantive, Nonsignificant

Legal Authority: 30 USC 1201 et seq

CFR Citation: 30 CFR 870

Legal Deadline: None

Abstract: This rule will provide mine operators the option of electronically filing the information required by the OSM-1 form. The form is used by coal mine operators to report the amount of coal sold, used, or transferred during the calendar quarter; the method of coal removal; the type of coal removal and other required information.

Timetable:

Action	Date	FR Cite
NPRM	02/15/00	65 FR 7706
NPRM Comment Period Extended	01/22/01	66 FR 6011
Final Action	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Sean Spillane, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, Building 20K - Room B-2005, Denver, CO 80225

Phone: 303 236-0330

RIN: 1029-AB95

1734. • CIVIL PENALTY ADJUSTMENTS

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

Legal Authority: 30 USC 1201 et seq

CFR Citation: 30 CFR 723; 30 CFR 724; 30 CFR 845; 30 CFR 846

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Final Rule Stage

Legal Deadline: None

Abstract: This rule will adjust the penalty amount of certain civil monetary penalties authorized by the Surface Mining Control and Reclamation Act of 1977. The rule implements the Federal Civil Penalties Inflation Adjustment Act of 1990, as amended by the Debt Collection Improvement Act of 1996. The law requires that civil monetary penalties

be adjusted for inflation at least once every four years.

Timetable:

Action	Date	FR Cite
Final Action	01/00/02	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andy DeVito, Regulatory Analyst, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, MS 10 SIB, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-2701

RIN: 1029-AC00

BILLING CODE 4310-05-S

**Department of the Interior (DOI)
Bureau of Land Management (BLM)**

Proposed Rule Stage

1735. 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. It will add a provision to allow the sale of public land to State or local government entities for affordable housing. Such sales may be for less than fair market value.

Timetable:

Action	Date	FR Cite
NPRM	05/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Ted Hudson, Regulatory Analyst, Department of the Interior, Bureau of Land Management, Room 420, 1849 C Street N.W., Washington, DC 20240
Phone: 202 452-5042
Fax: 202 653-5287
Email: ted_hudson@blm.gov

RIN: 1004-AB77

1736. DESERT LAND ENTRIES

Priority: Info./Admin./Other

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	04/00/02	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Jeff O. Holdren, Deputy Group Manager, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-7779
Fax: 202 452-7708
Email: jeff_holdren@blm.gov

RIN: 1004-AC56

1737. 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 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	02/00/02	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Roger Haskins, Mining Law Specialist, Department of the Interior, Bureau of Land Management
Phone: 202 452-0355
Email: roger_haskins@blm.gov

RIN: 1004-AC59

1738. GEOTHERMAL RESOURCE UNIT AGREEMENT

Priority: Substantive, Nonsignificant

Legal Authority: 30 USC 1001 et seq; 43 USC 1740

CFR Citation: 43 CFR 3280

Legal Deadline: None

Abstract: This rule will rewrite unit agreement regulations, reduce and streamline information and permitting requirements, provide BLM maximum flexibility in permitting decisionmaking to accommodate the full range of unitization scenarios, and reorganize the regulations to make specific requirements easier to find and understand.

Timetable:

Action	Date	FR Cite
NPRM	04/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Shirlean Beshir, Regulatory Analyst, Department of the Interior, Bureau of Land Management, 1849 C Street, NW., Washington, DC 20240
Phone: 202 452-5033
Fax: 202 653-5287
Email: shirlean_beshir@blm.gov

RIN: 1004-AD10

DOI—BLM

Proposed Rule Stage

1739. CONSERVATION; HELIUM LEASING**Priority:** Substantive, Nonsignificant**Legal Authority:** 43 USC 1701 et seq; 50 USC 167**CFR Citation:** 43 CFR 16; 43 CFR 3196**Legal Deadline:** None

Abstract: This rule will redesignate, amend, and extend the regulations on conservation of helium to facilitate administration and implementation of provisions in the Helium Privatization Act. The rule will move these regulations to 43 CFR subpart 3196 to consolidate helium-related regulations in one area for ease in finding and complying with them.

