



# Federal Register

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**Thursday,  
November 30, 2000**

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**Part X**

**Department of the  
Interior**

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**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 2000 and April 2001. 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.

**Dated:** September 5, 2000

**Richard A. Stephan,**  
*Federal Register Liaison Officer.*

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

| Sequence Number | Title   | Regulation Identification Number |
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| 1518            | Records and Testimony; Freedom of Information Act .....   | 1090-AA61                        |
| 1519            | Department Hearings and Appeals; Special Rules Applicable to Public Land Hearings and Appeals .....   | 1090-AA68                        |
| 1520            | Department Hearings and Appeals; Procedures Applicable in Adjudications Before the Hearings Division .....  | 1090-AA73                        |
| 1521            | Nondiscrimination in Federally Assisted Programs of the Department of the Interior on the Basis of Race, Color, National Origin, Handicap, or Age ..... | 1090-AA77                        |
| 1522            | Department Hearings and Appeals Procedures; Rules Applicable in Indian Affairs Hearings and Appeals .....   | 1090-AA78                        |

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

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

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| 1525            | Administrative and Audit Requirements and Cost Principles for Assistance Programs; Buy American Act ..... | 1090-AA66                        |

**Assistant Secretary for Policy, Management and Budget—Completed Actions**

| Sequence Number | Title  | Regulation Identification Number |
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| 1527            | Administrative and Audit Requirements and Cost Principles for Assistance Programs, Seat Belt Usage ..... | 1090-AA67                        |

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| 1534            | Marine Mammal Protection Act; Measures To Safely Deter Marine Mammals, Including Threatened and Endangered Marine Mammals .....  | 1018-AD19                        |
| 1535            | Revisions to the Federal Aid Administrative Requirements .....   | 1018-AE17                        |
| 1536            | Eagle Permits; Permits for Falconry Purposes .....   | 1018-AE62                        |
| 1537            | Implementation of the 1994 Amendments to the Marine Mammal Protection Act .....  | 1018-AE72                        |
| 1538            | U.S. Proposals for CITES Appendix III; American Eel .....  | 1018-AF09                        |
| 1539            | Taking of Marine Mammals by Level B Harassment; Issuance of General Authorization for Scientific Research and Permits for Photography, Educational, and Commercial Purposes .....                          | 1018-AF26                        |
| 1540            | Humane and Healthful Transport of Wild Mammals, Birds, Reptiles and Amphibians to the United States .....  | 1018-AF27                        |
| 1541            | Endangered and Threatened Wildlife and Plants; Establishment of a Special Rule for the Canada Lynx .....   | 1018-AF40                        |
| 1542            | Endangered and Threatened Wildlife and Plants; Special Rule for the Chiricahua Leopard Frog .....  | 1018-AF41                        |
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| 1546            | Injurious Wildlife; Addition of the Asian Swamp Eel .....  | 1018-AF53                        |
| 1547            | Bull Trout; Special Rule Revision .....  | 1018-AF71                        |
| 1548            | Endangered and Threatened Wildlife and Plants; Establishment of Critical Habitat Designation for the Santa Ana Sucker .....  | 1018-AF94                        |
| 1549            | Endangered and Threatened Wildlife and Plants; Proposed Establishment of Nonessential Experimental Population Status for Four Fishes: Duskytail Darter, Smoky Madtom, Yellowfin Madtom, Spotfin Chub ..... | 1018-AF96                        |
| 1550            | Endangered and Threatened Wildlife and Plants; Designated Ports for Listed Plants .....  | 1018-AF99                        |
| 1551            | 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 .....     | 1018-AG00                        |
| 1552            | Federal Falconry Standards and Falconry Permitting .....   | 1018-AG11                        |
| 1553            | Endangered and Threatened Wildlife and Plants; Proposed Determination of Endangered Status and Designation of Critical Habitat for the Gila Chub .....   | 1018-AG16                        |
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| 1560            | Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Kauai and Niihau Plants ...  | 1018-AG30                        |
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| 1562            | Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Bay Checkerspot Butterfly  | 1018-AG33                        |
| 1563            | Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Riverside Fairy Shrimp .....   | 1018-AG34                        |
| 1564            | Endangered and Threatened Wildlife and Plants; Listing and Designation of Critical Habitat for the Slickspot Peppergrass .....  | 1018-AG35                        |
| 1565            | Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Maui and Kahoolawe Plants .....  | 1018-AG36                        |
| 1566            | Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Hines Emerald Dragonfly  | 1018-AG37                        |
| 1567            | Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Spruce-Fir Moss Spider ....  | 1018-AG38                        |
| 1568            | Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Robust Spineflower .....   | 1018-AG39                        |
| 1569            | Endangered and Threatened Wildlife and Plants; Delisting the Eastern Distinct Population Segment of the Brown Pelican Population in the Southeastern United States .....                                | 1018-AG40                        |
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| 1578            | National Wildlife Refuge System; Priority Wildlife Dependent Recreation; Wildlife Observation .....   | 1018-AG51                        |
| 1579            | National Wildlife Refuge System; Priority Wildlife Dependent Recreation; Photography .....  | 1018-AG52                        |
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| 1588            | Endangered and Threatened Wildlife and Plants: 5-Year Review of Foreign Species .....   | 1018-AG68                        |
| 1589            | 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 ..... | 1018-AG69                        |
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| 1617            | Critical Habitat for the Otay Tarplant .....   | 1018-AH00                        |
| 1618            | Critical Habitat for Four Hawaiian Invertebrates .....   | 1018-AH01                        |
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| 1624            | Critical Habitat for the San Bernardino Kangaroo Rat .....   | 1018-AH07                        |
| 1625            | Critical Habitat for 50 Molokai and 2 Maui Nui Plants .....  | 1018-AH08                        |
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## United States Fish and Wildlife Service—Final Rule Stage