Timetable:

Action	Date	FR Cite
ANPRM	12/19/00	65 FR 79325
ANPRM Comment Period End	03/26/01	
NPRM	05/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal

Agency Contact: Joseph B. Peterson, Chief, Division of Helium Resources, Department of the Interior, Bureau of Land Management, Amarillo Field Office, 801 S. Fillmore, Suite 500, Amarillo, TX 79101
Phone: 806 324-2614

RIN: 1004-AD35**1740. HAZARDOUS MATERIALS COMPLIANCE****Priority:** Substantive, Nonsignificant**Legal Authority:** 43 USC 1701 et seq**CFR Citation:** 43 CFR 1890**Legal Deadline:** None

Abstract: This rule will clarify the respective responsibilities of BLM and the holders of various BLM authorizations with regard to releases of hazardous materials and other violations of environmental law caused by the holder or the holder's operator on public lands.

Timetable:

Action	Date	FR Cite
NPRM	04/00/02	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Cynthia Ellis, Regulatory Analyst, Department of the Interior, Bureau of Land Management, 1849 C Street N.W., Washington, DC 20240

Phone: 202 452-5030

Fax: 202 653-5287

Email: cynthia_ellis@blm.gov

RIN: 1004-AD38**1741. GRAZING ADMINISTRATION—EXCLUSIVE OF ALASKA****Priority:** Substantive, Nonsignificant

Legal Authority: 43 USC 118(d); 43 USC 1701 et seq; 43 USC 1901 et seq; 43 USC 315 et seq; 7 USC 1012

CFR Citation: 43 CFR 4100**Legal Deadline:** None

Abstract: This rule will remove provisions for conservation use of grazing privileges. These provisions were determined by the Federal Circuit Court to be not consistent with the statutory authority of the Secretary of the Interior. The rule will also correct errors and omissions, and provide clarification.

Timetable:

Action	Date	FR Cite
NPRM	01/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Kenneth M. Visser, Rangeland Management Specialist, Department of the Interior, Bureau of Land Management, 314 L Street, Washington, DC 20240
Phone: 202 452-7743
Fax: 202 452-7709
Email: kenneth_visser@blm.gov

RIN: 1004-AD42**1742. ● PERMITS FOR RECREATION ON PUBLIC LANDS****Priority:** Substantive, Nonsignificant**Legal Authority:** 43 USC 1740**CFR Citation:** 43 CFR 2930**Legal Deadline:** None

Abstract: This proposed rule would add a section on prohibited acts to the regulations on campgrounds and other fee areas to facilitate law enforcement at these sites.

Timetable:

Action	Date	FR Cite
NPRM	04/00/02	
NPRM Comment Period End	06/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Lee Larson, Recreation Specialist, Department of the Interior, Bureau of Land Management

Phone: 202 452-5168

Email: lee_larson@blm.gov

RIN: 1004-AD45**1743. ● WILDERNESS MANAGEMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 43 USC 1740**CFR Citation:** 43 CFR 6300**Legal Deadline:** None

Abstract: This proposed rule would add provisions on use of timber or mining claims, clarifying procedures on issuing patents for mining claims, and on use of fixed anchors for rock climbing in wilderness areas.

Timetable:

Action	Date	FR Cite
NPRM	04/00/02	
NPRM Comment Period End	06/00/02	

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Undetermined

Agency Contact: Jeff Jarvis, Wilderness Specialist, Department of the Interior, Bureau of Land Management
Phone: 202 452-5189
Email: jeff_jarvis@blm.gov

RIN: 1004-AD46**1744. ● ONSHORE OIL AND GAS OPERATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 30 USC 189; 30 USC 359**CFR Citation:** 43 CFR 3160**Legal Deadline:** None

Abstract: This proposed rule would amend the new oil and gas drainage regulations by (a) removing the joint

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and several liability provision for operators if failure to drill or produce allows drainage that reduces Government revenues, and (b) restoring the provision in the previous regulations that requires diligent development and allows BLM to assess compensatory royalties if failure to drill and produce causes drainage.