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| 1684            | Convention on International Trade in Endangered Species (CITES) .....   | 1018-AD87                        |
| 1685            | Endangered and Threatened Wildlife and Plants; Proposed Reintroduction of a Nonessential Experimental Population of Grizzly Bears in Idaho and Montana .....                | 1018-AE00                        |
| 1686            | Proposed Special Rule With the Reclassification of the Vicuna From Endangered to Threatened .....   | 1018-AE04                        |
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| 1714            | Endangered and Threatened Wildlife and Plants; Endangered Status for Southern California Distinct Vertebrate Population Segment (DPS) of Mountain Yellow-Legged Frog ..... | 1018-AF83                        |
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| 1722            | Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the San Diego Fairy Shrimp ...  | 1018-AF97                        |
| 1723            | Endangered and Threatened Wildlife and Plants; Proposed Listing of Two Southwest Milkvetch Plants .....  | 1018-AG02                        |
| 1724            | Endangered and Threatened Wildlife and Plants; Proposed Listing of Buena Vista Lake Shrew as Endangered ....   | 1018-AG04                        |
| 1725            | Endangered and Threatened Wildlife and Plants; Proposed Listing of Vermilion Darter as Endangered .....  | 1018-AG05                        |
| 1726            | Endangered and Threatened Wildlife and Plants; Proposed Reclassification of Scutellaria Montana (Large-Flowered Skullcap) From Endangered to Threatened .....              | 1018-AG07                        |
| 1727            | Endangered and Threatened Wildlife and Plants; Proposed Endangered Status for Three Plants From the Mariana Islands and Guam .....   | 1018-AG09                        |
| 1728            | Endangered and Threatened Wildlife and Plants; Proposed Special Regulations for the Preble's Meadow Jumping Mouse .....  | 1018-AG10                        |
| 1729            | Endangered and Threatened Wildlife and Plants; Proposed Designation of Critical Habitat for the Arkansas River Shiner .....  | 1018-AG12                        |
| 1730            | Endangered and Threatened Wildlife and Plants; Proposed Designation of Critical Habitat for the Piping Plover in Wintering Habitat .....                                   | 1018-AG13                        |
| 1731            | Endangered and Threatened Wildlife and Plants; Proposed Designation of Critical Habitat for the Piping Plover in Breeding Habitat .....                                    | 1018-AG14                        |
| 1732            | Endangered and Threatened Wildlife and Plants; Proposed Designation of Critical Habitat for the Arroyo Toad .....  | 1018-AG15                        |
| 1733            | Endangered and Threatened Wildlife and Plants; Proposed Designation of Critical Habitat for the Peninsular Big-horn Sheep .....  | 1018-AG17                        |
| 1734            | Endangered and Threatened Wildlife and Plants; Proposed Designation of Critical Habitat for the Morro Shoulderband Snail .....   | 1018-AG27                        |
| 1735            | Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Zayante Bandwinged Grasshopper .....  | 1018-AG28                        |
| 1736            | Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Mexican Spotted Owl .....   | 1018-AG29                        |
| 1737            | Migratory Bird Permits; Take of Migratory Birds by Federal Agencies .....  | 1018-AG56                        |
| 1738            | Endangered and Threatened Wildlife and Plants; 5-Year Review of Foreign Psittacine Birds .....   | 1018-AG63                        |
| 1739            | Changes in the List of Species in Appendices to the Convention on International Trade in Endangered Species of Wild Fauna and Flora .....                                  | 1018-AH63                        |

## DOI

## United States Fish and Wildlife Service—Long-Term Actions

| Sequence Number | Title  | Regulation Identification Number |
|-----------------|--|----------------------------------|
| 1740            | Endangered and Threatened Wildlife and Plants; Reclassification of the Loch Lomond Coyote Thistle .....  | 1018-AC14                        |
| 1741            | General Provisions and General Permit Procedures .....   | 1018-AC57                        |
| 1742            | Revision of Migratory Bird Hunting Regulations, 50 CFR Part 20 .....   | 1018-AD01                        |
| 1743            | Marine Mammal Protection Act; Unintentional Take of Marine Mammals by Harassment Only in Activities Other Than Commercial Fishing .....  | 1018-AD18                        |
| 1744            | Endangered and Threatened Wildlife and Plants; Special Rule for the Northern Spotted Owl .....   | 1018-AD20                        |
| 1745            | Taxonomic Change From Subspecies to Vertebrate Population Segment for the Virgin River Chub .....  | 1018-AD22                        |
| 1746            | Rescission of Administrative Procedures for Grants in Aid (Marine Mammal Protection Act of 1972) .....   | 1018-AD92                        |
| 1747            | Endangered and Threatened Wildlife and Plants; Proposed Establishment of Nonessential Experimental Population of Ten Freshwater Mussels in Holston River System in TN and VA ..... | 1018-AE01                        |
| 1748            | Exportation of Marine Mammal Products for Cultural Exchange .....  | 1018-AE33                        |
| 1749            | Endangered and Threatened Wildlife and Plants; Proposed Revision of Special Regulations for Gray Wolf .....  | 1018-AE45                        |
| 1750            | Migratory Bird Permits; Specific Permit Provisions; Import and Export Permits; Banding or Marking Permits; and Scientific Collecting Permits .....                                 | 1018-AE63                        |
| 1751            | Migratory Bird Permits; Introduction, General Requirements and Exceptions .....  | 1018-AE64                        |
| 1752            | Consideration of Listing the Green Iguana (Iguana Iguana) as Injurious, Pursuant to the Lacey Act .....  | 1018-AF08                        |
| 1753            | Reclassification of Morelet's Crocodile (Crocodylus Moreleti) From Endangered to Threatened .....  | 1018-AF10                        |
| 1754            | Proposed Delisting of the Grizzly Bear in the Yellowstone Ecosystem .....  | 1018-AF22                        |
| 1755            | Migratory Bird Permits; Specific Permit Provisions; Special Purpose Permits .....  | 1018-AF28                        |
| 1756            | Endangered and Threatened Wildlife and Plants; Asian Bonytongue .....  | 1018-AF48                        |
| 1757            | Proposed Guidance for Conducting Consultations for the Indiana Bat .....   | 1018-AF50                        |
| 1758            | U.S. Proposals for CITES Appendix III; Certain Turtle Species .....  | 1018-AF69                        |
| 1759            | Migratory Bird Permits; Determination That the State of Connecticut Meets Federal Falconry Standards and Amended List of States Meeting Federal Falconry Standards .....           | 1018-AG42                        |
| 1760            | Regulations To Implement the Conservation and Reinvestment Act (CARA) .....  | 1018-AG43                        |
| 1761            | Subsistence Management Regulations for Public Lands in Alaska; Subpart C, Designation of an Additional Subsistence Resource Region .....   | 1018-AG54                        |
| 1762            | Migratory Bird Permits; Advance Notice of Proposed Rulemaking To Develop Additional Permitting Regulations To Govern Take of Migratory Birds .....                                 | 1018-AG57                        |
| 1763            | Administrative Requirements for Federal Aid in Fish and Federal Aid in Wildlife Restoration Act .....  | 1018-AG60                        |
| 1764            | Revisions of 50 CFR 16.13 .....  | 1018-AG61                        |
| 1765            | Endangered and Threatened Wildlife and Plants: Tropical Ladyslipper Orchids .....  | 1018-AG62                        |

## United States Fish and Wildlife Service—Completed Actions

| Sequence Number | Title  | Regulation Identification Number |
|-----------------|--|----------------------------------|
| 1766            | Reclassification of Yacare Caiman From Endangered to Threatened With Special Rule .....  | 1018-AD67                        |
| 1767            | Revision to Subchapter C—The National Wildlife Refuge System .....   | 1018-AE02                        |
| 1768            | Export of American Alligator for the 1998-2000 Harvest Seasons .....   | 1018-AE15                        |
| 1769            | Endangered and Threatened Wildlife and Plants; Proposed Determination of Threatened Status for Koala .....   | 1018-AE43                        |
| 1770            | Endangered and Threatened Wildlife and Plants; Proposed Endangered Status for Oahu Elepaio From the Hawaiian Islands .....   | 1018-AE51                        |
| 1771            | Public Use Regulations for Kodiak National Wildlife Refuge Alaska .....  | 1018-AE60                        |
| 1772            | Endangered and Threatened Wildlife and Plants; Proposal To List as Endangered or Threatened La Graciosa Thistle, Lompoc Yerba Santa, Gaviota Tarplant & Nipoma Mesa Lupine ..... | 1018-AE81                        |
| 1773            | Endangered and Threatened Species; Proposal To List Northern Idaho Ground Squirrel as Endangered or Threatened .....   | 1018-AE84                        |
| 1774            | Endangered and Threatened Wildlife and Plants; Proposal To List as Endangered in the United States the Short-Tailed Albatross .....  | 1018-AE91                        |
| 1775            | Endangered and Threatened Wildlife and Plants; Proposal To List Sclerocactus Brevispinus (Pariette Cactus) as Endangered or Threatened .....                                     | 1018-AF15                        |
| 1776            | Endangered and Threatened Wildlife and Plants; Proposal To List Fourteen Hawaiian Pomace Flies as Endangered or Threatened .....   | 1018-AF16                        |
| 1777            | Endangered and Threatened Wildlife and Plants; Proposal To List Six Hawaiian Damsselflies as Endangered or Threatened .....  | 1018-AF17                        |
| 1778            | Export of River Otters Taken in Missouri in 1998-1999 and Subsequent Seasons .....   | 1018-AF23                        |

## DOI

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

| Sequence Number | Title  | Regulation Identification Number |
|-----------------|--|----------------------------------|
| 1779            | Endangered and Threatened Wildlife and Plants; Santa Ana Sucker .....  | 1018-AF34                        |
| 1780            | Endangered and Threatened Wildlife and Plants; Proposed Special Rule for the Arkansas River Shiner .....   | 1018-AF39                        |
| 1781            | 1999-2000 Refuge-Specific Hunting and Sport Fishing Regulations .....  | 1018-AF52                        |
| 1782            | Endangered and Threatened Wildlife and Plants; Alabama Sturgeon .....  | 1018-AF56                        |
| 1783            | Regulations for Subsistence Hunting and Fishing on Federal Lands in Alaska for the 2000-2001 Seasons .....   | 1018-AF74                        |
| 1784            | Spikedace and Loach Minnow; Determination of Critical Habitat Under the Endangered Species Act .....   | 1018-AF76                        |
| 1785            | Endangered and Threatened Wildlife and Plants; Emergency Listing of the Tiger Salamander .....   | 1018-AF81                        |
| 1786            | Importation or Shipment of Injurious Wildlife; Zebra Mussel .....  | 1018-AF88                        |
| 1787            | Migratory Bird Permits; Determination That the State of Delaware Meets Federal Falconry Standards and Amend-<br>ed List of States Meeting Federal Falconry Standards. ....       | 1018-AF93                        |
| 1788            | Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Alameda Whipsnake .....   | 1018-AF98                        |
| 1789            | 2000—2001 Refuge-Specific Hunting and Sport Fishing Regulations .....  | 1018-AG01                        |
| 1790            | Subsistence Hunting and Fishing on Federal Lands in Alaska; Rural Determinations .....   | 1018-AG03                        |
| 1791            | Notice of Availability of a Final Addendum to the Handbook for Habitat Conservation Planning and Incidental Take<br>Permitting Process .....                                     | 1018-AG06                        |
| 1792            | Migratory Bird Hunting; Proposed 2000-01 Migratory Game Bird Hunting Regulations (Preliminary) With Requests<br>for Indian Tribal Proposals .....                                | 1018-AG08                        |
| 1793            | Migratory Bird Hunting; Approval of Tungsten-Matrix Shot as Nontoxic for Hunting Waterfowl and Coots .....   | 1018-AG22                        |
| 1794            | Policy Regarding Controlled Propagation of Listed Species .....  | 1018-AG25                        |
| 1795            | Endangered and Threatened Wildlife and Plants; Proposed Establishment of a Nonessential Experimental Popu-<br>lation of Black-Footed Ferrets in North-Central South Dakota ..... | 1018-AG26                        |

## National Park Service—Proposed Rule Stage

| Sequence Number | Title   | Regulation Identification Number |
|-----------------|---|----------------------------------|
| 1796            | Applicability and Resource Protection Revisions .....                                   | 1024-AC38                        |
| 1797            | Non-Federal Oil and Gas Rights .....  | 1024-AC53                        |
| 1798            | Vehicles and Traffic Safety; Operating Under the Influence of Alcohol or Drugs .....    | 1024-AC69                        |
| 1799            | Solid Waste Sites in Units of the National Park System .....                            | 1024-AC70                        |
| 1800            | World Heritage Convention .....   | 1024-AC74                        |
| 1801            | Release of Information About National Park System Resources .....                       | 1024-AC75                        |
| 1802            | Ceremonial Use of Park Resources by American Indians .....                              | 1024-AC77                        |
| 1803            | Leasing Regulations .....   | 1024-AC78                        |
| 1804            | Procedures for State, Tribal, and Local Government Historic Preservation Programs ..... | 1024-AC79                        |
| 1805            | National Capital Region Parks; Photo Radar Speed Enforcement .....                      | 1024-AC80                        |
| 1806            | Conservation in National Parks .....  | 1024-AC81                        |
| 1807            | Snowmobile Use in National Park Service Areas .....                                     | 1024-AC82                        |
| 1808            | Wrangell-St. Elias National Park and Preserve Resident Zone Communities .....           | 1024-AC83                        |

## National Park Service—Final Rule Stage

| Sequence Number | Title   | Regulation Identification Number |
|-----------------|---|----------------------------------|
| 1809            | Rights-of-Way .....   | 1024-AC01                        |
| 1810            | Voyageurs National Park: Aircraft Operations .....  | 1024-AC23                        |
| 1811            | Grand Teton National Park and John D. Rockefeller, Jr. Memorial Parkway: Snowmobile and Snowplane Routes<br>and Regulations ..... | 1024-AC34                        |
| 1812            | Big Cypress National Preserve; Recreational Frogging .....  | 1024-AC54                        |
| 1813            | Delaware Water Gap NRA, Bicycle Trail .....   | 1024-AC62                        |
| 1814            | Appalachian National Scenic Trail—Snowmobiles .....   | 1024-AC67                        |
| 1815            | Land and Water Conservation Fund of Assistance to States; Post-Completion Compliance Responsibilities .....                       | 1024-AC68                        |
| 1816            | Native American Graves Protection and Repatriation Act Regulations; Civil Penalties .....   | 1024-AC84                        |

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## National Park Service—Long-Term Actions

| Sequence Number | Title                                   | Regulation Identification Number |
|-----------------|---|----------------------------------|
| 1817            | Information Collection Activities ..... | 1024-AC71                        |

## National Park Service—Completed Actions

| Sequence Number | Title   | Regulation Identification Number |
|-----------------|---|----------------------------------|
| 1818            | National Park Service Symbols: United States Park Police Insignia ..... | 1024-AB94                        |
| 1819            | Denali National Park and Preserve, Special Regulations .....            | 1024-AC58                        |
| 1820            | Concession Contracts .....  | 1024-AC72                        |

## Bureau of Indian Affairs—Prerule Stage

| Sequence Number | Title  | Regulation Identification Number |
|-----------------|--|----------------------------------|
| 1821            | Use or Distribution of Indian Judgment Funds ..... | 1076-AD94                        |