Timetable:

Action	Date	FR Cite
NPRM	04/00/02	
NPRM Comment Period End	06/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Shirlean Beshir, Regulatory Analyst, Department of the Interior, Bureau of Land Management, 1849 C Street, NW., Washington, DC 20240

Phone: 202 452-5033

Fax: 202 653-5287
Email: shirlean_beshir@blm.gov

RIN: 1004-AD48**1745. • DISCLAIMERS OF INTEREST****Priority:** Substantive, Nonsignificant**Legal Authority:** 43 USC 1740**CFR Citation:** 43 CFR 1864**Legal Deadline:** None

Abstract: BLM proposes to make two minor amendments to the recordable disclaimer regulations at 43 CFR 1864.1-1 and .1-3. Presently the regulations state that any present owner of record may file an application to have a disclaimer of interest issued. Neither FLPMA nor its implementing regulations define the term "present owner of record." Neither the Federal Courts nor the Interior Board of Land Appeals have defined or elaborated on the phrase. As such, BLM wishes to

amend the regulations to eliminate the phrase. Such an amendment would prevent any legal challenge to BLM's interpretation of the phrase to include state applications.

Timetable:

Action	Date	FR Cite
NPRM	04/00/02	
NPRM Comment Period End	06/00/02	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** State

Agency Contact: Jeff O. Holdren, Deputy Group Manager, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240

Phone: 202 452-7779

Fax: 202 452-7708

Email: jeff_holdren@blm.gov

RIN: 1004-AD50

Department of the Interior (DOI)
Bureau of Land Management (BLM)

Final Rule Stage

1746. COST RECOVERY; MINERAL FILINGS AND OPERATIONS**Priority:** Substantive, Nonsignificant

Legal Authority: 30 USC 1001 et seq; 30 USC 181 et seq; 30 USC 22; 30 USC 351 to 360; 31 USC 9701; 43 USC 1734; 50 USC app 565

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 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	12/15/00	65 FR 78440
NPRM Comment Period End	02/13/01	
Final Action	04/00/02	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

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

Email: durga_rimal@blm.gov

RIN: 1004-AC64**1747. RIGHTS-OF-WAY, PRINCIPLES AND PROCEDURES; RIGHTS-OF-WAY UNDER THE MINERAL LEASING ACT****Priority:** Substantive, Nonsignificant**Legal Authority:** 43 USC 1740**CFR Citation:** 43 CFR 2800; 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	06/15/99	64 FR 32106
NPRM Comment Period End	10/13/99	
Final Action	12/00/01	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Ron Montagna, Realty Specialist, Department of the Interior, Bureau of Land Management, 260, 1849 C Street NW, Washington, DC 20240

Phone: 202 452-7782

Email: ron_montagna@blm.gov

RIN: 1004-AC74**1748. INDIAN ALLOTMENTS****Priority:** Info./Admin./Other**Legal Authority:** 25 USC 334; 25 USC 336; 43 USC 1201**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	09/13/99	64 FR 38172
Final Action	01/00/02	

Regulatory Flexibility Analysis**Required:** No

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Government Levels Affected: None

Agency Contact: Jeff O. Holdren, Deputy Group Manager, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-7779
Fax: 202 452-7708
Email: jeff_holdren@blm.gov

RIN: 1004-AC77

1749. OIL AND GAS LEASING AND OPERATIONS

Regulatory Plan: This entry is Seq. No. 76 in part II of this issue of the **Federal Register**.

RIN: 1004-AC94

1750. OIL AND GAS LEASING; NATIONAL PETROLEUM RESERVE, ALASKA—UNIT AGREEMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 6503; 43 USC 1740

CFR Citation: 43 CFR 3130; 43 CFR 3135

Legal Deadline: None

Abstract: This proposed rule would add a new subpart to BLM's oil and gas regulations implementing new statutory authority allowing operators to form units in the National Petroleum Reserve Alaska (NPRA). The rule would also:

(A) allow for waiver suspension, or reduction of rental or royalty payments for NPRA leases;

(B) allow for suspension of operations and production for NPRA leases;

(C) amend existing regulatory language to set the primary lease term for an NPRA lease at 10 years; and

(D) add a new subpart to the NPRA regulations on subsurface storage agreements.