## Bureau of Indian Affairs—Proposed Rule Stage

| Sequence Number | Title  | Regulation Identification Number |
|-----------------|--|----------------------------------|
| 1822            | Indian School Equalization Program .....   | 1076-AD09                        |
| 1823            | Leasing Restricted Lands of Members of the Five Civilized Tribes, Oklahoma, for Mining .....                       | 1076-AD33                        |
| 1824            | Exploration, Mining, and Reclamation of Lands .....  | 1076-AD36                        |
| 1825            | Tribal Reorganization Under a Federal Statute .....  | 1076-AD46                        |
| 1826            | Petitioning Procedures .....   | 1076-AD47                        |
| 1827            | Academic and Dormitory Standards .....   | 1076-AD55                        |
| 1828            | Education Contracts Under the Johnson-O'Malley Act .....   | 1076-AD58                        |
| 1829            | Loans to Indians From the Revolving Loan Fund .....  | 1076-AD59                        |
| 1830            | School Construction Contracts for Public Schools .....   | 1076-AD69                        |
| 1831            | Adult Vocational Training .....  | 1076-AD72                        |
| 1832            | Loan Guarantee Program .....   | 1076-AD73                        |
| 1833            | Employment Assistance for Adult Indians .....  | 1076-AD75                        |
| 1834            | Mortgages and Deeds of Trust on Individually Owned Trust Land or Land Subject to a Restriction on Alienation ...   | 1076-AD85                        |
| 1835            | Acquisition of Title to Land in Trust .....  | 1076-AD90                        |
| 1836            | Financial Assistance and Social Services Program .....   | 1076-AD91                        |
| 1837            | Land Acquisitions for Gaming .....   | 1076-AD93                        |
| 1838            | Indian Child Protection .....  | 1076-AD96                        |
| 1839            | Arrangement With States, Territories, or Other Agencies for Relief of Distress and Social Welfare of Indians ..... | 1076-AD98                        |
| 1840            | Trust Management Reform: Leasing, Permitting, Grazing, Probate and Funds Held in Trust .....                       | 1076-AE00                        |
| 1841            | Encumbrance of Indian Lands—Contract Approvals .....   | 1076-AE03                        |
| 1842            | Alaska Resupply Operation .....  | 1076-AE04                        |
| 1843            | Indian Reservation Roads Program .....   | 1076-AE06                        |
| 1844            | Buy Indian Act Regulations .....   | 1076-AE07                        |

## Bureau of Indian Affairs—Final Rule Stage

| Sequence Number | Title   | Regulation Identification Number |
|-----------------|---|----------------------------------|
| 1845            | Navajo Partitioned Lands Grazing Regulations .....                                  | 1076-AC81                        |
| 1846            | Preference in Employment .....  | 1076-AD05                        |
| 1847            | Grants to Tribally Controlled Community Colleges and Navajo Community College ..... | 1076-AD08                        |

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## Bureau of Indian Affairs—Final Rule Stage (Continued)

| Sequence Number | Title   | Regulation Identification Number |
|-----------------|---|----------------------------------|
| 1848            | Indian Tribal Justice Support .....   | 1076-AD15                        |
| 1849            | Tribal Self-Governance .....  | 1076-AD20                        |
| 1850            | Leasing Osage Reservation Lands for Mining of Minerals Other Than Oil and Gas ..... | 1076-AD34                        |
| 1851            | Lead and Zinc Mining Operations and Leases on Quapaw Indian Lands .....             | 1076-AD35                        |
| 1852            | Irrigation Projects and Systems .....   | 1076-AD44                        |
| 1853            | Indian Electric Power Utilities .....   | 1076-AD45                        |
| 1854            | Appeals From Administrative Actions .....   | 1076-AD50                        |
| 1855            | Indian Business Development Program .....   | 1076-AD70                        |
| 1856            | Courts of Indian Offenses .....   | 1076-AD76                        |
| 1857            | Use of Columbia River Fish Access Sites .....                                       | 1076-AD83                        |
| 1858            | Use of Columbia River In-Lieu Fishing Sites .....                                   | 1076-AD86                        |
| 1859            | Certificates of Degree of Indian Blood .....  | 1076-AD97                        |

## Bureau of Indian Affairs—Completed Actions

| Sequence Number | Title   | Regulation Identification Number |
|-----------------|---|----------------------------------|
| 1860            | Southwestern Indian Polytechnic Institute (SIPI) Personnel System ..... | 1076-AE02                        |

## Minerals Management Service—Proposed Rule Stage

| Sequence Number | Title   | Regulation Identification Number |
|-----------------|---|----------------------------------|
| 1861            | Refunds and Recoupment of Overpayments on OCS .....   | 1010-AC27                        |
| 1862            | Takes vs. Entitlements Reporting .....  | 1010-AC29                        |
| 1863            | Accounting Relief for Marginal Properties .....   | 1010-AC30                        |
| 1864            | Prepayment of Royalties .....   | 1010-AC31                        |
| 1865            | Oil and Gas Drilling Operations .....   | 1010-AC43                        |
| 1866            | Exploration or Development and Production Plans .....   | 1010-AC47                        |
| 1867            | Incident Reporting .....  | 1010-AC57                        |
| 1868            | Royalty Relief Terms .....  | 1010-AC58                        |
| 1869            | Records and Files Maintenance .....   | 1010-AC64                        |
| 1870            | Decommissioning Activities .....  | 1010-AC65                        |
| 1871            | Requirements Governing Surety Bonds for the Outer Continental Shelf .....   | 1010-AC68                        |
| 1872            | Outer Continental Shelf Oil and Gas Leasing-Bidding Systems ( <b>Reg Plan Seq. No. 65</b> ) .....   | 1010-AC69                        |
| 1873            | Amendments to Sale of Federal Royalty Oil (Small Refiner Administrative Fee) .....  | 1010-AC70                        |
| 1874            | Deep Water Royalty Relief for Outer Continental Shelf Oil and Gas Leases Issued After 2000 ( <b>Reg Plan Seq. No. 66</b> ) .....              | 1010-AC71                        |
| 1875            | Leasing of Sulphur or Oil and Gas in the Outer Continental Shelf—Definition of Affected States .....  | 1010-AC74                        |
| 1876            | Oil and Gas and Sulphur Operations in the Outer Continental Shelf—Safety Measures and Procedures for Pipeline Modifications and Repairs ..... | 1010-AC75                        |

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

## Minerals Management Service—Final Rule Stage

| Sequence Number | Title  | Regulation Identification Number |
|-----------------|--|----------------------------------|
| 1877            | Royalty Payment Liability .....  | 1010-AB45                        |
| 1878            | Valuation of Oil From Indian Leases ( <b>Reg Plan Seq. No. 67</b> ) .....                      | 1010-AC24                        |
| 1879            | Prospecting for Minerals Other Than Oil, Gas, and Sulphur in the Outer Continental Shelf ..... | 1010-AC48                        |
| 1880            | Forms and Reports .....  | 1010-AC63                        |
| 1881            | Update of Documents Incorporated by Reference: API/ISO 10432 .....                             | 1010-AC66                        |

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Minerals Management Service—Final Rule Stage (Continued)

| Sequence Number | Title   | Regulation Identification Number |
|-----------------|---|----------------------------------|
| 1882            | Amendments to Gas Valuation Regulations for Indian Leases ..... | 1010-AC72                        |

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 |
|-----------------|-----------------------------------|----------------------------------|
| 1883            | Credit Adjustments .....          | 1010-AB73                        |
| 1884            | Chronic Erroneous Reporting ..... | 1010-AC34                        |

Minerals Management Service—Completed Actions

| Sequence Number | Title  | Regulation Identification Number |
|-----------------|--|----------------------------------|
| 1885            | Training Lessee and Contractor Employees Engaged in Oil and Gas Operations in the Outer Continental Shelf .... | 1010-AC41                        |
| 1886            | Producer-Operated Outer Continental Shelf Pipelines That Cross Directly Into State Waters .....                | 1010-AC56                        |
| 1887            | Valuation of Federal Geothermal Resources Used To Generate Electricity .....                                   | 1010-AC59                        |
| 1888            | Update of Documents Incorporated by Reference: NACE MR 0175-99 etc. ....                                       | 1010-AC67                        |
| 1889            | Solid Minerals Interest .....  | 1010-AC76                        |

Office of Surface Mining Reclamation and Enforcement—Proposed Rule Stage

| Sequence Number | Title  | Regulation Identification Number |
|-----------------|--|----------------------------------|
| 1890            | Abandoned Coal Refuse Sites—Title I .....      | 1029-AB70                        |
| 1891            | Contemporaneous Reclamation .....              | 1029-AB79                        |
| 1892            | Dam Safety Rules .....                         | 1029-AB92                        |
| 1893            | Temporary Cessation of Mining Operations ..... | 1029-AB97                        |

Office of Surface Mining Reclamation and Enforcement—Final Rule Stage

| Sequence Number | Title                                     | Regulation Identification Number |
|-----------------|---|----------------------------------|
| 1894            | Indian Lands .....                        | 1029-AB83                        |
| 1895            | Ownership and Control—Redesign .....      | 1029-AB94                        |
| 1896            | Electronic Filing of the OSM-1 Form ..... | 1029-AB95                        |

Office of Surface Mining Reclamation and Enforcement—Completed Actions

| Sequence Number | Title                           | Regulation Identification Number |
|-----------------|---------------------------------|----------------------------------|
| 1897            | Electronic Funds Transfer ..... | 1029-AB96                        |

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## Bureau of Land Management—Proposed Rule Stage

| Sequence Number | Title   | Regulation Identification Number |
|-----------------|---|----------------------------------|
| 1898            | Leases, Permits, and Easements .....  | 1004-AB51                        |
| 1899            | Sales—Federal Land Policy and Management Act .....  | 1004-AB77                        |
| 1900            | Desert Land Entries .....   | 1004-AC56                        |
| 1901            | Disposal of Reserved Minerals Under the Stock Raising Homestead Act .....                   | 1004-AC59                        |
| 1902            | Land Withdrawals .....  | 1004-AC63                        |
| 1903            | Cost Recovery; Mineral Filings and Operations .....   | 1004-AC64                        |
| 1904            | Land Classification .....   | 1004-AC78                        |
| 1905            | Carey Act Grants .....  | 1004-AC80                        |
| 1906            | Segregation and Opening of Lands .....  | 1004-AC84                        |
| 1907            | Appeals Procedures; Hearings Procedures .....   | 1004-AC99                        |
| 1908            | Color of Title and Omitted Lands .....  | 1004-AD00                        |
| 1909            | Paleontological Resources .....   | 1004-AD03                        |
| 1910            | Geothermal Resource Unit Agreement .....  | 1004-AD10                        |
| 1911            | Coal Management .....   | 1004-AD11                        |
| 1912            | Mineral Materials Disposal .....  | 1004-AD29                        |
| 1913            | Mineral Patent Applications; Adverse Claims, Protests, and Conflicts .....                  | 1004-AD32                        |
| 1914            | Conservation; Helium Leasing .....  | 1004-AD35                        |
| 1915            | Timber Export and Substitution .....  | 1004-AD37                        |
| 1916            | Hazardous Materials Compliance .....  | 1004-AD38                        |
| 1917            | Rights-of-Way, Principles and Procedures; Rights-of-Way Under the Mineral Leasing Act ..... | 1004-AD39                        |
| 1918            | Grazing Administration—Exclusive of Alaska .....  | 1004-AD42                        |

## Bureau of Land Management—Final Rule Stage

| Sequence Number | Title  | Regulation Identification Number |
|-----------------|--|----------------------------------|
| 1919            | Management of Designated Wilderness Area .....   | 1004-AB69                        |
| 1920            | Oil and Gas Leasing; Drainage .....  | 1004-AC54                        |
| 1921            | Rights-of-Way, Principles and Procedures; Rights-of-Way Under the Mineral Leasing Act .....        | 1004-AC74                        |
| 1922            | Indian Allotments .....  | 1004-AC77                        |
| 1923            | Oil and Gas Leasing and Operations ( <b>Reg Plan Seq. No. 68</b> ) .....                           | 1004-AC94                        |
| 1924            | Oil and Gas Leasing; National Petroleum Reserve, Alaska—Unit Agreements .....                      | 1004-AD13                        |
| 1925            | Surface Management (Locatable Minerals) ( <b>Reg Plan Seq. No. 69</b> ) .....                      | 1004-AD22                        |
| 1926            | Financial Assistance; Local Governments .....  | 1004-AD23                        |
| 1927            | Use Authorizations (Recreation) .....  | 1004-AD25                        |
| 1928            | Location Recording, and Maintenance of Mining Claims and Sites .....                               | 1004-AD31                        |
| 1929            | Supplementary Rules for Public Demonstrations at Grand Staircase-Escalante National Monument ..... | 1004-AD40                        |

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 |
|-----------------|-----------------------------------|----------------------------------|
| 1930            | Coalbed Methane Development ..... | 1004-AC27                        |

## Bureau of Land Management—Completed Actions

| Sequence Number | Title   | Regulation Identification Number |
|-----------------|---|----------------------------------|
| 1931            | Railroad Grants .....   | 1004-AC76                        |
| 1932            | Alaska Native Veterans Allotments .....                       | 1004-AD34                        |
| 1933            | Leasing of Solid Minerals Other Than Coal and Oil Shale ..... | 1004-AD41                        |

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Office of the Secretary—Final Rule Stage

| Sequence Number | Title                        | Regulation Identification Number |
|-----------------|------------------------------|----------------------------------|
| 1934            | Wild and Scenic Rivers ..... | 1093-AA08                        |

Department of the Interior (DOI)

Proposed Rule Stage

Assistant Secretary for Policy, Management and Budget (ASPMB)

**1517. 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<br>Period End | 09/16/96 | 61 FR 37031 |
| NPRM                        | 11/00/00 |             |
| NPRM Comment<br>Period End  | 02/00/01 |             |

**Regulatory Flexibility Analysis Required:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Willie R. Taylor, Director, Office of Environmental Policy and Compliance, Department of

the Interior, Assistant Secretary for Policy, Management and Budget, Room 2340, MIB, 1849 C Street NW., Washington, DC 20240  
Phone: 202 208-3891

**RIN:** 1090-AA29

**1518. 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   | 03/00/01 |         |

**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

**1519. 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 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                       | 10/00/00 |         |
| NPRM Comment<br>Period End | 11/00/00 |         |
| Final Action               | 12/00/00 |         |

**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

**1520. 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 4; 43 CFR 1850

**Legal Deadline:** None

## DOI—BIA

## Final Rule Stage

## Timetable:

| Action                     | Date     | FR Cite     |
|----------------------------|----------|-------------|
| NPRM                       | 04/18/00 | 65 FR 20775 |
| NPRM Comment Period End    | 07/17/00 |             |
| Comment Period Extended To | 06/20/00 | 65 FR 38228 |

## Action Date FR Cite

Comment Period  
Extended To 08/16/00

Final Action 06/00/01

## Regulatory Flexibility Analysis Required: No

## Government Levels Affected: None

**Agency Contact:** Duane Bird Bear, Services, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW, Washington, DC 20240  
Phone: 202 208-5097

**RIN:** 1076—AD97

Department of the Interior (DOI)  
Bureau of Indian Affairs (BIA)

## Completed Actions

1860. ● SOUTHWESTERN INDIAN  
POLYTECHNIC INSTITUTE (SIPI)  
PERSONNEL SYSTEM

**Priority:** Info./Admin./Other

**Legal Authority:** PL 105-337

**CFR Citation:** 25 CFR 38.15

**Legal Deadline:** None

**Abstract:** This rule will expedite the employment and utilization of future employees with qualifications that more readily reflect the needs of the Southwestern Indian Polytechnic Institute (SIPI) than is currently

allowed under Office of Personnel Management regulations. It will also provide the administration of SIPI with the flexibility to modify program requirements and more appropriately assign employees to reflect changing requirements.