Timetable:

Action	Date	FR Cite
NPRM	04/26/00	65 FR 24542
NPRM Comment Period End	08/10/00	65 FR 39334
Final Action	01/00/02	

Regulatory Flexibility Analysis

Required: 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

Phone: 202 452-0341

Email: eric_kaarlela@blm.gov

RIN: 1004-AD13

1751. USE AUTHORIZATIONS (RECREATION)

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 4601-6a; 43 USC 1740

CFR Citation: 43 CFR 8370

Legal Deadline: None

Abstract: This rule will revise the regulations on the issuance of special recreation permits for purposes of clarification and updating and will add regulations on the issuance of recreation use permits for the use of fee areas.

Timetable:

Action	Date	FR Cite
NPRM	05/16/00	65 FR 31233
NPRM Comment Period End	07/17/00	
Final Action	01/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Lee Larson, Recreation Specialist, Department of the Interior, Bureau of Land Management

Phone: 202 452-5168

Email: lee_larson@blm.gov

RIN: 1004-AD25

1752. MINERAL MATERIALS DISPOSAL

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

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 revise completely the regulations on mineral materials disposal to make them easier to understand. It will add provisions on recordkeeping and audit inspection and production verification, cancellation and suspension, appeals and clarification of the rights of competitive or noncompetitive purchasers against subsequent claims on and users of the public lands.

Timetable:

Action	Date	FR Cite
NPRM	09/14/00	65 FR 55864
NPRM Comment Period End	11/13/00	
Final Action	12/00/01	

Regulatory Flexibility Analysis

Required: 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

Email: durga_rimal@blm.gov

RIN: 1004-AD29

1753. LOCATION RECORDING, AND MAINTENANCE OF MINING CLAIMS AND SITES

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 30 USC 22 to 54; 43 USC 1201; 43 USC 1740

CFR Citation: 43 CFR 3710; 43 CFR 3730; 43 CFR 3810; 43 CFR 3820; 43 CFR 3830; 43 CFR 3840; 43 CFR 3850

Legal Deadline: None

Abstract: This rule will amend the mining claim recordation and annual fee collection procedures to conform to the fiscal year 1999 Interior and Related Agencies Appropriations Act. It will also consolidate duplicative portions of 43 CFR part 3700 et seq. into 43 CFR part 3800 et seq., and remove the duplicative portions of these regulations from title 43. The interim final rule only implements the statutory changes in the FY 99 Appropriations Act.

Timetable:

Action	Date	FR Cite
NPRM	08/27/99	64 FR 47023
Interim Final Rule	08/27/99	64 FR 47018
NPRM Comment Period End	10/26/99	
Final Action	06/00/02	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Organizations

Government Levels Affected: None

Additional Information: The \$100 annual maintenance fee and related provisions expired on 9/30/98. The fee and related provisions were extended

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in the FY 1999 budget legislation. The existing regulations must be amended to conform to the legislation. BLM will take the opportunity to do long-delayed but necessary housekeeping of these parts of title 43 to consolidate duplicative sections.

Agency Contact: Roger Haskins, Mining Law Specialist, Department of the Interior, Bureau of Land Management

Phone: 202 452-0355

Email: roger_haskins@blm.gov

RIN: 1004-AD31

1754. SUPPLEMENTARY RULES FOR PUBLIC DEMONSTRATIONS AT GRAND STAIRCASE-ESCALANTE NATIONAL MONUMENT

Priority: Substantive, Nonsignificant

Legal Authority: 43 CFR 8365.1-6

CFR Citation: 43 CFR 8365

Legal Deadline: None

Abstract: This interim final rule would require a permit for public demonstrations at Grand Staircase-Escalante National Monument and associated facilities, and establish procedures for obtaining such a permit. It would also provide for some locations to be designated as open for demonstrations, and others to be closed

to protect sensitive resources and public health and safety.