## Timetable:

| Action                  | Date     | FR Cite     |
|-------------------------|----------|-------------|
| NPRM                    | 05/08/00 | 65 FR 26728 |
| NPRM Comment Period End | 06/07/00 |             |
| Final Action            | 09/27/00 | 65 FR 58182 |
| Final Action Effective  | 10/27/00 |             |

## Regulatory Flexibility Analysis Required: No

**Government Levels Affected:** None

**Agency Contact:** Carolyn Elgin, Institute, Department of the Interior, Bureau of Indian Affairs, 9168 Coors Road, NW, Albuquerque, NM 87120  
Phone: 505 346-2347

**RIN:** 1076—AE02

**BILLING CODE** 4310—02—S

Department of the Interior (DOI)  
Minerals Management Service (MMS)

## Proposed Rule Stage

1861. 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   | 11/00/00 |         |

## Action Date FR Cite

NPRM Comment  
Period End 01/00/01

## Regulatory Flexibility Analysis Required: Yes

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** David S. Guzy, Chief Rules and Publications Staff, Department of the Interior, Minerals Management Service, MS 3021, P.O. Box 25165, Denver, CO 80225-0165  
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**RIN:** 1010—AC27

1862. 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                    | 10/00/00 |         |
| NPRM Comment Period End | 12/00/00 |         |

## Regulatory Flexibility Analysis Required: Yes

**Small Entities Affected:** Businesses

**Government Levels Affected:** State

**Agency Contact:** David S. Guzy, Chief Rules and Publications Staff, Department of the Interior, Minerals Management Service, MS 3021, P.O. Box 25165, Denver, CO 80225-0165  
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**RIN:** 1010—AC29

1863. ACCOUNTING RELIEF FOR  
MARGINAL PROPERTIES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 30 USC 1735

## DOI—MMS

## Proposed Rule Stage

**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<br>Period End     | 03/22/99 |            |
| Supplementary<br>Proposed Rule | 03/00/01 |            |
| NPRM Comment<br>Period End     | 05/00/01 |            |

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

**Agency Contact:** David S. Guzy, Chief Rules and Publications Staff, Department of the Interior, Minerals Management Service, MS 3021, P.O. Box 25165, Denver, CO 80225-0165  
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**RIN:** 1010-AC30**1864. 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                       | 06/00/01 |         |
| NPRM Comment<br>Period End | 08/00/01 |         |

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

**Agency Contact:** David S. Guzy, Chief Rules and Publications Staff, Department of the Interior, Minerals Management Service, MS 3021, P.O. Box 25165, Denver, CO 80225-0165  
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**RIN:** 1010-AC31**1865. OIL AND GAS DRILLING OPERATIONS****Priority:** Other Significant

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

**Legal Authority:** 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.

**Timetable:**

| Action                     | Date     | FR Cite     |
|----------------------------|----------|-------------|
| NPRM                       | 06/21/00 | 65 FR 38453 |
| NPRM Comment<br>Period End | 10/19/00 |             |
| Final Action               | 10/00/01 |             |

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

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Fax: 703 787-1093  
Email: kumkum\_ray@mms.gov

**RIN:** 1010-AC43**1866. EXPLORATION OR DEVELOPMENT AND PRODUCTION PLANS****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                       | 10/00/00 |         |
| NPRM Comment<br>Period End | 01/00/01 |         |

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

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**RIN:** 1010-AC47**1867. INCIDENT REPORTING****Priority:** Substantive, Nonsignificant**Legal Authority:** 43 USC 1331 et seq**CFR Citation:** 30 CFR 250**Legal Deadline:** None

**Abstract:** Recent rapid growth in offshore exploration and production activities in the Gulf of Mexico has led to an increase in accidents and fatalities. 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                       | 01/00/01 |         |
| NPRM Comment<br>Period End | 03/00/01 |         |

**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  
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## DOI—MMS

## Proposed Rule Stage

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**RIN:** 1010-AC57

**1868. 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.

**Timetable:**

| Action                     | Date     | FR Cite |
|----------------------------|----------|---------|
| NPRM                       | 10/00/00 |         |
| NPRM Comment<br>Period End | 12/00/00 |         |

**Regulatory Flexibility Analysis**

**Required:** No

**Government Levels Affected:** None

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**RIN:** 1010-AC58

**1869. RECORDS AND FILES MAINTENANCE**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 25 USC 396 et seq, 2101 et seq; 30 USC 181 et seq, 351 et seq, 1001 et seq; 31 USC 9701; 43 USC 1301 et seq, 1331 et seq, 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                       | 01/00/01 |         |
| NPRM Comment<br>Period End | 03/00/01 |         |

**Regulatory Flexibility Analysis**

**Required:** No

**Government Levels Affected:** None

**Agency Contact:** David S. Guzy, Chief Rules and Publications Staff,

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**RIN:** 1010-AC64

**1870. 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<br>Period End | 10/05/00 |             |
| Final Action               | 10/00/01 |             |

**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  
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**RIN:** 1010-AC65

**1871. 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                       | 10/00/00 |         |
| NPRM Comment<br>Period End | 12/00/00 |         |

**Regulatory Flexibility Analysis**

**Required:** No

**Government Levels Affected:** None

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**RIN:** 1010-AC68

**1872. OUTER CONTINENTAL SHELF OIL AND GAS LEASING-BIDDING SYSTEMS**

**Regulatory Plan:** This entry is Seq. No. 65 in Part II of this issue of the **Federal Register**.

**RIN:** 1010-AC69

**1873. AMENDMENTS TO SALE OF FEDERAL ROYALTY OIL (SMALL REFINER ADMINISTRATIVE FEE)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 30 USC 1301 et seq; 30 USC 181 et seq; 30 USC 351 et seq; 31 USC 9701 et seq; 43 USC 1301 et seq; 43 USC 1331 et seq; 43 USC 1801 et seq; 5 USC 301 et seq

**CFR Citation:** 30 CFR 208

**Legal Deadline:** None

**Abstract:** This rule would remove the requirement that MMS collect fees from small refiners to recover the administrative cost of the small refiner royalty-in-kind program.