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/01/00	65 FR 53516
Interim Final Rule Comment Period End	10/02/00	
Final Action	06/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Ted Hudson, Regulatory Analyst, Department of the Interior, Bureau of Land Management, Room 420, 1849 C Street N.W., Washington, DC 20240

Phone: 202 452-5042

Fax: 202 653-5287

Email: ted_hudson@blm.gov

RIN: 1004-AD40

1755. COAL MANAGEMENT: NONCOMPETITIVE LEASES; MANAGEMENT PROVISIONS AND LIMITATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 30 USC 181 et seq; 43 USC 1740; PL 106-463

CFR Citation: 43 CFR 3430; 43 CFR 3470

Legal Deadline: None

Abstract: This rule will increase the maximum acreage of Federal coal leases that may be leased to one entity in any one State from 46,080 to 75,000 acres to conform with legislation enacted in 2000, and to correct a technical error in the regulations by removing the requirements of a public hearing and publication of a notice of availability of environmental analysis documents for coal lease modifications. It will also raise the nationwide acreage limitation on coal leases that one entity can hold from 100,000 to 150,000 acres.

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Ted Hudson, Regulatory Analyst, Department of the Interior, Bureau of Land Management, Room 420, 1849 C Street N.W., Washington, DC 20240

Phone: 202 452-5042

Fax: 202 653-5287

Email: ted_hudson@blm.gov

RIN: 1004-AD43

Department of the Interior (DOI) Bureau of Land Management (BLM)

Long-Term Actions

1756. LEASES, PERMITS, AND EASEMENTS

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

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

Action	Date	FR Cite
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 for Minimum Impact Land Use Permits Only	07/24/96	
Third NPRM	To Be Determined	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Jeff O. Holdren, Deputy Group Manager, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-7779
Fax: 202 452-7708

Email: jeff_holdren@blm.gov

RIN: 1004-AB51

1757. COALBED METHANE DEVELOPMENT

Priority: Substantive, Nonsignificant

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

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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 Period End	11/14/95	
Final Action	To Be	Determined

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Federal

Agency Contact: David R. Stewart, Mineral Resources, Department of the Interior, Bureau of Land Management
Phone: 703 440-1728
Email: dave_stewart@blm.gov

RIN: 1004-AC27

1758. LAND WITHDRAWALS

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1714; 43 USC 1740

CFR Citation: 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	To Be	Determined

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Jeff O. Holdren, Deputy Group Manager, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-7779
Fax: 202 452-7708
Email: jeff_holdren@blm.gov

RIN: 1004-AC63

1759. LAND CLASSIFICATION

Priority: Info./Admin./Other

Legal Authority: 43 USC 1411 to 1418; 43 USC 315; 43 USC 869; EO 6910; EO 6964

CFR Citation: 43 CFR 2400

Legal Deadline: None

Abstract: This rule will revise 43 CFR group 2400 and redesignate it as part 1620. Most of these regulations are no longer needed because they contain either statutory reiteration or internal procedures best suited to the BLM Manual. Land classification can be accomplished through the BLM planning process.

Timetable:

Action	Date	FR Cite
NPRM	To Be	Determined

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: State

Agency Contact: Jeff O. Holdren, Deputy Group Manager, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-7779
Fax: 202 452-7708
Email: jeff_holdren@blm.gov

RIN: 1004-AC78

1760. CAREY ACT GRANTS

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 641 et seq

CFR Citation: 43 CFR 2610

Legal Deadline: None

Abstract: This rule will update these regulations as they are inconsistent with present-day management policies. Application of these provisions of the Carey Act is rarely 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	
Supplementary NPRM	To Be	Determined

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Jeff O. Holdren, Deputy Group Manager, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
Phone: 202 452-7779
Fax: 202 452-7708
Email: jeff_holdren@blm.gov

RIN: 1004-AC80

1761. APPEALS PROCEDURES; HEARINGS PROCEDURES

Priority: Info./Admin./Other

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, contested 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
Second NPRM	To Be	Determined

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Cynthia Ellis, Regulatory Analyst, Department of the Interior, Bureau of Land Management, 1849 C Street N.W., Washington, DC 20240
Phone: 202 452-5030
Fax: 202 653-5287
Email: cynthia_ellis@blm.gov