**Timetable:**

| Action                     | Date     | FR Cite     |
|----------------------------|----------|-------------|
| NPRM                       | 09/26/00 | 65 FR 57771 |
| NPRM Comment<br>Period End | 11/27/00 |             |
| Final Action               | 03/00/01 |             |

## DOI—MMS

## Proposed Rule Stage

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

Undetermined

**Agency Contact:** David S. Guzy, Chief Rules and Publications Staff, Department of the Interior, Minerals Management Service, MS 3021, P.O. Box 25165, Denver, CO 80225-0165  
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**RIN:** 1010-AC70

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**1874. DEEP WATER ROYALTY RELIEF FOR OUTER CONTINENTAL SHELF OIL AND GAS LEASES ISSUED AFTER 2000**

**Regulatory Plan:** This entry is Seq. No. 66 in Part II of this issue of the **Federal Register**.

**RIN:** 1010-AC71

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**1875. • LEASING OF SULPHUR OR OIL AND GAS IN THE OUTER CONTINENTAL SHELF—DEFINITION OF AFFECTED STATES**

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

**Legal Authority:** 42 USC 6213; 43 USC 1331 et seq.

**CFR Citation:** 30 CFR 256**Legal Deadline:** None

**Abstract:** The proposed rule would eliminate a redundant and burdensome definition of “Affected State” that applies only to Subpart B, the Oil and

Gas Leasing Program. This would mean that the definition of “Affected State” in Subpart A would apply to the entire Part 256. This rule would eliminate the need for the Federal Government to involve certain unaffected coastal States in the complex, multi-step process of preparing a 5-year program.

**Timetable:**

| Action       | Date     | FR Cite |
|--------------|----------|---------|
| NPRM         | 12/00/00 |         |
| NPRM Comment | 02/00/01 |         |
| Period End   |          |         |

**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  
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**RIN:** 1010-AC74

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**1876. • 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         | 02/00/01 |         |
| NPRM Comment | 04/00/01 |         |
| Period End   |          |         |

**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  
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**RIN:** 1010-AC75**Department of the Interior (DOI)****Minerals Management Service (MMS)****Final Rule Stage****1877. ROYALTY PAYMENT LIABILITY****Priority:** Other Significant

**Legal Authority:** 25 USC 2101 et seq; 25 USC 396 et seq; 25 USC 396a et seq; 30 USC 1001 et seq; 30 USC 1701 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

**CFR Citation:** 30 CFR 211**Legal Deadline:** None

**Abstract:** Responsibilities of Minerals Management Service include the

collection of royalties, bonuses, rentals, and related revenues from Federal and Indian mineral leases. These monies are, for the most part, collected from the current designated payor on the lease. However, if MMS is unable to collect from the current payor, it must pursue collections from prior payor(s) the lessee, or an assignee of the lease. Existing regulations are unclear as to the responsibilities and liabilities of the parties involved. Therefore, MMS is amending its regulations to clarify payor, lessee, and assignee requirements and responsibilities for

Indian mineral leases and Federal solid mineral and geothermal leases.

**Timetable:**

| Action                  | Date     | FR Cite     |
|-------------------------|----------|-------------|
| NPRM                    | 04/13/94 | 59 FR 17504 |
| NPRM                    | 06/09/95 | 60 FR 30492 |
| Comment Period Extended | 08/30/95 | 60 FR 45112 |
| Comment Period Extended | 10/03/95 | 60 FR 56033 |
| Final Action            | 09/00/01 |             |

**Regulatory Flexibility Analysis****Required:** Yes**Small Entities Affected:** Businesses

## DOI—MMS

## Final Rule Stage

**Government Levels Affected:** None

**Agency Contact:** David S. Guzy, Chief Rules and Publications Staff, Department of the Interior, Minerals Management Service, MS 3021, P.O. Box 25165, Denver, CO 80225-0165  
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**RIN:** 1010-AB45

### 1878. VALUATION OF OIL FROM INDIAN LEASES

**Regulatory Plan:** This entry is Seq. No. 67 in Part II of this issue of the **Federal Register**.

**RIN:** 1010-AC24

### 1879. 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<br>Period End | 02/07/00 |             |
| Final Action               | 10/00/00 |             |

**Regulatory Flexibility Analysis**

**Required:** No

**Government Levels Affected:** None

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**RIN:** 1010-AC48

### 1880. FORMS AND REPORTS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 25 USC 396 et seq, 2101 et seq; 30 USC 181 et seq, 351

et seq, 101 et seq, 1701 et seq; 31 USC 3176 et seq, 9701 ; 43 USC 1301 et seq, 1331 et seq, 1801 et seq; 5 USC 301 et seq

**CFR Citation:** 30 CFR 210

**Legal Deadline:** None

**Abstract:** This rule will update the list of Royalty Management Program 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 | 10/00/00 |         |

**Regulatory Flexibility Analysis**

**Required:** No

**Government Levels Affected:** None

**Agency Contact:** David S. Guzy, Chief Rules and Publications Staff, Department of the Interior, Minerals Management Service, MS 3021, P.O. Box 25165, Denver, CO 80225-0165  
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**RIN:** 1010-AC63

### 1881. UPDATE OF DOCUMENTS INCORPORATED BY REFERENCE: API/ISO 10432

**Priority:** Routine and Frequent

**Legal Authority:** 5 USC 552(a)

**CFR Citation:** 30 CFR 250

**Legal Deadline:** None

**Abstract:** This rule will incorporate a document by reference into 30 CFR part 250. The document is an international standard dealing with downhole equipment and subsurface safety valve equipment.

**Timetable:**

| Action                     | Date     | FR Cite    |
|----------------------------|----------|------------|
| NPRM                       | 02/24/00 | 65 FR 9232 |
| NPRM Comment<br>Period End | 05/24/00 |            |
| Final Action               | 12/00/00 |            |

**Regulatory Flexibility Analysis**

**Required:** No

**Government Levels Affected:** Undetermined

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**RIN:** 1010-AC66

### 1882. • AMENDMENTS TO GAS VALUATION REGULATIONS FOR INDIAN LEASES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 25 USC 396 et seq; 25 USC 396a et seq; 25 USC 2101 et seq; 30 USC 181 et seq; 30 USC 351 et seq; 30 USC 1001 et seq; 30 USC 1701 et seq; 31 USC 9701; 43 USC 1301 et seq; 43 USC 1331 et seq; 43 USC 1801 et seq

**CFR Citation:** 30 CFR 174(l)

**Legal Deadline:** None

**Abstract:** The purpose of this rule is to remove the time limits on adjustments and audits for Indian leases in Montana and North Dakota. These time limits were added in the final Indian Gas Valuation Rule published on August 10, 1999 (64 FR 43506). Indian representatives from Montana and North Dakota believe that the time restrictions will force tribal and MMS auditors to either (1) expend additional time and money or (2) postpone or abandon ongoing audits in order to complete the required new audits within the restricted time period. The tribal representatives believe that the new time limits compromise MMS' efforts to maximize revenues for gas produced from Indian leases consistent with its trust responsibility.