RIN: 1004-AC99

1762. COLOR OF TITLE AND OMITTED LANDS

Priority: Substantive, Nonsignificant

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	To Be	Determined

Regulatory Flexibility Analysis

Required: No

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Long-Term Actions

Government Levels Affected: None
Agency Contact: Ted Hudson, Regulatory Analyst, Department of the Interior, Bureau of Land Management, Room 420, 1849 C Street N.W., Washington, DC 20240
 Phone: 202 452-5042
 Fax: 202 653-5287
 Email: ted_hudson@blm.gov
RIN: 1004-AD00

1763. COAL MANAGEMENT

Priority: Substantive, Nonsignificant
Legal Authority: 30 USC 1266; 30 USC 189; 30 USC 359; 43 USC 1733; 43 USC 1740

CFR Citation: 43 CFR 3400

Legal Deadline: None

Abstract: This rule will clarify and streamline policy on coal exploration and post-lease operations. It will reorganize and revise portions of the Federal coal management program regulations including exploration licenses, lease suspensions, lease administration diligence, and exploration and mining operations on leased Federal coal.

Timetable:

Action	Date	FR Cite
NPRM	To Be	Determined

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Bill Radden-LeSage, Mining Engineer, Department of the Interior, Bureau of Land Management, 1849 C Street NW, Washington, DC 20240

Phone: 202 452-0360
 Email: bill_lesage@blm.gov
RIN: 1004-AD11

1764. MINERAL PATENT APPLICATIONS; ADVERSE CLAIMS, PROTESTS, AND CONFLICTS

Priority: Substantive, Nonsignificant
Legal Authority: 30 USC 22 to 54; 43 USC 1201; 43 USC 1740

CFR Citation: 43 CFR 3730; 43 CFR 3740; 43 CFR 3820; 43 CFR 3860; 43 CFR 3870

Legal Deadline: None

Abstract: This rule will revise the filing and administrative procedures for mineral patent applications. It will also revise the procedures for filing adverse claims or protests against mineral patent applications and for mineral-in-character challenges to non-mineral land entries.

Timetable:

Action	Date	FR Cite
NPRM	10/00/02	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

Additional Information: This rulemaking was ordered by the Secretary of the Interior on November 14, 1997. Much of the language of these regulations has remained unchanged since 1939 and needs modernization.

Agency Contact: Barbara Gauthier-Warinner, Mineral Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street N.W., Washington, DC 20240

Phone: 202 452-0398
 Email: barbara_gauthier-warinner@blm.gov

RIN: 1004-AD32

1765. • FINANCIAL GUARANTEES PROCEDURES

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1740; 30 USC 42; 30 USC 189

CFR Citation: 43 CFR 1830

Legal Deadline: None

Abstract: This proposed rule would establish procedures for obtaining, management, forfeiture, and release of bonds and other financial guarantees of performance under the various program regulations of BLM. It would provide what forms of financial guarantees are acceptable, and when bonds would be called in the event of non-performance.

Timetable:

Action	Date	FR Cite
NPRM	To Be	Determined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Agency Contact: Michael H. Schwartz, Group Manager, Regulatory Affairs, Department of the Interior, Bureau of Land Management, 1849 C Street N.W., Washington, DC 20240
 Phone: 202 452-5198
 Email: michael_schwartz@blm.gov

RIN: 1004-AD49

**Department of the Interior (DOI)
 Bureau of Land Management (BLM)**

Completed Actions

1766. SEGREGATION AND OPENING OF LANDS

Priority: Substantive, Nonsignificant

CFR Citation: 43 CFR 2091

Completed:

Reason	Date	FR Cite
Withdrawn - No action to be taken at this time.	09/25/01	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Jeff O. Holdren
 Phone: 202 452-7779
 Fax: 202 452-7708
 Email: jeff_holdren@blm.gov

RIN: 1004-AC84

1767. PALEONTOLOGICAL RESOURCES

Priority: Substantive, Nonsignificant

CFR Citation: 43 CFR 3622; 43 CFR 6600; 43 CFR 8365

Completed:

Reason	Date	FR Cite
Withdrawn - No action to be taken at this time.	09/25/01	

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Completed Actions

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Laurie Bryant

Phone: 801 539-4034

Email: laurie_bryant@blm.gov

RIN: 1004-AD03

1768. TIMBER EXPORT AND SUBSTITUTION

Priority: Substantive, Nonsignificant

CFR Citation: 43 CFR 4; 43 CFR 5400; 43 CFR 5420; 43 CFR 5440

Completed:

Reason	Date	FR Cite
Withdrawn - No action to be taken at this time.	09/25/01	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Lyndon Werner

Phone: 503 952-6071

RIN: 1004-AD37

1769. RIGHTS-OF-WAY, PRINCIPLES AND PROCEDURES; RIGHTS-OF-WAY UNDER THE MINERAL LEASING ACT

Priority: Substantive, Nonsignificant

CFR Citation: 43 CFR 2800; 43 CFR 2880

Completed:

Reason	Date	FR Cite
Withdrawn - No further action to be taken at this time.	09/25/01	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Ron Montagna

Phone: 202 452-7782

Email: ron_montagna@blm.gov

RIN: 1004-AD39

1770. • SURFACE MANAGEMENT (LOCATABLE MINERALS)

Priority: Other Significant

Legal Authority: 43 USC 1740; 43 USC 1061 et seq; 18 USC 1001; 18 USC 3571 et seq; 30 USC 42; 30 USC 612

CFR Citation: 43 CFR 3800

Legal Deadline: None

Abstract: This rule will remove or amend certain provisions in the regulations on surface management of unpatented mining claims on public lands. These provisions are not needed for the prevention of unnecessary or undue degradation of the public lands and are unduly burdensome to industry, and they may have been promulgated without properly following statutory procedures or may exceed the authority granted by Congress to amend these regulations.

Timetable:

Action	Date	FR Cite
NPRM	03/23/01	66 FR 16162
NPRM Comment Period End	05/07/01	
Final Action	10/30/01	66 FR 54834
Final Action Effective	12/31/01	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local

Agency Contact: Robert Anderson, Minerals Resources, Department of the Interior, Bureau of Land Management

Phone: 202 208-4201

Email: bob_m_anderson@blm.gov

RIN: 1004-AD44

1771. • ALASKA NATIVE VETERANS ALLOTMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1601 et seq; 43 USC 270-1 to 270-3

CFR Citation: 43 CFR 2560

Legal Deadline: None

Abstract: This final rule will allow certain Alaska Native veterans extended opportunity to apply for a Native allotment under the repealed Native Allotment Act of 1906, based on military service ending no later than December 31, 1971.

Timetable:

Action	Date	FR Cite
Final Action	10/16/01	66 FR 52544
Final Action Effective	11/15/01	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Kelly Odom, Regulatory Analyst, Department of the Interior, Bureau of Land Management, MS 401 LS, 1849 C Street NW., Washington, DC 20240

Phone: 202 452-5028

Email: kelly_odom@blm.gov

RIN: 1004-AD47

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Department of the Interior (DOI)
Office of the Secretary (OS)

Long-Term Actions

1772. WILD AND SCENIC RIVERS

Priority: Other Significant

Legal Authority: 16 USC 1278

CFR Citation: 43 CFR 39

Legal Deadline: None

Abstract: This rule would establish uniform standards and procedures by which the Department of the Interior, through its agencies that administer rivers in the National Wild and Scenic Rivers System (Bureau of Land Management, Fish and Wildlife Service,

and National Park Service), will consider Federal licensing of, or assistance to, water resources projects affecting designated Wild and Scenic Rivers or congressionally authorized Study Rivers.

Timetable:

Action	Date	FR Cite
NPRM	12/09/98	63 FR 67834
NPRM Comment Period End	02/08/99	
Final Action	To Be Determined	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: John Haubert, Outdoor Recreation Planner, Department of the Interior, Office of the Secretary, Room 3230, 1849 C Street N.W., Room 3230, Washington, DC 20240

Phone: 202 208-4290

DOI—OS

Long-Term Actions

Email: john_haubert@nps.gov

RIN: 1093-AA08

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