**Timetable:**

| Action                     | Date     | FR Cite     |
|----------------------------|----------|-------------|
| NPRM                       | 06/05/00 | 65 FR 37504 |
| NPRM Comment<br>Period End | 07/17/00 |             |
| Final Action               | 10/00/00 |             |

**Regulatory Flexibility Analysis**

**Required:** No

**Government Levels Affected:** Tribal

**Agency Contact:** David S. Guzy, Chief Rules and Publications Staff, Department of the Interior, Minerals Management Service, MS 3021, P.O. Box 25165, Denver, CO 80225-0165  
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**RIN:** 1010-AC72

**Department of the Interior (DOI)**  
**Minerals Management Service (MMS)**
**Long-Term Actions****1883. CREDIT ADJUSTMENTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 25 USC 2101 et seq; 25 USC 396 et seq; 25 USC 396a et seq; 30 USC 1001 et seq; 30 USC 1701 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 218**Legal Deadline:** None**Abstract:** This rule will limit adjustments on royalty payments and determine the use of administrative offset for certain collections. This rule was expanded to include post-Federal Oil and Gas Royalty Simplification and Fairness Act of 1996 impacts on credit adjustments and administrative offsets after the initial proposed rule was published, so a new proposed rule will be issued.**Timetable:**

| Action                     | Date     | FR Cite     |
|----------------------------|----------|-------------|
| NPRM                       | 08/17/93 | 58 FR 43588 |
| NPRM Comment<br>Period End | 11/01/93 |             |
| NPRM                       | 10/00/01 |             |
| NPRM Comment<br>Period End | 12/00/01 |             |

**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** None**Agency Contact:** David S. Guzy, Chief Rules and Publications Staff, Department of the Interior, Minerals Management Service, MS 3021, P.O. Box 25165, Denver, CO 80225-0165  
Phone: 303 231-3432  
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Email: david.guzy@mms.gov**RIN:** 1010-AB73**1884. CHRONIC ERRONEOUS REPORTING****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 25 USC 2101 et seq; 25 USC 396 et seq; 25 USC 396a et seq; 30 USC 1001 et seq; 30 USC 1701 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 216; 30 CFR 218**Legal Deadline:** None**Abstract:** This rule eliminates assessments for late reporting and failure to report and defines the assessment criteria. The new rule will define what is considered a chronic erroneous reporter and applicable assessments. Penalties for failure to report are also addressed.**Timetable:**

| Action                     | Date     | FR Cite |
|----------------------------|----------|---------|
| NPRM                       | 10/00/01 |         |
| NPRM Comment<br>Period End | 12/00/01 |         |

**Regulatory Flexibility Analysis Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** State**Agency Contact:** David S. Guzy, Chief Rules and Publications Staff, Department of the Interior, Minerals Management Service, MS 3021, P.O. Box 25165, Denver, CO 80225-0165  
Phone: 303 231-3432  
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Email: david.guzy@mms.gov**RIN:** 1010-AC34
**Department of the Interior (DOI)**  
**Minerals Management Service (MMS)**
**Completed Actions****1885. TRAINING LESSEE AND CONTRACTOR EMPLOYEES ENGAGED IN OIL AND GAS OPERATIONS IN THE OUTER CONTINENTAL SHELF****Priority:** Other Significant**CFR Citation:** 30 CFR 250**Completed:**

| Reason                 | Date     | FR Cite     |
|------------------------|----------|-------------|
| Final Action           | 08/14/00 | 65 FR 49485 |
| Final Action Effective | 10/13/00 |             |

**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** None**Agency Contact:** Kumkum Ray  
Phone: 703 787-1600  
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Email: kumkum\_ray@mms.gov**RIN:** 1010-AC41**1886. PRODUCER-OPERATED OUTER CONTINENTAL SHELF PIPELINES THAT CROSS DIRECTLY INTO STATE WATERS****Priority:** Substantive, Nonsignificant**CFR Citation:** 30 CFR 250**Completed:**

| Reason                 | Date     | FR Cite     |
|------------------------|----------|-------------|
| Final Action           | 07/27/00 | 65 FR 46092 |
| Final Action Effective | 08/28/00 |             |

**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** None**Agency Contact:** Kumkum Ray  
Phone: 703 787-1600  
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Email: kumkum\_ray@mms.gov**RIN:** 1010-AC56**1887. VALUATION OF FEDERAL GEOTHERMAL RESOURCES USED TO GENERATE ELECTRICITY****Priority:** Substantive, Nonsignificant**CFR Citation:** 30 CFR 206**Completed:**

| Reason                                      | Date     | FR Cite     |
|---|----------|-------------|
| Withdrawn - No Further Action Will Be Taken | 08/16/00 | 65 FR 49957 |

**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** None**Agency Contact:** David S. Guzy  
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## DOI—MMS

## Completed Actions

**1888. UPDATE OF DOCUMENTS INCORPORATED BY REFERENCE: NACE MR 0175-99 ETC.****Priority:** Routine and Frequent**CFR Citation:** 30 CFR 250**Completed:**

| Reason   | Date     | FR Cite     |
|--|----------|-------------|
| Withdrawn - Published as a Technical Amendment | 07/01/00 | 65 FR 15862 |

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

Undetermined

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**RIN:** 1010-AC67

seq.; 30 USC 1701 et seq.; 31 USC 3716; 31 USC 3720A; 31 USC 9701; 43 USC 1301 et seq.; 43 USC 1331 et seq.; 43 USC 1801 et seq.

**CFR Citation:** 30 CFR 218.202(c); 30 CFR 218.202(d); 30 CFR 218.302(c); 30 CFR 218.302(d)**Legal Deadline:** None

**Abstract:** MMS is revoking its final rulemaking published on March 29, 1994 (59 FR 14557), regarding interest rates used to assess late payment or underpayment of monies due on solid minerals and geothermal leases. The U.S. District Court for the District of Columbia has declared that MMS lacks the statutory and regulatory authority to charge the Internal Revenue Service (IRS) rate of interest, compound interest, or shifting interest rates on Federal coal and other solid mineral leases. Regulations effective before April 1, 1994, will be reinstated and republished. The previous regulations provide that, in the absence of a specific lease, permit, license, or contract provision prescribing a

different rate, the percentage assessment rate of the Department of the Treasury as the "Treasury Current Value of Funds Rate."

**Timetable:**

| Action                 | Date     | FR Cite     |
|------------------------|----------|-------------|
| Final Action           | 09/13/00 | 65 FR 55187 |
| Final Action Effective | 09/13/00 |             |

**Regulatory Flexibility Analysis****Required:** No**Government Levels Affected:** None**Agency Contact:** David S. Guzy, Chief Rules and Publications Staff,Department of the Interior, Minerals Management Service, MS 3021, P.O. Box 25165, Denver, CO 80225-0165  
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**RIN:** 1010-AC76**BILLING CODE** 4310-MR-S**1889. • SOLID MINERALS INTEREST****Priority:** Info./Admin./Other**Legal Authority:** 30 USC 181 et seq.; 30 USC 351 et seq.; 30 USC 1001 et**Department of the Interior (DOI)****Office of Surface Mining Reclamation and Enforcement (OSMRE)****Proposed Rule Stage****1890. 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   | 09/00/01 |         |

**Regulatory Flexibility Analysis****Required:** Undetermined**Government Levels Affected:** None**Agency Contact:** Douglas Growitz, Hydrologist, Department of the Interior, Office of Surface Mining Reclamationand Enforcement, 1951 Constitution Avenue NW, Washington, DC 20240  
Phone: 202 208-2634**RIN:** 1029-AB70**1891. CONTEMPORANEOUS RECLAMATION****Priority:** Other Significant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 30 USC 1201 et seq**CFR Citation:** 30 CFR 816; 30 CFR 780; 30 CFR 773**Legal Deadline:** None

**Abstract:** This rule would amend our regulations to ensure that coal mine operators reclaim their operations in a contemporaneous manner using site-based contemporaneous standards.

**Timetable:**

| Action | Date     | FR Cite |
|--------|----------|---------|
| NPRM   | 09/00/01 |         |

**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**1892. 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 would 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.